

State of Iowa

**JOURNAL
OF THE HOUSE**

**2019
REGULAR SESSION
EIGHTY-EIGHTH
GENERAL ASSEMBLY**

**Convened – January 14, 2019
Adjourned – April 27, 2019**

**KIM REYNOLDS, Governor
LINDA L. UPMEYER, Speaker of the House
CHARLES SCHNEIDER, President of the Senate**

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Des Moines*

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OFFICERS OF THE HOUSE

**EIGHTY-EIGHTH GENERAL ASSEMBLY
2019 Regular Session**

- UPMEYER, LINDA L.....*Speaker of the House*
- WINDSCHITL, MATT W.....*Speaker Pro Tempore*
- HAGENOW, CHRIS *Majority Leader*
- WILLS, JOHN H.....*Majority Whip*
- BOSSMAN, JACOB..... *Assistant Majority Leader*
- HUSEMAN, DANIEL ADAIR *Assistant Majority Leader*
- SEXTON, MIKE.....*Assistant Majority Leader*
- ZUMBACH, LOUIS J. *Assistant Majority Leader*
- PRICHARD, TODD..... *Minority Leader*
- OLDSON, JO.....*Minority Whip*
- BRECKENRIDGE, WES *Assistant Minority Leader*
- FORBES, JOHN. *Assistant Minority Leader*
- MEYER, BRIAN..... *Assistant Minority Leader*
- STECKMAN, SHARON S..... *Assistant Minority Leader*
- BOAL, CARMINE..... *Chief Clerk*

- ANDERLE, KIETH..... *Doorkeeper*
- BALDERSON, STEVE..... *Sergeant-at-Arms I*
- BEALL, ASHLEY *Republican Caucus Staff – Senior Secretary*
- BENNETT, ROBIN.....*Administrative Services Officer II – Journal*
- BRONSINK, KELLY *Senior Finance Officer III*
- BROWN, CLYDE..... *Doorkeeper*
- CHAPMAN, JASON *Republican Caucus Staff - Senior Research Analyst*
- DOLAN, MOLLY *Administrative Services Officer III*
- EPLEY, DAVE *Democratic Caucus Staff - Senior Research Analyst*
- FIIHR, DEAN *Senior Administrative Assistant to Minority Leader II*

FLANNERY, JESSICA.....	<i>Democratic Caucus Staff – Secretary</i>
FORBURGER, BONNIE.....	<i>Recording Clerk I</i>
FREELAND, BILL.....	<i>Democratic Caucus Staff - Senior Research Analyst</i>
FREEMAN, DOREEN RENO.....	<i>Senior Admin. Services Officer – Assist. Legal Counsel</i>
FRIEDRICHSEN, JAKE	<i>Senior Administrative Assistant to Minority Leader II</i>
GENTZ, BENJAMIN	<i>Republican Caucus Staff - Research Analyst</i>
GIESELMAN, WAYNE	<i>Assistant Sergeant-At-Arms</i>
GILDE, JOE.....	<i>Democratic Caucus Staff - Research Analyst III</i>
GINTY, NATALIE	<i>Republican Caucus Staff - Research Analyst I</i>
GRONEWALD, MATT.....	<i>Senior Administrative Assistant to Majority Leader I</i>
GUILLAUME, BRIAN.....	<i>Democratic Caucus Staff - Research Analyst I</i>
HOOK, HALEY.....	<i>Administrative Assistant to Majority Leader</i>
JENNINGS, SUE.....	<i>Senior Administrative Services Officer – Journal</i>
KINMAN, LINDA	<i>Doorkeeper</i>
KIOUS, KRISTI	<i>Republican Caucus Staff - Research Analyst III</i>
MAHER, STEPHANIE	<i>Switchboard Operator</i>
MAURO, FRANK.....	<i>Doorkeeper</i>
MITCHELL, JEFFREY	<i>Republican Caucus Staff - Senior Director</i>
MURRAY, LOGAN	<i>Republican Caucus Staff - Research Analyst</i>
NELSON, MEGHAN	<i>Assistant Chief Clerk III</i>
OLSON, LEWIS.....	<i>Republican Caucus Staff - Senior Research Analyst</i>
PHILLIPS, TONY	<i>Senior Administrative Assistant to Speaker II</i>
PIERCE, PHYLLIS.....	<i>Finance Officer I</i>
ROMANO, JOE.....	<i>Democratic Caucus Staff - Senior Director</i>
ROSS, RANDY.....	<i>Postmaster</i>
SKEFFINGTON, JOAN.....	<i>Bill Clerk</i>
STEINKE, TERRI.....	<i>Confidential Secretary to Speaker</i>
TADLOCK, COLIN.....	<i>Admin. Assistant II to Speaker / Communications Director</i>
THIEN, KELSEY.....	<i>Democratic Caucus Staff - Research Analyst</i>
THOMAS, RACHELLE	<i>Democratic Caucus Staff - Senior Research Analyst</i>

THRASHER, ALVIN.....	<i>Chief Doorkeeper</i>
TROW, BRADLEY.....	<i>Republican Caucus Staff - Senior Deputy Director</i>
VANDERPLOEG, SARAH.....	<i>Supervisor of Secretaries II</i>
VER SCHUER, ALISON.....	<i>Democratic Caucus Staff - Legislative Research Analyst I</i>
WALSH, DENNIS.....	<i>Doorkeeper</i>
WENTZ, KRIS.....	<i>Senior Administrative Services Officer – Indexing</i>
WILLE, AMANDA.....	<i>Republican Caucus Staff - Research Analyst III</i>

JOINT EMPLOYEES OF THE HOUSE AND SENATE

MURPHY, KATE.....	<i>Human Resources Director</i>
WILLEMSEN, MARK L.....	<i>Senior Facilities Manager</i>
BUNKERS, ZACHARY L.....	<i>Facilities Manager I</i>
McBRIDE, MAC.....	<i>Conservation/Restoration Specialist II</i>
FERGUSON, SHAWNA S.....	<i>Security Coordinator II</i>
BACUS, KATHLEEN.....	<i>Security Officer I</i>
ELLIOTT, JODY.....	<i>Security Officer I</i>
EYBERG, JAMES.....	<i>Security Officer I</i>
GARRISON, DAVID.....	<i>Security Officer II</i>
HENDERSON, CURTIS.....	<i>Security Officer I</i>
KNAPP, TIMOTHY.....	<i>Security Officer I</i>
MARCHANT, RANDY.....	<i>Security Officer I</i>
McCURDY, JR., GERALD.....	<i>Security Officer I</i>
SCHNELL, KERT.....	<i>Security Officer I</i>
SKEFFINGTON, LEO.....	<i>Security Officer I</i>
TAYLOR, RICHARD.....	<i>Security Officer I</i>
WINTER, MICHAEL H.....	<i>Security Officer I</i>
GARDINER, BRANDIE.....	<i>Copy Center Operator</i>

ELECTED STATE OFFICIALS

Official Address: Des Moines, Iowa

KIM REYNOLDS, <i>Governor</i>	Des Moines
ADAM GREGG, <i>Lieutenant Governor</i>	Johnston
PAUL D. PATE, <i>Secretary of State</i>	Cedar Rapids
ROB SAND, <i>Auditor of State</i>	Des Moines
MICHAEL L. FITZGERALD, <i>Treasurer of State</i>	Waukee
MICHAEL NAIG, <i>Secretary of Agriculture</i>	Urbandale
THOMAS J. 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
SUSAN K. CHRISTENSEN, <i>Justice</i>	Harlan
EDWARD M. MANSFIELD, <i>Justice</i>	Des Moines
CHRISTOPHER L. McDONALD, <i>Justice</i>	Des Moines
<i>Appointed February 20, 2019; Sworn in April 5, 2019</i>	
THOMAS D. WATERMAN, <i>Justice</i>	Pleasant Valley
DAVID S. WIGGINS, <i>Justice</i>	West Des Moines

JUDGES OF THE IOWA COURT OF APPEALS

GAYLE NELSON VOGEL, <i>Chief Judge</i>	Spirit Lake
THOMAS N. BOWER, <i>Judge</i>	Cedar Falls
RICHARD H. DOYLE, <i>Judge</i>	Des Moines
SHARON SOORHOLTZ-GREER, <i>Judge</i>	Marshalltown
<i>Appointed April 29, 2019; Sworn in June 7, 2019</i>	
DAVID MAY, <i>Judge</i>	Polk City
<i>Appointed April 29, 2019; Sworn in June 7, 2019</i>	
CHRISTOPHER L. McDONALD, <i>Judge</i>	Des Moines
<i>(Served until appointed as Justice)</i>	
MICHAEL R. MULLINS, <i>Judge</i>	Washington
AMANDA POTTERFIELD, <i>Judge</i>	Tiffin
MARY E. TABOR, <i>Judge</i>	Des Moines
ANURADHA VAITHESWARAN, <i>Judge</i>	Des Moines

MEMBERS OF THE HOUSE

EIGHTY-EIGHTH GENERAL ASSEMBLY 2019 Regular Session

(Italicized county indicates the county of residence.)

ABDUL-SAMAD, AKO (D)

Residence.....Des Moines
 Occupation CEO-Creative Visions
 Legislative Service.....2007-2019
 Representative District 35-*Polk*

ANDERSON, MARTI (D)

Residence.....Des Moines
 Occupation Social Worker
 Legislative Service.....2013-2019
 Representative District 36-*Polk*

BACON, ROBERT P. (R)

Residence.....Slater
 Occupation Funeral Director
 Legislative Service.....Senate 2011-2012; House 2013-2019
 Representative District 48-Boone, Hamilton, *Story*, Webster

BAXTER, TERRY C. (R)

Residence.....Garner
 Occupation World Missions GoServ Global
 Legislative Service.....2015-2019
 Representative District 8-*Hancock*, Kossuth, Wright

BEARINGER, BRUCE (D)

Residence.....Oelwein
 Occupation
 Legislative Service.....2013-2019
 Representative District 64-Buchanan, *Fayette*

BENNETT, LIZ (D)

Residence.....Cedar Rapids
 Occupation Internet Sales/Support Consultant GoDaddy.com
 Legislative Service.....2015-2019
 Representative District 65-*Linn*

BERGAN, MICHAEL R. (R)

Residence.....Dorchester
 Occupation Accountant
 Legislative Service.....2017-2019
 Representative District 55-Clayton, *Fayette*, *Winneshiek*

BEST, BRIAN (R)

Residence.....Glidden
 Occupation President of Western Iowa Sleep
 Legislative Service.....2015-2019
 Representative District 12-Audubon, *Carroll*, Crawford

BLOOMINGDALE, JANE (R)

Residence.....Northwood
 Occupation
 Legislative Service.....2017-2019
 Representative District 51-Howard, Mitchell, *Winneshiek*, *Worth*

BOSSMAN, JACOB (R)

Residence.....Sioux City
 Occupation
 Legislative Service.....*2018-2019
 Representative District6-*Woodbury*
 *Elected in Special Election January 16, 2018

BRECKENRIDGE, WES (D)

Residence.....Newton
 OccupationAdjunct Instructor-DMACC
 Legislative Service.....2017-2019
 Representative District29-*Jasper*

BRINK, HOLLY (R)

Residence.....Oskaloosa
 OccupationInsurance Agent
 Legislative Service.....2019
 Representative District80-Appanoose, *Mahaska*, Monroe, Wapello

BROWN-POWERS, TIMI (D)

Residence.....Waterloo
 OccupationTherapist-Covenant Medical Center
 Legislative Service.....2015-2019
 Representative District61-*Black Hawk*

CARLSON, GARY L. (R)

Residence.....Muscatine
 OccupationVice President-HNI Corporation
 Legislative Service.....2015-2019
 Representative District91-*Muscatine*

COHOON, DENNIS M. (D)

Residence.....Burlington
 OccupationRetired Teacher
 Legislative Service.....1987-2019
 Representative District87-*Des Moines*

DERRY, KARIN (D)

Residence.....Johnston
 OccupationAttorney
 Legislative Service.....2019
 Representative District39-*Polk*

DEYOE, DAVE (R)

Residence.....Nevada
 OccupationFarmer
 Legislative Service.....2007-2019
 Representative District49-Hardin, *Story*

DOLECHECK, CECIL (R)

Residence.....Mount Ayr
 OccupationRetired Farmer
 Legislative Service.....1997-2019
 Representative District24-Montgomery, Page, *Ringgold*, Taylor

DONAHUE, MOLLY ERIN (D)

Residence.....Cedar Rapids
 OccupationTeacher
 Legislative Service.....2019
 Representative District68-*Linn*

EHLERT, TRACY (D)

Residence.....Cedar Rapids
 OccupationEarly Childhood Educator
 Legislative Service.....2019
 Representative District70-*Linn*

FISHER, DEAN (R)

Residence.....Montour
 OccupationEngineering/Farming
 Legislative Service.....2013-2019
 Representative District72-Black Hawk, Marshall, *Tama*

FORBES, JOHN (D)

Residence.....Urbandale
 OccupationPharmacist
 Legislative Service.....2013-2019
 Representative District40-*Polk*

FRY, JOEL (R)

Residence.....Osceola
 OccupationTherapist
 Legislative Service.....2011-2019
 Representative District27-*Clarke*, Decatur, Lucas, Wayne

GAINES, RUTH ANN (D)

Residence.....Des Moines
 OccupationInstructor
 Legislative Service.....2011-2019
 Representative District32-*Polk*

GASKILL, MARY A. (D)

Residence.....Ottumwa
 OccupationRetired County Auditor
 Legislative Service.....2003-2019
 Representative District81-*Wapello*

GASSMAN, TEDD (R)

Residence.....Scarville
 OccupationFarmer/Legislator
 Legislative Service.....2013-2019
 Representative District7-*Emmet*, Kossuth, *Winnebago*

GERHOLD, THOMAS D. (R)

Residence.....Atkins
 OccupationResearch Associate
 Legislative Service.....2019
 Representative District75-*Benton*, Iowa

GRASSLEY, PAT (R)

Residence.....New Hartford
 OccupationFarmer
 Legislative Service.....2007-2019
 Representative District50-*Butler*, Grundy, Hardin

GUSTAFSON, STAN (R)

Residence.....Cumming
 OccupationRetired Marine/Retired Attorney
 Legislative Service.....*2014-2019
 Representative District25-*Madison*, Warren
 *Elected in Special Election January 7, 2014

HAGENOW, CHRIS (R)

Residence.....Urbandale
 OccupationAttorney
 Legislative Service.....2009-2019
 Representative District19-*Dallas*, *Polk*

HALL, CHRIS (D)

Residence.....Sioux City
 Occupation
 Legislative Service.....2011-2019
 Representative District13-*Woodbury*

HANUSA, MARY ANN (R)

Residence..... Council Bluffs
OccupationSpecial Projects & Programs Director, Children’s Square USA
Legislative Service..... 2011-2019
Representative District16-Pottawattamie

HEDDENS, LISA (D)

Residence..... Ames
Occupation
Legislative Service..... 2003-2019
Representative District46-Story

HEIN, LEE (R)

Residence..... Monticello
Occupation Farmer
Legislative Service..... 2011-2019
Representative District96-Delaware, Jones

HINSON, ASHLEY (R)

Residence..... Marion
Occupation Media Consultant
Legislative Service..... 2017-2019
Representative District67-Linn

HITE, DUSTIN D. (R)

Residence..... New Sharon
Occupation Attorney
Legislative Service..... 2019
Representative District79-Mahaska, Marion

HOLT, STEVEN (R)

Residence..... Denison
Occupation Business Owner/Retired U.S. Marine
Legislative Service..... 2015-2019
Representative District18-Crawford, Harrison, Shelby

HUNTER, BRUCE (D)

Residence..... Des Moines
Occupation Retired
Legislative Service..... *2003-2019
Representative District34-Polk
*Elected in Special Election February 11, 2003

HUSEMAN, DANIEL ADAIR (R)

Residence..... Aurelia
Occupation Farmer
Legislative Service..... 1995-2019
Representative District3-Cherokee, O’Brien, Plymouth, Sioux

ISENHART, CHARLES (D)

Residence..... Dubuque
Occupation President-Common Good Services/Sports Official
Legislative Service..... 2009-2019
Representative District100-Dubuque

JACOBSEN, JON (R)

Residence..... Council Bluffs
Occupation Senior Trust Officer/VP/Attorney
Legislative Service..... *2017-2019
Representative District22-Pottawattamie
*Elected in Special Election June 27, 2017

JACOBY, DAVE (D)

Residence.....Coralville
 OccupationSTEM Coordinator
 Legislative Service.....*2003-2019
 Representative District74-*Johnson*
 *Elected in Special Election August 26, 2003

JAMES, LINDSAY (D)

Residence.....Dubuque
 Occupation
 Legislative Service.....2019
 Representative District99-*Dubuque*

JENEARY, TOM (R)

Residence.....Le Mars
 OccupationRetired Dentist
 Legislative Service.....2019
 Representative District5-*Plymouth, Woodbury*

JONES, MEGAN (R)

Residence.....Sioux Rapids
 OccupationNon-practicing Attorney/Farm Wife
 Legislative Service.....2013-2019
 Representative District2-*Clay, Dickinson, Palo Alto*

JUDGE, KENAN (D)

Residence.....Waukee
 Occupation
 Legislative Service.....2019
 Representative District44-*Dallas*

KACENA, TIMOTHY (D)

Residence.....Sioux City
 OccupationRetired Firefighter
 Legislative Service.....2017-2019
 Representative District14-*Woodbury*

KAUFMANN, BOBBY (R)

Residence.....Wilton
 OccupationGrain and Livestock Farmer/Small Business Owner
 Legislative Service.....2013-2019
 Representative District73-*Cedar, Johnson, Muscatine*

KERR, DAVID (R)

Residence.....Morning Sun
 OccupationFarming/Retired-Kinder Morgan Inc.
 Legislative Service.....2017-2019
 Representative District88-*Des Moines, Louisa, Muscatine*

KLEIN, JARAD (R)

Residence.....Keota
 OccupationFamily Farmer
 Legislative Service.....2011-2019
 Representative District78-*Keokuk, Washington*

KONFRST, JENNIFER (D)

Residence.....Windsor Heights
 OccupationProfessor
 Legislative Service.....2019
 Representative District43-*Polk*

KRESSIG, BOB (D)

Residence.....Cedar Falls
 OccupationRetired-John Deere
 Legislative Service.....2005-2019
 Representative District59-*Black Hawk*

MEMBERS OF THE HOUSE

KURTH, MONICA (D)

Residence..... Davenport
 Occupation Retired Teacher
 Legislative Service..... *2017-2019
 Representative District 89-*Scott*
 *Elected in Special Election January 31, 2017

KURTZ, JEFF (D)

Residence..... Fort Madison
 Occupation Retired Locomotive Engineer
 Legislative Service..... 2019
 Representative District 83-*Lee*

LANDON, JOHN (R)

Residence..... Ankeny
 Occupation Retired Ag Business
 Legislative Service..... 2013-2019
 Representative District 37-*Polk*

LENSING, VICKI (D)

Residence..... Iowa City
 Occupation Funeral Home Owner
 Legislative Service..... 2001-2019
 Representative District 85-*Johnson*

LOHSE, BRIAN K. (R)

Residence..... Bondurant
 Occupation Attorney
 Legislative Service..... 2019
 Representative District 30-*Polk*

LUNDGREN, SHANNON (R)

Residence..... Peosta
 Occupation Small Business Owner
 Legislative Service..... 2017-2019
 Representative District 57-*Dubuque*

MASCHER, MARY (D)

Residence..... Iowa City
 Occupation Legislator/Retired Teacher
 Legislative Service..... 1995-2019
 Representative District 86-*Johnson*

MATSON, HEATHER (D)

Residence..... Ankeny
 Occupation
 Legislative Service..... 2019
 Representative District 38-*Polk*

MAXWELL, DAVID E. (R)

Residence..... Gibson
 Occupation Drainage Contractor/Farmer
 Legislative Service..... 2013-2019
 Representative District 76-Iowa, *Poweshiek*

McCONKEY, CHARLIE (D)

Residence..... Council Bluffs
 Occupation Retired Steelworker
 Legislative Service..... 2015-2019
 Representative District 15-*Pottawattamie*

McKEAN, ANDY (R/D)*

Residence..... Anamosa
 Occupation Retired Attorney
 Legislative Service..... Senate 1993-2002; House 1979-1992, 2017-2019
 Representative District 58-Dubuque, Jackson, *Jones*

*Party change to (D) – April 23, 2019

MEYER, ANN (R)

Residence..... Fort Dodge
 Occupation Registered Nurse
 Legislative Service..... 2019
 Representative District 9-*Webster*

MEYER, BRIAN (D)

Residence..... Des Moines
 Occupation Attorney
 Legislative Service..... *2013-2019
 Representative District 33-*Polk*
 *Elected in Special Election October 22, 2013

MITCHELL, JOE (R)

Residence..... Mount Pleasant
 Occupation
 Legislative Service..... 2019
 Representative District 84-*Henry, Jefferson, Lee, Washington*

MOHR, GARY M. (R)

Residence..... Bettendorf
 Occupation Retired Community College Administrator
 Legislative Service..... 2017-2019
 Representative District 94-*Scott*

MOMMSEN, NORLIN G. (R)

Residence..... DeWitt
 Occupation Farmer
 Legislative Service..... 2015-2019
 Representative District 97-*Clinton, Scott*

MOORE, TOM (R)

Residence..... Griswold
 Occupation
 Legislative Service..... *2015-2019
 Representative District 21-*Adams, Cass, Pottawattamie, Union*
 *Elected in Special Election December 8, 2015

NIELSEN, AMY (D)

Residence..... North Liberty
 Occupation
 Legislative Service..... 2017-2019
 Representative District 77-*Johnson*

OLDSON, JO (D)

Residence..... Des Moines
 Occupation
 Legislative Service..... 2003-2019
 Representative District 41-*Polk*

OLSON, RICK L. (D)

Residence..... Des Moines
 Occupation Attorney
 Legislative Service..... 2005-2019
 Representative District 31-*Polk*

OSMUNDSON, ANNE (R)

Residence..... Volga
 Occupation Small Business Owner/Farmer
 Legislative Service..... 2019
 Representative District 56-*Allamakee, Clayton*

OURTH, SCOTT D. (D)

Residence..... Ackworth
 Occupation Legislator/Operating Engineer
 Legislative Service..... 2013-2019
 Representative District 26-*Warren*

PAUSTIAN, ROSS C. (R)

Residence.....Walcott
Occupation Farmer
Legislative Service..... 2011-2012, 2015-2019
Representative District 92-*Scott*

PRICHARD, TODD (D)

Residence..... Charles City
Occupation Attorney
Legislative Service..... *2013-2019
Representative District 52-Cerro Gordo, Chickasaw, *Floyd*
*Elected in Special Election January 22, 2013

RUNNING-MARQUARDT, KIRSTEN (D)

Residence..... Cedar Rapids
Occupation
Legislative Service..... *2009-2019
Representative District 69-*Linn*
*Elected in Special Election November 24, 2009

SALMON, SANDY (R)

Residence..... Janesville
Occupation Retired Home Educator
Legislative Service..... 2013-2019
Representative District 63-*Black Hawk*, Bremer

SEXTON, MIKE (R)

Residence..... Rockwell City
Occupation Farmer/Entrepreneur
Legislative Service..... 2015-2019
Representative District 10-*Calhoun*, Humboldt, Pocahontas, Webster

SHIPLEY, JEFF (R)

Residence..... Fairfield
Occupation Sauerkraut Salesman
Legislative Service..... 2019
Representative District 82-Davis, *Jefferson*, Van Buren

SIECK, DAVID (R)

Residence..... Glenwood
Occupation Farmer/Real Estate
Legislative Service..... *2015-2019
Representative District 23-Fremont, *Mills*, Montgomery
*Elected in Special Election February 10, 2015

SMITH, MARK (D)

Residence..... Marshalltown
Occupation Licensed Independent Social Worker
Legislative Service..... 2001-2019
Representative District 71-*Marshall*

SMITH, RASTAFARI I. (D)

Residence..... Waterloo
Occupation Consultant for Communities In Schools of Mid-America
Legislative Service..... 2017-2019
Representative District 62-*Black Hawk*

SORENSEN, RAY (R)

Residence..... Greenfield
Occupation Mural Artist/Business Owner
Legislative Service..... 2019
Representative District 20-*Adair*, Cass, Dallas, Guthrie

STAED, ART (D)

Residence..... Cedar Rapids
 Occupation Retired Educator
 Legislative Service..... 2007-2008, 2013-2019
 Representative District 66-*Linn*

STECKMAN, SHARON S. (D)

Residence..... Mason City
 Occupation Retired Educator
 Legislative Service..... 2009-2019
 Representative District 53-*Cerro Gordo*

SUNDE, KRISTIN (D)

Residence..... West Des Moines
 Occupation
 Legislative Service..... 2019
 Representative District 42-*Polk, Warren*

THEDE, PHYLLIS (D)

Residence..... Bettendorf
 Occupation Legislator
 Legislative Service..... 2009-2019
 Representative District 93-*Scott*

THOMPSON, PHIL (R)

Residence..... Jefferson
 Occupation Contractor
 Legislative Service..... 2019
 Representative District 47-*Boone, Greene*

THORUP, JON (R)

Residence..... Knoxville
 Occupation Iowa State Trooper
 Legislative Service..... 2019
 Representative District 28-*Jasper, Lucas, Marion*

UPMEYER, LINDA L. (R)

Residence..... Clear Lake
 Occupation Nurse Practitioner
 Legislative Service..... 2003-2019
 Representative District 54-*Butler, Cerro Gordo, Franklin*

WESSEL-KROESCHELL, BETH (D)

Residence..... Ames
 Occupation Legislator
 Legislative Service..... 2005-2019
 Representative District 45-*Story*

WHEELER, SKYLER (R)

Residence..... Orange City
 Occupation
 Legislative Service..... 2017-2019
 Representative District 4-*Sioux*

WILLIAMS, DAVE (D)

Residence..... Cedar Falls
 Occupation Business Consultant
 Legislative Service..... 2019
 Representative District 60-*Black Hawk*

WILLS, JOHN H. (R)

Residence..... Spirit Lake
 Occupation
 Legislative Service..... 2015-2019
 Representative District 1-*Dickinson, Lyon, Osceola*

WINCKLER, CINDY (D)

Residence..... Davenport
Occupation Retired Educator
Legislative Service..... 2001-2019
Representative District 90-*Scott*

WINDSCHITL, MATT W. (R)

Residence..... Missouri Valley
Occupation Doll Distributing
Legislative Service..... 2007-2019
Representative District 17-*Harrison, Ida, Monona, Woodbury*

WOLFE, MARY LYNN (D)

Residence..... Clinton
Occupation Attorney
Legislative Service..... 2011-2019
Representative District 98-*Clinton*

WORTHAN, GARY (R)

Residence..... Storm Lake
Occupation Farmer
Legislative Service..... *2007-2019
Representative District 11-*Buena Vista, Sac*
*Elected in Special Election December 12, 2006

ZUMBACH, LOUIS J. (R)

Residence..... Coggon
Occupation
Legislative Service..... 2017-2019
Representative District 95-*Buchanan, Linn*

JOURNAL OF THE HOUSE

First Calendar Day - First Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, January 14, 2019

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-eighth General Assembly of Iowa, 2019 Regular Session, convened at 10:03 a.m., Monday, January 14, 2019.

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

Prayer was offered by Dr. Patrick Hall, lead pastor of the Zion Lutheran Church, Clear Lake. He is the guest of Representative Upmeyer of Cerro Gordo.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Cooper and Claire Upmeyer-Evers of West Des Moines. They are the grandchildren of Representative Upmeyer of Cerro Gordo.

TEMPORARY OFFICERS

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

“I do solemnly swear 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.”

Kerr of Louisa 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 Carmine Boal.

Temporary Speaker Matt Windschitl of Harrison in the chair.

Wills of Dickinson 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: Wills of Dickinson, Chair; Mommsen of Clinton, Gassman of Winnebago, Steckman of Cerro Gordo and Nielsen of Johnson.

REPORT OF COMMITTEE ON CREDENTIALS

MADAM 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-eighth 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, Paul D. Pate, 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, 2018, 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, 2019:

- First..... John H. Wills
Second..... Megan Lee Hess Jones
Third..... Dan Huseman
Fourth..... Skyler Wheeler
Fifth..... Thomas Jeneary
Sixth..... Jacob Bossman
Seventh..... Tedd Gassman
Eighth..... Terry Baxter
Ninth..... Ann Meyer
Tenth..... Mike Sexton
Eleventh..... Gary Worthan
Twelfth..... Brian Best
Thirteenth..... Chris Hall
Fourteenth..... Timothy H. Kacena
Fifteenth..... Charlie McConkey
Sixteenth..... Mary Ann Hanusa
Seventeenth..... Matt W. Windschitl
Eighteenth..... Steven Holt

Nineteenth	Chris Hagenow
Twentieth	Ray Bubba Sorensen
Twenty-first	Tom Moore
Twenty-second	Jon Jacobsen
Twenty-third	David Sieck
Twenty-fourth	Cecil Dolecheck
Twenty-fifth	Stan Gustafson
Twenty-sixth	Scott Ourth
Twenty-seventh	Joel Fry
Twenty-eighth	Jon Thorup
Twenty-ninth	Wes Breckenridge
Thirtieth	Brian K. Lohse
Thirty-first	Rick L. Olson
Thirty-second	Ruth Ann Gaines
Thirty-third	Brian Meyer
Thirty-fourth	Bruce Hunter
Thirty-fifth	Ako Abdul-Samad
Thirty-sixth	Marti Anderson
Thirty-seventh	John Landon
Thirty-eighth	Heather Matson
Thirty-ninth	Karin Derry
Fortieth	John Forbes
Forty-first	Jo Oldson
Forty-second	Kristin Sunde
Forty-third	Jennifer Konfrst
Forty-fourth	Kenan Judge
Forty-fifth	Beth Wessel-Kroeschell
Forty-sixth	Lisa K. Heddens
Forty-seventh	Phil Thompson
Forty-eighth	Robert P. Bacon
Forty-ninth	Dave Deyoe
Fiftieth	Pat Grassley
Fifty-first	Jane Bloomingdale
Fifty-second	Todd Prichard
Fifty-third	Sharon Steckman
Fifty-fourth	Linda Upmeyer
Fifty-fifth	Michael Bergan (<i>Contested</i>)
Fifty-sixth	Anne Osmundson
Fifty-seventh	Shannon Lundgren
Fifty-eighth	Andy McKean
Fifty-ninth	Bob Kressig
Sixtieth	Dave Williams
Sixty-first	Timi Brown-Powers
Sixty-second	Ras Smith
Sixty-third	Sandy Salmon
Sixty-fourth	Bruce Bearerger
Sixty-fifth	Liz Bennett
Sixty-sixth	Art Staed
Sixty-seventh	Ashley Hinson
Sixty-eighth	Molly Donahue
Sixty-ninth	Kirsten Running-Marquardt
Seventieth	Tracy Ehler

Seventy-first.....	Mark Smith
Seventy-second.....	Dean Fisher
Seventy-third.....	Bobby Kaufmann
Seventy-fourth.....	Dave Jacoby
Seventy-fifth.....	Thomas Gerhold
Seventy-sixth.....	David Maxwell
Seventy-seventh.....	Amy Nielsen
Seventy-eighth.....	Jarad Klein
Seventy-ninth.....	Dustin D. Hite
Eightieth.....	Holly Brink
Eighty-first.....	Mary Gaskill
Eighty-second.....	Jeff Shipley
Eighty-third.....	Jeff Kurtz
Eighty-fourth.....	Joe Mitchell
Eighty-fifth.....	Vicki Lensing
Eighty-sixth.....	Mary Mascher
Eighty-seventh.....	Dennis M. Cohoon
Eighty-eighth.....	David Kerr
Eighty-ninth.....	Monica Kurth
Ninetieth.....	Cindy Winckler
Ninety-first.....	Gary Carlson
Ninety-second.....	Ross Paustian
Ninety-third.....	Phyllis Thede
Ninety-fourth.....	Gary Mohr
Ninety-fifth.....	Louis J. Zumbach
Ninety-sixth.....	Lee Hein
Ninety-seventh.....	Norlin Mommsen
Ninety-eighth.....	Mary Wolfe
Ninety-ninth.....	Lindsay James
One Hundredth.....	Charles Isenhardt

(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 fifth day of December, 2018.

Paul D. Pate, Secretary of State

In accordance with Iowa Code Section 2.5, the Committee on Credentials has reviewed the certification of the November 6, 2018 election from Iowa Secretary of State Paul D. Pate, which is attached hereto and incorporated by this reference.

John Wills, Chair
Norlin Mommsen
Tedd Gassman
Sharon Steckman
Amy Nielsen

Wills of Dickinson moved that the report of the committee on credentials be adopted.

The motion prevailed and the report was adopted.

MEMBERS' OATH OF OFFICE

Acting Chief Clerk Carmine Boal administered the oath of office to the following members:

"I do solemnly swear 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	Marti Anderson	Robert P. Bacon
Terry Baxter	Bruce Bearinger	Liz Bennett
Michael Bergan	Brian Best	Jane Bloomingdale
Jacob Bossman	Wes Breckenridge	Holly Brink
Timi Brown-Powers	Gary Carlson	Dennis M. Cohoon
Karin Derry	Dave Deyoe	Cecil Dolecheck
Molly Donahue	Tracy Ehlert	Dean Fisher
John Forbes	Joel Fry	Ruth Ann Gaines
Mary Gaskill	Tedd Gassman	Thomas Gerhold
Pat Grassley	Stan Gustafson	Chris Hagenow
Chris Hall	Mary Ann Hanusa	Lisa K. Heddens
Lee Hein	Ashley Hinson	Dustin D. Hite
Steven Holt	Bruce Hunter	Dan Huseman
Charles Isenhardt	Jon Jacobsen	Dave Jacoby
Lindsay James	Thomas Jeneary	Megan Lee Hess Jones
Kenan Judge	Timothy H. Kacena	Bobby Kaufmann
David Kerr	Jarad Klein	Jennifer Konfrst
Bob Kressig	Monica Kurth	Jeff Kurtz
John Landon	Vicki Lensing	Brian K. Lohse
Shannon Lundgren	Mary Mascher	Heather Matson
David Maxwell	Charlie McConkey	Andy McKean
Ann Meyer	Brian Meyer	Joe Mitchell
Gary Mohr	Norlin Mommsen	Tom Moore
Amy Nielsen	Jo Oldson	Rick L. Olson
Anne Osmundson	Scott Ourth	Ross Paustian
Todd Prichard	Kirsten Running-Marquardt	Sandy Salmon
Mike Sexton	Jeff Shipley	David Sieck
Mark Smith	Ras Smith	Ray Bubba Sorensen
Art Staed	Sharon Steckman	Kristin Sunde
Phyllis Thede	Phil Thompson	Jon Thorup
Linda Upmeyer	Beth Wessel-Kroeschell	Skyler Wheeler
Dave Williams	John H. Wills	Cindy Winckler
Matt W. Windschitl	Mary Wolfe	Gary Worthan
Louis J. Zumbach		

ELECTION OF SPEAKER

Dolecheck of Ringgold placed in nomination the name of the Honorable Linda Upmeyer of Cerro Gordo County as candidate for

Speaker of the House of Representatives of the Eighty-eighth General Assembly.

Bloomington of Worth seconded the nomination of Linda Upmeyer for Speaker of the House.

Brown-Powers of Black Hawk seconded the nomination of Linda Upmeyer 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-eighth 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 Linda Upmeyer as the Speaker of the House of Representatives of the Eighty-eighth General Assembly. Linda Upmeyer of Cero Gordo, having received all the votes cast for the office of Speaker of the House of Representatives of the Eighty-eighth General Assembly, was declared duly elected to that office.

Grassley of Butler moved that a committee of two be appointed to escort the Speaker to the chair.

The motion prevailed and the following committee was appointed: Grassley of Butler and Prichard of Floyd.

PRESENTATION OF SPEAKER

The Honorable Linda L. Upmeyer was escorted to the Speaker's station and Acting Chief Clerk Carmine Boal administered the oath of office. Temporary Speaker Matt Windschitl presented Speaker Upmeyer with the gavel and congratulated her on her unanimous election.

Speaker Upmeyer thanked the House for the honor bestowed upon her and offered the following remarks:

REMARKS BY SPEAKER UPMEYER

Good morning and welcome back to the Iowa House of Representatives.

The first day of session is always something I look forward to.

It is a day full of optimism and enthusiasm, surrounded by family and friends.

I am thankful to my husband, Doug, for being so supportive while I am away from home, serving in Des Moines.

Sara and Chad... I also want to thank you for being here and for bringing Cooper and Claire to share in today's events.

It means so much to have my family's support.

This year we are welcoming 22 brand new legislators.

And with fresh faces come fresh ideas.

I am excited to hear what you have learned from your districts as you met on doorsteps, at the local coffee shops, or at the grocery store.

I also hope you all had some time to catch your breath and relax in the time since the elections concluded.

The legislative session will keep us very busy.

Over the summer, I had an opportunity to visit the Reagan Library and learn more about a man who I have always admired.

President Reagan was a tremendous leader, and much of that could be attributed to the ways he was able to communicate the positive ideals and vision of America to its people.

He believed in the limitless potential of the people of this great country.

As I walked through the halls of the library, I saw one of my favorite quotes from President Reagan...

"There is no limit to the amount of good you can do if you don't care who gets the credit."

This is something that would serve us well as we do our work.

During my time in the Iowa House, legislators have come and gone and issues have varied.

I have been a part of divided government, as well as one-party control under both Republicans and Democrats.

However, during all these changes, one thing has remained constant...

After the election, no matter who is in charge, Iowans expect us to move beyond the partisan gamesmanship and govern.

We have listened to Iowans, heard their priorities, and now, it is time to act.

An issue that comes up consistently is the topic of health care.

Last session, I was proud to see Republicans and Democrats come together and pass a landmark mental health bill that will help Iowans access treatment in their home communities and near their loved ones.

Now that we have made progress in the adult mental health system, let's see what we can do for our young people.

I want to thank Governor Reynolds for bringing together mental health professionals and advocates to identify opportunities for improvement.

Representatives Lundgren and Fry have already begun reviewing these ideas and we look forward to working together to find solutions.

Additionally, we must continue to make the Medicaid system work better for the vulnerable Iowans served by the program as well as those who provide necessary services.

Managed care is a strategy that more than 40 other states have used for years to improve health outcomes, create stability, and ensure sustainability of the program.

There is no reason that we can't be successful as well.

We passed strong oversight and accountability, and it is written into the contracts.

It is time we accept that we cannot go back to the old system, that managed care is here to stay, and we must move forward focused on improvement, outcomes, and success.

It must also be a priority to ensure Iowa's kids are ready for college or a career after graduation.

Iowa families want a first-class education system because they know that a great education is the key to a great life.

Funding for education has increased 765 million dollars since 2011.

That is significant ... and we are proud of these historic investments in Iowa's future.

But we must be vigilant to ensure that those dollars are making their way into the classroom, and being spent in a transparent and accountable way.

We must continue to provide flexibility to our schools ...empowering them to make decisions that fit their communities and their schools.

And it's not just families... Iowa's employers are depending on our schools to prepare the next generation of skilled workers.

We have already seen amazing buy-in from our K-12s, community colleges, and business community to provide students with first-hand, real-world job experience.

Let's continue building on these efforts.

I am also excited to focus on ways we can revitalize rural Iowa.

How many of you have had a conversation with a rural employer who says they can't hire because there simply are not enough homes available for new employees?

How many of you have talked with a young Iowan who loves their small town but doesn't see enough opportunity to stay?

How many of you have heard from entrepreneurs that they can't start a business in our small towns because they lack access to the high-speed internet that is necessary in today's economy?

Maybe it's an employee who has the ability to telecommute and work from home but is hampered by unreliable internet speeds.

Development and growth should not be limited to Iowa's largest cities and counties.

Whether it is expansion of broadband, more opportunities for affordable housing, or encouraging investment in small businesses, we must be intentional in our efforts to push more opportunities to rural Iowa.

Our rural communities are not merely a part of our past, they are the foundation of our future.

As we convene this 88th Iowa General Assembly, remember that you are here to make a difference and better our state for the people we serve.

As Speaker of this chamber, my commitment is to be fair, be honest with you, and ensure that this body functions efficiently and in a transparent manner.

In return, I expect the body to do its work in a respectful and civil way.

We will have our disagreements, but at the end of the day, we are all here to serve our constituents.

Representative Hagenow, Representative Prichard, members of the Iowa House... let's get to work.

ELECTION OF PERMANENT CHIEF CLERK

Mohr of Scott 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

Carlson of Muscatine moved that a committee of three be appointed to notify the Governor that the House was duly organized and ready to receive any communication.

The motion prevailed and the following committee was appointed: Carlson of Muscatine, Chair; Osmundson of Clayton and Matson of Polk.

COMMITTEE TO NOTIFY THE SENATE

Hanusa of Pottawattamie moved that a committee of three be appointed to notify the Senate that the House was duly organized and ready to receive any communication.

The motion prevailed and the following committee was appointed: Hanusa of Pottawattamie, Chair; Sorenson of Adair and James of Dubuque.

ADOPTION OF HOUSE CONCURRENT RESOLUTION 1

Hagenow of Dallas asked and received unanimous consent for the immediate consideration of **House Concurrent Resolution 1**, as follows, and moved its adoption.

HOUSE CONCURRENT RESOLUTION 1 BY UPMEYER and PRICHARD

1 A Concurrent Resolution to provide for joint
2 conventions.
3 **BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE**
4 **SENATE CONCURRING**, That a joint convention of the two
5 houses of the 2019 session of the Eighty-eighth General
6 Assembly be held on Monday, January 14, 2019, at 2:00
7 p.m.; and
8 **BE IT FURTHER RESOLVED**, That at this joint
9 convention the votes for Governor and Lieutenant
10 Governor be canvassed and the results announced and
11 recorded as provided by law; and
12 **BE IT FURTHER RESOLVED**, That Governor Kim Reynolds
13 be invited to deliver her message of the condition
14 of the state at a joint convention of the two houses
15 of the General Assembly on Tuesday, January 15, 2019,
16 at 10:00 a.m., and that the Speaker of the House of
17 Representatives and the President of the Senate be
18 designated to extend the invitation to her.

The motion prevailed and the resolution was adopted.

ADOPTION OF HOUSE CONCURRENT RESOLUTION 2

Hagenow of Dallas asked and received unanimous consent for the immediate consideration of **House Concurrent Resolution 2**, as follows, and moved its adoption.

HOUSE CONCURRENT RESOLUTION 2 BY UPMEYER and PRICHARD

1 A Concurrent Resolution relating to the appointment of
2 a joint inaugural committee.
3 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES,
4 THE SENATE CONCURRING, That a joint committee be
5 designated, consisting of six members of the House of
6 Representatives to be appointed by the Speaker of the
7 House, and six members of the Senate to be appointed by
8 the Majority Leader of the Senate, to arrange for the
9 inauguration of the Governor and Lieutenant Governor.

The motion prevailed and the resolution was adopted.

INAUGURAL COMMITTEE APPOINTED

The Speaker appointed the following joint inaugural committee on behalf of the House: Hagenow of Dallas, Chair; Lundgren of Dubuque, Hinson of Linn, Prichard of Floyd, Anderson of Polk and R. Smith of Black Hawk.

ADOPTION OF HOUSE CONCURRENT RESOLUTION 3

Hagenow of Dallas asked and received unanimous consent for the immediate consideration of **House Concurrent Resolution 3**, as follows, and moved its adoption.

HOUSE CONCURRENT RESOLUTION 3 BY UPMEYER and PRICHARD

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 2019 session of the Eighty-eighth General
6 Assembly be held on Wednesday, January 16, 2019, at
7 10:00 a.m.; and
8 BE IT FURTHER RESOLVED, That Chief Justice Mark Cady
9 be invited to present his message of the condition of

10 the judicial branch at this convention, and recommend
 11 such matters as the Chief Justice deems expedient,
 12 pursuant to section 602.1207 of the Code.

The motion prevailed and the resolution was adopted.

ADOPTION OF HOUSE CONCURRENT RESOLUTION 4

Hagenow of Dallas asked and received unanimous consent for the immediate consideration of **House Concurrent Resolution 4**, as follows, and moved its adoption.

HOUSE CONCURRENT RESOLUTION 4 BY UPMEYER and PRICHARD

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 2019 session of the Eighty-eighth General
 6 Assembly be held on Thursday, January 17, 2019, at
 7 10:00 a.m.; and
 8 BE IT FURTHER RESOLVED, That Major General
 9 Timothy E. Orr be invited to present his message
 10 of the condition of the Iowa National Guard at this
 11 convention.

The motion prevailed and the resolution was adopted.

ADOPTION OF HOUSE CONCURRENT RESOLUTION 5

Hagenow of Dallas asked and received unanimous consent for the immediate consideration of **House Concurrent Resolution 5**, as follows, and moved its adoption.

HOUSE CONCURRENT RESOLUTION 5 BY UPMEYER and PRICHARD

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 2019 session of the Eighty-eighth General
 6 Assembly be held on Friday, January 18, 2019, at 9:00
 7 a.m. at Veterans Memorial Community Choice Credit Union
 8 Convention Center in Des Moines, Iowa; and
 9 BE IT FURTHER RESOLVED, That the inauguration
 10 of Governor-elect Kim Reynolds and Lieutenant
 11 Governor-elect Adam Gregg be held at this joint

12 convention of the two houses of the General Assembly,
13 and that the Speaker of the House of Representatives
14 and the President of the Senate be designated to extend
15 the invitation to them.

The motion prevailed and the resolution was adopted.

REPORT OF THE COMMITTEE TO NOTIFY THE GOVERNOR

Carlson of Muscatine, Chair of the committee appointed to notify the Governor that the House is duly organized and ready to receive any communication, reported that the committee had performed its duty.

IMMEDIATE MESSAGES

Hagenow of Dallas asked and received unanimous consent that the following resolutions be immediately messaged to the Senate: **House Concurrent Resolutions 1, 2, 3, 4 and 5.**

CONTESTED ELECTION COMMITTEE APPOINTED

Pursuant to Iowa Code Sections 57 and 59, an election contest has been received on House District 55. The Speaker announced the appointment of the following members to the Election Contest Committee: Holt of Crawford, Chair; Jacobsen of Pottawattamie, Windschitl of Harrison, B. Meyer of Polk and Wolfe of Clinton.

ELECTION OF SPEAKER PRO TEMPORE

Lundgren of Dubuque placed in nomination the Honorable Matt Windschitl of Harrison County as candidate for Speaker Pro Tempore of the House of Representatives of the Eighty-eighth General Assembly.

Huseman of Cherokee seconded the nomination of Matt Windschitl as Speaker Pro Tempore of the House of Representatives.

Ourth of Warren seconded the nomination of Matt Windschitl 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-eighth 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 Matt Windschitl as Speaker Pro Tempore of the House of Representatives of the Eighty-eighth General Assembly. Matt Windschitl of Harrison, having received all the votes cast for the office of Speaker Pro Tempore of the House of Representatives of the Eighty-eighth General Assembly, was declared duly elected to that office.

Lundgren of Dubuque 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: Lundgren of Dubuque and Hall of Woodbury.

Representative Matt Windschitl was escorted to the Speaker's station and Chief Clerk Carmine Boal administered the oath of office.

Representative Windschitl offered the following remarks:

REMARKS BY SPEAKER PRO TEMPORE WINDSCHITL

Ladies and gentlemen of the 88th General Assembly thank you for your willingness to serve your fellow Iowans. The sacrifices you have made to get here and that you will continue to make over your time serving Iowans will not go unnoticed. It is an honor to serve my constituents as their voice in this grand chamber. It is an additional honor to serve you, my colleagues as the Speaker Pro Tem. So thank you to all who have provided me this humbling opportunity. I would be remiss if I did not thank my three biggest supporters back home, my wife Ivelisse and our two daughters Anna and Addy for it is our families who truly feel the brunt of the sacrifices we make to serve. So thank you ladies.

While the campaigns were challenging and at times uncertain for many, they are behind us now. The great people of Iowa chose the one hundred of us to work together on their behalf. So let us look forward to what we can accomplish and leave behind campaign rhetoric and divisiveness. While we may not always agree on every policy point we can still work together to craft the best public policy for all Iowans.

Each new session brings with it its own challenges and I look forward to working with each of you to overcome those challenges. The opportunities we have before us to make generational changes should not be taken lightly or passed by. We have the tools at our disposal to make the future better and brighter for generations to come. We also need to remember that the seats in which we sit are not ours, they are borrowed from the constituents who elect us, so let us use our time wisely.

As we move forward in this new General Assembly I would like us to remember that more government is not the answer. I firmly believe that we should be looking for ways to allow our constituents more freedoms and less government. More individual

responsibility and opportunity. Less government bureaucracy and burdensome regulations. For true freedom is not really freedom if it must first be sanctioned by government. So let us look for ways to get the government off of our constituents backs and out of their pocketbooks.

Let us continue to improve on the investments in education and expand opportunities for the next generations. Let us restore God-given freedoms and liberties that should have never been regulated away and let us also protect them for generations to come. Let us recognize the gift of life and protect it at every stage. Let us spend the taxpayers dollar wisely and efficiently and when not needed return it to the taxpayer. Let our challenge be to ensure once the final gavel falls that Iowans have more freedoms, have more liberties and their government works for them.

May God bless you all and God bless the great state of Iowa! Now let's get to work.

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 communication.

REPORT OF THE COMMITTEE TO NOTIFY THE SENATE

Hanusa of Pottawattamie, Chair of the committee appointed to notify the Senate that the House is duly organized and ready to receive any communication, reported that the committee had performed its duty.

SPECIAL ORDER

Hagenow of Dallas moved that the assignment of seats to the members of the House be made a special order upon adjournment of the Joint Convention, which motion prevailed.

ADOPTION OF HOUSE RESOLUTION 1

Hagenow of Dallas asked and received unanimous consent for the immediate consideration of **House Resolution 1**, as follows:

HOUSE RESOLUTION 1 BY ZUMBACH

- 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.

Zumbach of Linn moved the adoption of House Resolution 1.

The motion prevailed and the resolution was adopted.

ADOPTION OF HOUSE RESOLUTION 2

Hagenow of Dallas asked and received unanimous consent for the immediate consideration of **House Resolution 2**, as follows:

HOUSE RESOLUTION 2 BY ZUMBACH

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.

Zumbach of Linn moved the adoption of House Resolution 2.

The motion prevailed and the resolution was adopted.

COMMITTEE ON MILEAGE

Bacon of Story 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: Bacon of Story, Chair; Best of Carroll and Breckenridge of Jasper.

ADOPTION OF TEMPORARY RULES OF THE HOUSE

Zumbach of Linn moved that the permanent rules of the House and provisions for compensation of employees adopted by the Eighty-seventh General Assembly be the temporary rules and temporary compensation provisions for the House of the Eighty-eighth General Assembly.

The motion prevailed.

Representative Prichard offered the following remarks:

REMARKS BY MINORITY LEADER PRICHARD

Good morning, Madam Speaker and ladies and gentlemen of the Iowa House. We are assembled here today at the start of the 2019 legislative session to begin the people's work, an honor that I, as well as my Democratic colleagues, are anxious to begin.

I first want to welcome the 22 new members of the Iowa House. Congratulations to each of you. As the new leader of House Democrats, I'm especially proud that we are the first caucus in Iowa history that has a majority of women. It's a remarkable achievement and another step forward making sure that this body reflects the people of Iowa that we represent.

Now, with the election behind us, it is time to set aside petty politics and get to work on improving the lives of all Iowans: urban and rural, affluent and indigent, young and old. If we take one lesson from the recent campaigns, it is that the public is weary of hyper partisan politics. We are here to fulfill a higher purpose and have an awesome responsibility: to be servants of the people of Iowa.

It is also time to remind ourselves that we are all Iowans, first and foremost. United we stand, and divided we fall. We must remember our greatest strength as a state and as a nation is our diversity and openness. Liberty and freedom are more than empty words. They are guaranteed by our laws, and they are the hallmark of our values. Our motto, "Our liberties we prize and our rights we will maintain," must be the words we live by. We will stand and we will fight for these values.

More than a century ago my family immigrated to this state with the desire for a better future. I am fortunate to be a beneficiary of their labor. I am determined to maintain a just state, a state that strives for equality for all, values education and learning, and respects the environment.

But make no mistake about it, the challenges and problems we face are immense. We have a public education system in need of resources, a health care system in crisis, a significant workforce shortage, and soil and water that needs attention if we expect it to sustain in the years to come. We have to balance and prioritize the state budget in a way that reflects Iowa's values while ensuring our tax system is fair and equitable for everyone, not just for corporations and those at the top.

For too long, this Legislature has ignored the challenges Iowa families face today and focused on divisive issues, special interests, and the wealthy. The reality is the challenges we face can't be solved behind closed doors with special interests and without input from the 100 members of this House who were elected to give a voice to their constituents.

That's why this House must be focused on working together to improve the lives of everyday Iowans this year.

Democrats believe it's time to get back to the basics in education, skills training, job creating, and affordable health care for Iowans. We will work to expand access to health care for all Iowans, whether they are urban or rural, rich or poor. We will work to expand educational opportunity and job training for all Iowans, whether they are in the K-12 system, community colleges, universities, or advanced job training programs.

We will fight for the rights of workers to be safe, and to be fairly compensated for their labor. We will demand access to domestic and foreign markets to improve our agricultural economy, while at the same time ensuring the health of our soil and water through sustainable agricultural production that protects our soil, water, and air.

As Representatives we are elected to speak for our home communities and districts. We are also stewards of this great State, its people and its land. When the session has ended, we cannot say, "We could have done more, had we worked together."

As the Leader of the Minority party, I pledge to each of you that we will work in good faith with the Majority party to solve these problems. We look forward to work on the state's toughest issues in a collaborative and meaningful way. Our constituents expect this of us, and our children deserve it.

Thank you.

Representative Hagenow offered the following remarks:

REMARKS BY MAJORITY LEADER HAGENOW

Thank you Madam Speaker.

Madam Speaker, ladies and gentlemen of the House. It is an honor to welcome you, your families and friends back to the Statehouse to begin the 88th General Assembly.

Speaker Upmeyer, the House of Representatives continues to be blessed by your leadership and it is an honor to serve alongside you.

To my Republican colleagues, thank you for the trust you have placed in me by electing me to serve as your leader. I am excited for what we will be able to accomplish together.

To our new members, congratulations and welcome. While this may be your first time swearing the oath of office that others in this body have sworn many times, each member brings unique ideas, perspective, and experiences – all of which help shape the laws and direction of our state. I look forward to your service.

Leader Pritchard, congratulations on your new role. I look forward to working with you and your caucus. Last General Assembly, over 88% of the bills we passed were bipartisan. I am hopeful we can move that number even higher.

My most important thank you goes to my team at home – my wife, Amanda, and our three children, Owen, Noah and Sophia.

From our work last General Assembly, families and small businesses now keep more of their hard-earned money, schools have record funding and greater flexibility, more Iowans have access to affordable health care, gaps in our mental health system are closing, and workers are accessing innovative training for 21st Century careers.

I have been asked many times, “so much was accomplished the last two years, what’s next?”

While the specifics of “what’s next” will be brought forward through all one-hundred members introducing legislation and ideas and working them through the process, what Iowans can and should expect is this: House Republicans will remain unwavering in our principals.

We will pass a budget that is both fiscally responsible and funds the priority needs of Iowans. Iowans expect us to be responsible stewards of their hard-earned tax dollars, and we will always keep the taxpayers of Iowa in mind through the budget process.

We continue to hear from employers across Iowa that the availability of a skilled workforce is their biggest challenge to growing their businesses. Connecting our K-12 schools with community colleges and local businesses will help assemble the workforce of tomorrow.

Future Ready Iowa is a key part of the solution. We want to continue building off of last year’s bipartisan efforts, and look forward to working with Governor Reynolds and the Senate to take the next step forward.

House Republicans are going to continue to protect and advance our freedoms. Freedom from unnecessary government regulations and overreach into our lives. Freedom for parents to choose the educational setting for their children. Freedom for gun owners, as the right to keep and bear arms is enshrined in our state constitution.

Also, House Republicans will be unapologetic in our fight to protect unborn life.

The people of Iowa have entrusted Republicans with a governing majority in this chamber, in the Senate and in the Governor’s office. It is our responsibility to once again challenge the status quo. It is our task here to continue charting a new course for a brighter future.

May God continue to bless us, our citizens and the great State of Iowa. Thank you Madam Speaker.

On motion by Hagenow of Dallas, the House was recessed at 11:10 a.m., until 2:00 p.m.

AFTERNOON SESSION

The House reconvened at 2:03 p.m., Speaker Upmeyer in the chair.

COMMITTEE TO NOTIFY THE SENATE

Baxter of Hancock 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: Baxter of Hancock, Chair; Gerhold of Benton and Donahue of Linn.

The House stood at ease at 2:04 p.m., until the fall of the gavel.

The House resumed session at 2:11 p.m., Speaker Upmeyer in the chair.

REPORT OF THE COMMITTEE TO NOTIFY THE SENATE

Baxter of Hancock, Chair of the committee 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 of the Senate was escorted to the Speaker's station, the Secretary of the Senate 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 2:14 p.m., President Schneider presiding.

Senator Whitver of Polk 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 Schneider announced a quorum present and the Joint Convention duly organized.

CANVASS OF VOTES

President Schneider announced that the time had arrived for the canvass of votes for the offices of Governor and Lieutenant Governor for the General Election held on November 6, 2018, and announced as chief teller, on the part of the Senate, Smith of Scott, and assistant tellers Senators Rozenboom of Mahaska and Mathis of Linn, and as chief teller, on the part of the House, Representative Jacobsen of Pottawattamie, and assistant tellers Representatives Jeneary of Plymouth and Oldson of Polk.

President Schneider further announced that in accordance with Section 2.28 of the Code, the six tellers shall act as judges of the election.

The Joint Convention stood at ease at 2:15 p.m., until the fall of the gavel.

The returns were opened in the presence of the Joint Convention and the tellers then proceeded to canvass the votes for Governor and Lieutenant Governor of the State of Iowa, cast at the General Election held on November 6, 2018.

The Joint Convention resumed session at 2:35 p.m., President Schneider in the chair.

Hagenow of Dallas moved that the Joint Convention be dissolved.

The motion prevailed and the Joint Convention was dissolved at 2:36 p.m.

Speaker Upmeyer in the chair at 2:39 p.m.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Madam Speaker: I am directed to inform your honorable body that the Senate has on January 14, 2019, adopted the following resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution 1, a concurrent resolution to provide for joint conventions of the two houses of the 2019 session of the Eighty-eighth General Assembly be held on Monday, January 14, 2019, at 2:00 p.m. for canvassing of votes and Tuesday, January 15, at 10:00 a.m. where Governor Kim Reynolds will present her Condition of the State.

Also: That the Senate has on January 14, 2019, adopted the following resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution 2, a concurrent resolution relating to the appointment of a joint inaugural committee.

Also: That the Senate has on January 14, 2019, passed 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 2019 session of the Eighty-eighth General Assembly be held on Wednesday, January 16, 2019, at 10:00 a.m. where Chief Justice Mark Cady will present his message of the Condition of the Judicial Branch.

Also: That the Senate has on January 14, 2019, passed the following resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution 4, a concurrent resolution to provide for a joint convention of the two houses of the 2019 session of the Eighty-eighth General Assembly be held on Thursday, January 17, 2019, at 10:00 a.m. where Major General Timothy E. Orr will present his message of the Condition of the Iowa National Guard.

Also: That the Senate has on January 14, 2019, passed the following resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution 5, a concurrent resolution to provide for a joint convention of the two houses of the 2019 session of the Eighty-eighth General Assembly be held on Friday, January 18, 2019, at 9:00 a.m. at Veterans Memorial Community Choice Credit Union Convention Center in Des Moines, Iowa, for the inauguration of Governor-elect Kim Reynolds and Lieutenant Governor-elect Adam Gregg.

W. CHARLES SMITHSON, Secretary

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 Upmeyer—floor seat
- 2. Speaker Pro Tempore Windschitl
- 3. Majority Floor Leader Hagenow
- 4. Minority Floor Leader Prichard
- 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.....	5
Anderson, Marti	59
Bacon, Robert P.	48
Baxter, Terry C.	18
Bearinger, Bruce	89
Bennett, Liz.....	25
Bergan, Michael R.	4
Best, Brian.....	16
Bloomingtondale, Jane E.....	40
Bossman, Jacob	83
Breckenridge, Wes.....	85
Brink, Holly.....	17
Brown-Powers, Timi.....	23
Carlson, Gary L.	49
Cohoon, Dennis M.	67
Derry, Karin	69
Deyoe, Dave.....	62
Dolecheck, Cecil.....	65
Donahue, Molly Erin	3
Ehlert, Tracy	27
Fisher, Dean.....	8
Forbes, John	87
Fry, Joel.....	46
Gaines, Ruth Ann.....	1
Gaskill, Mary A.	63
Gassman, Tedd.....	61
Gerhold, Tom D.	35
Grassley, Patrick.....	60
Gustafson, Stan.....	33
Hagenow, Chris.....	100
Hall, Chris.....	78

Hanusa, Mary Ann	81
Heddens, Lisa	91
Hein, Lee	64
Hinson, Ashley	6
Hite, Dustin D.	29
Holt, Steven	51
Hunter, Bruce.....	93
Huseman, Daniel Adair.....	45
Isenhart, Charles.....	43
Jacobsen, Jon.....	68
Jacoby, Dave.....	82
James, Lindsay.....	9
Jeneary, Tom.....	79
Jones, Megan.....	56
Judge, Kenan.....	41
Kacena, Timothy	76
Kaufmann, Bobby.....	52
Kerr, David L.....	10
Klein, Jarad.....	12
Konfrst, Jennifer	11
Kressig, Bob.....	7
Kurth, Monica	55
Kurtz, Jeff.....	73
Landon, John.....	32
Lensing, Vicki.....	37
Lohse, Brian K.....	19
Lundgren, Shannon.....	42
Mascher, Mary.....	97
Matson, Heather.....	36
Maxwell, David E.....	31
McConkey, Charlie	2
McKean, Andy.....	34
Meyer, Ann.....	30
Meyer, Brian.....	94
Mitchell, Joe	20
Mohr, Gary	22
Mommsen, Norlin G.	47
Moore, Tom.....	44
Nielsen, Amy	80
Oldson, Jo.....	90
Olson, Rick L.....	98
Osmundson, Anne	15
Ourth, Scott D.	75
Paustian, Ross C.....	50
Prichard, Todd.....	99
Running-Marquardt, Kirsten	88
Salmon, Sandy.....	28
Sexton, Mike.....	54
Shiple, Jeff.....	77
Sieck, David.....	24
Smith, Mark	86
Smith, Rastafari.....	21
Sorensen, Ray.....	70
Staed, Art	71
Steckman, Sharon S.	92

Sunde, Kristin 38
 Thede, Phyllis 95
 Thompson, Phil 72
 Thorup, Jon 74
 Upmeyer, Linda L. 14
 Wessel-Kroeschell, Beth 96
 Wheeler, Skyler 53
 Williams, Dave 57
 Wills, John H. 66
 Winckler, Cindy L. 39
 Windschitl, Matt W. 84
 Wolfe, Mary 13
 Worthan, Gary 58
 Zumbach, Louis 26

Hagenow of Dallas moved that the assignment of seats be accepted as listed.

The motion prevailed.

STANDING COMMITTEES APPOINTED

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

*Vice Chair
 **Ranking Member

ADMINISTRATION AND RULES – 15 Members

Zumbach, Chair	Bossman*	Thede**
Breckenridge	Forbes	Hagenow
Huseman	Meyer, B.	Oldson
Prichard	Sexton	Steckman
Upmeyer	Wills	Windschitl

AGRICULTURE – 23 Members

Paustian, Chair	Sieck*	Bearinger**
Abdul-Samad	Baxter	Breckenridge
Cohoon	Gerhold	Hein
Isenhardt	Kerr	Klein
Maxwell	Mommsen	Olson
Ourth	Sexton	Smith, R.
Williams	Wills	Winckler
Wolfe	Zumbach	

APPROPRIATIONS – 25 Members

Grassley, Chair	Sorensen*	Hall**
Bearinger	Bennett	Best
Breckenridge	Brink	Deyoe

Fry	Heddens	Hinson
Kerr	Landon	Mascher
Mohr	Mommsen	Oldson
Running-Marquardt	Sexton	Thede
Williams	Wills	Winckler
Worthan		

COMMERCE – 23 Members

Carlson, Chair	Jacobsen*	Nielsen**
Best	Bloomingtondale	Deyoe
Fisher	Forbes	Grassley
Hall	Jacoby	Judge
Kressig	Landon	Lundgren
McConkey	Meyer, B.	Mitchell
Mohr	Oldson	Sorensen
Williams	Wills	

ECONOMIC GROWTH – 21 Members

Wheeler, Chair	Brink*	Bennett**
Baxter	Carlson	Ehlert
Gaskill	Gassman	Gustafson
Hall	Huseman	Jacoby
Judge	Lohse	Lundgren
Matson	McConkey	Meyer, A.
Ourth	Running-Marquardt	Zumbach

EDUCATION – 23 Members

Dolecheck, Chair	Gassman*	Smith, R.**
Brink	Donahue	Ehlert
Fry	Gaines	Hanusa
James	Kerr	Kurth
Mascher	Matson	Meyer, A.
Mommsen	Moore	Salmon
Shipley	Staed	Steckman
Wheeler	Winckler	

ENVIRONMENTAL PROTECTION – 21 Members

Fisher, Chair	Shipley*	Lensing**
Abdul-Samad	Anderson	Bacon
Donahue	Gassman	Gerhold
Hein	Klein	Matson
McKean	Moore	Paustian
Sexton	Staed	Steckman
Sunde	Winckler	Wolfe

ETHICS – 6 Members

McKean, Chair	Jacobsen*	Gaskill**
Cohon	Osmundson	Smith, M.

GOVERNMENT OVERSIGHT – 9 Members

Hanusa, Chair	Baxter*	Gaines**
Kaufmann	Klein	Lensing
Smith, M.	Thorup	Wolfe

HUMAN RESOURCES – 21 Members

Lundgren, Chair	Meyer, A.*	Wessel-Kroeschell**
Anderson	Bacon	Bergan
Best	Brink	Brown-Powers
Derry	Dolecheck	Forbes
Fry	Heddens	James
Konfrst	Matson	Moore
Osmundson	Salmon	Sunde

JUDICIARY – 21 Members

Holt, Chair	Hite*	Wolfe**
Bennett	Bergan	Derry
Gustafson	Hinson	Jones
Kaufmann	Klein	Konfrst
Lohse	McKean	Meyer, B.
Mitchell	Oldson	Olson
Paustian	Sunde	Wessel-Kroeschell

LABOR – 17 Members

Deyoe, Chair	Huseman*	Hunter**
Brink	Brown-Powers	Dolecheck
Ehlert	Grassley	Hanusa
Jacobsen	Kacena	Kurth
Kurtz	McConkey	Running-Marquardt
Thompson	Worthan	

LOCAL GOVERNMENT – 21 Members

Bloomingtondale, Chair	Lohse*	Staed**
Bossman	Ehlert	Gaines
Gaskill	Gassman	Hanusa
Hite	Hunter	Jones
Kacena	Kressig	Lensing
McKean	Nielsen	Shipley
Thede	Thompson	Windschitl

NATURAL RESOURCES – 21 Members

Bacon, Chair	Jeneary*	Ourth**
Baxter	Bearinger	Breckenridge
Fisher	Hall	Isenhardt
Jacoby	Maxwell	Mommsen
Osmundson	Shipley	Sieck
Smith, M.	Staed	Steckman
Thede	Thorup	Zumbach

PUBLIC SAFETY – 21 Members

Klein, Chair	Thorup*	Kacena**
Abdul-Samad	Breckenridge	Fisher
Fry	Jeneary	Kerr
Kressig	Kurth	Kurtz
Mohr	Olson	Paustian
Salmon	Sunde	Thede
Wessel-Kroeschell	Windschitl	Worthan

STATE GOVERNMENT – 23 Members

Kaufmann, Chair	Mitchell*	Mascher**
Anderson	Bacon	Bergan
Bossman	Cohoon	Derry
Deyoe	Donahue	Hinson
Hunter	Jacobsen	Konfrst
Lensing	McKean	Moore
Nielsen	Sexton	Sorensen
Steckman	Thompson	

TRANSPORTATION – 21 Members

Hinson, Chair	Maxwell*	Kressig**
Best	Carlson	Cohoon
Forbes	Heddens	Huseman
Isenhart	Judge	Kurtz
Landon	Lohse	Meyer, A.
Meyer, B.	Sieck	Smith, R.
Thorup	Williams	Worthan

VETERANS AFFAIRS – 17 Members

Salmon, Chair	Gustafson*	Kurth**
Bennett	Breckenridge	Brown-Powers
Gaines	Hite	Jeneary
Kacena	Lundgren	Ourth
Smith, M.	Sorensen	Thompson
Wheeler	Wills	

WAYS AND MEANS – 25 Members

Hein, Chair	Bossman*	Jacoby**
Bloomingtondale	Brown-Powers	Carlson
Forbes	Gaskill	Hite
Holt	Isenhart	James
Jones	Kaufmann	Kurth
Kurtz	Maxwell	McConkey
Nielsen	Osmundson	Sieck
Wheeler	Windschitl	Wolfe
Zumbach		

HOUSE APPROPRIATIONS SUBCOMMITTEES

ADMINISTRATION AND REGULATION – 9 Members

Landon, Chair	Zumbach*	Brown-Powers**
Abdul-Samad	Bloomingdale	Derry
Fisher	Gustafson	Hunter

AGRICULTURE AND NATURAL RESOURCES – 9 Members

Mommsen, Chair	Osmundson*	Isenhardt**
Bacon	Bearinger	Jacobsen
Ourth	Paustian	Smith, R.

ECONOMIC DEVELOPMENT – 9 Members

Best, Chair	Gerhold*	Running-Marquardt*
Ehlert	Gaskill	Hanusa
Matson	Shipley	Wheeler

EDUCATION – 9 Members

Kerr, Chair	Moore*	Winckler**
Dolecheck	Gassman	Konfrst
McConkey	Mitchell	Williams

HEALTH AND HUMAN SERVICES – 9 Members

Fry, Chair	Bergan*	Heddens**
Donahue	Jeneary	Judge
Lundgren	Meyer, A.	Wessel-Kroeschell

JUSTICE SYSTEM – 9 Members

Worthan, Chair	Sexton*	Anderson**
Bossman	Hite	Holt
James	Kacena	Sunde

TRANSPORTATION, INFRASTRUCTURE, AND CAPITALS – 9 Members

Mohr, Chair	Thompson*	Cphoon**
Bennett	Hinson	Huseman
Kurtz	Mascher	Thorup

HOUSE COMMITTEE ASSIGNMENTS

Abdul-Samad, Ako
 Agriculture
 Environmental Protection
 Public Safety
 Administration and Regulation Appropriations Subcommittee

Anderson, Marti

Environmental Protection
Human Resources
State Government
Justice System Appropriations Subcommittee, Ranking Member

Bacon, Robert P.

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

Baxter, Terry C.

Agriculture
Economic Growth
Government Oversight, Vice Chair
Natural Resources

Bearinger, Bruce

Agriculture, Ranking Member
Appropriations
Natural Resources
Agriculture and Natural Resources Appropriations Subcommittee

Bennett, Liz

Appropriations
Economic Growth, Ranking Member
Judiciary
Veteran Affairs
Transportation, Infrastructure, and Capitals Appropriations Subcommittee

Bergan, Michael R.

Human Resources
Judiciary
State Government
Health and Human Services Appropriations Subcommittee, Vice Chair

Best, Brian

Appropriations
Commerce
Human Resources
Transportation
Economic Development Appropriations Subcommittee, Chair

Bloomingdale, Jane

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

Bosman, Jacob

Administration and Rules, Vice Chair
Local Government
State Government
Ways and Means, Vice Chair
Justice System Appropriations Subcommittee

Breckenridge, Wes

Administration and Rules
Agriculture
Appropriations
Natural Resources
Public Safety
Veteran Affairs

Brink, Holly

Appropriations
Economic Growth, Vice Chair
Education
Human Resources
Labor

Brown-Powers, Timi

Human Resources
Labor
Veteran Affairs
Ways and Means
Administration and Regulation Appropriations Subcommittee, Ranking Member

Carlson, Gary L.

Commerce, Chair
Economic Growth
Transportation
Ways and Means

Cohon, Dennis M.

Agriculture
Ethics
State Government
Transportation
Transportation, Infrastructure, and Capitals Appropriations Subcommittee, Ranking Member

Derry, Karin

Human Resources
Judiciary
State Government
Administration and Regulation Appropriations Subcommittee

Deyoe, Dave

Appropriations
Commerce
Labor, Chair
State Government

Dolecheck, Cecil

Education, Chair
Human Resources
Labor
Education Appropriations Subcommittee

Donahue, Molly Erin

Education
Environmental Protection
State Government
Health and Human Services Appropriations Subcommittee

Ehlert, Tracy

Economic Growth
Education
Labor
Local Government
Economic Development Appropriations Subcommittee

Fisher, Dean

Commerce
Environmental Protection, Chair
Natural Resources
Public Safety
Administration and Regulation Appropriations Subcommittee

Forbes, John

Administration and Rules
Commerce
Human Resources
Transportation
Ways and Means

Fry, Joel

Appropriations
Education
Human Resources
Public Safety
Health and Human Services Appropriations Subcommittee, Chair

Gaines, Ruth Ann

Education
Government Oversight, Ranking Member
Local Government
Veterans Affairs

Gaskill, Mary A.

Economic Growth
Ethics, Ranking Member
Local Government
Ways and Means
Economic Development Appropriations Subcommittee

Gassman, Tedd

Economic Growth
Education, Vice Chair
Environmental Protection
Local Government
Education Appropriations Subcommittee

Gerhold, Thomas D.

Agriculture
Environmental Protection
Economic Development Appropriations Subcommittee, Vice Chair

Grassley, Pat

Appropriations, Chair
Commerce
Labor

Gustafson, Stan

Economic Growth
Judiciary
Veterans Affairs, Vice Chair
Administration and Regulation Appropriations Subcommittee

Hagenow, Chris

Administration and Rules

Hall, Chris

Appropriations, Ranking Member
Commerce
Economic Growth
Natural Resources

Hanusa, Mary Ann

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

Heddens, Lisa

Appropriations
Human Resources
Transportation
Health and Human Services Appropriations Subcommittee, Ranking Member

Hein, Lee

Agriculture
Environmental Protection
Ways and Means, Chair

Hinson, Ashley

Appropriations

Judiciary

State Government

Transportation, Chair

Transportation, Infrastructure, and Capitals Appropriations Subcommittee

Hite, Dustin D.

Judiciary, Vice Chair

Local Government

Veterans Affairs

Ways and Means

Justice System Appropriations Subcommittee

Holt, Steven

Judiciary, Chair

Ways and Means

Justice System Appropriations Subcommittee

Hunter, Bruce

Labor, Ranking Member

Local Government

State Government

Administration and Regulation Appropriations Subcommittee

Huseman, Daniel Adair

Administration and Rules

Economic Growth

Labor, Vice Chair

Transportation

Transportation, Infrastructure, and Capitals Appropriations Subcommittee

Isenhardt, Charles

Agriculture

Natural Resources

Transportation

Ways and Means

Agriculture and Natural Resources Appropriations Subcommittee, Ranking Member

Jacobsen, Jon

Commerce, Vice Chair

Ethics, Vice Chair

Labor

State Government

Agriculture and Natural Resources Appropriations Subcommittee

Jacoby, Dave

Commerce

Economic Growth

Natural Resources

Ways and Means, Ranking Member

James, Lindsay

Education
Human Resources
Way and Means
Justice System Appropriations Subcommittee

Jeneary, Tom

Natural Resources, Vice Chair
Public Safety
Veterans Affairs
Health and Human Services Appropriations Subcommittee

Jones, Megan

Judiciary
Local Government
Ways and Means

Judge, Kenan

Commerce
Economic Growth
Transportation
Health and Human Services Appropriations Subcommittee

Kacena, Timothy

Labor
Local Government
Public Safety, Ranking Member
Veterans Affairs
Justice System Appropriations Subcommittee

Kaufmann, Bobby

Government Oversight
Judiciary
State Government, Chair
Ways and Means

Kerr, David

Agriculture
Appropriations
Education
Public Safety
Education Appropriations Subcommittee, Chair

Klein, Jarad

Agriculture
Environmental Protection
Government Oversight
Judiciary
Public Safety, Chair

Konfrst, Jennifer

Human Resources
Judiciary
State Government
Education Appropriations Subcommittee

Kressig, Bob

Commerce
Local Government
Public Safety
Transportation, Ranking Member

Kurth, Monica

Education
Labor
Public Safety
Veterans Affairs, Ranking Member
Ways and Means

Kurtz, Jeff

Labor
Public Safety
Transportation
Ways and Means
Transportation, Infrastructure, and Capitals Appropriations Subcommittee

Landon, John

Appropriations
Commerce
Transportation
Administration and Regulation Appropriations Subcommittee, Chair

Lensing, Vicki

Environmental Protection, Ranking Member
Government Oversight
Local Government
State Government

Lohse, Brian K.

Economic Growth
Judiciary
Local Government, Vice Chair
Transportation

Lundgren, Shannon

Commerce
Economic Growth
Human Resources, Chair
Veterans Affairs
Health and Human Services Appropriations Subcommittee

Mascher, Mary
Appropriations
Education
State Government, Ranking Member
Transportation, Infrastructure, and Capitals Appropriations Subcommittee

Matson, Heather
Economic Growth
Education
Environmental Protection
Human Resources
Economic Development Appropriations Subcommittee

Maxwell, David E.
Agriculture
Natural Resources
Transportation, Vice Chair
Ways and Means

McConkey, Charlie
Commerce
Economic Growth
Labor
Ways and Means
Education Appropriations Subcommittee

McKean, Andy
Environmental Protection
Ethics, Chair
Judiciary
Local Government
State Government

Meyer, Ann
Economic Growth
Education
Human Resources, Vice Chair
Transportation
Health and Human Services Appropriations Subcommittee

Meyer, Brian
Administration and Rules
Commerce
Judiciary
Transportation

Mitchell, Joe
Commerce
Judiciary
State Government, Vice Chair
Education Appropriations Subcommittee

Mohr, Gary M.

Appropriations

Commerce

Public Safety

Transportation, Infrastructure, and Capitals Appropriations Subcommittee, Chair

Mommsen, Norlin G.

Agriculture

Appropriations

Education

Natural Resources

Agriculture and Natural Resources Appropriations Subcommittee, Chair

Moore, Tom

Education

Environmental Protection

Human Resources

State Government

Education Appropriations Subcommittee, Vice Chair

Nielsen, Amy

Commerce, Ranking Member

Local Government

State Government

Ways and Means

Oldson, Jo

Administration and Rules

Appropriations

Commerce

Judiciary

Olson, Rick L.

Agriculture

Judiciary

Public Safety

Osmundson, Anne

Ethics

Human Resources

Natural Resources

Ways and Means

Agriculture and Natural Resources Appropriations Subcommittee, Vice Chair

Ourth, Scott D.

Agriculture

Economic Growth

Natural Resource, Ranking Member

Veterans Affairs

Agriculture and Natural Resources Appropriations Subcommittee

Paustian, Ross C.

Agriculture, Chair
Environmental Protection
Judiciary
Public Safety
Agriculture and Natural Resources Appropriations Subcommittee

Prichard, Todd

Administration and Rules

Running-Marquardt, Kirsten

Appropriations
Economic Growth
Labor
Economic Development Appropriations Subcommittee, Ranking Member

Salmon, Sandy

Education
Human Resources
Public Safety
Veterans Affairs Chair

Sexton, Mike

Administration and Rules
Agriculture
Appropriations
Environmental Protection
State Government
Justice System Appropriations Subcommittee, Vice Chair

Shiple, Jeff

Education
Environmental Protection, Vice Chair
Local Government
Natural Resources
Economic Development Appropriations Subcommittee

Sieck, David

Agriculture, Vice Chair
Natural Resources
Transportation
Ways and Means

Smith, Mark

Ethics
Government Oversight
Natural Resources
Veterans Affairs

Smith, Rastafari I.

Agriculture

Education, Ranking Member

Transportation

Agriculture and Natural Resources Appropriations Subcommittee

Sorensen, Ray

Appropriations, Vice Chair

Commerce

State Government

Veterans Affairs

Staed, Art

Education

Environmental Protection

Local Government, Ranking Member

Natural Resources

Steckman, Sharon S.

Administration and Rules

Education

Environmental Protection

Natural Resources

State Government

Sunde, Kristin

Environmental Protection

Human Resources

Judiciary

Public Safety

Justice Systems Appropriations Subcommittee

Thede, Phyllis

Administration and Rules, Ranking Member

Appropriations

Local Government

Natural Resources

Public Safety

Thompson, Phil

Labor

Local Government

State Government

Veterans Affairs

Transportation, Infrastructure, and Capitals Appropriations Subcommittee, Vice Chair

Thorup, Jon

Government Oversight

Natural Resources

Public Safety, Vice Chair

Transportation

Transportation, Infrastructure, and Capitals Appropriations Subcommittee

Upmeyer, Linda L.

Administration and Rules

Wessel-Kroeschell, Beth

Human Resources, Ranking Member

Judiciary

Public Safety

Health and Human Services Appropriations Subcommittee

Wheeler, Skyler

Economic Growth, Chair

Education

Veterans Affairs

Ways and Means

Economic Development Appropriations Subcommittee

Williams, Dave

Agriculture

Appropriations

Commerce

Transportation

Education Appropriations Subcommittee

Wills, John H.

Administration and Rules

Agriculture

Appropriations

Commerce

Veterans Affairs

Winckler, Cindy

Agriculture

Appropriations

Education

Environmental Protection

Education Appropriations Subcommittee, Ranking Member

Windschitl, Matt W.

Administration and Rules

Local Government

Public Safety

Ways and Means

Wolfe, Mary Lynn

Agriculture

Environmental Protection

Government Oversight

Judiciary, Ranking Member

Ways and Means

Worthan, Gary
Appropriations
Labor
Public Safety
Transportation
Justice System Appropriations Subcommittee, Chair

Zumbach, Louis J.
Administration and Rules, Chair
Agriculture
Economic Growth
Natural Resources
Ways and Means
Administration and Regulation Appropriations Subcommittee, Vice Chair

MEMBER RESIGNATION

December 31, 2018

The Honorable Kim Reynolds
Iowa State Capitol
Des Moines, IA 50319

Governor Reynolds,

On November 6, 2018, I was elected to serve as United State Representative from Iowa's 1st District for the 116th Congress. Since I will be sworn-in to congress on January 3, 2019, I am hereby resigning from service as State Representative for Iowa House District 99, effective January 2, 2019.

It has been a great honor to represent the people of Dubuque in the Iowa House of Representatives. I look forward to working with you, Members of the Iowa House and Senate, and my colleagues in Congress to serve the people of Northeast Iowa.

Sincerely,

Abby Finkenauer

COMMUNICATIONS RECEIVED

The following communications were received and filed in the office of the Chief Clerk and placed on file in the Legislative Services Agency: To view reports in full, click [here](#).

ASSOCIATION OF IOWA FAIRS

State Funding for County Fairs and Economic Impact and Statistic Reports, pursuant to Iowa Code section 174.10.

ASSOCIATION OF SCHOOL BOARDS

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

BOARD OF EDUCATIONAL EXAMINERS

Licensed Professions and Occupations Report, pursuant to Iowa Code section 272C.4.

Licensing Fees Report, pursuant to Iowa Code section 272.10.

Administrative Rules Review Report, pursuant to Iowa Code section 272.29.

BOARD OF PAROLE

Goals and Objectives Report, pursuant to Iowa Code section 7E.3.

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

Judicial Review Report, pursuant to Iowa Code section 625.29.

Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62.

BOARD OF REGENTS

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

Iran Divestment Report, pursuant to Iowa Code section 12H.5.

Sudan Divestment Report, pursuant to Iowa Code section 12F.5(2).

Israel Divestment Report, pursuant to Iowa Code section 12J.5.

Postsecondary Enrollment Program Report, pursuant to Iowa Code section 262.9.

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

Grow Iowa Values Fund Report, pursuant to Chapter 141.54, 2013 Iowa Acts.

Patents and Licenses Report, pursuant to Iowa Code section 262B.3.

Technology Commercialization, Entrepreneurship, Regional Development, and Market Research Report, pursuant to Chapter 169.17, 2017 Iowa Acts.

Activities, Projects, and Programs Funded with Innovation Fund Report, pursuant to Chapter 169.32, 2017 Iowa Acts.

Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62.

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

Goals and Objectives Report, pursuant to Iowa Code section 7E.3.

Continuous Improvement Plan Report, pursuant to Iowa Code section 262.9.

Institute for Physical Research and Technology Report, pursuant to Chapter 169.32, 2017 Iowa Acts.

Educational Credits Awarded to Veterans Report, pursuant to Iowa Code section 262.9.

IMAGES Report, pursuant to Iowa Code section 262.93.

Center for Health Effects of Environmental Contamination Report, pursuant to Iowa Code section 263.17.

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

COLLEGE STUDENT AID COMMISSION

Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62.

Minority Academic Grants for Economic Success Program Report, pursuant to Iowa Code section 261.104.

Scholarship and Tuition Grant Reserve Fund Report, pursuant to Iowa Code section 261.20.

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

Tuition Grant Report, pursuant to Iowa Code section 261.15.

Health Care Loan Repayment Program Report, pursuant to Iowa Code section 261.116.

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

Judicial Review Report, pursuant to Iowa Code section 625.29.

Educational Credits Awarded to Veterans Report, pursuant to Iowa Code section 261.9.

Annual Report, pursuant to Iowa Code section 261.2.

Skilled Workforce Shortage Tuition Grant Program Report, pursuant to Iowa Code section 261.130.

Vocational-Technical Tuition Grant Program Report, pursuant to Iowa Code section 261.17.

COMMUNICATIONS NETWORK

Goals and Objectives Report, pursuant to Iowa Code section 7E.3.

COMPREHENSIVE PETROLEUM UNDERGROUND
STORAGE TANK FUND BOARD

Progress and Activities Report, pursuant to Iowa Code section 455G.4.

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

Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62.

Judicial Review Report, pursuant to Iowa Code section 625.29.

DENTAL BOARD

Licensed Professions and Occupations Report, pursuant to Iowa Code section 272C.4.

DEPARTMENT FOR THE BLIND

Judicial Review Report, pursuant to Iowa Code section 625.29.

Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62.

DEPARTMENT OF ADMINISTRATIVE SERVICES

Internal Service Fund Expenditure Report, pursuant to Iowa Code section 8A.123.

Goals and Objectives Report, pursuant to Iowa Code section 7E.3.

Condition of Affirmative Action, Diversity, and Multicultural Programs Report, pursuant to Iowa Code section 19B.5.

Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62.

Solicitations for Capitol Complex Report, pursuant to Iowa Code section 8A.108.

Judicial Review Report, pursuant to Iowa Code section 625.29.

Experimental Research Report, pursuant to Iowa Code section 8A.414.

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

DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

Control of Pathogenic Viruses in Poultry Report, pursuant to Iowa Code section 165B.2.

Outdoor Recreation Trust Fund, pursuant to Iowa Code section 461.22.

Foreign Animal Diseases Afflicting Livestock Report, pursuant to Chapter 168.27, 2017 Iowa Acts.

DEPARTMENT OF COMMERCE
Alcoholic Beverages Division

Control Study Report, pursuant to Chapter 170.27, 2017 Iowa Acts.

Goals and Objectives Report, pursuant to Iowa Code section 7E.3.

Banking Division

Bank Required Collateral Report, pursuant to Iowa Code section 12C.20.

Superintendent of Banking Annual Report, pursuant to Iowa Code section 524.216.

Licensed Professions and Occupations Report, pursuant to Iowa Code section 272C.4.

Goals and Objectives Report, pursuant to Iowa Code section 7E.3.

Judicial Review Report, pursuant to Iowa Code section 625.29.

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

Qualified Student Loan Bond Issuer Report, pursuant to Iowa Code section 7C.13.

Insurance Division

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

Cemetery and Funeral Report, pursuant to Iowa Code section 523A.801.

Iowa Cemetery Act Report, pursuant to Iowa Code section 523I.201.

Utility Division

Small Wind Innovation Zone Report, pursuant to Iowa Code section 476.48.

Goals and Objectives Report, pursuant to Iowa Code section 7E.3.

DEPARTMENT OF CORRECTIONS

Annual Report, pursuant to Iowa Code section 904.115.

Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62.

Interstate Compact for Adult Offender Supervision Report, pursuant to Iowa Code section 907B.2.

Geriatric Patient Housing Review Report, pursuant to Senate File 2418, 2018.

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

DEPARTMENT OF CULTURAL AFFAIRS

Goals and Objectives Report, pursuant to Iowa Code section 7E.3.

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

DEPARTMENT OF EDUCATION

Commission on Educator Leadership and Compensation Report, pursuant to Iowa Code section 284.15.

Interstate Compact on Education of Military Children Report, pursuant to Iowa Code section 256H.1.

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

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

Special Education Federal Reports, pursuant to Iowa Code section 256B.3.

Online Learning Workgroup Report, pursuant to Chapter 1029.3, 2018 Iowa Acts.

Child Development Coordinating Council Report, pursuant to Iowa Code section 256A.3.

Student Health Workgroup Report, pursuant to Chapter 1119.14, 2018 Iowa Acts.

Home Base Iowa Postsecondary Education Report, 260C.14.

Supplemental Assistance for High-Need Schools Report, pursuant to Iowa Code section 284.11.

DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT

Goals and Objectives Report, pursuant to Iowa Code section 7E.3.

Flood Mitigation Board Report, pursuant to Iowa Code section 418.8.

Judicial Review Report, pursuant to Iowa Code section 625.29.

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

DEPARTMENT OF HUMAN RIGHTS

Family Development and Self-Sufficiency Grant Program Report, pursuant to Iowa Code section 216A.107.

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

Annual Report, pursuant to Iowa Code section 216A.2.

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

Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62.

Twenty-year and Five-year Criminal and Juvenile Justice Plan Report, pursuant to Iowa Code section 216A.135.

Community Action Agencies Report, pursuant to Iowa Code section 216A.92.

Correctional Policy Project Plans and Findings Report, pursuant to Iowa Code section 216A.137.

DEPARTMENT OF HUMAN SERVICES

Drug Utilization Report, pursuant to Iowa Code section 249A.24.

Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62.

Autism Support Program Fund Report, pursuant to Iowa Code section 225D.2.

Medicaid Managed Care Oversight Reports, pursuant to Chapter 1139.94, 2016 Iowa Acts.

Family Support Subsidy and Children at Home Program Report, pursuant to Iowa Code section 225C.42.

Non-State Government Owned Nursing Facility Upper Payment Limit Supplemental Payment Program Report, pursuant to Chapter 1139.82, 2016 Iowa Acts.

Mental Health Services for Children and Youth Report, pursuant to Iowa Code section 225C.54.

Individual Assistance Grant Program Report, pursuant to Iowa Code section 29C.20A.

Direct Care Worker in Nursing Facilities Turnover Report, pursuant to Chapter 1188.71, 2008 Iowa Acts.

Payment of Nursing Facility Room and Board Expenses Options Report, pursuant to Chapter 1038.1, 2018 Iowa Acts.

Hawk-I Board Report, pursuant to Iowa Code section 514I.5.

Tiered Rate Provider Workgroup Actuarial Findings, Recommendations, and Comments Report, pursuant to Senate File 2418, 2018.

Medicaid Level of Care Determinations Review Report, pursuant to Senate File 2418, 2018.

Mandatory Reporter Training and Certification Workgroup Report, pursuant to Senate File 2418, 2018.

Mental Health and Disability Services Report, pursuant to Iowa Code section 225C.6.

Tertiary Care Psychiatric Hospital Report, pursuant to Chapter 1056.18, 2018 Iowa Acts.

Preferred Drug List Program Reports, pursuant to Iowa Code section 249A.20A.

Medical Assistance Act Reports, pursuant to Iowa Code section 249A.4.

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

Health Home Programs Workgroup Report, pursuant to Senate File 2418, 2018.

Hospital Health Care Access Trust Fund Report, pursuant to Iowa Code section 249M.4.

Child Abuse Registry Report, pursuant to Iowa Code section 235A.23.

Dependent Adult Abuse Registry Report, pursuant to Iowa Code section 235B.13.

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

Annual Report, pursuant to Iowa Code section 217.21.

Goals and Objectives Report, pursuant to Iowa Code section 7E.3.

State Engagement in the Supplemental Nutrition Assistance Program Employment & Training Program Workgroup Report, pursuant to Senate File 2418, 2018.

Judicial Review Report, pursuant to Iowa Code section 625.29.

Assertive Community Treatment Reimbursement Rates Report, pursuant to Chapter 1056.21, 2018 Iowa Acts.

Disaster Case Management Fund Report, pursuant to Iowa Code section 29C.20B.

Commitment Process Review Report, pursuant to Chapter 1056.17, 2018 Iowa Acts.

Nursing Facility Qualities Assurance Assessment Fee Usage Report, pursuant to Iowa Code section 249L.4.

Medical Assistance Advisory Council Executive Committee Findings and Recommendations Report, pursuant to Senate File 2418, 2018.

DEPARTMENT OF INSPECTION AND APPEALS

Fraud in Public Assistance Programs Report, pursuant to Chapter 171.39, 2017 Iowa Acts.

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

Tertiary Care Psychiatric Hospitals Report, pursuant to Chapter 1056.18, 2018 Iowa Acts.

Geriatric Patient Housing Review Report, pursuant to Senate File 2418, 2018.

State Public Defender

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

DEPARTMENT OF JUSTICE
Attorney General

Iowa Consumer Credit Code Report, pursuant to Iowa Code section 537.6104.

DEPARTMENT OF MANAGEMENT

Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62.

Judicial Review Report, pursuant to Iowa Code section 625.29.

Grants Enterprise Management Compliance Report, pursuant to Iowa Code section 8.9.

State Tort Claims Report, pursuant to Iowa Code section 669.12.

Goals and Objectives Report, pursuant to Iowa Code section 7E.3.

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

DEPARTMENT OF NATURAL RESOURCES

Land Acquisition and Inventory Report, pursuant to House File 2502, 2018.

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

Annual Report, pursuant to Iowa Code section 455A.4.

Hazardous Substance Remedial Fund Report, pursuant to Iowa Code section 455B.425.

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

Licensed Professions and Occupations Report, pursuant to Iowa Code section 272C.4.

Hazardous Waste/Substance Disposal Report, pursuant to Iowa Code section 455B.427.

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

Occupancy Rates for State Camping and Rental Facilities Report, pursuant to Iowa Code section 455A.14.

DEPARTMENT OF PUBLIC DEFENSE

Goals and Objectives Report, pursuant to Iowa Code section 7E.3.

DEPARTMENT OF PUBLIC HEALTH

Child Death Review Team Report, pursuant to Iowa Code section 135.43.

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

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

Licensed Professions and Occupations Report, pursuant to Iowa Code section 272C.4.

Tobacco Use Prevention and Control Report, pursuant to Iowa Code section 142A.4.

Child Vision Screening Report, pursuant to Chapter 174.42, 2017 Iowa Acts.

Substance Use Disorder Service Providers Reimbursement Workgroup Report, pursuant to Senate File 2418, 2018.

Goals and Objectives Report, pursuant to Iowa Code section 7E.3.

Student Health Workgroup Report, pursuant to Chapter 1119.14, 2018 Iowa Acts.

Activities of the Medical Cannabidiol Board Report, pursuant to Iowa Code section 124E.4A.

Behavior Analyst and Assistant Behavior Analyst Grants Program Report, pursuant to Iowa Code section 135.181.

DEPARTMENT OF PUBLIC SAFETY

Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62.

DCI Report of Activities at Racetrack Enclosures, pursuant to Iowa Code section 99D.14.

Statewide Interoperable Communications System Board Report, pursuant to Iowa Code section 80.29.

Human Trafficking Report, pursuant to Iowa Code section 80.45.

Licensed Professions and Occupations Report, pursuant to Iowa Code section 272C.4.

Judicial Review Report, pursuant to Iowa Code section 625.29.

DEPARTMENT OF REVENUE

Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62.

Central Collections Unit Debt Collection Reports, pursuant to Iowa Code section 421.17.

Financial Assistance Report, pursuant to House File 2493, 2018.

Streamline Sales Tax Advisory Council Report, pursuant to Iowa Code section 423.9A.

Capital Investment Board Report, pursuant to Iowa Code section 15E.63.

Collection Enterprise Report, pursuant to Iowa Code section 421.17.

Judicial Review Report, pursuant to Iowa Code section 625.29.

Tax Gap Compliance Project Report, pursuant to Iowa Code section 421.17.

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

Solar Energy System Tax Credits Report, pursuant to Iowa Code section 422.11L.

DEPARTMENT OF TRANSPORTATION

Use of Reversions Report, pursuant to Iowa Code section 307.46.

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

Integrated Roadside Vegetation Management Committee Report, pursuant to Iowa Code section 314.22.

Living Roadway Trust Fund Report, pursuant to Iowa Code section 314.21.

Rail/Highway Grade Crossing Warning Devices, Signals, and Signs Report, pursuant to Iowa Code section 307.26.

Highway Improvement Program and Sufficiency Rating Report, pursuant to Iowa Code section 307A.2.

Annual Report, pursuant to Iowa Code section 7A.9.

Nature and Scope of Enforcement Activities by Peace Officers Report, pursuant to Iowa Code section 321.477.

Road Use Tax Fund Efficiency Measures Report, pursuant to Chapter 1123.21, 2014 Iowa Accts.

Electric, Hybrid, and High-Efficiency Motor Vehicles Report, pursuant to Chapter 1077.3, 2018 Iowa Accts.

DEPARTMENT OF VETERANS AFFAIRS

County Allocation Fund Report, pursuant to Iowa Code section 35A.5.

DEPARTMENT ON AGING

Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62.

Public Guardian's Report, pursuant to Iowa Code section 231E.4.

Geriatric Patient Housing Review Report, pursuant to Senate File 2418, 2018.

Exchange of Contact Information for Nursing Facility Residents Design Plan and Recommendations Report, pursuant to Senate File 2418, 2018.

Goals and Objectives Report, pursuant to Iowa Code section 7E.3.

Guardianship and Conservatorship Monitoring Pilot Project Report, pursuant to Chapter 138.52, 2013 Iowa Acts.

Judicial Review Report, pursuant to Iowa Code section 625.29.

ECONOMIC DEVELOPMENT AUTHORITY

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

Financial Assistance Report, pursuant to House File 2493, 2018.

RefugeeRISE AmeriCorps Program Report, pursuant to Iowa Code section 15H.8.

Reading Corps Report, pursuant to Iowa Code section 15H.7.

Iowa Innovation Corporation Report, pursuant to Iowa Code section 15.107.

ETHICS AND CAMPAIGN DISCLOSURE BOARD

Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62.

Judicial Review Report, pursuant to Iowa Code section 625.29.

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

FINANCE AUTHORITY

Forensic Accounting Report, pursuant to Chapter 1169.17, 2018 Iowa Acts.

Sexual Harassment Report, pursuant to Chapter 1169.17, 2018 Iowa Acts.

Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62.

Wastewater and Drinking Water Treatment Financial Assistance Program Itemized Expenditures Report, pursuant to Iowa Code section 16.134.

Iowa Finance Authority Report, pursuant to Iowa Code section 16.7.

FIRE AND POLICE RETIREMENT SYSTEM BOARD OF TRUSTEES

Public Fund Sudan Divestment Report, pursuant to Iowa Code section 12F.5.

Public Fund Iran Divestment Report, pursuant to Iowa Code section 12H.5.

Public Fund Israel Divestment Report, pursuant to Iowa Code section 12J.5.

Financial Evaluation Report, pursuant to Iowa Code section 411.5.

Annual Report, pursuant to Iowa Code section 411.5.

GOVERNOR'S OFFICE

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

HIGHER EDUCATION LOAN AUTHORITY

Annual Report, pursuant to Iowa Code section 261A.21.

JUDICIAL BRANCH

Court Debt Report, pursuant to Iowa Code section 602.8107(7).

New Policies and Procedures for Court Administration Report, pursuant to Chapter 166.14, 2017 Iowa Acts.

Judicial Retirement Fund Valuation Report, pursuant to Iowa Code section 602.9116.

Enhanced Court Collections Fund Report, pursuant to Chapter 1171.1, 2018 Iowa Acts.

Court Technology and Modernization Fund Report, pursuant to Chapter 1171.1, 2018 Iowa Acts.

Licensed Professions and Occupations Report, pursuant to Iowa Code section 272C.4.

LAW ENFORCEMENT ACADEMY

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

Domestic Abuse Training Report, pursuant to Iowa Code section 80B.11.

LONG-TERM CARE OMBUDSMAN

Annual Report, pursuant to Iowa Code section 231.42.

LOTTERY AUTHORITY

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

Government Oversight Report, pursuant to Iowa Code section 99G.7.

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

OMBUDSMAN

No Model of Transparency Report, pursuant to Iowa Code section 2C.17.

PROPANE EDUCATION AND RESEARCH COUNCIL

Audit Report, pursuant to Iowa Code section 101C.3.

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

PUBLIC AGENCY INVESTMENT TRUST

Annual Report, pursuant to Iowa Code section 12B.10A.

PUBLIC EMPLOYEES' RETIREMENT SYSTEM

Public Fund Israel Divestment Report, pursuant to Iowa Code section 12J.5.

Public Fund Sudan Divestment Report, pursuant to Iowa Code section 12F.5.

Public Fund Iran Divestment Report, pursuant to Iowa Code section 12H.5.

Annual Financial Report, pursuant to Iowa Code section 97B.4.

PUBLIC EMPLOYMENT RELATIONS BOARD

Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62.

Goals and Objectives Report, pursuant to Iowa Code section 7E.3.

Judicial Review Report, pursuant to Iowa Code section 625.29.

PUBLIC TELEVISION

Judicial Review Report, pursuant to Iowa Code section 625.29.

Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62.

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

SECRETARY OF STATE

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

Judicial Review Report, pursuant to Iowa Code section 625.29.

Goals and Objectives Report, pursuant to Iowa Code section 7E.3.

TREASURER OF STATE

Public Fund Sudan Divestment Report, pursuant to Iowa Code section 12F.5.

Public Fund Iran Divestment Report, pursuant to Iowa Code section 12H.5.

Public Fund Israel Divestment Report, pursuant to Iowa Code section 12J.5.

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

ABLE Savings Trust Financial Report, pursuant to Iowa Code section 12I.7.

Honey Creek Park Development Report, pursuant to Iowa Code section 463C.16.

Tobacco Settlement Authority Report, pursuant to Iowa Code section 12E.15.

On motion by Hagenow of Dallas the House adjourned at 3:20 p.m., until 8:30 a.m., Tuesday, January 15, 2019.

JOURNAL OF THE HOUSE

Second Calendar Day - Second Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, January 15, 2019

The House met pursuant to adjournment at 8:31 a.m., Speaker Upmeyer in the chair.

Prayer was offered by Father Andrew Windschitl, Pastor of St. Mary's Catholic Church, Elkhart. He is the cousin and guest of Windschitl of Harrison.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Victoria Fillipi, Speaker's Page from Anthon.

The Journal of Monday, January 14, 2019, was approved.

COMMITTEE TO NOTIFY THE SENATE

Deyoe of Story 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 Deyoe of Story, Chair; Moore of Cass and Ehlert of Linn.

The House stood at ease at 8:35 a.m., until the fall of the gavel.

The House resumed session at 9:48 a.m., Speaker Upmeyer in the chair.

REPORT OF THE COMMITTEE TO NOTIFY THE SENATE

Deyoe of Story, 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 9:51 a.m. President Schneider presiding.

Senator Whitver of Polk 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 Schneider announced a quorum present and the Joint Convention duly organized.

Whitver of Polk 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 Kim Reynolds into the House chamber and receive her.

The motion prevailed and the President appointed as such committee Senators Feenstra of Sioux, Koelker of Dubuque and Mathis of Linn on the part of the Senate, and Representatives Jones of Clay, Brink of Mahaska and Konfrst of Polk, on the part of the House.

Secretary of Agriculture and Land Stewardship, Mike Naig; State Auditor, Rob Sand; State Treasurer, Michael Fitzgerald and Attorney General Tom Miller were escorted into the House chamber.

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

Lieutenant Governor Adam Gregg, his wife Cari Gregg, son Jackson Gregg, daughter Lauren Gregg, and parents Larry and Carol Gregg were escorted into the House chamber.

First Gentleman Kevin Reynolds, daughter Jessica Erger, grandsons Emory and Reed Erger, daughter Nicole Springer and parents Charles and Audrey Strawn were escorted into the House chamber.

The committee waited upon Governor Kim Reynolds and escorted her to the Speaker's station.

President Schneider then presented Governor Kim Reynolds who delivered the following condition of the state message:

GOVERNOR'S CONDITION OF THE STATE MESSAGE

Mr. Lt. Governor, Mr. President, Madam Speaker, legislative leaders, senators, representatives, justices, judges, elected officials, distinguished guests, family, friends, my fellow Iowans:

The job of government, above all else, is to provide for the health and safety of its citizens.

So I want to begin this address by thanking the people who are on the front lines of providing that protection: the men and women who serve in military, law enforcement, and as first responders.

They risk their lives for us. And some of them give the ultimate sacrifice. It was with great sadness that, last week, we laid to rest Clinton firefighter Lt. Eric Hosette. And it is with prayerful hope that we watch Firefighter Adam Cain recover from the same tragic event.

For these men and women, service isn't just part of their job. It's who they are—whether the uniform is on or off.

Take Billy Fox. After graduating from Central College, he enlisted in the Army and joined the special forces. After almost eight years of active service and tours in the Middle East, Billy returned to civilian life.

He began his job search through Home Base Iowa and eventually landed at Vermeer, back home in Pella. He started on the production line and quickly became the head of security, where his instincts to serve and protect would be put to use—in ways that no one would have imagined.

On July 19, a tornado ripped through Vermeer's campus, completely destroying one factory and heavily damaging others. It was devastating. I saw it first-hand the next day. Metal was everywhere; cars were piled on top of each other; and brick walls were leveled.

Yet there was not a single fatality. Not one.

Thanks to Billy's calm and experienced leadership, the 3,000 employees and visitors attending Vermeer's customer appreciation day were safe. Even though an "all clear" was issued by a paid weather service, Billy and his team kept everyone sheltered—and in doing so, saved their lives.

Billy, please stand so that we can recognize your service, leadership, and bravery.

On the same day a tornado struck Vermeer, separate tornadoes ripped through Bondurant and Marshalltown, destroying homes and businesses in their path.

In the days and weeks after, hundreds of volunteers showed up to help clear debris and rebuild.

Last year, we saw the same thing play out again and again across Iowa. In times of need, Iowans came together. Neighbor-helping-neighbor. And often, stranger helping stranger.

Whether it was cleaning up after a flood or a tornado, looking for a missing loved one, or bringing in a harvest after a tragedy, Iowans showed up.

It's who we are, and it's why I am so proud to be your governor.

Join me in recognizing the Iowans who, every day, show acts of kindness, and who truly make this the greatest state in the nation.

For those of us who have the honor to represent these Iowans, it's our job to live up to the example they set. And there's no better time than the Condition of the State and the days that follow to set aside our differences and forge a common vision.

Iowans expect no less.

Working across the aisle isn't an impossible task; we've done it. And by continuing to put Iowans first, we honor four public servants, whose belief in diplomacy, principles, and bipartisanship made an incredible difference in millions of lives.

In 2018, America lost a great leader with the passing of President George H.W. Bush. A man whose legacy is one of service, statesmanship and values, and whose commemoration served as a reminder to all Americans of the nobility of public service.

Iowa mourned the passing of Gov. Robert Ray whose civility, courage and common-sense style of governing set the highest standard for those who followed.

We grieved the passing of Congressman Leonard Boswell, a proud veteran and public servant who willingly reached across the aisle on many issues to make Iowa a better place.

And three weeks ago, we lost legendary Sen. John Culver, whose energy, passion for politics, and timeless wit highlighted the best of Iowa.

If we've learned anything from the passing of these public servants, it's this: Working together, with deep resolve, we can achieve more than we ever dreamed possible.

Last year was another year of significant accomplishments. Together, we: passed the largest income tax cut ever as part of a groundbreaking tax reform package; continued making education a priority by investing a record amount in K-12 schools and our children's future; enacted a collaborative water-quality bill, my first as governor; protected the sanctity of life; provided affordable insurance options to thousands of Iowans; and—with unanimous support—enacted comprehensive mental health reform and the Future Ready Iowa Act.

Indeed, it was a historic year.

As we begin a new general assembly, I'm proud to declare that the condition of the state is strong. Our budget is balanced and our cash reserves are full; wages are going up while unemployment is at an all-time low.

Because of our people and the power of their ingenuity, Iowa is soaring.

I know, however, that not everyone feels that success. I know that in family rooms, workplaces—and even in this chamber—there are Iowans who are struggling, sometimes in silence.

Today, I am asking this Legislature to work with me again to fight for those individuals. To make sure that Iowa's success is every Iowan's success.

One year ago, I stood at this podium and told you that my vision for the future is an Iowa overflowing with opportunity—opportunity for our working families, young people, and our communities, both rural and urban.

A place where it doesn't matter if you're rich or poor, young or old, male or female.

Where your last name and zip code aren't nearly as important as your ability to dream and willingness to reach for it.

A place where, if life got in the way of those dreams, you can make a new start.

And if you've made mistakes, you can find a second chance.

My vision for the future of Iowa hasn't changed. But the future I see isn't around the corner, or after the next election. The future is now. The time is now to deliver on the promises we've made to Iowans looking for a way up.

It starts by taking the next step to prepare Iowans for dynamic careers and lifelong learning.

That's Future Ready Iowa.

At its core, Future Ready Iowa recognizes that there is dignity in meaningful work, that Iowans yearn for the opportunity to better themselves, and that those opportunities exist right here in Iowa.

It directs resources where we need them most. Identifying high-demand jobs like computer programmers and electricians. Educating Iowans about those great opportunities while providing support for individuals seeking those rewarding careers.

We've already started putting the policy into action. Last fall, Future Ready Iowa summits were hosted in 18 communities across the state.

We brought together employers, educators and local leaders, to discuss how communities could use the Future Ready Iowa Act as a springboard to propel Iowans into new careers.

In fact, after one of the summits, the North Scott superintendent decided to launch a Registered Apprenticeship program for advanced manufacturing. Local employers like John Deere and Eagle Engineering already have expressed interest. And students, like Myah Harrington, are eager to sign up.

To encourage education and training beyond high school, Fareway has started a program to help employees pay down their student debt. And Ruan Transportation started a technology apprenticeship program that will give young Iowans yet another great career path.

We will see this play out again and again over the next few years.

Future Ready Iowa is a powerful tool to grow family incomes, meet employer needs and strengthen communities.

The time is now to invest in Iowans and their future. Today, I'm calling on the Legislature to take the next step, to appropriate \$20 million to fund the plan we put in place last session.

This investment will take Iowa to the next level. And more important, it will give more Iowans an opportunity to find a rewarding career.

Of course, the road to finding a rewarding career doesn't start after high school. A strong K-12 education system is the foundation of any state, and Iowa has a solid foundation to build upon.

Our schools are filled with innovative teachers, who are making things happen; we have the most extensive teacher leadership and compensation system in the country; a nationally recognized STEM initiative; and we're getting closer to our goal to have students reading proficiently by the end of third grade.

That's just a sample of the critical work that is underway in our state. But there is always more to do.

Kids today are growing up immersed in a world of digital technology. The workforce is continually impacted by innovation and globalization. And we need an education system that adapts to those changes.

Because of our investment in STEM, apprenticeships, work-based learning and computer science, it's happening now across our state.

In August we launched a new program called Computer Science is Elementary. Through STEM grants, this public-private partnership will transform six high-poverty elementary schools into models of computer science instruction by weaving computer coding into the class lessons.

We're also seeing other elementary schools expanding or creating computer science programs.

Clear Lake is expanding coding and other fundamentals for fourth and fifth-graders; Kingsley-Pierson is training teachers to teach computer science; and Indianola is teaching coding to kindergarteners, first- and second-graders.

Iowa students are getting amazing real-world learning experiences.

Like Central Campus in Des Moines, where this week, high-school students will start a semester-long program called NeuroSMART. Through a partnership with Kemin and Des Moines University, and with the support of a STEM Council award, these students will get hands-on experience in the fields of neuroscience and business.

In the gallery today, we have students from Central Campus. Please stand to be recognized. We are excited to see what the future has in store for you.

The budget I'm submitting today proposes over \$93 million in additional funding for preschool through high school education, which includes a 2.3% increase in per pupil funding.

I'm also requesting \$11.2 million to help districts with disproportionate transportation costs.

And I'm asking for a \$1 million increase in STEM funding.

In total, that will bring our preK-12 investment to almost \$3.4 billion this year.

That's an investment we can be proud of. But Iowans also know that a quality education can't be reduced to a dollar figure or a percentage increase. It's about one thing and one thing only: How well we prepare our children to succeed.

Over the last eight years, I've been fortunate to travel the nation and the world on behalf of Iowa.

These trips have provided ideas on what we can do better, but they've also given me perspective on what makes Iowa so unique.

From river to river and border to border, Iowa is speckled with vibrant communities, each with its own character and story to tell.

Every 10, 15 or 20 miles, there's another town, with another school brimming with pride, and another Main Street filled with excitement and hope.

These welcoming and unique communities motivate thousands to ride their bikes from the Missouri to the Mississippi each year. They're what gives Iowa its character.

Unfortunately, in some places, that character is fading. We cannot let that happen.

Our communities and Main Streets tell a story to the outside world. My question for each of you is this: How do we want our story to read?

That we've given up, or that we have hope for the future? That we're tired, or full of energy? That we've lost our vision, or are innovative and creative? That we're fading or growing?

As I travel all 99 counties, I've seen the story that many Iowans are writing and the potential to do more.

That's what led me to create the Governor's Empower Rural Iowa Initiative, a partnership between my office and the Iowa Rural Development Council.

Led by Lt. Governor Gregg and Sandy Ehrig, the initiative focused on connecting, investing and growing our rural communities.

I want to thank the Lt. Governor and Sandy for their leadership. And I want to thank the members of the Empower Rural Iowa Initiative for their work in providing the initial recommendations.

It's no secret, we need to keep our rural communities connected if we hope to keep our young people or attract others to Iowa. Over a century ago, a town's proximity to the railroad was key; over the last 100 years, our focus has been on highways and interstates. And, by the way, it's that focus that finally gave us a completed four-lane Highway 20.

Now, though, it's virtual connectivity that has become essential. Businesses, schools, hospitals, and even our combines, rely on high-speed internet.

We have come a long way already. U.S. News & World Report says "the Hawkeye state leads the nation in efforts to bring ultra-fast internet access to every city block and every rural acre." But there's still more to do.

To ensure that every part of Iowa has the same opportunity, I am requesting \$20 million, split over two years, for broadband infrastructure. This funding will accelerate expansion and leverage an additional \$120 million in private investment for high-speed internet.

Rural communities also can't thrive without access to housing. Businesses in rural Iowa are growing and hiring, but the employees they need won't make the move if there's no place for their family to call home.

I am therefore requesting that we double the amount of workforce housing tax credits that are set aside for rural communities, putting the total at \$10 million. I'm also asking that these tax credits be competitive, meaning that they will go to those projects that are well planned, not just first in line.

When it comes to building strong communities, the talent is there. The drive is there. And often, the programs are there, but the coordination isn't.

That's why I'm announcing the establishment of a Center for Rural Revitalization within the Iowa Economic Development Authority. This center will focus on making rural Iowa an even greater priority and give our Main Streets a roadmap for success.

In places like Jefferson, Iowans are already showing that, with ingenuity and drive, our small towns can be as vibrant as they've ever been.

Since 2012, over 100 Greene County residents volunteered more than 29,000 hours to raise funds, write grants and work on committees.

They've transformed downtown Jefferson, attracting 14 businesses and rehabbing dozens of buildings. And recently, voters overwhelmingly approved a bond referendum that will build a new high school that will house a career academy that will feed a new downtown business called the Forge.

The Forge, which is owned by Pillar Technologies, will employ 30 technology consultants, many of them just out of high school. Pillar has successfully brought this same concept to Silicon Valley, Columbus, Ohio, Ann Arbor, Michigan, and recently Des Moines.

And now it's coming to downtown Jefferson.

Why? Because even people in our nation's largest cities can see what rural Iowa has to offer. People like Kevin Scott, the chief technology officer of Microsoft and a group of technology investors who paid a visit to Jefferson just last month.

Not every Iowa town will be home to a new technology consulting firm. But we should help ignite every community with the passion of the people of Greene County, some of whom are with us here today. Thank you for being that spark. Please stand up and be recognized.

Since taking the oath of office, one of my priorities has been to create an integrated and coordinated health care system. We made great strides on that effort last year.

We passed legislation that gave Iowans affordable health care options.

We worked diligently, and still are, to ensure that our Medicaid program is sustainable and focused on patient outcomes.

And we unanimously passed mental health reform, which built on the changes we began in 2013.

And we're seeing results. In a recent report, Mental Health America declared that Iowa's overall mental health system is the seventh best in the nation, and third when it comes to the adult system.

That's before the legislation from last year has been fully implemented.

This year, the mental health regions will continue developing new services. To help sustain them, I've set aside an additional \$11 million in my two-year Medicaid budget.

And I'm calling on the Legislature to extend the time the regions have to spend down their capital balances and to increase the percentage of their operating budgets that may be carried from one year to the next.

There may still be more to do, so I'm asking everyone in this chamber to work with me to ensure that we have sustainable funding that will keep our mental health system strong.

Another essential piece of a strong mental health system is having adequate behavioral healthcare providers. To build on the existing psychiatric residency program, my budget proposes to fund four additional psychiatric residencies at the University of Iowa for doctors who will practice in rural communities. And I'm asking the Legislature to appropriate additional money to train nurse practitioners and physician assistants in mental health.

Our efforts aren't over yet. But by working together, we will have the best adult mental health system in the country.

When it comes to our children and their changing mental health needs, we are not as far along.

That's not for a lack of talking about it. We've been doing that for more than 20 years.

It's time to move past the talking phase.

There is no worse pain than that of a child who is suffering in silence. And there is no greater agony than that of a parent who watches helplessly—not knowing where or to whom they can turn.

Diagnosing and healing illness is never guaranteed, but when it comes to physical pain parents know the path to get there. "The doctor will see you now," is usually just a few minutes or hours away.

When it comes to mental health, however, part of the fear and the pain is in not knowing where to begin. In being told "no one provides those services" or "your child is on a wait list, we can see her in two to three months."

We must create a children's mental health system where the path to healing is clearly marked. A system that lets parents know where to begin—and that their child can begin immediately.

That's why, at the end of last session, I signed an executive order creating a children's mental health board. I asked this group of educators, mental health professionals, parents, legislators and children's advocates to devise a plan and create a structure for a children's mental health system.

The board has completed its initial task, and based on its recommendation, I will be introducing a bill that finally creates a children's system that will work in tandem with our adult system.

I'm also calling on the Legislature to appropriate additional money for home- and community-based children's mental health services so that we can eliminate the waiting list that currently exists.

And I'm requesting \$3 million to train teachers to better recognize early signs of mental illness.

Creating a comprehensive children's mental health system will take time. But we can and must take action. The days of merely talking are over.

Three years ago, we began to offer apprenticeship programs in our state prisons. The concept isn't hard to understand: Most of our inmates aren't inmates for life. They will reenter society—and when they do, we want them to be successful. Those who can't get a job often find their way back to crime and then back to prison.

So from a public safety perspective, training our inmates is the right thing to do.

But there's more to it than that. As I said earlier, there is dignity in work. There is also beauty in grace.

Talk with someone who, by their own actions, hit rock bottom but decided to turn their life around. Watch their face light up when they tell you about the person who offered them a helping hand. A family member, a friend, or maybe a stranger.

There are few things as powerful as the joy of someone who got a second chance and found their purpose.

If you talk to Michael Willoughby or Steve Shewry, you'll see it. Both men completed an apprenticeship program in prison: Michael prepared to be a computer operator and Steve prepared for a career in welding. Both men committed serious crimes.

Today, both men are star employees at jobs they landed before leaving prison. They were offered a second chance, they took it, and they succeeded.

Frontier Co-Op in Norway and Winger Companies in Ottumwa are the other half of this story. Those are the employers who saw something in Michael and Steve. They looked beyond the rap sheet and found high-quality employees for hard-to-fill jobs.

Too often, employers overlook these skilled workers because of the fear of lawsuits. Let's take that off the table. Our correctional system and parole board are the judge of whether an inmate is ready to be released. Let's not punish employers for offering an offender a second chance. I am also calling on the Legislature to send me a bill that protects employers like Frontier and Winger who hire Iowans with criminal records.

Michael and Steve are with us today. So are Megan Schulte, head of human resources at Frontier, and Jim Keck, general manager of Winger. Thank you for showing us the value of second chances.

Now, more than ever, we need people like Michael and Steve. We have a skilled worker shortage and prisons full of inmates, many of whom will soon re-enter society. Let's get them the skills they need and place them with the Frontiers and Wingers of this state.

To that end, I am announcing today that we are establishing a new home building program at the Newton Correctional Facility. In partnership with the nonprofit Homes for Iowa, this program will provide housing that is needed throughout rural Iowa. And it will provide training for jobs that are in high demand. It's a win-win.

There are other programs across the state that are working to ensure criminal offenders are finding a new purpose.

Through a pilot program, the Department of Corrections is currently working with Iowa Central Community College in Fort Dodge to offer Pell Grants to prison inmates. This program is one of the most successful in the country, with more than 420 students participating, earning an average GPA of 3.5.

I also recently met with a group of Iowans, led by Tim Krueger, who are working to bring a nonprofit organization called The Other Side Academy to Des Moines. It's a two-year residential rehabilitation program that is an alternative to prison or jail. And it operates without government funding, sustaining itself through the businesses run by its participants.

These are just two examples. Together, I believe there is even more we can do.

And we can start with felon voting. Our constitution takes away the voting rights of anyone convicted of a felony. Forever.

Only two other state constitutions have a similar provision, and last November, the people of Florida voted to remove their ban.

Through the power of clemency, the governor can restore those rights, and I have done that 88 times since taking office.

But I don't believe that voting rights should be forever stripped, and I don't believe restoration should be in the hands of a single person.

After the election, an Iowan stopped me at my grandson's basketball game in Waukee. I had restored his rights and he wanted to tell me, in person, how much it meant to him. How, when he stepped into the voting booth, he felt a dignity that had been missing, even after leaving prison.

I don't think this man and others like him who have completed their sentences should have to wait for my say or any future governor's say before they get that dignity back.

Our founders gave us a process to amend the constitution, should the passage of time change our view. Let's begin that process now. I believe Iowans recognize the power of redemption; let's put this issue in their hands.

That's not the only constitutional amendment we should consider.

As it should, our constitution deals extensively with the rights of the accused and convicted. But it never mentions victims.

In all of the focus on second chances and forgiveness, we should never forget about the victims. I know each of you in this room believe that. So let's show it. This year, let's start the process of enshrining victim's rights into the Iowa Constitution. Like 36 other states have done, let's send victims a loud and clear message: We will protect you.

Over the next few months, I look forward to working with all of you to enact these priorities and yours. Whether it's looking for ways to further reform our tax code, or passing legislation that strengthens our health care system, I am excited for what's in store.

We have laid the foundation for a bright future. Let's build on it.

The time is now to finish what we started.

The time is now to cement Iowa's status as the best state in the nation.

The time is now to deliver on the promises we've made to Iowans looking for a way up.

Thank you, God bless you, and God bless the great state of Iowa.

Governor Kim Reynolds was escorted from the House chamber by the committee previously appointed.

On motion by Hagenow of Dallas, the Joint Convention was dissolved at 10:47 a.m.

Speaker Upmeyer in the chair at 10:51 a.m.

RULE 57 SUSPENDED

Hagenow of Dallas 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 to meet at 3:00 p.m. today.

On motion by Hagenow of Dallas, the House was recessed at 10:52 a.m., until conclusion of the committee on Administration and Rules.

AFTERNOON SESSION

The House reconvened at 3:46 p.m., Speaker Upmeyer in the chair.

On motion by Hagenow of Dallas, the House adjourned at 3:47 p.m., until 8:30 a.m., Wednesday, January 16, 2019.

JOURNAL OF THE HOUSE

Third Calendar Day - Third Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, January 16, 2019

The House met pursuant to adjournment at 8:31 a.m., Speaker Upmeyer in the chair.

Prayer was offered by Dave Heisterkamp, senior pastor of Lakeside Fellowship Church, Polk City. He was the guest of Hagenow of Dallas.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Alyssa Brouillet, Majority Leader's Page from Ankeny.

The Journal of Tuesday, January 15, 2019, was approved.

REPORT OF COMMITTEE ON MILEAGE

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

Name	Round Trip Miles
Ako Abdul-Samad	NONE
Martha J. Anderson	NONE
Robert P. Bacon	56
Terry C. Baxter	252
Bruce Bearinger	340
Elizabeth A. Bennett	252
Michael R. Bergan	440
Brian L. Best	174
Jane E. Bloomingdale	284
Jacob I. Bossman	364
Wesley C. Breckenridge	70
Holly A. Brink	124
Timi M. Brown-Powers	229
Gary L. Carlson	300
Dennis M. Cohoon	346
Karin J. Derry	NONE
David R. Deyoe	84
Cecil Dolecheck	180
Molly E. Donahue	258
Tracy A. Ehlert	224

Name	Round Trip Miles
Dean C. Fisher	122
John J. Forbes	NONE
Nelson Joel Fry	108
Ruth Ann Gaines	NONE
Mary A. Gaskill	180
Theodore J. Gassman	310
Thomas D. Gerhold	214
Patrick L. Grassley	206
Stanley R. Gustafson	44
Christopher D. Hagenow	32
Christopher C. Hall	406
Mary Ann Hanusa	260
Lisa K. Heddens	77
Lee A. Hein	340
Ashley E. Hinson	268
Dustin D. Hite	123
Steven C. Holt	245
Bruce L. Hunter	NONE
Daniel A. Huseman	330
Charles W. Isenhardt	404
Jonathan A. Jacobsen	258
David J. Jacoby	230
Lindsay B. James	402
Thomas M. Jeneary	442
Megan L.H. Jones	360
Kenan M. Judge	34
Timothy H. Kacena	402
Robert F. Kaufmann	280
David L. Kerr	288
Jarad J. Klein	220
Jennifer C. Konfrst	NONE
Robert M. Kressig	225
Monica C. Kurth	332
Jeffrey A. Kurtz	328
John R. Landon	NONE
Victoria S. Lensing	240
Brian K. Lohse	NONE
Shannon L. Lundgren	384
Mary J. Mascher	240
Heather A. Matson	NONE
David E. Maxwell	170
Charles H. McConkey	260
Andrew J. McKean	304
Ann M. Meyer	188
Brian J. Meyer	NONE
Joseph P. Mitchell	260
Gary M. Mohr	372
Norlin G. Mommsen	360
Thomas J. Moore	201
Amy M. Nielsen	222
Joanne M. Oldson	NONE

Name	Round Trip Miles
Rick L. Olson.....	NONE
Barbara A. Osmundson.....	361
Scott D. Ourth.....	48
Ross C. Paustian.....	320
Todd P. Prichard.....	290
Kirsten A. Running-Marquardt.....	230
Sandy A. Salmon.....	262
Michael V. Sexton.....	236
Jeffrey J. Shipley.....	224
David A. Sieck.....	293
Mark D. Smith.....	104
Rastafari I. Smith.....	236
Ray M. Sorensen.....	120
Arthur M. Staed.....	262
Sharon S. Steckman.....	245
Kristin L. Sunde.....	NONE
Phyllis Thede.....	332
Philip W. Thompson.....	126
Jonathan T. Thorup.....	82
Linda L. Upmeyer.....	226
Beth A. Wessel-Kroeschell.....	70
Skyler J. Wheeler.....	442
David R. Williams.....	208
John H. Wills.....	420
Cindy L. Winckler.....	334
Matthew W. Windschitl.....	254
Mary L. Wolfe.....	396
Gary T. Worthan.....	308
Louis J. Zumbach.....	311

Respectfully submitted,
 Robert P. Bacon, Chair
 Brian L. Best
 Wesley C. Breckenridge

Bacon of Story moved that the report of the committee on mileage be accepted.

The motion prevailed and the report was accepted.

EMPLOYEES OF THE HOUSE

January 14, 2019

To: Administration & Rules Committee

From: Carmine Boal, Chief Clerk

Pursuant to Senate Concurrent Resolution 1, 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 Appoint- ment</u>	<u>Effective Date</u>
Sr. Admin. Assist. to Ldr.	Jake D. Friedrichsen	38-5 to	P-FT	06-29-18
Sr. Admin. Assist. to Ldr. II		41-4		
Leg. Res. Analyst I	Brian E. Guillaume	29-3 to	P-FT	06-29-18
		29-4		
Sr. Admin. Assist. to Ldr. I	Matthew J. Gronewald	38-6 to	P-FT	09-07-18
		38-7		
Finance Officer I	Phyllis J. Pierce	24-5 to	P-FT	09-21-18
		24-6+1		
Chief Clerk	Carmine R. Boal	44-6 to	P-FT	11-02-18
		44-7		
Leg. Res. Analyst	Benjamin M. Gentz	27-4 to	P-FT	11-02-18
		27-5		
Sr. Admin. Assist. to Spkr. II	Anthony D. Phillips	41-7 to	P-FT	11-16-18
		41-8		
Admin. Assist. to Ldr.	Haley J. Hook	27-1	P-FT	11-26-18
Sr. Leg. Res. Analyst	Jason M. Chapman	38-5 to	P-FT	11-30-18
		38-6		
Sr. Leg. Res. Analyst	William T.D. Freeland	38-4 to	P-FT	11-30-18
		38-5		
Leg. Res. Analyst II	Joseph M. Gilde	32-5 to	P-FT	11-30-18
Leg. Res. Analyst III		35-4		
Leg. Res. Analyst I	Natalie B. Ginty	29-6 to	P-FT	11-30-18
		29-7		
Leg. Res. Analyst	Logan J. Murray	27-4 to	P-FT	11-30-18
		27-5		
Sr. Leg. Res. Analyst	Rachelle D. Thomas	38-2 to	P-FT	11-30-18
		38-3		
Caucus Secretary	Jessica L. Flannery	21-3 to	P-FT	12-14-18
		21-4		
Leg. Res. Analyst III	Kristi L. Kious	35-6 to	P-FT	12-14-18
		35-7		
Conf. Sec. to Spkr.	Terri P. Steinke	27-6 to	P-FT	12-14-18
		27-7		
Leg. Res. Analyst	Kelsey A. Thien	27-5 to	P-FT	12-14-18
		27-6		
Leg. Res. Analyst II	Amanda J. Wille	32-6+1 to	P-FT	12-14-18
Leg. Res. Analyst III		35-6		
Caucus Secretary	Ashley A. Beall	21-8 to	P-FT	12-28-18
Sr. Caucus Secretary		24-7		
Admin. Services Officer II	Robin L. Bennett	29-4 to	P-FT	12-28-18
		29-5		
Admin. Services Officer II	Molly M. Dolan	29-2 to	P-FT	12-28-18
Admin. Services Officer III		32-1		
Assist. Chief Clerk III	Meghan JVW Nelson	38-6 to	P-FT	12-28-18
		38-7		
Supervisor of Sec. II	Sarah E. Vanderploeg	27-5 to	P-FT	12-28-18
		27-6		

<u>Position</u>	<u>Name</u>	<u>Grade- and Step</u>	<u>Class of Appoint- ment</u>	<u>Effective Date</u>
Sr. Admin. Services Officer	Kristin L. Wentz	35-7 to 35-8	P-FT	12-28-18
Recording Clerk I	Bonnie L. Forburger	21-2	S-O	01-02-19
Doorkeeper	Kieth M. Anderle	11-1	S-O	01-09-19
Doorkeeper	Linda J. Kinman	11-1	S-O	01-09-19
Switchboard Operator	Stephanie M. Maher	14-1	S-O	01-10-19
Leg. Secretary	William S. Adams III	16-1	S-O	01-14-19
Leg. Secretary	George I. Anderson	16-1	S-O	01-14-19
Leg. Comm. Secretary	Paul D. Attema	17-1	S-O	01-14-19
Leg. Secretary	Sarah L. Bell	15-1	S-O	01-14-19
Leg. Secretary	David L. Blom	16-1 to 17-1	S-O	01-14-19
Leg. Secretary	Jenifer L. Bowen	17-1	S-O	01-14-19
Leg. Secretary	Rebecca L. Boyer	16-1	S-O	01-14-19
Leg. Secretary	John W. Brandsgard	15-1	S-O	01-14-19
Leg. Secretary	Rosalie C. Brandsgard	15-1	S-O	01-14-19
Leg. Secretary	Laura S. Burke	17-1	S-O	01-14-19
Leg. Secretary	Beverly A. Burns	16-5 to 17-5	S-O	01-14-19
Leg. Secretary	Robert A. Christenson	15-2	S-O	01-14-19
Leg. Secretary	Alexandra L. Cleverley	16-1	S-O	01-14-19
Leg. Secretary	Jonathan L. Coen	16-1	S-O	01-14-19
Leg. Secretary	Kollin H. Crompton	18-1	S-O	01-14-19
Leg. Secretary	Kathleen M. Crow	16-1	S-O	01-14-19
Leg. Secretary	Merlie T. Crowley	16-3	S-O	01-14-19
Leg. Secretary	Brenda S. Curran	16-2	S-O	01-14-19
Leg. Secretary	Robert E. Davis	16-3 to 17-3	S-O	01-14-19
Leg. Secretary	Brianna E. Devin	15-1	S-O	01-14-19
Leg. Comm. Secretary	Benjamin M. Dirks	17-2 to 18-8	S-O	01-14-19
Leg. Secretary	Laura N. Engel	16-2 to 17-2	S-O	01-14-19
Leg. Secretary	Bobbi L. Fogel	15-1	S-O	01-14-19
Leg. Secretary	Susan R. Foster	17-2 to 18-2	S-O	01-14-19
Leg. Comm. Secretary		18-2		
Leg. Secretary	Deidre J. Fudge	15-1 to 16-1	S-O	01-14-19
Leg. Secretary	Joyce L. Godwin	17-2 to 16-2	S-O	01-14-19
Leg. Secretary	Lydia R. Greene	16-1	S-O	01-14-19
Leg. Comm. Secretary	Talynn D. Griggs	17-2 to 16-2	S-O	01-14-19
Leg. Secretary		16-2		
Leg. Comm. Secretary	Betty M. Gustafson	18-2 to 16-2	S-O	01-14-19
Leg. Secretary		16-2		
Leg. Secretary	Lyra E. Halsten	16-1	S-O	01-14-19
Leg. Comm. Secretary	Michelle Halverson-Haupts	17-3 to 18-8	S-O	01-14-19

<u>Position</u>	<u>Name</u>	<u>Grade- and Step</u>	<u>Class of Appoint- ment</u>	<u>Effective Date</u>
Leg. Secretary	Angie J. Heartsill	17-1 to	S-O	01-14-19
Leg. Comm. Secretary		18-7		
Leg. Secretary	Adam C. Henderson	15-1	S-O	01-14-19
Leg. Comm. Secretary	John M. Hirl	17-1 to	S-O	01-14-19
Leg. Secretary		16-1		
Leg. Secretary	Zachary C. Hoffman	16-1	S-O	01-14-19
Leg. Secretary	Caroline A. Hogan	16-1	S-O	01-14-19
Leg. Comm. Secretary	Max T. Hoxie	17-1	S-O	01-14-19
Leg. Secretary	Willow N. Huber	15-1 to	S-O	01-14-19
		16-1		
Leg. Secretary	Ellie J. Jacoby	16-1	S-O	01-14-19
Leg. Comm. Secretary	Nicholas C. Johnson	17-1	S-O	01-14-19
Leg. Secretary	Victoria B. Johnson	16-2	S-O	01-14-19
Leg. Secretary	Catherine S. Jury	16-8 to	S-O	01-14-19
		17-8		
Leg. Secretary	Alexis R. King	15-1	S-O	01-14-19
Leg. Secretary	Elizabeth J. Knoll	15-1	S-O	01-14-19
Leg. Comm. Secretary	Anthony D. Labruna	17-1	S-O	01-14-19
Leg. Comm. Secretary	Danielle C. Lang	17-1	S-O	01-14-19
Leg. Secretary	Drake J. Lohse	16-1	S-O	01-14-19
Leg. Secretary	Constance A. McKean	17-2 to	S-O	01-14-19
Leg. Comm. Secretary		17-2		
Leg. Secretary	Susan M. Mahedy-Ridgway	16-4 to	S-O	01-14-19
		17-4		
Leg. Comm. Secretary	Marlene J. Martens	17-8 to	S-O	01-14-19
Leg. Secretary		15-8		
Leg. Secretary	Cecilia G. Martinez Garza	15-1	S-O	01-14-19
Leg. Comm. Secretary	Emily K. Massie	18-3 to	S-O	01-14-19
Leg. Secretary		16-3		
Leg. Secretary	Nick W. Miller	17-1 to	S-O	01-14-19
		16-1		
Leg. Secretary	Cole B. Moody	16-1 to	S-O	01-14-19
Leg. Comm. Secretary		18-1		
Leg. Secretary	Jill M. Morris	16-1	S-O	01-14-19
Leg. Comm. Secretary	Neil A. Nelsen	17-3 to	S-O	01-14-19
		18-8		
Leg. Secretary	Peyton R. Parker	16-1 to	S-O	01-14-19
Leg. Comm. Secretary		17-1		
Leg. Secretary	Clay L. Pasqual	16-1	S-O	01-14-19
Leg. Secretary	Nathan F. Paulsen	16-1	S-O	01-14-19
Leg. Comm. Secretary	Savannah G. Prescott	17-1	S-O	01-14-19
Leg. Secretary	Gabriella S. Ruggiero	16-1	S-O	01-14-19
Leg. Secretary	Alexander C. Sandeen	16-1	S-O	01-14-19
Leg. Secretary	Sarah A. Schroeder	15-1	S-O	01-14-19
Leg. Secretary	Jack T. Segal	16-1	S-O	01-14-19
Leg. Comm. Secretary	Jacob Simon	17-1	S-O	01-14-19
Leg. Secretary	Mitchell P. Smith	16-1	S-O	01-14-19
Leg. Secretary	Maria B. Sorensen	16-1	S-O	01-14-19
Leg. Secretary	Winston F. Taylor	15-1	S-O	01-14-19

<u>Position</u>	<u>Name</u>	<u>Grade- and Step</u>	<u>Class of Appoint- ment</u>	<u>Effective Date</u>
Leg. Secretary	Joshua D. Wilson	16-1	S-O	01-14-19
Leg. Secretary	Christine E. Wolfe	16-1	S-O	01-14-19
Leg. Comm. Secretary	Devon G. Wood	17-8 to 17-2	S-O	01-14-19
Leg. Secretary	Shannon Sankey	15-1	S-O	01-16-19

PAGES

Speaker's Page	Victoria S. Fillipi	9-1	S-O
Chief Clerk's Page	Tyler J. Juffernbruch	9-1	S-O
Page	Stephency C. Blobaum	9-1	S-O
Page	Alyssa D. Brouillet	9-1	S-O
Page	Addie M. Cosgrove	9-1	S-O
Page	Kevin M. Drahos	9-1	S-O
Page	Alexandra L. Emberton	9-1	S-O
Page	John F.P. Harding	9-1	S-O
Page	Jackson C. Helgevold	9-1	S-O
Page	Elizabeth Lara	9-1	S-O
Page	Josiah T. Meier	9-1	S-O
Page	Maxwell W. Oelmann	9-1	S-O
Page	Morgan S. Rassel	9-1	S-O
Page	Carissa L. Wenger	9-1	S-O
Page	Shyann White	9-1	S-O
Page	Alyssa M. Whitham	9-1	S-O

The following are resignations from the officers and employees of the House:

Admin. Services Officer	Helen M. Simms	04-18-18
Admin. Assist. to Ldr.	Joseph M. Earle	05-01-18

January 14, 2019

To: Administration & Rules Committee

From: Carmine Boal, Chief Clerk

Pursuant to Senate Concurrent Resolution 1, 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 Appoint- ment</u>	<u>Effective Date</u>
Leg. Security Officer II	David W. Garrison	23-6 to 23-7	P-FT	05-18-18
Leg. Security Officer I	Randy H. Marchant	20-4 to 20-5	P-FT	05-18-18
Leg. Security Officer I	Gerald L. McCurdy, Jr.	20-7 to 20-8	P-FT	06-15-18

<u>Position</u>	<u>Name</u>	<u>Grade- and Step</u>	<u>Class of Appoint- ment</u>	<u>Effective Date</u>
Leg. Security Officer I	James A. Eyberg	20-1 to 20-2	P-FT	06-29-18
Leg. Security Officer I	Curtis L. Henderson	20-3 to 20-4	P-FT	06-29-18
Leg. Security Officer I	Timothy P. Knapp	20-5 to 20-6	P-FT	06-29-18
Leg. Security Officer I	Jody W. Elliott	20-3 to 20-4	P-FT	07-27-18
Conserv./Restor. Spec. II	Arthur A. McBride IV	31-5 to 31-6	P-FT	09-21-18
Facilities Manager I	Zachary L. Bunkers	35-6 to 35-7	P-FT	11-30-18
Leg. Security Officer I	Michael H. Winter	20-1	P-FT	11-30-18
Copy Center Operator	Brandie L. Gardiner	18-2 to 18-3	S-O	01-14-19

The following are resignations from the officers and employees of the Joint Senate/House:

Leg. Security Officer I	Curtis L. Scott	04-30-18
Leg. Security Officer I	David A. Pettengill	08-02-18

Zumbach of Linn moved that the recommendations of the House Committee on Administration and Rules, regarding employees of the House be accepted.

COMMITTEE TO NOTIFY THE SENATE

Fry of Clarke 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: Fry of Clarke, Chair; Shipley of Jefferson and Judge of Dallas.

The House stood at ease at 8:35 a.m., until the fall of the gavel.

The House resumed session at 9:53 a.m., Speaker Upmeyer in the chair.

REPORT OF THE COMMITTEE TO NOTIFY THE SENATE

Fry of Clarke, 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 9:55 a.m., President Schneider presiding.

Senator Whitver of Polk 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 Schneider announced a quorum present and the Joint Convention duly organized.

Senator Whitver of Polk 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 Kim Reynolds to the House Chamber for the Condition of the Judicial Branch Message.

The motion prevailed and the President appointed as such committee Senators Chapman of Dallas, Zaun of Polk and Hogg of Linn, on the part of the Senate, and Representatives Kaufmann of Cedar, Lundgren of Dubuque and Williams of Black Hawk, on the part of the House.

Senator Whitver of Polk 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 Carlin of Woodbury, Whiting of Dickinson and Ragan of Cerro Gordo on the part of the Senate, and Representatives Holt of Crawford, McKean of Jones and Derry of Polk, on the part of the House.

Secretary of State, Paul Pate; Secretary of Agriculture and Land Stewardship, Mike Naig; State Auditor, Rob Sand; State Treasurer, Mike Fitzgerald 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.

The Chief Justice's wife, Rebecca, of Fort Dodge, and his son Spencer Cady, daughter-in-law, Reilly Cady, and granddaughter Corah Cady were escorted into the House chamber.

Lieutenant Governor Adam Gregg was escorted into the House chamber.

The committee waited upon Governor Kim Reynolds and escorted her into the House chamber.

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

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

CONDITION OF THE JUDICIAL BRANCH MESSAGE

Mister president, madam speaker, distinguished members of the Iowa General Assembly, Governor Reynolds, Lieutenant Governor Gregg, state officials, colleagues, family, friends, and everyone who joins us this morning to hear the condition of Iowa's judicial system.

Today is the ninth time I have stood before you to report on the condition of Iowa's judiciary. Much has changed since the first time. For my wife Becky and me, our daughter was only a few years into her career as a speech therapist, our son had just started law school, and I had considerably less gray hair. Today, our family has grown with the addition of our four beautiful granddaughters. While we always look for opportunities to be together, when we cannot, today's technology allows us to share special moments in real time. We keep up with milestones and events with family group chat. We share photos of activities an instant after they are taken and respond just as fast with likes and comments. I have even watched my granddaughters in Des Moines and San Antonio while reading them a bedtime story from my living room in Fort Dodge. Technology has opened a new world and fortified the eternal hope of all grandparents for life to be better for their children and grandchildren. It is the same hope Iowans have always wished for each new generation.

Vital Importance of the Courts

I begin my message today where we all stand together united in our hope for the future and with hope my report to you on the work of the courts will strengthen our bond and help move us closer to that more perfect union for our children and grandchildren. As for my gray hair, I am afraid there is no hope.

The law binds all of us in this chamber together. Legislators and judges each hold unique and vital roles in Iowa's legal system. For judges and your justice system, our contribution to the law begins with the disputes Iowans bring into our courts. This work can be as difficult as life itself and every day have direct and real consequences for thousands and, at times, all Iowans. The work may involve a complex business dispute or something as simple as a speeding ticket. It may involve conduct of a young Iowan who has not yet grown up or is growing up in need of help not found in the home or involve an older Iowan no longer able to care for herself in her home. It may involve an Iowan with a physical or mental disability or involve an Iowan with a physical or mental illness. It may involve an Iowan with an alcohol or drug addiction or involve one who deals drugs to others. In each dispute, the justice Iowans deserve is what makes the courts vitally important and drives us to become better.

In past years, I shared with you the ways our court system has been changing to better meet the needs of Iowans. Year after year, our problem solving courts continue to improve the lives of Iowans. Drug courts, mental health courts, veterans' courts, family treatment courts, and juvenile diversion courts bring our judges and community providers together at the center of our comprehensive efforts to resolve the underlying problems of Iowans suffering from mental illness or substance abuse. In the same way, our juvenile court officers are using a systematic approach to help troubled youth and their families address their disruptive choices, reinforce positive behaviors, and in some cases, avoid a criminal record. I have shared powerful stories of families on the verge of destruction reunified and strengthened, children in the pipeline from juvenile court to prison placed on a path to a brighter future, and drug-addicted Iowans who have embraced sobriety and earned a second chance. These stories not only continue to be told across the state but also continue to give shape to the gift of justice.

Essential Work of Juvenile Court Services

In September, I visited the juvenile court services office in Iowa City. There, I met with the juvenile court service team, including their intern named Faith. The team

told me the story of a sixteen-year-old girl referred to its office eight years ago. The problems began when she and her mom struggled to communicate. The situation then escalated into physical altercations. This young girl was at risk of losing her home and her dreams. She needed help and so did her mom. With treatment and help from Justin, the juvenile court officer assigned to her, she worked through her problems, reconciled with her mother, and graduated from high school with her dreams intact. She then went on to graduate from the University of Iowa with a Bachelor's Degree in Psychology and will graduate with a Master's Degree in Social Work in May.

The story the team told was Faith's story, the intern I met that day. Faith works in the same juvenile court services office that helped her and her mom, and put her on this path to success. Faith's story demonstrates the importance of juvenile court services. It is an example of how juvenile court officers and community providers across the state work together to use the appropriate levels of treatment and services to help youth and their families avoid the criminal justice system and reach their potential. Yet, this story tells us so much more.

Faith is now there to help others as she was helped, and the lives she impacts will help improve lives for generations to come. If there is any doubt about how justice serves to fulfill our hope of a better life for the next generation, there should be no more. It takes each one of us. It takes faith.

A Culture of Continuous Improvement

Iowans do not need to look far to see how past generations have paved the way for our current achievements and future successes. Iowa has a proud history of successful, multigenerational family businesses that contribute to our great state. Last summer, I traveled to Pella and Sheffield to meet with the leaders of two of Iowa's most successful, multigenerational family businesses: Jason Andringa from Vermeer Manufacturing and Steve Sukup from Sukup Manufacturing. Both companies have grown to the heights of international success, and it did not take me long to understand the reason. I witnessed their culture of continuous improvement, a culture devoted to improving their products and the lives of those who build them.

This successful culture is not unique to business. It is essential for the success of all, including the courts. Like the Vermeer and Sukup companies, and so many others, our court system must focus on where we are going, not where we have been. It is the Iowa way and the way for our courts. Let me explain how we are building this culture, beginning with our business courts.

Business Courts. We are committed to providing a dedicated court with specially trained judges who operate in ways that are compatible with the needs of businesses. Today, I am pleased to announce we have expanded the operation of our business courts so they will be available to more businesses. Since its inception five years ago, the business court program has been under the steady oversight of Justice Daryl Hecht. With his retirement from the supreme court last month, I am pleased Justice Thomas Waterman will now oversee the program. Expanding the business court to more businesses is just the next step. We are committed to exploring other ways to enhance the value of the business courts, especially to farmers and other ag-based businesses. We want a top-notch specialty court that contributes to a flourishing economy by working with Iowa's businesses to resolve their disputes efficiently and fairly.

Criminal Justice System. We are also working on changes to our criminal justice system. Justice Edward Mansfield is leading a task force of prosecutors and criminal defense lawyers to update and improve the rules of criminal procedure as a part of our continuing efforts to achieve greater fairness in the trial process. We also have a committee reviewing court rules governing the imposition and collection of criminal debt. Last year, Justice David Wiggins chaired a committee on jury reform that led to changes now making jury service more efficient and manageable. This is another step to expand Iowans' participation in jury service so all juries reflect their communities. At the same time, we have continued implicit bias training for all judges and court staff.

Our culture of continuous improvement applies to every component of Iowa's justice system, but no more than in the criminal justice system. We hope you know that we are always willing to be a partner with you, and the governor, in discussions to reform the criminal justice system. We can and must work together to ensure Iowa's criminal justice system is fair to all Iowans regardless of wealth, geography, race, or gender.

Court Representation. Our judges and justices are changing too. As mentioned, Justice Hecht retired last year, as did Justice Bruce Zager. Justice Zager's retirement was planned, but, sadly, Justice Hecht retired in December after the cancer he has been valiantly battling took away his ability to meet the demands of his work on the court. Justice Susan Christensen of Harlan joined the court in September, and the process to fill Justice Hecht's vacancy is underway. We welcome Justice Christensen to the court, and I look forward to working with her for many years. I would like us to take this moment to express our appreciation and gratitude to Justice Hecht and Justice Zager for all they have done for our system of justice.

While Justice Christensen is the first new justice on the supreme court in 7½ years, the transition of judges is always occurring throughout our court system. Last year, eighteen judges retired. We are grateful for their service. Yet there is value in the transition of judges, and we are reminded that in the end it is justice that endures.

The new judges are giving us something else that is very important. The new judicial appointments are moving us closer to achieving greater diversity in our judicial ranks. Last year, the number of female and male judges appointed to the bench was equal. I would like to take this moment to thank those who serve on all judicial nominating commissions, and Governor Reynolds, for their commitment to selecting the best people to serve as judges. Iowa's judiciary has a strong, national reputation for fairness and impartiality. We should all be very proud of the quality and the changing face of our judiciary.

New Opportunities to Lead the Nation

The judicial branch is moving forward with our ongoing programs, our new judges, and a commitment to advance justice within a culture of continuous improvement. In doing so, we continue to follow the global expansion of technology that is rapidly shaping the future for all of us. We see the vast potential of technology to improve the operation of our justice system and justice itself. Few understood the benefits and value of a paperless court system when it launched ten years ago. Without those few people, the Iowa court system would not have the first-in-the-nation comprehensive electronic filing system on which lawyers and court users depend. Embracing change is the part of a culture of continuous improvement that is so critical to our success. Today, the age of technology is propelling courts into a new age of justice. With more opportunities to achieve justice than ever imagined, Iowa has new opportunities to lead the nation once again.

Digital Opportunities Initiative. The power of technology has stirred our imagination and allowed us to identify more than 130 critical projects to serve better more Iowans, who are our customers. Our “Digital Opportunities Initiative” contains projects such as electronic search warrants, text messages to defendants and other court users, remote court reporting and interpreting, and online dispute resolution.

Online dispute resolution has started in a few states with promising early results. The State of Utah established an online dispute resolution pilot project for small claims cases that substantially reduced the steps needed to resolve a case. It has streamlined the process and made it more convenient for court users. We want to do the same for the 75,000 Iowans who use our small claims courts each year.

Imagine an online process that will allow Iowans to resolve some of their legal disputes without taking time from work to go to the courthouse. Imagine a time when law enforcement officers will no longer need to drive from the scene of an investigation to a courthouse to request a warrant because judges will be able to transmit search warrants to officers in their vehicles. Imagine a time when defendants receive reminders of their court dates on their phones so there are fewer delays and fewer adverse collateral consequences for defendants who miss appearance dates.

Access to Justice Initiative. We developed many of our technology projects in response to an increase in the number of self-represented litigants in our civil justice system over the last decade. The cost of legal services today is preventing many Iowans with legal problems from obtaining the services of a lawyer. This problem can no longer be addressed by only legal aid programs and relying on lawyers to provide pro bono representation. With help from the Iowa Access to Justice Commission chaired by Justice Brent Appel, our “Access to Justice Initiative” will increase the availability of online access to court information. This will help self-represented Iowans provide the essential information for a judge to adjudicate their disputes fully and fairly. Imagine a time when self-represented litigants in Iowa will be able to access the courts and navigate through the legal system without being disadvantaged because they are unable to afford a lawyer. It is a problem shared across the nation. Imagine Iowa again leading the way to solving it.

Problem Solving Courts Initiative. Technology can also help expand Iowa’s problem solving courts into every county and improve the lives of more Iowans. We currently have no mechanism to collect, track, and analyze data from our thirty-nine specialty courts. The “Problem Solving Courts Initiative” we hope to pursue will enable us to draw data from problem solving courts to identify and develop consistent statewide practices and help ensure we are delivering the best possible outcomes for Iowans and their families. We want to know our work is helping Iowans.

Imagine if every Iowa veteran has access to a veterans’ court, if every Iowan suffering from mental illness has access to a mental health court, if every Iowan suffering from drug addiction has access to a drug court, and if every Iowa family struggling with dependence has access to a family treatment court.

Imagine a coordinated court process that not only holds people responsible for their conduct but also works to identify and resolve the problems of those people ready for help. Some people need to be incarcerated. More people just need help. A justice system must do both.

Rural Courts Initiative. Your justice system is committed to utilizing data and research to make data-driven decisions and policies that promote efficiencies and better services for Iowans. Using data, we have developed other projects that will increase the efficiency of our internal operations. We propose the “Rural Courts Initiative,” which will expand our presence in all ninety-nine counties and allow us to operate more efficiently by removing the artificial barriers preventing clerks in one county from assisting people in another county. We continue to look for new ways to make our clerk offices more efficient while still providing a physical presence in all counties. The judicial branch is committed to providing full-time, full-service access in all ninety-nine counties so Iowans can access their justice system. We see technology as a way to strengthen rural Iowa. Justice is a community responsibility, and a system of justice needs every community. Imagine a revitalized and bustling judicial branch presence in every courthouse in every county.

The Iowa Way: A Vision for the Future

Your justice system provides critical, unduplicated services to Iowans. We have a plan for the future that maintains our core services but maximizes our resources through technology and a physical presence in all ninety-nine counties. We are developing a culture of continuous improvement that is always searching for better ways to provide services to Iowans. We are committed to the transparency and accountability you need from us in order to make informed funding decisions. That is why we will issue an annual report next year with information on where we are succeeding and where there are opportunities for improvement. We will have the report to you by this time next year, with metrics and outcomes of our work. While this report will contain numbers, we promise to see each number as an Iowan to whom we are accountable to deliver on our promise of justice for all. Our annual report will showcase our culture, share our accomplishments and new endeavors, and lay the groundwork for greater justice for all. Imagine a justice system not only committed to achieving justice through its decisions but also using data it collects to advance justice and identify injustices that could not previously be seen.

While we have depended on technology to find improvements in the past, the technological revolution is coming at an unprecedented pace, and it will run us over if we do not get up to speed. Let me illustrate. It took the telephone seventy-five years to reach fifty million users, air travel sixty-eight years, the automobile sixty-two years, and television twenty-two years. Compare that to the four years it took the Internet to reach fifty million users. Facebook did it in 3½ years. Twitter did it in two years and Pokémon Go in nineteen days. It has been suggested that the 100 years of the 21st Century will, when they are concluded, feel more like 20,000 years of progress when compared to the 20th Century.

We simply can no longer proceed into the future thinking it will be a modest linear extension from where we are today. Imagine how my grandchildren will someday read a bedtime story to their grandchildren. New tools and a new understanding of our transforming world truly create an opportunity to do what we could not have previously imagined.

The Iowa way is to improve continuously. It is to plan, with each step taking us forward to the next, with each step as important as the next. Our future can no longer be about taking small steps or standing still. We need to think big and take big steps. Every day, we must seek to achieve what can be imagined.

All of us in this great chamber came into public service to make a difference. So, let us imagine together. Let us imagine what your courts can be and where they can take us in our pursuit to achieve justice for all Iowans. When we have a chance to make a difference we should take it. Let us make that difference together.

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

Governor Kim Reynolds was escorted from the House chamber by the committee previously appointed.

On motion by Hagenow of Dallas, the Joint Convention was dissolved at 10:41 a.m.

Speaker Upmeyer in the chair at 10:45 a.m.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 1 Judiciary

Relating to the practice of massage therapy, and providing penalties.

H.S.B. 2 State Government

Relating to alternative project delivery contract methods for government entities.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENT

House Study Bill 2

State Government: Moore, Chair; Hunter and Thompson.

On motion by Hagenow of Dallas, the House adjourned at 10:46 a.m., until 8:30 a.m., Thursday, January 17, 2019.

JOURNAL OF THE HOUSE

Fourth Calendar Day - Fourth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, January 17, 2019

The House met pursuant to adjournment at 8:33 a.m., Windschitl of Harrison in the chair.

Prayer was offered by Reverend Dr. Bill Ekhardt, pastor of Westminster Presbyterian Church, Des Moines. He was the guest of Prichard of Floyd.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Kate, Emma and Owen Prichard from Charles City. They are the children and guests of Prichard of Floyd.

The Journal of Wednesday, January 16, 2019, was approved.

INTRODUCTION OF BILLS

House File 1, by Fisher, a bill for an act prohibiting the provision or use of false or misleading caller identification information to certain persons, and making penalties applicable.

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

House File 2, by Kaufmann, a bill for an act relating to sales tax exemptions on the sale of instructional materials at postsecondary institutions and on sales where profits are used by or donated to such institutions.

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

House File 3, by Holt, a bill for an act relating to child sexual abuse and sexual assault awareness and prevention and including effective date provisions.

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

House File 4, by Jones, a bill for an act relating to the assessment of fees when a public defender or designee requests copies of certain documents.

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

House File 5, by Jones, a bill for an act relating to the confidentiality of search warrant information in a criminal case resulting in an acquittal or a dismissal.

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

House File 6, by Fisher, a bill for an act relating to voluntary diversity plans under the state's open enrollment law.

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

House File 7, by Jones, a bill for an act relating to the operation of off-road utility vehicles on certain primary roads and making penalties applicable.

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

House File 8, by Jones, a bill for an act eliminating a requirement that an identification number be part of an application to obtain an authorization to operate a commercial establishment involved in the care of certain nonagricultural animals.

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

House File 9, by Fisher, a bill for an act relating to supervision of electrical wiring performed by apprentice electricians or unclassified persons.

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

House File 10, by M. Smith, a bill for an act directing the department of human services to conduct an analysis of the rates for prevocational services provided under a Medicaid home and community-based services waiver.

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

House File 11, by Hunter, a bill for an act relating to the imposition of civil liability on parents or guardians when minors cause injury with firearms.

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

House File 12, by Hunter, a bill for an act providing for the future repeal of certain tax credits.

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

House File 13, by Wolfe, a bill for an act relating to the expungement of simple misdemeanor offenses.

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

House File 14, by Wolfe, a bill for an act relating to entering or modifying and extending a no-contact order associated with a criminal offense classified as a simple misdemeanor and a no-contact order entered in conjunction with the expungement of a deferred judgment.

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

House File 15, by Wolfe, a bill for an act relating to the confidentiality of court records of persons under legal age for cigarette and tobacco violations.

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

House File 16, by Wolfe, a bill for an act relating to ignition interlock device requirements for a first operating-while-intoxicated offense.

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

House File 17, by Hunter, a bill for an act prohibiting the carrying, transportation, or possession of firearms in the capitol building and on capitol grounds, and making penalties applicable.

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

House File 18, 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 **Economic Growth**.

House File 19, 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 20, 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 21, by Hunter, a bill for an act relating to the construction and maintenance of walkways in railroad yards, and providing penalties.

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

House File 22, by Hunter, a bill for an act relating to the regulation of employment agencies and employers and making penalties applicable.

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

House File 23, by Hunter, a bill for an act relating to the eligibility of certain individuals employed by educational institutions for unemployment insurance benefits between two successive academic years or terms and including applicability provisions.

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

House File 24, 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 25, by Hunter, a bill for an act relating to payment of employees for time off and vacation leave, making penalties applicable, and including effective date and applicability provisions.

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

House File 26, by Hunter, a bill for an act requiring employers to provide employees with meal periods and rest periods and providing penalties.

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

House File 27, by Hunter, a bill for an act requiring the consideration of project labor agreements for certain state construction projects.

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

House File 28, by Hunter, a bill for an act requiring the payment of local prevailing wage rates to persons working on public improvements for public bodies, providing remedies and penalties, and including effective date provisions.

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

House File 29, by Hunter, a bill for an act designating licensed teachers as public safety employees for purposes of public employee collective bargaining and including applicability provisions.

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

House File 30, by Hunter, a bill for an act relating to the treatment of adoptive parent employees and making penalties applicable.

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

House File 31, by Hunter, a bill for an act prohibiting the manufacture, possession, shipment, transportation, or receipt of a multi-burst trigger activator, and providing penalties.

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

House File 32, by Hunter, a bill for an act relating to the issuance, denial, suspension, or revocation of a permit to carry weapons and a permit to acquire pistols or revolvers.

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

House File 33, by Wolfe, a bill for an act relating to the purchase and registration of motor vehicles during periods of impoundment, immobilization, or driver's license revocation resulting from certain operating-while-intoxicated offenses.

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

House File 34, by Wolfe, a bill for an act relating to the possession, delivery, or possession with intent to deliver marijuana, and providing penalties.

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

House File 35, by Wolfe, a bill for an act relating to the criminal offense of possession of drug paraphernalia and sentencing enhancements under Iowa's controlled substances Act.

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

House File 36, by Abdul-Samad, a bill for an act providing for a world language education pilot program and making appropriations.

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

House File 37, by Hunter, a bill for an act relating to reduced fees for camping, use of rental facilities, and other special privileges for certain older Iowans.

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

House File 38, by Kressig and Brown-Powers, a bill for an act making an appropriation to provide assistance to parents, guardians, and custodians with costs resulting from the death of a child.

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

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; Thorup of Marion and Kurth of Scott.

The House stood at ease at 8:44 a.m., until the fall of the gavel.

The House resumed session at 9:53 a.m., Speaker Upmeyer 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 members 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 4, duly adopted, the Joint Convention was called to order at 9:55 a.m., President Schneider presiding.

Senator Whitver of Polk 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 Schneider announced a quorum present and the Joint Convention duly organized.

Whitver of Polk 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 Kim Reynolds to the House chamber for the Condition of the Iowa National Guard Message.

The motion prevailed and the President appointed as such committee Senators Cournoyer of Scott, Miller-Meeks of Wapello and Danielson of Black Hawk on the part of the Senate, and Representatives A. Meyer of Webster, Lohse of Polk and Sunde of Polk on the part of the House.

Senator Whitver of Polk 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 Dawson of Pottawattamie, Nunn of Polk and R. Taylor of Henry on the part of the Senate, and Representatives Gustafson of Madison, Thompson of Greene and B. Meyer of Polk, on the part of the House.

Secretary of State, Paul Pate; Secretary of Agriculture and Land Stewardship, Mike Naig; State Auditor, Rob Sand; State Treasurer, Michael Fitzgerald and Attorney General Tom Miller were escorted into the House chamber.

Lieutenant Governor Adam Gregg was escorted into the House chamber.

Suzanne Orr, wife of General Orr, and his guest, Consulate General Xhavit Gashi of Kosovo were escorted into the House chamber.

The committee waited upon Governor Kim Reynolds and escorted her 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 Schneider 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 9,000 assigned Soldiers and Airmen.

General Orr delivered the following Condition of the Iowa National Guard Message:

CONDITION OF THE IOWA NATIONAL GUARD MESSAGE

Good Morning and thank you for your warm welcome.

Governor Reynolds, Lieutenant Governor Gregg, Mr. President, Madam Speaker, legislative leaders, senators, representatives, distinguished guest, family, friends, my fellow Iowans, I am honored to be here this morning to provide an update on the Condition of the Iowa National Guard.

As I begin this morning I want to once again thank Governor Reynolds and Lieutenant Governor Gregg for their strong and enduring support of our Soldiers, Airmen, their families and civilian employers.

Your untiring efforts on behalf of our military is greatly appreciated.

Thank you for attending our send-off and welcome home ceremonies, and thanks for being a part of last week's patching ceremony, where we initiated more than 120 new Soldiers into the Iowa Army National Guard as they begin their journey of service to our State and Nation.

Likewise, I want to thank you, our citizen-legislators, for all you do to support the Iowa National Guard and all Iowans who serve in uniform.

And finally, thanks to the citizens of Iowa for their incredible support, which is absolutely vital to our continued success.

Since our founding nearly 180 years ago, the Iowa National Guard has strived to accomplish every mission assigned, respond without fail to natural and manmade disasters here at home, and deployed abroad to meet the national security needs of our country.

The profession of arms is one of service above self.

No profession asks more of its members than serving ones country in uniform.

We are entrusted with the defense of our nation, the protection of our citizens, and the preservation of our way of life.

As National Guard members we serve both as protectors of our state, and when called, in defense of our nation.

Our legendary Iowa National Guard reputation was earned through the blood, sweat, and hard work of those who came before, and is proudly carried on by those who serve today.

We are committed to preserving this legacy and passing it on to those who step forward to take up the mantle of defending our state and nation in the years to come.

We share common attributes of integrity, courage, competence, and as military professionals, we are defined by our strength of character, life-long commitment to Army and Air Force values, and a dedication to mission accomplishment.

I am so proud to serve with the men and women of the Iowa National Guard, they are true professionals in every sense of the word and who have sworn an oath to defend our state and nation with their honor, with their service, and with their very lives.

Our Soldiers and Airmen are treasures that benefit our society in ways large and small, making a difference every day in their communities and adding value to our state and nation beyond their military service.

Recruiting and retaining quality individuals is our highest priority.

In doing so we must broaden the appeal of military service to include people from across the fabric of our society.

The strength of our Republic depends on willing individuals from every corner of our state, every social economic, and demographic group, and every ethnic background, to step forward and serve alongside their fellow citizens.

As I've reported before and is well documented in the media, the burden of national defense is currently borne by less than one percent of our population.

And nearly 80 percent of those who do serve come from families with multiple generations of military service.

The pride and honor of military service should not be reserved for just those who hail from a tradition of military service.

It is an opportunity that must be available and sought throughout society in order to balance the responsibilities of national defense across all our citizens.

Given the increased emphasis on the operational role of the National Guard, recruiting high-quality men and women is a key component of my readiness mission.

With only three of ten 17 to 24 year-olds eligible for military service, there's concern among military and civilian leaders alike about the readiness of our military forces to defend this nation in the years to come.

In order to sustain a strong democracy and ensure the safety and security of our citizens both at home and abroad, we must encourage young Americans to consider military service as a viable and honorable option.

Experiences gained through military service provides a lifetime of personal and professional benefit.

It provides life and professional skills that translate to a significant lower unemployment rate of 2.7% for veterans, compared to a national average for the general population of 3.5%.

Beyond the practical benefit of gaining marketable skills to better their lives, military service gives young people a chance to serve a cause greater than themselves.

This is something that study after study tells us is critically important to Centennials, a generation of young men and women, who strive to live a life of meaning.

Because of this, our Iowa National Guard motto of “We live here, we work here, we serve here” is more fitting today than ever before.

For those seeking greater meaning in their lives, the Iowa National Guard provides a multitude of opportunities to make a difference.

Our Soldiers and Airmen serve for many reasons:

- To be an integral part of a world class team
- To seek leadership and training opportunities
- To gain hands-on experience working with state-of-the-art technology and equipment
- To graduate debt-free with a two-year, four-year or technical school degree
- To learn an occupational skill that leads to meaningful employment
- To secure their financial future with a military retirement
- To carry on a proud tradition of family service
- Or to just be part of something bigger than themselves.

To do something that 99% of the population will never experience.

No matter the reason, we are grateful for their service and the value they add to the well-being of our state.

As we look around the globe, both here at home and abroad, the challenges we face today are among the most complex and demanding that I have seen in over 40 years of military service.

In order to meet these challenges, we are committed to ensuring the Iowa National Guard remains ready and resourced to accomplish our four core priorities:

- (1) Defending our state and nation;
- (2) Protecting Iowa and the US homeland;
- (3) Building enduring partnerships at the local, state, federal and international levels; and
- (4) And making our communities better places to live.

Defending our state and nation is our number one priority.

We do this by providing ready forces to the President of the United States and the Governor of Iowa when called.

Our state's contribution in providing ready forces is significant.

Since September 11, 2001, the Iowa National Guard has mobilized and deployed more than 19,000 Iowa National Guard Soldiers and Airmen.

There is no doubt that Iowa has done and will continue to do its part to defend our state and nation.

As we sit here today, nearly 300 Iowa National Guard Soldiers and Airmen are deployed supporting overseas contingency operations in US Central and US Southern Command Areas of Operations.

In September, approximately 400 Soldiers assigned to the 248th Aviation Support Battalion from Muscatine, Davenport, Waterloo, and Boone returned home from the Middle East where they provided aviation maintenance and logistical support to a combat aviation brigade.

The 248th received the Army's 2018 Outstanding Aviation Logistics Support Unit award for superior theater-wide support of Operations Inherent Resolve and Spartan Shield, operating at 12 locations across Kuwait, Iraq, Syria, Jordan and Turkey.

An example of the Iowa work ethic our Soldiers and Airmen bring to the fight is that of Captain Joshua Gates from Council Bluffs.

Captain Gates, a company commander with the 248th Aviation Support Battalion, recently returned from his third overseas deployment.

He enlisted in the Iowa National Guard in 1999 and commissioned as a Second Lieutenant through the Iowa National Guard's Officer Candidate School in 2013.

His personal example of service and commitment extends beyond his military uniform.

When not serving his state and nation, Captain Gates serves his community as an Emergency Medical Technician and Firefighter with the Council Bluffs Fire Department.

One Soldier, making twice the difference in and out of his military uniform, CPT Gates please stand to be recognized.

This past year, the Iowa Air National Guard was also fully engaged supporting overseas missions and other active duty requirements.

The 185th Air Refueling Wing in Sioux City deployed more than 200 Airmen to the Middle East where they provided critical support to theater commanders and continue to provide ongoing air refueling support for real-world missions.

The 133rd Test Squadron in Fort Dodge deployed approximately 60 members to the Middle East where they conducted critical testing on Air Force Command and Control systems.

The 132nd Wing in Des Moines deployed nearly 100 Airman around the globe to provide overseas contingency support and continues on a daily basis to support overseas operations from home by performing remotely piloted aircraft missions, intelligence analysis, and cyber security tasks.

While deployed, SSgt Rik Zortman from Avoca, Iowa, spends his spare time creating awareness for cancer and has helped raise close to \$10,000 for two organizations fighting childhood cancer, in memory of his son Armstrong, who he lost to this horrible disease.

Known as the human etch-a-sketch, SSgt Zortman runs pre-determined patterns that spells out the names of children affected by cancer on a map.

Since July 2017, he has sketched close to 300 names and has run over 930 miles for this cause.

SSgt Zortman's passion for serving others is a bedrock Iowa National Guard value. SSgt Zortman cannot be with us today, he is currently serving overseas.

Here at home, our second priority is to be the primary military crisis response force for Iowa, and the United States when necessary.

To do this, we capitalize on the experience and capabilities gained from our federal deployments and military training to assist civilian authorities in responding to large scale natural and man-made disasters here in Iowa.

Thankfully, 2018 was a relatively quiet year for our emergency response operations.

We used this time to further plan, prepare, and rehearse for potential disaster response operations on a multitude of scenarios.

Part of these plans include working with other state agencies and several local communities to develop a multi-agency exercise that will occur in Woodbury County later this year.

This exercise will improve our ability to prepare for and respond to complex domestic emergencies.

Another area of increased state support is within the cyber security field.

The 168th Air National Guard's Cyber Operations Squadron, located in Des Moines, is uniquely organized to assist our state with professionally trained cyber-warriors during a potential cyber security attack on critical infrastructure.

The 168th Cyber Operations Squadron works with local, state, and independent organizations to plan and conduct cyber response table top exercises in order to determine potential cyber security vulnerabilities.

Many of those who serve in the 168th Cyber Squadron are part-time Traditional Airmen, working as either IT professionals in civilian companies, public institutions, or are students taking advantage of state educational benefits to obtain higher level cyber security credentials and degrees.

These uniquely skilled cyber warriors are a valuable asset in both their service to our state and nation, and as highly trained IT employees available to our state's companies and public institutions.

A fine example of this is Airmen First Class Josiah Reeves, a farm kid from Maxwell, where he was homeschooled and worked part-time at Hy-Vee before joining the Iowa Air National Guard in 2018.

Growing up, Airmen First Class Reeves had a passion for working with electronics and the technical training offered by the Iowa Air Guard made his enlistment an easy decision.

Airmen First Class Reeves graduated from Air Force tech school this past September and now currently serves full-time with the 132d Wing at the Des Moines Air Base.

The Iowa National Guard provided this Citizen-Airmen training and employment opportunities and next fall he plans to use his education benefits to pursue a STEM focused degree at Iowa State University. Airmen Reeves please stand to be recognized.

Another important domestic support asset we have in the state is the Iowa National Guard's Counterdrug program and Midwest Counter Drug Training Center.

This federally funded program, which has existed since 1989, plays an important role in helping reduce the supply and demand of illicit drugs in the State of Iowa.

In addition, this center provides critical training at no cost to local law enforcement personnel and drug prevention and treatment professionals.

The Iowa National Guard is an important partner in the fight against opioid abuse.

In 2018, the Counterdrug program trained 824 law enforcement officers across the state to properly administer Narcan, the antidote for opioid overdoses.

Through the assistance of Counterdrug specialists, more than one pound of fentanyl, which equates to more than 180,000 fatal doses, and nearly 15 pounds of heroin, were seized and taken off the street in Iowa.

And in 2018, more than \$63 million in drugs and \$3.5 million in cash and assets were seized from drug dealers in Iowa with the assistance of the Iowa National Guard's Counterdrug program.

Our third priority is building enduring partnerships at the local, state, federal, and international levels.

One of our most important collaborations is through our State Partnership Program with the Kosovo Security Force and the Republic of Kosovo through our whole of society partnering endeavor.

Last May, we participated in Eagle 6, an international disaster response capstone training exercise, with our Kosovo Security Force partners.

This exercise brought together over 8 international countries, 55 Iowa National Guard Soldiers and Airmen, and our Kosovo Security Force partners to test their ability to respond quickly and effectively during an international natural disaster response.

Another vital element to the success of our Kosovo partnership is our whole of society vision, which has expanded this important program of exchanges far beyond the Iowa National Guard into our local communities.

Today, a number of Sister City relationships between cities in Kosovo and Iowa have developed.

The cities of Johnston, Fort Dodge, Norwalk, and Des Moines have all created official partnerships with cities in Kosovo while Sioux City and Dubuque are working to finalize their agreements.

A critical element to the success of our Kosovo partnership is Consul General Xhavit Gashi. General Gashi has been a part of this special relationship from the beginning.

From his time as the Kosovo Security Force Attaché in Washington, D.C., to his work for the last three years as Kosovo's top diplomat in Iowa, General Gashi played a key role in making this partnership the best in the country.

I am honored that he is with us this morning and I am proud to call him a friend and partner. Ladies and Gentlemen, please join me in thanking General Gashi for his tireless work on behalf of his fellow citizens in Kosovo and his friends in Iowa.

My fourth and final priority is working to make our communities better places to live for everyone.

One of the ways we do this is through our collaboration with the Governor's STEM Advisory Council as well as working with Career and Technical Education, or CTE programs.

Unique to the Iowa National Guard, we offer a wide variety of educational and career opportunities for students interested in STEM and CTE career fields.

This past summer we hosted two high school teachers, one from Waukee and one from West Des Moines Valley, for six weeks as part of the State's STEM externship program.

These educators spent time at multiple Iowa National Guard facilities working in a variety of STEM-related career fields to gain firsthand knowledge of how to take an educational STEM standard and apply it in a real-world setting.

The combination of hands-on learning, coupled with strong educational connections, enable these teachers to now engage their students in more meaningful and substantial ways.

Understanding the science behind how a helicopter flies through the air or the mathematical calculations that enable operators to pilot an unmanned aerial vehicle from half a world away, allows students to experience STEM related concepts in action.

An example of this is Senior Airmen Jessica Thomerson, of the 233d Intelligence Squadron, Iowa Air National Guard, who recently supported disaster response planning during exercise PATRIOT NORTH 18 at Fort McCoy and Volk Field, Wisconsin.

While flying missions with the Civil Air Patrol she pioneered a means for transmitting overhead pictures via radio frequency to help first-responders immediately assess damage from natural disasters and access routes to help victims.

Airmen Thomerson, a Des Moines native and current DMACC community college student, takes her real-world experience gained through the military, and uses it to mentor kids studying STEM related topics in the classroom.

Her passion for education and action helps lead STEM engagements that inspire students in learning core concepts while having fun with hands-on projects.

Airman Thomerson provides value to her community, state and nation through her training and service with the Iowa National Guard, Airmen Thomerson please stand to be recognized.

We are able to add value back into our communities because the state has invested in the Iowa National Guard through support of important programs such as the Iowa National Guard Educational Assistance Program, or NGEAP.

NGEAP, which is administered by our friends at the Iowa College Student Aid Commission, provides our Soldiers and Airmen an opportunity to further their education at institutions of higher learning throughout the state of Iowa.

Thanks to your generous support, nearly 1,200 Iowans a year, who choose to serve their state and Nation in the Iowa National Guard, have 100% of their tuition paid at the State Regents' rate to attend Iowa colleges, universities, and community colleges.

Because of the NGEAP program, the Iowa National Guard is able to keep young people in the state while providing them with a high-quality Iowa education.

NGEAP is much more than simply a benefit to our Soldiers and Airmen, it is the beginning of a professional career path that provides opportunities through intensive training, education, leadership and practical experience.

When combined with a life-long commitment to Army and Air Force values, numerous STEM/CTE opportunities, and our committed diversity outreach programs, the Iowa National Guard offers a diverse foundation of education, service, and flexible career choices for young Iowans across the state to consider.

As you leave here today, I ask that you carry our message back to your districts and local communities, share our stories of service, opportunity, and encourage all young Iowans to consider serving in the Iowa National Guard.

As I come to a close, history reminds us that our state and nation will undoubtedly face domestic or international challenges now and in the future, but you can take comfort knowing that the Iowa National Guard is poised to respond when called.

We stand ready to Defend America, at home and abroad, just as we have done continuously since 1839.

I am so very proud of all our service men and women, our rich heritage, and our resolve, as we continue our role in the preservation of the ideals upon which our nation and state were founded.

On behalf of our Soldiers, Airmen, and their families, thank you for this opportunity to provide you with an update on the Condition of the Iowa National Guard.

Thank you ladies and gentlemen.

General Orr was escorted from the House chamber by the committee previously appointed.

Governor Reynolds was escorted from the House chamber by the committee previously appointed.

On motion by Hagenow of Dallas, the Joint Convention was dissolved at 10:36 a.m.

Speaker Upmeyer in the chair at 10:39 a.m.

INTRODUCTION OF BILL

House Joint Resolution 1, by Wolfe, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the restoration of voting rights to felons.

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

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 3 Commerce

Relating to the removal of city utility board members, and including effective date provisions.

H.S.B. 4 Commerce

Prohibiting pyramid promotional schemes and making penalties applicable.

H.S.B. 5 Commerce

Relating to franchisor-franchisee relationships for the purposes of certain employment laws and including applicability provisions.

H.S.B. 6 Judiciary

Relating to a bill for an act relating to reimbursement of witness mileage expenses.

H.S.B. 7 Judiciary

Relating to judicial residency requirements.

H.S.B. 8 Judiciary

Relating to clerks of court, including the number of counties in which a clerk may serve and residency requirements.

H.S.B. 9 Judiciary

Relating to qualifications to practice law in Iowa and regulation of persons admitted to practice law in a jurisdiction of the United States other than Iowa.

H.S.B. 10 Judiciary

Relating to state employee defense and indemnification from certain claims and actions.

H.S.B. 11 Judiciary

Relating to the civil commitment of sexually violent predators.

H.S.B. 12 Transportation

Relating to defective motorcycles and autocycles purchased or leased by consumers, making penalties applicable, and including applicability provisions.

H.S.B. 13 Transportation

Increasing the required amount for a surety bond necessary for the issuance of a travel trailer dealer's license, and including applicability provisions.

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

Judiciary: Kaufmann, Chair; Konfrst and Lohse.

House Study Bill 3

Commerce: Deyoe, Chair; Wills and Williams

House Study Bill 4

Commerce: Fisher, Chair; Mohr and Judge

House Study Bill 5

Commerce: Wills, Chair; Lundgren and Forbes

House Study Bill 6

Judiciary: Paustian, Chair; Lohse and Bennett

House Study Bill 7

Judiciary: Mitchell, Chair; Jones and B. Meyer

House Study Bill 8

Judiciary: Hite, Chair; Jones and Derry

House Study Bill 9

Judiciary: Gustafson, Chair; Bergan and Derry

House Study Bill 10

Judiciary: Hinson, Chair; Hite and Wolfe

House Study Bill 11

Judiciary: Klein, Chair; Bergan and Konfrst

House Study Bill 12

Transportation: Lohse, Chair; Huseman and R. Smith

House Study Bill 13

Transportation: A. Meyer, Chair; Best and Isenhart

On motion by Hagenow of Dallas, the House adjourned at 10:40 a.m., until 8:00 a.m., Friday, January 18, 2019, in Room 301 of the Community Choice Credit Union Convention Center.

JOURNAL OF THE HOUSE

Fifth Calendar Day - Fifth Session Day

Community Choice Credit Union Convention Center
Rooms 303-304
Des Moines, Iowa, Friday, January 18, 2019

The House met pursuant to adjournment at 8:07 a.m., Speaker Upmeyer in the chair.

Prayer was offered by Baxter of Hancock.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Baxter of Hancock.

The Journal of Thursday, January 17, 2019, was approved.

Hagenow of Dallas moved that upon the dissolution of the Joint Convention, the House adjourn until 10:00 a.m., Tuesday, January 22, 2019.

The motion prevailed.

COMMITTEE TO NOTIFY THE SENATE

Hein of Jones 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: Hein of Jones, Chair; Mitchell of Henry and Hunter of Polk.

The House stood at ease at 8:09 a.m., until the fall of the gavel.

The House resumed session at 8:14 a.m., Speaker Upmeyer in the chair.

REPORT OF THE COMMITTEE TO NOTIFY THE SENATE

Hein of Jones, Chair of the committee 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 of the Senate was escorted to the Speaker’s station, the Secretary of the Senate to the Chief Clerk’s desk and the members of the Senate were seated with members of the House.

JOINT CONVENTION

The Joint Convention was called to order at the Community Choice Credit Union Convention Center, Rooms 303-304 at 8:16 a.m., President Schneider presiding.

Senator Whitver of Polk 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 Schneider announced a quorum present and the Joint Convention duly organized.

REPORT OF CANVASS OF VOTE

The report of the canvass of the vote was read by Carmine Boal, the Secretary of the Joint Convention, as follows:

MR. PRESIDENT AND GENTLEMEN AND LADIES OF THE JOINT CONVENTION:

Your tellers, appointed by the President of the Senate and the Speaker of the House of Representatives to canvass the vote cast for candidates for Governor and Lieutenant Governor at the election held November 6, 2018 beg leave to make the following report of the total vote cast for Governor:

Kim Reynolds	667,275
Fred Hubbell	630,986
Jake Porter	21,426
Gary Siegwarth	7,463
Scattering	488

And the total vote cast for Lieutenant Governor at the election, held November 6, 2018:

Adam Gregg	667,275
Rita R. Hart	630,986
Lynne Gentry	21,426
Natalia Blaskovich	7,463
Scattering	488

All of which is most respectfully submitted.

Senator Roby Smith	Representative Jon A. Jacobsen
Teller of the Senate	Teller of the House

Senator Kenneth Rozenboom	Representative Thomas M. Jeneary
Assistant Teller	Assistant Teller

Senator Elizabeth Mathis	Representative Joanne M. Oldson
Assistant Teller	Assistant Teller

CARMINE BOAL
Secretary of the Joint Convention

Senator R. Smith of Scott moved that the report be adopted.

The motion prevailed and the report was adopted.

President Schneider of the Joint Convention announced that the Honorable Kim Reynolds and the Honorable Adam Gregg, having received the highest number of votes cast for Governor and Lieutenant Governor of the State of Iowa, respectively, for the ensuing term, or until a successor is duly elected and qualified.

The following certificates were signed in the presence of the Joint Convention:

CERTIFICATE OF ELECTION
 STATE OF IOWA
 GENERAL ASSEMBLY
 HALL OF THE HOUSE OF REPRESENTATIVES

GREETING:

This is to certify that upon a canvass in Joint Convention of the two Houses of the Eighty-eighth General Assembly of the State of Iowa, of all the votes cast at the general election held November 6, 2018, for the office of Governor of the State of Iowa, it appeared that Kim Reynolds received the highest number of all votes cast for any candidate at said election for said office and was thereupon declared duly elected to said office for the term of four years and until a successor is duly elected and qualified.

Signed in the presence of the Joint Convention this Eighteenth day of January, A.D., 2019.

Linda L. Upmeyer
Speaker of the House

Charles Schneider
Presiding Officer of the Joint Convention

Jon A. Jacobsen
Teller of the House

Roby Smith
Teller of the Senate

Carmine Boal
Clerk of the House and Secretary of the Joint Convention

CERTIFICATE OF ELECTION
STATE OF IOWA
GENERAL ASSEMBLY
HALL OF THE HOUSE OF REPRESENTATIVES

GREETING:

This is to certify that upon a canvass in Joint Convention of the two Houses of the Eighty-eighth General Assembly of the State of Iowa, of all the votes cast at the general election held November 6, 2018, for the office of Lieutenant Governor of the State of Iowa, it appeared that Adam Gregg received the highest number of all votes cast for any candidate at said election for said office and was thereupon declared duly elected to said office for the term of four years and until a successor is duly elected and qualified.

Signed in the presence of the Joint Convention this Eighteenth day of January, A.D., 2019.

Linda L. Upmeyer
Speaker of the House

Charles Schneider
Presiding Officer of the Joint Convention

Jon A. Jacobsen
Teller of the House

Roby Smith
Teller of the Senate

Carmine Boal
Clerk of the House and Secretary of the Joint Convention

President Schneider then directed that the abstract of votes and certificates of election be filed with the Secretary of State.

Senator Whitver of Polk moved that a committee of six, consisting of three members from the Senate and three members from the House, be appointed to notify Governor-elect Kim Reynolds and Lieutenant Governor-elect Adam Gregg of the official result of the canvass of votes.

The motion prevailed and the President named as such committee Senators Brown of Mitchell, Zumbach of Delaware and Bolkcom of Johnson, on the part of the Senate and Representatives Wheeler of Sioux, Hite of Mahaska and Nielsen of Johnson, on the part of the House.

REPORT OF COMMITTEE

MR. PRESIDENT: As a committee appointed at the Joint Convention to notify the Honorable Kim Reynolds and the Honorable Adam Gregg of their election to the office of Governor and Lieutenant Governor, respectively, we beg leave to report that we have performed the duty assigned to us and that they stand ready to assume duties of the offices to which they were elected.

Respectfully submitted,

Roby Smith

Kenneth Rozenboom

Elizabeth Mathis

Jon Jacobsen

Thomas M. Jeneary

Joanne M. Oldson

The Joint Convention stood at ease at 8:22 a.m., until the fall of the gavel.

The Joint Convention proceeded to the floor of the auditorium for the inauguration of Governor-elect Kim Reynolds and Lieutenant Governor-elect Adam Gregg.

State Auditor, Rob Sand; Attorney General, Tom Miller; Secretary of State, Paul Pate; Secretary of Agriculture and Land Stewardship, Mike Naig and State Treasurer, Michael Fitzgerald were seated prior to the Joint Convention.

The Joint Convention resumed at 9:21 a.m., President Schneider presiding.

The Legislative Inaugural Committee, consisting of Senators Kapucian of Benton, Sinclair of Wayne, Sweeney of Hardin, Bolkcom of Johnson, Jochum of Dubuque and Mathis of Linn on the part of the Senate and Representatives Hagenow of Dallas, Lundgren of Dubuque, Hinson of Linn, Prichard of Floyd, R. Smith of Black Hawk and Anderson of Polk on the part of the House, escorted Governor-elect Reynolds and Lieutenant Governor-elect Gregg to the Joint Convention.

“America the Beautiful” was sung by Simon Estes.

“The Blessing” was sung by the Iowa State University Cantamus Women’s Choir.

The Honorary Sergeant-at-Arms, Sergeant First Class Troy Thompson, announced the arrival of Pastor Mike Housholder, from Lutheran Church of Hope, Pastor Craig Ferguson from Johnston River of Life and Pastor Chuck DeVos from LifePoint Assembly of God.

The pastors were escorted to their seats.

The Sergeant-at-Arms announced the arrival of Supreme Court Chief Justice, Mark Cady.

Chief Justice Mark Cady was escorted to his seat.

The Sergeant-at-Arms announced the arrival of Supreme Court Justice Susan Christensen.

Justice Susan Christensen was escorted to her seat.

The Sergeant-at-Arms announced the arrival of the Senate and House Inaugural Committee.

The Inaugural Committee was escorted to their seats.

The Sergeant-at-Arms announced the arrival of the family of Lieutenant Governor-elect Gregg.

Lieutenant Governor-elect Gregg, his wife, Cari Gregg and their family were escorted to their seats by Brigadier General Shawn Ford.

The Sergeant-at-Arms announced the arrival of the family of Governor-elect Reynolds.

Governor-elect Reynolds, her husband, Kevin Reynolds, and their family were escorted to their seats by Major General Tim Orr.

The Advancement of Colors was led by the Iowa National Guard.

The National Anthem was sung by Bridges 2 Harmony from Roosevelt High School, Des Moines.

The invocation was delivered by Pastor Craig Ferguson from Johnston River of Life.

The oath of office was administered to Lieutenant Governor-elect Adam Gregg by Chief Justice Mark Cady.

President Schneider presented Lieutenant Governor Adam Gregg who gave the following remarks:

LIEUTENANT GOVERNOR REMARKS

Madam Governor, Mr. President, Madam Speaker, members of the General Assembly, elected officials, justices and judges, family, friends, and fellow Iowans...

What an honor it is to stand before you today as this state's 47th lieutenant governor.

Among our state's former lieutenant governors are governors, ambassadors, senators, judges, business leaders, education leaders, and honorable public servants - company I certainly don't deserve, but which I'm incredibly honored and humbled to keep.

The most important thing I want to say today is this: thank you for giving me this opportunity to serve. It's truly the honor of a lifetime to serve the people of Iowa, and I will forever be grateful for this opportunity.

There are a few people I'd like to especially thank.

First of all, to my wife Cari, and my children Jackson and Lauren. Thank you for the silent sacrifice each of you make every day to allow me to serve. Cari not only works full time, but she takes on more than her fair share of the load at home to make things work. I simply could not do this job without her.

No matter how hard I try, Jackson and Lauren see less of their dad than they should. Public service is a sacrifice, but oftentimes the sacrifice is theirs. Jackson and Lauren, my goal is to never lose sight of the fact that my most important job is being your dad. My hope is that you will see the honor and privilege that public service represents, and will someday seek to model that for your own children. Thank you, Cari, Jackson, and Lauren for your unconditional love and support.

To my parents, Larry and Carol. Thank you for being my first supporters, and my champions from day one - whether that's been on the football field, or an even more dangerous arena - politics! Most of all, thank you for giving me a gift that seems to be increasingly rare - a stable home, and a loving family.

And of course, Madam Governor: thank you for placing your confidence in me to serve alongside you in this role. I think one of the reasons Iowans chose you as their governor is because they can see so much of themselves in you. You are undoubtedly "one of us."

But I must say, the things I respect and admire most about you are the things that make you distinctly uncommon. Iowa's only president, Herbert Hoover, famously noted "that the great human advances have not been brought about by mediocre men and

women. They were brought about by distinctly uncommon people with vital sparks of leadership.”

Governor, what I admire most is your uncommon strength to overcome challenges; your uncommon grit to persevere; your uncommon record of public service; and, perhaps most uncommon of all, your history-making rise to become Iowa’s first female governor.

You’re the one who shattered that glass ceiling under the golden dome. You’re the one who made it possible for little girls to know that even they, someday, might achieve the highest level of leadership in our state. You’re the one who made history.

That’s a distinction no one else can or will ever hold. You will be eternally uncommon for that accomplishment. I, along with the people of the state of Iowa, will be eternally thankful for that. Will you all please join me in saying thank you to Governor Reynolds?

We are living in a fast-changing economy, and it’s impacting everything around us. I heard a quote recently from an economist which I think captures the scale of it. I’ll paraphrase what he said:

“A billion hours ago, the modern human race emerged. A billion minutes ago, Christianity began. A billion seconds ago, the first PC was released. A billion Google searches ago.... was earlier this morning.”

Yes, technology is changing everything very rapidly - from the way we access and use information, to the way we produce and purchase goods, to the way we connect to one another, to the way we need to educate our children and our workforce, to the very face of our nation and state.

The challenges this changing economy presents may prove to be especially profound in the rural parts of our state - or perhaps they represent our great opportunity.

Governor Reynolds has very clearly made rural Iowa a priority for our administration. I especially appreciate the opportunity she’s given me to lead the Governor’s Empower Rural Iowa Initiative.

Empowering rural Iowa is all about making sure our entire state is positioned to be successful today and in the future.

There is incredible opportunity in our state. As I like to say, in Iowa, you can have it all. You can have a good job, a house with a yard, a very reasonable commute - or no commute at all in our smaller towns. You can live in a safe neighborhood, and you can send your kids to good schools. You can be a meaningful part of your community, and your state.

That’s unique - that’s not true everywhere in our country. In most places, you have to choose among those things.

But in Iowa, you can have all that if you want it. That’s the kind of quality of life and opportunity we need to preserve and expand in every corner of our state - and it’s uniquely available in rural Iowa.

Despite changing demographics, despite changing economics, despite changing technology, together we can position rural Iowa to not just survive in this new economy, but to thrive.

It won't be easy - if it were easy it would already be done. There's no single silver bullet solution - we'd have already found it.

But through hard work and creative thinking and problem-solving, we can make Iowa the place to seek the American dream in this new economy. Where you can have a nice, safe place to live. Where you can attain the education you need to have a career and support your family. And where you can connect to the rest of the world - whether that's to sell your product, monitor your livestock, operate your machinery - or simply to let your kids battle their friends in Fortnite!

There are two paths for rural Iowa as I see it - we can acquiesce to wherever an uncertain future takes us. Or we can fight like heck to make sure that same rural character - that same quality of life and opportunity - exists for our kids and grandkids. As long as Governor Reynolds and I are around, we're going to fight for rural prosperity.

Speaking of the American dream, I'd like to take a moment to talk to you about two individuals who embody that dream for me. More specifically, I'd like to tell you about two mementos I keep that remind me of them, and what they stood for. One is a Bible. The other is a flag.

When I was sworn in a moment ago, I placed my hand on a Bible which was once the property of Lauren Leaders. He was my grandpa, my mom's dad, and the namesake of my daughter Lauren. And he's one of the best men I was ever lucky enough to know.

They say the condition of your soul is in an inverse relationship with the condition of your Bible. Well, Grandpa's soul must have been darn near pristine, because his Bibles were torn to shreds. And not just one Bible. After he passed away, we found boxes full of the Bibles he'd worn down over the years. Dozens of them. The one I used today is circa 2007, one of his last, certainly in the best condition.

The other memento I keep is the American flag that adorned the casket of Glenn Gregg. He was also my grandpa, my dad's dad, a World War II veteran and the namesake of my son, Jackson Glenn. That flag reminds me of the service he so willingly gave for our country.

Serving in the infantry in Europe, he eventually he took a bullet in his leg while fighting along the Belgian-German border. But for some reason, he never received the Purple Heart he earned - and he never said a word about it for nearly 70 years. And the only reason he said anything was because that same gunshot wound from the European battlefield was about to necessitate the amputation of his leg nearly 70 years after the fact. What incredible humility.

He was also a man who - fondly remembering how the United States of America had made sure he had a warm Thanksgiving meal on a cold day on the front lines in 1944 - always insisted on standing for the National Anthem, on his one remaining leg, as if he owed it to the country, rather than the other way around.

We could all afford to be more like Lauren Leaders and Glenn Gregg. I know I could. To set an example for our children and grandchildren on how to live our lives in a Christ-like fashion. To serve others with pride, with dignity, with humility, and grace. To stand for principles larger than ourselves - like faith and American freedom.

So as I humbly enter this role as your lieutenant governor, know that I will strive to exhibit the values represented in those two special mementos - Lauren Leaders' Bible and Glenn Gregg's flag.

Thank you, God bless you, and God Bless this great state we call home.

“This is Me” was sung by Chris Weaver.

Prayer was delivered by Pastor Chuck DeVos, from Lifepoint Assembly of God.

The oath of office was administered to Governor-elect Kim Reynolds by Justice Susan Christensen.

President Schneider presented Governor Kim Reynolds, who delivered the following inaugural address:

GOVERNOR'S INAUGURAL ADDRESS

Senator Grassley, Senator Ernst, Congresswoman Finkenauer, Congresswoman Axne, Governor Vilsack, Lt. Governor Gregg, Madam Speaker, Mr. Leader, Mr. Chief Justice, justices and judges, legislators, other elected officials, distinguished guests, family and friends:

I am incredibly honored and humbled to stand before you today to take the oath as the first woman elected governor of our great state.

I am grateful for the faith you have placed in me, I am humbled by the generosity you've shown me, and I am eager to serve the people of Iowa.

This is a journey that began over 24 years ago at our kitchen table, when Kevin challenged me to put my ideas into action by running for county treasurer.

Kevin, I'm not sure either of us knew where that challenge would lead, but thank you for that little push and for being a willing partner in this life of public service.

The people of Iowa are truly lucky to have you as their First Gentlemen. Whether it's your work with disabled veterans or your passion for conservation, you have embraced this new role with enthusiasm and purpose. Thank you for being my source of strength, a loving husband, and an amazing father and grandfather.

To our three daughters, Nicole, Jen, and Jess: Thank you for always being there, for believing in me, and reminding me to keep things in perspective.

Ryan, Jason, and Scott, our sons-in-law: Thanks for always saying “Sure we can do that!” when I know you weren’t probably thinking “Really, are you kidding me?”

To our ten active grandchildren: Did you know that being your Grandma is the best job ever? I know I’ve missed a few ballgames and concerts, and that I haven’t seen you as much as I’d like. But please know, there is nothing more important to me than all of you.

Mom and Dad—thank you for raising me in Iowa. My life has been deeply blessed because of it. And thank you for leading by example, showing us through your 60 years of marriage what true devotion and commitment are all about.

To all of my family, I want you to know this: When I’ve succeeded, it’s because I’ve stood on your shoulders. And when I’ve failed, I moved forward because you carried me. I wouldn’t be here today without your love and support.

Lt. Governor Gregg—thank you for your inspiring remarks this morning. Your passion and love of Iowa are contagious. I am grateful for your counsel and friendship.

I am so blessed to stand before you today and address a state I truly love.

In 1948, well after his time as president had passed, Herbert Hoover delivered an address in his hometown of West Branch titled “I am Proud to be an Iowan.” He opened by talking about his parents and grandparents, and of them he said this: “They worshiped God; they did their duty to their neighbors. They toiled to bring their children greater comfort, better education and to open to them a wider opportunity than had been theirs.”

I love that quote. President Hoover was describing his family, but he could have said the same thing of so many Iowans—then and still today.

We worship God; we take care of our neighbors; and we strive to teach our children the same values and give them a life that is better than our own.

It’s that simple. And it’s why Iowa is the best state in the nation.

We may not have snow-capped mountains or white sandy beaches. And we don’t have year-long 70-degree weather. (We’re lucky if we get two weeks of it.)

What we have—what makes Iowa so special—is the character of our people, no matter where they came from.

As your Lt. Governor and now Governor, I’ve been fortunate to travel to all 99 counties every year for eight years. Very few Iowans get that opportunity—though I spot a few others in the crowd who do.

This travel gives me a unique vantage point. I get to see Iowa as a whole, and when I do—when I take a step back, squint my eyes and focus—here’s what I see: one, big small town.

In a small town, residents don’t wait for the government or far-flung strangers to take care of their ailing neighbors; they do it themselves.

When a farmer gets sick, the community drops everything to harvest his crops. When a neighbor loses her job and is struggling to get back on her feet, the town sees her through it; food and clothing are provided, and Christmas presents find their way under the tree.

In a small town, everyone works together and does life together, and because of that everyone takes care of each other.

That's Iowa. Whether it's in Des Moines or Sioux Center, Decorah or Davenport, Iowans exhibit those small-town values. They work hard, but not so much for themselves. They're ambitious, but not at the expense of others.

Last year, I witnessed this again and again. Whether it was cleaning up after a flood or a tornado, looking for a missing loved one, or reaching out to someone who had lost their way, Iowans were flashing their small-town character. They took care of each other.

Over the next four years and beyond, everything we do should be done with an eye towards preserving and strengthening this way of life.

It will not be easy. And it will truly take all of us. Government didn't make Iowa the best state in the nation, and government can't keep it that way.

But too often, across the country, people are looking not to themselves but to government to solve their neighbors' problems. They are focused less on what they can do and more on what they believe someone else is doing wrong.

Social media has become the accelerant for this way of thinking.

The internet has given a voice to millions of Americans. You no longer need a printing press to publish your ideas. A phone in your pocket will do.

That's powerful. But it is also making many of us powerless.

Too many have become dependant on their phones, captives of social media and to the bitterness and pain that exist there.

I see it less here than in other parts of the country. But I see it. And if we aren't vigilant, we will lose our character. We will lose our small-town way of life.

My ask of all Iowans, as we go into the next four years, is that we devote less time to online political arguments and more time to each other. That we don't let a screen steal time from our family and friends, from our communities and schools.

Because here's the thing: If we look up and to each other, we will see that great things are happening in this state. And if we put our energy into action instead of outrage, we will find that there are even greater days to come.

Today, we have the lowest unemployment rate in the nation, more Iowans are working than ever before, and their wages are going up. Iowans have more access to affordable healthcare, and we are beginning to focus as much on our mental health as we do our physical well-being.

Our fields are more productive than they've ever been, and we are harvesting energy from the wind and sun.

Our teachers are connecting the classroom to the real world, and our schools are more innovative than ever. That's preparing our students for success in a changing and dynamic environment.

And we are just beginning. We're doubling our efforts to show young people the opportunities that exist, and we're giving them the skills they need to seize that opportunity when it comes.

Of course, we must do more than just prepare our kids for a career. We have to teach them to be moral, productive members of society. We must instill in them the Iowa values that our parents instilled in us.

That kind of education doesn't just happen in a classroom. It starts at home and must be supported by the community. Our children learn from observing—from watching you and me. So we all play a part. We must all take responsibility for nurturing the character of the next generation.

We must also understand that our education is never over. We are never done learning and we should never stop challenging ourselves.

The economy is changing and the jobs are changing with it. Across Iowa, in cities and small towns, businesses are expanding and help-wanted signs are everywhere. These new jobs pay well, and the careers are rewarding, but they require more skills and training than we've seen in the past.

That presents a challenge, but also an opportunity. Many Iowans are rising to the occasion. They're signing up for apprenticeship programs or going back to school. Employers are stepping up too, creating new scholarships and training programs.

But there are still Iowans who are struggling. They work hard but feel like they can't get ahead. They want something more, but believe that time has passed them by.

For those Iowans, I'm here to tell you it's not too late. I'm living proof of that. Our lives are not set at age 22, 30 or even 50. In Iowa, it's not just our values that are timeless, so are our opportunities.

If we're to be successful in all of this—in educating Iowans young and old, in paving the way for opportunity, and most of all, in keeping our small-town way of life—we must be sure that every part of the state is succeeding.

Iowa is unique in that our people aren't concentrated in one city or even one part of the state. In every part of Iowa—in every corner and in every county—there are vibrant communities with a school, multiple houses of worship, and a Main Street that displays the community's pride.

Iowans live out small-town values no matter where they are—whether it's Cedar Rapids or Red Oak. But those values were born in these rural communities. That's where Iowa's character comes from.

So if we are going to protect that way of life, we must show our sons and daughters that there is a future here for them, and that this future is bright.

As I travel the state, I'm seeing a resurgence in many places. Our young people are coming home, new shops are opening, and the schools are brimming with as much pride as they ever have.

In the months and years ahead, it's my hope that we can ignite that kind of passion in even more communities. That we can connect every part of Iowa to high-speed internet; that we can connect every Iowan to a rewarding career and affordable healthcare; and that we can connect Iowa, our products, and services to every part of the world.

If we do that—if we bring prosperity to every corner—then Iowa will remain the best state in the nation.

That's not to say there won't be challenges ahead. The world is constantly changing—sometimes for the better and sometimes not. We must be prepared to embrace the change that enriches our lives and lets us focus on what's important.

But when it comes to the qualities that define our great State, let's not let the world change us. Let's change the world.

Let's worship God and take care of our neighbors. Let's strive to teach our children the same values, and let's give them a life that is better than our own.

If we do that, we will have lived a life we can be proud of. A life that is worthy of the freedoms we've been given. A life that is truly Iowan.

Thank you, God bless you, and God bless the great State of Iowa.

The benediction was offered by Pastor Mike Housholder from Lutheran Church of Hope.

Governor Kim Reynolds and her family were escorted from the Joint Convention by Major General Orr.

Lieutenant Governor Adam Gregg and his family were escorted from the Joint Convention by Brigadier General Ford.

On motion by Hagenow of Dallas, the Joint Convention was dissolved at 10:34 a.m.

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Chief Clerk and placed on file in the Legislative Services Agency: To view reports in full, click [here](#).

AUDITOR OF STATE

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

Municipal Oversight Report, pursuant to Iowa Code section 11.6.

BOARD OF EDUCATIONAL EXAMINERS

Judicial Review Report, pursuant to Iowa Code section 625.29.

Articulation Report, pursuant to Iowa Code section 262.9.

COMMUNICATION NETWORK

Iowa Telecommunications and Technology Report, pursuant to Iowa Code section 8D.3.

DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

Pseudorabies Advisory Committee Report, pursuant to Iowa Code section 166D.3.

Watershed Planning Advisory Council Report, pursuant to Iowa Code section 466B.31.

DEPARTMENT OF COMMERCE**Insurance Division**

Consumer Advocate Bureau Report, pursuant to Iowa Code section 505.8.

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

Utilities Division

Customer Contribution Utility Fund Report, pursuant to Iowa Code section 476.66.

DEPARTMENT OF EDUCATION

Workforce Training and Economic Development Fund Report, pursuant to Iowa Code section 260C.18A.

Adult Education and Literacy Program Report, pursuant to Iowa Code section 260C.50.

Online Learning in Iowa Report, pursuant to Iowa Code section 256.7.

Additional Data Report, pursuant to Iowa Code section 260C.14.

Job Placement of Individuals with Disabilities, pursuant to Chapter 1163.4, 2018 Iowa Acts.

Iowa Reading Research Center Report, pursuant to Iowa Code section 256.9.

Condition of Education Report, pursuant to Iowa Code section 256.7.

Condition of Iowa's Community College Report, pursuant to Iowa Code section 260C.14.

ACE Infrastructure Report, pursuant to Iowa Code section 260G.

Enrich Iowa Program Report, pursuant to Iowa Code section 256.57.

Antibullying Program Report, pursuant to Chapter 1163.4, 2018 Iowa Acts.

Senior Year Plus Program Report, pursuant to Iowa Code section 261E.3.

Academic Career and Employment Program Report, pursuant to Iowa Code section 260H.

Statewide Work-Based Intermediary Network Report, pursuant to Iowa Code section 256.40.

Gap Tuition Assistance Program Report, pursuant to Iowa Code section 260I.

DEPARTMENT OF HUMAN RIGHTS

Sex Offender Research Council Report, pursuant to Iowa Code section 216A.139.

DEPARTMENT OF NATURAL RESOURCES

Proceeds Deposited to the State Fish and Game Protection Fund Report, pursuant to Iowa Code section 483A.33.5.

Aquatic Invasive Species Report, pursuant to Iowa Code section 462A.52.

Expenditure Report, pursuant to Chapter 168.44, 2017 Iowa Acts.

Outdoor Recreation Trust Fund Report, pursuant to Iowa Code section 461.22.

DEPARTMENT OF PUBLIC HEALTH

Obstetrical Care in Iowa Report, pursuant to Iowa Code section 135.11.

DEPARTMENT OF TRANSPORTATION

Outdoor Recreation Trust Fund Report, pursuant to Iowa Code section 461.22.

Highway Construction Program Expenditures and Contractual Obligations Report, pursuant to Iowa Code section 307.12.

DEPARTMENT OF VETERANS AFFAIRS

Veterans' Trust Fund Report, pursuant to Iowa Code section 35A.13.

Agency Narrative State Performance Report, pursuant to Iowa Code section 7E.3.

ECONOMIC DEVELOPMENT AUTHORITY

Targeted Small Business Report, pursuant to Iowa Code section 15.108.

Targeted Small Business Loan Program Report, pursuant to Chapter 1124.10, 2014 Iowa Acts.

Iowa Energy Center Report, pursuant to Chapter 169.35, 2017 Iowa Acts.

JUDICIAL BRANCH

Cost-Effectiveness of the Specialty Courts Report, House File 2492, 2018.

STATE FAIR BOARD

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

STUDENT LOAN LIQUIDITY CORPORATION

Student Loan Year in Review Report, pursuant to Iowa Code section 7C.13.

SUBCOMMITTEE ASSIGNMENTS

House File 1

Commerce: Fisher, Chair; B. Meyer and Mitchell.

House File 21

Commerce: Grassley, Chair; Deyoe and Jacoby.

On previous motion by Hagenow of Dallas to adjourn upon the dissolution of the Joint Convention, the House adjourned at 10:34 a.m., until 10:00 a.m., Tuesday, January 22, 2019.

JOURNAL OF THE HOUSE

Ninth Calendar Day - Sixth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, January 22, 2019

The House met pursuant to adjournment at 10:01 a.m., Speaker Upmeyer in the chair.

Prayer was offered by Bacon of Story.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Steph Blobaum, Page from West Des Moines.

The Journal of Friday, January 18, 2019, was approved.

INTRODUCTION OF BILLS

House File 39, by Salmon, a bill for an act relating to student data collection by the department of education, school districts, and accredited nonpublic schools.

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

House File 40, by Salmon, a bill for an act relating to calculation of attorney fees for attorneys representing personal representatives in administration of estates.

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

House File 41, by Salmon, a bill for an act relating to the department of transportation consulting with municipal governing bodies about the alteration of municipal extensions of primary roads.

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

House File 42, by Salmon, a bill for an act exempting from the sales tax certain items and services sold to a nonprofit human blood collection and processing establishment.

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

House File 43, by Salmon, a bill for an act relating to subject and performance-based assessments administered prior to a student's completion of a practitioner preparation program, and including effective date and retroactive applicability provisions.

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

House File 44, by Anderson, a bill for an act creating a crude oil disaster prevention and response fee.

Read first time and referred to committee on **Environmental Protection**.

House File 45, by Anderson, 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 **Judiciary**.

House File 46, by Salmon, a bill for an act relating to the impoundment and immobilization of motor vehicles involved in operating-while-intoxicated offenses, and providing penalties.

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

House File 47, by Salmon, a bill for an act relating to operating-while-intoxicated offenses causing death or serious injury, and providing penalties.

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

House File 48, by Salmon, a bill for an act relating to motor vehicle operating record retention periods for arrests, convictions, and driver's license revocations for operating-while-intoxicated offenses.

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

House File 49, by Salmon, a bill for an act relating to weapons requirements for nonambulatory hunters.

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

House File 50, by Salmon, a bill for an act relating to youth deer hunting season.

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

House File 51, by Salmon, a bill for an act relating to the carrying, transportation, or possession of a firearm in a building that is a place of religious worship located on nonpublic school property.

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

House File 52, by Salmon, a bill for an act relating to the treatment of certain incidents of human trafficking as child abuse and to mandatory or permissive reporting of such incidents, and making penalties applicable.

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

House File 53, by Salmon, a bill for an act relating to access to a copy of an original birth certificate by an adult adoptee, and providing for fees.

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

House File 54, by Salmon, a bill for an act relating to voter qualifications for propositions to authorize the issuance of bonds by school districts and including effective date provisions.

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

House File 55, by McKean, a bill for an act changing the date of the primary election.

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

House File 56, by McKean, a bill for an act providing for the nonpartisan election and nomination by county primary election of county officers.

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

House File 57, by Wills, a bill for an act relating to lamps and clothing required for the operation of bicycles, providing penalties, and making penalties applicable.

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

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 14 Commerce

Modifying certain provisions relating to personal information security breach protection.

H.S.B. 15 Commerce

Relating to registration and bonding requirements for contractors, and providing criminal and civil penalties.

H.S.B. 16 Administration and Rules

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

H.S.B. 17 Education

Relating to assessment scores set by the department of education for successful completion of a practitioner preparation program and for initial teacher licensure and providing for related matters.

H.S.B. 18 Education

Relating to school funding by modifying provisions relating to the collection of sales tax for deposit in the secure an advanced vision for education fund, provisions relating to and prerequisites for the use of tax revenue from the secure an advanced vision for education fund, and provisions relating to the calculation of the additional property tax levy, and making appropriations.

H.S.B. 19 Judiciary

Relating to expert witness testimony in child sexual abuse and child endangerment cases.

H.S.B. 20 Judiciary

Relating to the calculation of certain court costs in probate matters, and including effective date and applicability provisions.

H.S.B. 21 Judiciary

Relating to the exploitation of a dependent adult by a caretaker.

H.S.B. 22 Judiciary

Relating to the opening of guardianships for adults and conservatorships for adults and minors and the administration of guardianships and conservatorships.

H.S.B. 23 Judiciary

Relating to the criminal offense of lascivious conduct with a minor, and providing penalties.

H.S.B. 24 Judiciary

Establishing the criminal offense of assault by threat of a targeted attack, and providing penalties.

H.S.B. 25 Judiciary

Relating to the requirements for certifications of trust and including applicability provisions.

H.S.B. 26 Judiciary

Modifying the periods of time to bring criminal actions for sexual offenses against a minor, providing penalties, and including effective date provisions.

H.S.B. 27 Judiciary

Relating to restrictions on bailable defendants charged with homicide by motor vehicle.

H.S.B. 28 Judiciary

Relating to postconviction relief procedure and the underlying trial court record of the proceedings challenged.

H.S.B. 29 Judiciary

Allowing certain operating-while-intoxicated offenders to be sentenced as habitual offenders, and making penalties applicable.

H.S.B. 30 Judiciary

Relating to the definition of vulnerable elder.

H.S.B. 31 Commerce

Relating to permissible interest rates and charges for certain loans.

H.S.B. 32 Commerce

Relating to the imposition of certain fees on public utilities for the use of public rights-of-way.

H.S.B. 33 Commerce

Relating to residential contractors and repair or services performed on residential real estate covered by property and casualty insurance, and making penalties applicable.

H.S.B. 34 Commerce

Relating to application fees for certain consumer loans.

H.S.B. 35 Commerce

Relating to the division of domestic stock insurers.

SUBCOMMITTEE ASSIGNMENTS

House File 2

Ways and Means: Kaufmann, Chair; Jacoby and Osmundson.

House File 4

Judiciary: Jones, Chair; Bergan and B. Meyer.

House File 5

Judiciary: Jones, Chair; Mitchell and Sunde.

House File 8

Agriculture: Maxwell, Chair; Mommsen and Wolfe.

House File 12

Ways and Means: Windschitl, Chair; Hein and Jacoby.

House File 19

Labor: Grassley, Chair; Dolecheck and Hunter.

House File 20

Ways and Means: Windschitl, Chair; Hein and Jacoby.

House File 22

Labor: Grassley, Chair; Dolecheck and Hunter.

House File 24

Labor: Grassley, Chair; Dolecheck and Hunter.

House File 25

Labor: Grassley, Chair; Dolecheck and Hunter.

House File 26

Labor: Grassley, Chair; Dolecheck and Hunter.

House File 28

Labor: Grassley, Chair; Dolecheck and Hunter.

House File 29

Labor: Grassley, Chair; Dolecheck and Hunter.

House File 30

Labor: Grassley, Chair; Dolecheck and Hunter.

House File 42

Ways and Means: Windschitl, Chair; Hein and Jacoby.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS**House Study Bill 14**

Commerce: Sorensen, Chair; Deyoe and Hall.

House Study Bill 15

Commerce: Best, Chair; Jacoby and Wills.

House Study Bill 16

Administration and Rules: Sexton, Chair; Bossman and Steckman.

House Study Bill 17

Education: Moore, Chair; Kerr and R. Smith.

House Study Bill 18

Education: Dolecheck, Chair; A. Meyer and Steckman.

House Study Bill 19

Judiciary: Klein, Chair; Hite and Derry.

House Study Bill 20

Judiciary: McKean, Chair; Paustian and Sunde.

House Study Bill 21

Judiciary: Hinson, Chair; Lohse and Wessel-Kroeschell.

House Study Bill 22

Judiciary: Hinson, Chair; Hite and Wolfe.

House Study Bill 23

Judiciary: Klein, Chair; Bennett and Lohse.

House Study Bill 24

Judiciary: Kaufmann, Chair; Bergan and B. Meyer.

House Study Bill 25

Judiciary: McKean, Chair; Bergan and Derry.

House Study Bill 26

Judiciary: Jones, Chair; Hite and Konfrst.

House Study Bill 27

Judiciary: Jones, Chair; Mitchell and Wessel-Kroeschell.

House Study Bill 28

Judiciary: Lohse, Chair; McKean and Oldson.

House Study Bill 29

Judiciary: Hite, Chair; Kaufmann and Olson.

House Study Bill 30

Judiciary: Mitchell, Chair; Gustafson and Sunde.

House Study Bill 31

Commerce: Mohr, Chair; Fisher and Kressig.

House Study Bill 32

Commerce: Bloomingdale, Chair; Deyoe and Williams.

House Study Bill 33

Commerce: Landon, Chair; McConkey and Sorensen.

House Study Bill 34

Commerce: Mitchell, Chair; Deyoe and Kressig.

House Study Bill 35

Commerce: Jacobsen, Chair; Mitchell and Oldson.

On motion by Hagenow of Dallas, the House adjourned at 10:09 a.m., until 8:30 a.m., Wednesday, January 23, 2019.

JOURNAL OF THE HOUSE

Tenth Calendar Day - Seventh Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, January 23, 2019

The House met pursuant to adjournment at 8:30 a.m., Speaker Upmeyer in the chair.

The National Anthem was sung by Justin Grawe from West Delaware High School, Manchester. He was the guest of Hein of Jones.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Carissa Wenger, Page from Mt. Pleasant.

The Journal of Tuesday, January 22, 2019, was approved.

INTRODUCTION OF BILLS

House File 58, by Hunter, Staed, Mascher, Kurtz, and Lensing, a bill for an act providing for a country of origin label and allowing for injunctive relief.

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

House File 59, by Wolfe, a bill for an act providing for photo identification as a condition of check cashing or acceptance.

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

House File 60, by Hinson, a bill for an act relating to health care administrative simplification.

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

House File 61, by Wheeler, a bill for an act relating to the Iowa core curriculum and content standards applicable to students in

kindergarten through grade twelve and including effective date provisions.

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

House File 62, by Wheeler, a bill for an act creating a capital murder offense by establishing the penalty of death for murder in the first degree, and including effective date and applicability provisions.

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

House File 63, by Anderson, M. Smith, Mascher, Kurth, Gaskill, McConkey, and Kurtz, a bill for an act creating the criminal offense of female genital mutilation and providing penalties.

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

House File 64, by Hunter, Staed, Steckman, Mascher, Kurtz, Lensing, and Wessel-Kroeschell, a bill for an act prohibiting employers and employment agencies from seeking the criminal record or criminal history from applicants for employment under certain circumstances, establishing a criminal history employment application task force, providing penalties, and including effective date provisions.

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

House File 65, by Hunter and Staed, a bill for an act prohibiting the sale, transfer, or possession of large capacity ammunition feeding devices, providing penalties, and including effective date and applicability provisions.

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

House File 66, by Anderson, Staed, and Kurth, a bill for an act requiring the reporting of the loss or theft of a firearm to a local law enforcement agency and providing penalties and remedies.

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

House File 67, by Anderson, Mascher, Kurth, and Kurtz, a bill for an act prohibiting certain persons from possessing, receiving, or transporting firearms, and providing penalties.

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

House File 68, by Hunter, Staed, Mascher, Kurtz, Lensing, and Wessel-Kroeschell, a bill for an act modifying the elements defining hate crimes, and providing penalties.

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

House File 69, by Wills, a bill for an act relating to insurance coverage for public and private schools that authorize persons to go armed with, carry, or transport firearms on school grounds.

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

House File 70, by Hunter, Staed, Mascher, Kurtz, and Lensing, a bill for an act repealing 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 71, by Sexton, Kaufmann, Wills, Fisher, A. Meyer, Sorensen, Klein, Jones, and Maxwell, a bill for an act establishing daylight saving time as the official time in this state throughout the year.

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

House File 72, by Hunter, Staed, Kurtz, Wessel-Kroeschell, and McConkey, a bill for an act providing for the registration of eligible electors upon review of electronic records received from state agencies and including effective date provisions.

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

House File 73, by Hunter, Staed, and Kurtz, a bill for an act allowing registered voters to make applications for absentee ballots through electronic means and making penalties applicable.

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

House File 74, by Worthan, Deyoe, Kaufmann, Thorup, Maxwell, Kacena, and Moore, a bill for an act relating to the operation of motor vehicles in the left-most lane of certain roadways, and making penalties applicable.

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

House File 75, by Sexton, a bill for an act relating to the gross weight of special trucks, and providing fees.

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

House File 76, by Wheeler, a bill for an act providing for the designation of voluntary income tax contributions on the Iowa individual income tax return and including retroactive applicability provisions.

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

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 36 Transportation

Regulating the use of automated traffic law enforcement systems, providing penalties, and including applicability provisions.

H.S.B. 37 Transportation

Relating to department of transportation employees designated as peace officers, and including effective date provisions.

H.S.B. 38 Transportation

Relating to electric standup scooters, and providing penalties.

H.S.B. 39 Transportation

Allowing certain vans and pickups to be used to transport pupils to activity events or from school to home in emergency situations.

H.S.B. 40 Commerce

Relating to the provision of debt management services in connection with educational loans, and making penalties applicable.

H.S.B. 41 Judiciary

Relating to home improvement fraud and providing penalties for contractors who commit home improvement fraud.

SUBCOMMITTEE ASSIGNMENTS**House File 49**

Natural Resources: Baxter, Chair; Bacon and Ourth.

House File 50

Natural Resources: Sieck, Chair; Bearinger and Jeneary.

House File 58

Agriculture: Klein, Chair; Hein and Winckler.

House File 60

Commerce: Lundgren, Chair; Best and Forbes.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS**House Study Bill 4 Reassigned**

Commerce: Landon, Chair; Judge and Mohr.

House Study Bill 36

Transportation: Hinson, Chair; Carlson and Forbes.

House Study Bill 37

Transportation: Worthan, Chair; Huseman and Judge.

House Study Bill 38

Transportation: Worthan, Chair; Lohse and B. Meyer.

House Study Bill 39

Transportation: Thorup, Chair; Maxwell and R. Smith.

House Study Bill 40

Commerce: Mohr, Chair; Mitchell and Nielsen.

House Study Bill 41

Judiciary: Kaufmann, Chair; Lohse and Oldson.

RESOLUTIONS FILED

H.C.R. 6, by Shipley, a concurrent resolution opposing barriers to conducting research on the use of cannabis to treat medical conditions and illnesses.

Laid over under **Rule 25**.

H.R. 3, by Anderson, a resolution urging Iowa's congressional delegation to take all necessary measures to limit the authority of any President of the United States to order a preemptive launch of nuclear weapons.

Laid over under **Rule 25**.

On motion by Hagenow of Dallas, the House adjourned at 8:38 a.m., until 8:30 a.m., Thursday, January 24, 2019.

JOURNAL OF THE HOUSE

Eleventh Calendar Day - Eighth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, January 24, 2019

The House met pursuant to adjournment at 8:30 a.m., Speaker Upmeyer in the chair.

Prayer was offered by Ourth of Warren.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Morgan Rassel, Page from Kingsley.

The Journal of Wednesday, January 23, 2019, was approved.

INTRODUCTION OF BILLS

House File 77, by Staed, Brown-Powers, Kurth, Wolfe, Jacoby, Mascher, Winckler, Gaskill, Anderson, Breckenridge, Steckman, Forbes, Cohoon, Donahue, Ehlert, Gaines, Heddens, Wessel-Kroeschell, Lensing, R. Smith, Kressig, Abdul-Samad, Kacena, Bennett, and Kurtz, a bill for an act making an appropriation to the Iowa resources enhancement and protection fund.

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

House File 78, by Gassman, a bill for an act relating to the earliest school start date.

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

House File 79, by Fisher, a bill for an act modifying sex offender registry requirements by requiring sex offenders whose registration requirements have expired to reregister, and providing penalties.

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

House File 80, by Hunter, Konfrst, Staed, Steckman, Mascher, Bearer, Oldson, Kurtz, Lensing, Wessel-Kroeschell, Jacoby, and McConkey, a bill for an act defining infamous crime as election misconduct in the first degree that is vote fraud for the purposes of disqualifying a person from registering to vote and voting and from being a candidate for certain elective offices and limiting such disqualifications to the term of the sentence.

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

House File 81, by Dolecheck, a bill for an act relating to stocking of waters located on private property.

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

House File 82, by Fisher, a bill for an act allowing the use of a leashed dog to retrieve a wounded deer and providing a penalty.

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

House File 83, by Abdul-Samad, 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 **Public Safety**.

House File 84, by Staed, Bennett, Kurth, Hunter, Steckman, McConkey, Donahue, Konfrst, Brown-Powers, Wolfe, and Jacoby, a bill for an act providing for the registration of eligible electors upon review of electronic records received from state agencies and including effective date provisions.

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

House File 85, by Staed, Bennett, Shipley, Kurth, Hunter, Steckman, McConkey, Lensing, Donahue, Brown-Powers, Jacoby, Mascher, Winckler, and Gaskill, a bill for an act restoring the right to register to vote and to vote and hold elective office for certain persons and including effective date provisions.

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

House File 86, by Hunter, Staed, Mascher, Kurtz, Lensing, and McConkey, 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 **Commerce**.

House File 87, by Fisher, a bill for an act creating a homeownership development tax credit available for charitable contributions to certain low-income housing developers in this state, and including applicability provisions.

Read first time and referred to committee on **Economic Growth**.

House File 88, by Hunter, a bill for an act providing for the establishment of a school safety hotline, internet site, and mobile internet application, and providing penalties.

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

House File 89, by Hunter, Staed, Mascher, and Kurtz, a bill for an act relating to wage discrimination under the Iowa civil rights Act of 1965 and in state contracting, making penalties applicable, and establishing an equal pay task force.

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

House File 90, by Hunter, Staed, Mascher, and Kurtz, 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 91, by Hunter, Staed, Steckman, Kacena, Bearinger, Oldson, Kurtz, Lensing, and Wessel-Kroeschell, a bill for an act relating to the state minimum hourly wage.

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

House File 92, by Hunter, Staed, Steckman, Mascher, Oldson, Lensing, and Wessel-Kroeschell, 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 **Public Safety**.

House File 93, by Hunter, Staed, Mascher, Kurtz, and Lensing, a bill for an act relating to the possession, manufacture, or delivery of marijuana and the possession of drug paraphernalia, and providing penalties.

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

House File 94, by Hunter, Staed, Mascher, Kurtz, and Lensing, a bill for an act establishing a retirement savings plan trust, and including implementation and effective date provisions.

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

House File 95, by M. Smith, a bill for an act providing for an appeal procedure relating to a denial of admission to the Iowa veterans home.

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

On motion by Hagenow of Dallas, the House was recessed at 8:38 a.m., until 12:00 p.m.

AFTERNOON SESSION

The House reconvened at 12:02 p.m., Speaker Upmeyer in the chair.

INTRODUCTION OF BILLS

House Joint Resolution 2, by Anderson, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the rights of a crime victim.

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

House File 96, by Hunter, Staed, Mascher, Bearinger, Kurtz, Lensing, and Wessel-Kroeschell, a bill for an act establishing the healthy Iowa program and including effective date provisions.

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

House File 97, by Isenhart, 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 **Commerce**.

House File 98, by Staed, Hunter, McConkey, B. Meyer, Forbes, Lensing, Donahue, Brown-Powers, Kurth, Wolfe, Jacoby, Mascher, Winckler, and Anderson, a bill for an act establishing an Iowa center for suicide prevention in the department of education and making an appropriation.

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

House File 99, by Staed, Hunter, McConkey, Prichard, B. Meyer, Forbes, Cohoon, Lensing, Donahue, Kurth, Jacoby, Mascher, Winckler, Ehlert, and Gaines, a bill for an act authorizing the school budget review committee to grant supplemental aid or establish a modified supplemental amount for a school district with an unusual increase in students eligible for free and reduced price meals and including applicability provisions.

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

House File 100, by Hunter, Mascher, Kurtz, and Lensing, a bill for an act relating to private instruction by adding reporting requirements and requiring school districts to conduct health and safety visits for children placed under competent private instruction, independent private instruction, or private instruction.

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

House File 101, by Hunter, Staed, Mascher, Lensing, Wessel-Kroeschell, and McConkey, 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 102, by Isenhardt, a bill for an act providing for a statewide soil resource health and recovery monitoring system.

Read first time and referred to committee on **Environmental Protection**.

House File 103, by Isenhardt, a bill for an act creating an agricultural land, soils, water quality, and farm tenure initiative committee to conduct a study and make recommendations to improve the manner in which farm tenants may profitably grow agricultural products using leased agricultural land while providing for the sustainability and quality of this state's natural resources.

Read first time and referred to committee on **Environmental Protection**.

House File 104, by Staed, Mascher, Kurth, Gaskill, Anderson, Donahue, Ehlert, Gaines, Lensing, R. Smith, Abdul-Samad, Kacena, Bennett, and Kurtz, a bill for an act relating to state child care assistance, including income eligibility and waiting list guidelines and copayment requirements.

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

House File 105, by Staed, Hunter, Donahue, Kurth, Mascher, Winckler, and Anderson, a bill for an act concerning maintaining dangerous weapons at a child care facility or when transporting a child receiving care from a child care facility, and providing penalties.

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

House File 106, by Hunter, a bill for an act prohibiting mental health providers from engaging in sexual orientation change efforts with a patient of any age, and making penalties applicable.

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

House File 107, by Heddens, Donahue, Ehlert, Staed, McConkey, Anderson, Winckler, Hunter, Mascher, Kressig, Bearinger, Oldson, and Olson, a bill for an act relating to maintaining dangerous weapons at a child care facility or when transporting a child receiving care from a child care facility, and providing penalties.

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

House File 108, by Breckenridge, a bill for an act relating to excuse from jury service for persons at least seventy-two years of age.

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

House File 109, by Hunter, Staed, Mascher, Kurtz, and McConkey, a bill for an act requiring employers to provide reasonable accommodations to employees based on pregnancy or childbirth and making penalties applicable.

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

House File 110, by Wessel-Kroeschell, a bill for an act relating to sexual harassment in employment policies and protections, and including effective date provisions.

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

House File 111, by Shipley, a bill for an act providing for the regulation of wireless facility installations by cities and counties.

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

House File 112, by Isenhardt, a bill for an act relating to leases between local governments and persons using land for farming.

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

House File 113, by Staed, Kurth, Steckman, Lensing, Donahue, Konfrst, Jacoby, Mascher, and Gaines, a bill for an act requiring the adoption of rules requiring the use of nontoxic shot to hunt doves and providing penalties.

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

House File 114, by Staed, Steckman, Donahue, Kurth, Wolfe, Jacoby, Mascher, Winckler, Anderson, B. Meyer, and Forbes, a bill for an act relating to water quality by increasing the sales and use tax rates and conditioning the use of moneys from the natural resources and outdoor recreation trust fund, and including effective date provisions.

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

House File 115, by Staed, Kurth, Hunter, Donahue, Mascher, and Anderson, a bill for an act relating to the issuance, denial, suspension, or revocation of a permit to carry weapons.

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

House File 116, by Staed, Kurth, Hunter, Donahue, Mascher, and Winckler, a bill for an act relating to a lost or stolen firearm, and providing penalties.

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

House File 117, by Gassman, a bill for an act relating to the composition of county compensation boards.

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

House File 118, by Shipley, a bill for an act relating to carrying and possessing weapons and acquiring pistols and revolvers, providing penalties, and including applicability provisions.

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

House File 119, by Bossman, a bill for an act relating to the calculation and allocation of adjusted additional property tax levy aid for school districts and including applicability provisions.

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

House File 120, by Staed, Mascher, Winckler, Kurth, and Gaskill, a bill for an act relating to telecoil assistive devices and including applicability provisions.

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

House File 121, by Anderson, a bill for an act relating to the state hourly minimum wage applicable to newly hired employees and certain employees receiving tips.

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

House File 122, by Hunter, Staed, Mascher, Kurtz, and Lensing, a bill for an act relating to law enforcement profiling by standardizing collection and centralizing the compilation and reporting of officer stop and compliance data, providing for officer training, creating a community policing advisory board, providing for penalties and remedies, and including effective date provisions.

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

House File 123, by Hunter, Staed, Mascher, and Lensing, a bill for an act relating to firearm violence protective orders and making penalties applicable.

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

House File 124, by Staed, Kurth, Hunter, Donahue, Mascher, and Winckler, 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 **Public Safety**.

House File 125, by Hunter, Staed, Mascher, Oldson, and Lensing, a bill for an act prohibiting the sale or transfer of semiautomatic assault weapons, providing penalties, and including effective date and applicability provisions.

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

House File 126, by Staed, Kurth, Hunter, Donahue, Mascher, and Winckler, a bill for an act prohibiting the manufacture, possession, shipment, transportation, or receipt of a multi-burst trigger activator, and providing penalties.

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

House File 127, by Staed, Kurth, Hunter, Steckman, Lensing, Donahue, Mascher, Winckler, Anderson, B. Meyer, Ehlert, and Gaines, 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 **Public Safety**.

House File 128, by Breckenridge, a bill for an act limiting campaign contributions to certain candidates and making civil and criminal penalties applicable.

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

House File 129, by Hunter, Staed, Steckman, Mascher, Bearer, Oldson, Kurtz, Lensing, Wessel-Kroeschell, and Jacoby, a bill for an act relating to the administration of elections, including voter identity verification and straight party voting, and including applicability provisions.

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

House File 130, by Hunter, Staed, Kurtz, Jacoby, and McConkey, a bill for an act providing for ongoing absentee voter status.

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

House File 131, by Staed, Kurth, Hunter, Steckman, Donahue, Mascher, Anderson, Ehlert, and Gaines, a bill for an act relating to the carrying, transportation, or possession of a pistol or revolver in the capitol building and on the grounds surrounding the capitol building including state parking lots and parking garages.

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

SPONSOR ADDED

House File 74 — Hinson of Linn

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 42 Labor

Concerning unemployment insurance and including effective date and applicability provisions.

H.S.B. 43 Transportation

Relating to commercial driver's license requirements, and including applicability provisions.

H.S.B. 44 Transportation

Relating to the process and fees associated with the registration and title of vessels, snowmobiles, and all-terrain vehicles.

H.S.B. 45 Transportation

Relating to required notices to the department of transportation regarding certain registered aircraft.

H.S.B. 46 Transportation

Increasing the maximum allowable length for stinger-steered automobile transporters.

H.S.B. 47 Transportation

Relating to wrecked or salvage motor vehicles, and making penalties applicable.

H.S.B. 48 State Government

Relating to the administration of city and school elections.

H.S.B. 49 State Government

Relating to the administration of elections, providing penalties, and including effective date provisions.

H.S.B. 50 State Government

Relating to the payment of dependent care expenses from campaign funds and making penalties applicable.

H.S.B. 51 State Government

Relating to competitive bidding requirements applicable to certain governmental officials and employees.

H.S.B. 52 State Government

Prohibiting the use of public resources for political purposes and making penalties applicable.

H.S.B. 53 State Government

Relating to the reporting of certain gifts and bequests received by the executive branch.

H.S.B. 54 State Government

Relating to attribution statements on political materials and making penalties applicable.

H.S.B. 55 State Government

Proposing an amendment to the Constitution of the State of Iowa relating to the gubernatorial line of succession.

H.S.B. 56 State Government

Concerning the contract bidding process for public improvement projects conducted by the state board of regents.

H.S.B. 57 State Government

Relating to public construction bidding procedures.

H.S.B. 58 State Government

Concerning the authority of a native wine manufacturer to sell native wine for on-premises consumption.

H.S.B. 59 State Government

Relating to low-proof spirit beverages.

H.S.B. 60 State Government

Relating to professional standards for the certification or designation of music therapists and providing penalties.

H.S.B. 61 State Government

Relating to wagering taxes imposed on promotional play receipts.

H.S.B. 62 State Government

Authorizing savings promotion drawings under specified conditions, and making penalties applicable.

H.S.B. 63 Economic Growth

Relating to the enhance Iowa board and moneys allocated by the board.

H.S.B. 64 State Government

Relating to the practice of optometry.

H.S.B. 65 Veterans Affairs

Relating to military and veterans benefits.

H.S.B. 66 Economic Growth

Relating to a statewide welcome center program.

SUBCOMMITTEE ASSIGNMENTS**House File 6**

Education: Shipley, Chair; Kerr and Matson.

House File 17

State Government: Sexton, Chair; Deyoe and Hunter.

House File 18

Economic Growth: Huseman, Chair; Baxter and Judge.

House File 23

Education: Fry, Chair; Brink and Mascher.

House File 27

State Government: Sexton, Chair; Deyoe and Hunter.

House File 36

Education: Mommsen, Chair; Donahue and Wheeler.

House File 39

Education: Fry, Chair; Kurth and Salmon.

House File 43

Education: Moore, Chair; James and Salmon.

House File 53

State Government: Moore, Chair; Bergan and Lensing.

House File 61

Education: Mommsen, Chair; Ehlert and Hanusa.

House File 71

State Government: Sexton, Chair; Anderson and Sorensen.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 42

Labor: Worthan, Chair; Deyoe, Kurtz, Running-Marquardt and Thompson.

House Study Bill 43

Transportation: Worthan, Chair; Judge and A. Meyer.

House Study Bill 44

Transportation: Best, Chair; Lohse and Williams.

House Study Bill 45

Transportation: Landon, Chair; Cohoon and Thorup.

House Study Bill 46

Transportation: Sieck, Chair; Kurtz and Maxwell.

House Study Bill 47

Transportation: Carlson, Chair; Best and Isenhardt.

House Study Bill 48

State Government: Sexton, Chair; Jacobsen and Nielsen.

House Study Bill 49

State Government: Sexton, Chair; Hunter and Jacobsen.

House Study Bill 50

State Government: Sexton, Chair; Anderson and Deyoe.

House Study Bill 51

State Government: Mitchell, Chair; Bossman and Steckman.

House Study Bill 52

State Government: McKean, Chair; Mitchell and Steckman.

House Study Bill 53

State Government: McKean, Chair; Mitchell and Steckman.

House Study Bill 54

State Government: Mitchell, Chair; Lensing and McKean.

House Study Bill 55

State Government: Jacobsen, Chair; McKean and Steckman.

House Study Bill 56

State Government: Hinson, Chair; Bossman and Hunter.

House Study Bill 57

State Government: Hinson, Chair; Bossman and Hunter.

House Study Bill 58

State Government: Sexton, Chair; Lensing and Thompson.

House Study Bill 59

State Government: Sexton, Chair; Lensing and Sorensen.

House Study Bill 60

State Government: Bacon, Chair; Nielsen and Thompson.

House Study Bill 61

State Government: Mitchell, Chair; Cohoon and Moore.

House Study Bill 62

State Government: Sorensen, Chair; Bacon and Cohoon.

House Study Bill 63

Economic Growth: Brink, Chair; Gassman and Judge.

House Study Bill 64

State Government: Bossman, Chair; Bergan and Lensing.

House Study Bill 65

Veterans Affairs: Wills, Chair; Brown-Powers and Thompson.

House Study Bill 66

Economic Growth: A. Meyer, Chair; Ehlert and Gustafson.

On motion by Wills of Dickinson, the House adjourned at 12:10 p.m., until 10:00 a.m., Friday, January 25, 2019.

JOURNAL OF THE HOUSE

Twelfth Calendar Day - Ninth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Friday, January 25, 2019

The House met pursuant to adjournment at 10:01 a.m., Jacobsen of Pottawattamie in the chair.

Prayer was offered by Jacobsen of Pottawattamie.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Jacobsen of Pottawattamie.

The Journal of Thursday, January 24, 2019, was approved.

INTRODUCTION OF BILLS

House File 132, by Staed, Kurth, and Gaskill, a bill for an act relating to notifications by life insurance companies to policyholders of changes in premiums.

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

House File 133, by Staed, Hunter, Brown-Powers, Mascher, Kurth, Gaskill, Anderson, Forbes, Cohoon, Donahue, Ehlert, Gaines, Lensing, R. Smith, Abdul-Samad, Kacena, Bennett, and Kurtz, a bill for an act relating to the income eligibility requirements for state child care assistance.

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

House File 134, by Anderson, Staed, and Kacena, a bill for an act creating a foster care children and adopted children bill of rights and entitlements.

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

House File 135, by Heddens, Abdul-Samad, Anderson, Bearinger, Bennett, Breckenridge, Brown-Powers, Cohoon, Derry, Donahue,

Ehlert, Forbes, Gaines, Gaskill, Hall, Hunter, Isenhart, Jacoby, James, Judge, Kacena, Konfrst, Kressig, Kurth, Kurtz, Lensing, Mascher, Matson, McConkey, B. Meyer, Nielsen, Oldson, Olson, Ourth, Prichard, Running-Marquardt, M. Smith, R. Smith, Staed, Steckman, Sunde, Thede, Wessel-Kroeschell, Williams, Winckler, and Wolfe, a bill for an act relating to long-term services and supports and certain capitation rates under the Medicaid program, and including effective date provisions.

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

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Chief Clerk and placed on file in the Legislative Services Agency: To view reports in full, click [here](#).

BOARD OF REGENTS

Judicial Review Report, pursuant to Iowa Code section 625.29.

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

DEPARTMENT OF ADMINISTRATIVE SERVICES

Equal Opportunity Contract Compliance Policy Report, pursuant to Iowa Code section 19B.7.

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

DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

Expenditures Report, pursuant to House File 2491, 2018.

DEPARTMENT OF CORRECTIONS

Electronic Monitoring System Report, pursuant to Chapter 167.9, 2017 Iowa Acts.

Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62.

DEPARTMENT OF EDUCATION

Interstate Compact on Education of Military Children Report, pursuant to Iowa Code section 256H.1.

Pathways for Academic Career and Employment Program Report, pursuant to Iowa Code section 260H.

Workforce Training and Economic Development Fund Report, pursuant to Iowa Code section 260C.18A.

Iowa Association of School Boards Report, pursuant to Iowa Code section 279.38.

SAVE/SILO Report, pursuant to Iowa Code section 256.9.

Statewide Work Based Intermediary Network Report, pursuant to Iowa Code section 256.40.

DEPARTMENT OF INSPECTION AND APPEALS

Citizen Foster Care Evaluation Report, pursuant to Iowa Code section 237.18.

Court Appointed Special Advocate Program Report, pursuant to Iowa Code section 237.18.

Child Advocacy Board Report, pursuant to Iowa Code section 237.18.

DEPARTMENT OF NATURAL RESOURCES

Quarterly Expenditure Report, pursuant to House File 2491, 2018.

DEPARTMENT OF PUBLIC HEALTH

Plumbing and Mechanical Systems Board Report, pursuant to Iowa Code section 105.9.

DEPARTMENT OF TRANSPORTATION

Replacement and Repair of Structurally Deficient Secondary Bridges Report, pursuant to House File 2256, 2018.

LOTTERY AUTHORITY

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

OFFICE OF THE GOVERNOR AND LIEUTENANT GOVERNOR

Reprieves, Commutations, Pardons and Remission of Fines Report, pursuant to Iowa Code section 7A.5.

On motion by Hagenow of Dallas, the House adjourned at 10:04 a.m., until 1:00 p.m., Monday, January 28, 2019.

JOURNAL OF THE HOUSE

Fifteenth Calendar Day - Tenth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, January 28, 2019

The House met pursuant to adjournment at 1:01 p.m., Speaker Upmeyer in the chair.

Prayer was offered by Laurie Haller, Bishop of the Iowa Conference and the United Methodist Church, Des Moines. She was the guest of Anderson of Polk and Maxwell of Poweshiek.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Addie Cosgrove, Page from Aurelia.

The Journal of Friday, January 25, 2019, was approved.

INTRODUCTION OF BILLS

House File 136, by Bergan, a bill for an act relating to passenger automobiles designed to carry ten or fewer pupils when used as school buses.

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

House File 137, by Anderson, M. Smith, Mascher, Kurth, Gaskill, McConkey, Kurtz, Ourth, Staed, Kacena, and Shipley, a bill for an act relating to adoption, including access to adoption records for adult adoptees.

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

House File 138, by Hanusa, a bill for an act prohibiting public schools from scheduling school activities during presidential precinct caucuses.

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

House File 139, by Hanusa, a bill for an act relating to the election of persons failing to receive the nomination of a political party.

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

On motion by Hagenow of Dallas, the House was recessed at 1:06 p.m., until 3:30 p.m.

AFTERNOON SESSION

The House reconvened at 3:30 p.m., Speaker Upmeyer in the chair.

INTRODUCTION OF BILLS

House Joint Resolution 3, by Windschitl, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the right of the people to keep and bear arms.

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

House File 140, by Staed, Winckler, Hunter, Lensing, Kurth, Anderson, Forbes, and Ourth, a bill for an act relating to the regulation of persons, including commercial establishments, keeping nonagricultural animals, providing for fees and appropriations, and making penalties applicable.

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

House File 141, by Staed, Kurth, Heddens, Steckman, Gaskill, Donahue, Mascher, Kacena, Kressig, Bennett, Wessel-Kroeschell, Brown-Powers, and Gaines, a bill for an act establishing an advisory committee to evaluate the use and value of the master matrix when approving a permit to construct a confinement feeding operation structure, and including effective date provisions.

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

House File 142, by Staed, Hunter, Kurth, Anderson, Steckman, Donahue, Mascher, and Oldson, a bill for an act establishing a moratorium relating to the construction, including expansion, of

structures that are part of certain confinement feeding operations where swine are kept, requesting an interim study committee, and including effective date provisions.

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

House File 143, by Staed, Hunter, Lensing, Kurth, McConkey, Anderson, Heddens, Steckman, Donahue, Mascher, and Oldson, a bill for an act relating to animal agriculture, by providing for a public hearing conducted by the board of supervisors in a county where a structure associated with a confinement feeding operation is proposed to be constructed, including expanded, and including effective date provisions.

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

House File 144, by Staed, Hunter, Kurth, Anderson, Donahue, Mascher, and Oldson, a bill for an act requiring that human growth and development instruction by school boards include age-appropriate information regarding dating violence and prevention.

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

House File 145, by Hinson, a bill for an act relating to reports relating to misconduct of certain school employees required to be submitted to the board of educational examiners.

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

House File 146, by Staed, Winckler, Hunter, Lensing, Kurth, Anderson, Donahue, Mascher, Oldson, Kacena, and R. Smith, a bill for an act relating to wage discrimination under the Iowa civil rights Act of 1965 and in state contracting, making penalties applicable, and establishing an equal pay task force.

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

House File 147, by Hunter, Thede, Brown-Powers, Bearinger, Kurth, Staed, Ourth, Kacena, Ehlert, McConkey, Kurtz, Gaskill, Konfrst, Oldson, Cohoon, Mascher, and M. Smith, a bill for an act concerning employment matters involving public employees including

collective bargaining, educator employment matters, personnel records and settlement agreements, city civil service requirements, and health insurance matters, and including effective date, applicability, and transition provisions.

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

House File 148, by Prichard and Ourth, a bill for an act requiring the department of natural resources to include anatomical donor symbols on certain licenses.

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

House File 149, by Staed, Kurth, Hunter, Steckman, Donahue, Mascher, Anderson, and Ehlert, a bill for an act relating to the creation of an extreme risk protective order against a person in possession of a firearm who presents a significant danger to the person's self or others, and providing penalties.

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

The House stood at ease at 3:33 p.m., until the fall of the gavel.

The House resumed session at 4:54 p.m., Speaker Upmeyer in the chair.

Hagenow of Dallas called up for consideration the Report of the Contested Election Committee.

REPORT OF THE CONTESTED ELECTION COMMITTEE

Madam Speaker and Members of the House:

We, the undersigned members of the committee, to whom was referred the matter of the election contest between Kayla Koether, contestant, and Michael Bergan, incumbent, for the position of Representative for House District 55 of Iowa, submit the following report:

This committee met on January 14, 16, and 24, 2019. All members examined the statements and exhibits presented and submitted by the contestant and the incumbent.

This committee concludes that the relief sought by the contestant is not supported by Iowa Code §53.17, and further lacks support in Iowa Administrative Code 721-21.14(53), and the legislative history surrounding the adoption of HF 2273 in 2016.

It is clear, there exists no legal authority to open and count the twenty-nine ballots in question and thus no right to recanvass or recertify the election. The Winneshiek County Auditor and the Secretary of State have acted in accordance with the law. This committee cannot recommend the House act in violation of the laws that governed the election held on November 6, 2018.

This committee recommends the House dismiss the election contest and agrees with the official certification showing the incumbent, Michael Bergan, to be duly elected to the Office of State Representative from House District 55.

HOLT of Crawford
JACOBSEN of Pottawattamie
WINDSCHITL of Harrison

Wolfe of Clinton moved to substitute the Minority Report of the Contested Election Committee for the Report of the Contested Election Committee.

MINORITY REPORT OF THE CONTESTED ELECTION COMMITTEE

We, the undersigned members of the Committee, to whom was referred the matter of the Election Contest between Kayla Koether, contestant, and Michael Bergan, incumbent, for the position Representative for House District 55 of Iowa submit the following report:

Summary

Both the Iowa Constitution and Iowa Code prescribe the action members of the Iowa House of Representatives must take in this Election Contest: count every vote that is legally cast.

In the Election Contest filed by Kayla Koether in House District 55, there are 29 Iowans--Republicans, Democrats, and No Parties -- who followed Iowa law and mailed their ballot before the November 5, 2018 deadline. However, their votes remain uncounted due to two Republican elected officials, Winneshiek County Auditor Ben Steines and Secretary of State Paul Pate.

Iowa law guarantees the right in open session of the court or tribunal trying the Election Contest to have the ballots opened. Ms. Koether is being denied this right by the Committee.

These facts in this Election Contest are indisputable:

- The ballots were mailed on time according to Iowa law.
- The ballots were received by the County Auditor before the legal deadline.

- The United States post office has already confirmed that the 29 ballots in question all bear an intelligent mail barcode traceable to a date of entry into the federal mail system not later than the day before the Election - thus, the 29 ballots should be counted.

Voting is a fundamental right guaranteed by both the United States and Iowa Constitutions. As State Representatives, we took an oath to “support the Constitution of the United States and the Constitution of the State of Iowa.” Given this, it is the sworn duty of the members of the Iowa House of Representatives to protect the fundamental right to vote for these 29 Iowans.

However, nowhere in the Majority Report filed by Republican members of the Election Contest Committee does it give consideration to or even mention the fundamental right to vote, the Iowa Constitution, or the US Constitution. Instead of arguing to expand citizens’ rights to cast votes, the Majority Report relies on ill informed legal reasoning to deny a fundamental right to 29 citizens.

The Majority Report ignores the equal protection violation that occurred in this Election Contest. While the 29 voters in Winneshiek County still wait to have their votes counted, twelve Fayette County voters in the same situation had their late-arriving ballots counted just days after the Election.

In addition to the callous disregard for the voting rights of 29 Iowans, the Majority Party members of the Committee also violated the due process rights afforded to Iowans and Ms. Koether in our Constitution. They refused to allow the disenfranchised voters, Ms. Koether, or any other witnesses to testify before the Committee.

In refusing to protect the right of Iowans to vote or even conduct a fair hearing to gather facts and testimony, the Majority Report offered in this Election contest is a contrary to the rule of law. We believe members of the Iowa House of Representative must do our sworn duty and follow the law: count every vote.

Standing

This Contest of the Iowa House District 55 (“HD55”) Election between Kayla Koether (“Ms. Koether”) and Representative Michael Bergan (“Mr. Bergan”) comes down to 29 vote-by-mail ballots in Winneshiek County that were validly cast, but have not been counted. The votes include a split of Republicans, Democrats and No Parties. These 29 ballots should be counted because they were cast by eligible voters who followed all applicable laws and placed their ballots in the federal mail system by the deadline prescribed in the Iowa Code. These 29 ballots should be counted because they may change the outcome of the HD55 Election, given that just nine votes separate the candidates.

The Contest Committee Must Follow the Law and Count the Votes

The Iowa Constitution and Iowa Code outline voting rights and rules. The Contest Committee must uphold Iowa law and open and count the 29 ballots. All Iowa voters have a right for their validly-cast votes to be counted, and Ms. Koether has the right to request that the Contest Committee follow the statutory contest procedures to open and count the 29 ballots. (Iowa Code Chapter 57.5) (2018).

Voting is a fundamental right, guaranteed by both the United States and Iowa Constitutions. *Chiodo v. Section 43.24 Panel*, 846 N.W.2d 845, 848 (Iowa 2014) (citing *Devine v. Wonderlich*, 268 N.W.2d 620, 623 (Iowa 1978)). “It occupies an irreducibly vital role in our system of government by providing citizens with a voice in our democracy and in the election of those who make the laws by which all must live. The right to vote is found at the heart of representative government and is ‘preservative of other basic civil and political rights.’” *Chiodo*, 846 N.W.2d at 848 (citing *Wesberry v. Sanders*, 376 U.S. 1, 17 (1964); *Reynolds v. Sims*, 377 U.S. 533, 562 (1964); accord *Yick Wo v. Hopkins*, 118 U.S. 356, 370 (1886)). If the voter follows the voting laws, then his or her vote should be counted. All voters should be treated equally. Here, 29 voters are being treated differently, and by refusing to count their votes, the government is knowingly and intentionally disenfranchising those voters.

These 29 Winneshiek County voters followed the law and held up their end of supporting democracy. The fact that their ballots were received after Election Day does not invalidate the voters’ actions the law already prescribes the last date absentee ballots can be received. Suggesting that this Contest will lead to ballots being returned weeks later is hyperbolic partisan grandstanding. Some have also suggested that these voters should have voted earlier or in person, but blaming the voters undermines the rule of law and decency—especially when these voters’ actions were well within the letter of the law. The legislature and this Committee, should be advocating for the counting of these ballots and defending a fundamental right, not using suspect legal arguments to disenfranchise voting citizens.

Prior District Court action has proven that 29 ballots were in the US postal mail system as confirmed by the intelligent barcodes on the ballots. The Contest Committee should have acted to request the ballots from the Winneshiek County Auditor to be opened and counted to determine the outcome of the Election pursuant to Iowa law.

These 29 voters are being punished because they do not live closer to a postal hub, because the ballots were not delivered prior to Election Day, and because the USPS did not use a stamp-canceling postmark on the ballots. None of these facts, however, renders their ballots in violation of Iowa election law. The Winneshiek County Auditor has confirmed through review of the intelligent mail barcode for each ballot that they were timely placed in the mail. These 29 voters did what they were supposed to do: they voted and they put their ballots into the federal mail system before Election Day. Their fundamental right to vote should not be denied by this Committee. This Contest Committee must follow Iowa law and open and count the ballots.

The Secretary of State’s Handbook that provides guidance to county Auditors states “In order to be valid, ballots received after Election Day must be clearly postmarked before Election Day or bear an intelligent mail barcode traceable to a date before Election Day.” The Secretary of State is refusing to follow his own guidance.

Iowa Code 57.17 (2) is clear...

In order for the ballot to be counted, the return envelope must be received in the commissioner’s office before the polls close on election day or be clearly postmarked by an officially authorized postal service or bear an intelligent mail barcode traceable to a date of entry into the federal mail system not later than the day before the election and received by the commissioner not later than noon on the Monday following the election.

While members of the Majority Party may argue legislative intent, they do not get to assume intent for all 150 duly elected Senators and Representatives.

We find that the Contest Committee failed to follow the Iowa Constitution and requires the Iowa House to follow the law when resolving an Election Contest.

Due Process

The Iowa Constitution gives persons the right to Due Process in civil proceedings. IOWA CONST. ART. I, § 9. The Iowa Constitution further gives candidates for public office the right to contest an election if the results or process are questioned. IOWA CONST. ART. III, § 7. Refusing Ms. Koether the opportunity to present evidence deprives her of her right to due process of law under the Iowa Constitution. *In the Interest of A.M.H.*, 516 N.W.2d 867, 870 (Iowa 1994) (stating a fundamental component of due process is the opportunity to be heard).

The right to Due Process historically has been construed by Iowa courts to allow the parties to a case or controversy to provide evidence to the tribunal trying the case in order to give a full and fair picture of the issues before the tribunal. *Id.* The laws already provide for parties to contest the Election, and this Committee cannot limit Ms. Koether's constitutional rights. The role of this Committee is to make a fair determination of the outcome of the case.

Oral arguments from counsel are not evidence. Oral arguments are simply an overview of the issues in a case from the attorney's point of view. Without a record of evidence comprised of exhibits and testimony from witnesses, the record in front of the Committee is only hearsay and facts not proven to be accurate or reliable. Without creating a record of evidence, including testimony, this Committee will be unable to make a fully informed, impartial decision because the decision will be based on the attorneys' views of the facts and information. Oral arguments are not intended to be the only evidence a tribunal hears. Oral arguments are intended to be based on the record of evidence presented. Due process allows for the parties to not only present their own evidence, but to refute and contradict the opposing party's evidence to allow the tribunal to make a full and impartial decision on the case or controversy.

Had the Committee acted properly and allowed the parties or Committee members to call witnesses to provide testimony we, as minority members of the Committee, would have called the following:

1. Iowa Secretary of State, Paul Pate.
2. Former State Director of Elections, Dawn Williams.
3. Winneshiek County Auditor, Benjamin Steines and staff or volunteers.
4. Fayette County Auditor, Lori Moellers and staff or volunteers.
5. Iowa State Association of County Auditors, President Travis Weipert.
6. A United States Postal Service Employee.
7. Iowa House District 55 Presumed Representative, Michael Bergen.
8. Democratic Candidate for Iowa House District 55, Kayla Koether.
9. Bouthsakone McCain and her mother.
10. Three Winneshiek County voters whose ballots remain uncounted but were legally cast.

While testimony was not allowed, we do know what some of the disenfranchised voters have said in public statements regarding this Election Contest.

"The people whose votes are being denied have every right to explain their stories to the House Committee, and the Committee has an obligation to hear what we have to say and not to deny that. This is Iowa--these are your neighbors. The Committee should have to explain to me why there's a reason not to count them. Every vote should count. My rights are being trampled. I just want it to be fair. This is America! This isn't some third-world country where they burn ballots that they don't want counted. The House Committee owes it to the people to count every vote. They can't justify not counting the votes." --Bob Wilson from Decorah, Iowa

"As a voter who was not allowed a chance to participate in the election process, I think it's an extraordinary disappointment to be told by the governing body that will decide how to resolve this problematic issue that it is not interested in my participation once again. How can said body make a sound decision without comprehension of context and the impact this problem has on its constituents?"--Liam Murphy

"I was shocked when I heard my vote wasn't counted. I've been living with disabilities since 2002 and have been voting absentee for years. There has never been a problem--until this year. Whether it is a close contest like this one, or not, I still deserve that chance to register my beliefs and my feelings. I am part of the 29 forgotten, or at least marginalized people, who don't seem to have a voice any longer, even though we did everything asked of us in the proper way. Voting is one of the utmost privileges of being an American.

I consider voting to be not only my privilege and responsibility, but also my right as an American citizen. Every vote is important as evidenced in this close contest. I expect the legislature to do the right thing and put partisan politics aside. My vote must be counted and my voice heard, as I did all that was legally required of me. To deny me my constitutional right to participate in this process would be a true injustice. Don't let justice take a back seat to politics. Voting is one of the utmost privileges of being an American, living in a society where, at least until recently, people could own their own destiny." --Kathleen Kuennen

"It's not right that the committee wouldn't make time to hear from us. I was devastated when I got the phone call informing me that Lowell's and my absentee votes hadn't been counted. We mailed them on time. It's not my fault they didn't get a postmark. They have the barcode at the bottom of the envelope that proves whether they were in the post office before the deadline. If they have that barcode, they should be opened and counted.

A few years ago we used to have a polling site right here in Frankville. It closed down, so now we have to go to Decorah. To get to the polling place is about 14 miles. With Lowell being disabled it has been easier for us to vote absentee.

We trusted the system. We trusted that absentee voting would work. It's our right to say who we want in the legislature representing us. When that right is taken away, that's just wrong. The legislature should make sure the votes are opened and counted." --Laura Staake

It's disappointing that the voters, who are the ones being disenfranchised by this Contest Committee did not have a chance to have their voices heard. This Committee's lack of action has set a disturbing precedent for future legislatures to follow. The one hearing and perfunctory report make it clear that the Majority had no intention of giving Ms. Koether or the voters Due Process.

We find the Committee's failure in applying Iowa law, denied the Contestant Kayla Koether and the voters of House District 55 with their due process rights necessary to ensure a proper hearing and consideration of the evidence to properly determine the Election outcome. The Committee Majority refusal to hear evidence shows they acted in haste with their minds clouded by their political power to seek an outcome as they see fit, rather than as led by evidence that was not allowed to be presented to the Committee.

Equal Protection

Unlike the 29 disenfranchised voters in Winneshiek County, twelve Fayette County voters had their late-arriving ballots counted, despite the lack of a postmark. The intelligent mail barcodes on the twelve ballots were not checked, and the dates on which they were placed into the federal mail system was not verified in any way. Because voters were treated differently based on which county auditor counted their votes, there is an Equal Protection violation in the HD55 Election.

The 29 voters in Winneshiek County have the same right to have their vote counted in the HD55 Election as the voters in Fayette County, but they have been denied this right with no consideration by the Winneshiek County Auditor and the Iowa Secretary of State. The Majority Party seems to have no concern about the votes counted in Fayette County, where Mr. Bergan gained a net of two votes. As election officials, county auditors and the Iowa Secretary of State have the explicit duty to carry out the Iowa Constitution and the Iowa Code to ensure that all eligible voters who follow the law are able to exercise their fundamental right to vote. This Contest Committee is now in the position to correct that error and follow Iowa law.

We know that the Secretary of State (Mr. Pate) advised the Winneshiek County Auditor to not count the ballots, even though similarly situated ballots were counted in another County in the House District. However, we also know Sec. Pate has been derelict in his official duties on at least two other occasions when failing to count 5,842 votes in the 2016 General Election and failing to timely file notice on a Constitutional Amendment last year.

Conclusion

The Majority's decision of this Committee to not act in the interest of democratic principles and to not follow Iowa law will have a negative impact in every corner of the state. Voters and constituents will lose faith in their institutions and be forced to settle with the belief that the Iowa House does not value all voters, regardless of party affiliation.

From the beginning the members of the Minority Party have acted in good faith without partisan intention, but simply to have the will of the voters and all votes counted. *Count Every Vote*. As with custom over the last few years, the Majority Party has put another hurdle in front of voters. Iowans will now worry that their absentee

ballot may not be counted even if legally cast, discouraging them from utilizing that method of voting, many of which is their only way of having their voice heard. Between limiting the number of days to vote early and now throwing out 29 legally cast ballot, it is difficult to not jump to the conclusion that the Majority Party wants fewer people voting. The Majority Party is sending a message that they value certain Constitutional Rights more than others.

This Committee recommends the House grant Ms. Koether and the voters of House District 55 their constitutional rights and rights guaranteed in Iowa Code to open and count the ballots that have been legally cast.

WOLFE of Clinton
MEYER, B. of Polk

Hunter of Polk rose on a point of inquiry.

M. Smith of Marshall rose on a point of order under Rule 11, regarding limiting debate to ten minutes.

The Speaker ruled the point not well taken.

Wills of Dickinson rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point not well taken.

Wills of Dickinson rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point well taken.

Holt of Crawford rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point well taken.

Wolfe of Clinton moved to substitute the Minority Report of the Contested Election Committee for the Report of the Contested Election Committee.

Roll call was requested by Wolfe of Clinton and Steckman of Cerro Gordo.

On the question "Shall the Minority Report of the Contested Election Committee be substituted for the Report of the Contested Election Committee?"

The ayes were, 45:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Cohoon	Derry
Donahue	Ehlert	Forbes	Gaines
Gaskill	Hall	Hunter	Isenhart
Jacoby	James	Judge	Kacena
Konfrst	Kressig	Kurth	Kurtz
Lensing	Mascher	Matson	McConkey
Meyer, B.	Nielsen	Oldson	Olson
Ourth	Prichard	Running-Marquardt	Smith, M.
Smith, R.	Staed	Steckman	Sunde
Thede	Wessel-Kroeschell	Williams	Winckler
Wolfe			

The nays were, 53:

Bacon	Baxter	Best	Bloomingtondale
Bossman	Brink	Carlson	Deyoe
Dolecheck	Fisher	Fry	Gassman
Gerhold	Grassley	Gustafson	Hagenow
Hanusa	Hein	Hinson	Hite
Holt	Huseman	Jacobsen	Jeneary
Jones	Kaufmann	Kerr	Klein
Landon	Lohse	Lundgren	Maxwell
McKean	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Osmundson	Paustian
Salmon	Sexton	Shipley	Sieck
Sorensen	Thompson	Thorup	Wheeler
Wills	Windschitl	Worthan	Zumbach
Speaker			
Upmeyer			

Absent or not voting, 1:

Heddens

Rule 76 invoked, 1:

Bergan

The motion lost.

The House stood at ease at 7:10 p.m., until the fall of the gavel.

The House resumed session at 7:36 p.m., Speaker Upmeyer in the chair.

Wills of Dickinson rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point not well taken.

ADOPTION OF THE REPORT OF THE CONTESTED ELECTION COMMITTEE

Holt of Crawford moved the adoption of the Report of the Contested Election Committee.

Roll call was requested by and Wolfe of Clinton and Windschitl of Harrison.

On the question "Shall the Report of the Contested Election Committee be adopted?"

The ayes were, 53:

Bacon	Baxter	Best	Bloomingtondale
Bossman	Brink	Carlson	Deyoe
Dolecheck	Fisher	Fry	Gassman
Gerhold	Grassley	Gustafson	Hagenow
Hanusa	Hein	Hinson	Hite
Holt	Huseman	Jacobsen	Jeneary
Jones	Kaufmann	Kerr	Klein
Landon	Lohse	Lundgren	Maxwell
McKean	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Osmundson	Paustian
Salmon	Sexton	Shipley	Sieck
Sorensen	Thompson	Thorup	Wheeler
Wills	Windschitl	Worthan	Zumbach
Speaker			
Upmeyer			

The nays were, 44:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Cohoon	Derry
Donahue	Ehlert	Forbes	Gaines
Gaskill	Hall	Hunter	Isenhart
Jacoby	James	Judge	Kacena
Konfrst	Kressig	Kurth	Kurtz
Lensing	Mascher	Matson	Meyer, B.

Nielsen	Oldson	Olson	Ourth
Prichard	Running-Marquardt	Smith, M.	Smith, R.
Staed	Steckman	Sunde	Thede
Wessel-Kroeschell	Williams	Winckler	Wolfe

Absent or not voting, 2:

Heddens McConkey

Rule 76 invoked, 1:

Bergan

The motion prevailed and the Report of the Contested Election Committee was adopted.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Heddens of Story McConkey of Pottawattamie

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 67 Veterans Affairs

Concerning the distribution of gambling game receipts for charitable purposes.

H.S.B. 68 Judiciary

Proposing an amendment to the Constitution of the State of Iowa relating to the qualifications of electors.

H.S.B. 69 Judiciary

Relating to the application fee and annual fee imposed for nonassistance child support cases.

H.S.B. 70 Judiciary

Relating to older individuals and dependent adults and creating certain criminal offenses and civil actions, and providing penalties.

H.S.B. 71 Public Safety

Relating to criminal trespass while hunting, fishing, or trapping, and providing penalties.

H.S.B. 72 Public Safety

Relating to the criminal elements for the commission of sexual misconduct with offenders, and providing penalties.

H.S.B. 73 Human Resources

Relating to the transfer of dangerous persons with mental illness from a hospital for persons with mental illness to the Iowa medical and classification center.

H.S.B. 74 Human Resources

Relating to reports of personal degradation by caretakers of dependent adults in facilities and programs regulated by the department of inspections and appeals.

H.S.B. 75 Human Resources

Relating to the community spouse resource allowance under the Medicaid program.

H.S.B. 76 Human Resources

Relating to the frequency of the reporting of the annual analysis and findings relative to Medicaid managed care member appeals.

H.S.B. 77 Judiciary

Relating to access to a copy of an original birth certificate by an adult adoptee, and providing for fees.

H.S.B. 78 Agriculture

Establishing a partial property tax exemption for certain agricultural

land planted with cover crops, providing penalties, and including applicability provisions.

H.S.B. 79 Education

Relating to requirements for eligibility under the all Iowa opportunity scholarship program.

H.S.B. 80 Environmental Protection

Relating to fee programs for permittee participation in lieu of required compensatory mitigation of stream and wetland impacts and making appropriations.

H.S.B. 81 Environmental Protection

Relating to administrative procedures within the department of natural resources.

SUBCOMMITTEE ASSIGNMENTS

House File 40

Judiciary: Hite, Chair; Gustafson and Oldson.

House File 64

Labor: Grassley, Chair; Dolecheck and Hunter.

House File 90

Labor: Grassley, Chair; Dolecheck and Hunter.

House File 91

Labor: Grassley, Chair; Dolecheck and Hunter.

House File 109

Labor: Grassley, Chair; Dolecheck and Hunter.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 67

Veterans Affairs: Wheeler, Chair; Jeneary and Ourth.

House Study Bill 68

Judiciary: Kaufmann, Chair; Hite and Wolfe.

House Study Bill 69

Judiciary: Bergan, Chair; Derry and Hite.

House Study Bill 70

Judiciary: Gustafson, Chair; Olson and Paustian.

House Study Bill 71

Public Safety: Kerr, Chair; Breckenridge and Thorup.

House Study Bill 72

Public Safety: Worthan, Chair; Jeneary and Olson.

House Study Bill 73

Human Resources: Salmon, Chair; Brink and Derry.

House Study Bill 74

Human Resources: A. Meyer, Chair; Bacon and Brown-Powers.

House Study Bill 75

Human Resources: Best, Chair; Anderson and Osmundson.

House Study Bill 76

Human Resources: Bergan, Chair; Heddens and A. Meyer.

House Study Bill 77

Judiciary: Bergan, Chair; Konfrst and McKean.

House Study Bill 78

Agriculture: Kerr, Chair; Isenhardt and Wills.

House Study Bill 79

Education: Gassman, Chair; Moore and Winckler.

House Study Bill 80

Environmental Protection: Gerhold, Chair; Gassman and Steckman.

House Study Bill 81

Environmental Protection: Shipley, Chair; Anderson and Moore.

On motion by Hagenow of Dallas, the House adjourned at 8:31 p.m., until 8:30 a.m., Tuesday, January 29, 2019.

JOURNAL OF THE HOUSE

Sixteenth Calendar Day - Eleventh Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, January 29, 2019

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

“America the Beautiful” was sung by Madeline Judge, professional opera singer from Waukee. She was the guest of Judge of Dallas.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Kevin Drahos, Page from Cedar Rapids.

The Journal of Monday, January 28, 2019, was approved.

INTRODUCTION OF BILLS

House File 150, by Derry, a bill for an act relating to licensed health care providers for purposes of state law regarding concussion and brain injury policies for extracurricular interscholastic activities.

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

House File 151, by Thede and Abdul-Samad, a bill for an act providing for the reinstatement of parental rights of a former parent under certain circumstances.

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

House File 152, by Salmon, a bill for an act relating to the operations and governance of certain common interest communities and including applicability provisions.

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

House File 153, by Fisher, Gerhold, Wheeler, and Salmon, a bill for an act providing for an abortion victims monument on the capitol complex grounds.

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

House File 154, by Shipley, 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 155, by Bennett, Hunter, Running-Marquardt, Oldson, Anderson, Donahue, and Ehlert, a bill for an act relating to unfair or discriminatory employment practices based upon issues relating to reproductive health, and including effective date provisions.

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

House File 156, by Baxter, a bill for an act relating to damages assessed for engaging in prohibited actions involving eagles, and making penalties applicable.

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

House File 157, by Lundgren, a bill for an act establishing a veterans recovery pilot program and fund for the reimbursement of expenses related to providing hyperbaric oxygen treatment to eligible veterans.

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

House File 158, by Wheeler, a bill for an act relating to fuel excise tax refunds for transportation of pupils of accredited nonpublic schools.

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

SPONSOR ADDED

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 82 Public Safety

Relating to the assessment of an agricultural theft surcharge on criminal offenses involving the theft of crops, livestock, or honeybees, and making an appropriation.

H.S.B. 83 Human Resources

Relating to continuing education requirements for certain professions.

H.S.B. 84 Ways and Means

Relating to certain tax credits awarded by the economic development authority for equity investments in qualifying businesses or innovation funds and including effective date provisions.

H.S.B. 85 Economic Growth

Relating to eligibility and reporting requirements for the skilled workforce shortage tuition grant program.

H.S.B. 86 Economic Growth

Relating to bioscience-based economic development, the establishment of a bioscience development corporation, and membership on the Iowa innovation council.

H.S.B. 87 Appropriations

Providing for the repeal of the honey creek premier destination park bond program.

H.S.B. 88 Transportation

Relating to special certificates issued to aircraft manufacturers, transporters, and dealers, providing fees, making penalties applicable, and including effective date and applicability provisions.

H.S.B. 89 Commerce

Relating to the subpoena powers of the superintendent of credit unions, and making penalties applicable.

H.S.B. 90 Commerce

Providing for the good-faith submission of information, records, applications, and documents to the credit union division.

SUBCOMMITTEE ASSIGNMENTS**House File 76**

Ways and Means: Wheeler, Chair; James and Jones.

House File 78

Education: Fry, Chair; Brink and Donahue.

House File 87

Economic Growth: Lohse, Chair; Gaskill and Gassman.

House File 88

Education: Wheeler, Chair; Shipley and Staed.

House File 92

Public Safety: Windschitl, Chair; Klein and Wessel-Kroeschell.

House File 98

Education: Mommsen, Chair; Hanusa and Mascher.

House File 99

Education: Moore, Chair; Gaines and Gassman.

House File 100

Education: Hanusa, Chair; Salmon and R. Smith.

House File 101

Education: Wheeler, Chair; Fry and Steckman.

House File 115

Public Safety: Windschitl, Chair; Klein and Kurth.

House File 116

Public Safety: Windschitl, Chair; Klein and Thede.

House File 117

Local Government: Gassman, Chair; Gaskill and Hite.

House File 119

Ways and Means: Windschitl, Chair; Hein and Jacoby.

House File 123

Public Safety: Windschitl, Chair; Kacena and Klein.

House File 124

Public Safety: Windschitl, Chair; Klein and Kurth.

House File 125

Public Safety: Windschitl, Chair; Klein and Thede.

House File 126

Public Safety: Windschitl, Chair; Klein and Sunde.

House File 127

Public Safety: Windschitl, Chair; Klein and Thede.

House File 136

Education: Brink, Chair; Gassman and Kurth.

House File 144

Education: Fry, Chair; Matson and A. Meyer.

House File 145

Education: Brink, Chair; Ehlert and Hanusa.

House File 150

Education: Wheeler, Chair; Fry and James.

House File 154

Local Government: Shipley, Chair; Kressig and Thompson.

House File 158

Ways and Means: Jones, Chair; Hite and Isenhardt.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS**House Study Bill 82**

Public Safety: Paustian, Chair; Kerr and Sunde.

House Study Bill 83

Human Resources: Moore, Chair; Matson and Osmundson.

House Study Bill 84

Ways and Means: Carlson, Chair; McConkey and Wheeler.

House Study Bill 85

Economic Growth: A. Meyer, Chair; Lundgren and McConkey.

House Study Bill 86

Economic Growth: Lohse, Chair; Gassman and Jacoby.

House Study Bill 87

Appropriations: Sorensen, Chair; Bearinger and Mommsen.

House Study Bill 88

Transportation: Maxwell, Chair; Kurtz and Sieck.

House Study Bill 89

Commerce: Bloomingdale, Chair; Kressig and Mitchell.

House Study Bill 90

Commerce: Bloomingdale, Chair; Kressig and Mitchell.

RESOLUTION FILED

H.R. 4, by Bossman and Hall, a resolution congratulating the Morningside College Mustangs football team on winning the National Association of Intercollegiate Athletics National Championship.

Laid over under **Rule 25**.

On motion by Hagenow of Dallas, the House adjourned at 8:39 a.m., until 8:30 a.m., Wednesday, January 30, 2019.

JOURNAL OF THE HOUSE

Seventeenth Calendar Day - Twelfth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, January 30, 2019

The House met pursuant to adjournment at 8:31 a.m., Windschitl of Harrison in the chair.

Prayer was offered by Abdul-Samad of Polk.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by John Harding, Page from Des Moines.

The Journal of Tuesday, January 29, 2019, was approved.

INTRODUCTION OF BILLS

House File 159, by Shipley, a bill for an act providing for the regulation of wind energy conversion facility installations by counties.

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

House File 160, by Shipley, a bill for an act relating to approval of a charter school application by the boards of directors of a school district.

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

House File 161, by Wills, a bill for an act relating to subject and performance-based assessments administered prior to a student's completion of a practitioner preparation program, and including effective date and retroactive applicability provisions.

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

House File 162, by Shipley, a bill for an act relating to the elimination of the certificate of need process relating to the development of a new or changed institutional health service.

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

House File 163, by Staed, Winckler, Hunter, Lensing, Kurth, McConkey, Anderson, Forbes, Ourth, James, Steckman, Donahue, Mascher, Oldson, Kacena, and R. Smith, a bill for an act prohibiting employers and employment agencies from seeking the criminal record or criminal history from applicants for employment under certain circumstances, establishing a criminal history employment application task force, providing penalties, and including effective date provisions.

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

House File 164, by Wills, a bill for an act relating to licenses for apprentice hunters.

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

House File 165, by McKean, a bill for an act limiting campaign contributions to certain candidates and making civil and criminal penalties applicable.

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

House File 166, by Wills, a bill for an act relating to the creation of a green alert program for missing veterans-at-risk.

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

House File 167, by R. Smith, Brown-Powers, Donahue, Staed, Kressig, Shipley, McConkey, B. Meyer, and Williams, a bill for an act relating to the practice of barbering in movable locations.

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

House File 168, by Shipley, a bill for an act reducing the excise tax on motor fuel and certain special fuel, and including applicability provisions.

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

House File 169, by Kressig, a bill for an act relating to the removal of county veteran service officers.

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

House File 170, by McKean, a bill for an act providing a property tax exemption for land used to produce food within the limits of a city.

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

House File 171, by Mommsen and Wolfe, a bill for an act relating to the exemption from the hotel and motel taxes for the renting of lodging after a certain number of consecutive days.

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

House File 172, by Shipley, a bill for an act relating to the repeal of the state inheritance tax and the state qualified use inheritance tax.

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

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 91 Economic Growth

Relating to community catalyst building remediation grants for emergency projects.

H.S.B. 92 Commerce

Relating to the insurance fraud bureau, criminal history checks for licenses granted by the insurance division, and resolving inconsistencies.

H.S.B. 93 State Government

Relating to matters under the purview of the Iowa lottery authority, including providing for sales of lottery tickets through personal consumer electronic devices, and providing criminal penalties.

SUBCOMMITTEE ASSIGNMENTS

House Joint Resolution 3

Public Safety: Windschitl, Chair; Kacena and Klein.

House File 54

State Government: Sexton, Chair; Jacobsen and Konfrst.

House File 55

State Government: McKean, Chair; Lensing and Sexton.

House File 56

State Government: McKean, Chair; Sexton and Steckman.

House File 81

Natural Resources: Fischer, Chair; Hall and Thorup.

House File 82

Natural Resources: Zumbach, Chair; Ourth and Shipley.

House File 138

State Government: Sexton, Chair; Bacon and Mascher.

House File 139

State Government: Sexton, Chair; Deyoe and Hunter.

House File 149

Public Safety: Windschitl, Chair; Abdul-Samad and Klein.

House File 152

Judiciary: Gustafson, Chair; Bergan and Oldson.

House File 156

Natural Resources: Thorup, Chair; Mommsen and Thede.

House File 164

Natural Resources: Maxwell, Chair; Breckenridge and Jeneary.

House File 165

State Government: Sexton, Chair; Deyoe and Donahue.

House File 166

State Government: Thompson, Chair; Derry and Moore.

House File 170

Ways and Means: Windschitl, Chair; Hein and Jacoby.

House File 172

Ways and Means: Windschitl, Chair; Hein and Jacoby.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS**House Study Bill 91**

Economic Growth: Zumbach, Chair; Baxter and Bennett.

House Study Bill 92

Commerce: Jacobsen, Chair; Forbes and Landon.

House Study Bill 93

State Government: Moore, Chair; Cohoon and Thompson.

COMMITTEE RECOMMENDATIONS

MADAM 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 6), relating to reimbursement of witness mileage expenses.

Fiscal Note: **No**

Recommendation: **Do Pass** January 30, 2019.

Committee Bill (Formerly House Study Bill 23), relating to the criminal offense of lascivious conduct with a minor, and providing penalties.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** January 30, 2019.

RESOLUTION FILED

H.C.R. 7, by Breckenridge, a concurrent resolution to establish a tax credit matrix interim study committee.

Laid over under **Rule 25**.

On motion by Wills of Dickinson, the House adjourned at 8:37 a.m., until 8:30 a.m., Thursday, January 31, 2019.

JOURNAL OF THE HOUSE

Eighteenth Calendar Day - Thirteenth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, January 31, 2019

The House met pursuant to adjournment at 8:30 a.m., Speaker Upmeyer in the chair.

Prayer was offered by Dolecheck of Ringgold.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Elizabeth Lara, Page from Carlisle.

The Journal of Wednesday, January 30, 2019, was approved.

INTRODUCTION OF BILLS

House Joint Resolution 4, by Mascher, a joint resolution recognizing the fossil crinoid as the state fossil.

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

House File 173, by Running-Marquardt, a bill for an act relating to coverage of three-dimensional mammography and including applicability date provisions.

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

House File 174, by Bennett, Hunter, Running-Marquardt, Kressig, R. Smith, Kacena, Oldson, Breckenridge, Anderson, McConkey, Kurth, Lensing, Winckler, Staed, Mascher, Donahue, Steckman, Kurtz, Ehlert, and Jacoby, a bill for an act providing for internet neutrality, and making penalties applicable.

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

House File 175, by Bennett, Hunter, Running-Marquardt, R. Smith, Kacena, Oldson, Forbes, Anderson, McConkey, Kurth,

Lensing, Winckler, Staed, Mascher, Donahue, Steckman, and Ehlert, a bill for an act relating to insurance coverage for dispensing prescription contraceptives in certain quantities.

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

House File 176, by Fisher and Kaufmann, a bill for an act prohibiting the tampering with certain articles attached to an item worn by a dog or worn by a dog, and providing penalties.

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

House File 177, by Bennett, Hunter, Running-Marquardt, Konfrst, Oldson, Anderson, McConkey, Kurth, Winckler, Staed, Donahue, and Ehlert, a bill for an act relating to employment policies regarding expression of breast milk.

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

House File 178, by Fisher, a bill for an act relating to conflicts of interest in certain government public contracts.

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

House File 179, by Windschitl, a bill for an act relating to firearms requirements for hunting deer.

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

House File 180, by Thompson, a bill for an act relating to school bus route ride time limitations.

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

House File 181, by McKean, a bill for an act relating to the applicability of beverage containers control provisions and the handling fees pursuant to those provisions.

Read first time and referred to committee on **Environmental Protection**.

House File 182, by Mascher, a bill for an act relating to private instruction.

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

House File 183, by Shipley, a bill for an act relating to food options offered by a school district.

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

House File 184, by Brink, a bill for an act relating to statewide preschool program by modifying provisions relating to eligibility, funding, and compulsory attendance and including applicability provisions.

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

House File 185, by Mitchell, a bill for an act relating to the school start date and including effective date provisions.

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

House File 186, by Steckman, Hunter, Oldson, Abdul-Samad, Staed, Donahue, Mascher, and Thede, a bill for an act relating to a tax credit for pollution-control and recycling property connected to property used for the care and feeding of livestock, and including effective date and applicability provisions.

Read first time and referred to committee on **Environmental Protection**.

House File 187, by Shipley, a bill for an act relating to the use of fluoride-based additives in private and public water supply systems.

Read first time and referred to committee on **Environmental Protection**.

House File 188, by Shipley, a bill for an act providing for the practice of massage therapy without a license and including penalties.

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

House File 189, by Mitchell, a bill for an act requiring search warrants for certain activities under the jurisdiction of the natural resource commission.

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

House File 190, by Kressig, R. Smith, Brown-Powers, Prichard, Williams, Kurth, B. Meyer, Abdul-Samad, Kurtz, Kacena, Breckenridge, and Sunde, a bill for an act relating to holiday time off for Veterans Day.

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

House File 191, by Steckman, Hunter, Oldson, Abdul-Samad, Staed, Donahue, Mascher, and Thede, a bill for an act requiring a notice of structural failure involving a manure storage structure that is part of a confinement feeding operation, making penalties applicable, and including effective date provisions.

Read first time and referred to committee on **Environmental Protection**.

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Chief Clerk and placed on file in the Legislative Services Agency: To view reports in full, click [here](#).

BOARD OF REGENTS

Minority and Women Educators Enhancement Program Report, pursuant to Iowa Code section 262.93.

Affirmative Action, Diversity and Multicultural Accomplishments Report, pursuant to Iowa Code section 19B.5.

DEPARTMENT OF HUMAN SERVICES

Medicaid Managed Care Oversight Meeting Report, pursuant to Chapter 1139.94, 2016 Iowa Acts.

DEPARTMENT OF MANAGEMENT

Early Childhood State Board Report, pursuant to Iowa Code section 256I.4.

DEPARTMENT OF PUBLIC HEALTH

Obstetrical Care in Iowa Report, pursuant to Iowa Code section 135.11.

Board of Medicine and Board of Physician Assistants Joint Report, pursuant to Iowa Code section 148C.12.

DEPARTMENT OF TRANSPORTATION

Midwest Regional Rail Passenger Initiative Report, pursuant to Iowa Code section 327J.3.

Biodiesel Blended Fuel Revolving Fund Report, pursuant to Iowa Code section 307.20.

Recycling Report, pursuant to Iowa Code section 307.21.

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

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

DEPARTMENT OF WORKFORCE DEVELOPMENT

Nursing Workforce Data Clearinghouse Report, pursuant to Iowa Code section 84A.11.

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

Goals and Objectives Report, pursuant to Iowa Code section 7E.3.

ETHICS AND CAMPAIGN DISCLOSURE BOARD

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

PUBLIC INFORMATION BOARD

Annual Report, pursuant to Iowa Code section 23.6.

TREASURER OF STATE

Linked Investments for Tomorrow Report, pursuant to Iowa Code section 12.38.

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

Honey Creek Park Development Report, pursuant to Iowa Code section 463C.16.

VETERANS HOME

Annual Report, pursuant to Iowa Code section 35D.17.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 94 State Government

Modifying provisions relating to the licensure of professional landscape architects.

H.S.B. 95 State Government

Relating to alcoholic beverage control and matters under the purview of the alcoholic beverages division of the department of commerce.

H.S.B. 96 Ethics

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

H.S.B. 97 Ethics

Relating to the code of ethics of the House of Representatives for the Eighty-eighth General Assembly.

H.S.B. 98 Administration and Rules

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

H.S.B. 99 State Government

Relating to the property tax levy for the payment of general obligation bonds issued by cities for certain flood-related purposes and including applicability provisions.

H.S.B. 100 State Government

Relating to restrictions on lawful preexisting nonconforming uses by cities and counties.

H.S.B. 101 State Government

Relating to the conduct of sports betting by gambling licensees, making penalties applicable, and including implementation and effective date provisions.

H.S.B. 102 State Government

Relating to wagering, by providing for fantasy sports contests and sports wagering, providing for taxes and fees, making penalties applicable, and including effective date provisions.

H.S.B. 103 State Government

Relating to matters under the purview of the Iowa lottery authority, including authorization to conduct sports betting as a lottery game and providing criminal penalties.

H.S.B. 104 Natural Resources

Relating to snowmobile user permits and registration fees.

H.S.B. 105 Commerce

Modifying provisions relating to the certification of real estate appraisers and making penalties applicable.

H.S.B. 106 Commerce

Relating to procedural requirements for the merger of state credit unions.

H.S.B. 107 Commerce

Relating to matters under the purview of the utilities division of the department of commerce, and making penalties applicable.

SUBCOMMITTEE ASSIGNMENTS**House File 146**

Labor: Grassley, Chair; Dolecheck and Hunter.

House File 147

Labor: Grassley, Chair; Dolecheck and Hunter.

House File 155

Labor: Grassley, Chair; Dolecheck and Hunter.

House File 157

Veterans Affairs: Lundgren, Chair; M. Smith and Sorensen.

House File 171

Ways and Means: Hite, Chair; Maxwell and Wolfe.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 94

State Government: Deyoe, Chair; Thompson and Donahue.

House Study Bill 95

State Government: Sexton, Chair; Lensing and Sorensen.

**House Study Bill 96
(Committee of the Whole)**

Ethics: McKean, Chair; Cohoon, Gaskill, Jacobsen, Osmundson and M. Smith.

**House Study Bill 97
(Committee of the Whole)**

Ethics: McKean, Chair; Cohoon, Gaskill, Jacobsen, Osmundson and M. Smith.

House Study Bill 98

Administration and Rules: Sexton, Chair; Bossman and Steckman.

House Study Bill 99

State Government: Hinson, Chair; Deyoe and Donahue.

House Study Bill 100

State Government: Moore, Chair; Mitchell and Nielsen.

House Study Bill 101

State Government: Kaufmann, Chair; Bossman, Cohoon, Lensing and Sexton.

House Study Bill 102

State Government: Kaufmann, Chair; Bossman, Cohoon, Lensing and Sexton.

House Study Bill 103

State Government: Kaufmann, Chair; Bossman, Cohoon, Lensing and Sexton.

House Study Bill 104

Natural Resources: Maxwell, Chair; Sieck and Steckman.

House Study Bill 105

Commerce: Mitchell, Chair; Landon and McConkey.

House Study Bill 106

Commerce: Bloomingdale, Chair; Judge and Mitchell.

House Study Bill 107

Commerce: Sorensen, Chair; Deyoe and Williams.

On motion by Hagenow of Dallas, the House adjourned at 8:37 a.m., until 1:00 p.m., Monday, February 4, 2019.

JOURNAL OF THE HOUSE

Twenty-second Calendar Day - Fourteenth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, February 4, 2019

The House met pursuant to adjournment at 1:00 p.m., Speaker Upmeyer in the chair.

Prayer was offered by Associate Pastor Sara Hill, First Presbyterian Church, Fort Dodge. She was the guest of A. Meyer of Webster.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Stephanie Samenus and Larry Fillipi, parents of Victoria Fillipi, Page from Anthon. They were the guests of Speaker Upmeyer.

The Journal of Thursday, January 31, 2019, was approved.

INTRODUCTION OF BILLS

House File 192, by Isenhardt, a bill for an act relating to the local food and farm program fund, by making a name change and making an appropriation to the fund to support projects for the development or expansion of food hubs or farming innovation zones.

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

House File 193, by Shipley, a bill for an act relating to the siting of certain wind energy conversion facilities.

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

House File 194, by Shipley, a bill for an act directing that students be required to read and demonstrate comprehension of excerpts from Aleksandr Solzhenitsyn's book "the gulag archipelago" as a condition of high school graduation.

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

House File 195, by Steckman, Hunter, Oldson, Donahue, Breckenridge, Ourth, Wolfe, Bearinger, Williams, R. Smith, Abdul-Samad, Kressig, Staed, Ehlert, Mascher, M. Smith, Brown-Powers, Thede, Kacena, and Gaskill, a bill for an act extending the period of time for collecting sales tax for deposit in the secure an advanced vision for education fund.

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

House File 196, by Steckman, Ourth, Sunde, Thede, and Gaskill, a bill for an act striking certain statutory repeal provisions relating to the state sales and use tax and the secure an advanced vision for education fund.

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

House File 197, by Wheeler, a bill for an act relating to the assignment of pupils who are siblings to classrooms by school districts.

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

House File 198, by Gaskill, a bill for an act relating to the applicability of beverage containers control provisions.

Read first time and referred to committee on **Environmental Protection**.

House File 199, by Gaskill, a bill for an act relating to beverage container handling fees paid by distributors to beverage dealers and persons operating beverage container redemption centers.

Read first time and referred to committee on **Environmental Protection**.

House File 200, by Steckman, Hunter, Oldson, Staed, Cohoon, Mascher, and Thede, a bill for an act relating to animal agriculture, by providing for a public hearing conducted by the board of supervisors in a county where a structure associated with a confinement feeding operation is proposed to be constructed, including expanded, and including effective date provisions.

Read first time and referred to committee on **Environmental Protection**.

House File 201, by Steckman, Hunter, Oldson, Abdul-Samad, Staed, Donahue, Mascher, Brown-Powers, Thede, and Gaskill, a bill for an act establishing an advisory committee to evaluate the use and value of the master matrix when approving a permit to construct a confinement feeding operation structure, and including effective date provisions.

Read first time and referred to committee on **Environmental Protection**.

House File 202, by Steckman, Hunter, Oldson, Abdul-Samad, Kressig, Staed, Mascher, Brown-Powers, Thede, and Kacena, a bill for an act authorizing counties to adopt county legislation relating to the siting of confinement feeding operations.

Read first time and referred to committee on **Environmental Protection**.

House File 203, by Steckman, Hunter, Oldson, Abdul-Samad, Kressig, Staed, Cohoon, Kurtz, Donahue, Mascher, B. Meyer, Brown-Powers, and Thede, a bill for an act establishing a moratorium relating to the construction, including expansion, of structures that are part of certain confinement feeding operations where swine are kept, requesting an interim study committee, and including effective date provisions.

Read first time and referred to committee on **Environmental Protection**.

House File 204, by Moore, a bill for an act relating to continuity of care and nonmedical switching by health carriers, health benefit plans, and utilization review organizations, and including applicability provisions.

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

House File 205, by M. Smith, 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 206, by Mascher, a bill for an act relating to the elimination of the exemption from immunization of a person related to conflicts with the tenets and practices of a recognized religious denomination.

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

House File 207, by Mascher, a bill for an act relating to the use of step therapy protocols, including step therapy override protocols, under the Medicaid program.

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

House File 208, by Isenhardt, Staed, Brown-Powers, Abdul-Samad, Kressig, Jacoby, Wolfe, Forbes, and Running-Marquardt, a bill for an act relating to substance use disorder prevention and treatment, including creating an excise tax on the gross receipts of certain controlled substances sold at wholesale and an opioid abuse prevention and treatment fund, making appropriations, and providing penalties.

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

House File 209, by Fry, a bill for an act relating to the suspension of Medicaid coverage for an inmate of a public institution.

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

House File 210, by B. Meyer, a bill for an act concerning rules requiring hospitals to establish protocols regarding certain veterans seeking mental health services and treatment.

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

House File 211, by Fry, a bill for an act relating to the provision of health care services via telehealth for the civil commitment unit for sexual offenders.

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

House File 212, by Fry, a bill for an act relating to the operation of the board of medicine, the board of nursing, the board of pharmacy, and the dental board.

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

House File 213, by Gaskill, a bill for an act automatically restoring the right to vote and hold elective office for persons who have been discharged from probation, parole, or work release, or who have been released from confinement.

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

House File 214, by Staed, Bennett, Abdul-Samad, Kurth, Isenhart, McConkey, Gaines, Ehlert, Donahue, and Mascher, a bill for an act relating to civil protective orders and dating abuse, creating the criminal offense of dating abuse assault, making related modifications, and providing penalties.

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

House File 215, by Isenhart, a bill for an act establishing a drug court in each judicial district and making appropriations.

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

House File 216, by Fisher, a bill for an act concerning county supervisor representation plans.

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

House File 217, by Mascher, a bill for an act establishing a lifetime trout fishing license for certain older Iowans.

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

House File 218, by Mitchell, a bill for an act relating to using unfilled deer tags in subsequent seasons.

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

House File 219, by Mitchell, a bill for an act relating to the age an adult child may hunt on a parent's property.

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

House File 220, by Abdul-Samad, a bill for an act prohibiting the sale or transfer of semiautomatic assault weapons to unauthorized persons, providing penalties, and including effective date and applicability provisions.

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

House File 221, by Staed, Kacena, Bennett, Abdul-Samad, Kurth, Lensing, Wessel-Kroeschell, Forbes, Jacoby, Brown-Powers, Gaines, Olson, Cohoon, Kurtz, Donahue, Konfrst, Mascher, Wolfe, and Steckman, a bill for an act relating to the compassionate use of medical cannabis Act, reclassifying marijuana, including tetrahydrocannabinols, from a schedule I controlled substance to a schedule II controlled substance, providing for civil and criminal penalties and fees, and including effective date provisions.

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

House File 222, by Hunter, a bill for an act relating to hands-free operation of electronic communication devices while driving, and making penalties applicable.

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

House File 223, by committee on Judiciary, a bill for an act relating to reimbursement of witness mileage expenses.

Read first time and placed on the **calendar**.

House File 224, by committee on Judiciary, a bill for an act relating to the criminal offense of lascivious conduct with a minor, and providing penalties.

Read first time and placed on the **calendar**.

EXPLANATIONS OF VOTE

On January 28, 2019, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

Minority Report of the Contested Election Committee, substituted for Report of the Contested Election Committee — “aye”

Report of the Contested Election Committee be adopted — “nay”

Heddens of Story

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 108 Ways and Means

Relating to claiming the adoption tax credit for qualified adoption expenses paid or incurred during a tax year and including retroactive applicability provisions.

H.S.B. 109 Education

Relating to public school funding by establishing the state percent of growth and the categorical state percent of growth for the budget year beginning July 1, 2019, modifying provisions relating to the property tax replacement payments, and including effective date provisions.

H.S.B. 110 Judiciary

Relating to the membership and procedures of the state judicial nominating commission and district judicial nominating commission and to the selection and qualifications of judges, associate judges, and the chief justice, and including effective date provisions.

H.S.B. 111 Appropriations

Relating to public school funding by modifying provisions relating to the regular program state cost per pupil, making appropriations to the transportation equity fund, and including effective date provisions.

H.S.B. 112 Judiciary

Including personal degradation of a dependent adult as a form of dependent adult abuse by a caretaker regulated by the department of human services, and making penalties applicable.

H.S.B. 113 Judiciary

Relating to sex offender registration requirements, sexually violent predators, and the commission of the offense of child endangerment by a sex offender, and providing penalties.

H.S.B. 114 Judiciary

Relating to the treatment of animals other than livestock and certain wild animals, providing for criminal offenses and court orders associated with animal mistreatment, and including penalties.

H.S.B. 115 Judiciary

Creating the criminal offense of female genital mutilation and providing penalties.

H.S.B. 116 Judiciary

Relating to late fees and procedures associated with rental agreements.

H.S.B. 117 Judiciary

Relating to violation of a visitation order or a parenting plan.

SUBCOMMITTEE ASSIGNMENTS**House File 160**

Education: Shipley, Chair; Staed and Wheeler.

House File 161

Education: Moore, Chair; Kerr and Winckler.

House File 163

Labor: Grassley, Chair; Dolecheck and Hunter.

House File 177

Labor: Grassley, Chair; Dolecheck and Hunter.

House File 180

Education: Moore, Chair; Kurth and A. Meyer.

House File 181

Environmental Protection: McKean, Chair; Bacon and Steckman.

House File 182

Education: Mommsen, Chair; Brink and Matson.

House File 183

Education: Fry, Chair; Gaines and Gassman.

House File 184

Education: Brink, Chair; Ehlert and Hanusa.

House File 185

Education: Fry, Chair; Brink and Donahue.

House File 204

Human Resources: Moore, Chair; Brink and Derry.

House File 209

Human Resources: Fry, Chair; Bergan and Heddens.

House File 211

Human Resources: Best, Chair; James and A. Meyer.

House File 212

Human Resources: Fry, Chair; Matson and A. Meyer.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 108

Ways and Means: Jones, Chair; Bossman and Gaskill.

House Study Bill 109

Education: Dolecheck, Chair; Kerr and R. Smith.

House Study Bill 110

Judiciary: Holt, Chair; Lohse and Oldson.

House Study Bill 111

Appropriations: Kerr, Chair; Wills and Winckler.

House Study Bill 112

Judiciary: Lohse, Chair; Bergan and B. Meyer.

House Study Bill 113

Judiciary: Klein, Chair; Mitchell and Wolfe.

House Study Bill 114

Judiciary: Paustian, Chair; Kaufmann and Wolfe.

House Study Bill 115

Judiciary: Jones, Chair; Bennett and Hinson.

House Study Bill 116

Judiciary: Lohse, Chair; Gustafson and Wessel-Kroeschell.

House Study Bill 117

Judiciary: Bergan, Chair; Gustafson and Olson.

RESOLUTION FILED

H.C.R. 8, by Salmon, a concurrent resolution recognizing the public health hazard of pornography and its harmful proliferation on the internet and calling for vigorous enforcement of obscenity laws and steps to address the crisis of easily accessible pornography on the internet.

Laid over under **Rule 25**.

On motion by Hagenow of Dallas, the House adjourned at 1:23 p.m., until 8:30 a.m., Tuesday, February 5, 2019.

JOURNAL OF THE HOUSE

Twenty-third Calendar Day - Fifteenth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, February 5, 2019

The House met pursuant to adjournment at 8:30 a.m., Speaker Upmeyer in the chair.

Prayer was offered by Pastor Bill Bernau, St. James Lutheran Church, Johnston. He was the guest of Derry of Polk.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Tyler Juffernbruch, Chief Clerk's Page from Indianola.

The Journal of Monday, February 4, 2019, was approved.

INTRODUCTION OF BILLS

House File 225, by Mommsen and Wolfe, a bill for an act relating to demolition reserves on fire and casualty claims on real property located within a city and requesting an interim study on such reserves.

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

House File 226, by Kacena, Shipley, Bearinger, Worthan, and Gaines, a bill for an act authorizing the withholding of names and addresses of lottery prize winners.

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

House File 227, by Bossman, a bill for an act creating exemptions from the computation of net income for the individual income tax of amounts paid to a child or dependent care provider, and including applicability provisions.

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

House File 228, by Jacoby, a bill for an act providing for an annual appropriation to the renewable fuels infrastructure fund.

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

House File 229, by Jacoby, a bill for an act allowing the formation of certain for-profit corporations as benefit corporations authorized to do business in this state under certain conditions.

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

House File 230, by Jacoby, a bill for an act creating the Iowa job training tax credit program and including applicability provisions.

Read first time and referred to committee on **Economic Growth**.

House File 231, by Wheeler and Fisher, a bill for an act relating to elective biblical literacy courses offered by school districts.

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

House File 232, by Jacoby, a bill for an act relating to the termination of Medicaid managed care contracts, and including effective date provisions.

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

House File 233, by Jacobsen, a bill for an act relating to limitations regarding the withdrawal of a life-sustaining procedure from a minor child.

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

House File 234, by Jacoby, a bill for an act providing a property assessment adjustment for certain property of persons who have attained the age of sixty-seven years, six months, providing a penalty, and including retroactive and other applicability provisions.

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

House File 235, by Jacoby, a bill for an act providing for a study regarding the possible establishment of a jail diversion program for offenders with a mental illness.

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

House File 236, by Jacoby, a bill for an act relating to the absentee voting period.

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

House File 237, by Gassman, a bill for an act relating to special minor's driver's licenses for students attending accredited nonpublic schools.

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

House File 238, by Jacoby, a bill for an act creating a legislative tax credit review committee as a committee of the legislative council.

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

SPONSOR ADDED

House File 203 — Wessel-Kroeschell of Story

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 118 Judiciary

Providing for juvenile court jurisdiction over minor guardianship proceedings and including effective date and applicability provisions.

H.S.B. 119 State Government

Repealing the requirement that a groundwater hazard statement be submitted with each declaration of value that is submitted to a county recorder in order to grant, assign, transfer, or convey real property.

H.S.B. 120 State Government

Authorizing the temporary sale of merchandise at a toy benefit for Iowa children on the state capitol complex grounds.

H.S.B. 121 Veterans Affairs

Relating to the issuance of driver's licenses marked to reflect veteran status.

H.S.B. 122 Transportation

Relating to motor vehicles operated by an automated driving system, and making penalties applicable.

H.S.B. 123 Transportation

Relating to motor vehicle accidents resulting in injury or death, and making penalties applicable.

H.S.B. 124 State Government

Relating to the conduct of sports betting, providing for taxes, and making penalties applicable.

H.S.B. 125 Public Safety

Prohibiting the use of automated or remote systems for traffic law enforcement, requiring the removal of existing systems, and including effective date provisions.

H.S.B. 126 Ways and Means

Modifying the sales and use tax exemption for the sale of certain component parts attached to or services performed on aircraft.

H.S.B. 127 Transportation

Relating to distance requirements for certain motor vehicles following other vehicles.

SUBCOMMITTEE ASSIGNMENTS

House Joint Resolution 4

State Government: Bacon, Chair; Bergan and Mascher.

House File 74

Transportation: Worthan, Chair; R. Smith and Thorup.

House File 75

Transportation: Huseman, Chair; Heddens and Worthan.

House File 178

Local Government: McKean, Chair; Hite and Nielsen.

House File 194

Education: Mommsen, Chair; James and A. Meyer.

House File 195

Education: Dolecheck, Chair; A. Meyer and Steckman.

House File 197

Education: Wheeler, Chair; James and Mommsen.

House File 225

Commerce: Fisher, Chair; Grassley and Jacoby.

House File 238

Ways and Means: Windschitl, Chair; Hein and Jacoby.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 118

Judiciary: Hinson, Chair; Hite and Wolfe.

House Study Bill 119

State Government: Mitchell, Chair; Moore and Nielsen.

House Study Bill 120

State Government: Thompson, Chair; Cohoon and Deyoe.

House Study Bill 121

Veterans Affairs: Gustafson, Chair; Gaines and Hite.

House Study Bill 122

Transportation: Hinson, Chair; Forbes and Thorup.

House Study Bill 123

Transportation: Thorup, Chair; Hinson and Kressig.

House Study Bill 124

State Government: Kaufmann, Chair; Bossman, Cohoon, Lensing and Sexton.

House Study Bill 125

Public Safety: Klein, Chair; Kacena and Worthan.

House Study Bill 126

Ways and Means: Maxwell, Chair; Bossman and Jacoby.

House Study Bill 127

Transportation: Landon, Chair; Maxwell and B. Meyer.

COMMITTEE RECOMMENDATIONS

MADAM 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 8), eliminating a requirement that an identification number be part of an application to obtain an authorization to operate a commercial establishment involved in the care of certain nonagricultural animals.

Fiscal Note: **No**

Recommendation: **Do Pass** February 5, 2019.

COMMITTEE ON COMMERCE

Committee Bill (Formerly House Study Bill 3), relating to the removal of city utility board members, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 4, 2019.

Committee Bill (Formerly House Study Bill 4), prohibiting pyramid promotional schemes and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Do Pass** February 4, 2019.

Committee Bill (Formerly House Study Bill 31), relating to permissible interest rates and charges for certain loans.

Fiscal Note: **No**

Recommendation: **Do Pass** February 4, 2019.

Committee Bill (Formerly House Study Bill 34), relating to application fees for certain consumer loans.

Fiscal Note: **No**

Recommendation: **Do Pass** February 4, 2019.

Committee Bill (Formerly House Study Bill 35), relating to the division of domestic stock insurers.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 4, 2019.

COMMITTEE ON JUDICIARY

Committee Bill (Formerly House File 5), relating to the confidentiality of search warrant information in a criminal case resulting in an acquittal or a dismissal.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 4, 2019.

Committee Bill (Formerly House Study Bill 1), relating to the practice of massage therapy, and providing penalties.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 4, 2019.

Committee Bill (Formerly House Study Bill 8), relating to clerks of court, including the number of counties in which a clerk may serve and residency requirements.

Fiscal Note: **No**

Recommendation: **Do Pass** February 4, 2019.

Committee Bill (Formerly House Study Bill 11), relating to the civil commitment of sexually violent predators.

Fiscal Note: **No**

Recommendation: **Do Pass** February 4, 2019.

COMMITTEE ON VETERANS AFFAIRS

Committee Bill (Formerly House Study Bill 65), relating to military and veterans benefits.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 5, 2019.

Committee Bill (Formerly House Study Bill 67), concerning the distribution of gambling game receipts for charitable purposes.

Fiscal Note: **No**

Recommendation: **Do Pass** February 5, 2019.

On motion by Hagenow of Dallas, the House adjourned at 8:45 a.m., until 8:30 a.m., Wednesday, February 6, 2019.

JOURNAL OF THE HOUSE

Twenty-fourth Calendar Day - Sixteenth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, February 6, 2019

The House met pursuant to adjournment at 8:31 a.m., Speaker Upmeyer in the chair.

Prayer was offered by Pastor Dave Martin, Faith Church, Marshalltown. He was the guest of Fisher of Tama.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Jackson Helgevold, Page from Eagle Grove.

The Journal of Tuesday, February 5, 2019, was approved.

INTRODUCTION OF BILLS

House Joint Resolution 5, by Salmon, Fisher, Shipley, Gustafson, Baxter, Osmundson, Wheeler, Moore, Jacobsen, Dolecheck, Bacon, Gassman, Thompson, Jeneary, Gerhold, and Holt, a joint resolution proposing an amendment to the Constitution of the State of Iowa that the Constitution of the State of Iowa does not secure or protect a right to or require the funding of abortion.

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

House File 239, by Kaufmann, a bill for an act relating to public utility crossings of railroad rights-of-way.

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

House File 240, by Shipley, a bill for an act providing for exemptions for virtual currency from certain security and money transmission regulations.

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

House File 241, by Shipley and Wheeler, a bill for an act relating to the adoption of a statement of free expression by the board of regents prior to the commencement of the fall 2019 academic calendar year.

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

House File 242, by Mascher, a bill for an act expanding the statewide preschool program to include certain five-year-old children and including effective date and applicability provisions.

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

House File 243, by Isenhardt, a bill for an act relating to county funding of services for persons with substance-related disorders and co-occurring mental health and substance-related disorders, including intensive mental health services provided through access centers and intensive residential service homes, and including effective date provisions.

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

House File 244, by Shipley, a bill for an act relating to massage therapy including the inclusion of massage therapy as a covered service under Medicaid managed care, the creation of an exemption from the computation of net income for the individual income tax of amounts paid for massage therapy, and including applicability provisions.

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

House File 245, by Shipley, a bill for an act relating to yoga including the inclusion of yoga practice as a covered service under Medicaid managed care, the creation of an exemption from the computation of net income for the individual income tax of amounts paid for yoga equipment and yoga practice, and including applicability provisions.

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

House File 246, by Shipley, a bill for an act establishing the immunization informed consent Act, and providing penalties.

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

House File 247, by Shipley, a bill for an act relating to training and instruction of inmates for personal betterment and self-improvement.

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

House File 248, by Shipley, a bill for an act removing psilocybin and psilocyn from the list of substances classified as schedule I controlled substances under Iowa's uniform controlled substances Act.

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

House File 249, by Shipley, a bill for an act relating to the classification of certain schedule I controlled substances.

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

House File 250, by Shipley, a bill for an act relating to forfeiture of property for criminal offenses.

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

House File 251, by Shipley, a bill for an act relating to reporting requirements and oversight of law enforcement agencies that seize and forfeit property under state or federal law.

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

House File 252, by Mascher, a bill for an act providing that the public retirement systems committee study the feasibility of authorizing internal investment management for the Iowa public retirement system.

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

House File 253, by Shipley, a bill for an act prohibiting the use of automated or remote systems for traffic law enforcement, requiring the removal of existing systems, and including effective date provisions.

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

House File 254, by Shipley, a bill for an act authorizing a property tax exemption for certain property used for shared services and business assistance and including applicability provisions.

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

House File 255, by Shipley, a bill for an act relating to the taxation of virtual currencies, and including retroactive applicability provisions.

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

House File 256, by Wheeler, a bill for an act relating to licensing fees collected by the board of educational examiners and deposited in the general fund of the state, and including effective date provisions.

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

House File 257, by Salmon, Gassman, Baxter, Shipley, Wheeler, Holt, Jacobsen, Wills, Gustafson, Osmundson, Kerr, Moore, Lundgren, Dolecheck, Fisher, Bacon, and Thompson, a bill for an act relating to the distribution of certain funds for abortions.

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

House File 258, by Salmon, Holt, Gassman, Baxter, Gustafson, Shipley, Wheeler, Jacobsen, Osmundson, Kerr, Moore, Lundgren, McKean, Dolecheck, Fisher, Bacon, and Thompson, a bill for an act relating to the standard of judicial review and providing a claim or defense when a state action burdens a person's exercise of religion, and including effective date provisions.

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

House File 259, by Windschitl, a bill for an act relating to the carrying, possession, or transportation of weapons on school grounds, at places of employment, at certain entertainment venues owned or operated by a political subdivision, and in county courthouses.

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

House File 260, by committee on Commerce, a bill for an act relating to permissible interest rates and charges for certain loans.

Read first time and placed on the **calendar**.

House File 261, by committee on Commerce, a bill for an act relating to the removal of city utility board members, and including effective date provisions.

Read first time and placed on the **calendar**.

House File 262, by committee on Commerce, a bill for an act prohibiting pyramid promotional schemes and making penalties applicable.

Read first time and placed on the **calendar**.

House File 263, by committee on Commerce, a bill for an act relating to application fees for certain consumer loans.

Read first time and placed on the **calendar**.

House File 264, by committee on Commerce, a bill for an act relating to the division of domestic stock insurers.

Read first time and placed on the **calendar**.

House File 265, by committee on Judiciary, a bill for an act relating to the confidentiality of search warrant information in a criminal case resulting in an acquittal or a dismissal.

Read first time and placed on the **calendar**.

House File 266, by committee on Judiciary, a bill for an act relating to the civil commitment of sexually violent predators.

Read first time and placed on the **calendar**.

House File 267, by committee on Judiciary, a bill for an act relating to clerks of court, including the number of counties in which a clerk may serve and residency requirements.

Read first time and placed on the **calendar**.

House File 268, by Hinson, a bill for an act requiring the department of management to establish and operate a searchable internet site containing budget, audit, and financial information of school districts.

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

House File 269, by Isenhart, a bill for an act relating to utility cost disclosures in connection with rental properties, providing penalties, and including applicability provisions.

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

House File 270, by Bearinger, a bill for an act relating to the testing of well water of dwelling units and mobile home spaces prior to entering into rental agreements.

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

House File 271, by Mascher, a bill for an act relating to the calculation and use of certain school district and area education agency categorical funding supplements and including applicability provisions.

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

House File 272, by Mascher, a bill for an act relating to private instruction by adding reporting requirements and requiring school districts to conduct health and safety visits for children placed under independent private instruction or private instruction.

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

House File 273, by Mascher, a bill for an act expanding the eligibility for the statewide preschool program and including applicability provisions.

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

House File 274, by Hinson, a bill for an act requiring the department of education to compile reports on physical education programs in school districts.

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

House File 275, by Mascher, a bill for an act establishing appropriations to accounts within the early childhood Iowa fund.

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

House File 276, by Salmon, Holt, Gassman, Gustafson, Baxter, Shipley, Wheeler, Jacobsen, Osmundson, Fisher, and Thompson, a bill for an act relating to speech and expression at public institutions of higher education, providing for remedies, and including effective date provisions.

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

House File 277, by Maxwell, a bill for an act creating 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 applicability provisions.

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

House File 278, by Jacoby, a bill for an act relating to the taxation under the state corporate income tax, franchise tax, and insurance companies tax of compensation paid by a publicly held corporation to its chief executive officer, and including applicability provisions.

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

House File 279, by Jones, Paustian, and McKean, a bill for an act abolishing county compensation boards.

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

House File 280, by Wolfe, a bill for an act relating to firearm or offensive weapon possession by convicted felons and certain juveniles adjudicated as delinquent, and providing penalties.

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

House File 281, by Kaufmann, a bill for an act relating to the definition of medical cannabidiol.

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

House File 282, by Kaufmann, a bill for an act relating to the regulation of medical cannabidiol, by altering the list of debilitating medical conditions and changing the definition of medical cannabidiol under the medical cannabidiol Act, and exempting sales of medical cannabidiol products from Iowa sales tax.

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

On motion by Hagenow of Dallas, the House was recessed at 8:47 a.m., until the conclusion of the afternoon committee blocks.

AFTERNOON SESSION

The House reconvened at 4:45 p.m., Speaker Upmeyer in the chair.

INTRODUCTION OF BILLS

House Joint Resolution 6, by committee on State Government, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the gubernatorial line of succession.

Read first time and placed on the **calendar**.

House File 283, by Brown-Powers, a bill for an act relating to the regulation of tanning facilities and making penalties applicable.

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

House File 284, by Brown-Powers, a bill for an act relating to the evaluation of Medicaid-managed care long-term services and supports.

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

House File 285, by McKean, a bill for an act relating to certain political communications and voluntary ethics statements and making penalties applicable.

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

House File 286, by B. Meyer, a bill for an act relating to the creation of a green alert program for missing veterans-at-risk.

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

House File 287, by Jacoby, Kaufmann, Mohr, Olson, B. Meyer, Wessel-Kroeschell, Isenhardt, Hunter, Abdul-Samad, R. Smith, James, Nielsen, Kacena, Thede, Anderson, Kurtz, Cohoon, Gaskill, and Kressig, a bill for an act relating to the midwest interstate passenger rail compact, and including effective date provisions.

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

House File 288, by committee on Veterans Affairs, a bill for an act relating to military and veterans benefits.

Read first time and placed on the **calendar**.

House File 289, by committee on Veterans Affairs, a bill for an act concerning the distribution of gambling game receipts for charitable purposes.

Read first time and placed on the **calendar**.

House File 290, by committee on Economic Growth, a bill for an act relating to eligibility and reporting requirements for the skilled workforce shortage tuition grant program.

Read first time and placed on the **calendar**.

House File 291, by committee on Human Resources, a bill for an act relating to the community spouse resource allowance under the Medicaid program.

Read first time and placed on the **calendar**.

House File 292, by committee on Human Resources, a bill for an act relating to the frequency of the reporting of the annual analysis and findings relative to Medicaid managed care member appeals.

Read first time and placed on the **calendar**.

House File 293, by Shipley, a bill for an act creating a direct marketing food initiative task force to study issues affecting the direct marketing of food produced by farmers to consumers.

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

House File 294, by Fry, a bill for an act relating to the brain injury home and community-based services waiver monthly budget maximum.

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

House File 295, by Fry and Heddens, a bill for an act relating to reimbursement for dually eligible Medicare and Medicaid beneficiaries receiving the Medicare hospice benefit in a nursing facility.

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

House File 296, by Fry, a bill for an act relating to the enrollment process for Medicaid home and community-based services waivers.

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

House File 297, by Shipley, a bill for an act relating to the provision of informed consent prior to the administration of a vaccine.

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

House File 298, by Fry, a bill for an act relating to temporary staffing agencies for nursing services.

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

House File 299, by Jacobsen, Anderson, Fisher, Kerr, Baxter, Thompson, Sorensen, Bacon, Gaskill, McConkey, Salmon, Kurth, Gerhold, Gustafson, Wheeler, and Bossman, a bill for an act creating the criminal offense of female genital mutilation and providing penalties.

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

House File 300, by Windschitl, a bill for an act directing the department of natural resources to develop and offer for use a mobile application for purchasing and displaying licenses and tags for hunting and fishing.

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

House File 301, by Gaskill, a bill for an act relating to the definition of intelligent mail barcode and mailed absentee ballots.

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

House File 302, by Jacobsen, a bill for an act requiring rescission of existing regulations by state agencies when new regulations are adopted, providing for approval by the department of management of rulemaking, providing related procedures, and including effective date and applicability provisions.

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

House File 303, by committee on Economic Growth, a bill for an act relating to a statewide welcome center program.

Read first time and placed on the **calendar**.

House File 304, by committee on Human Resources, a bill for an act relating to reports of personal degradation by caretakers of dependent adults in facilities and programs regulated by the department of inspections and appeals.

Read first time and placed on the **calendar**.

House File 305, by committee on Economic Growth, a bill for an act relating to the enhance Iowa board and moneys allocated by the board.

Read first time and placed on the **calendar**.

House File 306, by committee on Education, a bill for an act relating to public school funding by establishing the state percent of growth and the categorical state percent of growth for the budget year beginning July 1, 2019, modifying provisions relating to the property tax replacement payments, and including effective date provisions.

Read first time and placed on the **calendar**.

House File 307, by committee on Appropriations, a bill for an act relating to public school funding by modifying provisions relating to the regular program state cost per pupil, making appropriations to the transportation equity fund, establishing transportation data review and reporting requirements, and including effective date provisions.

Read first time and placed on the **Appropriations calendar**.

SPONSOR ADDED

House File 147 — Donahue of Linn

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 128 Education

Relating to a financial literacy requirement under the state's educational standards.

H.S.B. 129 Education

To require school districts and accredited nonpublic schools to offer high school students an opportunity to take the United States citizenship and immigration services naturalization civics test, and including applicability provisions.

H.S.B. 130 Education

Relating to incentives for whole grade sharing and school district reorganization or dissolution.

H.S.B. 131 Education

Relating to the transportation equity program by establishing funding amounts, making appropriations, and including effective date provisions.

H.S.B. 132 Commerce

Relating to financial responsibility requirements for liability arising out of the ownership, maintenance, or use of a motor vehicle.

H.S.B. 133 Transportation

Relating to wrecked or salvage motor vehicles.

H.S.B. 134 Judiciary

Relating to the temporary delegation of parental authority by the parent, guardian, or legal custodian of a child.

H.S.B. 135 Veterans Affairs

Relating to the creation of a green alert program for missing veterans-at-risk.

H.S.B. 136 Judiciary

Relating to nonsubstantive Code corrections.

SUBCOMMITTEE ASSIGNMENTS**House File 52**

Public Safety: Salmon, Chair; Fry and Kressig.

House File 227

Ways and Means: Bossman, Chair; Bloomingdale and Kurth.

House File 233

Judiciary: Hinson, Chair; Bergan and Wessel-Kroeschell.

House File 254

Ways and Means: Windschitl, Chair; Hein and Jacoby.

House File 255

Ways and Means: Windschitl, Chair; Hein and Jacoby.

House File 277

Ways and Means: Zumbach, Chair; Jacoby and Maxwell.

House File 278

Ways and Means: Windschitl, Chair; Hein and Jacoby.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS**House Study Bill 128**

Education: A. Meyer, Chair; Gassman and Staed.

House Study Bill 129

Education: Hanusa, Chair; Gaines and A. Meyer.

House Study Bill 130

Education: Moore, Chair; Mascher and Shipley.

House Study Bill 131

Education: Dolecheck, Chair; Gassman and Winckler.

House Study Bill 132

Commerce: Bloomingdale, Chair; Grassley and Hall.

House Study Bill 133

Transportation: Carlson, Chair; Best and Cohoon.

House Study Bill 134

Judiciary: Gustafson, Chair; Bergan and B. Meyer.

House Study Bill 135

Veterans Affairs: Jeneary, Chair; Kacena and Wills.

House Study Bill 136

Judiciary: Mitchell, Chair; Konfrst and McKean.

COMMITTEE RECOMMENDATIONS

MADAM 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 111), relating to public school funding by modifying provisions relating to the regular program state cost per pupil, making appropriations to the transportation equity fund, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 6, 2019.

COMMITTEE ON COMMERCE

Committee Bill (Formerly House Study Bill 5), relating to franchisor-franchisee relationships for the purposes of certain employment laws and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 6, 2019.

Committee Bill (Formerly House Study Bill 40), relating to the provision of debt management services in connection with educational loans, and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Do Pass** February 6, 2019.

COMMITTEE ON ECONOMIC GROWTH

Committee Bill (Formerly House Study Bill 63), relating to the enhance Iowa board and moneys allocated by the board.

Fiscal Note: **No**

Recommendation: **Do Pass** February 5, 2019.

Committee Bill (Formerly House Study Bill 66), relating to a statewide welcome center program.

Fiscal Note: **No**

Recommendation: **Do Pass** February 5, 2019.

Committee Bill (Formerly House Study Bill 85), relating to eligibility and reporting requirements for the skilled workforce shortage tuition grant program.

Fiscal Note: **No**

Recommendation: **Do Pass** February 5, 2019.

COMMITTEE ON EDUCATION

Committee Bill (Formerly House Study Bill 109), relating to public school funding by establishing the state percent of growth and the categorical state percent of growth for the budget year beginning July 1, 2019, modifying provisions relating to the property tax replacement payments, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 6, 2019.

COMMITTEE ON ETHICS

Committee Bill (Formerly House Study Bill 96), relating to the joint rules governing lobbyists of the Senate and House of Representatives for the Eighty-eighth General Assembly.

Fiscal Note: **No**

Recommendation: **Do Pass** February 6, 2019.

Committee Bill (Formerly House Study Bill 97), relating to the code of ethics of the House of Representatives for the Eighty-eighth General Assembly.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 6, 2019.

COMMITTEE ON HUMAN RESOURCES

Committee Bill (Formerly House Study Bill 74), relating to reports of personal degradation by caretakers of dependent adults in facilities and programs regulated by the department of inspections and appeals.

Fiscal Note: **No**

Recommendation: **Do Pass** February 5, 2019.

Committee Bill (Formerly House Study Bill 75), relating to the community spouse resource allowance under the Medicaid program.

Fiscal Note: **No**

Recommendation: **Do Pass** February 5, 2019.

Committee Bill (Formerly House Study Bill 76), relating to the frequency of the reporting of the annual analysis and findings relative to Medicaid managed care member appeals.

Fiscal Note: **No**

Recommendation: **Do Pass** February 5, 2019.

COMMITTEE ON JUDICIARY

Committee Bill (Formerly House Study Bill 9), relating to qualifications to practice law in Iowa and regulation of persons admitted to practice law in a jurisdiction of the United States other than Iowa.

Fiscal Note: **No**

Recommendation: **Do Pass** February 6, 2019.

Committee Bill (Formerly House Study Bill 10), relating to state employee defense and indemnification from certain claims and actions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 6, 2019.

Committee Bill (Formerly House Study Bill 21), relating to the exploitation of a dependent adult by a caretaker.

Fiscal Note: **No**

Recommendation: **Do Pass** February 6, 2019.

Committee Bill (Formerly House Study Bill 25), relating to the requirements for certifications of trust and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 6, 2019.

Committee Bill (Formerly House Study Bill 28), relating to postconviction relief procedure and the underlying trial court record of the proceedings challenged.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 6, 2019.

Committee Bill (Formerly House Study Bill 30), relating to the definition of vulnerable elder.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 6, 2019.

COMMITTEE ON NATURAL RESOURCES

Committee Bill (Formerly House File 49), relating to weapons requirements for nonambulatory hunters.

Fiscal Note: **No**

Recommendation: **Do Pass** February 6, 2019.

Committee Bill (Formerly House File 156), relating to damages assessed for engaging in prohibited actions involving eagles, and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Do Pass** February 6, 2019.

COMMITTEE ON STATE GOVERNMENT

Committee Bill (Formerly House Study Bill 55), proposing an amendment to the Constitution of the State of Iowa relating to the gubernatorial line of succession.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 5, 2019.

Committee Bill (Formerly House Study Bill 59), relating to low-proof spirit beverages.

Fiscal Note: **No**

Recommendation: **Do Pass** February 5, 2019.

Committee Bill (Formerly House Study Bill 64), relating to the practice of optometry.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 5, 2019.

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House Study Bill 84), relating to certain tax credits awarded by the economic development authority for equity investments in qualifying businesses or innovation funds and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 6, 2019.

Committee Bill (Formerly House Study Bill 108), relating to claiming the adoption tax credit for qualified adoption expenses paid or incurred during a tax year and including retroactive applicability provisions

Fiscal Note: **No**

Recommendation: **Do Pass** February 6, 2019.

On motion by Hagenow of Dallas, the House adjourned at 4:50 p.m., until 8:30 a.m., Thursday, February 7, 2019.

JOURNAL OF THE HOUSE

Twenty-fifth Calendar Day - Seventeenth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, February 7, 2019

The House met pursuant to adjournment at 8:33 a.m., A. Meyer of Webster in the chair.

Prayer was offered by Dolecheck of Ringgold.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Andrea Rietveld from Harlan. She was the guest of McConkey of Pottawattamie.

The Journal of Wednesday, February 6, 2019, was approved.

INTRODUCTION OF BILLS

House File 308, by Brown-Powers, a bill for an act relating to Medicaid managed care for the long-term services and supports population, and including effective date provisions.

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

House File 309, by committee on State Government, a bill for an act relating to canned cocktails and including effective date provisions.

Read first time and placed on the **calendar**.

House File 310, by committee on State Government, a bill for an act relating to the practice of optometry.

Read first time and placed on the **calendar**.

House File 311, by committee on Agriculture, a bill for an act eliminating a requirement that an identification number be part of an application to obtain an authorization to operate a commercial establishment involved in the care of certain nonagricultural animals.

Read first time and placed on the **calendar**.

HOUSE STUDY BILL COMMITTEE ASSIGNMENT

H.S.B. 137 Public Safety

Relating to the payment of required medical aid provided to prisoners of county jails.

SUBCOMMITTEE ASSIGNMENTS

House File 196

Education: Dolecheck, Chair; A. Meyer and Steckman.

House File 231

Education: Fry, Chair; Moore and Staed.

House File 251

Public Safety: Jeneary, Chair; Mohr and Olson.

House File 257

Human Resources: Salmon, Chair; Osmundson and Wessel-Kroeschell.

House File 259

Public Safety: Windschitl, Chair; Klein and Wessel-Kroeschell.

House File 283

Human Resources: Brink, Chair; Best and Brown-Powers.

House File 294

Human Resources: Brink, Chair; Bacon and Sunde.

House File 295

Human Resources: Fry, Chair; Heddens and Salmon.

House File 296

Human Resources: Dolecheck, Chair; Bergan and Forbes.

House File 298

Human Resources: A. Meyer, Chair; Fry and Konfrst.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENT

House Study Bill 137

Public Safety: Paustian, Chair; Kurtz and Thorup.

RESOLUTION FILED

H.R. 5, by Fisher, B. Meyer, and Mitchell a resolution recognizing and supporting the federal government's efforts to combat illegal robocalling and spoofing.

Laid over under **Rule 25**.

AMENDMENT FILED

H-1001 H.F. 306 R. Smith of Black Hawk

On motion by Hagenow of Dallas, the House adjourned at 8:47 a.m., until 8:30 a.m., Friday, February 8, 2019.

JOURNAL OF THE HOUSE

Twenty-sixth Calendar Day - Eighteenth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Friday, February 8, 2019

The House met pursuant to adjournment at 8:31 a.m., Holt of Crawford in the chair.

Prayer was offered by Holt of Crawford.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Holt of Crawford.

The Journal of Thursday, February 7, 2019, was approved.

INTRODUCTION OF BILLS

House File 312, by Isenhart, a bill for an act allowing the formation of certain for-profit corporations as benefit corporations authorized to do business in this state under certain conditions.

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

House File 313, by Salmon, a bill for an act relating to requirements for specific digital content blocking capabilities on products manufactured, distributed, or sold in the state that make the internet accessible, and provides for the collection and remittance of fees, and provides for criminal and civil liability for certain violations of the Act.

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

House File 314, by Salmon, Gassman, Baxter, Shipley, Wheeler, Gustafson, Osmundson, Fisher, and Thompson, a bill for an act relating to the application of foreign laws and constitutional rights and including effective date provisions.

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

House File 315, by Salmon, Baxter, Wheeler, Osmundson, and Fisher, a bill for an act relating to the proper parties in an action, and providing penalties.

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

House File 316, by Shipley, a bill for an act relating to speech and expression at public institutions of higher education, providing for remedies, and including effective date provisions.

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

House File 317, by Salmon, a bill for an act relating to the prohibition of social media censorship and suppression of religious and political speech.

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

House File 318, by Osmundson, Baxter, Ourth, and Worthan, a bill for an act relating to commercial fishing to remove underused, undesirable, and injurious organisms from waters of the state, and including applicability provisions.

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

House File 319, by Shipley, a bill for an act providing that the plant *Cannabis sativa* L., with a certain maximum concentration of delta-9 tetrahydrocannabinol, is no longer defined as marijuana.

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

House File 320, by Jacobsen, a bill for an act relating to permissible honoraria from restricted donors to public officials and public employees.

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

House File 321, by committee on Commerce, a bill for an act relating to the provision of debt management services in connection with educational loans, and making penalties applicable.

Read first time and placed on the **calendar**.

House File 322, by committee on Judiciary, a bill for an act relating to qualifications to practice law in Iowa and regulation of persons admitted to practice law in a jurisdiction of the United States other than Iowa.

Read first time and placed on the **calendar**.

House File 323, by committee on Judiciary, a bill for an act relating to the exploitation of a dependent adult by a caretaker.

Read first time and placed on the **calendar**.

House File 324, by committee on Judiciary, a bill for an act relating to the requirements for certifications of trust and including applicability provisions.

Read first time and placed on the **calendar**.

House File 325, by committee on Natural Resources, a bill for an act relating to weapons requirements for nonambulatory hunters.

Read first time and placed on the **calendar**.

House File 326, by committee on Natural Resources, a bill for an act relating to damages assessed for engaging in prohibited actions involving eagles, and making penalties applicable.

Read first time and placed on the **calendar**.

House File 327, by committee on Commerce, a bill for an act relating to franchisor-franchisee relationships for the purposes of certain employment laws and including applicability provisions.

Read first time and placed on the **calendar**.

House File 328, by committee on Judiciary, a bill for an act relating to the definition of vulnerable elder.

Read first time and placed on the **calendar**.

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Chief Clerk and placed on file in the Legislative Services Agency: To view reports in full, click [here](#).

AUDITOR OF STATE

Audit of the Department of Justice Report, pursuant to House File 2492, 2018.

BOARD OF PHARMACY

Prescription Monitoring Program Report, pursuant to Iowa Code section 124.554.

COUNTY ENGINEERS ASSOCIATION SERVICE BUREAU

Annual Report, pursuant to Iowa Code section 312.3B.

DEPARTMENT OF JUSTICE

Divestiture Program Report, pursuant to Iowa Code section 249F.8.

Attorney Contingency Fee Agreements Report, pursuant to Iowa Code section 23B.3.

DEPARTMENT OF HUMAN RIGHTS

Collaboration for Youth Development Council Report, pursuant to Iowa Code section 216A.140.

DEPARTMENT OF HUMAN SERVICES

Medicaid Small Dollar Claims Audit Report, pursuant to Senate File 2418, 2018.

Medicaid Reimbursement Comparison Report, pursuant to Chapter 1165.20, 2018 Iowa Acts.

DEPARTMENT OF PUBLIC DEFENSE

Offenses Reported to Civilian Law Enforcement Authorities Report, pursuant to Iowa Code section 29B.116B.

DEPARTMENT OF REVENUE

Streamlined Sales Tax Advisory Council Report, pursuant to Iowa Code section 423.9A.

ECONOMIC DEVELOPMENT AUTHORITY

Annual Report, pursuant to Iowa Code section 15.107B.

COMMITTEE RECOMMENDATIONS

MADAM 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 TRANSPORTATION

Committee Bill (Formerly House Study Bill 12), relating to defective motorcycles and autocycles purchased or leased by consumers, making penalties applicable, and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 7, 2019.

Committee Bill (Formerly House Study Bill 39), allowing certain vans and pickups to be used to transport pupils to activity events or from school to home in emergency situations.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 7, 2019.

Committee Bill (Formerly House Study Bill 46), increasing the maximum allowable length for stinger-steered automobile transporters.

Fiscal Note: **No**

Recommendation: **Do Pass** February 7, 2019.

RESOLUTIONS FILED

H.C.R. 9, by committee on Ethics, a concurrent resolution relating to the joint rules governing lobbyists of the Senate and House of Representatives for the Eighty-eighth General Assembly.

Placed on the **calendar**.

H.R. 6, by committee on Ethics, a resolution relating to the code of ethics of the House of Representatives for the Eighty-eighth General Assembly.

Placed on the **calendar**.

H.R. 7, by Shipley, a resolution urging Iowa's congressional delegation to prevent the military use of armed unmanned aerial vehicles in any armed conflicts throughout the world without a formal declaration of war by the United States Congress.

Laid over under **Rule 25**.

AMENDMENT FILED

H-1002 H.F. 306 R. Smith of Black Hawk
Hall of Woodbury

On motion by Jones of Clay, the House adjourned at 8:36 a.m., until 1:00 p.m., Monday, February 11, 2019.

JOURNAL OF THE HOUSE

Twenty-ninth Calendar Day - Nineteenth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, February 11, 2019

The House met pursuant to adjournment at 1:04 p.m., Speaker Upmeyer in the chair.

Prayer was offered by Imam Nermin Spahic, Des Moines. He was the guest of Abdul-Samad of Polk.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Ally Emberton, Page from Carlisle.

The Journal of Friday, February 8, 2019, was approved.

INTRODUCTION OF BILLS

House File 329, by Mascher, a bill for an act relating to alternative nicotine products and vapor products, and providing for taxation of such products.

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

House File 330, by Bossman, a bill for an act relating to certain workforce training programs administered by community colleges and tuition assistance related to such programs.

Read first time and referred to committee on **Economic Growth**.

House File 331, by Gaskill, a bill for an act directing the state board of regents to conduct a feasibility study relating to the establishment of a need-based gender pay gap grant.

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

House File 332, by Shipley, Osmundson, Baxter, Wheeler, Kaufmann, Thompson, Sorensen, Salmon, and Jacobsen, a bill for an

act relating to the practice of alternative and complementary medicine, and making penalties applicable.

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

House File 333, by Mascher, a bill for an act relating to expansion of the 1st five program statewide, and making an appropriation.

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

House File 334, by Mascher, a bill for an act relating to state child care assistance, including income eligibility and waiting list guidelines and copayment requirements and providing an effective date.

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

House File 335, by Hanusa, a bill for an act relating to the filing of nomination papers by persons seeking nomination by a nonparty political organization.

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

House File 336, by committee on Judiciary, a bill for an act relating to postconviction relief procedure and the underlying trial court record of the proceedings challenged.

Read first time and placed on the **calendar**.

House File 337, by committee on Judiciary, a bill for an act relating to state employee defense and indemnification from certain claims and actions.

Read first time and placed on the **calendar**.

House File 338, by committee on Ways and Means, a bill for an act relating to claiming the adoption tax credit for qualified adoption expenses paid or incurred during a tax year and including retroactive applicability provisions.

Read first time and placed on the **Ways and Means calendar**.

House File 339, by committee on Ways and Means, a bill for an act relating to certain tax credits awarded by the economic development authority for equity investments in qualifying businesses or innovation funds and including effective date provisions.

Read first time and placed on the **Ways and Means calendar**.

On motion by Hagenow of Dallas, the House was recessed at 1:19 p.m., until 3:30 p.m.

AFTERNOON SESSION

The House reconvened at 5:01 p.m., Windschitl of Harrison in the chair.

INTRODUCTION OF BILLS

House File 340, by Dolecheck, a bill for an act providing for the designation of a lay caregiver relating to a patient's inpatient stay at a hospital.

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

House File 341, by Mascher, a bill for an act prohibiting persons from simultaneously holding more than one elective office and including applicability provisions.

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

House File 342, by committee on Transportation, a bill for an act increasing the maximum allowable length for stinger-steered automobile transporters.

Read first time and placed on the **calendar**.

House File 343, by committee on Transportation, a bill for an act allowing certain vans and pickups to be used to transport pupils to activity events or from school to home in emergency situations, and making penalties applicable.

Read first time and placed on the **calendar**.

House File 344, by Salmon, a bill for an act relating to moneys donated to support 4-H clubs, by providing for the management and control of such moneys by county agricultural extension councils and 4-H clubs, and including effective date provisions.

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

House File 345, by committee on Transportation, a bill for an act relating to defective motorcycles and autocycles purchased or leased by consumers, making penalties applicable, and including applicability provisions.

Read first time and placed on the **calendar**.

CONSIDERATION OF BILLS Regular Calendar

House File 306, a bill for an act relating to public school funding by establishing the state percent of growth and the categorical state percent of growth for the budget year beginning July 1, 2019, modifying provisions relating to the property tax replacement payments, and including effective date provisions, was taken up for consideration.

R. Smith of Black Hawk offered amendment H-1001 filed by him and moved its adoption.

Roll call was requested by Prichard of Floyd and B. Meyer of Polk.

On the question "Shall amendment H-1001 be adopted?" (H.F. 306)

The ayes were, 46:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Cohoon	Derry
Donahue	Ehlert	Forbes	Gaines
Gaskill	Hall	Heddens	Hunter
Isenhart	Jacoby	James	Judge
Kacena	Konfrst	Kressig	Kurth
Kurtz	Lensing	Mascher	Matson
McConkey	Meyer, B.	Nielsen	Oldson
Olson	Ourth	Prichard	Running-Marquardt
Smith, M.	Smith, R.	Staed	Steckman
Sunde	Thede	Wessel-Kroeschell	Williams
Winckler	Wolfe		

The nays were, 53:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Holt	Huseman	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Landon	Lohse	Lundgren
McKean	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Osmundson	Paustian
Salmon	Sexton	Shipley	Sieck
Sorensen	Thompson	Thorup	Upmeyer, Spkr.
Wheeler	Wills	Worthan	Zumbach
Windschitl, Presiding			

Absent or not voting, 1:

Maxwell

Amendment H-1001 lost.

R. Smith of Black Hawk asked and received unanimous consent to withdraw amendment H-1002 filed by him and Hall of Woodbury on February 8, 2019.

Kaufmann of Cedar rose on a point of order under Rule 10, decorum in debate.

The Speaker resolved the point of order.

Kaufmann of Cedar rose on a point of order under Rule 10, decorum in debate.

The Speaker resolved the point of order.

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. 306)

The ayes were, 53:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossmann	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Holt	Huseman	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Landon	Lohse	Lundgren
Maxwell	McKean	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Osmundson
Paustian	Salmon	Sexton	Sieck
Sorensen	Thompson	Thorup	Upmeyer, Spkr.
Wheeler	Wills	Worthan	Zumbach
Windschitl, Presiding			

The nays were, 47:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Cphoon	Derry
Donahue	Ehlert	Forbes	Gaines
Gaskill	Hall	Heddens	Hunter
Isenhardt	Jacoby	James	Judge
Kacena	Konfrst	Kressig	Kurth
Kurtz	Lensing	Mascher	Matson
McConkey	Meyer, B.	Nielsen	Oldson
Olson	Ourth	Prichard	Running-Marquardt
Shipley	Smith, M.	Smith, R.	Staed
Steckman	Sunde	Thede	Wessel-Kroeschell
Williams	Winckler	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.

Lundgren of Dubuque in the chair at 6:57 p.m.

Appropriations Calendar

House File 307, a bill for an act relating to public school funding by modifying provisions relating to the regular program state cost per pupil, making appropriations to the transportation equity fund, establishing transportation data review and reporting requirements, and including effective date provisions, was taken up for consideration.

Kerr 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?" (H.F. 307)

The ayes were, 99:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossman	Breckenridge	Brink
Brown-Powers	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gaskill	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hall	Hanusa
Heddens	Hein	Hinson	Hite
Holt	Hunter	Huseman	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kacena	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Kurtz	Landon	Lensing
Lohse	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nielsen	Oldson	Olson	Osmundson
Ourth	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Sieck	Smith, M.
Smith, R.	Sorensen	Staed	Steckman
Sunde	Thede	Thompson	Thorup
Upmeyer, Spkr.	Wessel-Kroeschell	Wheeler	Williams
Wills	Winckler	Windschitl	Wolfe
Worthan	Zumbach	Lundgren,	
		Presiding	

The nays were, 1:

Shipley

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

Hagenow of Dallas asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 306** and **307**.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Maxwell of Poweshiek

SPONSOR ADDED

House File 317 – Shipley of Jefferson

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 138 Public Safety

Relating to the confidentiality of certain law enforcement reports, records, and information under Iowa's open records law.

H.S.B. 139 Public Safety

Relating to certain boards and councils in the department of human rights including the establishment of the justice advisory board and the elimination of the criminal and juvenile justice planning advisory council, the public safety advisory board, and the sex offender research council.

H.S.B. 140 Public Safety

Relating to controlled substances, including amending information collection and reporting requirements under the Iowa prescription monitoring program, amending the controlled substance schedules, removing certain references to marijuana, making penalties applicable, and including effective date provisions.

H.S.B. 141 Public Safety

Relating to the confidentiality of peace officer body camera data under Iowa's open records law.

H.S.B. 142 Judiciary

Relating to postconviction DNA profiling procedure.

H.S.B. 143 Judiciary

Relating to the confidentiality of information filed with the court used to secure an arrest warrant.

H.S.B. 144 Judiciary

Relating to payments from the indigent defense fund by the state public defender for costs incurred by a privately retained attorney representing an indigent person.

H.S.B. 145 State Government

Relating to public utility crossings of railroad rights-of-way.

H.S.B. 146 State Government

Eliminating the education telecommunications council and regional telecommunications councils established under the Iowa communications network.

H.S.B. 147 State Government

Relating to tax return preparers, and providing penalties.

H.S.B. 148 State Government

Concerning the sale of alcoholic liquor by native wineries.

H.S.B. 149 Ways and Means

Exempting from the state sales and use tax the purchase price and installation costs of emergency generators used for power outages or natural disasters.

SUBCOMMITTEE ASSIGNMENTS**House File 226**

State Government: Moore, Chair; Derry and Sorensen.

House File 230

Economic Growth: Wheeler, Chair; Huseman and Jacoby.

House File 241

Education: Kerr, Chair; Gassman and Staed.

House File 242

Education: Brink, Chair; Ehlert and Hanusa.

House File 256

Education: Kerr, Chair; Donahue and Moore.

House File 268

Appropriations: Hinson, Chair; Deyoe and Mascher.

House File 271

Education: Dolecheck, Chair; Kerr and Mascher.

House File 272

Education: Hanusa, Chair; Salmon and R. Smith.

House File 273

Education: Brink, Chair; Ehlert and Hanusa.

House File 274

Education: A. Meyer, Chair; Gassman and Matson.

House File 275

Education: Kerr, Chair; Gassman and Kurth.

House File 285

State Government: McKean, Chair; Deyoe and Lensing.

House File 302

State Government: Jacobsen, Chair; Moore and Nielsen.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 138

Public Safety: Thorup, Chair; Kacena and Kerr.

House Study Bill 139

Public Safety: Fisher, Chair; Kacena and Worthan.

House Study Bill 140

Public Safety: Jeneary, Chair; Kacena and Paustian.

House Study Bill 141

Public Safety: Paustian, Chair; Kacena and Mohr.

House Study Bill 142

Judiciary: Mitchell, Chair; Klein and Wolfe.

House Study Bill 143

Judiciary: Paustian, Chair; Jones and Sunde.

House Study Bill 144

Judiciary: McKean, Chair; Hite and Konfrst.

House Study Bill 145

State Government: Hinson, Chair; Derry and Mitchell.

House Study Bill 146

State Government: Sorensen, Chair; Kaufmann and Konfrst.

House Study Bill 147

State Government: Bergan, Chair; Derry and Moore.

House Study Bill 148

State Government: Sexton, Chair; Lensing and Mitchell.

House Study Bill 149

Ways and Means: Wheeler, Chair; Brown-Powers and Hite.

COMMITTEE RECOMMENDATIONS

MADAM 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 89), relating to the subpoena powers of the superintendent of credit unions, and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Do Pass** February 11, 2019.

Committee Bill (Formerly House Study Bill 90), providing for the good-faith submission of information, records, applications, and documents to the credit union division.

Fiscal Note: **No**

Recommendation: **Do Pass** February 11, 2019.

Committee Bill (Formerly House Study Bill 106), relating to procedural requirements for the merger of state credit unions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 11, 2019.

Committee Bill (Formerly House Study Bill 107), relating to matters under the purview of the utilities division of the department of commerce, and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Do Pass** February 11, 2019.

AMENDMENT FILED

H-1003 H.F. 267 McKean of Jones

On motion by Hagenow of Dallas, the House adjourned at 7:09 p.m., until 8:30 a.m., Tuesday, February 12, 2019.

JOURNAL OF THE HOUSE

Thirtieth Calendar Day - Twentieth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, February 12, 2019

The House met pursuant to adjournment at 8:30 a.m., Speaker Upmeyer in the chair.

Prayer was offered by Salmon of Black Hawk.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Maxwell Oelmann, Page from Prairie City.

The Journal of Monday, February 11, 2019, was approved.

INTRODUCTION OF BILLS

House Joint Resolution 7, by Wessel-Kroeschell, a joint resolution designating the regal fritillary as the official state butterfly of the State of Iowa.

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

House File 346, by Isenhart, Winckler, Forbes, and Staed, a bill for an act relating to solar energy storage capacity and ownership or purchase requirements applicable to certain electric utilities.

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

House File 347, by Zumbach, Kaufmann, Paustian, Sieck, Klein, Maxwell, Shipley, McKean, Mommsen, Staed, McConkey, Jeneary, Gerhold, Bloomingdale, Mohr, Moore, Lundgren, Running-Marquardt, Ehlert, and Thorup, a bill for an act relating to the recovery of costs and certain payment disclosures associated with the closure of electric power generating facilities.

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

House File 348, by Shipley, a bill for an act relating to education by modifying the duties and authority of certain state and local governmental entities and including effective date provisions.

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

House File 349, by Best, a bill for an act to require radon testing and mitigation in public schools and including applicability provisions.

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

House File 350, by Isenhart, a bill for an act relating to water quality and soil conservation efforts, including election requirements and powers and duties of commissioners of soil and water conservation districts, and related powers and duties of county boards of supervisors, county treasurers, the state soil conservation committee, the department of agriculture and land stewardship's division of soil and water conservation, and the attorney general.

Read first time and referred to committee on **Environmental Protection**.

House File 351, by Mohr, a bill for an act relating to the expungement of a deferred judgment upon a person's discharge from probation.

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

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 150 Appropriations

Relating to appropriations from the rebuild Iowa infrastructure fund to the department of administrative services for major maintenance of monuments.

H.S.B. 151 Appropriations

Requiring the department of administrative services to maintain a list of vacant state buildings.

H.S.B. 152 Economic Growth

Concerning state purchasing requirements relating to targeted small business procurement goals.

H.S.B. 153 Human Resources

Relating to the practice of dentistry, including the practice of dental hygiene and the services of dental assistants, and providing penalties.

H.S.B. 154 Public Safety

Relating to the operation of authorized emergency vehicles and snow plows, making penalties applicable, and including effective date provisions.

H.S.B. 155 Public Safety

Related to installations of certain wireless telecommunications infrastructure in the state, and including effective date provisions.

H.S.B. 156 Public Safety

Providing for county sheriff voting membership on joint 911 service boards.

H.S.B. 157 Public Safety

Relating to unintentionally causing the death of a person by operating a motor vehicle at an excessive speed, providing penalties, and making penalties applicable.

H.S.B. 158 Human Resources

Relating to the practice of polysomnography.

H.S.B. 159 Human Resources

Relating to continuing education requirements for certain professions.

H.S.B. 160 Local Government

Relating to governmental bodies and advisory bodies and public notice requirements under the open meetings law.

SUBCOMMITTEE ASSIGNMENTS

House File 41

Transportation: Landon, Chair; Maxwell and B. Meyer.

House File 218

Natural Resources: Baxter, Chair; Osmundson and M. Smith.

House File 219

Natural Resources: Zumbach, Chair; Bearinger and Fisher.

House File 237

Transportation: A. Meyer, Chair; Huseman and Williams.

House File 279

Local Government: McKean, Chair; Jones and Lensing.

House File 330

Economic Growth: Brink, Chair; Bennett and Lundgren.

House File 340

Human Resources: Dolecheck, Chair; Konfrst and Moore.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 143 Reassigned

Judiciary: Paustian, Chair; Klein and Sunde.

House Study Bill 150

Appropriations: Mohr, Chair; Bennett and Landon.

House Study Bill 151

Appropriations: Mohr, Chair; Bennett and Brink.

House Study Bill 152

Economic Growth: Lundgren, Chair; Huseman and Judge.

House Study Bill 153

Human Resources: Bacon, Chair; Bergan and Forbes.

House Study Bill 154

Public Safety: Fisher, Chair; Mohr and Sunde.

House Study Bill 155

Public Safety: Jeneary, Chair; Kacena and Worthan.

House Study Bill 156

Public Safety: Thorup, Chair; Thede and Worthan.

House Study Bill 157

Public Safety: Mohr, Chair; Olson and Paustian.

House Study Bill 158

Human Resources: A. Meyer, Chair; Bacon and Sunde.

House Study Bill 159

Human Resources: Moore, Chair; Matson and Osmundson.

House Study Bill 160

Local Government: McKean, Chair; Bossman and Hunter.

COMMITTEE RECOMMENDATIONS

MADAM 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 STATE GOVERNMENT

Committee Bill (Formerly House Study Bill 51), relating to competitive bidding requirements applicable to certain governmental officials and employees.

Fiscal Note: **No**

Recommendation: **Do Pass** February 12, 2019.

Committee Bill (Formerly House Study Bill 53), relating to the reporting of certain gifts and bequests received by the executive branch.

Fiscal Note: **No**

Recommendation: **Do Pass** February 12, 2019.

Committee Bill (Formerly House Study Bill 60), relating to professional standards for the certification or designation of music therapists and providing penalties.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 12, 2019.

COMMITTEE ON VETERANS AFFAIRS

Committee Bill (Formerly House Study Bill 121), relating to the issuance of driver's licenses marked to reflect veteran status.

Fiscal Note: **No**

Recommendation: **Do Pass** February 12, 2019.

On motion by Hagenow of Dallas, the House adjourned at 8:40 a.m., until 8:30 a.m., Wednesday, February 13, 2019.

JOURNAL OF THE HOUSE

Thirty-first Calendar Day - Twenty-first Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, February 13, 2019

The House met pursuant to adjournment at 8:31 a.m., Lundgren of Dubuque in the chair.

Prayer was offered by Mark Doss, assistant superintendent, Evangelical Free Church, Ames. He was the guest of Baxter of Hancock.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by ShyAnn White, Page from Sioux Center.

The Journal of Tuesday, February 12, 2019, was approved.

INTRODUCTION OF BILLS

House File 352, by B. Meyer, a bill for an act relating to procedures for child abuse investigations by the department of human services.

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

House File 353, by Fisher, a bill for an act relating to the methods of collection for expenses incurred in abating a nuisance or other hazards.

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

House File 354, by Salmon, a bill for an act relating to licensing sanctions for certain governmental debts by restricting use of social security numbers.

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

House File 355, by committee on Commerce, a bill for an act relating to matters under the purview of the utilities division of the department of commerce, and making penalties applicable.

Read first time and placed on the **calendar**.

House File 356, by committee on Commerce, a bill for an act relating to procedural requirements for the merger of state credit unions.

Read first time and placed on the **calendar**.

House File 357, by committee on Commerce, a bill for an act relating to the subpoena powers of the superintendent of credit unions, and making penalties applicable.

Read first time and placed on the **calendar**.

House File 358, by committee on Commerce, a bill for an act providing for the good-faith submission of information, records, applications, and documents to the credit union division.

Read first time and placed on the **calendar**.

House File 359, by Mascher, a bill for an act relating to the construction of rules adopted by the utilities board.

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

House File 360, by Mascher, a bill for an act relating to state child care assistance, including income eligibility and waiting list guidelines and copayment requirements.

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

House File 361, by Mascher, a bill for an act relating to the confidentiality of audio records and transcripts of 911 service calls involving a child as a witness or victim, or as the maker or the subject of the 911 service call.

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

House File 362, by Mascher, a bill for an act providing for the licensure of clinical art therapists, making penalties applicable, providing for fees, and including effective date and implementation provisions.

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

House File 363, by Thompson, Fisher, Holt, and Sorensen, a bill for an act allowing the use of a leashed dog to track and retrieve a wounded deer and providing a penalty.

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

House File 364, by Mascher, a bill for an act relating to cigarettes and tobacco products, including increased taxation of such products.

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

House File 365, by Mascher, a bill for an act relating to electricity production in the state, and making penalties applicable.

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

House File 366, by Mascher, a bill for an act requiring certain new school buses to be equipped with safety belts or safety harnesses, requiring the use of the safety belts or safety harnesses, and making penalties applicable.

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

House File 367, by Mascher, a bill for an act requesting the establishment of a legislative interim study committee to create a plan to provide universal learning and child care centers and programs.

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

House File 368, by Kurth, B. Meyer, Gaskill, Hunter, Wessel-Kroeschell, McConkey, Gaines, Ehlert, Jacoby, Olson, Kressig, Mascher, Kacena, Wolfe, Bennett, Williams, Oldson, Steckman, Thede, Brown-Powers, and Prichard, a bill for an act relating to underage prostitution.

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

The House stood at ease at 8:46 a.m., until the fall of the gavel.

The House resumed session at 9:34 a.m., Wheeler of Sioux in the chair.

INTRODUCTION OF BILLS

House File 369, by Wolfe and Steckman, a bill for an act relating to indeterminate sentences for class “D” felonies.

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

House File 370, by Kurth, a bill for an act exempting from the state sales tax the purchase price of tangible personal property or specified digital products sold and services furnished to a nonprofit food bank.

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

House File 371, by Wolfe, a bill for an act relating to alcoholic beverage control violations and second and subsequent convictions, and providing penalties.

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

House File 372, by Fry, a bill for an act relating to the awarding of medical residency positions in the state.

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

House File 373, by Abdul-Samad, a bill for an act relating to the child abuse hotline.

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

House File 374, by Mascher, a bill for an act creating the Iowa end-of-life options Act and providing penalties.

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

House File 375, by Best, a bill for an act relating to the expansion of the newborn metabolic screening panel.

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

House File 376, by Staed, B. Meyer, Gaskill, Kurth, Forbes, Hunter, Anderson, Gaines, Abdul-Samad, and Kacena, a bill for an act relating to Medicaid program coverage for certain populations, and including effective date provisions.

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

House File 377, by Anderson, a bill for an act relating to the intentional and unintentional discharge of a firearm in a reckless manner, and providing penalties.

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

House File 378, by McConkey, a bill for an act providing for certain fees applicable to licensed consumer fireworks sellers, and making penalties applicable.

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

House File 379, by Mascher, a bill for an act relating to the elimination of 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 380, by Mascher, a bill for an act relating to the scanning and usage of intelligent mail barcodes on absentee ballots.

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

House File 381, by Mascher, a bill for an act relating to the use of safety helmets by operators of, and passengers on, motorcycles and motorized bicycles, and providing penalties.

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

House File 382, by M. Smith, Hunter, Kurtz, Staed, Anderson, McConkey, Thede, Donahue, Heddens, Beringer, Gaskill, and Isenhardt, a bill for an act concerning matters relating to the transportation of railroad workers, and providing penalties.

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

ADOPTION OF HOUSE RESOLUTION 6

Hagenow of Dallas called up for consideration **House Resolution 6**, as follows:

HOUSE RESOLUTION 6 BY COMMITTEE ON ETHICS

1 A Resolution relating to the code of ethics of the
 2 House of Representatives for the Eighty-eighth
 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

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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

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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 one thousand dollars in any one calendar
18 year to expressly advocate the nomination, election, or
19 defeat of a candidate for public office or to expressly
20 advocate the passage or defeat of a ballot issue or for
21 the purpose of influencing legislative action.

22 e. *Solicitation of employment as lobbyist.* A member
23 or employee of the house shall not solicit employment
24 on behalf of the member or employee, or on behalf of

25 another legislator or employee, as a lobbyist while the
26 general assembly is in session.
27 f. *Certain goods or services.* A member or employee
28 of the house shall not solicit or obtain goods or
29 services from another person under circumstances where
30 the member or employee knows or should know that the

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1 goods or services are being offered or sold with the
2 intent to influence the member's or employee's conduct
3 in the performance of official duties. If a member
4 or employee of the house is afforded goods or services
5 by another person at a price that is not available to
6 other members or classes of members of the general
7 public or is afforded goods or services that are not
8 available to other members or classes of members
9 of the general public by another person where the
10 member or employee knows or should know that the other
11 person intends to influence the member's or employee's
12 official conduct, the member or employee shall not take
13 or purchase the goods or services.
14 3. APPEARANCE BEFORE STATE AGENCY. A member or
15 employee of the house may appear before a state agency
16 in any representation case but shall not act as a
17 lobbyist with respect to the passage, defeat, approval,
18 veto, or modification of any legislation, rule, or
19 executive order. Whenever a member or employee of
20 the house appears before a state agency, the member
21 or employee shall carefully avoid all conduct which
22 might in any way lead members of the general public
23 to conclude that the member or employee is using the
24 member's or employee's official position to further the
25 member's or employee's professional success or personal
26 financial interest.
27 4. CONFLICTS OF INTEREST. In order for the general
28 assembly to function effectively, members of the house
29 may be required to vote on bills and participate in
30 committee work which will affect their employment and

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1 other areas in which they may have a monetary interest.
2 Action on bills and committee work which furthers a
3 member's specific employment, specific investment, or
4 other specific interest, as opposed to the interests of
5 the public in general or the interests of a profession,
6 trade, business, or other class of persons, shall be
7 avoided. In making a decision relative to a member's
8 activity on particular bills or in committee work, the
9 following factors should be considered:
10 a. Whether a substantial threat to the member's

11 independence of judgment has been created by the
12 conflict situation.

13 b. The effect of the member's participation on
14 public confidence in the integrity of the general
15 assembly.

16 c. Whether the member's participation is likely to
17 have any significant effect on the disposition of the
18 matter.

19 d. The need for the member's particular
20 contribution, such as special knowledge of the subject
21 matter, to the effective functioning of the general
22 assembly.

23 If a member decides not to participate in committee
24 work or to abstain from voting because of a possible
25 conflict of interest, the member should disclose
26 this fact to the legislative body. The member shall
27 not vote on any question in which the member has an
28 economic interest that is distinguishable from the
29 interests of the general public or a substantial class
30 of persons.

PAGE 6

1 5. STATUTORY REQUIREMENTS. Members and employees
2 of the house shall comply with the requirements
3 contained in chapters 68B (Government Ethics and
4 Lobbying), 721 (Official Misconduct), and 722 (Bribery
5 and Corruption), and sections 2.18 (Contempt) and 711.4
6 (Extortion) of the Code.

7 6. CHARGE ACCOUNTS. Members and employees of the
8 house shall not charge any amount or item to a charge
9 account to be paid for by a lobbyist or any client of a
10 lobbyist.

11 7. TRAVEL EXPENSES. A member or employee of the
12 house shall not charge to the state of Iowa amounts
13 for travel and expenses unless the member or employee
14 actually has incurred those mileage and expense costs.
15 Members or employees shall not file the vouchers for
16 weekly mileage reimbursement required by section 2.10,
17 subsection 1 of the Code, unless the travel expense was
18 actually incurred.

19 A member or employee of the house shall not file
20 a claim for per diem compensation for a meeting of
21 an interim study committee or a visitation committee
22 unless the member or employee attended the meeting.
23 However, the speaker may waive this provision and allow
24 a claim to be filed if the member or employee attempted
25 to attend the meeting but was unable to do so because
26 of circumstances beyond the member's or employee's
27 control.

28 8. GIFTS ACCEPTED OR RECEIVED. Members and
29 employees of the house shall comply with the

30 restrictions relating to the receipt or acceptance

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1 of gifts contained in section 68B.22 of the Code.
 2 The sponsor of a function under section 68B.22,
 3 subsection 4, paragraph “s”, shall electronically
 4 file a registration with the chief clerk of the house
 5 five days prior to the function disclosing the name of
 6 the sponsor, and the date, time, and location of the
 7 function. The sponsor shall also electronically file a
 8 report of expenditures as required pursuant to section
 9 68B.22, subsection 4, paragraph “s”.

10 9. HONORARIA RESTRICTIONS. Members and employees
 11 of the house shall comply with the restrictions
 12 relating to the receipt of honoraria contained in
 13 section 68B.23 of the Code.

14 10. DISCLOSURE REQUIRED. Each member of the
 15 house and the chief clerk of the house shall file the
 16 personal financial disclosure statements required under
 17 section 68B.35 of the Code by February 15 of each year
 18 for the prior calendar year.

19 11. ~~HARASSMENT~~ — ~~SEXUAL HARASSMENT~~ — ~~RETALIATION~~.

20 Members and employees of the house shall not engage in
 21 conduct which constitutes harassment, including sexual
 22 harassment as defined in section 19B.12 of the Code, or
 23 retaliation, or conduct that is prohibited pursuant to
 24 the sexual any harassment policy adopted by the house
 25 committee on administration and rules. Harassment is
 26 a form of discrimination based on any protected basis,
 27 including race, color, national origin, religion,
 28 sex, pregnancy, physical or mental disability, age,
 29 marital status, veteran status, gender identity, sexual
 30 orientation, or any other characteristic protected by

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1 law, including the federal Civil Rights Act of 1964,
 2 the federal Age Discrimination in Employment Act of
 3 1967, the federal Americans with Disabilities Act of
 4 1990, and chapter 216 of the Code. Harassment of an
 5 individual based on any protected basis is unlawful
 6 if submission to or rejection of such conduct by
 7 an individual is made the basis for an employment
 8 decision affecting the individual or if such conduct
 9 is sufficiently severe or pervasive to create a hostile
 10 work environment. Members and employees of the house
 11 shall not engage in conduct which constitutes unlawful
 12 harassment or discrimination based on any protected
 13 basis, or retaliation for reporting harassment or
 14 discrimination, threatening to report harassment or
 15 discrimination, or participating in a harassment or

16 discrimination investigation.

17 12. COMPLAINTS.

18 a. *Filing of complaint.* Complaints may be filed by
19 any person believing that a member or employee of the
20 house, a lobbyist, or a client of a lobbyist is guilty
21 of a violation of the house code of ethics, the joint
22 rules governing lobbyists, or chapter 68B of the Code.

23 b. *Complaints by committee.* The ethics committee
24 may initiate a complaint on its own motion. Committee
25 complaints may be initiated by the committee as a
26 result of a committee investigation or as a result of
27 receipt of any complaint or other information that does
28 not meet the requirements of these rules regarding the
29 form of a complaint but that contains allegations that
30 would form the basis for a valid complaint.

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1 c. *Form and contents of complaint.* A complaint
2 shall be in writing.

3 Complaint forms shall be available from the chief
4 clerk of the house, but a complaint shall not be
5 rejected for failure to use the approved form if it
6 complies with the requirements of these rules. The
7 complaint shall contain a certification made by the
8 complainant, under penalty of perjury, that the facts
9 stated in the complaint are true to the best of the
10 complainant's knowledge.

11 To be valid, a complaint shall allege all of the
12 following:

13 (1) Facts, that if true, establish a violation of
14 a provision of chapter 68B of the Code, the house code
15 of ethics, or joint rules governing lobbyists for which
16 penalties or other remedies are provided.

17 (2) That the conduct providing the basis for the
18 complaint occurred within three years of the filing of
19 the complaint.

20 (3) That the party charged with a violation is
21 a party subject to the jurisdiction of the ethics
22 committee.

23 d. *Confidentiality of complaint.* The identity of
24 the parties and the contents of the complaint shall
25 be confidential until the time that the committee
26 chairperson and ranking member determine under
27 paragraph "f" that the complaint is sufficient as
28 to form, unless either the complainant or the party
29 charged in the complaint makes the identity of the
30 parties, or the information contained in the complaint,

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1 public. The chief clerk of the house and the committee

2 chairperson and ranking member may communicate
3 confidentially with appropriate legislative staff
4 during any stage of the complaint process.
5 e. *Notice of complaint.* Upon receipt of the
6 complaint, the chief clerk of the house shall promptly
7 notify the chairperson and ranking member of the
8 ethics committee that a complaint has been filed and
9 provide both the chairperson and the ranking member
10 with copies of the complaint and any supporting
11 information. Within two working days, the chief clerk
12 shall send notice, either by personal delivery or by
13 certified mail, return receipt requested, to the person
14 or persons alleged to have committed the violation,
15 along with a copy of the complaint and any supporting
16 information. The notice to the accused person shall
17 contain a request that the person submit a written
18 response to the complaint within ten working days of
19 the date that the notice was sent by the chief clerk.
20 At the request of the accused person, the committee may
21 extend the time for the response, not to exceed ten
22 additional calendar days. A response to a complaint
23 shall not be confidential.
24 f. *Hearing regarding validity of complaint.* The
25 committee chairperson and the ranking member shall
26 review the complaint and supporting information to
27 determine whether the complaint meets the requirements
28 as to form. If the complaint is deficient as to form,
29 the complaint shall be returned to the complainant
30 with instructions indicating the deficiency. If the

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1 complaint is in writing, is sufficient as to form,
2 and contains the appropriate certification, as soon
3 as practicable, the chairperson shall call a meeting
4 of the committee to review the complaint to determine
5 whether the complaint meets the requirements for
6 validity and whether the committee should take action
7 on the complaint pursuant to paragraph "g" or whether
8 the committee should request that the chief justice
9 of the supreme court appoint an independent special
10 counsel to conduct an investigation to determine
11 whether probable cause exists to believe that a
12 violation of the house code of ethics, joint rules
13 governing lobbyists, or chapter 68B of the Code, has
14 occurred. The sufficiency as to form determination
15 and the valid complaint requirements determination
16 shall be based solely upon the original complaint and
17 the response to the complaint. Additional documents
18 or responses shall not be filed by the parties or
19 otherwise considered by the committee prior to a
20 validity determination. The committee shall not

21 receive or consider oral testimony in support of or
 22 against a validity determination.
 23 If the committee finds that a complaint does not
 24 meet the content requirements for a valid complaint,
 25 the committee shall dismiss the complaint and notify
 26 both the complainant and the party alleged to have
 27 committed the violation of the dismissal and the
 28 reasons for dismissal. A dismissal for failure to meet
 29 the formal requirements for the filing of a complaint
 30 shall be without prejudice and the complainant may

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1 refile the complaint at any time within three years
 2 of the date that the alleged violation took place. If
 3 the dismissal is based upon a failure to allege facts
 4 and circumstances necessary for a valid complaint, the
 5 dismissal shall be with prejudice and the party shall
 6 not be permitted to file a complaint based upon the
 7 same facts and circumstances.

8 *g. Action on undisputed complaint.* If the committee
 9 determines a complaint is valid and determines no
 10 dispute exists between the parties regarding the
 11 material facts that establish a violation, the
 12 committee may take action on the complaint under this
 13 paragraph without requesting the appointment of an
 14 independent special counsel.

15 The committee may do any of the following:
 16 (1) Issue an admonishment to advise against the
 17 conduct that formed the basis for the complaint and to
 18 exercise care in the future.

19 (2) Issue an order to cease and desist the conduct
 20 that formed the basis for the complaint.

21 (3) Make a recommendation to the house that
 22 the person subject to the complaint be censured or
 23 reprimanded.

24 *h. Request for appointment of independent special*
 25 *counsel.* If, after review of the complaint and any
 26 response made by the party alleged to have committed
 27 the violation, the committee determines that the
 28 complaint meets the requirements for form and content
 29 and the committee has not taken action under paragraph
 30 "g", the committee shall request that the chief justice

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1 of the supreme court appoint independent special
 2 counsel to investigate the matter and determine whether
 3 probable cause exists to believe that a violation of
 4 chapter 68B of the Code, the house code of ethics, or
 5 the joint rules governing lobbyists has occurred.

6 *i. Receipt of report of independent special counsel.*

7 The report from the independent special counsel
8 regarding probable cause to proceed on a complaint
9 shall be filed with the chief clerk of the house.
10 Upon receipt of the report of the independent special
11 counsel, the chief clerk shall notify the chairperson
12 of the filing of the report and shall send copies of
13 the report to the members of the ethics committee. As
14 soon as practicable after the filing of the report, the
15 chairperson shall schedule a public meeting for review
16 of the report. The purpose of the public meeting
17 shall be to determine whether the complaint should be
18 dismissed, whether a formal hearing should be held on
19 the complaint, or whether other committee action is
20 appropriate. The complainant and the person alleged to
21 have committed the violation shall be given notice of
22 the public meeting, shall have the right to be present
23 at the public meeting, and may, at the discretion
24 of the committee, present testimony in support of or
25 against the recommendations contained in the report.
26 If the committee determines that the matter should
27 be dismissed, the committee shall cause an order to
28 be entered dismissing the matter and notice of the
29 dismissal shall be given to the complainant and the
30 party alleged to have committed the violation. If

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1 the committee determines that the complaint should be
2 scheduled for formal hearing, the committee shall issue
3 a charging statement which contains the charges and
4 supporting facts that are to be set for formal hearing
5 and notice shall be sent to the complainant and the
6 accused person.
7 The notice shall include a statement of the nature
8 of the charge or charges, a statement of the time and
9 place of hearing, a short and plain statement of the
10 facts asserted, and a statement of the rights of the
11 accused person at the hearing.
12 j. *Formal hearing.* Formal hearings shall be public
13 and conducted in the manner provided in section 68B.31,
14 subsection 8 of the Code. At a formal hearing the
15 accused shall have the right to be present and to
16 be heard in person and by counsel, to cross-examine
17 witnesses, and to present evidence. Members of
18 the committee shall also have the right to question
19 witnesses.
20 The committee may require, by subpoena or otherwise,
21 the attendance and testimony of witnesses and the
22 production of such books, records, correspondence,
23 memoranda, papers, documents, and any other things it
24 deems necessary to the conduct of the inquiry.
25 Evidence at the formal hearing shall be received

26 in accordance with rules and procedures applicable to
 27 contested cases under chapter 17A of the Code.
 28 The committee chairperson, or the vice chairperson,
 29 or ranking member in the absence of the chairperson,
 30 shall preside at the formal hearing and shall rule on

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1 the admissibility of any evidence received. The ruling
 2 of the chairperson may be overturned by a majority
 3 vote of the committee. Independent special counsel
 4 shall present the evidence in support of the charge
 5 or charges. The burden shall be on the independent
 6 special counsel to prove the charge or charges by
 7 a preponderance of clear and convincing evidence.
 8 Upon completion of the formal hearing, the committee
 9 shall adopt written findings of fact and conclusions
 10 concerning the merits of the charges and make its
 11 report and recommendation to the house.

12 k. *Disqualification of member.* Members of the
 13 committee may disqualify themselves from participating
 14 in any investigation of the conduct of another person
 15 upon submission of a written statement that the member
 16 cannot render an impartial and unbiased decision
 17 in a case. A member may also be disqualified by a
 18 unanimous vote of the remaining eligible members of the
 19 committee.

20 A member of the committee is ineligible to
 21 participate in committee meetings, as a member of the
 22 committee, in any proceeding relating to the member's
 23 own official conduct.

24 If a member of the committee is disqualified or
 25 ineligible to act, the majority or minority leader who
 26 appointed the member shall appoint a replacement member
 27 to serve as a member of the committee during the period
 28 of disqualification or ineligibility.

29 l. *Recommendations by the committee.* The committee
 30 shall recommend to the house that the complaint be

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1 dismissed, or that one or more of the following be
 2 imposed:

3 (1) That the member or employee of the house
 4 or lobbyist or client of a lobbyist be censured or
 5 reprimanded, and the recommended appropriate form of
 6 censure or reprimand be used.

7 (2) That the member of the house be suspended or
 8 expelled from membership in the house and required
 9 to forfeit the member's salary for that period, the
 10 employee of the house be suspended or dismissed from
 11 employment, or that the lobbyist's or lobbyist's

12 client's lobbying privileges be suspended.

13 13. COMMUNICATIONS WITH ETHICS COMMITTEE. After a
14 complaint has been filed or an investigation has been
15 initiated, a party to the complaint or investigation
16 shall not communicate, or cause another to communicate,
17 as to the merits of the complaint or investigation with
18 a member of the committee, except under the following
19 circumstances:

20 a. During the course of any meetings or other
21 official proceedings of the committee regarding the
22 complaint or investigation.

23 b. In writing, if a copy of the writing is
24 delivered to the adverse party or the designated
25 representative for the adverse party.

26 c. Orally, if adequate prior notice of the
27 communication is given to the adverse party or the
28 designated representative for the adverse party.

29 d. As otherwise authorized by statute, the house
30 code of ethics, joint rules governing lobbyists, or

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1 vote of the committee.

2 14. PERMANENT RECORD. The chief clerk of the house
3 shall maintain a permanent record of all complaints
4 filed and any corresponding committee action. The
5 permanent record shall be prepared by the ethics
6 committee and shall contain the date the complaint was
7 filed, name and address of the complainant, name and
8 address of the accused person, a brief statement of the
9 charges made, any evidence received by the committee,
10 any transcripts or recordings of committee action, and
11 ultimate disposition of the complaint. ~~Beginning with~~
12 ~~the 2017 Regular Session of the General Assembly, in In~~
13 recording the ultimate disposition of a complaint that
14 is dismissed, the information shall include whether
15 the complaint was dismissed due to formal insufficiency
16 or due to a failure to meet the content requirements
17 of a valid complaint. Except as provided in rule
18 12, paragraph "d", the chief clerk shall keep each
19 complaint confidential until public disclosure is made
20 by the ethics committee.

21 15. MEETING AUTHORIZATION. The house ethics
22 committee is authorized to meet at the discretion of
23 the committee chairperson in order to conduct hearings
24 and other business that properly may come before it.
25 If the committee submits a report seeking house action
26 against a member or employee of the house or lobbyist
27 after the second regular session of a general assembly
28 has adjourned sine die, the report shall be submitted
29 to and considered by the subsequent general assembly.

30 16. ADVISORY OPINIONS.

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1 a. *Requests for formal opinions.* A request for a
2 formal advisory opinion may be filed by any person who
3 is subject to the authority of the ethics committee.
4 The ethics committee may also issue a formal advisory
5 opinion on its own motion, without having previously
6 received a formal request for an opinion, on any issue
7 that is within the jurisdiction of the committee.
8 Requests shall be filed with either the chief clerk of
9 the house or the chairperson of the ethics committee.

10 b. *Form and contents of requests.* A request for
11 a formal advisory opinion shall be in writing and
12 may pertain to any subject matter that is related to
13 application of the house code of ethics, the joint
14 rules governing lobbyists, or chapter 68B of the
15 Code to any person who is subject to the authority of
16 the ethics committee. Requests shall contain one or
17 more specific questions and shall relate either to
18 future conduct or be stated in the hypothetical. A
19 request for an advisory opinion shall not specifically
20 name any individual or contain any other specific
21 identifying information, unless the request relates
22 to the requester's own conduct. However, any request
23 may contain information which identifies the kind
24 of individual who may be affected by the subject
25 matter of the request. Examples of this latter kind
26 of identifying information may include references to
27 conduct of a category of individuals, such as but not
28 limited to conduct of legislators, legislative staff,
29 or lobbyists.

30 c. *Confidentiality of formal requests and opinions.*

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1 Requests for formal opinions are not confidential and
2 any deliberations of the committee regarding a request
3 for a formal opinion shall be public. Opinions issued
4 in response to requests for formal opinions are not
5 confidential, shall be in writing, and shall be placed
6 on file in the office of the chief clerk of the house.
7 Persons requesting formal opinions shall personally
8 receive a copy of the written formal opinion that is
9 issued in response to the request.

10 17. PERSONAL FINANCIAL DISCLOSURE FORM. The
11 following form shall be used for disclosure of economic
12 interests under these rules and section 68B.35 of the
13 Code:

14 STATEMENT OF ECONOMIC INTERESTS
15 Name: _____
16 (Last) (First) (Middle Initial)
17 Address: _____

18 (Street Address, Apt.#/P.O. Box)
 19 _____
 20 (City)(State)(Zip)
 21 Phone:(Home)____/____-____(Business)____/____-____
 22 *****
 23 This form is due each year on or before February 15.
 24 The reporting period is the most recently completed
 25 calendar year. An amended form shall be filed if a
 26 change in business, occupation, or profession reported
 27 in Division I of the form has occurred. The amended
 28 form shall include the date the change took effect and
 29 must be filed within thirty days of the first day of
 30 the change in employment or engagement necessitating

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1 the amended form. If the date of the change occurs
 2 between January 1 and February 15, the change shall be
 3 included in the filing due February 15.
 4 In completing Division III of this form, if your
 5 percentage of ownership of an asset is less than 100
 6 percent, multiply your percentage of ownership by the
 7 total revenue produced to determine if you have reached
 8 the \$1,000 threshold.
 9 Do not report income received by your spouse or
 10 other family members.
 11 In completing this form, if insufficient space is
 12 provided for your answer, you may attach additional
 13 information/answers on full-size sheets of paper.
 14 Division I. Business, Occupation, or Profession.
 15 List each business, occupation, or profession in
 16 which you are engaged, the nature of the business if
 17 not evident, and your position or job title. No income
 18 threshold or time requirement applies.
 19 Examples:
 20 If you are employed by an individual, state the name
 21 of the individual employer, the nature of the business,
 22 and your position.
 23 If you are self-employed and are not incorporated
 24 or are not doing business under a particular business
 25 name, state that you are self-employed, the nature of
 26 the business, and your position.
 27 If you own your own corporation, are employed by a
 28 corporation, or are doing business under a particular
 29 business name, state the name and nature of the
 30 business or corporation and your position.

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1 1 _____
 2 2 _____
 3 3 _____

4 4 _____
 5 5 _____
 6 6 _____
 7 Division II. Commissions from Sales of Goods or
 8 Services to Political Subdivisions.
 9 This part is to be completed only by Legislators.
 10 If you received income in the form of a commission
 11 from the sale of goods or services to a political
 12 subdivision, state the name of the purchasing political
 13 subdivision. The amount of commission earned is not
 14 required to be listed.
 15 1 _____
 16 2 _____
 17 3 _____
 18 4 _____
 19 5 _____
 20 6 _____

21 Division III. Sources of Gross Income.
 22 In each one of the following categories list each
 23 source which produces more than \$1,000 in annual gross
 24 income, if the revenue produced by the source was
 25 subject to federal or state income taxes last year.
 26 List the nature or type of each company, business,
 27 financial institution, corporation, partnership, or
 28 other entity which produces more than \$1,000 of annual
 29 gross income. Neither the amount of income produced
 30 nor value of the holding is required to be listed in

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1 any of the items.
 2 A. Securities: State the nature of the business of
 3 any company in which you hold stock, bonds, or other
 4 pecuniary interests that generate more than \$1,000
 5 in annual gross income. Income generated by multiple
 6 holdings in a single company are deemed received from a
 7 single source.
 8 _____
 9 _____
 10 _____
 11 _____
 12 _____
 13 _____
 14 B. Instruments of Financial Institutions: State
 15 the types of institutions in which you hold financial
 16 instruments, such as certificates of deposit, savings
 17 accounts, etc., that produce annual gross income in
 18 excess of \$1,000, e.g., banks, savings and loans, or
 19 credit unions.
 20 _____
 21 _____
 22 _____

23 _____
 24 _____
 25 _____
 26 C. Trusts: State the nature or type of any trust
 27 from which you receive more than \$1,000 of gross income
 28 annually.
 29 _____
 30 _____

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1 _____
 2 _____
 3 _____
 4 _____
 5 D. Real Estate: State the general nature of real
 6 estate interests that generate more than \$1,000 of
 7 gross income annually, e.g., residential leasehold
 8 interest or farm leasehold interest. The size or
 9 location of the property interest is not required to be
 10 listed.
 11 _____
 12 _____
 13 _____
 14 _____
 15 _____
 16 _____
 17 E. Retirement Systems: State the name of each
 18 pension plan or other corporation or company that pays
 19 you more than \$1,000 annually in retirement benefits.
 20 _____
 21 _____
 22 _____
 23 _____
 24 _____
 25 _____
 26 F. Other Income Categories Specified in State and
 27 Federal Income Tax Regulations.
 28 _____
 29 _____
 30 _____

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1 _____
 2 _____
 3 _____
 4 (Signature of Filer) (Date)

McKean of Jones moved the adoption of House Resolution 6.

The motion prevailed and the resolution was adopted.

ADOPTION OF HOUSE CONCURRENT RESOLUTION 9

Hagenow of Dallas called up for consideration **House Concurrent Resolution 9**, as follows:

HOUSE CONCURRENT RESOLUTION 9 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-eighth General
 4 Assembly.
 5 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES,
 6 THE SENATE CONCURRING, That the joint rules governing
 7 lobbyists of the Senate and House of Representatives
 8 for the ~~Eighty-seventh~~ Eighty-eighth General Assembly
 9 shall be as follows:
 10 JOINT RULES GOVERNING LOBBYISTS
 11 Rule 1
 12 DEFINITIONS
 13 As used in these rules, "client", "gift",
 14 "honoraria" or "honorarium", "immediate family member",
 15 and "lobbyist" have the meaning provided in chapter
 16 68B of the Code. As used in these rules, the term
 17 "political action committee" means a committee, but not
 18 a candidate's committee, which accepts contributions,
 19 makes expenditures, or incurs indebtedness in the
 20 aggregate of more than one thousand dollars in any one
 21 calendar year to expressly advocate the nomination,
 22 election, or defeat of a candidate for public office
 23 or to expressly advocate the passage or defeat of
 24 a ballot issue or influencing legislative action,
 25 or an association, lodge, society, cooperative,
 26 union, fraternity, sorority, educational institution,

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1 civic organization, labor organization, religious
 2 organization, or professional or other organization
 3 which makes contributions in the aggregate of more
 4 than one thousand 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

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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,

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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"

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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.

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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

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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

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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~~ rule does
7 not include a loan made in the ordinary course of
8 business of a lobbyist if the primary business of
9 the lobbyist is something other than lobbying, if
10 consideration of equal or greater value is received
11 by the lobbyist, and if fair market value is given or
12 received for the 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

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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.

McKean of Jones moved the adoption of House Concurrent Resolution 9.

The motion prevailed and the resolution was adopted.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 161 Ways and Means

Exempting from the sales tax certain items and services sold or furnished to nonprofit blood centers, including effective date and retroactive applicability provisions.

H.S.B. 162 Natural Resources

Relating to the management of the spread of diseases in wild animals, making penalties applicable, and including effective date provisions.

H.S.B. 163 Natural Resources

Allowing a crossbow as a legal method of take during the late split archery season.

H.S.B. 164 Appropriations

Relating to the state budget process.

H.S.B. 165 Ways and Means

Establishing budget limitations for counties and cities and including applicability provisions.

SUBCOMMITTEE ASSIGNMENTS

House File 167

State Government: Bacon, Chair; Nielsen and Thompson.

House File 179

Natural Resources: Baxter, Chair; Ourth and Thorup.

House File 300

Natural Resources: Jeneary, Chair; Jacoby and Shipley.

House File 331

Education: Mommsen, Chair; Brink and Winckler.

House File 335

State Government: Sexton, Chair; Hunter and Mitchell.

House File 341

State Government: Sexton, Chair; Mascher and Thompson.

House File 348

Education: Moore, Chair; Hanusa and Steckman.

House File 349

Education: A. Meyer, Chair; Moore and Staed.

House File 370

Ways and Means: Windschitl, Chair; Hein and Kurth.

House File 372

Human Resources: Fry, Chair; Dolecheck and James.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 161

Ways and Means: Bossman, Chair; Brown-Powers and Windschitl.

House Study Bill 162

Natural Resources: Baxter, Chair; Breckenridge and Osmundson.

House Study Bill 163

Natural Resources: Fisher, Chair; Maxwell and Staed.

House Study Bill 164

Appropriations: Hinson, Chair; Hall and Sorensen.

House Study Bill 165

Ways and Means: Bloomingdale, Chair; Brown-Powers, Forbes, Hein and Hite.

COMMITTEE RECOMMENDATIONS

MADAM 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 33), relating to residential contractors and repair or services performed on residential real estate covered by property and casualty insurance, and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 13, 2019.

Committee Bill (Formerly House Study Bill 92), relating to the insurance fraud bureau, criminal history checks for licenses granted by the insurance division, and resolving inconsistencies.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 13, 2019.

COMMITTEE ON EDUCATION

Committee Bill (Formerly House Study Bill 18), relating to school funding by modifying provisions relating to the collection of sales tax for deposit in the secure an advanced vision for education fund, provisions relating to and prerequisites for the use of tax revenue from the secure an advanced vision for education fund, and provisions relating to the calculation of the additional property tax levy, and making appropriations.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 13, 2019.

Committee Bill (Formerly House Study Bill 128), relating to a financial literacy requirement under the state's educational standards.

Fiscal Note: **No**

Recommendation: **Do Pass** February 13, 2019.

COMMITTEE ON HUMAN RESOURCES

Committee Bill (Formerly House File 209), relating to the suspension of Medicaid coverage for an inmate of a public institution.

Fiscal Note: **No**

Recommendation: **Do Pass** February 12, 2019.

Committee Bill (Formerly House File 211), relating to the provision of health care services via telehealth for the civil commitment unit for sexual offenders.

Fiscal Note: **No**

Recommendation: **Do Pass** February 12, 2019.

Committee Bill (Formerly House Study Bill 73), relating to the transfer of dangerous persons with mental illness from a hospital for persons with mental illness to the Iowa medical and classification center.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 12, 2019.

COMMITTEE ON TRANSPORTATION

Committee Bill (Formerly House Study Bill 13), increasing the required amount for a surety bond necessary for the issuance of a travel trailer dealer's license, and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 12, 2019.

Committee Bill (Formerly House Study Bill 43), relating to commercial driver's license requirements, and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 12, 2019.

Committee Bill (Formerly House Study Bill 44), relating to the process and fees associated with the registration and title of vessels, snowmobiles, and all-terrain vehicles.

Fiscal Note: **No**

Recommendation: **Do Pass** February 12, 2019.

Committee Bill (Formerly House Study Bill 45), relating to required notices to the department of transportation regarding certain registered aircraft.

Fiscal Note: **No**

Recommendation: **Do Pass** February 12, 2019.

Committee Bill (Formerly House Study Bill 88), relating to special certificates issued to aircraft manufacturers, transporters, and dealers, providing fees, making penalties applicable, and including effective date and applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 12, 2019.

Committee Bill (Formerly House Study Bill 127), relating to distance requirements for certain motor vehicles following other vehicles.

Fiscal Note: **No**

Recommendation: **Do Pass** February 12, 2019.

On motion by Hagenow of Dallas, the House adjourned at 9:45 a.m., until 8:30 a.m., Thursday, February 14, 2019.

JOURNAL OF THE HOUSE

Thirty-second Calendar Day - Twenty-second Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, February 14, 2019

The House met pursuant to adjournment at 8:30 a.m., Speaker Upmeyer in the chair.

Prayer was offered by Pastor Scott Meadow, Lovely Lane United Methodist Church, Cedar Rapids. He was the guest of Staed of Linn.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Alyssa Whitham, Minority Leader's Page from Osceola.

The Journal of Wednesday, February 13, 2019, was approved.

INTRODUCTION OF BILLS

House File 383, by Winckler, Abdul-Samad, Anderson, Bearinger, Bennett, Breckenridge, Brown-Powers, Cohoon, Derry, Donahue, Ehlert, Forbes, Gaines, Gaskill, Hall, Heddens, Hunter, Isenhardt, Jacoby, James, Judge, Kacena, Konfrst, Kressig, Kurth, Kurtz, Lensing, Mascher, Matson, McConkey, B. Meyer, Nielsen, Oldson, Olson, Ourth, Prichard, Running-Marquardt, M. Smith, R. Smith, Staed, Steckman, Sunde, Thede, Wessel-Kroeschell, Williams, and Wolfe, a bill for an act relating to public school funding by establishing the state percent of growth and the categorical state percent of growth for the budget year beginning July 1, 2019, specifying citation references, modifying provisions relating to the property tax replacement payments, and including effective date provisions.

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

House File 384, by Hinson, a bill for an act requiring employers to provide reasonable accommodations to employees based on pregnancy or childbirth and making penalties applicable.

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

House File 385, by Windschitl, a bill for an act concerning the carrying and possession of weapons and the acquiring of pistols and revolvers, providing penalties, and including effective date provisions.

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

House File 386, by committee on Veterans Affairs, a bill for an act relating to the issuance of driver's licenses marked to reflect veteran status.

Read first time and placed on the **calendar**.

House File 387, by committee on Transportation, a bill for an act relating to distance requirements for certain motor vehicles following other vehicles.

Read first time and placed on the **calendar**.

House File 388, by committee on Transportation, a bill for an act relating to special certificates issued to aircraft manufacturers, transporters, and dealers, providing fees, making penalties applicable, and including effective date and applicability provisions.

Read first time and placed on the **calendar**.

House File 389, by committee on Transportation, a bill for an act relating to the process and fees associated with the registration and title of vessels, snowmobiles, and all-terrain vehicles.

Read first time and placed on the **calendar**.

House File 390, by committee on Transportation, a bill for an act relating to required notices to the department of transportation regarding certain registered aircraft.

Read first time and placed on the **calendar**.

House File 391, by committee on Transportation, a bill for an act increasing the required amount for a surety bond necessary for the issuance of a travel trailer dealer's license, and including applicability provisions.

Read first time and placed on the **calendar**.

House File 392, by committee on State Government, a bill for an act relating to competitive bidding requirements applicable to certain governmental officials and employees.

Read first time and placed on the **calendar**.

House File 393, by committee on State Government, a bill for an act relating to the reporting of certain gifts and bequests received by the executive branch.

Read first time and placed on the **calendar**.

House File 394, by Winckler, Abdul-Samad, Anderson, Bearinger, Breckenridge, Brown-Powers, Cohoon, Donahue, Ehlert, Forbes, Gaines, Gaskill, Hall, Heddens, Hunter, Jacoby, Judge, Kacena, Konfrst, Kressig, Kurth, Kurtz, Lensing, Mascher, Matson, McConkey, B. Meyer, Nielsen, Oldson, Olson, Ourth, Prichard, M. Smith, R. Smith, Staed, Steckman, Sunde, Thede, Wessel-Kroeschell, Williams, and Wolfe, a bill for an act relating to school district finance by modifying provisions relating to the calculation of the regular program state cost per pupil, establishing a supplementary weighting plan for certain mandatory school district transportation costs, and including effective date provisions.

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

House File 395, by Wheeler, a bill for an act relating to pretrial contact between a prosecuting witness who is a minor and the defendant.

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

House File 396, by Salmon, a bill for an act relating to live adult entertainment facilities, including creating a human trafficking and child sexual exploitation prevention fund, and providing for the assessment of a surcharge.

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

IMMEDIATE MESSAGE

Wills of Dickinson asked and received unanimous consent that **House Concurrent Resolution 9** be immediately messaged to the Senate.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Madam Speaker: I am directed to inform your honorable body that the Senate has on February 13, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 306, a bill for an act relating to public school funding by establishing the state percent of growth and the categorical state percent of growth for the budget year beginning July 1, 2019, modifying provisions relating to the property tax replacement payments, and including effective date provisions.

Also: That the Senate has on February 13, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 307, a bill for an act relating to public school funding by modifying provisions relating to the regular program state cost per pupil, making appropriations to the transportation equity fund, establishing transportation data review and reporting requirements, and including effective date provisions.

Also: That the Senate has on February 13, 2019, adopted the following resolution in which the concurrence of the House is asked:

Senate Concurrent Resolution 5, a concurrent resolution relating to joint rules of the Senate and House of Representatives for the Eighty-eighth General Assembly.

W. CHARLES SMITHSON, Secretary

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Chief Clerk and placed on file in the Legislative Services Agency: To view reports in full, click [here](#).

CHIEF INFORMATION OFFICER

Internal Service Fund Report, pursuant to Iowa Code section 8B.13.

LowAccess Revolving Fund Report, pursuant to Iowa Code section 8B.33.

Donations, Grants, Gifts and Contributions Report, pursuant to Iowa Code 8B.6.

DEPARTMENT OF MANAGEMENT

Biennial State Mandates Report, pursuant to Iowa Code section 25B.4.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 166 Human Resources

Requesting the establishment of an interim study committee relating to the impact of state assistance program income restriction guidelines.

H.S.B. 167 State Government

Providing for notarial acts, including by providing for the use of electronic media.

H.S.B. 168 State Government

Relating to the closing time of polling places.

H.S.B. 169 State Government

Relating to computer software verification requirements for certain service contracts.

H.S.B. 170 State Government

Related to allowable annual salaries for deputy county auditors in charge of elections administration.

H.S.B. 171 State Government

Allowing registered voters to make applications for absentee ballots through electronic means and making penalties applicable.

H.S.B. 172 State Government

Relating to abandoned structures and abatement of public nuisances.

H.S.B. 173 Agriculture

Providing for a beginning farmer tax credit program, providing for fees, and including effective date and retroactive applicability provisions.

H.S.B. 174 Judiciary

Relating to debts for which the homestead is liable by providing that the homestead may be sold to satisfy debts secured by a mechanic's lien, including principal, interest, attorney fees, and costs.

H.S.B. 175 Public Safety

Providing limited immunity from certain criminal offenses and prohibiting certain disciplinary sanctions for persons under twenty-one years of age who report, seek, or require emergency assistance for alcohol overdoses or protection from certain crimes, and modifying penalties.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS**House Study Bill 166**

Human Resources: Osmundson, Chair; Lundgren and Matson.

House Study Bill 167

State Government: Jacobsen, Chair; Donahue and Hinson.

House Study Bill 168

State Government: Sexton, Chair; Hunter and Jacobsen.

House Study Bill 169

State Government: Jacobsen, Chair; Derry and Mitchell.

House Study Bill 170

State Government: Sorensen, Chair; Bacon and Konfrst.

House Study Bill 171

State Government: Sexton, Chair; Hunter and McKean.

House Study Bill 172

State Government: Thompson, Chair; Deyoe and Nielsen.

House Study Bill 173

Agriculture: Zumbach, Chair; Bearinger and Sieck.

House Study Bill 174

Judiciary: Lohse, Chair; Derry and Paustian.

House Study Bill 175

Public Safety: Klein, Chair; Breckenridge and Jeneary.

COMMITTEE RECOMMENDATION

MADAM 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 VETERANS AFFAIRS

Committee Bill (Formerly House Study Bill 135), relating to the creation of a green alert program for missing veterans-at-risk.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 14, 2019.

On motion by Wills of Dickinson, the House adjourned at 8:45 a.m., until 1:00 p.m., Monday, February 18, 2019.

JOURNAL OF THE HOUSE

Thirty-sixth Calendar Day - Twenty-third Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, February 18, 2019

The House met pursuant to adjournment at 1:00 p.m., Speaker Upmeyer in the chair.

Prayer was offered by Rabbi Henry Karp, Emeritus of Temple Emanuel, Davenport. He was the guest of McKean of Jones.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Steph Blobaum, Page from Des Moines.

The Journal of Thursday, February 14, 2019, was approved.

INTRODUCTION OF BILLS

House Joint Resolution 8, by Jones, a joint resolution designating the regal fritillary as the official state insect of the State of Iowa.

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

House Joint Resolution 9, by Hinson, a joint resolution proposing an amendment to the Constitution of the State of Iowa to make references to the governor in the Constitution of the State of Iowa gender neutral.

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

House File 397, by Staed, a bill for an act prohibiting the construction of confinement feeding operation structures that are part of confinement feeding operations located in certain subwatersheds, making penalties applicable, and including effective date provisions.

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

House File 398, by Staed, a bill for an act requiring that a person submit a bond with a manure management plan associated with a confinement feeding operation, and including effective date provisions.

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

House File 399, by Running-Marquardt, a bill for an act relating to health insurance coverage for hearing aids for covered persons age eighteen and younger and including applicability provisions.

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

House File 400, by Anderson, a bill for an act providing labeling requirements for household hazardous plants, and making penalties applicable.

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

House File 401, by Mommsen, a bill for an act relating to manufacturers of alcoholic beverages.

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

House File 402, by Kurth, a bill for an act relating to the authorized uses of revenues from the regular and voter-approved physical plant and equipment levies and including applicability provisions.

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

House File 403, by Running-Marquardt, a bill for an act relating to the list of shared operational functions for which school districts and area education agencies may be eligible to receive supplementary weighting and including applicability provisions.

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

House File 404, by Mascher, a bill for an act relating to lead testing in child care facilities and schools.

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

House File 405, by Mascher, a bill for an act providing for the development and implementation of guidelines for schools for the management of students with life-threatening food allergies.

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

House File 406, by Staed, a bill for an act relating to requiring water quality plans for persons receiving financial assistance for establishing soil and water conservation plans.

Read first time and referred to committee on **Environmental Protection**.

House File 407, by Staed, a bill for an act relating to confinement feeding operations, including by establishing a moratorium, requiring the department of natural resources to adjust compliance fees, requiring the department to submit a report to the general assembly, making penalties applicable, and including effective date provisions.

Read first time and referred to committee on **Environmental Protection**.

House File 408, by Jones, a bill for an act relating to indeterminate sentences for class “D” felonies.

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

House File 409, by Brown-Powers, Kressig, Winckler, Bennett, R. Smith, and Hunter, a bill for an act designating snow plow operators as public safety employees for purposes of public employee collective bargaining and including applicability provisions.

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

House File 410, by Staed, Hunter, and Gaines, a bill for an act relating to the regulation of objectionable odors and providing penalties.

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

House File 411, by Donahue, a bill for an act requiring the department of natural resources to conduct a study related to pollinator species on properties owned by the department.

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

House File 412, by Lohse, a bill for an act relating to the acceptance of beverage containers by dealers and redemption centers and providing effective date provisions.

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

House File 413, by Running-Marquardt, a bill for an act relating to the medical cannabidiol Act by adding post-traumatic stress disorder to the list of debilitating medical conditions for which the medical use of cannabidiol would be medically beneficial.

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

House File 414, by M. Smith, 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 415, by Staed, a bill for an act differentiating between filing deadlines for incumbents and nonincumbents.

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

House File 416, by Olson, a bill for an act exempting from the sales and use tax the sale or rental price of gardening materials and supplies used in an urban area.

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

House File 417, by committee on Commerce, a bill for an act relating to post-loss assignment of rights to residential contractors for repair or services performed on residential real estate covered by property and casualty insurance, and making penalties applicable.

Read first time and placed on the **calendar**.

House File 418, by committee on Transportation, a bill for an act relating to commercial driver's license requirements, and including applicability provisions.

Read first time and placed on the **calendar**.

House File 419, by committee on State Government, a bill for an act relating to professional standards for the certification or designation of music therapists and providing penalties.

Read first time and placed on the **calendar**.

House File 420, by committee on Education, a bill for an act relating to a financial literacy requirement under the state's educational standards.

Read first time and placed on the **calendar**.

House File 421, by committee on Human Resources, a bill for an act relating to facilities providing care for persons with mental illness including providing for the transfer of dangerous persons with mental illness from a hospital for persons with mental illness to the Iowa medical and classification center.

Read first time and placed on the **calendar**.

House File 422, by committee on Human Resources, a bill for an act relating to the provision of health care services via telehealth for the civil commitment unit for sexual offenders.

Read first time and placed on the **calendar**.

House File 423, by committee on Human Resources, a bill for an act relating to the suspension of Medicaid coverage for an inmate of a public institution.

Read first time and placed on the **calendar**.

House File 424, by committee on Veterans Affairs, a bill for an act relating to the creation of a green alert program for missing veterans-at-risk.

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

House File 425, by committee on Education, a bill for an act relating to school funding by modifying provisions relating to the collection of sales tax for deposit in the secure an advanced vision for

education fund, provisions relating to the use of tax revenue from the secure an advanced vision for education fund, and provisions relating to the calculation of the additional property tax levy, and making appropriations.

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

House File 426, by committee on Commerce, a bill for an act relating to the insurance fraud bureau, criminal history checks for licenses granted by the insurance division, and resolving inconsistencies.

Read first time and placed on the **calendar**.

BILLS ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:

Madam 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 approval on this 18th day of February, 2019: House Files 306 and 307.

CARMINE BOAL
Chief Clerk of the House

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 176 Judiciary

Relating to maximum allowable expenses for the ordinary and necessary living expenses of a mother relative to termination of parental rights and adoption proceedings, and including effective date provisions.

H.S.B. 177 Judiciary

Relating to notice and opportunity to repair construction defects in new construction, and including effective date and applicability provisions.

H.S.B. 178 Judiciary

Concerning jurors, relating to access to certain department of revenue taxpayer information for jury list compilation and juror information confidentiality.

H.S.B. 179 Appropriations

Making appropriations relating to the future ready Iowa initiative, providing for properly related matters, and including effective date provisions.

SUBCOMMITTEE ASSIGNMENTS**House File 210**

Human Resources: Osmundson, Chair; Bacon and Wessel-Kroeschell.

House File 276

Judiciary: Hite, Chair; Mitchell and Wolfe.

House File 318

Natural Resources: Zumbach, Chair; Hall and Osmundson.

House File 366

Education: Mommsen, Chair; James and A. Meyer.

House File 367

Education: Hanusa, Chair; Fry and Gaines.

House File 375

Human Resources: Best, Chair; James and Moore.

House File 385

Public Safety: Windschitl, Chair; Klein and Wessel-Kroeschell.

House File 394

Education: Dolecheck, Chair; Kerr and R. Smith.

House File 395

Judiciary: Hinson, Chair; Hite and Olson.

House File 416

Ways and Means: Windschitl, Chair; Hein and Jacoby.

House File 425

Ways and Means: Bossman, Chair; Isenhardt and Osmundson.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 176

Judiciary: Hinson, Chair; Bergan and Konfrst.

House Study Bill 177

Judiciary: Lohse, Chair; B. Meyer and Paustian.

House Study Bill 178

Judiciary: Hite, Chair; Paustian and Sunde.

House Study Bill 179

Appropriations: Grassley, Chair; Best, Hall, Kerr and Oldson.

RESOLUTION FILED

H.R. 8, by Hanusa, a resolution to recognize the Iowa Small Business Development Centers and honor 2019 award winners.

Laid over under **Rule 25**.

On motion by Hagenow of Dallas, the House adjourned at 1:19 p.m., until 8:30 a.m., Tuesday, February 19, 2019.

JOURNAL OF THE HOUSE

Thirty-seventh Calendar Day - Twenty-fourth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, February 19, 2019

The House met pursuant to adjournment at 8:31 a.m., Wheeler of Sioux in the chair.

Prayer was offered by Bishop Thomas Zinkula, Catholic Diocese, Davenport. He was the guest of Kurth of Scott.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Alyssa Brouillet, Majority Leader's Page from Ankeny.

The Journal of Monday, February 18, 2019, was approved.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Madam Speaker: I am directed to inform your honorable body that the Senate has on February 18, 2019, adopted the following resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution 9, a concurrent resolution relating to the joint rules governing lobbyists of the Senate and House of Representatives for the Eighty-eighth General Assembly.

Also: That the Senate has on February 18, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 113, a bill for an act allowing certain operating-while-intoxicated offenders to be sentenced as habitual offenders, and making penalties applicable.

Also: That the Senate has on February 18, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 139, a bill for an act relating to a financial literacy requirement under the state's educational standards.

Also: That the Senate has on February 18, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 220, a bill for an act relating to the increased expensing allowance deduction by corporations, financial institutions, and partnerships and limited liability companies taxed as corporations, and including effective date and retroactive applicability provisions.

Also: That the Senate has on February 18, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 230, a bill for an act relating to manufacturers of native distilled spirits and beer.

W. CHARLES SMITHSON, Secretary

INTRODUCTION OF BILLS

House Joint Resolution 10, by Jacoby, a joint resolution requesting the calling of a constitutional convention for the exclusive purpose of proposing an amendment to the United States Constitution that will restore balance and integrity to our elections.

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

House File 427, by Kressig, Brown-Powers, Moore, and R. Smith, a bill for an act requiring that secondary and postsecondary education institutions provide students with information regarding suicide prevention and student mental health services and including applicability provisions.

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

House File 428, by Salmon, Gassman, Shipley, Wheeler, Gustafson, Osmundson, Fisher, and Holt, a bill for an act relating to the core curriculum and twenty-first century learning skills adopted or defined by the state board of education.

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

House File 429, by Salmon, Gassman, Shipley, Wheeler, Kerr, Osmundson, and Fisher, a bill for an act relating to human growth and development course enrollment at school districts and to pupil attendance at educational conferences or seminars in which human growth and development information is provided.

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

House File 430, by A. Meyer, a bill for an act relating to pediatric congenital heart surgery including data reporting and the provision of patient education by hospitals.

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

House File 431, by Deyoe, a bill for an act relating to farm tenancies, by providing for notice of termination.

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

House File 432, by Isenhart, a bill for an act requiring an environmental impact assessment under specified circumstances prior to the granting of a permit to construct, maintain, or operate a hazardous liquid pipeline, and including effective date provisions.

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

House File 433, by Mascher, a bill for an act requiring parental consent forms for field trips or school activities in the capitol building or on the capitol grounds to include language on state law permitting pistols and revolvers in the capitol building and on the capitol grounds.

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

House File 434, by Isenhart, a bill for an act relating to Medicaid and children's health insurance program coverage for certain lawfully residing children, and providing effective date provisions.

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

House File 435, by Fry, a bill for an act relating to the release of certain confidential information by the department of human services to multidisciplinary teams and making penalties applicable.

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

House File 436, by Isenhart, a bill for an act creating a citizen trade policy council, establishing powers and duties for the council,

creating a citizen trade policy council fund, and making an appropriation.

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

House File 437, by Fry, a bill for an act relating to licensing sanctions against individuals who default or are delinquent on student loan debt or on a related service obligation.

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

House File 438, by Moore, Jacobsen, Wheeler, and Gerhold, a bill for an act relating to the repeal of the state inheritance tax and the state qualified use inheritance tax.

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

SENATE MESSAGES CONSIDERED

Senate File 113, by committee on Judiciary, a bill for an act allowing certain operating-while-intoxicated offenders to be sentenced as habitual offenders, and making penalties applicable.

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

Senate File 139, by committee on Education, a bill for an act relating to a financial literacy requirement under the state's educational standards.

Read first time and **passed on file**.

Senate File 220, by committee on Ways and Means, a bill for an act relating to the increased expensing allowance deduction by corporations, financial institutions, and partnerships and limited liability companies taxed as corporations, and including effective date and retroactive applicability provisions.

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

Senate File 230, by committee on Commerce, a bill for an act relating to manufacturers of native distilled spirits and beer.

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

REREFERRED

The Speaker announced that House File 412, previously referred to committee on **Natural Resources** was rereferred to committee on **Environmental Protection**.

SPONSOR ADDED

House File 414 – Gaskill of Wapello

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on February 19, 2019, the following bills were approved and transmitted to the Secretary of State:

House File 306, an Act relating to public school funding by establishing the state percent of growth and the categorical state percent of growth for the budget year beginning July 1, 2019, modifying provisions relating to the property tax replacement payments, and including effective date provisions.

House File 307, an Act relating to public school funding by modifying provisions relating to the regular program state cost per pupil, making appropriations to the transportation equity fund, establishing transportation data review and reporting requirements, and including effective date provisions.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS**H.S.B. 180 Labor**

Relating to professional licensing, including by providing for a review of professional licenses and allowing for preapplication qualification reviews, and providing fees.

H.S.B. 181 Commerce

Relating to the definition of personal injuries arising out of and in the course of the employment for the purposes of compensable acts for workers' compensation.

H.S.B. 182 Commerce

Relating to insurance notices and documents delivered by electronic

means to a consumer that purchases portable electronics insurance in a retail transaction.

H.S.B. 183 Human Resources

Relating to the integration of Medicaid and healthy and well kids in Iowa program eligibility, payment, and administrative functions under the department of human services.

H.S.B. 184 Human Resources

Relating to juvenile justice, including provisions relating to child foster care and parent visitation in child in need of assistance proceedings.

SUBCOMMITTEE ASSIGNMENTS

House File 118

Public Safety: Windschitl, Chair; Klein and Wessel-Kroeschell.

House File 279

Local Government: McKean, Chair; Hanusa and Lensing.

House File 332

Human Resources: Fry, Chair; Anderson and Dolecheck.

House File 344

Local Government: Hanusa, Chair; Gassman and Thede.

House File 353

Local Government: Bossman, Chair; Hunter and Thompson.

House File 383

Education: Dolecheck, Chair; Kerr and R. Smith.

House File 408

Judiciary: Mitchell, Chair; Kaufmann and Wolfe.

House File 431

Agriculture: Gerhold, Chair; Sexton and Williams.

House File 435

Human Resources: Fry, Chair; Dolecheck and Konfrst.

House File 438

Ways and Means: Windschitl, Chair; Hein and Jacoby.

Senate File 220

Ways and Means: Hite, Chair; McConkey and Zumbach.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS**House Study Bill 180**

Labor: Deyoe, Chair; Brink and Ehlert.

House Study Bill 181

Commerce: Deyoe, Chair; B. Meyer and Sorensen.

House Study Bill 182

Commerce: Mitchell, Chair; Hall and Wills.

House Study Bill 183

Human Resources: Osmundson, Chair; Bacon and Brown-Powers.

House Study Bill 184

Human Resources: Bergan, Chair; Dolecheck and Sunde.

COMMITTEE RECOMMENDATIONS

MADAM 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

House File 225, a bill for an act relating to demolition reserves on fire and casualty claims on real property located within a city and requesting an interim study on such reserves.

Fiscal Note: **No**

Recommendation: **Do Pass** February 18, 2019.

Committee Bill (Formerly House Study Bill 105), modifying provisions relating to the certification of real estate appraisers and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Do Pass** February 18, 2019.

COMMITTEE ON ECONOMIC GROWTH

Committee Bill (Formerly House Study Bill 86), relating to bioscience-based economic development, the establishment of a bioscience development corporation, and membership on the Iowa innovation council.

Fiscal Note: **No**

Recommendation: **Do Pass** February 19, 2019.

Committee Bill (Formerly House Study Bill 91), relating to community catalyst building remediation grants for emergency projects.

Fiscal Note: **No**

Recommendation: **Do Pass** February 19, 2019.

Committee Bill (Formerly House Study Bill 152), concerning state purchasing requirements relating to targeted small business procurement goals.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 19, 2019.

COMMITTEE ON PUBLIC SAFETY

Committee Bill (Formerly House Study Bill 155), related to installations of certain wireless telecommunications infrastructure in the state, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 19, 2019.

COMMITTEE ON STATE GOVERNMENT

Committee Bill (Formerly House File 53), relating to access to a copy of an original birth certificate by an adult adoptee, and providing for fees.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 19, 2019.

Committee Bill (Formerly House Study Bill 120), authorizing the temporary sale of merchandise at a toy benefit for Iowa children on the state capitol complex grounds.

Fiscal Note: **No**

Recommendation: **Do Pass** February 19, 2019.

Committee Bill (Formerly House Study Bill 146), eliminating the education telecommunications council and regional telecommunications councils established under the Iowa communications network.

Fiscal Note: **No**

Recommendation: **Do Pass** February 19, 2019.

On motion by Hagenow of Dallas, the House adjourned at 8:50 a.m., until 8:30 a.m., Wednesday, February 20, 2019.

JOURNAL OF THE HOUSE

Thirty-eighth Calendar Day - Twenty-fifth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, February 20, 2019

The House met pursuant to adjournment at 8:31 a.m., Speaker Upmeyer in the chair.

Prayer was offered by Baxter of Hancock.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Addie Cosgrove, Page from Aurelia.

The Journal of Tuesday, February 19, 2019, was approved.

INTRODUCTION OF BILLS

House File 439, by Bossman, a bill for an act requiring the budget submissions of executive branch departments to utilize a zero-base approach once per decade.

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

House File 440, by Matson, Kressig, Jacoby, Mascher, B. Meyer, Donahue, Forbes, Steckman, Ourth, Kurtz, Gaskill, Thede, Hunter, Kacena, Anderson, Gaines, Brown-Powers, Heddens, McConkey, Wessel-Kroeschell, James, Staed, Isenhardt, and R. Smith, a bill for an act relating to delayed deposit services by limiting the annual percentage rate for fees and requiring a delayed deposit repayment option in certain circumstances and making penalties applicable.

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

House File 441, by Mascher, a bill for an act relating to the establishment of a behavioral interventions task force.

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

House File 442, by Mascher, a bill for an act requiring school districts to expand human growth and development coursework to include instruction regarding organ and tissue donation.

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

House File 443, by Wheeler, a bill for an act relating to the Iowa core curriculum and standards for school districts and accredited nonpublic schools and including effective date provisions.

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

House File 444, by Wheeler, a bill for an act relating to display of the national motto by school districts.

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

House File 445, by Jones, Worthan, and Huseman, a bill for an act relating to education funding weighting for children living in certain facilities and including effective date provisions.

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

House File 446, by Jones, a bill for an act relating to the manufacture of controlled substances and providing penalties.

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

House File 447, by McKean and James, a bill for an act relating to the dispensing of insulin in emergency situations, and providing for insurance coverage.

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

House File 448, by Shipley and Thompson, a bill for an act providing for exemptions from immunization for a person's enrollment in any elementary or secondary school or licensed child care center.

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

House File 449, by Shipley, a bill for an act relating to information to be provided, recorded, and reported by health care providers relative to certain vaccinations, and providing penalties.

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

House File 450, by Bennett, Staed, Kurth, Hunter, Gaskill, Anderson, B. Meyer, Ehlert, Derry, Gaines, McConkey, Mascher, and Kacena, a bill for an act requiring that human growth and development instruction provided by school districts include instruction on consent.

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

House File 451, by Fry, a bill for an act establishing a psychiatric patient placement clearinghouse and inpatient psychiatric bed tracking system work group.

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

House File 452, by Anderson, a bill for an act defining the terms crime of violence and violence.

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

House File 453, by Jones, a bill for an act excluding certain temporary employment by governmental entities from eligibility for unemployment insurance and including applicability provisions.

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

House File 454, by Kacena, a bill for an act relating to fishing by children in foster care.

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

House File 455, by Isenhardt and James, a bill for an act relating to human trafficking prevention training, by providing for certification of lodging providers who have voluntarily completed training and prohibiting the use of public funds to procure lodging, facilities, or services from noncertified lodging providers.

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

House File 456, by Wheeler, a bill for an act relating to the carrying and possession of weapons and acquiring pistols and revolvers, and providing penalties.

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

House File 457, by Shipley, a bill for an act relating to the classification of MDMA as a schedule I controlled substance.

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

House File 458, by Bennett, Staed, Donahue, Gaines, Thede, Kurth, Hunter, Gaskill, M. Smith, Anderson, B. Meyer, Derry, McConkey, Wessel-Kroeschell, Mascher, Kressig, and Wolfe, a bill for an act providing for an Edna Griffin statue or monument on the capitol complex grounds.

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

House File 459, by Lensing, a bill for an act relating to operational requirements for the Iowa public information board.

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

House File 460, by Running-Marquardt, a bill for an act relating to penalties for drivers of motor vehicles who pass, or fail to reduce speed or stop for, school buses, and including effective date provisions.

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

House File 461, by Mascher, a bill for an act requiring the use of safety belts or safety harnesses by passengers of motor vehicles, and making penalties applicable.

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

House File 462, by Mascher, a bill for an act exempting the sale of feminine hygiene products from the sales tax.

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

House File 463, by Thompson and Gerhold, a bill for an act exempting from the individual income tax Iowa national guard enlistment or retention bonus pay received by an individual serving in the national guard, and including applicability provisions.

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

House File 464, by Bossman, a bill for an act providing for the establishment of recreation savings accounts and a related individual income tax exemption, and including applicability provisions.

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

House File 465, by Shipley, a bill for an act excluding from the computation of net income for state individual income tax purposes the net capital gain from sales or exchanges of assets, and including retroactive applicability provisions.

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

House File 466, by Nielsen, a bill for an act establishing processes for voter approval of a proposition to require a township to provide emergency medical service and for voter approval of a higher additional annual property tax levy rate for the provision of township services.

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

COMMITTEE REVISIONS

The Speaker announced the following changes to committee assignments effective February 19, 2019:

Judiciary

Windschitl replaced Jones

Local Government

Huseman replaced Jones

Ways and Means

Lohse replaced Jones

On motion by Hagenow of Dallas, the House was recessed at 8:46 a.m., until 10:15 a.m.

MORNING SESSION

The House reconvened at 10:39 a.m., Fry of Clarke in the chair.

CONSIDERATION OF BILLS

Regular Calendar

House File 223, a bill for an act relating to reimbursement of witness mileage expenses, was taken up for consideration.

Paustian 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. 223)

The ayes were, 98:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossman	Breckenridge	Brink
Brown-Powers	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhart	Jacobsen
Jacoby	James	Jeneary	Judge
Kacena	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Kurtz
Landon	Lensing	Lohse	Lundgren
Mascher	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Oldson	Olson	Osmundson	Ourth
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Smith, M.
Smith, R.	Sorensen	Staed	Steckman
Sunde	Thompson	Thorup	Upmeyer, Spkr.
Wessel-Kroeschell	Wheeler	Williams	Wills
Winckler	Windschitl	Wolfe	Worthan
Zumbach	Fry,		
	Presiding		

The nays were, none.

Absent or not voting, 2:

Jones Thede

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 262, a bill for an act prohibiting pyramid promotional schemes and making penalties applicable, 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. 262)

The ayes were, 88:

Bacon	Baxter	Bearinger	Bennett
Bergan	Best	Bloomington	Bossmann
Breckenridge	Brink	Brown-Powers	Carlson
Cohoon	Derry	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Gaskill	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hall	Hanusa
Heddens	Hein	Hinson	Hite
Holt	Huseman	Jacobsen	Jacoby
James	Jeneary	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Lensing	Lohse	Lundgren
Mascher	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Oldson
Olson	Osmundson	Ourth	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shipley	Sieck	Smith, M.	Sorensen
Staed	Steckman	Sunde	Thompson
Thorup	Upmeyer, Spkr.	Wessel-Kroeschell	Wheeler
Williams	Wills	Winckler	Windschitl
Wolfe	Worthan	Zumbach	Fry, Presiding

The nays were, 10:

Abdul-Samad	Anderson	Gaines	Hunter
Isenhart	Judge	Kacena	Kurtz
Nielsen	Smith, R.		

Absent or not voting, 2:

Jones	Thede
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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 264, a bill for an act relating to the division of domestic stock insurers, was taken up for consideration.

Jacobsen 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. 264)

The ayes were, 97:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossman	Breckenridge	Brink
Brown-Powers	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhart	Jacobsen
Jacoby	James	Jeneary	Judge
Kacena	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Kurtz
Landon	Lensing	Lundgren	Mascher
Matson	Maxwell	McConkey	McKean
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nielsen	Oldson
Olson	Osmundson	Ourth	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shiple	Sieck	Smith, M.	Smith, R.
Sorensen	Staed	Steckman	Sunde
Thompson	Thorup	Upmeyer, Spkr.	Wessel-Kroeschell
Wheeler	Williams	Wills	Winckler
Windschitl	Wolfe	Worthan	Zumbach
Fry, Presiding			

The nays were, 1:

Lohse

Absent or not voting, 2:

Jones

Thede

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 266, a bill for an act relating to the civil commitment of sexually violent predators, 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. 266)

The ayes were, 98:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossmann	Breckenridge	Brink
Brown-Powers	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhart	Jacobsen
Jacoby	James	Jeneary	Judge
Kacena	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Kurtz
Landon	Lensing	Lohse	Lundgren
Mascher	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Oldson	Olson	Osmundson	Ourth
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shiple	Sieck	Smith, M.
Smith, R.	Sorensen	Staed	Steckman
Sunde	Thompson	Thorup	Upmeyer, Spkr.
Wessel-Kroeschell	Wheeler	Williams	Wills
Winckler	Windschitl	Wolfe	Worthan
Zumbach	Fry,		
	Presiding		

The nays were, none.

Absent or not voting, 2:

Jones Thede

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 291, a bill for an act relating to the community spouse resource allowance under the Medicaid program, was taken up for consideration.

Best of Carroll 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. 291)

The ayes were, 98:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossman	Breckenridge	Brink
Brown-Powers	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhart	Jacobsen
Jacoby	James	Jeneary	Judge
Kacena	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Kurtz
Landon	Lensing	Lohse	Lundgren
Mascher	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Oldson	Olson	Osmundson	Ourth
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Smith, M.
Smith, R.	Sorensen	Staed	Steckman
Sunde	Thompson	Thorup	Upmeyer, Spkr.
Wessel-Kroeschell	Wheeler	Williams	Wills
Winckler	Windschitl	Wolfe	Worthan
Zumbach	Fry, Presiding		

The nays were, none.

Absent or not voting, 2:

Jones Thede

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 292, a bill for an act relating to the frequency of the reporting of the annual analysis and findings relative to Medicaid managed care member appeals, was taken up for consideration.

Bergan of Winneshiek 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. 292)

The ayes were, 98:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomington	Bossman	Breckenridge	Brink
Brown-Powers	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Judge
Kacena	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Kurtz
Landon	Lensing	Lohse	Lundgren
Mascher	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Oldson	Olson	Osmundson	Ourth
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Smith, M.
Smith, R.	Sorensen	Staed	Steckman
Sunde	Thompson	Thorup	Upmeyer, Spkr.
Wessel-Kroeschell	Wheeler	Williams	Wills
Winckler	Windschitl	Wolfe	Worthan
Zumbach	Fry,		
	Presiding		

The nays were, none.

Absent or not voting, 2:

Jones Thede

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 323, a bill for an act relating to the exploitation of a dependent adult by a caretaker, was taken up for consideration.

Hinson 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. 323)

The ayes were, 98:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomington	Bossman	Breckenridge	Brink
Brown-Powers	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Judge
Kacena	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Kurtz
Landon	Lensing	Lohse	Lundgren
Mascher	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Oldson	Olson	Osmundson	Ourth
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Smith, M.
Smith, R.	Sorensen	Staed	Steckman
Sunde	Thompson	Thorup	Urmeyer, Spkr.
Wessel-Kroeschell	Wheeler	Williams	Wills
Winckler	Windschitl	Wolfe	Worthan
Zumbach	Fry,		
	Presiding		

The nays were, none.

Absent or not voting, 2:

Jones

Thede

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Hagenow of Dallas asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 223, 262, 264, 266, 291, 292 and 323.**

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Jones of Clay

Thede of Scott

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Madam Speaker: I am directed to inform your honorable body that the Senate has on February 20, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 86, a bill for an act requiring the department of natural resources to include anatomical donor symbols on certain licenses.

Also: That the Senate has on February 20, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 198, a bill for an act relating to landowner wild turkey and deer hunting tags.

Also: That the Senate has on February 20, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 229, a bill for an act relating to the sale, lease, or rental of water treatment systems and including effective date and applicability provisions.

Also: That the Senate has on February 20, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 267, a bill for an act relating to the practice of massage therapy, and providing penalties.

W. CHARLES SMITHSON, Secretary

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 185 Commerce

Relating to electric utility rates and infrastructure support options for private generation customers.

H.S.B. 186 Commerce

Relating to self-service storage facilities, including the creation and enforcement of liens on personal property within leased spaces.

H.S.B. 187 Commerce

Relating to requirements for domestic surplus lines insurers.

H.S.B. 188 Ways and Means

Relating to taking a capital gain deduction for the sale of real property used in a farming business.

H.S.B. 189 Ways and Means

Relating to the selling or furnishing of water by mobile home parks including creating an exemption to the water service excise tax, and by modifying qualifications for public water supply systems.

H.S.B. 190 Public Safety

Relating to the peace officer, public safety, and emergency personnel bill of rights, and providing an immediate effective date.

H.S.B. 191 Public Safety

Increasing certain penalties for speeding in a motor vehicle, providing for the use of the additional moneys, and including applicability provisions.

H.S.B. 192 Public Safety

Establishing an emergency medical services personnel licensure interstate compact.

H.S.B. 193 Public Safety

Permitting counties and cities to classify certain fireworks violations as county infractions or municipal infractions, and making penalties applicable.

H.S.B. 194 Transportation

Relating to driver's licenses marked to reflect deaf or hard-of-hearing status.

H.S.B. 195 Judiciary

Relating to state-funded interpreters and translators for limited-English-proficient, deaf, and hard-of-hearing persons in certain court proceedings and court-related activities.

H.S.B. 196 Transportation

Establishing a shortline railroad restoration tax credit, and including effective date and retroactive applicability provisions.

H.S.B. 197 Transportation

Relating to motor vehicle taxes and fees, including registration fees for certain electric vehicles, an excise tax on hydrogen used as special fuel, and an excise tax on electricity used as electric fuel, providing penalties, making penalties applicable, and including effective date provisions.

H.S.B. 198 State Government

Relating to sports gambling and wagering, by providing for fantasy sports contests and sports betting, providing for taxes and fees, making penalties applicable, and including implementation and effective date provisions.

SUBCOMMITTEE ASSIGNMENTS

House File 447

Human Resources: Brink, Chair; James and A. Meyer.

House File 451

Human Resources: Fry, Chair; Bacon and Derry.

House File 462

Ways and Means: Windschitl, Chair; Hein and Jacoby.

House File 463

Ways and Means: Windschitl, Chair; Hein and Jacoby.

House File 464

Ways and Means: Windschitl, Chair; Hein and Jacoby.

House File 465

Ways and Means: Windschitl, Chair; Hein and Jacoby.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 185

Commerce: Mohr, Chair; Carlson and Forbes.

House Study Bill 186

Commerce: Sorensen, Chair; Landon and Nielsen.

House Study Bill 187

Commerce: Jacobsen, Chair; Landon and Oldson.

House Study Bill 188

Ways and Means: Zumbach, Chair; Isenhart and Sieck.

House Study Bill 189

Ways and Means: Osmundson, Chair; Gaskill and Maxwell.

House Study Bill 190

Public Safety: Mohr, Chair; Breckenridge and Thorup.

House Study Bill 191

Public Safety: Worthan, Chair; Kacena and Paustian.

House Study Bill 192

Public Safety: Jeneary, Chair; Fry and Kurth.

House Study Bill 193

Public Safety: Windschitl, Chair; Breckenridge and Thorup.

House Study Bill 194

Transportation: Best, Chair; Heddens and A. Meyer.

House Study Bill 195

Judiciary: Gustafson, Chair; Hite and Sunde.

House Study Bill 196

Transportation: Best, Chair; Kurtz and Sieck.

House Study Bill 197

Transportation: Hinson, Chair; Carlson, Forbes, Isenhardt and Landon.

House Study Bill 198

State Government: Kaufmann, Chair; Bossman, Cohoon, Lensing and Sexton.

COMMITTEE RECOMMENDATIONS

MADAM 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 32), relating to the imposition of certain fees on public utilities for the use of public rights-of-way.

Fiscal Note: **No**

Recommendation: **Do Pass** February 20, 2019.

COMMITTEE ON TRANSPORTATION

Committee Bill (Formerly House File 74), relating to the operation of motor vehicles in the left-most lane of certain roadways, and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Do Pass** February 19, 2019.

Committee Bill (Formerly House File 75), relating to the gross weight of special trucks, and providing fees.

Fiscal Note: **No**

Recommendation: **Do Pass** February 19, 2019.

Committee Bill (Formerly House Study Bill 37), relating to department of transportation employees designated as peace officers, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 19, 2019.

Committee Bill (Formerly House Study Bill 38), relating to electric standup scooters, and providing penalties.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 19, 2019.

Committee Bill (Formerly House Study Bill 123), relating to motor vehicle accidents resulting in injury or death, and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 19, 2019.

RESOLUTION FILED

H.R. 9, by Breckenridge, a resolution honoring and congratulating Andee Joos for her volunteer service and for receiving a 2019 Prudential Spirit of Community Award.

Laid over under **Rule 25**.

On motion by Hagenow of Dallas, the House adjourned at 11:04 a.m., until 8:30 a.m., Thursday, February 21, 2019.

JOURNAL OF THE HOUSE

Thirty-ninth Calendar Day - Twenty-sixth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, February 21, 2019

The House met pursuant to adjournment at 8:31 a.m., Zumbach of Linn in the chair.

Prayer was offered by Pastor Trevor Pinegar, Federated Church, Bondurant. He was the guest of Lohse of Polk.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Kevin Drahos, Page from Cedar Rapids.

The Journal of Wednesday, February 20, 2019, was approved.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Madam Speaker: I am directed to inform your honorable body that the Senate has on February 20, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 203, a bill for an act relating to stocking private waters and fishing on such waters.

Also: That the Senate has on February 20, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 265, a bill for an act providing for the sale of certain mushrooms at farmers markets, and providing an effective date.

W. CHARLES SMITHSON, Secretary

INTRODUCTION OF BILLS

House Joint Resolution 11, by Hinson and Jones, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the rights of a crime victim.

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

House Joint Resolution 12, by committee on State Government, a joint resolution authorizing the temporary sale of merchandise at a toy benefit for Iowa children on the state capitol complex grounds.

Read first time and placed on the **calendar**.

House File 467, by Hinson, Gustafson, Abdul-Samad, Lohse, McKean, Bacon, Heddens, Wessel-Kroeschell, Brown-Powers, and Forbes, a bill for an act relating to cigarettes, tobacco products, alternative nicotine products, and vapor products, including taxation of such products.

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

House File 468, by Grassley, Brink, Klein, Hein, Maxwell, Thorup, Best, Bacon, Dolecheck, Holt, Hite, Kerr, Worthan, Gustafson, Moore, Mommsen, Mitchell, Huseman, Bloomingdale, Fry, Sexton, Sieck, Salmon, Gassman, Shipley, Jeneary, Fisher, Baxter, McKean, Sorensen, Thompson, Gerhold, Kaufmann, and Wills, a bill for an act requiring that a certain percentage of the tax incentives administered by the economic development authority be provided to projects located in small cities, and including applicability provisions.

Read first time and referred to committee on **Economic Growth**.

House File 469, by McConkey, Bearinger, Anderson, Gaskill, Abdul-Samad, Staed, James, Gaines, and Donahue, a bill for an act requiring that human growth and development instruction provided by school districts include instruction on the meaning of consent.

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

House File 470, by Mitchell, a bill for an act relating to upgrading and expanding current lagoon-based wastewater treatment systems.

Read first time and referred to committee on **Environmental Protection**.

House File 471, by Hinson, a bill for an act relating to the liability of private employers, general contractors, and premises owners for negligently hiring or failing to supervise employees, agents, or independent contractors convicted of a public offense.

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

House File 472, by Hinson and Wolfe, a bill for an act prohibiting public employers from seeking the criminal record or criminal history from applicants for employment under certain circumstances, establishing a criminal history employment application task force, providing penalties, and including effective date provisions.

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

House File 473, by Klein, a bill for an act relating to turtle harvesting season.

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

House File 474, by Gaskill, a bill for an act relating to animals, including dogs, that are subject to certain health and safety regulations, including by providing for rabies control, and the confiscation, impoundment, and disposition of such animals, providing a criminal penalty, and making penalties applicable.

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

House File 475, by Matson, James, Kressig, Jacoby, Mascher, B. Meyer, Donahue, Kurth, Konfrst, Steckman, Anderson, Gaines, Wessel-Kroeschell, Isenhardt, Ehlert, Derry, Staed, McConkey, Abdul-Samad, and Kurtz, a bill for an act relating to the payment of dependent care expenses from campaign funds and making penalties applicable.

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

House File 476, by Klein, a bill for an act relating to solar energy system tax credits, and including applicability provisions.

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

House File 477, by committee on Economic Growth, a bill for an act relating to bioscience-based economic development, the establishment of a bioscience development corporation, and membership on the Iowa innovation council.

Read first time and placed on the **calendar**.

House File 478, by committee on State Government, a bill for an act eliminating the education telecommunications council and regional telecommunications councils established under the Iowa communications network.

Read first time and placed on the **calendar**.

House File 479, by committee on Judiciary, a bill for an act relating to the practice of massage therapy, and providing penalties.

Read first time and placed on the **calendar**.

House File 480, by Jacoby, a bill for an act relating to eligibility for state child care assistance.

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

House File 481, by committee on Transportation, a bill for an act relating to the operation of motor vehicles in the left-most lane of certain roadways, and making penalties applicable.

Read first time and placed on the **calendar**.

House File 482, by committee on Transportation, a bill for an act relating to department of transportation employees designated as peace officers, and including effective date provisions.

Read first time and placed on the **calendar**.

House File 483, by committee on Transportation, a bill for an act relating to the gross weight of special trucks, and providing fees.

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

House File 484, by committee on Transportation, a bill for an act relating to motor vehicle accidents resulting in injury or death, and making penalties applicable.

Read first time and placed on the **calendar**.

House File 485, by committee on Economic Growth, a bill for an act concerning state purchasing requirements relating to targeted small business procurement goals.

Read first time and placed on the **calendar**.

House File 486, by committee on Economic Growth, a bill for an act relating to community catalyst building remediation grants for emergency projects.

Read first time and placed on the **calendar**.

House File 487, by committee on Public Safety, a bill for an act related to installations of certain wireless telecommunications infrastructure in the state, and including effective date provisions.

Read first time and placed on the **calendar**.

SENATE MESSAGES CONSIDERED

Senate File 86, by Brown, a bill for an act requiring the department of natural resources to include anatomical donor symbols on certain licenses.

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

Senate File 198, by committee on Natural Resources and Environment, a bill for an act relating to landowner wild turkey and deer hunting tags.

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

Senate File 203, by committee on Natural Resources and Environment, a bill for an act relating to stocking private waters and fishing on such waters.

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

Senate File 229, by committee on Commerce, a bill for an act relating to the sale, lease, or rental of water treatment systems and including effective date and applicability provisions.

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

Senate File 265, by committee on Agriculture, a bill for an act providing for the sale of certain mushrooms at farmers markets, and providing an effective date.

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

Senate File 267, by committee on Judiciary, a bill for an act relating to the practice of massage therapy, and providing penalties.

Read first time and **passed on file**.

On motion by Hagenow of Dallas, the House was recessed at 8:47 a.m., until 4:00 p.m.

AFTERNOON SESSION

The House reconvened at 4:03 p.m., Speaker Upmeyer in the chair.

INTRODUCTION OF BILLS

House File 488, by Abdul-Samad, a bill for an act providing for a study regarding the feasibility of soilless farming using aquaponic integrated production systems in rural and urban communities.

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

House File 489, by Lundgren, a bill for an act relating to pharmacy benefit managers and health carriers and management of prescription drug benefits, and including applicability provisions.

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

House File 490, by Konfrst, a bill for an act relating to assessments administered by school districts to reevaluate students for reading proficiency.

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

House File 491, by Konfrst, a bill for an act relating to assessments administered by school districts to evaluate and reevaluate students for reading proficiency and including effective date provisions.

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

House File 492, by Winckler, James, Kurth, Staed, B. Meyer, Donahue, Lensing, Ehlert, Gaines, Abdul-Samad, Bearinger, and Oldson, a bill for an act limiting the amount of instructional time a school district or accredited nonpublic school must make up when inclement weather causes a school district or accredited nonpublic school to close, and including effective date provisions.

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

House File 493, by Winckler, Lensing, Cohoon, Kurth, Hunter, Gaskill, Anderson, Ourth, Steckman, Bearinger, Breckenridge, Forbes, Staed, Donahue, Ehlert, Gaines, Brown-Powers, Olson, Abdul-Samad, Mascher, R. Smith, Kurtz, Wolfe, Williams, Derry, McConkey, Kacena, and B. Meyer, a bill for an act relating to the circumstances for which supplemental aid or a modified supplemental amount may be approved by the school budget review committee and including applicability provisions.

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

House File 494, by Mascher, a bill for an act requiring Iowa's public and private postsecondary institutions to provide all newly admitted students with a seminar relating to certain resources available to students.

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

House File 495, by Abdul-Samad, a bill for an act relating to the development and administration of a public awareness campaign on state voter identification laws, and making an appropriation.

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

House File 496, by Wills, a bill for an act relating to motor vehicle insurance, including requiring owners of registered motor vehicles to maintain financial liability coverage, establishing a motor vehicle insurance verification database, authorizing the use of automated registration plate reader systems, and authorizing county enforcement and diversion programs, establishing fees, providing penalties, and including effective date and applicability provisions.

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

House File 497, by Gassman, a bill for an act creating an exemption to the water services excise tax for water sold or furnished by a nonprofit organization.

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

House File 498, by Wheeler, a bill for an act relating to state taxes by eliminating the individual income tax, increasing the sales and use tax rates, making conforming changes, and including effective date and applicability provisions.

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

House File 499, by committee on Education, a bill for an act relating to passenger automobiles designed to carry ten or fewer persons when used as school buses.

Read first time and placed on the **calendar**.

House File 500, by committee on Transportation, a bill for an act relating to electric scooters, and providing penalties.

Read first time and placed on the **calendar**.

House File 501, by Ehlert, Mascher, Donahue, Kressig, Jacoby, Bearinger, Anderson, Gaskill, Staed, Matson, Wolfe, James, Winckler, and Running-Marquardt, a bill for an act relating to licensed and registered child care provider reimbursement rates under the state child care assistance program.

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

House File 502, by committee on Commerce, a bill for an act modifying provisions relating to the certification of real estate appraisers and making penalties applicable.

Read first time and placed on the **calendar**.

House File 503, by committee on Judiciary, a bill for an act relating to the membership and procedures of the state judicial nominating commission and district judicial nominating commission and to the selection and qualifications of judges, associate judges, and the chief justice, and including effective date provisions.

Read first time and placed on the **calendar**.

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Chief Clerk and placed on file in the Legislative Services Agency: To view reports in full, click [here](#).

CHIEF INFORMATION OFFICER

Information Technology Services Financial Report, pursuant to Iowa Code section 8B.21.

DEPARTMENT OF MANAGEMENT

Grants Enterprise Management Compliance Report, pursuant to Iowa Code section 8.9.

DEPARTMENT OF NATURAL RESOURCES

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

DEPARTMENT OF WORKFORCE DEVELOPMENT

New Career Vocational Training and Education Program Report, pursuant to Chapter 23.18, 2017 Iowa Acts.

Judicial Review Report, pursuant to Iowa Code section 625.29.

LEGISLATIVE SERVICES AGENCY

Urban Renewal Tax Increment Financing Report, pursuant to Iowa Code section 331.403.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 199 Agriculture

A concurrent resolution recognizing the importance of multilateral trade agreements to Iowa's economy and urging Congress to enact legislation to implement a multilateral trade agreement between the United States, Canada, and Mexico.

H.S.B. 200 Human Resources

Relating to prior authorization for medication-assisted treatment under the Medicaid program.

H.S.B. 201 Judiciary

Relating to judicial salaries.

H.S.B. 202 Commerce

Relating to evidence of title by state banks for certain loans.

SUBCOMMITTEE ASSIGNMENTS

House File 402

Education: Wheeler, Chair; Brink and Kurth.

House File 403

Education: Dolecheck, Chair; Kerr and Steckman.

House File 404

Education: Mommsen, Chair; Fry and Matson.

House File 405

Education: Fry, Chair; Ehlert and Mommsen.

House File 427

Education: Moore, Chair; Gassman and Mascher.

House File 428

Education: Moore, Chair; Dolecheck and Winckler.

House File 429

Education: Gassman, Chair; Gaines and Salmon.

House File 433

Education: Wheeler, Chair; Donahue and Fry.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS**House Study Bill 199
(Committee of the Whole)**

Agriculture: Paustian, Chair; Abdul-Samad, Baxter, Bearinger, Breckenridge, Cohoon, Gerhold, Hein, Isenhardt, Kerr, Klein, Maxwell, Mommsen, Olson, Ourth, Sexton, Sieck, R. Smith, Williams, Wills, Winckler, Wolfe and Zumbach.

House Study Bill 200

Human Resources: A. Meyer, Chair; Forbes and Osmundson.

House Study Bill 201

Judiciary: Hite, Chair; Derry and Hinson.

House Study Bill 202

Commerce: Jacobsen, Chair; Fisher and Judge.

COMMITTEE RECOMMENDATIONS

MADAM 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 136), relating to passenger automobiles designed to carry ten or fewer pupils when used as school buses.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 20, 2019.

Committee Bill (Formerly House Study Bill 17), relating to assessment scores set by the department of education for successful completion of a practitioner preparation program and for initial teacher licensure and providing for related matters.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 20, 2019.

COMMITTEE ON ENVIRONMENTAL PROTECTION

Committee Bill (Formerly House Study Bill 80), relating to fee programs for permittee participation in lieu of required compensatory mitigation of stream and wetland impacts and making appropriations.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 21, 2019.

COMMITTEE ON HUMAN RESOURCES

Committee Bill (Formerly House File 295), relating to reimbursement for dually eligible Medicare and Medicaid beneficiaries receiving the Medicare hospice benefit in a nursing facility.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 21, 2019.

Committee Bill (Formerly House File 340), providing for the designation of a lay caregiver relating to a patient's inpatient stay at a hospital.

Fiscal Note: **No**

Recommendation: **Do Pass** February 21, 2019.

Committee Bill (Formerly House File 372), relating to the awarding of medical residency positions in the state.

Fiscal Note: **No**

Recommendation: **Do Pass** February 21, 2019.

COMMITTEE ON JUDICIARY

Committee Bill (Formerly House File 4), relating to the assessment of fees when a public defender or designee requests copies of certain documents.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 20, 2019.

Committee Bill (Formerly House Study Bill 29), allowing certain operating-while-intoxicated offenders to be sentenced as habitual offenders, and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Do Pass** February 20, 2019.

Committee Bill (Formerly House Study Bill 69), relating to the application fee and annual fee imposed for nonassistance child support cases.

Fiscal Note: **No**

Recommendation: **Do Pass** February 20, 2019.

Committee Bill (Formerly House Study Bill 110), relating to the membership and procedures of the state judicial nominating commission and district judicial nominating commission and to the selection and qualifications of judges, associate judges, and the chief justice, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 20, 2019.

Committee Bill (Formerly House Study Bill 115), creating the criminal offense of female genital mutilation and providing penalties.

Fiscal Note: **No**

Recommendation: **Do Pass** February 20, 2019.

COMMITTEE ON LABOR

Committee Bill (Formerly House Study Bill 42), concerning unemployment insurance and including effective date and applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 20, 2019.

COMMITTEE ON NATURAL RESOURCES

Committee Bill (House File 81), relating to stocking of waters located on private property.

Fiscal Note: **No**

Recommendation: **Failed to Pass** February 20, 2019.

Committee Bill (Formerly House Study Bill 162), relating to the management of the spread of diseases in wild animals, making penalties applicable, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 20, 2019.

COMMITTEE ON TRANSPORTATION

Committee Bill (Formerly House File 237), relating to special minor's driver's licenses for students attending accredited nonpublic schools.

Fiscal Note: **No**

Recommendation: **Do Pass** February 21, 2019.

Committee Bill (Formerly House Study Bill 122), relating to motor vehicles operated by an automated driving system, and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 21, 2019.

On motion by Bossman of Woodbury, the House adjourned at 4:07 p.m., until 1:00 p.m., Monday, February 25, 2019.

JOURNAL OF THE HOUSE

Forty-third Calendar Day - Twenty-seventh Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, February 25, 2019

The House met pursuant to adjournment at 1:00 p.m., Sexton of Calhoun in the chair.

Prayer was offered by Father Paul Kelly, Saint Mary Church, Spirit Lake. He was the guest of Wills of Dickinson.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Ally Emberton, Page from Carlisle.

The Journal of Thursday, February 21, 2019, was approved.

INTRODUCTION OF BILLS

House Joint Resolution 13, by committee on Public Safety, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the right of the people to keep and bear arms.

Read first time and placed on the **calendar**.

House File 504, by Bennett, Staed, Hunter, and Brown-Powers, a bill for an act relating to the health education requirement for grades nine through twelve under the education standards.

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

House File 505, by Bennett, Staed, Hunter, Brown-Powers, and Gaines, a bill for an act requiring that human growth and development instruction provided by school districts include age-appropriate and research-based instruction inclusive of lesbian, gay, bisexual, and transgender health practices.

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

House File 506, by Brown-Powers, a bill for an act relating to Medicaid managed care for the long-term services and supports population, and including effective date provisions.

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

House File 507, by Bennett, Hunter, and Gaines, a bill for an act establishing the criminal offense of nonconsensual condom removal and providing penalties.

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

House File 508, by Bennett, Hunter, Brown-Powers, and Gaines, a bill for an act relating to restrictions on the criminal defenses of provocation, diminished capacity, and self-defense.

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

House File 509, by Bennett, a bill for an act relating to parking spaces designated for charging electric motor vehicles, and providing penalties.

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

House File 510, by Bennett, a bill for an act relating to the discharge of visible particulate emissions from a diesel-powered motor vehicle, and providing penalties.

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

House File 511, by committee on Judiciary, a bill for an act relating to the application fee and annual fee imposed for nonassistance child support cases.

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

House File 512, by committee on Environmental Protection, a bill for an act relating to fee programs for permittee participation in lieu of required compensatory mitigation of stream and wetland impacts and making appropriations.

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

House File 513, by committee on Education, a bill for an act relating to assessment scores set by the department of education for successful completion of a practitioner preparation program and for initial teacher licensure and providing for related matters.

Read first time and placed on the **calendar**.

House File 514, by committee on Judiciary, a bill for an act allowing certain operating-while-intoxicated offenders to be sentenced as habitual offenders, and making penalties applicable.

Read first time and placed on the **calendar**.

House File 515, by committee on Public Safety, a bill for an act relating to the criminal elements for the commission of sexual misconduct with offenders, and providing penalties.

Read first time and placed on the **calendar**.

House File 516, by committee on Public Safety, a bill for an act providing for county sheriff voting membership on joint 911 service boards.

Read first time and placed on the **calendar**.

House File 517, by committee on Transportation, a bill for an act relating to special minor's driver's licenses for students attending accredited nonpublic schools.

Read first time and placed on the **calendar**.

House File 518, by committee on Human Resources, a bill for an act relating to reimbursement for dually eligible Medicare and Medicaid members receiving the Medicare hospice benefit and Medicaid-only members electing the hospice benefit in a nursing facility.

Read first time and placed on the **calendar**.

SPECIAL PRESENTATION

Abdul-Samad of Polk introduced to the House, former legislator Wayne Ford.

The House rose and expressed its welcome.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 203 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, and including retroactive applicability provisions.

H.S.B. 204 Ways and Means

Creating an empower rural Iowa Act to provide incentives for broadband and workforce housing, and including applicability provisions.

H.S.B. 205 Appropriations

Relating to federal funding inventories.

SUBCOMMITTEE ASSIGNMENTS

House Joint Resolution 11

Judiciary: Hinson, Chair; Hite and Wolfe.

House File 439

Appropriations: Hinson, Chair; Hall and Sexton.

House File 441

Education: Fry, Chair; Ehlert and Mommsen.

House File 442

Education: Mommsen, Chair; Matson and Shipley.

House File 443

Education: Moore, Chair; Dolecheck and James.

House File 444

Education: Kerr, Chair; Fry and Steckman.

House File 445

Education: Brink, Chair; Mascher and A. Meyer.

House File 446

Public Safety: Jeneary, Chair; Klein and Kressig.

House File 450

Education: Wheeler, Chair; Salmon and Staed.

House File 453

Labor: Thompson, Chair; Brown-Powers and Hanusa.

House File 456

Public Safety: Windschitl, Chair; Kacena and Klein.

House File 469

Education: Wheeler, Chair; Gaines and Hanusa.

House File 471

Labor: Jacobsen, Chair; Brink and Kacena.

House File 476

Ways and Means: Zumbach, Chair; James and Windschitl.

House File 489

Commerce: Best, Chair; Forbes and Lundgren.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS**House Study Bill 199 Reassigned**

Agriculture: Paustian, Chair; Baxter and Bearinger.

House Study Bill 203

Judiciary: Lohse, Chair; Kaufmann and Konfrst.

House Study Bill 204

Ways and Means: Carlson, Chair; Gaskill and Osmundson.

House Study Bill 205

Appropriations: Wills, Chair; Brink and Running-Marquardt.

COMMITTEE RECOMMENDATIONS

MADAM 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 PUBLIC SAFETY

Committee Bill (Formerly House Joint Resolution 3), proposing an amendment to the Constitution of the State of Iowa relating to the right of the people to keep and bear arms.

Fiscal Note: **No**

Recommendation: **Do Pass** February 21, 2019.

Committee Bill (Formerly House Study Bill 72), relating to the criminal elements for the commission of sexual misconduct with offenders, and providing penalties.

Fiscal Note: **No**

Recommendation: **Do Pass** February 21, 2019.

Committee Bill (Formerly House Study Bill 82), relating to the assessment of an agricultural theft surcharge on criminal offenses involving the theft of crops, livestock, or honeybees, and making an appropriation.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 21, 2019.

Committee Bill (Formerly House Study Bill 156), providing for county sheriff voting membership on joint 911 service boards.

Fiscal Note: **No**

Recommendation: **Do Pass** February 21, 2019.

On motion by Hagenow of Dallas, the House adjourned at 1:14 p.m., until 8:30 a.m., Tuesday, February 26, 2019.

JOURNAL OF THE HOUSE

Forty-fourth Calendar Day - Twenty-eighth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, February 26, 2019

The House met pursuant to adjournment at 8:30 a.m., Speaker Upmeyer in the chair.

Prayer was offered by Lucille King, retired pastor of Community Presbyterian Church, Cascade. She was the guest of Staed of Linn and Hinson of Linn.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Victoria Fillipi, Speaker's Page from Anthon.

The Journal of Monday, February 25, 2019, was approved.

INTRODUCTION OF BILLS

House File 519, by McKean, a bill for an act providing for an increase in the barrel tax on beer, and making appropriations.

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

House File 520, by Mascher, a bill for an act relating to the provision of electrical service at electric vehicle charging stations.

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

House File 521, by Staed, a bill for an act providing for animal feeding operations, including by providing for the zoning of structures, the regulation of structures and operations, providing for property taxes, making penalties applicable, and including effective date and retroactive applicability provisions.

Read first time and referred to committee on **Environmental Protection**.

House File 522, by Wolfe, a bill for an act relating to consent agreements for domestic abuse and sexual abuse protective orders.

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

House File 523, by Wolfe, a bill for an act relating to the restoration of the rights of citizenship, and providing for a contingent effective date.

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

House File 524, by Wolfe, a bill for an act applying earned time to reduce certain mandatory minimum felony sentences.

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

House File 525, by Hinson, a bill for an act related to professional licensing, including by modifying provisions related to disciplinary action for certain licensed professions, and establishing inmate eligibility requirements for vocational programs offered by the department of corrections.

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

House File 526, by Staed, a bill for an act requesting the establishment of a state investment trust interim study committee.

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

House File 527, by Best, a bill for an act creating a home retrofitting tax credit available against the individual income tax, and including applicability provisions.

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

House File 528, by committee on State Government, a bill for an act relating to access to a copy of an original birth certificate by an adult adoptee or an entitled person, and providing for fees.

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

House File 529, by committee on Judiciary, a bill for an act relating to the assessment of fees when a public defender or designee requests copies of certain documents.

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

House File 530, by committee on Natural Resources, a bill for an act relating to the management of the spread of diseases in wild animals, making penalties applicable, and including effective date provisions.

Read first time and placed on the **calendar**.

House File 531, by committee on Labor, a bill for an act concerning unemployment insurance and including effective date and applicability provisions.

Read first time and placed on the **calendar**.

House File 532, by committee on Human Resources, a bill for an act relating to the awarding of medical residency positions in the state.

Read first time and placed on the **calendar**.

House File 533, by committee on Human Resources, a bill for an act providing for the designation of a lay caregiver relating to a patient's inpatient stay at a hospital.

Read first time and placed on the **calendar**.

House File 534, by committee on Judiciary, a bill for an act creating the criminal offense of female genital mutilation and providing penalties.

Read first time and placed on the **calendar**.

House File 535, by committee on Transportation, a bill for an act relating to motor vehicles operated by an automated driving system, and making penalties applicable.

Read first time and placed on the **calendar**.

House File 536, by Klein, a bill for an act eliminating requirements relating to the filing of certain reports with the secretary of state by persons holding agricultural land and persons who are business entities.

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

House File 537, by committee on Commerce, a bill for an act relating to the imposition of certain fees on public utilities for the use of public rights-of-way.

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

House File 538, by Fry, a bill for an act relating to mandatory child abuse and dependent adult abuse reporter training requirements.

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

House File 539, by Jeneary and Gerhold, a bill for an act relating to the public safety equipment fund, providing for voluntary contributions to the fund, and including effective date provisions.

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

House File 540, by Isenhart and Abdul-Samad, a bill for an act providing a property tax exemption for land used to produce food within the limits of a city.

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

ADOPTION OF HOUSE RESOLUTION 8

Hagenow of Dallas called up for consideration **House Resolution 8**, a resolution to recognize the Iowa Small Business Development Centers and honor 2019 award winners.

Baxter of Hancock moved the adoption of House Resolution 8.

The motion prevailed and the resolution was adopted.

The House stood at ease at 8:50 a.m., until the fall of the gavel.

The House resumed session at 9:21 a.m., Speaker Upmeyer in the chair.

CONSIDERATION OF BILL
Regular Calendar

House File 310, a bill for an act relating to the practice of optometry, was taken up for consideration.

Bossman 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. 310)

The ayes were, 87:

Anderson	Baxter	Bearinger	Bergan
Best	Bossman	Breckenridge	Brink
Brown-Powers	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hein	Hinson
Hite	Holt	Hunter	Huseman
Isenhardt	Jacobsen	James	Jeneary
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lohse	Lundgren
Matson	Maxwell	McConkey	McKean
Meyer, A.	Meyer, B.	Mitchell	Mommsen
Moore	Nielsen	Oldson	Olson
Osmundson	Ourth	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shiple
Sieck	Smith, M.	Smith, R.	Sorensen
Staed	Steckman	Sunde	Thede
Thompson	Thorup	Wheeler	Williams
Wills	Winckler	Windschitl	Wolfe
Worthan	Zumbach	Speaker	
		Upmeyer	

The nays were, 9:

Abdul-Samad	Bacon	Gaines	Heddens
Jacoby	Lensing	Mascher	Mohr
Wessel-Kroeschell			

Absent or not voting, 4:

Bennett

Bloomingtondale

Hanusa

Jones

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGE

Hagenow of Dallas asked and received unanimous consent that the following bill be immediately messaged to the Senate: **House File 310.**

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Bennett of Linn

Bloomingtondale of Worth

Hanusa of Pottawattamie

Jones of Clay

REFERRED

The Speaker announced that House File 388, previously placed on **calendar** was referred to committee on **Ways and Means.**

SPONSOR ADDED

House Files 93, 128, 147, 221, 376, 394, 467 – Derry of Polk

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 206 Human Resources

Relating to mental health and disability services, including the establishment of a children's behavioral health system and a children's behavioral health system state board, and requiring certain children's behavioral health core services.

H.S.B. 207 Natural Resources

Relating to the powers and duties of the department of agriculture and land stewardship, by changing the name of the weather bureau, modifying reporting requirements regarding agricultural liming

material, modifying provisions applicable to demonstration projects involving alternative fuels, transferring certain Code sections, providing for the use of certain appropriated moneys for surface water quality, and eliminating certain watershed demonstration pilot projects.

H.S.B. 208 Public Safety

Permitting qualified entities to request national criminal history checks of certain covered individuals.

H.S.B. 209 Judiciary

Relating to business entities, by providing for different types of limited liability companies and the dissolution of limited liability companies, providing for fees, and including effective date provisions.

H.S.B. 210 Commerce

Concerning alcoholic beverage control, relating to limitations on business interests of certain manufacturers, wholesalers, and retailers of alcoholic beverages.

H.S.B. 211 Judiciary

Relating to the Iowa municipal tort claims Act by limiting the personal liability of an employee unless that employee's actions constitute willful and wanton misconduct.

H.S.B. 212 Public Safety

Providing notice of appeal rights relating to veterans preference.

H.S.B. 213 Education

Modifying and establishing charter school programs.

H.S.B. 214 Human Resources

Relating to the prescribing and dispensing of self-administered hormonal contraceptives.

SUBCOMMITTEE ASSIGNMENTS

House File 216

Local Government: Thompson, Chair; Gaskill and Hanusa.

House File 320

State Government: Jacobsen, Chair; Hunter and McKean.

House File 363

Natural Resources: Jeneary, Chair; M. Smith and Thorup.

House File 388

Ways and Means: Maxwell, Chair; Kurtz and Osmundson.

House File 437

State Government: Sorenson, Chair; Anderson and Deyoe.

House File 446

Public Safety: Jeneary, Chair; Klein and Kressig.

House File 466

Local Government: Bossman, Chair; Hite and Nielsen.

House File 468

Economic Growth: Brink, Chair; Huseman and Running-Marquardt.

House File 498

Ways and Means: Windschitl, Chair; Hein and Jacoby.

House File 511

Ways and Means: Hite, Chair; Lohse and Wolfe.

House File 512

Ways and Means: Zumbach, Chair; Isenhardt and Wheeler.

House File 527

Ways and Means: Windschitl, Chair; Hein and Jacoby.

House File 538

Human Resources: Bergan, Chair; Moore and Wessel-Kroeschell.

House File 540

Ways and Means: Windschitl, Chair; Hein and Isenhart.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 206

Human Resources: Fry, Chair; Brown-Powers and Lundgren.

House Study Bill 207

Natural Resources: Bacon, Chair; Bearinger and Mommsen.

House Study Bill 208

Public Safety: Thorup, Chair; Salmon and Sunde.

House Study Bill 209

Judiciary: Lohse, Chair; Oldson and Paustian.

House Study Bill 210

Commerce: Carlson, Chair; Best and Hall.

House Study Bill 211

Judiciary: Hinson, Chair; Hite and Wolfe.

House Study Bill 212

Public Safety: Thorup, Chair; Kurth and Salmon.

House Study Bill 213

Education: Dolecheck, Chair; Moore and Staed.

House Study Bill 214

Human Resources: Lundgren, Chair; A. Meyer and Wessel-Kroeschell.

COMMITTEE RECOMMENDATIONS

MADAM 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 173), providing for a beginning farmer tax credit program, providing for fees, and including effective date and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 26, 2019.

Committee Bill (Formerly House Study Bill 199), recognizing the importance of multilateral trade agreements to Iowa's economy and urging Congress to enact legislation to implement a multilateral trade agreement between the United States, Canada, and Mexico.

Fiscal Note: **No**

Recommendation: **Do Pass** February 26, 2019.

COMMITTEE ON EDUCATION

Committee Bill (Formerly House Study Bill 79), relating to requirements for eligibility under the all Iowa opportunity scholarship program.

Fiscal Note: **No**

Recommendation: **Do Pass** February 25, 2019.

COMMITTEE ON HUMAN RESOURCES

Committee Bill (Formerly House File 294), relating to the brain injury home and community-based services waiver monthly budget maximum.

Fiscal Note: **No**

Recommendation: **Do Pass** February 26, 2019.

Committee Bill (Formerly House Study Bill 158), relating to the practice of polysomnography.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 26, 2019.

Committee Bill (Formerly House Study Bill 159), relating to continuing education requirements for certain professions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 26, 2019.

Committee Bill (Formerly House Study Bill 166), requesting the establishment of an interim study committee relating to the impact of state assistance program income restriction guidelines.

Fiscal Note: **No**

Recommendation: **Do Pass** February 26, 2019.

COMMITTEE ON JUDICIARY

Committee Bill (Formerly House Study Bill 22), relating to the opening of guardianships for adults and conservatorships for adults and minors and the administration of guardianships and conservatorships

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 25, 2019.

Committee Bill (Formerly House Study Bill 112), including personal degradation of a dependent adult as a form of dependent adult abuse by a caretaker regulated by the department of human services, and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 25, 2019.

Committee Bill (Formerly House Study Bill 118), providing for juvenile court jurisdiction over minor guardianship proceedings and including effective date and applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 25, 2019.

Committee Bill (Formerly House Study Bill 136), relating to nonsubstantive Code corrections.

Fiscal Note: **No**

Recommendation: **Do Pass** February 25, 2019.

COMMITTEE ON PUBLIC SAFETY

Committee Bill (Formerly House Study Bill 71), relating to criminal trespass while hunting, fishing, or trapping, and providing penalties.

Fiscal Note: **No**

Recommendation: **Do Pass** February 26, 2019.

Committee Bill (Formerly House Study Bill 139), relating to certain boards and councils in the department of human rights including the establishment of the justice advisory board and the elimination of the criminal and juvenile justice planning advisory council, the public safety advisory board, and the sex offender research council.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 26, 2019.

Committee Bill (Formerly House Study Bill 157), relating to unintentionally causing the death of a person by operating a motor vehicle at an excessive speed, providing penalties, and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Do Pass** February 26, 2019.

COMMITTEE ON STATE GOVERNMENT

Committee Bill (Formerly House Study Bill 94), modifying provisions relating to the licensure of professional landscape architects.

Fiscal Note: **No**

Recommendation: **Do Pass** February 26, 2019.

Committee Bill (Formerly House Study Bill 95), relating to alcoholic beverage control and matters under the purview of the alcoholic beverages division of the department of commerce.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 26, 2019.

Committee Bill (Formerly House Study Bill 99), relating to the property tax levy for the payment of general obligation bonds issued by cities for certain flood-related purposes and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 26, 2019.

Committee Bill (Formerly House Study Bill 147), relating to tax return preparers, and providing penalties.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 26, 2019.

Committee Bill (Formerly House Study Bill 170), related to allowable annual salaries for deputy county auditors in charge of elections administration.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 26, 2019.

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House File 425), relating to school funding by modifying provisions relating to the collection of sales tax for deposit in the secure an advanced vision for education fund, provisions relating to the use of tax revenue from the secure an advanced vision for education fund, and provisions relating to the calculation of the additional property tax levy, and making appropriations.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 25, 2019.

On motion by Hagenow of Dallas, the House adjourned at 9:27 a.m., until 8:30 a.m., Wednesday, February 27, 2019.

JOURNAL OF THE HOUSE

Forty-fifth Calendar Day – Twenty-ninth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, February 27, 2019

The House met pursuant to adjournment at 8:33 a.m., Speaker Upmeyer in the chair.

Prayer was offered by Abdul-Samad of Polk.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by John Harding, Page from Des Moines.

The Journal of Tuesday, February 26, 2019, was approved.

INTRODUCTION OF BILLS

House File 541, by Isenhart, a bill for an act relating to investigations of licensing boards.

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

House File 542, by Sieck, a bill for an act relating to the acquisition of land by certain governmental entities.

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

House File 543, by Mascher, a bill for an act relating to third-party payment of coverage benefits for mental health and disability regional core services.

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

House File 544, by Hite, a bill for an act relating to participation in conciliation related to a dissolution of marriage.

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

House File 545, by Wolfe, a bill for an act relating to minimum sentences for certain felonies and parole and work release eligibility, and providing penalties.

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

House File 546, by committee on Ways and Means, a bill for an act relating to school funding by modifying provisions relating to the collection of sales tax for deposit in the secure an advanced vision for education fund, provisions relating to the use of tax revenue from the secure an advanced vision for education fund, and provisions relating to the calculation of the additional property tax levy, and making appropriations.

Read first time and placed on the **Ways and Means calendar**.

House File 547, by Shipley, a bill for an act relating to the installation and use of composting toilets.

Read first time and referred to committee on **Environmental Protection**.

House File 548, by Fry, Carlson, and Lundgren, a bill for an act relating to funding of county mental health and disability services by modifying provisions relating to the use of specified excess cash flow funds, and including effective date and retroactive applicability provisions.

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

House File 549, by Fry, a bill for an act relating to certain health-related entities including membership, reimbursement, and the elimination or combining of such entities.

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

House File 550, by Shipley, a bill for an act relating to the establishment of an interim study committee to study the effects of endocrine disrupting pollution on human physiology.

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

House File 551, by Shipley, a bill for an act establishing a sunset advisory committee within the general assembly, providing for review of executive branch agencies by the committee and related duties and procedures, providing for the automatic sunset of certain executive branch agencies and related procedures, and including effective date provisions.

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

House File 552, by Landon, a bill for an act relating to approval of certain state government leases by the general assembly.

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

SPECIAL PRESENTATION

Jeneary of Plymouth introduced to the House, former legislator Ralph Klemme.

The House rose and expressed its welcome.

REFERRED

The Speaker announced that Senate File 113, previously referred to committee on **Judiciary** was **passed on file**.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 215 Human Resources

Relating to the transfer or encumbrance of real property held by a recipient of medical assistance.

H.S.B. 216 Natural Resources

Prohibiting the discharge of a weapon from a motor vehicle and making penalties applicable.

H.S.B. 217 Natural Resources

Prohibiting the use of unmanned vehicles to disturb, pursue, fish, or hunt wild animals.

H.S.B. 218 Agriculture

Relating to weight limitations for certain implements of husbandry.

H.S.B. 219 Commerce

Relating to the membership of the life and health insurance guaranty association, assessments to member insurers for insurance written by impaired or insolvent member insurers, and including applicability provisions.

H.S.B. 220 Commerce

Relating to the use of gasification and pyrolysis facilities for the conversion of certain recoverable waste materials.

H.S.B. 221 Transportation

Relating to a study on access to the driving skills test required for issuance of a commercial driver's license.

SUBCOMMITTEE ASSIGNMENTS**House File 16**

Public Safety: Mohr, Chair; Breckenridge and Fisher.

House File 33

Public Safety: Kerr, Chair; Kurtz and Salmon.

House File 455

Public Safety: Fry, Chair; Salmon and Thede.

House File 459

State Government: Moore, Chair; Jacobsen and Lensing.

House File 468

Economic Growth: Brink, Chair; Gaskill and Huseman.

House File 490

Education: Moore, Chair; Fry and Mascher.

House File 491

Education: Moore, Chair; Fry and Mascher.

House File 492

Education: Fry, Chair; Brink and Winckler.

House File 493

Education: Mommsen, Chair; Donahue and A. Meyer.

House File 494

Education: Wheeler, Chair; Hanusa and R. Smith.

House File 497

Ways and Means: Osmundson, Chair; Gaskill and Maxwell.

House File 504

Education: Mommsen, Chair; Kurth and Shipley.

House File 505

Education: Salmon, Chair; Hanusa and Kurth.

House File 525

Labor: Deyoe, Chair; Brink and Ehlert.

House File 536

Commerce: Wills, Chair; Grassley and Nielson.

House File 539

Public Safety: Jeneary, Chair; Kacena and Mohr.

House File 548

Human Resources: Fry, Chair; Heddens and Lundgren.

House File 549

Human Resources: Fry, Chair; Dolecheck and Konfrst.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 215

Human Resources: Bacon, Chair; Heddens and Moore.

House Study Bill 216

Natural Resources: Maxwell, Chair; Breckenridge and Thorup.

House Study Bill 217

Natural Resources: Sieck, Chair; Osmundson and Ourth.

House Study Bill 218

Agriculture: Mommsen, Chair; Kerr and Ourth.

House Study Bill 219

Commerce: Jacobsen, Chair; Oldson and Sorensen.

House Study Bill 220

Commerce: Sorensen, Chair; Landon and Williams.

House Study Bill 221

Transportation: Best, Chair; Judge and Worthan.

On motion by Hagenow of Dallas, the House adjourned at 8:46 a.m., until 8:30 a.m., Thursday, February 28, 2019.

JOURNAL OF THE HOUSE

Forty-sixth Calendar Day - Thirtieth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, February 28, 2019

The House met pursuant to adjournment at 8:31 a.m., Speaker Upmeyer in the chair.

Prayer was offered by Pastor Jonathan B. Whitfield, Baptist Church of Des Moines. He was the guest of Abdul-Samad of Polk.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Tyler Juffernbruch, Chief Clerk's Page from Indianola.

The Journal of Wednesday, February 27, 2019, was approved.

INTRODUCTION OF BILLS

House File 553, by committee on Public Safety, a bill for an act relating to the assessment of an agricultural theft surcharge on criminal offenses involving the theft of crops, livestock, or honeybees, and making an appropriation.

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

House File 554, by Hite, a bill for an act relating to inspections of sewage disposal systems prior to certain transfers of real estate.

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

House File 555, by Heddens, Staed, Forbes, Hunter, Gaskill, Kressig, Jacoby, and Winckler, a bill for an act relating to Medicaid managed care including the provision of certain services and payment for services.

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

House File 556, by Kressig, Brown-Powers, R. Smith, and Wessel-Kroeschell, a bill for an act relating to third-party payment of coverage benefits for mental health services delivered at a school.

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

House File 557, by Mascher, a bill for an act relating to the operation of animal shelters, by prohibiting the transfer of certain animals, and making penalties applicable.

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

House File 558, by Best, a bill for an act relating to imposition of optional taxes for emergency medical services by counties.

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

House File 559, by Kressig, Forbes, Breckenridge, Olson, B. Meyer, R. Smith, and Brown-Powers, a bill for an act relating to the compassionate use of medical cannabis Act, reclassifying marijuana, including tetrahydrocannabinols, from a schedule I controlled substance to a schedule II controlled substance, providing for civil and criminal penalties and fees, and including effective date provisions.

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

House File 560, by committee on Education, a bill for an act relating to requirements for eligibility under the all Iowa opportunity scholarship program.

Read first time and placed on the **calendar**.

House File 561, by Zumbach, a bill for an act providing for the compensation of losses due to the installation of a pipeline on agricultural land.

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

House File 562, by Mascher, a bill for an act relating to the skilled workforce shortage tuition grant program.

Read first time and referred to committee on **Economic Growth**.

House File 563, by Steckman, Donahue, Lensing, Konfrst, Staed, Anderson, Gaskill, Abdul-Samad, Bennett, Bearinger, Maxwell, R. Smith, Brown-Powers, and Shipley, a bill for an act requiring the boards of directors of school districts to appoint student liaisons to the boards.

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

House File 564, by Shipley, a bill for an act eliminating mandatory minimum sentences for drug offenses.

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

House File 565, by Steckman, Breckenridge, Ourth, Gaskill, Staed, Kurth, Donahue, Cohoon, Forbes, Gaines, McConkey, Kurtz, Bennett, Wolfe, Maxwell, Bearinger, Brown-Powers, R. Smith, and Shipley, a bill for an act establishing a first responders loan repayment program and fund and making an appropriation.

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

House File 566, by committee on Public Safety, a bill for an act relating to criminal trespass while hunting, fishing, or trapping, and providing penalties.

Read first time and placed on the **calendar**.

House File 567, by committee on Public Safety, a bill for an act relating to unintentionally causing the death of a person by operating a motor vehicle at an excessive speed, providing penalties, and making penalties applicable.

Read first time and placed on the **calendar**.

House File 568, by committee on State Government, a bill for an act modifying provisions relating to the licensure of professional landscape architects.

Read first time and placed on the **calendar**.

House File 569, by committee on Judiciary, a bill for an act relating to personal degradation of a dependent adult as a form of

dependent adult abuse by a caretaker regulated by the department of human services, and making penalties applicable.

Read first time and placed on the **calendar**.

House File 570, by committee on Human Resources, a bill for an act relating to the brain injury home and community-based services waiver monthly budget maximum.

Read first time and placed on the **calendar**.

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Chief Clerk and placed on file in the Legislative Services Agency: To view reports in full, click [here](#).

DEPARTMENT OF COMMERCE Banking Division

Bank Required Collateral Report, pursuant to Iowa Code section 12C.20.

DEPARTMENT OF EDUCATION

Kindergarten Literacy Assessment Report, pursuant to Iowa Code section 279.60.

DEPARTMENT OF REVENUE

Debt Collection Report, pursuant to Iowa Code section 421.17.

Recurrent Taxpayer Noncompliance Report, pursuant to Iowa Code section 421.60.

ECONOMIC DEVELOPMENT AUTHORITY

Electric Vehicle Infrastructure Support Report, pursuant to Chapter 1135.19, 2018 Iowa Acts.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 222 Public Safety

Relating to access to the statewide interoperable communications system, and providing an effective date.

H.S.B. 223 Judiciary

Restricting public agency disclosure of and access to certain personal information related to tax-exempt organizations, and providing penalties.

H.S.B. 224 Judiciary

Relating to service of process relating to juvenile delinquency proceedings and termination of the parent-child relationship proceedings.

H.S.B. 225 Commerce

Modifying provisions applicable to certain service contract providers regulated by the commissioner of insurance, providing fees, making penalties applicable, making an appropriation, and including effective date provisions.

H.S.B. 226 State Government

Requiring that the general assembly provide for the publication of certain material and associated electronic records pertaining to official legal publications.

H.S.B. 227 State Government

Providing for the regulation of certain commercial establishments engaged in the care of nonagricultural animals, providing for fees, making appropriations and providing for penalties.

H.S.B. 228 Public Safety

Establishing a length of service award program for volunteer fire fighters, concerning income tax deductions for volunteer fire fighters, making an appropriation, and including effective date provisions.

H.S.B. 229 Veterans Affairs

Relating to the removal of county veterans service officers.

H.S.B. 230 Transportation

Relating to automobile insurance required for transportation network company drivers.

H.S.B. 231 State Government

Relating to the practice of barbering and cosmetology arts and sciences and providing transition provisions.

H.S.B. 232 Environmental Protection

Relating to beverage container reimbursement fees paid by distributors to beverage dealers and persons operating beverage container redemption centers.

SUBCOMMITTEE ASSIGNMENTS**House File 351**

Judiciary: Mitchell, Chair; Hite and Olson.

House File 354

State Government: Sorensen, Chair; Derry and Deyoe.

House File 552

State Government: Deyoe, Chair; Anderson and Thompson.

House File 544

Judiciary: Hite, Chair; Lohse and Wolfe.

House File 554

Commerce: Wills, Chair; Fisher and Kressig.

House File 561

Commerce: Landon, Chair; Deyoe and Jacoby.

Senate File 203

Natural Resources: Fisher, Chair; Hall and Thorup.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 222

Public Safety: Worthan, Chair; Kacena and Thorup.

House Study Bill 223

Judiciary: Hinson, Chair; Derry and Mitchell.

House Study Bill 224

Judiciary: Mitchell, Chair; Sunde and Windschitl.

House Study Bill 225

Commerce: Jacobsen, Chair; McConkey and Mitchell.

House Study Bill 226

State Government: McKean, Chair; Jacobsen and Lensing.

House Study Bill 227

State Government: Kaufmann, Chair; Hinson and Mascher.

House Study Bill 228

Public Safety: Mohr, Chair; Kacena and Thorup.

House Study Bill 229

Veterans Affairs: Thompson, Chair; Kurth and Sorenson.

House Study Bill 230

Transportation: Maxwell, Chair; Sieck and R. Smith.

House Study Bill 231

State Government: Bossman, Chair; Bacon, Mascher, Nielsen and Thompson.

House Study Bill 232

Environmental Protection: Fisher, Chair; Bacon and Steckman.

COMMITTEE RECOMMENDATIONS

MADAM 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

House File 489, a bill for an act relating to pharmacy benefit managers and health carriers and management of prescription drug benefits, and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 27, 2019.

Committee Bill (Formerly House Study Bill 181), relating to the definition of personal injuries arising out of and in the course of the employment for the purposes of compensable acts for workers' compensation.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 27, 2019.

Committee Bill (Formerly House Study Bill 182), relating to insurance notices and documents delivered by electronic means to a consumer that purchases portable electronics insurance in a retail transaction.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 27, 2019.

Committee Bill (Formerly House Study Bill 187), relating to requirements for domestic surplus lines insurers.

Fiscal Note: **No**

Recommendation: **Do Pass** February 27, 2019.

COMMITTEE ON EDUCATION

Committee Bill (Formerly House File 184), relating to statewide preschool program by modifying provisions relating to eligibility, funding, and compulsory attendance and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 27, 2019.

Committee Bill (Formerly House File 197), relating to the assignment of pupils who are siblings to classrooms by school districts.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 27, 2019.

Committee Bill (Formerly House Study Bill 130), relating to incentives for whole grade sharing and school district reorganization or dissolution.

Fiscal Note: **No**

Recommendation: **Do Pass** February 27, 2019.

COMMITTEE ON HUMAN RESOURCES

Committee Bill (Formerly House File 435), relating to the release of certain confidential information by the department of human services to multidisciplinary teams and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Do Pass** February 28, 2019.

Committee Bill (Formerly House File 451), establishing a psychiatric patient placement clearinghouse and inpatient psychiatric bed tracking system work group.

Fiscal Note: **No**

Recommendation: **Do Pass** February 28, 2019.

Committee Bill (Formerly House Study Bill 183), relating to the integration of Medicaid and healthy and well kids in Iowa program eligibility, payment, and administrative functions under the department of human services.

Fiscal Note: **No**

Recommendation: **Do Pass** February 28, 2019.

Committee Bill (Formerly House Study Bill 184), relating to juvenile justice, including provisions relating to child foster care and parent visitation in child in need of assistance proceedings.

Fiscal Note: **No**

Recommendation: **Do Pass** February 28, 2019.

Committee Bill (Formerly House Study Bill 200), relating to prior authorization for medication-assisted treatment under the Medicaid program.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 28, 2019.

COMMITTEE ON JUDICIARY

Committee Bill (Formerly House File 233), relating to limitations regarding the withdrawal of a life-sustaining procedure from a minor child.

Fiscal Note: **No**

Recommendation: **Do Pass** February 27, 2019.

Committee Bill (Formerly House Study Bill 41), relating to home improvement fraud and providing penalties for contractors who commit home improvement fraud.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 27, 2019.

Committee Bill (Formerly House Study Bill 116), relating to late fees and procedures associated with rental agreements.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 27, 2019.

COMMITTEE ON NATURAL RESOURCES

House File 179, a bill for an act relating to firearms requirements for hunting deer.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H-1004** February 27, 2019.

Referred to the committee on Public Safety pursuant to Rule 31.7.

Committee Bill (Formerly House File 164), relating to licenses for apprentice hunters.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 27, 2019.

Committee Bill (Formerly House File 318), relating to commercial fishing to remove underused, undesirable, and injurious organisms from waters of the state, and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 27, 2019.

Committee Bill (Formerly House Study Bill 104), relating to snowmobile user permits and registration fees.

Fiscal Note: **No**

Recommendation: **Do Pass** February 27, 2019.

COMMITTEE ON TRANSPORTATION

Committee Bill (Formerly House Study Bill 196), establishing a shortline railroad restoration tax credit, and including effective date and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 28, 2019.

COMMITTEE ON WAYS AND MEANS

Senate File 220, a bill for an act relating to the increased expensing allowance deduction by corporations, financial institutions, and partnerships and limited liability companies taxed as corporations, and including effective date and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 27, 2019.

Committee Bill (Formerly House Study Bill 126), modifying the sales and use tax exemption for the sale of certain component parts attached to or services performed on aircraft.

Fiscal Note: **No**

Recommendation: **Do Pass** February 27, 2019.

AMENDMENT FILED

H-1004 H.F. 179 Committee on Natural Resources

On motion by Hagenow of Dallas, the House adjourned at 8:51 a.m., until 1:00 p.m., Monday, March 4, 2019.

JOURNAL OF THE HOUSE

Fiftieth Calendar Day - Thirty-first Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, March 4, 2019

The House met pursuant to adjournment at 1:02 p.m., Speaker Upmeyer in the chair.

Prayer was offered by Pastor Stephen Broers, Emmanuel Lutheran Church, Fontanelle. He was the guest of Sorensen of Adair.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Clayton Beyers and Emily Holloway, members of Best Buddies. They were the guests of Speaker Upmeyer.

The Journal of Thursday, February 28, 2019, was approved.

INTRODUCTION OF BILLS

House File 571, by Mommsen, a bill for an act relating to the management of soil and water resources, including projects described in the Iowa nutrient reduction strategy, and the use of a county tax levy.

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

House File 572, by Kacena, a bill for an act authorizing manufacturers of beer in this state to sell beer to retail beer permit and liquor control license holders.

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

House File 573, by Best, a bill for an act relating to prescription drug benefits, pharmacies, pharmacy benefit managers, making penalties applicable, and including applicability provisions.

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

House File 574, by Sorensen, a bill for an act relating to the offer and teach requirements under the educational standards.

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

House File 575, by Sorensen, a bill for an act providing for training and other procedures relating to student seizures for public and accredited nonpublic schools.

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

House File 576, by Bennett, a bill for an act relating to treatment or intervention involving an intersex minor.

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

House File 577, by Brown-Powers and Williams, a bill for an act relating to substance use disorder services and reimbursement, and including effective date provisions.

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

House File 578, by Matson, a bill for an act requiring a study regarding alternative methods for disposing of the body of a deceased person.

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

House File 579, by R. Smith, Konfrst, Lensing, Gaskill, Donahue, Kressig, and Brown-Powers, a bill for an act requesting a legislative interim study committee relating to medical examiner efficiencies.

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

House File 580, by Bergan, a bill for an act relating to the establishment of a needle exchange pilot program by the Iowa department of public health.

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

House File 581, by Bennett, a bill for an act relating to the rights of sexual assault survivors, and making appropriations.

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

House File 582, by Hite, a bill for an act relating to the suspension of a child support order relative to child in need of assistance proceedings.

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

House File 583, by Mommsen, a bill for an act relating to replacement of the term visitation with the term parenting time relative to time awarded to a parent.

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

House File 584, by Kacena, a bill for an act relating to the diversion of social security disability dependent benefits assigned to the state for a child in foster care.

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

House File 585, by Thorup, a bill for an act relating to the Iowa sobriety and drug monitoring program.

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

House File 586, by Wolfe, a bill for an act relating to property exempt from execution, including firearms.

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

House File 587, by Thorup, a bill for an act relating to the disposal by sale or donation of surplus personal property by state agencies.

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

House File 588, by Bennett, a bill for an act relating to the issuance of persons with disabilities parking permits to new residents

with valid persons with disabilities parking permits from other states.

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

House File 589, by committee on State Government, a bill for an act relating to the property tax levy for the payment of general obligation bonds issued by cities for certain flood-related purposes and including applicability provisions.

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

House File 590, by committee on State Government, a bill for an act relating to tax return preparers, and providing penalties.

Read first time and placed on the **calendar**.

House File 591, by committee on Judiciary, a bill for an act providing for juvenile court jurisdiction over minor guardianship proceedings and including effective date and applicability provisions.

Read first time and placed on the **calendar**.

House File 592, by committee on Education, a bill for an act relating to the statewide preschool program by modifying provisions relating to eligibility, funding, and compulsory attendance and including applicability provisions.

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

House File 593, by committee on Commerce, a bill for an act relating to the definition of personal injuries arising out of and in the course of the employment for the purposes of compensable acts for workers' compensation.

Read first time and placed on the **calendar**.

House File 594, by committee on Judiciary, a bill for an act relating to limitations regarding the withdrawal of a life-sustaining procedure from a minor child.

Read first time and placed on the **calendar**.

House File 595, by committee on State Government, a bill for an act related to allowable annual salaries for deputy county auditors in charge of elections administration.

Read first time and placed on the **calendar**.

House File 596, by committee on Education, a bill for an act relating to incentives for whole grade sharing and school district reorganization or dissolution.

Read first time and placed on the **calendar**.

House File 597, by committee on Human Resources, a bill for an act requesting the establishment of an interim study committee relating to the impact of state assistance program income restriction guidelines.

Read first time and placed on the **calendar**.

House File 598, by committee on Education, a bill for an act relating to the assignment of pupils who are siblings to classrooms by school districts.

Read first time and placed on the **calendar**.

House File 599, by committee on Natural Resources, a bill for an act relating to hunting by persons under the age of sixteen.

Read first time and placed on the **calendar**.

House File 600, by committee on Judiciary, a bill for an act relating to nonsubstantive Code corrections.

Read first time and placed on the **calendar**.

House File 601, by committee on Human Resources, a bill for an act relating to the practice of polysomnography.

Read first time and placed on the **calendar**.

House File 602, by committee on Judiciary, a bill for an act relating to home improvement fraud and providing penalties for contractors who commit home improvement fraud.

Read first time and placed on the **calendar**.

House File 603, by committee on Natural Resources, a bill for an act relating to snowmobile user permits and registration fees.

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

House File 604, by committee on Natural Resources, a bill for an act relating to commercial fishing to remove underused, undesirable, and injurious organisms from waters of the state, and including applicability provisions.

Read first time and placed on the **calendar**.

House File 605, by committee on Commerce, a bill for an act relating to insurance notices and documents delivered by electronic means to a consumer that purchases portable electronics insurance in a retail transaction.

Read first time and placed on the **calendar**.

House File 606, by committee on Human Resources, a bill for an act relating to continuing education requirements for certain professions.

Read first time and placed on the **calendar**.

House File 607, by committee on Ways and Means, a bill for an act modifying the sales and use tax exemption for the sale of certain component parts attached to or services performed on aircraft.

Read first time and placed on the **Ways and Means calendar**.

House File 608, by Holt, a bill for an act relating to the tracking and counting of mailed absentee ballots.

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

House File 609, by Kaufmann, a bill for an act to legalize the participation in the instructional support program by the Bennett community school district, and providing an effective date.

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

House File 610, by committee on Judiciary, a bill for an act relating to the opening of guardianships for adults and conservatorships for adults and minors and the administration of guardianships and conservatorships.

Read first time and placed on the **calendar**.

ADOPTION OF HOUSE RESOLUTION 4

Hagenow of Dallas called up for consideration **House Resolution 4**, a resolution congratulating the Morningside College Mustangs football team on winning the National Association of Intercollegiate Athletics National Championship.

Bossman of Woodbury moved the adoption of House Resolution 4.

The motion prevailed and the resolution was adopted.

SPECIAL PRESENTATIONS

Forbes of Polk introduced to the House, United States Representative Cindy Axne.

The House rose and expressed its welcome.

Speaker Upmeyer introduced to the House, former legislator Ron Jorgensen.

The House rose and expressed its welcome.

RULE 57 SUSPENDED

Hagenow of Dallas asked and received unanimous consent to suspend Rule 57, relating to committee notice and agenda, for a meeting of the committee on Agriculture and the committee on State Government to meet today.

PROOF OF PUBLICATION
(House File 609)

In accordance with Section 585.1 of the Code of Iowa, the published copy of House File 609 and the verified proof of publication of said bill in the Tipton Conservative and Advertiser, a weekly newspaper printed and published in Cedar County, Iowa on February 13, 2019, was filed with the Chief Clerk of the House of Representatives prior to the time said bill was placed on passage in the House.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 233 State Government

Relating to the power of cities to regulate certain building restrictions.

H.S.B. 234 Local Government

Relating to the jurisdiction and management of pioneer cemeteries.

H.S.B. 235 State Government

Relating to the authority and duties of the auditor of state by modifying provisions relating to the collection of certain fees and the provision of municipal financial management training and including applicability provisions.

H.S.B. 236 Agriculture

Relating to an offense involving trespass to agricultural production facilities, and providing penalties.

H.S.B. 237 Judiciary

Relating to criminal law and procedure including certain related administrative proceedings, providing penalties, and including effective date and applicability provisions.

SUBCOMMITTEE ASSIGNMENTS

House File 371

Judiciary: Hite, Chair; McKean and Wolfe.

House File 528

Ways and Means: Bossman, Chair; Kaufmann and Nielsen.

House File 542

Natural Resources: Bacon, Chair; Jeneary and Ourth.

House File 573

Commerce: Best, Chair; Forbes and Lundgren.

House File 608

State Government: Jacobsen, Chair; Hunter and Sexton.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 222 Reassigned

Public Safety: Worthan, Chair; Kressig and Thorup.

House Study Bill 228 Reassigned

Public Safety: Mohr, Chair; Kurth and Thorup.

House Study Bill 233

State Government: Sexton, Chair; Lensing and Mitchell.

House Study Bill 234

Local Government: Lohse, Chair; Ehlert and Hite.

House Study Bill 235

State Government: Jacobsen, Chair; Bergan and Konfrst.

House Study Bill 236

Agriculture: Klein, Chair; Bearinger and Paustian.

House Study Bill 237

Judiciary: Klein, Chair; Mitchell and Wolfe.

COMMITTEE RECOMMENDATIONS

MADAM 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 PUBLIC SAFETY

Committee Bill (Formerly House File 259), relating to the carrying, possession, or transportation of weapons on school grounds, at places of employment, at certain entertainment venues owned or operated by a political subdivision, and in county courthouses.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 28, 2019.

Committee Bill (Formerly House Study Bill 193), permitting counties and cities to classify certain fireworks violations as county infractions or municipal infractions, and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Do Pass** February 28, 2019.

COMMITTEE ON STATE GOVERNMENT

Committee Bill (Formerly House Study Bill 48), relating to the administration of city and school elections.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 28, 2019.

Committee Bill (Formerly House Study Bill 198), relating to sports gambling and wagering, by providing for fantasy sports contests and sports betting, providing for taxes and fees, making penalties applicable, and including implementation and effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 28, 2019.

RESOLUTIONS FILED

H.C.R. 10, by committee on Agriculture, a concurrent resolution recognizing the importance of multilateral trade agreements to Iowa's economy and urging Congress to enact legislation to implement a multilateral trade agreement between the United States, Canada, and Mexico.

Laid over under **Rule 25**.

H.R. 10, by Jacobsen, a resolution honoring Colonel Ralph Foster Tomlinson, originally from Manly, Iowa, and Suzanne Helen Tomlinson, originally from Galbraith, Iowa, for nearly half a century of voluntary service to Iowa.

Laid over under **Rule 25**.

On motion by Hagenow of Dallas, the House adjourned at 1:21 p.m., until 8:30 a.m., Tuesday, March 5, 2019.

JOURNAL OF THE HOUSE

Fifty-first Calendar Day - Thirty-second Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, March 5, 2019

The House met pursuant to adjournment at 8:30 a.m., Speaker Upmeyer in the chair.

“Amazing Grace” was played by bagpiper Ron Husted from Newton. He was the guest of Breckenridge of Jasper and Maxwell of Poweshiek.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Jackson Helgevold, Page from Eagle Grove.

The Journal of Monday, March 4, 2019, was approved.

INTRODUCTION OF BILLS

House File 611, by Hanusa, a bill for an act modifying provisions relating to the sale of certain fireworks, and making penalties applicable.

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

House File 612, by Donahue, a bill for an act relating to the career and technical education unit requirements for school districts under the educational standards.

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

House File 613, by Ehlert, Winckler, Abdul-Samad, Anderson, Bearinger, Bennett, Breckenridge, Brown-Powers, Cohoon, Donahue, Forbes, Gaskill, Heddens, Hunter, Jacoby, James, Kacena, Konfrst, Kressig, Kurtz, Lensing, Mascher, McConkey, B. Meyer, Oldson, R. Smith, Staed, Steckman, Sunde, Thede, and Wolfe, a bill for an act relating to criteria for and funding of approved local preschool programs and including effective date and applicability provisions.

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

House File 614, by Donahue, a bill for an act establishing a requirement for administrators employed by school districts with enrollments of more than two thousand five hundred students.

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

House File 615, by Donahue, Mascher, Kacena, Gaines, and Abdul-Samad, a bill for an act eliminating the option to calculate by hours the instructional time school districts and accredited nonpublic schools must include in the school calendar.

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

House File 616, by Donahue, Mascher, Winckler, Bearinger, Gaskill, Steckman, Anderson, Gaines, Ehlert, and Abdul-Samad, a bill for an act relating to licensure requirements for school principals, associate principals, and assistant principals.

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

House File 617, by Fry, a bill for an act relating to Medicaid managed care contracting requirements.

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

House File 618, by Fry, a bill for an act relating to the uniform credentialing and recredentialing of providers under the Medicaid program.

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

House File 619, by Grassley, a bill for an act relating to the notification of law enforcement regarding the discharge of a voluntary patient who is mentally ill or has symptoms of mental illness from a hospital.

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

House File 620, by Bennett and Gaines, a bill for an act relating to the dispensing of a refill of a chronic maintenance drug to a patient.

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

House File 621, by Jacobsen, a bill for an act relating to personal injury to a viable fetus.

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

House File 622, by Anderson, a bill for an act requiring a rehabilitation plan and a postincarceration plan for an inmate committed to the custody of the Iowa department of corrections.

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

House File 623, by committee on Human Resources, a bill for an act relating to prior authorization for medication-assisted treatment under the Medicaid program.

Read first time and placed on the **calendar**.

House File 624, by committee on Human Resources, a bill for an act establishing a psychiatric patient placement clearinghouse and inpatient psychiatric bed tracking system work group.

Read first time and placed on the **calendar**.

House File 625, by committee on Human Resources, a bill for an act relating to the integration of Medicaid and healthy and well kids in Iowa program eligibility, payment, and administrative functions under the department of human services.

Read first time and placed on the **calendar**.

SPECIAL PRESENTATION

Hite of Mahaska introduced to the House, the 2019 Pella Tulip Queen and her court.

The House rose and expressed its welcome.

RULE 57 SUSPENDED

Hagenow of Dallas 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 to meet today.

COMMITTEE REVISIONS

The Speaker announced the following changes to committee assignments effective immediately:

Judiciary

Jones replaced Windschitl

Local Government

Jones replaced Huseman

Ways and Means

Jones replaced Lohse

REFERRED

The Speaker announced that House File 537, previously referred to committee on **Ways and Means** was placed on the **calendar**.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 238 Human Resources

Relating to the dispensing fee for partially dispensed prescriptions.

H.S.B. 239 State Government

Relating to the county zoning exemption for property used for agricultural purposes.

H.S.B. 240 State Government

Relating to the process of adopting county comprehensive plans and zoning restrictions.

H.S.B. 241 Agriculture

Relating to hemp, including the regulation of hemp, providing for enforcement and the confiscation and destruction or disposal of certain property, providing for fees, making appropriations, including

penalties, and providing implementation and effective date provisions.

H.S.B. 242 Judiciary

Relating to the responsibilities of a guardian ad litem for a minor child.

H.S.B. 243 Ways and Means

Requiring the licensure of small dollar installment loan businesses, and providing criminal and civil penalties.

SUBCOMMITTEE ASSIGNMENTS

House File 179

Public Safety: Windschitl, Chair; Fisher and Kurtz.

House File 553

Appropriations: Worthan, Chair; Breckenridge and Mommsen.

House File 558

Local Government: Bossman, Chair; Hite and Nielsen.

House File 563

Education: Gassman, Chair; A. Meyer and Steckman.

House File 571

Agriculture: Mommsen, Chair; Abdul-Samad and Sexton.

House File 574

Education: Hanusa, Chair; Kerr and Matson.

House File 575

Education: Moore, Chair; Fry and Gaines.

House File 582

Judiciary: Hite, Chair; Mitchell and Wolfe.

House File 583

Judiciary: Mitchell, Chair; McKean and Olson.

House File 589

Ways and Means: Kaufmann, Chair; Bossman and Kurth.

House File 603

Ways and Means: Zumbach, Chair; Kurtz and Maxwell.

House File 609

Education: Dolecheck, Chair; James and Kerr.

House File 612

Education: Gassman, Chair; Moore and Winckler.

House File 613

Education: Brink, Chair; Hanusa and Kurth.

House File 614

Education: Wheeler, Chair; Donahue and Mommsen.

House File 615

Education: Fry, Chair; Ehlert and Kerr.

House File 616

Education: Wheeler, Chair; Mommsen and Staed.

House File 621

Judiciary: Lohse, Chair; Kaufmann and Wolfe.

Senate File 229

Commerce: Mitchell, Chair; Judge and Landon.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 16 Reassigned (Committee of the Whole)

Administration and Rules: Sexton, Chair; Bossman, Breckenridge, Forbes, Hagenow, Huseman, B. Meyer, Oldson, Prichard, Steckman, Thede, Upmeyer, Wills, Windschitl and Zumbach.

House Study Bill 238

Human Resources: Brink, Chair; Forbes and Lundgren.

House Study Bill 239

State Government: Kaufmann, Chair; Mitchell and Steckman.

House Study Bill 240

State Government: Kaufmann, Chair; Lensing and Mitchell.

House Study Bill 241

Agriculture: Klein, Chair; Bearinger and Paustian.

House Study Bill 242

Judiciary: Hinson, Chair; Derry and Hite.

House Study Bill 243

Ways and Means: Maxwell, Chair; Windschitl and Wolfe.

COMMITTEE RECOMMENDATIONS

MADAM 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 16), relating to permanent rules of the House of Representatives for the Eighty-eighth General Assembly.

Fiscal Note: **No**

Recommendation: **Do Pass** March 5, 2019.

Committee Bill (Formerly House Study Bill 98), relating to joint rules of the Senate and House of Representatives for the Eighty-eighth General Assembly.

Fiscal Note: **No**

Recommendation: **Do Pass** March 5, 2019.

COMMITTEE ON COMMERCE

Committee Bill (Formerly House File 573), relating to prescription drug benefits, pharmacies, pharmacy benefit managers, making penalties applicable, and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 5, 2019.

Committee Bill (Formerly House Study Bill 185), relating to electric utility rates and infrastructure support options for private generation customers.

Fiscal Note: **No**

Recommendation: **Do Pass** March 4, 2019.

Committee Bill (Formerly House Study Bill 186), relating to self-service storage facilities, including the creation and enforcement of liens on personal property within leased spaces.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 4, 2019.

Committee Bill (Formerly House Study Bill 210), concerning alcoholic beverage control, relating to limitations on business interests of certain manufacturers, wholesalers, and retailers of alcoholic beverages.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 5, 2019.

Committee Bill (Formerly House Study Bill 219), relating to the membership of the life and health insurance guaranty association, assessments to member insurers for insurance written by impaired or insolvent member insurers, and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 4, 2019.

Committee Bill (Formerly House Study Bill 220), relating to the use of gasification and pyrolysis facilities for the conversion of certain recoverable waste materials.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 5, 2019.

Committee Bill (Formerly House Study Bill 225), modifying provisions applicable to certain service contract providers regulated by the commissioner of insurance, providing fees, making penalties applicable, making an appropriation, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 4, 2019.

COMMITTEE ON EDUCATION

House File 609, a bill for an act to legalize the participation in the instructional support program by the Bennett community school district, and providing an effective date.

Fiscal Note: **No**

Recommendation: **Do Pass** March 5, 2019.

Committee Bill (Formerly House File 145), relating to reports relating to misconduct of certain school employees required to be submitted to the board of educational examiners.

Fiscal Note: **No**

Recommendation: **Do Pass** March 4, 2019.

Committee Bill (Formerly House File 256), relating to licensing fees collected by the board of educational examiners and deposited in the general fund of the state, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 4, 2019.

Committee Bill (Formerly House File 349), to require radon testing and mitigation in public schools and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 4, 2019.

COMMITTEE ON ENVIRONMENTAL PROTECTION

Committee Bill (Formerly House Study Bill 81), relating to administrative procedures within the department of natural resources.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 5, 2019.

COMMITTEE ON JUDICIARY

Committee Bill (Formerly House File 276), relating to speech and expression at public institutions of higher education, providing for remedies, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 4, 2019.

Committee Bill (Formerly House Study Bill 144), relating to payments from the indigent defense fund by the state public defender for costs incurred by a privately retained attorney representing an indigent person.

Fiscal Note: **No**

Recommendation: **Do Pass** March 4, 2019.

Committee Bill (Formerly House Study Bill 178), concerning jurors, relating to access to certain department of revenue taxpayer information for jury list compilation and juror information confidentiality.

Fiscal Note: **No**

Recommendation: **Do Pass** March 4, 2019.

Committee Bill (Formerly House Study Bill 195), relating to state-funded interpreters and translators for limited-English-proficient, deaf, and hard-of-hearing persons in certain court proceedings and court-related activities.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 4, 2019.

COMMITTEE ON LABOR

Committee Bill (Formerly House File 471), relating to the liability of private employers, general contractors, and premises owners for negligently hiring or failing to supervise employees, agents, or independent contractors convicted of a public offense.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 5, 2019.

Committee Bill (Formerly House Study Bill 180), relating to professional licensing, including by providing for a review of professional licenses and allowing for preapplication qualification reviews, and providing fees.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 5, 2019.

COMMITTEE ON TRANSPORTATION

Committee Bill (Formerly House Study Bill 194), relating to driver's licenses marked to reflect deaf or hard-of-hearing status.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 5, 2019.

Committee Bill (Formerly House Study Bill 197), relating to motor vehicle taxes and fees, including registration fees for certain electric vehicles, an excise tax on hydrogen used as special fuel, and an excise tax on electricity used as electric fuel, providing penalties, making penalties applicable, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 5, 2019.

RESOLUTIONS FILED

H.C.R. 11, by committee on Administration and Rules, a concurrent resolution relating to joint rules of the Senate and House of Representatives for the Eighty-eighth General Assembly.

Placed on the **calendar**.

H.R. 11, by committee on Administration and Rules, a resolution relating to the permanent rules of the House of Representatives for the Eighty-eighth General Assembly.

Placed on the **calendar**.

S.C.R. 5, by Whitver, a concurrent resolution relating to joint rules of the Senate and House of Representatives for the Eighty-eighth General Assembly.

Passed on file.

On motion by Hagenow of Dallas, the House adjourned at 8:43 a.m., until 8:30 a.m., Wednesday, March 6, 2019.

JOURNAL OF THE HOUSE

Fifty-second Calendar Day - Thirty-third Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, March 6, 2019

The House met pursuant to adjournment at 8:30 a.m., Speaker Upmeyer in the chair.

Prayer was offered by Pastor Terry Pollard, New Sharon United Methodist Church, New Sharon. He was the guest of Hite of Mahaska.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Errol Brown from Waterloo. He was the guest of Moore of Cass.

The Journal of Tuesday, March 5, 2019, was approved.

INTRODUCTION OF BILLS

House File 626, by Nielsen, a bill for an act relating to certain plans filed by gas and electric utilities, and including retroactive applicability provisions.

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

House File 627, by Brink, a bill for an act relating to the publication duties of and the filling of vacancies on county agricultural extension councils and including effective date and applicability provisions.

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

House File 628, by Lohse, a bill for an act relating to radon abatement systems and radon testing at the time of transfer of real property.

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

House File 629, by Ehlert, a bill for an act relating to child-staff ratios at registered child development homes serving school-aged children under certain circumstances.

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

House File 630, by M. Smith, Abdul-Samad, Anderson, Beringer, Bennett, Breckenridge, Brown-Powers, Cohoon, Derry, Donahue, Ehlert, Forbes, Gaines, Gaskill, Hall, Heddens, Hunter, Isenhardt, Jacoby, James, Judge, Kacena, Konfrst, Kressig, Kurth, Kurtz, Lensing, Mascher, Matson, McConkey, B. Meyer, Nielsen, Oldson, Ourth, Prichard, Running-Marquardt, R. Smith, Staed, Steckman, Sunde, Thede, Wessel-Kroeschell, Williams, Winckler, and Wolfe, a bill for an act relating to mental health supports and services for children and adults, including the establishment of a mental health professional fellowship program.

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

House File 631, by Kacena, a bill for an act relating to criminal and civil liability of a person who owns, manages, or operates an interactive computer service with the intent to promote or facilitate commercial sexual activity and human trafficking, and providing penalties.

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

House File 632, by Isenhardt and Maxwell, a bill for an act relating to the double up food bucks program and making appropriations.

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

House File 633, by committee on Education, a bill for an act relating to licensing fees collected by the board of educational examiners and deposited in the general fund of the state, and including effective date provisions.

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

House File 634, by committee on Public Safety, a bill for an act relating to certain boards and councils in the department of human rights including the establishment of the justice advisory board and the elimination of the criminal and juvenile justice planning advisory council, the public safety advisory board, and the sex offender research council.

Read first time and placed on the **calendar**.

House File 635, by committee on Public Safety, a bill for an act permitting counties and cities to classify certain fireworks violations as county infractions or municipal infractions, and making penalties applicable.

Read first time and placed on the **calendar**.

House File 636, by committee on Public Safety, a bill for an act relating to the carrying, possession, or transportation of weapons on school grounds, at places of employment, in buildings or physical structures located on property under the control of a political subdivision, and in county courthouses, and including effective date provisions.

Read first time and placed on the **calendar**.

House File 637, by committee on Education, a bill for an act relating to reports relating to misconduct of certain school employees required to be submitted to the board of educational examiners.

Read first time and placed on the **calendar**.

House File 638, by committee on Judiciary, a bill for an act relating to landlord remedies and procedures relating to failure to timely pay rent, abandonment, and forcible entry and detainer.

Read first time and placed on the **calendar**.

On motion by Hagenow of Dallas, the House was recessed at 8:42 a.m., until the conclusion of the committee on Appropriations and the committee on Ways and Means.

AFTERNOON SESSION

The House reconvened at 3:10 p.m., Speaker Upmeyer in the chair.

EMPLOYEES OF THE HOUSE

Zumbach of Linn 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:

March 5, 2019

To: Administration & Rules Committee
From: Carmine Boal, Chief Clerk

The following is a list of the officers and employees of the House:

- Carmine R. Boal..... Chief Clerk
- Meghan JVW Nelson Assistant Chief Clerk III
- Jeffrey G. Mitchell Senior Caucus Staff Director
- Joseph P. Romano..... Senior Caucus Staff Director
- Bradley A. TrowSenior Deputy Caucus Staff Director
- Haley J. Hook.....Administrative Assistant to Leader
- Colin M. Tadlock.....Administrative Assistant II to Speaker
- Matthew J. Gronewald Senior Administrative Assistant to Leader I
- D. Dean Fiihr, Jr..... Senior Administrative Assistant to Leader II
- Jake D. Friedrichsen Senior Administrative Assistant to Leader II
- Anthony D. Phillips Senior Administrative Assistant to Speaker II
- Benjamin M. Gentz..... Legislative Research Analyst
- Logan J. Murray Legislative Research Analyst
- Kelsey A. Thien..... Legislative Research Analyst
- Natalie B. Ginty..... Legislative Research Analyst I
- Brian E. Guillaume..... Legislative Research Analyst I
- Alison R. Ver Schuer Legislative Research Analyst I
- Joseph M. Gilde Legislative Research Analyst III
- Kristi L. KiOUS..... Legislative Research Analyst III
- Amanda J. Wille Legislative Research Analyst III
- Jason M. Chapman Senior Legislative Research Analyst
- David L. Epley Senior Legislative Research Analyst
- William T.D. Freeland..... Senior Legislative Research Analyst
- Lewis E. Olson Senior Legislative Research Analyst
- Rachelle D. Thomas Senior Legislative Research Analyst
- Jessica L. Flannery..... Caucus Secretary

Ashley A. Beall.....	Senior Caucus Secretary
Terri P. Steinke.....	Confidential Secretary to Speaker
Sarah E. Vanderploeg.....	Supervisor of Secretaries II
Doreen R. Freeman.....	Senior Administrative Services Officer
Susan K. Jennings.....	Senior Administrative Services Officer
Kristin L. Wentz.....	Senior Administrative Services Officer
Molly M. Dolan.....	Administrative Services Officer III
Robin L. Bennett.....	Administrative Services Officer II
Kelly M. Bronsink.....	Senior Finance Officer III
Phyllis J. Pierce.....	Finance Officer I
Bonnie L. Forburger.....	Recording Clerk I
Stephanie M. Maher.....	Switchboard Operator
Mary Ann Ahrens.....	Legislative Secretary
George I. Anderson.....	Legislative Secretary
Sarah L. Bell.....	Legislative Secretary
Alexandra J. Boettcher.....	Legislative Secretary
Jenifer L. Bowen.....	Legislative Secretary
Rebecca L. Boyer.....	Legislative Secretary
John W. Brandsgard.....	Legislative Secretary
Rosalie C. Brandsgard.....	Legislative Secretary
Laura S. Burke.....	Legislative Secretary
Beverly A. Burns.....	Legislative Secretary
Robert A. Christenson.....	Legislative Secretary
Alexandra L. Cleverley.....	Legislative Secretary
Jonathan L. Coen.....	Legislative Secretary
Kollin H. Crompton.....	Legislative Secretary
Kathleen M. Crow.....	Legislative Secretary
Merlie T. Crowley.....	Legislative Secretary
Brenda S. Curran.....	Legislative Secretary
Robert E. Davis.....	Legislative Secretary
Brianna E. Devin.....	Legislative Secretary
Laura N. Engel.....	Legislative Secretary
Bobbi L. Fogel.....	Legislative Secretary
Deidre J. Fudge.....	Legislative Secretary
Emily K. Gengler.....	Legislative Secretary
Joyce L. Godwin.....	Legislative Secretary
Lydia R. Greene.....	Legislative Secretary
Talynn D. Griggs.....	Legislative Secretary
Betty M. Gustafson.....	Legislative Secretary
Lyra E. Halsten.....	Legislative Secretary
John M. Hirl.....	Legislative Secretary
Zachary C. Hoffman.....	Legislative Secretary
Caroline A. Hogan.....	Legislative Secretary
Willow N. Huber.....	Legislative Secretary
Victoria B. Johnson.....	Legislative Secretary
Catherine S. Jury.....	Legislative Secretary
Sandra M. Kelaher.....	Legislative Secretary
Alexis R. King.....	Legislative Secretary
Elizabeth J. Knoll.....	Legislative Secretary
Zachary S. Krawiec.....	Legislative Secretary
Drake J. Lohse.....	Legislative Secretary
Annabelle M. Mack.....	Legislative Secretary

Marlene J. Martens	Legislative Secretary
Cecilia G. Martinez Garza.....	Legislative Secretary
Emily K. Massie.....	Legislative Secretary
Nicholas W. Miller.....	Legislative Secretary
Jill M. Morris.....	Legislative Secretary
David Niffenegger.....	Legislative Secretary
Brenda R. Olson.....	Legislative Secretary
Isobel F. Osius.....	Legislative Secretary
Clay L. Pasqual.....	Legislative Secretary
Nathan F. Paulsen.....	Legislative Secretary
Alexandra M. Paulson.....	Legislative Secretary
Jule L. Reynolds.....	Legislative Secretary
Liam M. Ruff.....	Legislative Secretary
Gabriella S. Ruggiero.....	Legislative Secretary
Alexander C. Sandeen.....	Legislative Secretary
Shannon A. Sankey.....	Legislative Secretary
Sarah A. Schroeder.....	Legislative Secretary
Jack T. Segal.....	Legislative Secretary
Fran D. Smith.....	Legislative Secretary
Mitchell P. Smith.....	Legislative Secretary
Stephanie A. Smith.....	Legislative Secretary
Alyson B. Sorensen.....	Legislative Secretary
Maria B. Sorensen.....	Legislative Secretary
Susan E. Staed.....	Legislative Secretary
Samantha R. Stearns.....	Legislative Secretary
Winston F. Taylor.....	Legislative Secretary
Joshua D. Wilson.....	Legislative Secretary
Christine E. Wolfe.....	Legislative Secretary
Megan C. Adam.....	Legislative Committee Secretary
Paul D. Attema.....	Legislative Committee Secretary
Samantha K. Betz.....	Legislative Committee Secretary
David L. Blom.....	Legislative Committee Secretary
Dani L. Boal.....	Legislative Committee Secretary
Benjamin M. Dirks.....	Legislative Committee Secretary
Regina M. Felderman.....	Legislative Committee Secretary
Susan R. Foster.....	Legislative Committee Secretary
Michelle Halverson-Haupts.....	Legislative Committee Secretary
Angie J. Heartsill.....	Legislative Committee Secretary
Nicholas C. Johnson.....	Legislative Committee Secretary
Anthony D. Labruna.....	Legislative Committee Secretary
Danielle C. Lang.....	Legislative Committee Secretary
Susan M. Mahedy-Ridgway.....	Legislative Committee Secretary
Constance A. McKean.....	Legislative Committee Secretary
Cole B. Moody.....	Legislative Committee Secretary
Neil A. Nelsen.....	Legislative Committee Secretary
Valerie J. Nolte.....	Legislative Committee Secretary
Peyton R. Parker.....	Legislative Committee Secretary
Savannah G. Prescott.....	Legislative Committee Secretary
Jacob Simon.....	Legislative Committee Secretary
Phyllis M. Toy.....	Legislative Committee Secretary
Carla J. Wood.....	Legislative Committee Secretary
Devon G. Wood.....	Legislative Committee Secretary

Joan E. Skeffington	Bill Clerk
Randy H. Ross	Postmaster
Stephen J. Balderson	Sergeant-at-Arms I
Wayne W. Gieselman	Assistant Sergeant-at-Arms
Alvin L. Thrasher	Chief Doorkeeper
Kieth M. Anderle	Doorkeeper
Clyde A. Brown	Doorkeeper
Linda J. Kinman	Doorkeeper
Frank P. Mauro	Doorkeeper
Dennis N. Walsh	Doorkeeper

PAGES GROUP I

Victoria S. Fillipi — Speaker's Page
 Tyler J. Juffernbruch — Chief Clerk's Page

Stepheny C. Blobaum	Elizabeth Lara
Alyssa D. Brouillet	Maxwell W. Oelmann
Addie M. Cosgrove	Morgan S. Rassel
Kevin M. Drahos	Carissa L. Wenger
Alexandra L. Emberton	Shyann White
John F. P. Harding	Alyssa M. Whitham
Jackson C. Helgevold	

PAGES GROUP II

Josiah T. Meier

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

Zachary L. Bunkers	Facilities Manager I
Mark L. Willemsen	Senior Facilities Manager
Shawna S. Ferguson	Legislative Security Coordinator II
Kathleen C. Bacus	Legislative Security Officer I
Jody W. Elliott	Legislative Security Officer I
James A. Eyberg	Legislative Security Officer I
Curtis L. Henderson	Legislative Security Officer I
Timothy P. Knapp	Legislative Security Officer I
Randy H. Marchant	Legislative Security Officer I
Gerald L. McCurdy, Jr.	Legislative Security Officer I
Kert J. Schnell	Legislative Security Officer I
Leo R. Skeffington	Legislative Security Officer I
Richard D. Taylor	Legislative Security Officer I
Michael H. Winter	Legislative Security Officer I
David W. Garrison	Legislative Security Officer II
Arthur A. McBride IV	Conservation/Restoration Specialist II
Brandie L. Gardiner	Copy Center Operator
Kathryn A. Murphy	Director of Human Resources

INTRODUCTION OF BILLS

House File 639, by Jones, a bill for an act modifying provisions applicable to individuals licensed by the plumbing and mechanical systems board, providing for state inspections of certain plumbing and mechanical system installations, and making penalties applicable.

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

House File 640, by committee on Natural Resources, a bill for an act relating to the powers and duties of the department of agriculture and land stewardship, by changing the name of the weather bureau, modifying reporting requirements regarding agricultural liming material, modifying provisions applicable to demonstration projects involving alternative fuels, transferring certain Code sections, providing for the use of certain appropriated moneys for surface water quality, and eliminating certain watershed demonstration pilot projects.

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

House File 641, by committee on State Government, a bill for an act relating to alcoholic beverage control and matters under the purview of the alcoholic beverages division of the department of commerce and including effective date provisions.

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

House File 642, by committee on Human Resources, a bill for an act relating to the release of certain confidential information by the department of human services to multidisciplinary teams and making penalties applicable.

Read first time and placed on the **calendar**.

House File 643, by committee on Transportation, a bill for an act relating to driver's licenses and nonoperator's identification cards marked to reflect deaf or hard-of-hearing status.

Read first time and placed on the **calendar**.

House File 644, by committee on Human Resources, a bill for an act relating to juvenile justice, including provisions relating to child foster care and parent visitation in child in need of assistance proceedings.

Read first time and placed on the **calendar**.

House File 645, by Staed, a bill for an act allowing the formation of certain for-profit corporations as benefit corporations authorized to do business in this state under certain conditions.

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

House File 646, by Staed, a bill for an act relating to vision screenings, examinations, services, and supplies for children.

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

House File 647, by committee on Agriculture, a bill for an act providing for a beginning farmer tax credit program, providing for fees, and including effective date and retroactive applicability provisions.

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

House File 648, by committee on State Government, a bill for an act relating to sports gambling and wagering, by providing for fantasy sports contests and sports betting, providing for taxes and fees, making penalties applicable, and including implementation and effective date provisions.

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

House File 649, by committee on Agriculture, a bill for an act relating to an offense involving trespass to agricultural production facilities, and providing penalties.

Read first time and placed on the **calendar**.

House File 650, by committee on Labor, a bill for an act relating to the liability of private employers, general contractors, and premises owners for negligently hiring employees, agents, or independent contractors convicted of a public offense.

Read first time and placed on the **calendar**.

House File 651, by committee on Commerce, a bill for an act relating to requirements for domestic surplus lines insurers.

Read first time and placed on the **calendar**.

House File 652, by committee on State Government, a bill for an act relating to the administration of city and school elections.

Read first time and placed on the **calendar**.

RULE 57 SUSPENDED

Hagenow of Dallas asked and received unanimous consent to suspend Rule 57, relating to committee notice and agenda, for a meeting of the committee on Public Safety to meet upon adjournment today.

REREFERRED

The Speaker announced that House File 619, previously referred to committee on **Public Safety** was rereferred to committee on **Human Resources**.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 244 Public Safety

Relating to the medical cannabidiol Act.

H.S.B. 245 Local Government

Authorizing the reduction of damages payable to an unresponsive property owner in condemnation proceedings and including applicability provisions.

H.S.B. 246 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.

SUBCOMMITTEE ASSIGNMENTS

House File 585

Public Safety: Thorup, Chair; Fisher and Olson.

House File 592

Appropriations: Brink, Chair; Kerr and Mascher.

House File 619

Human Resources: Bergan, Chair; James and Osmundson.

House File 629

Education: Fry, Chair; Ehlert and A. Meyer.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 165 Reassigned

Ways and Means: Hite, Chair; Bloomingdale, Brown-Powers, Forbes and Hein.

House Study Bill 244

Public Safety: Klein, Chair; Breckenridge and Paustian.

House Study Bill 245

Local Government: Lohse, Chair; Ehlert and Thompson.

House Study Bill 246

Appropriations: Sorensen, Chair; Deyoe and Running-Marquardt.

COMMITTEE RECOMMENDATIONS

MADAM 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 218), relating to weight limitations for certain implements of husbandry.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 6, 2019.

Committee Bill (Formerly House Study Bill 236), relating to an offense involving trespass to agricultural production facilities, and providing penalties.

Fiscal Note: **No**

Recommendation: **Do Pass** March 6, 2019.

COMMITTEE ON HUMAN RESOURCES

Committee Bill (Formerly House File 212), relating to the operation of the board of medicine, the board of nursing, the board of pharmacy, and the dental board.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 6, 2019.

Committee Bill (Formerly House File 447), relating to the dispensing of insulin in emergency situations, and providing for insurance coverage.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 6, 2019.

Committee Bill (Formerly House File 538), relating to mandatory child abuse and dependent adult abuse reporter training requirements.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 6, 2019.

Committee Bill (Formerly House File 548), relating to funding of county mental health and disability services by modifying provisions relating to the use of specified

excess cash flow funds, and including effective date and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 6, 2019.

Committee Bill (Formerly House File 549), relating to certain health-related entities including membership, reimbursement, and the elimination or combining of such entities.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 6, 2019.

Committee Bill (Formerly House Study Bill 206), relating to mental health and disability services, including the establishment of a children's behavioral health system and a children's behavioral health system state board, and requiring certain children's behavioral health core services.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 6, 2019.

Committee Bill (Formerly House Study Bill 214), relating to the prescribing and dispensing of self-administered hormonal contraceptives.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 6, 2019.

COMMITTEE ON JUDICIARY

Committee Bill (Formerly House File 395), relating to pretrial contact between a prosecuting witness who is a minor and the defendant.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 5, 2019.

Committee Bill (Formerly House Study Bill 114), relating to the treatment of animals other than livestock and certain wild animals, providing for criminal offenses and court orders associated with animal mistreatment, and including penalties.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 5, 2019.

Committee Bill (Formerly House Study Bill 177), relating to notice and opportunity to repair construction defects in new construction, and including effective date and applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 5, 2019.

Committee Bill (Formerly House Study Bill 203), 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, and including retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 5, 2019.

Committee Bill (Formerly House Study Bill 209), relating to business entities, by providing for different types of limited liability companies and the dissolution of limited liability companies, providing for fees, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 5, 2019.

COMMITTEE ON NATURAL RESOURCES

Committee Bill (Formerly House File 363), allowing the use of a leashed dog to track and retrieve a wounded deer and providing a penalty.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 4, 2019.

Committee Bill (Formerly House Study Bill 207), relating to the powers and duties of the department of agriculture and land stewardship, by changing the name of the weather bureau, modifying reporting requirements regarding agricultural liming material, modifying provisions applicable to demonstration projects involving alternative fuels, transferring certain Code sections, providing for the use of certain appropriated moneys for surface water quality, and eliminating certain watershed demonstration pilot projects.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 4, 2019.

Committee Bill (Formerly House Study Bill 216), prohibiting the discharge of a weapon from a motor vehicle and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 5, 2019.

Committee Bill (Formerly House Study Bill 217), prohibiting the use of unmanned vehicles to disturb, pursue, fish, or hunt wild animals.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 5, 2019.

COMMITTEE ON PUBLIC SAFETY

Committee Bill (Formerly House File 539), relating to the public safety equipment fund, providing for voluntary contributions to the fund, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 5, 2019.

Committee Bill (Formerly House Study Bill 125), prohibiting the use of automated or remote systems for traffic law enforcement, requiring the removal of existing systems, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 5, 2019.

Committee Bill (Formerly House Study Bill 137), relating to the payment of required medical aid provided to prisoners of county jails.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 5, 2019.

Committee Bill (Formerly House Study Bill 140), relating to controlled substances, including amending information collection and reporting requirements under the Iowa prescription monitoring program, amending the controlled substance schedules, removing certain references to marijuana, making penalties applicable, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 5, 2019.

Committee Bill (Formerly House Study Bill 175), providing limited immunity from certain criminal offenses and prohibiting certain disciplinary sanctions for persons under twenty-one years of age who report, seek, or require emergency assistance for alcohol overdoses or protection from certain crimes, and modifying penalties.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 5, 2019.

Committee Bill (Formerly House Study Bill 191), increasing certain penalties for speeding in a motor vehicle, providing for the use of the additional moneys, and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 5, 2019.

Committee Bill (Formerly House Study Bill 192), establishing an emergency medical services personnel licensure interstate compact.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 5, 2019.

Committee Bill (Formerly House Study Bill 208), permitting qualified entities to request national criminal history checks of certain covered individuals.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 5, 2019.

Committee Bill (Formerly House Study Bill 212), providing notice of appeal rights relating to veterans preference.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 5, 2019.

COMMITTEE ON STATE GOVERNMENT

Committee Bill (Formerly House File 320), relating to permissible honoraria from restricted donors to public officials and public employees.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 5, 2019.

Committee Bill (Formerly House File 437), relating to licensing sanctions against individuals who default or are delinquent on student loan debt or on a related service obligation.

Fiscal Note: **No**

Recommendation: **Do Pass** March 5, 2019.

Committee Bill (Formerly House File 608), relating to the tracking and counting of mailed absentee ballots.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 5, 2019.

Committee Bill (Formerly House Study Bill 172), relating to abandoned structures and abatement of public nuisances.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 5, 2019.

Committee Bill (Formerly House Study Bill 226), requiring that the general assembly provide for the publication of certain material and associated electronic records pertaining to official legal publications.

Fiscal Note: **No**

Recommendation: **Do Pass** March 5, 2019.

Committee Bill (Formerly House Study Bill 235), relating to the authority and duties of the auditor of state by modifying provisions relating to the collection of certain fees and the provision of municipal financial management training and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 5, 2019.

COMMITTEE ON VETERANS AFFAIRS

Committee Bill (Formerly House Study Bill 229), relating to the removal of county veterans service officers.

Fiscal Note: **No**

Recommendation: **Do Pass** March 6, 2019.

On motion by Hagenow of Dallas, the House adjourned at 3:18 p.m., until 8:30 a.m., Thursday, March 7, 2019.

JOURNAL OF THE HOUSE

Fifty-third Calendar Day - Thirty-fourth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, March 7, 2019

The House met pursuant to adjournment at 8:33 a.m., Windschitl of Harrison in the chair.

Prayer was offered by Ruth Walker, with Eastern Iowa Atheists, Cedar Falls. She was the guest of Kressig of Black Hawk.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Maxwell Oelmann, Page from Prairie City.

The Journal of Wednesday, March 6, 2019, was approved.

INTRODUCTION OF BILLS

House File 653, by Brown-Powers, Winckler, Hunter, Lensing, R. Smith, Wolfe, and Bennett, a bill for an act relating to family planning and abortion reduction in the state and including effective date provisions.

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

House File 654, by Anderson, a bill for an act providing for a strategic plan relating to the implementation or expansion of renewable energy usage in state buildings and facilities.

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

HOUSE CONCURRENT RESOLUTION 11

Hagenow of Dallas called up for consideration **House Concurrent Resolution 11**, a concurrent resolution relating to joint rules of the Senate and House of Representatives for the Eighty-eighth General Assembly.

SENATE CONCURRENT RESOLUTION 5
SUBSTITUTED FOR
HOUSE CONCURRENT RESOLUTION 11

Sexton of Calhoun asked and received unanimous consent to substitute Senate Concurrent Resolution 5 for House Concurrent Resolution 11.

Sexton of Calhoun called up for consideration **Senate Concurrent Resolution 5**, as follows and moved its adoption:

SENATE CONCURRENT RESOLUTION 5
BY WHITVER

1 A Concurrent Resolution relating to joint rules of
2 the Senate and House of Representatives for the
3 Eighty-eighth General Assembly.
4 BE IT RESOLVED BY THE SENATE, THE HOUSE OF
5 REPRESENTATIVES CONCURRING, That the joint rules
6 of the Senate and House of Representatives for the
7 ~~Eighty-seventh~~ Eighty-eighth 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

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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

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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.

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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

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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:

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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,

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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

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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

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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

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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

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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 or whose
6 applicability has been suspended until the adjournment
7 of the next regular session of the general assembly
8 by the administrative rules review committee, bills
9 cosponsored by majority and minority floor leaders of
10 one house, bills in conference committee, and companion
11 bills sponsored by the majority floor leaders of both
12 houses after consultation with the respective minority
13 floor leaders. For the purposes of this rule, a joint

14 resolution is considered as a bill. To be considered
15 an appropriations, ways and means, or government
16 oversight bill for the purposes of this rule, the
17 appropriations committee, the ways and means committee,
18 or the government oversight committee must either
19 be the sponsor of the bill or the committee of first
20 referral in the originating house.

21 2. To be placed on the calendar in the house of
22 origin, a bill must be first reported out of a standing
23 committee by Friday of the 8th week of the first
24 session and the 6th week of the second session. To be
25 placed on the calendar in the other house, a bill must
26 be first reported out of a standing committee by Friday
27 of the 12th week of the first session and the 10th week
28 of the second session.

29 3. During the 10th week of the first session and
30 the 7th week of the second session, each house shall

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1 consider only bills originating in that house and
2 unfinished business. During the 13th week of the
3 first session and the 11th week of the second session,
4 each house shall consider only bills originating in
5 the other house and unfinished business. Beginning
6 with the 14th week of the first session and the 12th
7 week of the second session, each house shall consider
8 only bills passed by both houses, bills exempt from
9 subsection 2, and unfinished business.

10 4. A motion to reconsider filed and not disposed
11 of on an action taken on a bill or resolution which is
12 subject to a deadline under this rule may be called up
13 at any time before or after the day of the deadline by
14 the person filing the motion or after the deadline by
15 the majority floor leader, notwithstanding any other
16 rule to the contrary.

17 Rule 21

18 Resolutions

19 1. A "concurrent resolution" is a resolution to
20 be adopted by both houses of the general assembly
21 which expresses the sentiment of the general assembly
22 or deals with temporary legislative matters. It
23 may authorize the expenditure, for any legislative
24 purpose, of funds appropriated to the general assembly.
25 A concurrent resolution is not limited to, but may
26 provide for a joint convention of the general assembly,
27 adjournment or recess of the general assembly, or
28 requests to a state agency or to the general assembly
29 or a committee. A concurrent resolution requires
30 the affirmative vote of a majority of the senators or

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1 representatives present and voting unless otherwise
 2 specified by statute. A concurrent resolution does
 3 not require the governor's approval unless otherwise
 4 specified by statute. A concurrent resolution shall
 5 be filed with the secretary of the senate or the chief
 6 clerk of the house. A concurrent resolution shall be
 7 printed in the bound journal after its adoption.

8 2. A "joint resolution" is a resolution which
 9 requires for approval the affirmative vote of a
 10 constitutional majority of each house of the general
 11 assembly. A joint resolution which appropriates funds
 12 or enacts temporary laws must contain the clause "Be It
 13 Enacted by the General Assembly of the State of Iowa:",
 14 is equivalent to a bill, and must be transmitted to
 15 the governor for approval. A joint resolution which
 16 proposes amendments to the Constitution of the State
 17 of Iowa, ratifies amendments to the Constitution of
 18 the United States, proposes a request to Congress
 19 or an agency of the government of the United States
 20 of America, proposes to Congress an amendment to the
 21 Constitution of the United States of America, nullifies
 22 an administrative rule, or creates a special commission
 23 or committee must contain the clause "Be It Resolved by
 24 the General Assembly of the State of Iowa:" and shall
 25 not be transmitted to the governor. A joint resolution
 26 shall not amend a statute in the Code of Iowa.

27 Rule 22
 28 Nullification Resolutions
 29 A "nullification resolution" is a joint resolution
 30 which nullifies all of an administrative rule, or

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1 a severable item of an administrative rule adopted
 2 pursuant to chapter 17A of the Code. A nullification
 3 resolution shall not amend an administrative rule by
 4 adding language or by inserting new language in lieu of
 5 existing language.

6 A nullification resolution is debatable, but cannot
 7 be amended on the floor of the house or senate. The
 8 effective date of a nullification resolution shall
 9 be stated in the resolution. Any motions filed to
 10 reconsider adoption of a nullification resolution
 11 must be disposed of within one legislative day of the
 12 filing.

13 Rule 23
 14 Consideration of Vetoes
 15 1. The senate and house calendar shall include a
 16 list known as the "Veto Calendar." The veto calendar
 17 shall consist of:

18 a. Bills returned to that house by the governor
19 in accordance with Article III, section 16 of the
20 Constitution of the State of Iowa.
21 b. Appropriations items returned to that house by
22 the governor in accordance with Article III, section 16
23 of the Constitution of the State of Iowa.
24 c. Bills and appropriations items received from the
25 other house after that house has voted to override a
26 veto of them by the governor.
27 2. Vetoed bills and appropriations items shall
28 automatically be placed on the veto calendar upon
29 receipt. Vetoed bills and appropriations items shall
30 not be referred to committee.

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1 3. Upon first publication in the veto calendar, the
2 senate majority leader or the house majority leader
3 may call up a vetoed bill or appropriations item at any
4 time.
5 4. The affirmative vote of two-thirds of the
6 members of the body by record roll call is required on
7 a motion to override an executive veto or item veto.
8 5. A motion to override an executive veto or item
9 veto is debatable. A vetoed bill or appropriation item
10 cannot be amended in this case.
11 6. The vote by which a motion to override an
12 executive veto or item veto passes or fails to pass
13 either house is not subject to reconsideration under
14 senate rule 24 or house rule 73.
15 7. The secretary of the senate or the chief clerk
16 of the house shall immediately notify the other house
17 of the adoption or rejection of a motion to override an
18 executive veto or item veto.
19 8. All bills and appropriations items on the veto
20 calendar shall be disposed of before adjournment sine
21 die, unless the house having a bill or appropriation
22 item before it declines to do so by unanimous consent.
23 9. Bills and appropriations items on the veto
24 calendar are exempt from deadlines imposed by joint
25 rule 20.
26 Rule 24
27 Special Rules Regarding Redistricting
28 1. If, pursuant to chapter 42, either the senate or
29 the house of representatives rejects a redistricting
30 plan submitted by the legislative services agency, the

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1 house rejecting the plan shall convey the reasons for
2 the rejection of the plan to the legislative services
3 agency by resolution.

4 2. If, pursuant to chapter 42, the legislative
 5 services agency submits a third redistricting plan
 6 as provided by law, the senate and the house of
 7 representatives, when considering a bill embodying the
 8 third plan, shall be allowed to accept for filing as
 9 amendments only such amendments which constitute the
 10 total text of a congressional plan without striking
 11 a legislative redistricting plan, the total text of
 12 a legislative redistricting plan without striking a
 13 congressional plan, or the combined total text of a
 14 congressional plan and a legislative redistricting
 15 plan, and nonsubstantive, technical corrections to the
 16 text of any such bills or amendments.

The motion prevailed and the resolution was adopted.

ADOPTION OF HOUSE RESOLUTION 11

Hagenow of Dallas called up for consideration **House Resolution 11**,
 as follows:

HOUSE RESOLUTION 11 BY COMMITTEE ON ADMINISTRATION AND RULES

1 A Resolution relating to permanent rules of the House
 2 of Representatives for the Eighty-eighth General
 3 Assembly.
 4 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That
 5 the permanent rules of the House for the ~~Eighty-seventh~~
 6 Eighty-eighth General Assembly be as follows:
 7 DIVISION I — GENERAL RULES
 8 Rule 1
 9 Call to Order and Order of Business
 10 The speaker shall take the chair at the hour to
 11 which the house has adjourned, and shall immediately
 12 call the house to order, correct the journal of the
 13 previous day's proceedings, and proceed to other
 14 business, including, but not limited to, introduction
 15 of bills, reports, messages, communications, business
 16 pending at adjournment, announcements, resolutions
 17 and bills on their passage, and points of personal
 18 privilege.
 19 Rule 2
 20 Quorum Call and Time of Convening
 21 The house shall convene each Monday at 1:00 p.m.
 22 and at 8:30 a.m. on all other legislative days, unless
 23 otherwise ordered. The time of convening shall be
 24 recorded in the journal. The house shall not convene
 25 on Sunday during a regular or special session.
 26 The speaker or a member may request a roll call to
 27 determine if a quorum is present.

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1 Rule 3
2 Absences from the House
3 No member shall be absent without leave while the
4 house is in session unless excused for good cause.
5 Rule 4
6 Preservation of Order
7 The speaker shall preserve order and decorum and
8 speak to points of order. Subject to an appeal to the
9 house by any member, the speaker shall decide questions
10 of order which shall not be debated.
11 While recognized to speak in debate, a member
12 shall not use any visual aids to explain to others the
13 member's points in the debate without leave of the
14 speaker.
15 The speaker may have the chamber of the house
16 cleared in case of any disturbance or disorderly
17 conduct.
18 Only past legislators, state officials, persons
19 whose presence is deemed by the speaker to be of
20 special significance to the house, and school classes
21 accompanied by teachers and seated in the galleries
22 shall be introduced in the house.
23 No person other than a member of the house shall be
24 allowed to speak from the floor of the house without
25 prior permission of the speaker.
26 The public may take photographs from the galleries
27 at any time. However, the use of flash bulbs or any
28 other artificial lighting is prohibited.
29 Members of the press may photograph from the press
30 box, but shall not use artificial lighting without

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1 prior permission from the chief clerk of the house.
2 Photographs shall not be taken on the house floor when
3 the members are voting on a question put before the
4 house. Photographs or video recordings of the voting
5 boards shall not be taken while a nonrecord roll call
6 vote is displayed. Photographs may be taken on the
7 house floor at other times with the consent of the
8 subject or subjects of the photography.
9 Rule 4A
10 Use of Electronic Devices and Video Streaming in
11 Chamber
12 1. A person present in the house chamber while the
13 house is in order shall mute any cell phone, computer,
14 or other electronic device under the person's control.
15 The speaker may remove from the chamber any person
16 acting in violation of this rule.
17 2. A member shall not use a cell phone or other

18 electronic device to audibly transmit or receive
19 communications while recognized by the presiding
20 officer to speak in debate.

21 3. The speaker shall control the time, place,
22 and manner of use of the house's internet video
23 streaming system on the floor of the house and in the
24 visitors' galleries. However, the speaker shall not
25 edit, censor, or shut off the house's internet video
26 streaming system during debate on the floor of the
27 house.

28 Rule 5

29 Rules of Parliamentary Practice

30 The rules of parliamentary practice in Mason's

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1 Manual of Legislative Procedure shall govern the house
2 in all cases where they are not inconsistent with the
3 standing rules of the house, joint rules of the house
4 and senate, or customary practice of the house.

5 Rule 5A

6 House Budget

7 The speaker of the house shall annually prepare a
8 proposed budget for the house of representatives for
9 the payment of expenses, salaries, per diems, and other
10 items. The proposed budget shall be submitted on the
11 fourteenth day of each legislative session to the house
12 administration and rules committee, which shall approve
13 a proposed budget in house resolution form. The house
14 shall adopt a budget prior to adjournment.

15 Rule 6

16 The Speaker Pro Tempore

17 The house shall, at its pleasure, elect a speaker
18 pro tempore. When the speaker shall for any cause be
19 absent, the speaker pro tempore shall preside, except
20 when the chair is filled by appointment by either
21 the speaker or the speaker pro tempore. If a vacancy
22 occurs in the office of speaker, the speaker pro
23 tempore shall assume the duties and responsibilities
24 of the speaker until such time as the house shall elect
25 a new speaker. The speaker or the speaker pro tempore
26 shall have the right to name any member to perform the
27 duties of speaker, but such substitution shall not
28 extend beyond the adjournment. The acts of the speaker
29 pro tempore shall have the same validity as those of
30 the speaker. In the absence of both the speaker and

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1 the speaker pro tempore, the house shall name a speaker
2 who shall preside over it and perform all the duties of
3 the speaker with the exception of signing bills, until

4 such time as the speaker or speaker pro tempore shall
5 be present, and the person's acts shall have the same
6 force and validity as those of the regularly elected
7 speaker.

8 Rule 7

9 Amendment of Rules

10 A motion to change or rescind a standing rule or
11 order of the house requires one day's notice.

12 Rule 8

13 Violation of House Rules

14 The speaker shall, or any member may, call to order
15 a member who violates the rules of the house. With
16 leave of the house, the member called to order may be
17 permitted to explain. If the case requires it, the
18 member shall be subject to censure of the house.

19 Rule 9

20 Referral of Rule Violations

21 The speaker shall, upon complaint of a member,
22 or upon the speaker's own motion, refer any alleged
23 violation of house or joint rules by house members,
24 employees or staff to the house ethics committee upon
25 an initial finding that an investigation is warranted.

26 The ethics committee shall investigate such
27 allegations and report them back to the house with a
28 recommendation.

29 Rule 10

30 Recognition and Decorum in Debate

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1 A member who wishes to speak in debate shall be
2 appropriately attired, with male members wearing coat
3 or tie. After recognition by the chair, a member
4 shall respectfully address the presiding officer
5 by saying "Mr. or Madam Speaker". A member shall
6 confine all remarks to the question under debate,
7 shall be respectful of other members, and shall avoid
8 referencing or questioning the motives of another
9 member.

10 Rule 11

11 Limit on Debate

12 No member shall speak more than once on the same
13 question without leave of the speaker, nor more than
14 twice until every member choosing to speak has spoken,
15 except as provided in Rule 81. A member shall be
16 limited to ten minutes debate on bills, resolutions,
17 and amendments, but may be granted an extension of time
18 by consent of the house. However, the floor manager
19 of a bill or resolution and the lead sponsor of an
20 amendment may exceed the ten-minute limit on opening
21 and closing remarks.

22 Rule 12

- 23 Decorum During Debate
 24 No member shall leave the house while the speaker
 25 is putting a question. No one shall pass between the
 26 speaker and a member who is speaking or two members who
 27 have been recognized by the speaker.
 28 Rule 13
 29 Stating the Question
 30 When a motion is made, it shall be stated by the

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- 1 speaker. A motion made in writing shall be passed to
 2 the speaker's station before it is debated.
 3 Rule 14
 4 Putting the Question
 5 Questions shall be distinctly put in this form:
 6 "All those in favor of (the question) shall say 'aye';"
 7 and after the affirmative voice is expressed, "All
 8 those opposed to (the question) shall say 'no'."
 9 If the speaker is in doubt or a member of the house
 10 requests, a nonrecord roll call vote shall be taken.
 11 DIVISION II — EMPLOYEES OF THE HOUSE
 12 Rule 15
 13 Chief Clerk of the House
 14 The chief clerk of the house shall serve as
 15 parliamentarian and chief administrative officer of the
 16 house under the direction of the speaker of the house.
 17 The chief clerk shall supervise the chief clerk's
 18 office; be responsible for the custody and safekeeping
 19 of all bills, resolutions, and amendments filed,
 20 except when they are in the custody of a committee;
 21 have charge of the daily journal; have control of all
 22 rooms assigned for the use of the house; attest to the
 23 accuracy and correctness of text and action on bills
 24 and resolutions; process the handling of amendments
 25 when filed and during the floor consideration of bills;
 26 insert adopted amendments into bills before transmittal
 27 to the senate and prior to final enrollment; supervise
 28 legislative printing and the distribution of printed
 29 material; and perform all other duties pertaining to
 30 the office of the chief clerk.

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- 1 Rule 16
 2 Legislative and Session Days
 3 For purposes of these rules, a legislative day is a
 4 day when the house is called to order. A legislative
 5 day that runs past midnight is not considered a new
 6 legislative day. A session day is any calendar day
 7 beginning with the convening of the annual regular
 8 session and ending with adjournment sine die.

9 Rule 17

10 Sergeant-At-Arms

11 The sergeant-at-arms shall execute all orders of
12 the house and the presiding officer; perform all
13 assigned duties related to the policing and good order
14 of the house; supervise the entrance and exit of all
15 persons to and from the chamber; promptly execute all
16 messages, etc.; provide that the chamber is properly
17 ventilated and open for the use of the members; and
18 perform all other services pertaining to the office of
19 sergeant-at-arms.

20 Rule 18

21 Secretaries

22 Each member may hire a secretary for the legislative
23 session who shall be under the general direction of the
24 member and the chief clerk. Secretaries shall be on
25 duty at the house from 8:00 a.m. to 4:30 p.m. Monday
26 through Thursday and on other legislative days when
27 required by the chief clerk, except when excused by the
28 member for whom the secretary works. Secretaries shall
29 perform such duties as may be assigned to them by the
30 member or the chief clerk.

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1 Rule 19

2 Extra Compensation of Employees

3 No employee shall receive any extra compensation,
4 except as provided by the house, or tips for services
5 performed while on duty. Any violation of this rule
6 shall be grounds for removal.

7 DIVISION III — VISITORS AND LOBBYISTS

8 Rule 20

9 Admission to the House; Lobbying

10 The chamber of the house shall include the
11 vestibule, restrooms, bill room, lounge, visitors'
12 galleries, and floor of the house.

13 The floor of the house shall consist of the
14 area between the north and south walls, including
15 the representatives' desks, the press box, and the
16 speaker's station, but excluding the visitors'
17 galleries.

18 During a legislative day while the house is in
19 order, no member of the general assembly or legislative
20 employee or intern shall be admitted to the floor of
21 the house if attired in jeans of any color without
22 leave of the speaker.

23 During a legislative day while the house is in
24 order, and one-half hour before the house convenes and
25 one-half hour after the house recesses or adjourns,
26 no person shall be admitted to the floor of the house
27 except:

28 1. Members of the general assembly and authorized
 29 legislative employees in the performance of their
 30 duties.

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1 2. Former members of the general assembly who are
 2 not registered lobbyists.
 3 3. A general assembly member's family.
 4 4. Representatives of the press, radio, and
 5 television who shall go directly to and from the press
 6 box.
 7 5. Legislative interns registered with the chief
 8 clerk who shall go directly to and from the seat of
 9 their assigned representative or to be seated in the
 10 perimeter seating area.
 11 6. Designated representatives of a political party
 12 having members serving in the house.
 13 7. Members of the state executive council, the
 14 lieutenant governor, the attorney general, the
 15 governor's executive assistants and administrative
 16 assistants, and the administrative rules coordinator,
 17 all of whom shall be confined to the perimeter area.
 18 The current status of former members of the general
 19 assembly shall govern their access to the floor under
 20 these rules.
 21 No other persons shall be allowed on the house floor
 22 while the house is in order without permission of the
 23 presiding officer of the house. When the house is not
 24 in order, guests of a member of the general assembly
 25 escorted by that member shall be allowed on the house
 26 floor.
 27 No person admitted to the floor of the house while
 28 the house is in order, except members of the general
 29 assembly, shall lobby or attempt to exercise any
 30 influence with any member for or against any matter

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1 then pending or that may thereafter be considered by
 2 the house.
 3 A registered lobbyist shall not be admitted to
 4 the floor of the house on any legislative day except
 5 for ceremonial purposes or for attendance at public
 6 hearings.
 7 A lobbyist who represents the position of a state
 8 government agency, in which the person serves or is
 9 employed as the designated representative for purposes
 10 of encouraging the passage or defeat of legislation,
 11 shall file with the chief clerk of the house a
 12 statement of the general subjects of legislation in
 13 which the lobbyist is or may be interested, but shall

14 not lobby for or against a bill, resolution, or study
15 bill unless the lobbyist does so with the written
16 authorization and on behalf of a statewide elected
17 or retained official. The official's writing may
18 authorize the lobbyist to register and lobby for or
19 against any or all bills in which the lobbyist is
20 or may be interested or may restrict the lobbyist
21 to register and lobby for or against only some bills
22 in which the lobbyist is or may be interested. The
23 written authorizations shall be filed with the chief
24 clerk, according to a procedure established by the
25 clerk for the filing of the authorizations and for
26 making them available to the public, by the following
27 statewide elected or retained official for the
28 following offices, departments, agencies, and branch:
29 By the attorney general, auditor of state, secretary
30 of state, and treasurer of state, for their respective

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1 offices.
2 By the secretary of agriculture, for the department
3 of agriculture and land stewardship.
4 By the chairperson of the ethics and campaign
5 disclosure board, for the executive director, legal
6 counsel, and other employees of the board.
7 By the governor, for all other executive branch
8 offices and departments.
9 By the chief justice of the supreme court, for the
10 judicial branch.
11 Each member, employee of the house, and registered
12 lobbyist may report violations of this rule immediately
13 to the sergeant-at-arms or the chief clerk.
14 Any person for cause may be summarily dismissed
15 from the chamber of the house, by action of the house,
16 and may forfeit that person's right to admission
17 thereafter.
18 Rule 20A
19 Legislative Interns
20 A member may appoint one or more interns who shall
21 register with the chief clerk. Only one legislative
22 intern per member of the house is allowed on the floor
23 of the house at any one time.
24 Rule 21
25 Distribution of Literature and Other Items
26 No person except a member or employee of the house
27 of representatives shall distribute or cause to be
28 distributed any pamphlets, material, or other printed
29 literature, or any other items to the members' desks
30 in the house without authorization. An employee

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1 of the house shall generally distribute or cause
2 to be distributed such literature or items only on
3 behalf of the employee's office or staff. Items which
4 are permissible gifts under chapter 68B of the Code
5 may be distributed to the members' desks with the
6 authorization of the chief clerk.

7 All copies of pamphlets, material, or printed
8 literature distributed by a member or employee of the
9 house of representatives shall bear the name of the
10 member or employee's office or staff.

11 Other distributions of pamphlets, material, or
12 other printed literature shall bear their source of
13 origin and be distributed through the legislative
14 post office or to the members' desks by completing
15 a form containing a member's or the chief clerk's
16 authorization, with the authorization form filed with
17 the chief clerk. The authorization form shall be
18 retained for a reasonable time period by the chief
19 clerk.

20 Rule 22

21 Distribution of Materials Printed by the State

22 A member of the house shall not distribute maps,
23 books, and pamphlets which have been printed by the
24 state of Iowa and upon which the name of the member
25 of the house has been affixed unless the member has
26 purchased the materials or unless the member has
27 affixed the words "Paid for by the citizens of Iowa and
28 distributed by representative (member's name)."

29 DIVISION IV — FORMS AND PROCEDURES FOR BILLS AND OTHER
30 DOCUMENTS

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1 Rule 23

2 Documents Signed by the Speaker

3 All acts and joint resolutions shall be signed by
4 the speaker, and all writs, warrants, and subpoenas
5 issued by order of the house, shall be signed by the
6 speaker and attested by the chief clerk. The speaker
7 shall cause certificates of recognition or condolence
8 to be issued by the house which shall be signed by
9 the speaker and the chief clerk. The chief clerk
10 shall maintain a list of certificates issued including
11 the name of the requesting member of the house, the
12 name of the recipient, the reason for recognition or
13 condolence, and the date of issuance.

14 Rule 24

15 Presentation of Petitions

16 All petitions, memorials, and other papers addressed
17 to the house shall be signed by the member and filed

18 with the chief clerk. The receipt of petitions shall
19 be noted in the journal and such petitions shall be
20 available in the office of the chief clerk. At the
21 conclusion of each general assembly, the chief clerk
22 may dispose of petitions received during that general
23 assembly.

24 Rule 25

25 Consideration of Simple and Concurrent Resolutions
26 Action on a simple or concurrent resolution, except
27 a memorial resolution, shall not be taken until one day
28 after the resolution has been placed on the members'
29 desks. After the resolution is adopted, the chief
30 clerk shall have the resolution printed in the compiled

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1 journal and shall transmit certified copies of the
2 resolution as directed.

3 Rule 26

4 Unanimous Consent Calendar

5 The speaker may, upon the request of three members,
6 place on a unanimous consent calendar any house
7 resolution or concurrent resolution which does not
8 contain an appropriation and which has been laid over
9 under Rule 25.

10 If such resolution is placed on the unanimous
11 consent calendar, it may be removed only upon a written
12 request submitted to the speaker by a member of the
13 house.

14 If not removed after five legislative days, the
15 chief clerk shall call up the resolution and without
16 debate the speaker shall pronounce that it has passed
17 by unanimous consent.

18 If the resolution is removed from the unanimous
19 consent calendar, the speaker may again lay the
20 resolution over under Rule 25, place it on a different
21 calendar, or refer the resolution to any of the
22 standing committees of the house.

23 Rule 26A

24 Senate Bills and Resolutions

25 A senate bill or resolution may be referred to a
26 standing committee or passed on file.

27 Rule 27

28 Forms of Bills and Joint Resolutions

29 Every house bill shall be introduced by one or more
30 members or by any standing or specially authorized

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1 committee of the house or the administrative rules
2 review committee. All bills and joint resolutions
3 introduced shall be prepared by the legislative

4 services agency with title, enacting clause, text
5 and explanation as directed by the chief clerk of the
6 house. One copy of each bill shall be presented in a
7 bill cover with the number of copies of the bill and
8 the title as directed by the chief clerk.

9 Rule 28

10 Joint and Nullification Resolutions

11 Joint resolutions shall be framed and treated as
12 bills.

13 A "nullification resolution" is a joint resolution
14 which nullifies all of an administrative rule, or
15 a severable item of an administrative rule adopted
16 pursuant to chapter 17A of the Code. A nullification
17 resolution shall not amend an administrative rule by
18 adding language or by inserting new language in lieu of
19 existing language.

20 A nullification resolution may be introduced by an
21 individual, a standing committee or the administrative
22 rules review committee, and may be referred to a
23 standing committee. A nullification resolution is
24 debatable, but cannot be amended on the floor of the
25 house.

26 Rule 29

27 Time of Introduction of Bills

28 No bill or joint resolution under individual
29 sponsorship, other than a nullification resolution,
30 shall be read for the first time after 4:30 p.m. on

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1 Friday of the fifth week of the first regular session
2 of the general assembly unless a formal request for
3 drafting the bill has been filed with the legislative
4 services agency before that time.

5 After adjournment of the first regular session,
6 bills may be prefiled at any time before the convening
7 of the second regular session. No bill or joint
8 resolution under individual sponsorship, other than a
9 nullification resolution, shall be read for the first
10 time after 4:30 p.m. on Friday of the second week of
11 the second regular session of the general assembly
12 unless a formal request for drafting the bill has been
13 filed with the legislative services agency before that
14 time.

15 However, bills or joint resolutions sponsored
16 by standing committees or the administrative rules
17 review committee, co-sponsored by the majority and
18 minority floor leaders, or companion bills sponsored
19 by the house majority leader and the senate majority
20 leader may be drafted and introduced at any time
21 permissible under Joint Rule 20. House, concurrent,
22 and nullification resolutions may be introduced at any

23 time.

24 Rule 30

25 Introduction and Reading of Bills

26 All bills and resolutions to be introduced in the
27 house shall be prepared in proper form and filed
28 with the chief clerk no later than 4:30 p.m. on the
29 legislative day preceding its introduction.

30 Every bill shall receive two readings but no bill

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1 shall receive its first and last readings on the same
2 day.

3 A "reading of a bill" as required by these rules
4 shall consist of a reading of the title and enacting
5 clause.

6 Rule 31

7 First Reading, Commitment, and Amendment

8 1. A bill is introduced into the house by an
9 initial or "first reading of the bill".

10 2. When the house is in session the first reading
11 shall consist of a "reading" as provided in Rule 30.

12 3. Upon a first reading of the bill, the speaker
13 shall state that it is ready for commitment or
14 amendment; and the speaker shall commit it to the
15 standing or select committee, or to a committee of the
16 whole house. If to a committee of the whole house, the
17 house shall determine on what day.

18 4. On a nonlegislative day the speaker may cause a
19 statement, which shall consist of the title, enacting
20 clause, bill number and committee to which the bill
21 is referred, to be published in the house journal.
22 This publication shall constitute a first reading and
23 committed and shall contain the notation "read and
24 committed under Rule 31".

25 5. All amendments offered to bills and resolutions
26 shall be accompanied by such copies as the chief clerk
27 shall direct.

28 6. Such amendments shall give the number of
29 the bill sought to amend and the chief clerk shall
30 designate each such amendment thus: Amendment to

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1 House File _____, or Senate File _____, by
2 _____.

3 7. A bill reported out by committee shall go to the
4 speaker who shall direct that the bill be placed on the
5 regular calendar unless it covers subject matter more
6 properly within the jurisdiction of some other standing
7 committee, in which case the speaker may refer the bill
8 to the proper standing committee. In order to expedite

9 important business and set a definite time for the
10 bill's consideration, the speaker may direct the bill
11 to be placed on the special order calendar.
12 8. No amendment to the rules of the house, to any
13 resolution or bill, except technical amendments and
14 amendments to bills substituted for by senate files
15 containing substantially identical title, language,
16 subject matter, purpose and intrasectional arrangement,
17 shall be considered by the membership of the house
18 without a copy of the amendment having been filed with
19 the chief clerk by 4:00 p.m. or within one-half hour of
20 adjournment, whichever is later, on the day preceding
21 floor debate on the amendment. If the house adjourns
22 prior to 2:00 p.m. on Friday, the final deadline is two
23 hours after adjournment. However, committee amendments
24 filed pursuant to the submission of the committee
25 report may be accepted after this deadline. This
26 provision shall not apply to any proposal debated on
27 the floor of the house after the thirteenth week of
28 the first session and the twelfth week of the second
29 session. No amendment or amendment to an amendment
30 to a bill, rule of the house, or resolution shall be

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1 considered by the membership of the house without
2 a copy of the amendment being on the desks of the
3 entire membership of the house prior to consideration.
4 However, the membership of the house may consider an
5 amendment or an amendment to an amendment to a bill,
6 rule of the house, or resolution without a copy of the
7 amendment being on the desks of the entire membership
8 of the house prior to consideration if a copy of the
9 amendment is made available to the entire membership of
10 the house electronically.

11 Rule 32

12 Commitment of Appropriation and Revenue Bills

13 All bills to appropriate money shall be referred to
14 the appropriations committee, and all bills pertaining
15 to the levy, assessment, or collection of taxes or fees
16 shall be referred to the committee on ways and means.

17 Rule 33

18 Regular Calendar

19 Bills, nullification resolutions, and joint
20 resolutions reported out for passage, amendment and
21 passage, or without recommendation by a committee,
22 or passed on file shall be arranged on a regular
23 calendar by the chief clerk each day and electronically
24 distributed to the members at the opening of each
25 legislative day. The regular calendar shall include
26 a list of bills, nullification resolutions, and joint
27 resolutions which have been special ordered, including

28 the date upon which debate is scheduled to begin
29 on each of them, which shall be no sooner than five
30 session days from the first date of publication on the

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1 regular calendar.
2 Rule 34
3 Daily Debate Calendar
4 The majority floor leadership shall cause to
5 be prepared and distributed to the members at the
6 opening of each legislative day when floor action is
7 scheduled, a daily debate calendar consisting of bills,
8 nullification resolutions, and joint resolutions from
9 the regular calendar setting forth the number and
10 title of bills, nullification resolutions, and joint
11 resolutions for the next legislative day that floor
12 action is scheduled.
13 This rule does not apply to bills which have passed
14 both houses in different forms, reconsiderations, or
15 veto reconsiderations.
16 Rule 35
17 Substitution of Bills
18 A senate bill or resolution may be substituted
19 for an identical house bill or resolution which has
20 been called up for debate. An amendment to a senate
21 bill or resolution which has been substituted for an
22 identical house bill or resolution is out of order if
23 an identical amendment to the house bill or resolution
24 was considered.
25 Rule 36
26 Consideration of Committee Amendments
27 After a bill has been referred and reported back,
28 it shall be considered on its first reading after the
29 amendments of the committee have been read.
30 Rule 37

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1 Amendments to Special Order Bills
2 All amendments to bills which have been special
3 ordered shall be filed at least three session days
4 prior to the date set for debate. Amendments to an
5 amendment shall be filed at least two session days
6 prior to the date set for debate. However, corrective
7 amendments and amendments sponsored by either the
8 majority floor leader or the minority floor leader may
9 be filed at any time. Rule 31, subsection 8, shall not
10 apply to these amendments.
11 A corrective amendment is an amendment which does
12 not substantively change the amendment or the bill.
13 Rule 38

14 Germane Amendments

15 An amendment must be germane to the subject matter
16 of the bill it seeks to amend. An amendment to an
17 amendment must be germane to both the amendment and the
18 bill it seeks to amend. When a member objects to an
19 amendment on grounds that the amendment is not germane,
20 the speaker may invite members, who shall include the
21 majority and minority leaders, to the speaker's station
22 to discuss the objection.

23 Rule 39

24 Consideration of Bills

25 Bills, including committee bills, joint resolutions,
26 and nullification resolutions, reported out for
27 passage, for amendment and passage, or without
28 recommendation by the committee, are first eligible to
29 be acted upon beginning the third legislative day they
30 appear on the regular calendar.

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1 Committee reports shall be printed in the journal
2 immediately after they are filed with the chief clerk.
3 Reports recommending bills, joint resolutions, and
4 nullification resolutions for passage, for amendment
5 and passage, or without recommendation shall stand
6 approved unless written objections are filed during
7 the first legislative day following their printing in
8 the journal. If objections are filed, they shall be
9 disposed of as soon as possible.

10 Rule 40

11 Consideration of Bills Upon Last Reading

12 No amendment, unless by way of correcting an error
13 or omission, shall be received to any bill on its last
14 reading, and no debate shall be allowed on it.

15 Rule 41

16 Printing of Bills and Joint Resolutions

17 Bills and joint resolutions shall be printed in form
18 as provided by law and by rule. Each house may direct
19 the printing of an additional number of its own bills.

20 Legalizing bills of a local or private nature shall
21 be printed in bill form and placed in the files of the
22 members, the same as other bills, in the order of their
23 introduction. The cost of printing shall be deposited
24 with the treasurer of state in advance at a rate to be
25 fixed, and the newspaper publication of the bill shall
26 be without cost to the state. No legalizing act may
27 be introduced until all provisions of law have been
28 complied with.

29 Rule 42

30 Certification and Engrossment of Bills

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1 The chief clerk shall certify the passage of each
2 bill and note the date of its passage.
3 In engrossing a bill, the chief clerk shall
4 correct all obvious typographical, spelling, or other
5 clerical errors and change section subunit numbers
6 and letters and internal references as required to
7 conform the original bill to any amendments which have
8 been adopted. The chief clerk shall report all such
9 corrections or changes in the journal. The engrossed
10 bill shall be placed in the bill file with the original
11 bill and amendments.
12 Rule 43
13 Rereferral
14 A bill may be rereferred by the speaker or, upon
15 motion, by the house at any time before its passage and
16 after the report of its referral to committee.
17 Rule 44
18 Effect of Indefinite Postponement
19 When a question is indefinitely postponed, it shall
20 not be acted upon again during that session.
21 Rule 45
22 Status of Bills Following First Regular Session
23 Except for those bills which have been adopted by
24 both houses in different forms, all bills which have
25 not been withdrawn, defeated or indefinitely postponed,
26 shall be rereferred to committee upon adjournment of
27 the first regular session. Within seven days after
28 the first committee meeting following convening of
29 the second regular session, the committee chair shall
30 submit the bill to the full committee for action or the

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1 chair shall reassign the bill to a subcommittee.
2 DIVISION V — COMMITTEE PROCEDURES
3 Rule 46
4 Appointment of Committees
5 All committees shall be appointed by the speaker,
6 unless otherwise especially directed by the house.
7 Minority party members of a committee shall be
8 appointed by the speaker upon recommendation of the
9 minority leader.
10 Rule 47
11 Reserved
12 Rule 48
13 Study Bills
14 A study bill is any matter which a member of
15 the house wishes to have considered by a standing
16 committee, other than appropriations, without being
17 introduced in the house by a first reading. A

18 study bill shall be prepared in proper form by the
 19 legislative services agency prior to submission.
 20 Upon taking possession of a study bill, the
 21 committee chair shall notify the speaker and then
 22 submit four copies of the bill to the legal counsel's
 23 office for numbering.
 24 A study bill shall bear the name of the member who
 25 wishes to have the bill considered. A study bill
 26 submitted by a state agency or board for consideration
 27 shall bear the name of the state agency or board. A
 28 committee chair may submit a study bill in the name of
 29 that committee.
 30 Final committee action on a study bill shall not be

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1 taken until one day following the notation of the study
 2 bill assignment in the house journal.
 3 Rule 49
 4 Committee Meetings
 5 No committee, except a conference committee or the
 6 administrative rules review committee, shall meet
 7 while the house is in session without special leave.
 8 Committees with overlapping memberships shall not meet
 9 at the same time without special leave.
 10 Rule 50
 11 Smoking Prohibited
 12 Smoking shall not be permitted in the house or in
 13 any area of the capitol building.
 14 Rule 51
 15 Assignments to Subcommittee
 16 The chair of the committee shall report to the house
 17 the bill number of each bill assigned to subcommittee
 18 and the names of the subcommittee members. The report
 19 shall be printed in the journal.
 20 All bills, prior to consideration by the committee,
 21 shall be referred by the chair to a subcommittee,
 22 unless acted upon by a committee of the whole.
 23 The chair may assign bills to subcommittees without
 24 a meeting of the committee, but the membership of the
 25 subcommittee so appointed shall be reported at the next
 26 meeting of the committee.
 27 Rule 52
 28 Open Meetings
 29 Standing committee meetings shall be open, and
 30 voting by secret ballot is prohibited. The committee

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1 on administration and rules may close its meetings to
 2 evaluate the professional competency of an individual.
 3 Rule 53

4 Quorum and Vote Requirements

5 The committee roll shall be taken at the convening
6 of each meeting to determine the presence of a quorum.
7 A majority of the committee membership shall constitute
8 a quorum.

9 An affirmative vote of a majority of the committee
10 membership is required to report a bill out of
11 committee or to suspend a committee rule.

12 A motion to reconsider may be made only by a
13 committee member who voted on the prevailing side of
14 the question sought to be reconsidered. A motion to
15 reconsider may only be made prior to the adjournment of
16 the committee meeting at which the bill was reported
17 out.

18 If a member, who is in the committee room when a
19 question to report a bill out of committee is put, has
20 not asked to be excused prior to commencing to take
21 the vote on the question, the member shall vote aye
22 or nay unless the committee has excused the member for
23 special reasons. However, a member may pass on the
24 first taking of the roll call on the question but shall
25 vote aye or nay when the member's name is called for a
26 second time.

27 Rule 54

28 Committee Attendance Record and Report of Committee
29 Form

30 1. A committee attendance record shall be filed

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1 with the chief clerk no later than 10:00 a.m. or two
2 hours after the house convenes, whichever is later,
3 of the legislative day immediately following the day
4 of the committee meeting. The committee attendance
5 record is a public record and may be published in the
6 journal. The committee attendance record shall include
7 the following information:

- 8 a. The time the meeting convened.
- 9 b. The members present at the meeting.
- 10 c. The time the meeting adjourned.
- 11 d. A list of bills receiving final committee
12 disposition.

13 2. A report of committee form shall be filed with
14 the chief clerk no later than 10:00 a.m. or two hours
15 after the house convenes, whichever is later, of the
16 legislative day immediately following the day of the
17 committee meeting for each study bill, numbered bill
18 or resolution receiving final committee disposition.
19 The report of committee form is a public record and
20 a report of committee action shall be printed in the
21 journal. The report of committee form shall include
22 the following information:

- 23 a. The committee action taken.
 24 b. The committee amendment number, if any.
 25 c. The roll call vote of the committee on final
 26 disposition.
 27 d. The minority recommendation, if any.
 28 3. Upon final adjournment of the first session
 29 and final adjournment of the second session of the
 30 general assembly, the chair of each committee shall

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- 1 have placed the committee's book of record containing
 2 minutes, record roll calls on final disposition, record
 3 roll call votes on any amendments considered, rules,
 4 etc., with the chief clerk for access of any interested
 5 person.
 6 Rule 55
 7 Minority Recommendation
 8 The minority of the members of a committee may
 9 present its recommendations on the final disposition
 10 of a bill to the house by attaching its recommendation
 11 to the committee report. The minority recommendation
 12 shall be noted in the journal along with the committee
 13 report.
 14 Rule 56
 15 Committee Amendment
 16 Whenever a committee amendment is proposed which
 17 would amend another committee amendment, the amendment
 18 shall be drafted in the form of a substitute amendment
 19 and shall be considered as such.
 20 Rule 57
 21 Committee Notice and Agenda
 22 Each committee shall prepare and publish a notice
 23 and agenda of each committee meeting at least one
 24 legislative day prior to the meeting. The notice and
 25 agenda may be placed on the desks of or transmitted
 26 electronically to committee members.
 27 The notice shall contain the committee name, the
 28 date, time, and location of the meeting.
 29 The agenda shall contain the matters to be
 30 discussed, including a list of bills, joint

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- 1 resolutions, nullification resolutions, and study
 2 bills by number. The agenda should contain the names
 3 of individuals who are scheduled to appear before the
 4 committee and the organization which they represent.
 5 A bill, joint resolution, nullification resolution,
 6 or study bill shall not be reported out of committee if
 7 the bill was not included in the published notice and
 8 agenda unless this rule is suspended by a majority of

9 the total membership of the committee.
10 A committee chair may call a meeting without
11 providing the required notice and agenda upon leave
12 of the house if a notice is either electronically
13 transmitted to committee members or placed on the desks
14 of committee members.
15 Rule 58
16 Clearing of Committee Room
17 The chair of a committee may clear the committee
18 room in case of any disturbance or disorderly conduct.
19 Rule 58A
20 Use of Telephonic or Electronic Devices in Committee
21 Rooms Restricted
22 1. In any committee room while a standing committee
23 is in session:
24 a. A person shall mute any cell phone, computer, or
25 other electronic device under the person's control.
26 b. A person shall not use a cell phone or other
27 electronic device to audibly transmit or receive
28 communications.
29 2. The chair or acting chair of a standing
30 committee may clear the committee room of any person

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1 acting in violation of this rule.
2 Rule 59
3 Committee Amendments
4 All amendments to a bill or resolution adopted in
5 committee shall be incorporated in a single committee
6 amendment or incorporated in a new committee bill.
7 Rule 60
8 Withdrawal of Bills, Joint Resolutions, or
9 Nullification Resolutions From Committee
10 A bill, joint resolution, or nullification
11 resolution which has been in committee for eighteen
12 legislative days following notation of such referral
13 in the journal may be withdrawn from the committee and
14 placed on the calendar by an affirmative vote of not
15 less than fifty-one members of the house.
16 Rule 61
17 Committee Public Hearings
18 The chair of a committee may call a public hearing
19 for the purpose of receiving public comment on any
20 matter within the purview of the committee.
21 The chair shall call a public hearing upon the
22 written request of committee members according to
23 committee rules, but no more than one-third of the
24 committee members shall be required.
25 A public hearing shall not be called or requested
26 after final action on the bill, joint resolution,
27 or nullification resolution has been taken by the

28 committee. However, a public hearing called or
29 requested before final action has been taken by the
30 committee may be held after final action on the bill,

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1 joint resolution, or nullification resolution has been
2 taken by the committee.
3 The chair shall designate a time and place for a
4 public hearing and provide public notice at least five
5 days prior to a public hearing.
6 A bill, joint resolution, or nullification
7 resolution for which a public hearing has been called
8 can be voted to the calendar but cannot be debated
9 until after the public hearing has been held. If a
10 bill, joint resolution, or nullification resolution
11 for which a public hearing has been called is not
12 debated by the house during the session in which it
13 is introduced, the request for the public hearing is
14 deemed to have lapsed upon adjournment sine die of that
15 session.
16 However, public hearings which have been requested
17 during or after the 9th week of the first session and
18 during or after the 7th week of the second session must
19 be held within four legislative days of the date of the
20 request.
21 Rule 62
22 Limitation on Filing of Claims
23 All claims shall be referred to the appropriations
24 committee. A claim referred to the appropriations
25 committee in a prior session of the general assembly
26 shall not be considered by the appropriations
27 committee or by the house unless it has been
28 specifically referred to this session by a vote of the
29 appropriations committee. The appropriations committee
30 is authorized to set a definite date each session after

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1 which it will not receive claims or claim bills for
2 consideration.
3 DIVISION VI — COMMITTEE OF THE WHOLE
4 Rule 63
5 Organization of Committee of the Whole
6 In forming the committee of the whole house, the
7 speaker shall appoint a member to preside in committee
8 and then leave the chair.
9 Rule 64
10 Rules in Committee of the Whole
11 The rules of the house shall be observed in
12 committee of the whole house, so far as they are
13 applicable.

14 Rule 65
15 Bills in Committee of the Whole
16 Bills committed to the committee of the whole house
17 shall first be debated by section. After the report
18 of the committee of the whole, the bill shall again be
19 subject to debate and amendment before a vote is had on
20 its last reading and passage.
21 Rule 66
22 Amendments by Committee of the Whole
23 All amendments made to a report committed to a
24 committee of the whole house shall be noted and
25 reported as in the case of bills.
26 DIVISION VII — MOTIONS
27 Rule 67
28 Order and Precedence of Motions
29 The following order of motions, listed in order
30 of precedence, shall govern when a question is under

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1 debate:
2 1. Adjourn.
3 2. Recess.
4 3. Questions of privilege.
5 4. Lay on the table.
6 5. Previous question.
7 6. Limit debate.
8 7. Postpone definitely or to a certain time.
9 8. Refer or rerefer.
10 9. Defer.
11 10. Amend an amendment.
12 11. Amend.
13 12. Postpone indefinitely.
14 A motion to postpone definitely or to a certain
15 time, to refer or commit, or to postpone indefinitely a
16 particular question shall not be considered more than
17 once on the same day.
18 Adoption of a motion to strike the enacting words is
19 equivalent to rejection of the question.
20 Rule 68
21 Order of Consideration of Amendments
22 Amendments shall be considered by earliest position
23 in the bill. Amendments to the same place in the bill
24 shall be considered by the lowest amendment number. An
25 amendment which inserts language after a line and an
26 amendment which inserts language before the succeeding
27 line shall be considered amendments to the same place
28 in the bill.
29 However, an amendment to strike the enacting clause
30 shall always be considered first. An amendment filed

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1 by a committee shall have the next highest order of
 2 priority, followed by an amendment to strike everything
 3 after the enacting clause and insert new language. An
 4 amendment to strike language or to strike and insert
 5 new language, except an amendment to strike everything
 6 after the enacting clause and insert new language,
 7 shall not be considered before amendments to perfect
 8 all or part of the same portion of the bill.

9 Rule 69

10 Motions Not Debatable

11 The following motions are not debatable:

- 12 1. Adjourn.
- 13 2. Adjourn to a certain time.
- 14 3. Suspend house rules.
- 15 4. Previous question.
- 16 5. Close debate at a certain time.
- 17 6. Recess.
- 18 7. Defer.
- 19 8. Refer or rerefer.
- 20 9. Lay on the table.
- 21 10. Take from the table.
- 22 11. Call of the house.
- 23 12. Withdraw a bill or resolution from committee.
- 24 13. Appeal a decision of the chair.
- 25 14. Immediately message a bill or resolution.

26 Rule 69A

27 Constitutional Majority

- 28 1. The following motions require a constitutional
 29 majority for approval:
- 30 a. Final passage of a bill, joint resolution, or

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- 1 nullification resolution.
- 2 b. Lay on the table.
- 3 c. Take from the table.
- 4 d. Suspend house rules.
- 5 e. Previous question.
- 6 f. Withdraw a bill or resolution from committee.
- 7 g. Reconsider a bill, joint resolution, or
 8 nullification resolution.
- 9 h. Immediately message a bill or resolution.
- 10 2. A division must be taken on any motion which
 11 requires a constitutional majority.

12 Rule 70

13 Motion to Adjourn

14 A motion to adjourn shall always be in order, except
 15 when a member is speaking or the house is voting.

16 Rule 71

17 Withdrawal of Motions

18 After a motion is stated by the speaker or read by
19 the chief clerk, it shall be deemed to be in possession
20 of the house, but may be withdrawn by leave of the
21 house.

22 Rule 72

23 Unanimous Consent

24 Unanimous consent of the members may be asked for
25 suspension of any rule of the house. If there is no
26 objection to the request, the rule shall be considered
27 suspended.

28 Rule 73

29 Reconsideration

30 1. A motion to reconsider may be made only by a

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1 member who voted on the prevailing side of the question
2 sought to be reconsidered.

3 2. A motion to reconsider may be made not later
4 than adjournment on the legislative day following
5 the legislative day of the action sought to be
6 reconsidered. Where the floor manager voted on
7 the prevailing side, the floor manager has the
8 prior right to make the motion, until adjournment
9 on the legislative day of the action sought to be
10 reconsidered. A motion to reconsider a nullification
11 resolution shall be acted upon not later than
12 adjournment on the legislative day following
13 the legislative day of the action sought to be
14 reconsidered.

15 3. A motion to reconsider made beginning the
16 fifteenth week of the first regular session, or the
17 thirteenth week of the second regular session, may be
18 taken up when made. A motion made at any other time
19 may be taken up prior to the third legislative day
20 succeeding the legislative day of the action sought
21 to be reconsidered only if called up by the mover,
22 and after the second legislative day succeeding the
23 legislative day of the action sought to be reconsidered
24 if called up by any member.

25 4. The making of a motion to reconsider takes
26 precedence over all other questions.

27 5. When passage, adoption, or failure of any bill,
28 joint resolution, or nullification resolution is
29 reconsidered, questions on amendments may also be
30 reconsidered and shall be disposed of immediately.

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1 6. In the event that a motion to reconsider
2 is pending at the end of the first session or any
3 extraordinary session of any general assembly, or the

4 general assembly adjourns sine die, and the motion to
 5 reconsider has not been voted upon by the house, the
 6 motion shall be determined to have failed.

7 DIVISION VIII — VOTING

8 Rule 74

9 Manner of Voting

10 Members present may cast their votes, either by
 11 operating the voting mechanism located at their
 12 assigned desk or by signaling the speaker from the
 13 floor of the house or from the south visitors' gallery
 14 if they are unable to vote at their assigned desk.
 15 Only a member may operate the voting mechanism at that
 16 member's assigned desk. The speaker shall announce the
 17 votes of members signaling their votes. Upon direction
 18 of the speaker only those members at their desks and
 19 voting shall be counted. Members who are not present
 20 shall not cast their votes except:

21 1. Members who have not voted may record their
 22 votes on any record roll call vote except quorum
 23 calls within ten minutes after the outcome of the
 24 vote has been announced. Members shall initial their
 25 recorded votes on a copy of the record roll call at the
 26 speaker's station. However, if the aggregate of votes
 27 cast under this rule would change the outcome of the
 28 vote on a question, then none of the votes cast on the
 29 question under this rule shall be recorded. A member
 30 may request announcement of the names of members so

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1 recorded after the ten-minute period.

2 2. Members meeting in a conference committee
 3 or in administrative rules review committee at the
 4 time a vote is taken on a question may have their
 5 vote recorded within thirty minutes or adjournment,
 6 whichever is first, of that same legislative day,
 7 provided the aggregate of votes cast does not change
 8 the outcome of the vote on a question.

9 Rule 75

10 Voting in the House and Duty of Voting

11 Voting on a question put to members on the floor of
 12 the house shall not occur between midnight and 8 a.m.
 13 on any legislative day except for voting on a motion to
 14 recess, defer, or adjourn. Except as limited in Rule
 15 76, every member who is in the house when a question is
 16 put shall vote unless the house has excused that member
 17 from voting for special reasons; however, such member
 18 must have asked to be excused from voting prior to the
 19 time the speaker puts the question.

20 Rule 76

21 Limitation on Right to Vote

22 No member shall vote on any question in which

23 the member or the member's immediate family member,
24 as defined in chapter 68B of the Code, has a direct
25 financial interest different from other similarly
26 situated persons or classes of persons of the general
27 public.
28 Rule 77
29 Call of the House
30 Upon written request of five members, the presiding

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1 officer shall compel attendance of absent and unexcused
2 members for the consideration of specified bills,
3 resolutions, or amendments.
4 A call of the house shall specify the propositions
5 to which it is to apply and must be put into effect
6 before roll call is taken on the proposition. The
7 request may be filed with the chief clerk at any time
8 before final action upon the propositions, who shall
9 notify the house immediately.
10 Rule 78
11 Method of Calling the House
12 Upon a call of the house, the names of the members
13 shall be called by the chief clerk and the absentees
14 noted, after which the names of the absentees shall
15 again be called. The sergeant-at-arms shall be
16 directed by the speaker to compel the attendance of
17 absent members, unless they are previously excused.
18 Any member occupying the member's seat during a call
19 of the house shall be counted by the speaker and that
20 person's name entered in the journal as being present
21 for the purpose of making a quorum.
22 Rule 79
23 Method of Calling the Roll
24 The electrical voting machine shall be used for a
25 call of the house, a quorum call or a roll call vote
26 on any question. If the electrical voting machine is
27 not in operating order when it is necessary to take
28 a record roll call vote, the presiding officer shall
29 order the vote to be taken by calling the roll in
30 alphabetical order, except the name of the presiding

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1 officer shall be called last.
2 During the casting of the vote with the voting
3 machine, the individual votes and the vote totals shall
4 be shown on the display boards. Before the voting
5 machine is closed, the presiding officer shall inquire
6 of the house, "Have you all voted?"
7 Rule 80
8 Quorum and Record Roll Call Votes

9 A majority of the members shall constitute a quorum.
10 A record roll call vote shall be ordered upon
11 request of any two members. The names of the members
12 requesting the record roll call shall be entered in the
13 journal.
14 Rule 81
15 Previous Question
16 When a member moves for the previous question, the
17 member shall state whether the motion will apply to the
18 main question, to all the amendments, or to particular
19 amendments. The motion requires an affirmative vote of
20 at least a constitutional majority of the members. If
21 the motion for a previous question is not adopted, the
22 house shall proceed in the same manner as before the
23 motion was made.
24 If the motion is adopted, all debate must end and
25 the house will vote upon the question except:
26 1. If the motion applies to the main question, the
27 member in charge of the measure will have ten minutes
28 to speak for the purpose of closing discussion before
29 the vote on the measure is taken.
30 2. If the motion applies to an amendment, the

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1 member proposing the amendment will have five minutes
2 to speak for the purpose of closing discussion before
3 the vote on the amendment is taken.
4 3. If a member has filed a written request with
5 the chief clerk of the house indicating the member's
6 desire to speak on a particular question. The request
7 must be filed before the motion is made by the movant.
8 The request allows a member to speak on a particular
9 question before the closing discussion by the member
10 who is in charge of the measure or who is proposing the
11 amendment.
12 Rule 82
13 Division of the Question
14 Any member may call for a division of the question,
15 which shall be divided if it comprehends questions so
16 distinct that one being taken away, the remainder may
17 stand separately for discussion by the house. Upon
18 request to divide an amendment, the chief clerk shall
19 restate the division and note the divided amendment in
20 the house journal. An amendment to strike out being
21 lost shall not preclude an amendment to strike out and
22 insert. An amendment to strike out and insert shall be
23 deemed indivisible.

Sexton of Calhoun moved the adoption of House Resolution 11.

The motion prevailed and the resolution was adopted.

IMMEDIATE MESSAGE

Hagenow of Dallas asked and received unanimous consent that **Senate Concurrent Resolution 5** be immediately messaged to the Senate.

HOUSE CONCURRENT RESOLUTION WITHDRAWN

Hagenow of Dallas asked and received unanimous consent to withdraw House Concurrent Resolution 11 from further consideration by the House.

COMMITTEE REVISION

The Speaker announced the following changes to committee assignments effective immediately:

Agriculture

Grassley replaced Gerhold

SPONSOR ADDED

House File 630 – Olson of Polk

COMMITTEE RECOMMENDATIONS

MADAM 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 571), relating to the management of soil and water resources, including projects described in the Iowa nutrient reduction strategy, and the use of a county tax levy.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 7, 2019.

Committee Bill (Formerly House Study Bill 241), relating to hemp, including the regulation of hemp, providing for enforcement and the confiscation and destruction or disposal of certain property, providing for fees, making appropriations, including penalties, and providing implementation and effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 7, 2019.

COMMITTEE ON EDUCATION

Committee Bill (Formerly House File 445), relating to education funding weighting for children living in certain facilities and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 7, 2019.

Committee Bill (Formerly House File 563), requiring the boards of directors of school districts to appoint student liaisons to the boards.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 7, 2019.

COMMITTEE ON HUMAN RESOURCES

Committee Bill (Formerly House File 619), relating to the notification of law enforcement regarding the discharge of a voluntary patient who is mentally ill or has symptoms of mental illness from a hospital.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 7, 2019.

Committee Bill (Formerly House Study Bill 238), relating to the dispensing fee for partially dispensed prescriptions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 7, 2019.

COMMITTEE ON JUDICIARY

Committee Bill (Formerly House File 351), relating to the expungement of a deferred judgment upon a person's discharge from probation.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 6, 2019.

Committee Bill (Formerly House File 371), relating to alcoholic beverage control violations and second and subsequent convictions, and providing penalties.

Fiscal Note: **No**

Recommendation: **Do Pass** March 6, 2019.

Committee Bill (Formerly House File 408), relating to indeterminate sentences for class "D" felonies.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 6, 2019.

Committee Bill (Formerly House File 544), relating to participation in conciliation related to a dissolution of marriage.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 6, 2019.

Committee Bill (Formerly House File 582), relating to the suspension of a child support order relative to child in need of assistance proceedings.

Fiscal Note: **No**

Recommendation: **Do Pass** March 6, 2019.

Committee Bill (Formerly House File 583), relating to replacement of the term visitation with the term parenting time relative to time awarded to a parent

Fiscal Note: **No**

Recommendation: **Do Pass** March 6, 2019.

Committee Bill (Formerly House Study Bill 19), relating to expert witness testimony in child sexual abuse and child endangerment cases.

Fiscal Note: **No**

Recommendation: **Do Pass** March 6, 2019.

Committee Bill (Formerly House Study Bill 68), proposing an amendment to the Constitution of the State of Iowa relating to the qualifications of electors.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 6, 2019.

Committee Bill (Formerly House Study Bill 134), relating to the temporary delegation of parental authority by the parent, guardian, or legal custodian of a child.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 6, 2019.

Committee Bill (Formerly House Study Bill 142), relating to postconviction DNA profiling procedure.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 6, 2019.

Committee Bill (Formerly House Study Bill 223), restricting public agency disclosure of and access to certain personal information related to tax-exempt organizations, and providing penalties.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 6, 2019.

Committee Bill (Formerly House Study Bill 224), relating to service of process relating to juvenile delinquency proceedings and termination of the parent-child relationship proceedings.

Fiscal Note: **No**

Recommendation: **Do Pass** March 6, 2019.

Committee Bill (Formerly House Study Bill 237), relating to criminal law and procedure including certain related administrative proceedings, providing penalties, and including effective date and applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 6, 2019.

Committee Bill (Formerly House Study Bill 242), relating to the responsibilities of a guardian ad litem for a minor child.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 6, 2019.

COMMITTEE ON LOCAL GOVERNMENT

Committee Bill (Formerly House File 178), relating to conflicts of interest in certain government public contracts.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 7, 2019.

Committee Bill (Formerly House File 466), establishing processes for voter approval of a proposition to require a township to provide emergency medical service and for voter approval of a higher additional annual property tax levy rate for the provision of township services.

Fiscal Note: **No**

Recommendation: **Do Pass** March 7, 2019.

Committee Bill (Formerly House Study Bill 160), relating to governmental bodies and advisory bodies and public notice requirements under the open meetings law.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 7, 2019.

Committee Bill (Formerly House Study Bill 234), relating to the jurisdiction and management of pioneer cemeteries.

Fiscal Note: **No**

Recommendation: **Do Pass** March 7, 2019.

COMMITTEE ON PUBLIC SAFETY

Committee Bill (Formerly House File 16), relating to ignition interlock device requirements for a first operating-while-intoxicated offense.

Fiscal Note: **No**

Recommendation: **Do Pass** March 7, 2019.

Committee Bill (Formerly House File 179), relating to firearms requirements for hunting deer.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 7, 2019.

Committee Bill (Formerly House File 585), relating to the Iowa sobriety and drug monitoring program.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 7, 2019.

Committee Bill (Formerly House Study Bill 228), establishing a length of service award program for volunteer fire fighters, concerning income tax deductions for volunteer fire fighters, making an appropriation, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 7, 2019.

Committee Bill (Formerly House Study Bill 244), relating to the medical cannabidiol Act.

Fiscal Note: **No**

Recommendation: **Do Pass** March 7, 2019.

COMMITTEE ON STATE GOVERNMENT

Committee Bill (Formerly House Study Bill 100), relating to restrictions on lawful preexisting nonconforming uses by cities and counties.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 7, 2019.

Committee Bill (Formerly House Study Bill 119), repealing the requirement that a groundwater hazard statement be submitted with each declaration of value that is submitted to a county recorder in order to grant, assign, transfer, or convey real property.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 7, 2019.

Committee Bill (Formerly House Study Bill 167), providing for notarial acts, including by providing for the use of electronic media.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 7, 2019.

Committee Bill (Formerly House Study Bill 227), providing for the regulation of certain commercial establishments engaged in the care of nonagricultural animals, providing for fees, making appropriations and providing for penalties.

Fiscal Note: **No**

Recommendation: **Do Pass** March 7, 2019.

Committee Bill (Formerly House Study Bill 231), relating to the practice of barbering and cosmetology arts and sciences and providing transition provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 7, 2019.

Committee Bill (Formerly House Study Bill 233), relating to the power of cities to regulate certain building restrictions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 7, 2019.

RESOLUTION FILED

H.R. 12, by Lohse, a resolution honoring and congratulating Stephen M. Lacy upon his retirement as Executive Chairman of Meredith Corporation.

Laid over under **Rule 25**.

AMENDMENTS FILED

H-1005	H.F.	649	Paustian of Scott
H-1006	H.F.	481	R. Smith of Black Hawk
H-1007	H.J.R.	12	Thompson of Greene
H-1008	H.F.	261	Deyoe of Story

On motion by Hagenow of Dallas, the House adjourned at 8:41 a.m., until 8:30 a.m., Friday, March 8, 2019.

JOURNAL OF THE HOUSE

Fifty-fourth Calendar Day - Thirty-fifth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Friday, March 8, 2019

The House met pursuant to adjournment at 8:30 a.m., Holt of Crawford in the chair.

Prayer was offered by Holt of Crawford.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Holt of Crawford.

The Journal of Thursday, March 7, 2019, was approved.

INTRODUCTION OF BILLS

House File 655, by committee on Transportation, a bill for an act establishing a shortline railroad restoration tax credit, and including effective date and retroactive applicability provisions.

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

House File 656, by committee on State Government, a bill for an act relating to the authority and duties of the auditor of state by modifying provisions relating to the collection of certain fees and the provision of municipal financial management training and including applicability provisions.

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

House File 657, by committee on Natural Resources, a bill for an act allowing the use of a leashed dog to track and retrieve a wounded deer and providing a penalty.

Read first time and placed on the **calendar**.

House File 658, by committee on Public Safety, a bill for an act increasing certain penalties for speeding in a motor vehicle, providing

for the use of the additional moneys, and including applicability provisions.

Read first time and placed on the **calendar**.

House File 659, by committee on Judiciary, a bill for an act relating to pretrial contact between a prosecuting witness who is a minor and the defendant.

Read first time and placed on the **calendar**.

House File 660, by committee on State Government, a bill for an act relating to licensing sanctions against individuals who default or are delinquent on student loan debt or on a related service obligation.

Read first time and placed on the **calendar**.

House File 661, by committee on Judiciary, a bill for an act relating to speech and expression at public institutions of higher education, providing for remedies, and including effective date provisions.

Read first time and placed on the **calendar**.

House File 662, by committee on Judiciary, a bill for an act concerning jurors, relating to access to certain department of revenue taxpayer information for jury list compilation and juror information confidentiality.

Read first time and placed on the **calendar**.

House File 663, by Gassman, a bill for an act establishing an education savings grant program for pupils attending a nonpublic school or receiving competent private instruction, establishing an education savings grant fund, providing an income tax exemption, making appropriations, providing penalties, and including applicability provisions.

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

House File 664, by Gassman, a bill for an act creating the elevated marriage Act, providing for a tax credit, paid parental leave, and the creation of and appropriations from an elevated marriage trust fund.

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

House File 665, by committee on Commerce, a bill for an act modifying provisions applicable to certain service contract providers regulated by the commissioner of insurance, providing fees, making penalties applicable, making an appropriation, and including effective date provisions.

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

House File 666, by committee on Labor, a bill for an act relating to professional licensing, including by providing for a review of professional licenses and allowing for preapplication qualification reviews, and providing fees.

Read first time and placed on the **calendar**.

House File 667, by committee on Commerce, a bill for an act relating to the membership of the life and health insurance guaranty association, assessments to member insurers for insurance written by impaired or insolvent member insurers, and including applicability provisions.

Read first time and placed on the **calendar**.

House File 668, by committee on Commerce, a bill for an act concerning alcoholic beverage control, relating to limitations on business interests of certain manufacturers, wholesalers, and retailers of alcoholic beverages.

Read first time and placed on the **calendar**.

House File 669, by committee on Commerce, a bill for an act relating to electric utility rates and infrastructure support options for private generation customers.

Read first time and placed on the **calendar**.

House File 670, by committee on Commerce, a bill for an act relating to self-service storage facilities, including the creation and enforcement of liens on personal property within leased spaces.

Read first time and placed on the **calendar**.

House File 671, by committee on Judiciary, a bill for an act relating to state-funded interpreters and translators for limited-English-proficient, deaf, and hard-of-hearing persons in certain court proceedings and court-related activities.

Read first time and placed on the **calendar**.

House File 672, by committee on Natural Resources, a bill for an act prohibiting the discharge of a weapon over public open waters or from a motor vehicle and making penalties applicable.

Read first time and placed on the **calendar**.

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Chief Clerk and placed on file in the Legislative Services Agency: To view reports in full, click [here](#).

COLLEGE STUDENT AID COMMISSION

Ethnic Diversity Report, pursuant to Iowa Code section 261.2.

DEPARTMENT OF COMMERCE Insurance Division

Dramshop Liability Insurance Evaluation Report, pursuant to House File 2502, 2018.

DEPARTMENT OF EDUCATION

Special Education Federal Reports, pursuant to Iowa Code section 256B.3.

DEPARTMENT OF TRANSPORTATION

Disputed Highway Projects Report, pursuant to Iowa Code section 306.54.

DEPARTMENT OF WORKFORCE DEVELOPMENT

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

Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62.

Unemployment Compensation Trust Fund Report, pursuant to Iowa Code section 96.35.

Employment Security Administration Fund Report, pursuant to Iowa Code section 96.13.

Labor Services Report, pursuant to Iowa Code section 91.4.

Occupational Safety and Health Report, pursuant to Iowa Code section 88.19.

Worker's Compensation Report, pursuant to Iowa Code section 86.9.

Nursing Workforce Data Clearinghouse Report, pursuant to Iowa Code section 84A.11.

AMENDMENT FILED

H-1009 H.F. 594 Wessel-Kroeschell of Story

On motion by Jones of Clay, the House adjourned at 8:36 a.m., until 1:00 p.m., Monday, March 11, 2019.

JOURNAL OF THE HOUSE

Fifty-seventh Calendar Day - Thirty-sixth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, March 11, 2019

The House met pursuant to adjournment at 1:00 p.m., Speaker Upmeyer in the chair.

Prayer was offered by Pastor Paul Rendall, Reformed Baptist Church, Tama. He was the guest of Fisher of Tama.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by students from the Iowa School for the Deaf. They were the guests of Hanusa of Pottawattamie.

The Journal of Friday, March 8, 2019, was approved.

INTRODUCTION OF BILLS

House File 673, by committee on Education, a bill for an act to require radon testing and mitigation in public schools and including applicability provisions.

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

House File 674, by committee on Public Safety, a bill for an act regulating the use of automated traffic law enforcement systems, providing penalties, and including applicability provisions.

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

House File 675, by committee on Judiciary, a bill for an act relating to payments from the indigent defense fund by the state public defender for costs incurred by a privately retained attorney representing an indigent person.

Read first time and placed on the **calendar**.

House File 676, by committee on State Government, a bill for an act relating to abandoned structures and abatement of public nuisances.

Read first time and placed on the **calendar**.

House File 677, by committee on Environmental Protection, a bill for an act relating to administrative procedures within the department of natural resources.

Read first time and placed on the **calendar**.

House File 678, by committee on Judiciary, a bill for an act relating to notice and opportunity to repair construction defects in new construction, and including effective date and applicability provisions.

Read first time and placed on the **calendar**.

House File 679, 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, and including retroactive applicability provisions.

Read first time and placed on the **calendar**.

House File 680, by committee on Commerce, a bill for an act relating to prescription drug benefits, pharmacies, pharmacy benefit managers, making penalties applicable, and including applicability provisions.

Read first time and placed on the **calendar**.

House File 681, by committee on Public Safety, a bill for an act permitting qualified entities to request national criminal history checks of certain covered individuals.

Read first time and placed on the **calendar**.

House File 682, by committee on Public Safety, a bill for an act relating to the public safety equipment fund, providing for voluntary contributions to the fund, and including effective date provisions.

Read first time and placed on the **calendar**.

House File 683, by committee on Commerce, a bill for an act relating to the use of gasification and pyrolysis facilities for the conversion of certain recoverable waste materials.

Read first time and placed on the **calendar**.

House File 684, by committee on Public Safety, a bill for an act providing limited immunity from certain criminal offenses and prohibiting certain disciplinary sanctions for persons under twenty-one years of age who report, seek, or require emergency assistance for alcohol overdoses, and modifying penalties.

Read first time and placed on the **calendar**.

House File 685, by committee on Public Safety, a bill for an act relating to the payment of required medical aid provided to prisoners of county jails.

Read first time and placed on the **calendar**.

House File 686, by committee on Judiciary, a bill for an act relating to expert witness testimony in child sexual abuse and child endangerment cases.

Read first time and placed on the **calendar**.

House File 687, by committee on State Government, a bill for an act relating to permissible honoraria from restricted donors to public officials and public employees.

Read first time and placed on the **calendar**.

House File 688, by committee on Judiciary, a bill for an act relating to alcoholic beverage control violations and second and subsequent convictions, and providing penalties.

Read first time and placed on the **calendar**.

House File 689, by committee on Veterans Affairs, a bill for an act relating to the removal of county veterans service officers.

Read first time and placed on the **calendar**.

House File 690, by committee on Human Resources, a bill for an act relating to mental health and disability services, including the establishment of a children's behavioral health system and a children's behavioral health system state board, and requiring certain children's behavioral health core services.

Read first time and placed on the **calendar**.

House File 691, by committee on Human Resources, a bill for an act relating to funding of county mental health and disability services by modifying provisions relating to the use of specified excess cash flow funds, and including effective date and retroactive applicability provisions.

Read first time and placed on the **calendar**.

House File 692, by committee on State Government, a bill for an act relating to the tracking and counting of mailed absentee ballots.

Read first time and placed on the **calendar**.

On motion by Hagenow of Dallas, the House was recessed at 1:11 p.m., until 3:00 p.m.

AFTERNOON SESSION

The House reconvened at 5:37 p.m., Windschitl of Harrison in the chair.

INTRODUCTION OF BILLS

House Joint Resolution 14, by committee on Judiciary, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the qualifications of electors.

Read first time and placed on the **calendar**.

House File 693, by committee on Local Government, a bill for an act establishing processes for voter approval of a proposition to require a township to provide emergency medical service and for voter approval of a higher additional annual property tax levy rate for the provision of township services.

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

House File 694, by committee on Public Safety, a bill for an act establishing an emergency medical services personnel licensure interstate compact.

Read first time and placed on the **calendar**.

House File 695, by committee on State Government, a bill for an act relating to the practice of barbering and cosmetology arts and sciences and providing transition provisions.

Read first time and placed on the **calendar**.

House File 696, by committee on Human Resources, a bill for an act relating to the dispensing fee for partially dispensed prescriptions.

Read first time and placed on the **calendar**.

House File 697, by committee on Judiciary, a bill for an act restricting public agency disclosure of and access to certain personal information related to tax-exempt organizations, and providing penalties.

Read first time and placed on the **calendar**.

House File 698, by committee on Local Government, a bill for an act relating to the jurisdiction and management of pioneer cemeteries.

Read first time and placed on the **calendar**.

House File 699, by committee on Agriculture, a bill for an act relating to weight limitations for certain implements of husbandry.

Read first time and placed on the **calendar**.

House File 700, by committee on Human Resources, a bill for an act relating to the refilling of a prescription in emergency situations.

Read first time and placed on the **calendar**.

House File 701, by committee on State Government, a bill for an act relating to the continuance of lawful preexisting nonconforming uses by manufactured and mobile homes.

Read first time and placed on the **calendar**.

House File 702, by committee on Judiciary, a bill for an act relating to the expungement of a deferred judgment upon a person's discharge from probation.

Read first time and placed on the **calendar**.

House File 703, by committee on Natural Resources, a bill for an act prohibiting the use of unmanned vehicles to disturb, pursue, fish, or hunt wild animals and providing penalties.

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

House File 704, by committee on Education, a bill for an act requiring the boards of directors of school districts to appoint student liaisons to the boards.

Read first time and placed on the **calendar**.

House File 705, by committee on Judiciary, a bill for an act relating to the responsibilities of a guardian ad litem for a minor child.

Read first time and placed on the **calendar**.

House File 706, by committee on Judiciary, a bill for an act relating to replacement of the term visitation with the term parenting time relative to time awarded to a parent.

Read first time and placed on the **calendar**.

House File 707, by committee on Judiciary, a bill for an act relating to service of process relating to juvenile delinquency proceedings and termination of the parent-child relationship proceedings.

Read first time and placed on the **calendar**.

House File 708, by committee on State Government, a bill for an act relating to specific circumstances requiring the submission of a groundwater hazard statement with the declaration of value submitted to a county recorder in order to grant, assign, transfer, or convey real property.

Read first time and placed on the **calendar**.

ADOPTION OF HOUSE CONCURRENT RESOLUTION 10

Hagenow of Dallas called up for consideration **House Concurrent Resolution 10**, a concurrent resolution recognizing the importance of multilateral trade agreements to Iowa's economy and urging Congress to enact legislation to implement a multilateral trade agreement between the United States, Canada, and Mexico.

Paustian of Scott moved the adopted of House Concurrent Resolution 10.

The motion prevailed and the resolution was adopted.

CONSIDERATION OF BILLS Ways and Means Calendar

Senate File 220, a bill for an act relating to the increased expensing allowance deduction by corporations, financial institutions, and partnerships and limited liability companies taxed as corporations, and including effective date and retroactive applicability provisions, with report of committee recommending passage, was taken up for consideration.

Hite 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?" (S.F. 220)

The ayes were, 87:

Bacon	Baxter	Bearinger	Bennett
Bergan	Best	Bossman	Breckenridge
Brink	Brown-Powers	Carlson	Cohoon
Derry	Deyoe	Dolecheck	Donahue
Ehlert	Fisher	Forbes	Fry
Gaines	Gaskill	Gassman	Gerhold
Grassley	Gustafson	Hagenow	Hall
Hanusa	Heddens	Hein	Hinson
Hite	Holt	Huseman	Isenhart
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kurth	Kurtz
Landon	Lensing	Lohse	Lundgren
Mascher	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Osmundson
Ourth	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Smith, M.	Sorensen	Staed	Steckman
Sunde	Thede	Thompson	Upmeyer, Spkr.
Wheeler	Williams	Wills	Winckler
Wolfe	Worthan	Windschitl, Presiding	

The nays were, 7:

Abdul-Samad	Anderson	Hunter	Kacena
Oldson	Olson	Wessel-Kroeschell	

Absent or not voting, 6:

Bloomingtondale	Kressig	Nielsen	Smith, R.
Thorup	Zumbach		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Regular Calendar

House File 263, a bill for an act relating to application fees for certain consumer loans, was taken up for consideration.

Mitchell 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. 263)

The ayes were, 94:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhart	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kurth	Kurtz
Landon	Lensing	Lohse	Lundgren
Mascher	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Oldson
Olson	Osmundson	Ourth	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shipley	Sieck	Smith, M.	Sorensen
Staed	Steckman	Sunde	Thede
Thompson	Upmeyer, Spkr.	Wessel-Kroeschell	Wheeler
Williams	Wills	Winckler	Wolfe
Worthan	Windschitl, Presiding		

The nays were, none.

Absent or not voting, 6:

Bloomingtondale	Kressig	Nielsen	Smith, R.
Thorup	Zumbach		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 426, a bill for an act relating to the insurance fraud bureau, criminal history checks for licenses granted by the insurance division, and resolving inconsistencies, was taken up for consideration.

Jacobsen 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. 426)

The ayes were, 94:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhart	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kurth	Kurtz
Landon	Lensing	Lohse	Lundgren
Mascher	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Oldson
Olson	Osmundson	Ourth	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shipley	Sieck	Smith, M.	Sorensen
Staed	Steckman	Sunde	Thede
Thompson	Upmeyer, Spkr.	Wessel-Kroeschell	Wheeler
Williams	Wills	Winckler	Wolfe
Worthan	Windschitl, Presiding		

The nays were, none.

Absent or not voting, 6:

Bloomingtondale	Kressig	Nielsen	Smith, R.
Thorup	Zumbach		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 482, a bill for an act relating to department of transportation employees designated as peace officers, and including effective date provisions, 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. 482)

The ayes were, 91:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhart	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kurth	Kurtz
Landon	Lensing	Mascher	Matson
Maxwell	McConkey	McKean	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommsen
Moore	Oldson	Olson	Osmundson
Ourth	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Smith, M.	Sorensen	Staed	Steckman
Sunde	Thede	Thompson	Upmeyer, Spkr.
Wessel-Kroeschell	Williams	Wills	Winckler
Wolfe	Worthan	Windschitl, Presiding	

The nays were, 3:

Lohse	Lundgren	Wheeler
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Absent or not voting, 6:

Bloomingtondale	Kressig	Nielsen	Smith, R.
Thorup	Zumbach		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 487, a bill for an act related to installations of certain wireless telecommunications infrastructure in the state, and including effective date provisions, was taken up for consideration.

Jeneary 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. 487)

The ayes were, 74:

Bacon	Baxter	Bearinger	Bennett
Bergan	Best	Bossman	Breckenridge
Brink	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gaskill	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hanusa	Hein
Hinson	Hite	Holt	Huseman
Jacobsen	Jeneary	Jones	Judge
Kacena	Kaufmann	Kerr	Klein
Kurth	Kurtz	Landon	Lensing
Lohse	Lundgren	Matson	Maxwell
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Olson	Osmundson
Ourth	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Sieck	Smith, M.
Sorensen	Staed	Sunde	Thompson
Upmeyer, Spkr.	Wessel-Kroeschell	Wheeler	Wills
Worthan	Windschitl, Presiding		

The nays were, 20:

Abdul-Samad	Anderson	Brown-Powers	Hall
Heddens	Hunter	Isenhart	Jacoby
James	Konfrst	Mascher	McConkey
McKean	Olson	Shipley	Steckman
Thede	Williams	Winckler	Wolfe

Absent or not voting, 6:

Bloomingtondale	Kressig	Nielsen	Smith, R.
Thorup	Zumbach		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 514, a bill for an act allowing certain operating-while-intoxicated offenders to be sentenced as habitual offenders, and making penalties applicable, was taken up for consideration.

SENATE FILE 113 SUBSTITUTED FOR HOUSE FILE 514

Hite of Mahaska asked and received unanimous consent to substitute Senate File 113 for House File 514.

Senate File 113, a bill for an act allowing certain operating-while-intoxicated offenders to be sentenced as habitual offenders, and making penalties applicable, was taken up for consideration.

Hite 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?" (S.F. 113)

The ayes were, 94:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kurth	Kurtz
Landon	Lensing	Lohse	Lundgren
Mascher	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Oldson
Olson	Osmundson	Ourth	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shipley	Sieck	Smith, M.	Sorensen
Staed	Steckman	Sunde	Thede
Thompson	Upmeyer, Spkr.	Wessel-Kroeschell	Wheeler
Williams	Wills	Winckler	Wolfe
Worthan	Windschitl, Presiding		

The nays were, none.

Absent or not voting, 6:

Bloomingtondale	Kressig	Nielsen	Smith, R.
Thorup	Zumbach		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 594, a bill for an act relating to limitations regarding the withdrawal of a life-sustaining procedure from a minor child, was taken up for consideration.

Wessel-Kroeschell of Story offered amendment H-1009 filed by her and moved its adoption.

Roll call was requested by Wessel-Kroeschell of Story and Steckman of Cerro Gordo.

On the question "Shall amendment H-1009 be adopted?" (H.F. 594)

The ayes were, 43:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Cohoon	Derry
Donahue	Ehlert	Forbes	Gaines
Gaskill	Hall	Heddens	Hunter
Isenhardt	Jacoby	James	Judge
Kacena	Konfrst	Kurth	Kurtz
Lensing	Mascher	Matson	McConkey
Meyer, B.	Oldson	Olson	Ourth
Prichard	Running-Marquardt	Smith, M.	Staed
Steckman	Sunde	Thede	Wessel-Kroeschell
Williams	Winckler	Wolfe	

The nays were, 51:

Bacon	Baxter	Bergan	Best
Bossman	Brink	Carlson	Deyoe
Dolecheck	Fisher	Fry	Gassman
Gerhold	Grassley	Gustafson	Hagenow
Hanusa	Hein	Hinson	Hite
Holt	Huseman	Jacobsen	Jeneary
Jones	Kaufmann	Kerr	Klein
Landon	Lohse	Lundgren	Maxwell
McKean	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Osmundson	Paustian
Salmon	Sexton	Shiple	Sieck
Sorensen	Thompson	Upmeyer, Spkr.	Wheeler
Wills	Worthan	Windschitl, Presiding	

Absent or not voting, 6:

Bloomingtondale	Kressig	Nielsen	Smith, R.
Thorup	Zumbach		

Amendment H-1009 lost.

The House stood at ease at 6:09 p.m., until the fall of the gavel.

The House resumed session at 6:35 p.m., Windschitl of Harrison in the chair.

Jacoby of Johnson rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point not well taken.

Wessel-Kroeschell of Story rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point well taken.

B. Meyer of Polk rose on a point of order under Rule 10, decorum in debate.

The Speaker resolved the point of order.

Mascher of Johnson rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point well taken.

M. Smith of Marshall rose on a point of order under Rule 10, decorum in debate.

The Speaker resolved the point of order.

Jacobsen of Pottawattamie rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point well taken.

Mascher of Johnson rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point well taken.

Hinson 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. 594)

Rule 75 was invoked.

The ayes were, 58:

Bacon	Baxter	Bergan	Best
Bossman	Breckenridge	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Hein
Hinson	Hite	Holt	Huseman
Jacobsen	Jeneary	Jones	Judge
Kacena	Kaufmann	Kerr	Klein
Landon	Lohse	Lundgren	Maxwell
McConkey	McKean	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Osmundson
Ourth	Paustian	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Sorensen
Thompson	Upmeyer, Spkr.	Wheeler	Wills
Worthan	Windschitl, Presiding		

The nays were, 36:

Abdul-Samad	Anderson	Bearinger	Bennett
Brown-Powers	Cohoon	Derry	Donahue
Ehlert	Forbes	Gaines	Gaskill
Heddens	Hunter	Isenhardt	Jacoby
James	Konfrst	Kurth	Kurtz
Lensing	Mascher	Matson	Meyer, B.
Oldson	Olson	Prichard	Smith, M.
Staed	Steckman	Sunde	Thede
Wessel-Kroeschell	Williams	Winckler	Wolfe

Absent or not voting, 6:

Bloomingtondale	Kressig	Nielsen	Smith, R.
Thorup	Zumbach		

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:

Madam Speaker: I am directed to inform your honorable body that the Senate has on March 11, 2019, adopted the following resolution in which the concurrence of the House is asked:

Senate Joint Resolution 17, a joint resolution authorizing the temporary sale of merchandise at a toy benefit for Iowa children on the state capitol complex grounds.

Also: That the Senate has on March 11, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 209, a bill for an act to require school districts and accredited nonpublic schools to offer high school students an opportunity to take the United States citizenship and immigration services naturalization civics test, and including applicability provisions.

Also: That the Senate has on March 11, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 274, a bill for an act relating to speech and expression at public institutions of higher education, providing for remedies, and including effective date provisions.

Also: That the Senate has on March 11, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 282, a bill for an act providing for the repeal of the honey creek premier destination park bond program.

Also: That the Senate has on March 11, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 303, a bill for an act relating to the replacement of a person's driver's license or nonoperator's identification card on the person's twenty-first birthday anniversary.

Also: That the Senate has on March 11, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 304, a bill for an act relating to licensing sanctions against individuals who default or are delinquent on student loan debt or on a related service obligation.

Also: That the Senate has on March 11, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 367, a bill for an act eliminating the education telecommunications council and regional telecommunications councils established under the Iowa communications network.

Also: That the Senate has on March 11, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 436, a bill for an act relating to wrecked or salvage motor vehicles.

Also: That the Senate has on March 11, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 447, a bill for an act relating to the power of cities to regulate certain building restrictions, and including effective date provisions.

Also: That the Senate has on March 11, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 457, a bill for an act relating to surcharges added to criminal penalties, court funds, civil fees, misdemeanor and felony fines, and fines associated with scheduled violations.

W. CHARLES SMITHSON, Secretary

INTRODUCTION OF BILLS

House File 709, by committee on Judiciary, a bill for an act relating to the suspension of a child support order relative to child in need of assistance proceedings.

Read first time and placed on the **calendar**.

House File 710, by committee on Human Resources, a bill for an act relating to the operation of the board of medicine, the board of nursing, the board of pharmacy, and the dental board.

Read first time and placed on the **calendar**.

House File 711, by committee on Public Safety, a bill for an act establishing a length of service award program for volunteer fire fighters, concerning income tax deductions for volunteer fire fighters, making an appropriation, and including effective date provisions.

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

House File 712, by committee on Judiciary, a bill for an act relating to indeterminate sentences for class "D" felonies.

Read first time and placed on the **calendar**.

House File 713, by committee on Public Safety, a bill for an act relating to the Iowa sobriety and drug monitoring program.

Read first time and placed on the **calendar**.

House File 714, by committee on Public Safety, a bill for an act relating to ignition interlock device requirements for a first operating-while-intoxicated offense.

Read first time and placed on the **calendar**.

SENATE MESSAGE CONSIDERED

Senate Joint Resolution 17, by committee on State Government, a joint resolution authorizing the temporary sale of merchandise at a toy benefit for Iowa children on the state capitol complex grounds.

Read first time and **passed on file**.

Regular Calendar

House Joint Resolution 12, a joint resolution authorizing the temporary sale of merchandise at a toy benefit for Iowa children on the state capitol complex grounds, was taken up for consideration.

Thompson of Greene offered amendment H-1007 filed by him and moved its adoption.

Amendment H-1007 was adopted.

SENATE JOINT RESOLUTION 17 SUBSTITUTED FOR HOUSE JOINT RESOLUTION 12

Thompson of Greene asked and received unanimous consent to substitute Senate Joint Resolution 17 for House Joint Resolution 12.

Thompson of Greene called up for consideration **Senate Joint Resolution 17**, a joint resolution authorizing the temporary sale of merchandise at a toy benefit for Iowa children on the state capitol complex grounds.

Thompson of Greene 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?"
(S.J.R. 17)

The yeas were, 94:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhart	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kurth	Kurtz
Landon	Lensing	Lohse	Lundgren
Mascher	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Oldson
Olson	Osmundson	Ourth	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shipley	Sieck	Smith, M.	Sorensen
Staed	Steckman	Sunde	Thede
Thompson	Upmeyer, Spkr.	Wessel-Kroeschell	Wheeler
Williams	Wills	Winckler	Wolfe
Worthan	Windschitl, Presiding		

The nays were, none.

Absent or not voting, 6:

Bloomingtondale	Kressig	Nielsen	Smith, R.
Thorup	Zumbach		

The joint resolution having received a constitutional majority was declared to have been adopted and agreed to by the House.

IMMEDIATE MESSAGES

Hagenow of Dallas asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Concurrent Resolution 10, House Files 263, 426, 482, 487, 594, Senate Joint Resolution 17, Senate Files 113 and 220.**

HOUSE FILES WITHDRAWN

Hagenow of Dallas asked and received unanimous consent to withdraw House Joint Resolution 12, House Files 233 and 514 from further consideration by the House.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Bloomingtondale of Worth
Nielsen of Johnson
Thorup of Marion

Kressig of Black Hawk
Smith, R. of Black Hawk
Zumbach of Linn

HOUSE STUDY BILL COMMITTEE ASSIGNMENT

H.S.B. 247 Government Oversight

Relating to publication and procedural provisions relating to proposed constitutional amendments and including effective date provisions.

SUBCOMMITTEE ASSIGNMENTS

House File 633

Ways and Means: Wheeler, Chair; James and Zumbach.

House File 640

Ways and Means: Zumbach, Chair; Isenhardt and Sieck.

House File 641

Ways and Means: Kaufmann, Chair; Bossman and Nielsen.

House File 647

Ways and Means: Zumbach, Chair; Isenhardt and Maxwell.

House File 648

Ways and Means: Kaufmann, Chair; Bossman, Forbes, Hein and Nielsen.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENT

House Study Bill 247

Government Oversight: Klein, Chair; Hanusa and Wolfe.

AMENDMENTS FILED

H-1010	H.F.	668	Carlson of Muscatine
H-1011	H.F.	260	Mohr of Scott
H-1012	H.F.	485	Hall of Woodbury
H-1013	H.F.	650	B. Meyer of Polk
H-1014	H.F.	597	Mascher of Johnson
H-1015	H.F.	393	Matson of Polk

On motion by Hagenow of Dallas, the House adjourned at 8:14 p.m., until 8:30 a.m., Tuesday, March 12, 2019.

JOURNAL OF THE HOUSE

Fifty-eighth Calendar Day - Thirty-seventh Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, March 12, 2019

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

Prayer was offered by Reverend Matt Mardis-LeCroy, Plymouth Church, Des Moines. He was the guest of Konfrst of Polk.

“God Bless America” was played on the violin by Mikhayla Hughes-Shaw, Miss Iowa 2018. She was the guest of Wolfe of Clinton and Mommsen of Clinton.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Ellie Konfrst. She is the daughter of Konfrst of Polk.

The Journal of Monday, March 11, 2019, was approved.

INTRODUCTION OF BILLS

House File 715, by committee on Local Government, a bill for an act relating to governmental bodies and advisory bodies and public notice requirements under the open meetings law.

Read first time and placed on the **calendar**.

House File 716, by committee on Public Safety, a bill for an act relating to firearms requirements for hunting deer.

Read first time and placed on the **calendar**.

SENATE MESSAGES CONSIDERED

Senate File 209, by committee on Education, a bill for an act to require school districts and accredited nonpublic schools to offer high school students an opportunity to take the United States citizenship

and immigration services naturalization civics test, and including applicability provisions.

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

Senate File 274, by committee on Education, a bill for an act relating to speech and expression at public institutions of higher education, providing for remedies, and including effective date provisions.

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

Senate File 303, by committee on Transportation, a bill for an act relating to the replacement of a person's driver's license or nonoperator's identification card on the person's twenty-first birthday anniversary.

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

Senate File 304, by committee on Labor and Business Relations, a bill for an act relating to licensing sanctions against individuals who default or are delinquent on student loan debt or on a related service obligation.

Read first time and **passed on file**.

Senate File 367, by committee on State Government, a bill for an act eliminating the education telecommunications council and regional telecommunications councils established under the Iowa communications network.

Read first time and **passed on file**.

Senate File 436, by committee on Transportation, a bill for an act relating to wrecked or salvage motor vehicles.

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

On motion by Hagenow of Dallas, the House was recessed at 8:41 a.m., until 2:00 p.m.

AFTERNOON SESSION

The House reconvened at 2:28 p.m., Windschitl of Harrison in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Madam Speaker: I am directed to inform your honorable body that the Senate has on March 12, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 140, a bill for an act relating to special minor's driver's licenses for students attending accredited nonpublic schools.

Also: That the Senate has on March 12, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 197, a bill for an act allowing certain vans and pickups to be used to transport pupils to activity events or from school to home in emergency situations.

Also: That the Senate has on March 12, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 272, a bill for an act relating to the provision of debt management services in connection with educational loans, and making penalties applicable.

Also: That the Senate has on March 12, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 280, a bill for an act relating to the residency of members of the armed forces stationed at specified military installations for purposes of hunting, fishing, and trapping privileges.

Also: That the Senate has on March 12, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 316, a bill for an act requesting the establishment of a special education interim study committee.

Also: That the Senate has on March 12, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 319, a bill for an act relating to peace officers and retired peace officers who provide street or highway driving instruction.

Also: That the Senate has on March 12, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 323, a bill for an act relating to canned cocktails and including effective date provisions.

Also: That the Senate has on March 12, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 344, a bill for an act relating to excuse from jury service for persons at least seventy-two years of age.

Also: That the Senate has on March 12, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 346, a bill for an act creating the criminal offense of female genital mutilation and providing penalties.

Also: That the Senate has on March 12, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 377, a bill for an act extending immunity from tort liability to certain nonprofit corporations providing emergency response services.

Also: That the Senate has on March 12, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 519, a bill for an act relating to an offense involving trespass to agricultural production facilities, providing penalties, and including effective date provisions.

W. CHARLES SMITHSON, Secretary

INTRODUCTION OF BILLS

House File 717, by committee on Public Safety, a bill for an act concerning appeal rights relating to veterans preference.

Read first time and placed on the **calendar**.

House File 718, by committee on State Government, a bill for an act relating to the power of cities to regulate certain building restrictions.

Read first time and placed on the **calendar**.

House File 719, by committee on Judiciary, a bill for an act relating to participation in conciliation related to a dissolution of marriage.

Read first time and placed on the **calendar**.

House File 720, by committee on Education, a bill for an act relating to education funding weighting for children living in certain facilities and including effective date provisions.

Read first time and placed on the **calendar**.

House File 721, by committee on Judiciary, a bill for an act relating to the temporary delegation of parental authority by the parent, guardian, or legal custodian of a child.

Read first time and placed on the **calendar**.

House File 722, by committee on Human Resources, a bill for an act relating to the voluntary or involuntary commitment or hospitalization of a person with a serious mental impairment or a substance-related disorder.

Read first time and placed on the **calendar**.

House File 723, by committee on Judiciary, a bill for an act relating to business entities, by providing for different types of limited liability companies and the dissolution of limited liability companies, providing for fees, and including effective date provisions.

Read first time and placed on the **calendar**.

House File 724, by Isenhardt, Bearinger, Staed, Kressig, Wessel-Kroeschell, Brown-Powers, Gaines, Cohoon, Bennett, Hunter, Abdul-Samad, Kacena, B. Meyer, Breckenridge, Gaskill, Winckler, Donahue, Kurth, Mascher, Sunde, Derry, Lensing, Kurtz, Konfrst, Matson, Anderson, Prichard, James, Ehlert, Williams, Forbes, Thede, McConkey, Steckman, Wolfe, M. Smith, and Jacoby, a bill for an act establishing an agriculture climate adaptation advisory task force and providing for an agriculture climate adaptation report.

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

SENATE MESSAGES CONSIDERED

Senate File 197, by committee on Transportation, a bill for an act allowing certain vans and pickups to be used to transport pupils to activity events or from school to home in emergency situations.

Read first time and **passed on file**.

Senate File 272, by committee on Judiciary, a bill for an act relating to the provision of debt management services in connection with educational loans, and making penalties applicable.

Read first time and **passed on file**.

Senate File 280, by committee on Natural Resources and Environment, a bill for an act relating to the residency of members of the armed forces stationed at specified military installations for purposes of hunting, fishing, and trapping privileges.

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

Senate File 282, by committee on Natural Resources and Environment, a bill for an act providing for the repeal of the honey creek premier destination park bond program.

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

Senate File 447, by committee on State Government, a bill for an act relating to the power of cities to regulate certain building restrictions, and including effective date provisions.

Read first time and **passed on file**.

Senate File 457, by committee on Appropriations, a bill for an act relating to surcharges added to criminal penalties, court funds, civil fees, misdemeanor and felony fines, and fines associated with scheduled violations.

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

Senate File 519, by committee on Agriculture, a bill for an act relating to an offense involving trespass to agricultural production facilities, providing penalties, and including effective date provisions.

Read first time and **passed on file**.

CONSIDERATION OF BILLS
Ways and Means Calendar

House File 338, a bill for an act relating to claiming the adoption tax credit for qualified adoption expenses paid or incurred during a tax year and including retroactive applicability provisions, was taken up for consideration.

Jones 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. 338)

The ayes were, 96:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossmann	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kurth	Kurtz
Landon	Lensing	Lohse	Lundgren
Mascher	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Oldson	Olson	Osmundson	Ourth
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Smith, M.
Smith, R.	Sorensen	Staed	Steckman
Sunde	Thede	Thompson	Upmeyer, Spkr.
Wessel-Kroeschell	Wheeler	Williams	Wills
Winckler	Wolfe	Worthan	Windschitl, Presiding

The nays were, none.

Absent or not voting, 4:

Bloomingtondale	Kressig	Thorup	Zumbach
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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 327, a bill for an act relating to franchisor-franchisee relationships for the purposes of certain employment laws and including applicability provisions, was taken up for consideration.

Wills 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. 327)

The ayes were, 51:

Bacon	Baxter	Bergan	Best
Bossman	Brink	Carlson	Deyoe
Dolecheck	Fisher	Fry	Gassman
Gerhold	Grassley	Gustafson	Hagenow
Hanusa	Hein	Hinson	Hite
Holt	Huseman	Jacobson	Jeneary
Jones	Kaufmann	Kerr	Klein
Landon	Lohse	Lundgren	Maxwell
McKean	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Osmundson	Paustian
Salmon	Sexton	Shipley	Sieck
Sorensen	Thompson	Upmeyer, Spkr.	Wheeler
Wills	Worthan	Windschitl,	
		Presiding	

The nays were, 45:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Cohoon	Derry
Donahue	Ehlert	Forbes	Gaines
Gaskill	Hall	Heddens	Hunter
Isenhardt	Jacoby	James	Judge
Kacena	Konfrst	Kurth	Kurtz
Lensing	Mascher	Matson	McConkey
Meyer, B.	Nielsen	Oldson	Olson
Ourth	Prichard	Running-Marquardt	Smith, M.
Smith, R.	Staed	Steckman	Sunde
Thede	Wessel-Kroeschell	Williams	Winckler
Wolfe			

Absent or not voting, 4:

Bloomingtondale Kressig Thorup Zumbach

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 345, an act relating to defective motorcycles and autocycles purchased or leased by consumers, making penalties applicable, and including applicability provisions, was taken up for consideration.

Lohse 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. 345)

The ayes were, 96:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhart	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kurth	Kurtz
Landon	Lensing	Lohse	Lundgren
Mascher	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Oldson	Olson	Osmundson	Ourth
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Smith, M.
Smith, R.	Sorensen	Staed	Steckman
Sunde	Thede	Thompson	Upmeyer, Spkr.
Wessel-Kroeschell	Wheeler	Williams	Wills
Winckler	Wolfe	Worthan	Windschitl, Presiding

The nays were, none.

Absent or not voting, 4:

Bloomingtondale Kressig Thorup Zumbach

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 386, a bill for an act relating to the issuance of driver's licenses marked to reflect veteran status, was taken up for consideration.

Gustafson of Madison 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. 386)

The ayes were, 94:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kurth	Kurtz
Landon	Lensing	Lohse	Lundgren
Mascher	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Oldson	Olson	Osmundson	Ourth
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Smith, M.
Smith, R.	Sorensen	Staed	Steckman
Sunde	Thede	Wessel-Kroeschell	Wheeler
Williams	Wills	Winckler	Wolfe
Worthan	Windschitl, Presiding		

The nays were, 1:

Thompson

Absent or not voting, 5:

Bloomingtondale	Kressig	Thorup	Upmeyer, Spkr.
Zumbach			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 387, a bill for an act relating to distance requirements for certain motor vehicles following other vehicles, 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. 387)

The ayes were, 94:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Huseman	Isenhart	Jacobsen	Jacoby
James	Jeneary	Jones	Judge
Kacena	Kaufmann	Kerr	Klein
Konfrst	Kurth	Kurtz	Landon
Lensing	Lohse	Lundgren	Mascher
Matson	Maxwell	McConkey	McKean
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nielsen	Oldson
Olson	Osmundson	Ourth	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shiple	Sieck	Smith, M.	Smith, R.
Sorensen	Staed	Steckman	Sunde
Thede	Thompson	Wessel-Kroeschell	Wheeler
Williams	Wills	Winckler	Wolfe
Worthan	Windschitl, Presiding		

The nays were, 1:

Hunter

Absent or not voting, 5:

Bloomington	Kressig	Thorup	Upmeyer, Spkr.
Zumbach			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 389, a bill for an act relating to the process and fees associated with the registration and title of vessels, snowmobiles, and all-terrain vehicles, was taken up for consideration.

Best of Carroll 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. 389)

The ayes were, 95:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kurth	Kurtz
Landon	Lensing	Lohse	Lundgren
Mascher	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Oldson	Olson	Osmundson	Ourth
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Smith, M.
Smith, R.	Sorensen	Staed	Steckman
Sunde	Theide	Thompson	Wessel-Kroeschell
Wheeler	Williams	Wills	Winckler
Wolfe	Worthan	Windschitl,	
		Presiding	

The nays were, none.

Absent or not voting, 5:

Bloomingtondale	Kressig	Thorup	Upmeyer, Spkr.
Zumbach			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 392, a bill for an act relating to competitive bidding requirements applicable to certain governmental officials and employees, was taken up for consideration.

Mitchell 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. 392)

The ayes were, 95:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kurth	Kurtz
Landon	Lensing	Lohse	Lundgren
Mascher	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Oldson	Olson	Osmundson	Ourth
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Smith, M.
Smith, R.	Sorensen	Staed	Steckman
Sunde	Thede	Thompson	Wessel-Kroeschell
Wheeler	Williams	Wills	Winckler
Wolfe	Worthan	Windschitl,	
		Presiding	

The nays were, none.

Absent or not voting, 5:

Bloomington	Kressig	Thorup	Upmeyer, Spkr.
Zumbach			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 393, a bill for an act relating to the reporting of certain gifts and bequests received by the executive branch, was taken up for consideration.

Matson of Polk offered amendment H-1015 filed by her and moved its adoption.

Roll call was requested by Matson of Polk and Hagenow of Dallas.

On the question "Shall amendment H-1015 be adopted?" (H.F. 393)

The ayes were, 45:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Cohon	Derry
Donahue	Ehlert	Forbes	Gaines
Gaskill	Hall	Heddens	Hunter
Isenhardt	Jacoby	James	Judge
Kacena	Konfrst	Kurth	Kurtz
Lensing	Mascher	Matson	McConkey
Meyer, B.	Nielsen	Oldson	Olson
Ourth	Prichard	Running-Marquardt	Shiple
Smith, M.	Staed	Steckman	Sunde
Thede	Wessel-Kroeschell	Williams	Winckler
Wolfe			

The nays were, 50:

Bacon	Baxter	Bergan	Best
Bossman	Brink	Carlson	Deyoe
Dolecheck	Fisher	Fry	Gassman
Gerhold	Grassley	Gustafson	Hagenow
Hanusa	Hein	Hinson	Hite
Holt	Huseman	Jacobsen	Jeneary
Jones	Kaufmann	Kerr	Klein
Landon	Lohse	Lundgren	Maxwell
McKean	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Osmundson	Paustian
Salmon	Sexton	Sieck	Smith, R.

Sorensen	Thompson	Wheeler	Wills
Worthan	Windschitl, Presiding		

Absent or not voting, 5:

Bloomingtondale	Kressig	Thorup	Upmeyer, Spkr.
Zumbach			

Amendment H-1015 lost.

McKean 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. 393)

The ayes were, 96:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanus	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kurth	Kurtz
Landon	Lensing	Lohse	Lundgren
Mascher	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Oldson	Olson	Osmundson	Ourth
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Smith, M.
Smith, R.	Sorensen	Staed	Steckman
Sunde	Thede	Thompson	Upmeyer, Spkr.
Wessel-Kroeschell	Wheeler	Williams	Wills
Winckler	Wolfe	Worthan	Windschitl, Presiding

The nays were, none.

Absent or not voting, 4:

Bloomingtondale	Kressig	Thorup	Zumbach
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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 478, a bill for an act eliminating the education telecommunications council and regional telecommunications councils established under the Iowa communications network, was taken up for consideration.

SENATE FILE 367 SUBSTITUTED FOR HOUSE FILE 478

Sorensen of Adair asked and received unanimous consent to substitute Senate File 367 for House File 478.

Senate File 367, a bill for an act eliminating the education telecommunications council and regional telecommunications councils established under the Iowa communications network, was taken up for consideration.

Sorensen of Adair 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. 367)

The ayes were, 96:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhart	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kurth	Kurtz
Landon	Lensing	Lohse	Lundgren
Mascher	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Oldson	Olson	Osmundson	Ourth
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Smith, M.

Smith, R.	Sorensen	Staed	Steckman
Sunde	Thede	Thompson	Upmeyer, Spkr.
Wessel-Kroeschell	Wheeler	Williams	Wills
Winckler	Wolfe	Worthan	Windschitl, Presiding

The nays were, none.

Absent or not voting, 4:

Bloomingtondale	Kressig	Thorup	Zumbach
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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 485, a bill for an act concerning state purchasing requirements relating to targeted small business procurement goals, was taken up for consideration.

Hall of Woodbury offered amendment H-1012 filed by him.

Hall of Woodbury offered amendment H-1020, to amendment H-1012, filed by him from the floor and moved its adoption.

Amendment H-1020, to amendment H-1012, was adopted.

Hall of Woodbury moved the adoption of amendment H-1012, as amended.

Amendment H-1012, as amended, was adopted.

Lundgren of Dubuque 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. 485)

The ayes were, 96:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson

Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhart	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kurth	Kurtz
Landon	Lensing	Lohse	Lundgren
Mascher	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Oldson	Olson	Osmundson	Ourth
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Smith, M.
Smith, R.	Sorensen	Staed	Steckman
Sunde	Thede	Thompson	Upmeyer, Spkr.
Wessel-Kroeschell	Wheeler	Williams	Wills
Winckler	Wolfe	Worthan	Windschitl, Presiding

The nays were, none.

Absent or not voting, 4:

Bloomington	Kressig	Thorup	Zumbach
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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 532, a bill for an act relating to the awarding of medical residency positions in the state, 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. 532)

The ayes were, 96:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhart	Jacobsen

Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kurth	Kurtz
Landon	Lensing	Lohse	Lundgren
Mascher	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Oldson	Olson	Osmundson	Ourth
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Smith, M.
Smith, R.	Sorensen	Staed	Steckman
Sunde	Thede	Thompson	Upmeyer, Spkr.
Wessel-Kroeschell	Wheeler	Williams	Wills
Winckler	Wolfe	Worthan	Windschitl, Presiding

The nays were, none.

Absent or not voting, 4:

Bloomingtondale	Kressig	Thorup	Zumbach
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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 the brain injury home and community-based services waiver monthly budget maximum, was taken up for consideration.

Brink 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. 570)

The ayes were, 96:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Ishart	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr

Klein	Konfrst	Kurth	Kurtz
Landon	Lensing	Lohse	Lundgren
Mascher	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Oldson	Olson	Osmundson	Ourth
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shiple	Sieck	Smith, M.
Smith, R.	Sorensen	Staed	Steckman
Sunde	Thede	Thompson	Upmeyer, Spkr.
Wessel-Kroeschell	Wheeler	Williams	Wills
Winckler	Wolfe	Worthan	Windschitl, Presiding

The nays were, none.

Absent or not voting, 4:

Bloomington	Kressig	Thorup	Zumbach
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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 595, a bill for an act related to allowable annual salaries for deputy county auditors in charge of elections administration, was taken up for consideration.

Sorensen of Adair 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. 595)

The ayes were, 95:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Judge
Kacena	Kaufmann	Kerr	Klein
Konfrst	Kurth	Kurtz	Landon
Lensing	Lohse	Lundgren	Mascher

Matson	Maxwell	McConkey	McKean
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nielsen	Oldson
Olson	Osmundson	Ourth	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shipley	Sieck	Smith, M.	Smith, R.
Sorensen	Staed	Steckman	Sunde
Thede	Thompson	Upmeyer, Spkr.	Wessel-Kroeschell
Wheeler	Williams	Wills	Winckler
Wolfe	Worthan	Windschitl, Presiding	

The nays were, 1:

Jones

Absent or not voting, 4:

Bloomingtondale	Kressig	Thorup	Zumbach
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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 606, a bill for an act relating to continuing education requirements for certain professions, was taken up for consideration.

Moore 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?” (H.F. 606)

The ayes were, 93:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Gaines	Gaskill	Gassman
Gerhold	Grassley	Gustafson	Hagenow
Hall	Hanusa	Heddens	Hein
Hinson	Hite	Holt	Hunter
Huseman	Isenhardt	Jacobsen	Jacoby
James	Jeneary	Jones	Judge
Kacena	Kaufmann	Kerr	Klein
Konfrst	Kurth	Kurtz	Landon
Lensing	Lohse	Lundgren	Mascher
Matson	Maxwell	McConkey	McKean

Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nielsen	Oldson
Olson	Osmundson	Ourth	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shiple	Sieck	Smith, R.	Sorensen
Staed	Steckman	Sunde	Thede
Thompson	Wessel-Kroeschell	Wheeler	Williams
Wills	Winckler	Wolfe	Worhan
Windschitl, Presiding			

The nays were, none.

Absent or not voting, 6:

Bloomingtondale	Kressig	Smith, M.	Thorup
Upmeyer, Spkr.	Zumbach		

Rule 76 invoked, 1:

Fry

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 623, a bill for an act relating to prior authorization for medication-assisted treatment under the Medicaid program, was taken up for consideration.

A. Meyer of Webster 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. 623)

The ayes were, 96:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isehart	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr

Klein	Konfrst	Kurth	Kurtz
Landon	Lensing	Lohse	Lundgren
Mascher	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Oldson	Olson	Osmundson	Ourth
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shiple	Sieck	Smith, M.
Smith, R.	Sorensen	Staed	Steckman
Sunde	Thede	Thompson	Upmeyer, Spkr.
Wessel-Kroeschell	Wheeler	Williams	Wills
Winckler	Wolfe	Worthan	Windschitl, Presiding

The nays were, none.

Absent or not voting, 4:

Bloomington	Kressig	Thorup	Zumbach
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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 642, a bill for an act relating to the release of certain confidential information by the department of human services to multidisciplinary teams and making penalties applicable, 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. 642)

The ayes were, 96:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr

Klein	Konfrst	Kurth	Kurtz
Landon	Lensing	Lohse	Lundgren
Mascher	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Oldson	Olson	Osmundson	Ourth
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shiple	Sieck	Smith, M.
Smith, R.	Sorensen	Staed	Steckman
Sunde	Thede	Thompson	Upmeyer, Spkr.
Wessel-Kroeschell	Wheeler	Williams	Wills
Winckler	Wolfe	Worthan	Windschitl, Presiding

The nays were, none.

Absent or not voting, 4:

Bloomington	Kressig	Thorup	Zumbach
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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 3:32 p.m., until the fall of the gavel.

The House resumed session at 3:56 p.m., Windschitl of Harrison in the chair.

House File 649, a bill for an act relating to an offense involving trespass to agricultural production facilities, and providing penalties, was taken up for consideration.

Paustian of Scott offered amendment H-1005 filed by him and moved its adoption.

Amendment H-1005 was adopted.

SENATE FILE 519 SUBSTITUTED FOR HOUSE FILE 649

Klein of Washington asked and received unanimous consent to substitute Senate File 519 for House File 649.

Senate File 519, a bill for an act relating to an offense involving trespass to agricultural production facilities, providing penalties, 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?" (S.F. 519)

The ayes were, 65:

Bacon	Baxter	Bearinger	Bergan
Best	Bloomingtondale	Bossman	Breckenridge
Brink	Carlson	Cohoon	Deyoe
Dolecheck	Fisher	Forbes	Fry
Gaskill	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hall	Hanusa
Hein	Hinson	Hite	Holt
Huseman	Jacobsen	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Landon	Lohse	Lundgren
Maxwell	McKean	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Olson
Osmundson	Ourth	Paustian	Prichard
Salmon	Sexton	Sieck	Smith, R.
Sorensen	Thompson	Upmeyer, Spkr.	Wheeler
Williams	Wills	Wolfe	Worthan
Windschitl, Presiding			

The nays were, 32:

Abdul-Samad	Anderson	Bennett	Brown-Powers
Derry	Donahue	Ehlert	Gaines
Heddens	Hunter	Isenhardt	Jacoby
James	Konfrst	Kurth	Kurtz
Lensing	Mascher	Matson	McConkey
Meyer, B.	Nielsen	Oldson	Running-Marquardt
Shipley	Smith, M.	Staed	Steckman
Sunde	Thede	Wessel-Kroeschell	Winckler

Absent or not voting, 3:

Kressig	Thorup	Zumbach
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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

Hagenow of Dallas asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 327, 338, 345, 386, 387, 389, 392, 393, 485, 532, 570, 595, 606, 623, 642 and Senate Files 367 and 519.**

HOUSE FILES WITHDRAWN

Hagenow of Dallas asked and received unanimous consent to withdraw House Files 294, 372, 435, 478 and 649 from further consideration by the House.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Bloomington of Worth
Thorup of Marion

Kressig of Black Hawk
Zumbach of Linn

SUBCOMMITTEE ASSIGNMENTS

House File 656

Ways and Means: Kaufmann, Chair; Nielsen and Osmundson.

House File 665

Ways and Means: Jones, Chair; Carlson and Jacoby.

House File 673

Appropriations: Best, Chair; Sexton and Winckler.

House File 674

Appropriations: Deyoe, Chair; Breckenridge and Wills.

House File 711

Appropriations: Mohr, Chair; Landon and Williams.

Senate File 230

Commerce: Carlson, Chair; Best and Hall.

Senate File 265

Agriculture: Gerhold, Chair; Baxter and Bearinger.

Senate File 282

Appropriations: Sorensen, Chair; Bearinger and Mommsen.

RESOLUTIONS FILED

H.R. 13, by Mascher, a resolution recognizing the cities and counties in the state of Iowa that have achieved gender balance on their boards, commissions, committees, and councils.

Laid over under **Rule 25**.

H.R. 14, by Gustafson, Landon, Maxwell, Prichard, and Thompson, a resolution recognizing the centennial of the six-month formation period of the American Legion in Iowa.

Laid over under **Rule 25**.

H.R. 15, by Salmon, Gustafson, Kurth, M. Smith, Brown-Powers, Kacena, Ourth, Breckenridge, Lundgren, Sorensen, Thompson, Hite, Bennett, Jeneary, Gaines, A. Meyer, McConkey, and Jacobsen, a resolution designating the twenty-seventh day of June as Post-Traumatic Stress Injury Awareness Day and the month of June as Post-Traumatic Stress Injury Awareness Month.

Laid over under **Rule 25**.

H.R. 16, by Kerr, a resolution congratulating Iowa Public Television on the auspicious occasion of the statewide educational network's 50th anniversary.

Laid over under **Rule 25**.

AMENDMENTS FILED

H-1016	H.J.R.	13	Ourth of Warren
H-1017	H.J.R.	13	Ourth of Warren
			Abdul-Samad of Polk
			Breckenridge of Jasper
			Cohon of Des Moines
			Donahue of Linn
			Forbes of Polk
			Gaskill of Wapello
			Heddens of Story
			Isenhardt of Dubuque
			Anderson of Polk
			Brown-Powers of Black Hawk
			Derry of Polk
			Ehlert of Linn
			Gaines of Polk
			Hall of Woodbury
			Hunter of Polk
			James of Dubuque

Judge of Dallas			Kacena of Woodbury
Konfrst of Polk			Kurth of Scott
Kurtz of Lee			Lensing of Johnson
Mascher of Johnson			McConkey of Pottawattamie
B. Meyer of Polk			Nielsen of Johnson
Oldson of Polk			Olson of Polk
Prichard of Floyd			M. Smith of Marshall
R. Smith of Black Hawk			Staed of Linn
Steckman of Cerro Gordo			Sunde of Polk
Thede of Scott			Wessel-Kroeschell of Story
Williams of Black Hawk			Winckler of Scott
Wolfe of Clinton			
H-1018	H.F.	650	Jacobsen of Pottawattamie
H-1019	H.F.	687	Jacobsen of Pottawattamie
H-1020	H.F.	485	Hall of Woodbury
H-1021	H.F.	710	Fry of Clarke
H-1022	H.F.	546	Bossman of Woodbury
H-1023	H.F.	690	Fry of Clarke
H-1024	H.F.	546	Dolecheck of Ringgold
H-1025	H.F.	610	Hinson of Linn
H-1026	H.F.	265	Jones of Clay

On motion by Hagenow of Dallas, the House adjourned at 4:13 p.m., until 8:30 a.m., Wednesday, March 13, 2019.

JOURNAL OF THE HOUSE

Fifty-ninth Calendar Day - Thirty-eighth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, March 13, 2019

The House met pursuant to adjournment at 8:34 a.m., Speaker Upmeyer in the chair.

“Hallelujah” was sung by Tiyana Rogers with West Fork School, Rockwell. She was the guest of Steckman of Cerro Gordo.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Elizabeth Lara, Page from Carlisle.

The Journal of Tuesday, March 12, 2019, was approved.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Madam Speaker: I am directed to inform your honorable body that the Senate has on March 12, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 237, a bill for an act relating to the membership and procedures of the state judicial nominating commission and district judicial nominating commission and to the selection and qualifications of judges, associate judges, and the chief justice, and including effective date provisions.

W. CHARLES SMITHSON, Secretary

INTRODUCTION OF BILLS

House File 725, by committee on Transportation, a bill for an act relating to motor vehicle taxes and fees, including registration fees for certain electric vehicles, an excise tax on hydrogen used as special fuel, and an excise tax on electricity used as electric fuel, providing penalties, making penalties applicable, and including effective date provisions.

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

House File 726, by committee on Human Resources, a bill for an act relating to certain health and human services-related entities including membership, reimbursement, and the elimination or combining of such entities.

Read first time and placed on the **calendar**.

House File 727, by committee on Human Resources, a bill for an act relating to the prescribing and dispensing of self-administered hormonal contraceptives.

Read first time and placed on the **calendar**.

House File 728, by committee on Public Safety, a bill for an act relating to controlled substances, including amending information collection and reporting requirements under the Iowa prescription monitoring program, amending the controlled substance schedules, removing certain references to marijuana, making penalties applicable, and including effective date provisions.

Read first time and placed on the **calendar**.

House File 729, by committee on Judiciary, a bill for an act relating to criminal law and procedure including certain related administrative proceedings, providing penalties, and including effective date and applicability provisions.

Read first time and placed on the **calendar**.

House File 730, by committee on Local Government, a bill for an act relating to conflicts of interest in certain government public contracts.

Read first time and placed on the **calendar**.

House File 731, by committee on Human Resources, a bill for an act relating to mandatory child abuse and dependent adult abuse reporter training requirements.

Read first time and placed on the **calendar**.

House File 732, by committee on Public Safety, a bill for an act relating to the medical cannabidiol Act.

Read first time and placed on the **calendar**.

SENATE MESSAGES CONSIDERED

Senate File 140, by committee on Education, a bill for an act relating to special minor's driver's licenses for students attending accredited nonpublic schools.

Read first time and **passed on file**.

Senate File 237, by committee on Judiciary, a bill for an act relating to the membership and procedures of the state judicial nominating commission and district judicial nominating commission and to the selection and qualifications of judges, associate judges, and the chief justice, and including effective date provisions.

Read first time and **passed on file**.

Senate File 316, by committee on Education, a bill for an act requesting the establishment of a special education interim study committee.

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

Senate File 319, by committee on Education, a bill for an act relating to peace officers and retired peace officers who provide street or highway driving instruction.

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

Senate File 323, by committee on State Government, a bill for an act relating to canned cocktails and including effective date provisions.

Read first time and **passed on file**.

Senate File 344, by committee on Judiciary, a bill for an act relating to excuse from jury service for persons at least seventy-two years of age.

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

Senate File 346, by committee on Judiciary, a bill for an act creating the criminal offense of female genital mutilation and providing penalties.

Read first time and **passed on file**.

Senate File 377, by committee on Judiciary, a bill for an act extending immunity from tort liability to certain nonprofit corporations providing emergency response services.

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

SPECIAL PRESENTATION

Jones of Clay introduced to the House, Mary Butler, Irish delegate and Annie Brennan, 2019 Miss Shamrock from Emmetsburg.

The House rose and expressed its welcome.

COMMITTEE REVISION

The Speaker announced the following change to committee assignments effective March 12, 2019:

Agriculture

Gerhold replaced Grassley

On motion by Wills of Dickinson, the House was recessed at 8:51 a.m., until 11:00 a.m.

MORNING SESSION

The House reconvened at 11:02 a.m., Windschitl of Harrison in the chair.

The House stood at ease at 11:03 a.m., until the fall of the gavel.

The House resumed session at 11:25 a.m., Windschitl of Harrison in the chair.

RULE 57 SUSPENDED

Hagenow of Dallas 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 at 2:30 p.m.

CONSIDERATION OF BILLS Regular Calendar

House File 265, a bill for an act relating to the confidentiality of search warrant information in a criminal case resulting in an acquittal or a dismissal, was taken up for consideration.

Jones of Clay offered amendment H-1026 filed by her and moved its adoption.

Amendment H-1026 was adopted.

Jones 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. 265)

The ayes were, 99:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lohse

Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nielsen	Oldson	Olson	Osmundson
Ourth	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shiple	Sieck
Smith, M.	Smith, R.	Sorensen	Staed
Steckman	Sunde	Thede	Thompson
Thorup	Upmeyer, Spkr.	Wessel-Kroeschell	Wheeler
Williams	Wills	Winckler	Wolfe
Worthan	Zumbach	Windschitl, Presiding	

The nays were, none.

Absent or not voting, 1:

Bloomingtondale

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

House File 303, a bill for an act relating to a statewide welcome center program, was taken up for consideration.

A. Meyer of Webster 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. 303)

The ayes were, 99:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Meyer, B.

Mitchell	Mohr	Mommsen	Moore
Nielsen	Oldson	Olson	Osmundson
Ourth	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Smith, M.	Smith, R.	Sorensen	Staed
Steckman	Sunde	Thede	Thompson
Thorup	Upmeyer, Spkr.	Wessel-Kroeschell	Wheeler
Williams	Wills	Winckler	Wolfe
Worthan	Zumbach	Windschitl,	
		Presiding	

The nays were, none.

Absent or not voting, 1:

Bloomingtondale

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 668, a bill for an act concerning alcoholic beverage control, relating to limitations on business interests of certain manufacturers, wholesalers, and retailers of alcoholic beverages, was taken up for consideration.

Carlson of Muscatine offered amendment H-1010 filed by him and moved its adoption.

Amendment H-1010 was adopted.

Carlson 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. 668)

The ayes were, 80:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bergan	Best	Bossman
Brink	Brown-Powers	Carlson	Cohoon
Derry	Deyoe	Dolecheck	Donahue
Ehlert	Fisher	Forbes	Fry
Gaines	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hall	Hein
Hinson	Hite	Holt	Hunter
Huseman	Ishenart	Jacobsen	Jeneary

Jones	Judge	Kacena	Kaufmann
Kerr	Klein	Kressig	Kurth
Landon	Lundgren	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Olson	Osmundson	Ourth	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Smith, M.	Smith, R.	Sorensen	Staed
Thede	Thompson	Thorup	Upmeyer, Spkr.
Wheeler	Williams	Wills	Winckler
Wolfe	Worthan	Zumbach	Windschitl, Presiding

The nays were, 19:

Bennett	Breckenridge	Gaskill	Hanusa
Heddens	Jacoby	James	Konfrst
Kurtz	Lensing	Lohse	Mascher
Matson	Oldson	Shipley	Sieck
Steckman	Sunde	Wessel-Kroeschell	

Absent or not voting, 1:

Bloomingtondale

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 422, a bill for an act relating to the provision of health care services via telehealth for the civil commitment unit for sexual offenders, was taken up for consideration.

Best of Carroll 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. 422)

The ayes were, 99:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt

Hunter	Huseman	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nielsen	Oldson	Olson	Osmundson
Ourth	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shiple	Sieck
Smith, M.	Smith, R.	Sorensen	Staed
Steckman	Sunde	Thede	Thompson
Thorup	Upmeyer, Spkr.	Wessel-Kroeschell	Wheeler
Williams	Wills	Winckler	Wolfe
Worthan	Zumbach	Windschitl, Presiding	

The nays were, none.

Absent or not voting, 1:

Bloomingtondale

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Hagenow of Dallas asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 265, 303, 422 and 668.**

HOUSE FILES WITHDRAWN

Hagenow of Dallas asked and received unanimous consent to withdraw House Files 5 and 211 from further consideration by the House.

On motion by Hagenow of Dallas, the House was recessed at 11:44 a.m., until the conclusion of the committee on Government Oversight.

AFTERNOON SESSION

The House reconvened at 4:35 p.m., Speaker Upmeyer in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Madam Speaker: I am directed to inform your honorable body that the Senate has on March 13, 2019, adopted the following resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution 10, a concurrent resolution recognizing the importance of multilateral trade agreements to Iowa's economy and urging Congress to enact legislation to implement a multilateral trade agreement between the United States, Canada, and Mexico.

Also: That the Senate has on March 13, 2019, amended and passed the following bill in which the concurrence of the House is asked:

House File 426, a bill for an act relating to the insurance fraud bureau, criminal history checks for licenses granted by the insurance division, and resolving inconsistencies.

Also: That the Senate has on March 13, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 668, a bill for an act concerning alcoholic beverage control, relating to limitations on business interests of certain manufacturers, wholesalers, and retailers of alcoholic beverages.

Also: That the Senate has on March 13, 2019, adopted the following resolution in which the concurrence of the House is asked:

Senate Joint Resolution 18, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the right of the people to keep and bear arms.

Also: That the Senate has on March 13, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 188, a bill for an act prohibiting a governing board of a public college or university from adopting or enforcing any policy or rule that prohibits a person from carrying, transporting, or possessing a dangerous weapon producing a nonprojectile high-voltage pulse designed to immobilize a person in the buildings or on the grounds of such a college or university.

Also: That the Senate has on March 13, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 305, a bill for an act relating to eligibility for the supplemental nutrition assistance program and cooperation regarding a child support order.

Also: That the Senate has on March 13, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 484, a bill for an act relating to electronic benefits transfer cards under the food assistance program and making penalties applicable.

Also: That the Senate has on March 13, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 534, a bill for an act relating to the use of gasification and pyrolysis facilities for the conversion of certain recoverable waste materials.

Also: That the Senate has on March 13, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 536, a bill for an act relating to telepharmacy licensing requirements.

Also: That the Senate has on March 13, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 537, a bill for an act relating to taking coyotes while using an artificial source of light.

W. CHARLES SMITHSON, Secretary

INTRODUCTION OF BILLS

House File 733, by committee on Agriculture, a bill for an act relating to hemp, including the regulation of hemp, providing for enforcement and the confiscation and destruction or disposal of certain property, providing for fees, making appropriations, including penalties, and providing implementation and effective date provisions.

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

House File 734, by committee on Judiciary, a bill for an act relating to postconviction DNA profiling procedure.

Read first time and placed on the **calendar**.

House File 735, by committee on Agriculture, a bill for an act relating to the management of soil and water resources, including projects described in the Iowa nutrient reduction strategy, and the use of a county tax levy.

Read first time and placed on the **calendar**.

House File 736, by committee on State Government, a bill for an act providing for notarial acts, including by providing for the use of electronic media, providing penalties, and including effective date provisions.

Read first time and placed on the **calendar**.

House File 737, by committee on Judiciary, a bill for an act relating to the regulation of persons involved with animals other than livestock and certain wild animals, providing for criminal offenses and court orders associated with animal mistreatment, and including penalties.

Read first time and placed on the **calendar**.

House File 738, by committee on State Government, a bill for an act providing for the regulation of certain commercial establishments engaged in the care of nonagricultural animals, providing for fees, making appropriations and providing for penalties.

Read first time and placed on the **Ways and Means**

House File 739, by committee on Ways and Means, a bill for an act relating to the application fee and annual fee imposed for nonassistance child support cases.

Read first time and placed on the **Ways and Means calendar**.

House File 740, by committee on Appropriations, a bill for an act relating to the state budget process.

Read first time and placed on the **Appropriations calendar**.

SENATE MESSAGES CONSIDERED

Senate Joint Resolution 18, by committee on Judiciary, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the right of the people to keep and bear arms.

Read first time and **passed on file**.

Senate File 188, by committee on Education, a bill for an act prohibiting a governing board of a public college or university from adopting or enforcing any policy or rule that prohibits a person from carrying, transporting, or possessing a dangerous weapon producing a nonprojectile high-voltage pulse designed to immobilize a person in the buildings or on the grounds of such a college or university.

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

Senate File 484, by committee on Labor and Business Relations, a bill for an act relating to electronic benefits transfer cards under the food assistance program and making penalties applicable.

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

Senate File 534, by committee on Commerce, a bill for an act relating to the use of gasification and pyrolysis facilities for the conversion of certain recoverable waste materials.

Read first time and **passed on file**.

Senate File 536, by committee on State Government, a bill for an act relating to telepharmacy licensing requirements.

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

Senate File 537, by committee on Natural Resources and Environment, a bill for an act relating to taking coyotes while using an artificial source of light.

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

CONSIDERATION OF BILLS Ways and Means Calendar

House File 546, a bill for an act relating to school funding by modifying provisions relating to the collection of sales tax for deposit in the secure an advanced vision for education fund, provisions relating to the use of tax revenue from the secure an advanced vision for education fund, and provisions relating to the calculation of the additional property tax levy, and making appropriations, was taken up for consideration.

Bossman of Woodbury offered amendment H-1022 filed by him and moved its adoption.

Amendment H-1022 was adopted.

Running-Marquardt of Linn asked and received unanimous consent to withdraw amendment H-1024 filed by Dolecheck of Ringgold on March 12, 2019.

Bossman 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. 546)

The ayes were, 96:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhart	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nielsen	Oldson	Olson	Osmundson
Ourth	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Sieck	Smith, M.
Smith, R.	Sorensen	Staed	Steckman
Sunde	Thede	Thorup	Wessel-Kroeschell
Williams	Wills	Winckler	Windschitl
Wolfe	Worthan	Zumbach	Speaker Upmeyer

The nays were, 3:

Shipley	Thompson	Wheeler
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Absent or not voting, 1:

Bloomingdale

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Regular Calendar

House File 260, a bill for an act relating to permissible interest rates and charges for certain loans, was taken up for consideration.

Mohr of Scott asked and received unanimous consent to withdraw amendment H-1011 filed by him on March 11, 2019.

Mohr 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. 260)

The ayes were, 53:

Bacon	Baxter	Bergan	Best
Bossman	Brink	Carlson	Deyoe
Dolecheck	Fisher	Fry	Gassman
Gerhold	Grassley	Gustafson	Hagenow
Hanusa	Hein	Hinson	Hite
Holt	Huseman	Jacobson	Jeneary
Jones	Kaufmann	Kerr	Klein
Landon	Lohse	Lundgren	Maxwell
McKean	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Osmundson	Paustian
Salmon	Sexton	Shipley	Sieck
Sorensen	Thompson	Thorup	Wheeler
Wills	Windschitl	Worthan	Zumbach
Speaker			
Upmeyer			

The nays were, 46:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Cphoon	Derry
Donahue	Ehlert	Forbes	Gaines
Gaskill	Hall	Heddens	Hunter
Isenhardt	Jacoby	James	Judge
Kacena	Konfrst	Kressig	Kurth
Kurtz	Lensing	Mascher	Matson
McConkey	Meyer, B.	Nielsen	Oldson
Olson	Ourth	Prichard	Running-Marquardt
Smith, M.	Smith, R.	Staed	Steckman

Sunde	Thede	Wessel-Kroeschell	Williams
Winckler	Wolfe		

Absent or not voting, 1:

Bloomingtondale

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 486, a bill for an act relating to community catalyst building remediation grants for emergency projects, was taken up for consideration.

Zumbach 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. 486)

The ayes were, 99:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nielsen	Oldson	Olson	Osmundson
Ourth	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Smith, M.	Smith, R.	Sorensen	Staed
Steckman	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Wheeler	Williams
Wills	Winckler	Windschitl	Wolfe
Worthan	Zumbach	Speaker	
		Upmeyer	

The nays were, none.

Absent or not voting, 1:

Bloomingtondale

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 604, a bill for an act relating to commercial fishing to remove underused, undesirable, and injurious organisms from waters of the state, and including applicability provisions, was taken up for consideration.

Zumbach 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. 604)

The ayes were, 99:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhart	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nielsen	Oldson	Olson	Osmundson
Ourth	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Smith, M.	Smith, R.	Sorensen	Staed
Steckman	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Wheeler	Williams
Wills	Winckler	Windschitl	Wolfe
Worthan	Zumbach	Speaker	
		Upmeyer	

The nays were, none.

Absent or not voting, 1:

Bloomingtondale

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 643, a bill for an act relating to driver's licenses and nonoperator's identification cards marked to reflect deaf or hard-of-hearing status, was taken up for consideration.

Best of Carroll 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. 643)

The ayes were, 99:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhart	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nielsen	Oldson	Olson	Osmundson
Ourth	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Smith, M.	Smith, R.	Sorensen	Staed
Steckman	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Wheeler	Williams
Wills	Winckler	Windschitl	Wolfe
Worthan	Zumbach	Speaker	
		Upmeyer	

The nays were, none.

Absent or not voting, 1:

Bloomingtondale

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House Joint Resolution 13, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the right of the people to keep and bear arms, was taken up for consideration.

House Joint Resolution 13, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the right of the people to keep and bear arms.

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

Section 1. The following amendment to the Constitution of the State of Iowa is proposed:

Article I of the Constitution of the State of Iowa is amended by adding the following new section:

Right to keep and bear arms. Sec. 1A. The right of the people to keep and bear arms shall not be infringed. The sovereign state of Iowa affirms and recognizes this right to be a fundamental individual right. Any and all restrictions of this right shall be subject to strict scrutiny.

Sec. 2. REFERRAL AND PUBLICATION. The foregoing proposed amendment to the Constitution of the State of Iowa is referred to the general assembly to be chosen at the next general election for members of the general assembly, and shall be published as provided by law for three months previous to the date of that election.

EXPLANATION

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

This joint resolution proposes an amendment to the Constitution of the State of Iowa providing that the right of the people to keep and bear arms shall not be infringed. The sovereign state of Iowa affirms and recognizes this right to be a fundamental individual right. Any and all restrictions of this right shall be subject to strict scrutiny.

The joint resolution, if adopted, would be referred to the next general assembly for adoption a second time before being submitted to the electorate for ratification.

Ourth of Warren offered amendment H-1016 filed by him.

Ourth of Warren offered amendment H-1017, to amendment H-1016, filed by Ourth, et al., and moved its adoption.

Amendment H-1017, to amendment H-1016, was adopted.

Ourth of Warren moved the adoption of amendment H-1016, as amended.

Roll call was requested by Ourth of Warren and Hunter of Polk.

On the question "Shall amendment H-1016, as amended, be adopted?" (H.J.R. 13)

The ayes were, 47:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Cohoon	Derry
Donahue	Ehlert	Forbes	Gaines
Gaskill	Hall	Heddens	Hunter
Isenhardt	Jacoby	James	Judge
Kacena	Konfrst	Kressig	Kurth
Kurtz	Lensing	Mascher	Matson
McConkey	McKean	Meyer, B.	Nielsen
Oldson	Olson	Ourth	Prichard
Running-Marquardt	Smith, M.	Smith, R.	Staed
Steckman	Sunde	Thede	Wessel-Kroeschell
Williams	Winckler	Wolfe	

The nays were, 52:

Bacon	Baxter	Bergan	Best
Bossman	Brink	Carlson	Deyoe
Dolecheck	Fisher	Fry	Gassman
Gerhold	Grassley	Gustafson	Hagenow
Hanusa	Hein	Hinson	Hite
Holt	Huseman	Jacobsen	Jeneary
Jones	Kaufmann	Kerr	Klein
Landon	Lohse	Lundgren	Maxwell
Meyer, A.	Mitchell	Mohr	Mommsen
Moore	Osmundson	Paustian	Salmon
Sexton	Shipley	Sieck	Sorensen
Thompson	Thorup	Wheeler	Wills
Windschitl	Worthan	Zumbach	Speaker
			Upmeyer

Absent or not voting, 1:

Bloomington

Amendment H–1016, as amended, lost.

SENATE JOINT RESOLUTION 18
SUBSTITUTED FOR
HOUSE JOINT RESOLUTION 13

Windschitl of Harrison asked and received unanimous consent to substitute Senate Joint Resolution 18 for House Joint Resolution 13.

Senate Joint Resolution 18, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the right of the people to keep and bear arms, was taken up for consideration.

Senate Joint Resolution 18, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the right of the people to keep and bear arms.

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

Section 1. The following amendment to the Constitution of the State of Iowa is proposed:

Article I of the Constitution of the State of Iowa is amended by adding the following new section:

Right to keep and bear arms. Sec. 1A. The right of the people to keep and bear arms shall not be infringed. The sovereign state of Iowa affirms and recognizes this right to be a fundamental individual right. Any and all restrictions of this right shall be subject to strict scrutiny.

Sec. 2. REFERRAL AND PUBLICATION. The foregoing proposed amendment to the Constitution of the State of Iowa is referred to the general assembly to be chosen at the next general election for members of the general assembly, and shall be published as provided by law for three months previous to the date of that election.

EXPLANATION

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

This joint resolution proposes an amendment to the Constitution of the State of Iowa providing that the right of the people to keep and bear arms shall not be infringed. The sovereign state of Iowa affirms and recognizes this right to be a fundamental individual right. Any and all restrictions of this right shall be subject to strict scrutiny.

The joint resolution, if adopted, would be referred to the next general assembly for adoption a second time before being submitted to the electorate for ratification.

Wills of Dickinson rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point well taken.

Holt of Crawford in the chair at 6:44 p.m.

Wheeler of Sioux rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point not well taken.

Windschitl of Harrison 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?" (S.J.R. 18)

The yeas were, 53:

Bacon	Baxter	Bergan	Best
Bossman	Brink	Carlson	Deyoe
Dolecheck	Fisher	Fry	Gassman
Gerhold	Grassley	Gustafson	Hagenow
Hanusa	Hein	Hinson	Hite
Huseman	Jacobsen	Jeneary	Jones
Kaufmann	Kerr	Klein	Landon
Lohse	Lundgren	Maxwell	McKean
Meyer, A.	Mitchell	Mohr	Mommsen
Moore	Osmundson	Paustian	Salmon
Sexton	Shiple	Sieck	Sorensen
Thompson	Thorup	Upmeyer, Spkr.	Wheeler
Wills	Windschitl	Worthan	Zumbach
Holt, Presiding			

The nays were, 46:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Cphoon	Derry
Donahue	Ehlert	Forbes	Gaines
Gaskill	Hall	Heddens	Hunter
Isenhart	Jacoby	James	Judge
Kacena	Konfrst	Kressig	Kurth
Kurtz	Lensing	Mascher	Matson
McConkey	Meyer, B.	Nielsen	Oldson

Olson	Ourth	Prichard	Running-Marquardt
Smith, M.	Smith, R.	Staed	Steckman
Sunde	Thede	Wessel-Kroeschell	Williams
Winckler	Wolfe		

Absent or not voting, 1:

Bloomingtondale

The joint resolution having received a constitutional majority was declared to have been adopted and agreed to by the House.

IMMEDIATE MESSAGES

Hagenow of Dallas asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 260, 486, 546, 604, 643 and Senate Joint Resolution 18.**

HOUSE FILES WITHDRAWN

Hagenow of Dallas asked and received unanimous consent to withdraw House Joint Resolutions 3, 13 and House Files 318 and 425 from further consideration by the House.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Bloomingtondale of Worth

SENATE FILE REFERRED

The Speaker announced that Senate File 274, previously referred to committee on **Judiciary** was **passed on file.**

SUBCOMMITTEE ASSIGNMENTS

Senate File 209

Education: Hanusa, Chair; Gaines and A. Meyer.

Senate File 316

Education: A. Meyer, Chair; Brink and Mascher.

Senate File 344

Judiciary: Gustafson, Chair; Konfrst and Paustian.

Senate File 377

Judiciary: Bergan, Chair; B. Meyer and Mitchell.

Senate File 457

Judiciary: Hite, Chair; Kaufmann and Wolfe.

COMMITTEE RECOMMENDATIONS

MADAM 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 553), relating to the assessment of an agricultural theft surcharge on criminal offenses involving the theft of crops, livestock, or honeybees, and making an appropriation.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 13, 2019.

Committee Bill (Formerly House Study Bill 164), relating to the state budget process.

Fiscal Note: **No**

Recommendation: **Do Pass** March 13, 2019.

COMMITTEE ON COMMERCE

Senate File 229, a bill for an act relating to the sale, lease, or rental of water treatment systems and including effective date and applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 13, 2019.

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House File 511), relating to the application fee and annual fee imposed for nonassistance child support cases.

Fiscal Note: **No**

Recommendation: **Do Pass** March 13, 2019.

Committee Bill (Formerly House File 589), relating to the property tax levy for the payment of general obligation bonds issued by cities for certain flood-related purposes and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 13, 2019.

AMENDMENTS FILED

H-1027	H.F.	500	Worthan of Buena Vista
H-1028	H.F.	426	Senate amendment
H-1029	H.F.	661	Wolfe of Clinton

On motion by Hagenow of Dallas, the House adjourned at 7:20 p.m., until 8:30 a.m., Thursday, March 14, 2019.

JOURNAL OF THE HOUSE

Sixtieth Calendar Day - Thirty-ninth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, March 14, 2019

The House met pursuant to adjournment at 8:30 a.m., Speaker Upmeyer in the chair.

Prayer was offered by Pastor Glen Hanson, Cross Point Family Church, Bondurant. He was the guest of Lohse of Polk.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Alexis Reams from Mason City. She was the guest of Speaker Upmeyer.

The Journal of Wednesday, March 13, 2019, was approved.

SENATE MESSAGE CONSIDERED

Senate File 305, by committee on Labor and Business Relations, a bill for an act relating to eligibility for the supplemental nutrition assistance program and cooperation regarding a child support order.

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

SPECIAL PRESENTATION

Baxter of Hancock introduced to the House, Consul-General Ito, Consulate-General of Japan.

The House rose and expressed its welcome.

The House stood at ease at 8:45 a.m., until the fall of the gavel.

The House resumed session at 10:31 a.m., Wheeler of Sioux in the chair.

INTRODUCTION OF BILLS

House File 741, by committee on Ways and Means, a bill for an act relating to the property tax levy for the payment of general obligation bonds issued by cities for certain flood-related purposes and including applicability provisions.

Read first time and placed on the **Ways and Means calendar**.

House File 742, by committee on Appropriations, a bill for an act relating to the assessment of an agricultural crime surcharge on criminal offenses involving crops, livestock, or honeybees, and making an appropriation.

Read first time and placed on the **Appropriations calendar**.

CONSIDERATION OF BILLS

Regular Calendar

House File 288, a bill for an act relating to military and veterans benefits, was taken up for consideration.

Wills 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. 288)

The ayes were, 96:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossman	Breckenridge	Brink	Brown-Powers
Cohoon	Derry	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Fry	Gaines	Gaskill	Gassman
Gerhold	Grassley	Gustafson	Hagenow
Hanusa	Heddens	Hein	Hinson
Hite	Holt	Hunter	Huseman
Isenhart	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kacena
Kaufmann	Kerr	Klein	Konfrst
Kressig	Kurth	Kurtz	Landon
Lensing	Lohse	Lundgren	Mascher
Matson	Maxwell	McConkey	McKean

Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nielsen	Oldson
Olson	Osmundson	Ourth	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shiple	Sieck	Smith, M.	Smith, R.
Sorensen	Staed	Sunde	Thede
Thompson	Thorup	Upmeyer, Spkr.	Wessel-Kroeschell
Williams	Wills	Winckler	Windschitl
Wolfe	Worthan	Zumbach	Wheeler, Presiding

The nays were, none.

Absent or not voting, 4:

Bloomingtondale	Carlson	Hall	Steckman
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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 304, a bill for an act relating to reports of personal degradation by caretakers of dependent adults in facilities and programs regulated by the department of inspections and appeals, was taken up for consideration.

A. Meyer of Webster 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. 304)

The ayes were, 96:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossman	Breckenridge	Brink	Brown-Powers
Cohoon	Derry	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Fry	Gaines	Gaskill	Gassman
Gerhold	Grassley	Gustafson	Hagenow
Hanusa	Heddens	Hein	Hinson
Hite	Holt	Hunter	Huseman
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kacena
Kaufmann	Kerr	Klein	Konfrst
Kressig	Kurth	Kurtz	Landon
Lensing	Lohse	Lundgren	Mascher
Matson	Maxwell	McConkey	McKean

Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nielsen	Oldson
Olson	Osmundson	Ourth	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shiple	Sieck	Smith, M.	Smith, R.
Sorensen	Staed	Sunde	Thede
Thompson	Thorup	Upmeyer, Spkr.	Wessel-Kroeschell
Williams	Wills	Winckler	Windschitl
Wolfe	Worthan	Zumbach	Wheeler, Presiding

The nays were, none.

Absent or not voting, 4:

Bloomingtondale	Carlson	Hall	Steckman
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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 325, a bill for an act relating to weapons requirements for nonambulatory hunters, was taken up for consideration.

Baxter 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?" (H.F. 325)

The ayes were, 96:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossman	Breckenridge	Brink	Brown-Powers
Cohoon	Derry	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Fry	Gaines	Gaskill	Gassman
Gerhold	Grassley	Gustafson	Hagenow
Hanusa	Heddens	Hein	Hinson
Hite	Holt	Hunter	Huseman
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kacena
Kaufmann	Kerr	Klein	Konfrst
Kressig	Kurth	Kurtz	Landon
Lensing	Lohse	Lundgren	Mascher
Matson	Maxwell	McConkey	McKean
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nielsen	Oldson
Olson	Osmundson	Ourth	Paustian

Prichard	Running-Marquardt	Salmon	Sexton
Shipley	Sieck	Smith, M.	Smith, R.
Sorensen	Staed	Sunde	Thede
Thompson	Thorup	Upmeyer, Spkr.	Wessel-Kroeschell
Williams	Wills	Winckler	Windschitl
Wolfe	Worthan	Zumbach	Wheeler, Presiding

The nays were, none.

Absent or not voting, 4:

Bloomingtondale	Carlson	Hall	Steckman
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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 502, a bill for an act modifying provisions relating to the certification of real estate appraisers and making penalties applicable, was taken up for consideration.

Mitchell 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. 502)

The ayes were, 96:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossman	Breckenridge	Brink	Brown-Powers
Cohoon	Derry	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Fry	Gaines	Gaskill	Gassman
Gerhold	Grassley	Gustafson	Hagenow
Hanusa	Heddens	Hein	Hinson
Hite	Holt	Hunter	Huseman
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kacena
Kaufmann	Kerr	Klein	Konfrst
Kressig	Kurth	Kurtz	Landon
Lensing	Lohse	Lundgren	Mascher
Matson	Maxwell	McConkey	McKean
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nielsen	Oldson
Olson	Osmundson	Ourth	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shipley	Sieck	Smith, M.	Smith, R.

Sorensen	Staed	Sunde	Thede
Thompson	Thorup	Upmeyer, Spkr.	Wessel-Kroeschell
Williams	Wills	Winckler	Windschitl
Wolfe	Worthan	Zumbach	Wheeler, Presiding

The nays were, none.

Absent or not voting, 4:

Bloomingtondale	Carlson	Hall	Steckman
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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 650, a bill for an act relating to the liability of private employers, general contractors, and premises owners for negligently hiring employees, agents, or independent contractors convicted of a public offense, was taken up for consideration.

B. Meyer of Polk offered amendment H-1013 filed by him.

Jacobsen offered amendment H-1018, to amendment H-1013, filed by him and moved its adoption.

Amendment H-1018, to amendment H-1013, was adopted.

B. Meyer of Polk moved the adoption of amendment H-1013, as amended.

Amendment H-1013, as amended, was adopted.

Jacobsen 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. 650)

The ayes were, 96:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossman	Breckenridge	Brink	Brown-Powers
Cohoon	Derry	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes

Fry	Gaines	Gaskill	Gassman
Gerhold	Grassley	Gustafson	Hagenow
Hanusa	Heddens	Hein	Hinson
Hite	Holt	Hunter	Huseman
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kacena
Kaufmann	Kerr	Klein	Konfrst
Kressig	Kurth	Kurtz	Landon
Lensing	Lohse	Lundgren	Mascher
Matson	Maxwell	McConkey	McKean
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nielsen	Oldson
Olson	Osmundson	Ourth	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shiple	Sieck	Smith, M.	Smith, R.
Sorensen	Staed	Sunde	Thede
Thompson	Thorup	Upmeyer, Spkr.	Wessel-Kroeschell
Williams	Wills	Winckler	Windschitl
Wolfe	Worthan	Zumbach	Wheeler, Presiding

The nays were, none.

Absent or not voting, 4:

Bloomingtondale	Carlson	Hall	Steckman
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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 661, a bill for an act relating to speech and expression at public institutions of higher education, providing for remedies, and including effective date provisions, was taken up for consideration.

Wolfe of Clinton offered amendment H-1029 filed by her and moved its adoption.

Roll call was requested by Wolfe of Clinton and Abdul-Samad of Polk.

On the question "Shall amendment H-1029 be adopted?" (H.F. 661)

The ayes were, 45:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Cphoon	Derry
Donahue	Ehlert	Forbes	Gaines
Gaskill	Heddens	Hunter	Isenhardt
Jacoby	James	Judge	Kacena

Konfrst	Kressig	Kurth	Kurtz
Lensing	Mascher	Matson	McConkey
McKean	Meyer, B.	Nielsen	Oldson
Olson	Ourth	Prichard	Running-Marquardt
Smith, M.	Smith, R.	Staed	Sunde
Thede	Wessel-Kroeschell	Williams	Winckler
Wolfe			

The nays were, 51:

Bacon	Baxter	Bergan	Best
Bossman	Brink	Deyoe	Dolecheck
Fisher	Fry	Gassman	Gerhold
Grassley	Gustafson	Hagenow	Hanusa
Hein	Hinson	Hite	Holt
Huseman	Jacobsen	Jeneary	Jones
Kaufmann	Kerr	Klein	Landon
Lohse	Lundgren	Maxwell	Meyer, A.
Mitchell	Mohr	Mommsen	Moore
Osmundson	Paustian	Salmon	Sexton
Shiple	Sieck	Sorensen	Thompson
Thorup	Upmeyer, Spkr.	Wills	Windschitl
Worthan	Zumbach	Wheeler, Presiding	

Absent or not voting, 4:

Bloomington	Carlson	Hall	Steckman
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Amendment H-1029 lost.

SENATE FILE 274 SUBSTITUTED FOR HOUSE FILE 661

Hite of Mahaska asked and received unanimous consent to substitute Senate File 274 for House File 661.

Senate File 274, a bill for an act relating to speech and expression at public institutions of higher education, providing for remedies, and including effective date provisions, was taken up for consideration.

Hagenow of Dallas rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point well taken.

Windschitl of Harrison in the chair at 12:18 p.m.

Wheeler of Sioux in the chair at 12:34 p.m.

Hite 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?" (S.F. 274)

The ayes were, 52:

Bacon	Baxter	Bergan	Best
Bossman	Brink	Deyoe	Dolecheck
Fisher	Fry	Gassman	Gerhold
Grassley	Gustafson	Hagenow	Hanusa
Hein	Hinson	Hite	Holt
Huseman	Jacobsen	Jeneary	Kaufmann
Kerr	Klein	Landon	Lohse
Lundgren	Maxwell	McKean	Meyer, A.
Mitchell	Mohr	Mommsen	Moore
Osmundson	Paustian	Salmon	Sexton
Shipley	Sieck	Sorensen	Staed
Thompson	Thorup	Upmeyer, Spkr.	Wills
Windschitl	Worthan	Zumbach	Wheeler, Presiding

The nays were, 44:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Cohoon	Derry
Donahue	Ehlert	Forbes	Gaines
Gaskill	Heddens	Hunter	Isenhardt
Jacoby	James	Jones	Judge
Kacena	Konfrst	Kressig	Kurth
Kurtz	Lensing	Mascher	Matson
McConkey	Meyer, B.	Nielsen	Oldson
Olson	Ourth	Prichard	Running-Marquardt
Smith, M.	Smith, R.	Sunde	Thede
Wessel-Kroeschell	Williams	Winckler	Wolfe

Absent or not voting, 4:

Bloomington	Carlson	Hall	Steckman
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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 692, a bill for an act relating to the tracking and counting of mailed absentee ballots, was taken up for consideration.

Jacobsen 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. 692)

The ayes were, 96:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossman	Breckenridge	Brink	Brown-Powers
Cohoon	Derry	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Fry	Gaines	Gaskill	Gassman
Gerhold	Grassley	Gustafson	Hagenow
Hanusa	Heddens	Hein	Hinson
Hite	Holt	Hunter	Huseman
Isenhart	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kacena
Kaufmann	Kerr	Klein	Konfrst
Kressig	Kurth	Kurtz	Landon
Lensing	Lohse	Lundgren	Mascher
Matson	Maxwell	McConkey	McKean
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nielsen	Oldson
Olson	Osmundson	Ourth	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shipley	Sieck	Smith, M.	Smith, R.
Sorensen	Staed	Sunde	Thede
Thompson	Thorup	Upmeyer, Spkr.	Wessel-Kroeschell
Williams	Wills	Winckler	Windschitl
Wolfe	Worthan	Zumbach	Wheeler, Presiding

The nays were, none.

Absent or not voting, 4:

Bloomington	Carlson	Hall	Steckman
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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

Hagenow of Dallas asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 288, 304, 325, 502, 650, 692** and **Senate File 274**.

HOUSE FILES WITHDRAWN

Hagenow of Dallas asked and received unanimous consent to withdraw House Files 49, 276, 471, 608 and 661 from further consideration by the House.

BILLS PLACED ON THE UNFINISHED BUSINESS CALENDAR

Hagenow of Dallas asked and received unanimous consent that the following bills be placed on the unfinished business calendar.

Senate File 139	Senate File 140	Senate File 197
Senate File 229	Senate File 237	Senate File 267
Senate File 272	Senate File 304	Senate File 323
Senate File 346	Senate File 447	Senate File 534

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Bloomington of Worth	Carlson of Muscatine
Hall of Woodbury	Steckman of Cerro Gordo

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Madam Speaker: I am directed to inform your honorable body that the Senate has on March 14, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 482, a bill for an act relating to department of transportation employees designated as peace officers, and including effective date provisions.

Also: That the Senate has on March 14, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 487, a bill for an act related to installations of certain wireless telecommunications infrastructure in the state, and including effective date provisions.

W. CHARLES SMITHSON, Secretary

EXPLANATION OF VOTE

On March 14, 2019, I inadvertently voted “aye” on Senate File 274, I meant to vote “nay”.

Staed of Linn

BILL SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on March 14, 2019, the following bill was approved and transmitted to the Secretary of State:

Senate File 519, an Act relating to an offense involving trespass to agricultural production facilities, providing penalties, and including effective date provisions.

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Chief Clerk and placed on file in the Legislative Services Agency: To view reports in full, click [here](#).

IOWA COMPREHENSIVE PETROLEUM UNDERGROUND
STORAGE TANK FUND BOARD

Training and Technology Expenditures Report, pursuant to Iowa Code section 8.62.

Progress and Activities Report, pursuant to Iowa Code section 455G.4.

AMENDMENTS FILED

H-1030	H.F.	735	Mommsen of Clinton
H-1031	H.F.	702	Mitchell of Henry
H-1032	H.F.	598	James of Dubuque
H-1033	H.F.	709	Hite of Mahaska
H-1034	H.F.	666	Hunter of Polk
H-1035	H.F.	666	Hunter of Polk
H-1036	H.F.	500	Heddens of Story

On motion by Hagenow of Dallas, the House adjourned at 12:56 p.m., until 1:00 p.m., Monday, March 18, 2019.

JOURNAL OF THE HOUSE

Sixty-fourth Calendar Day - Fortieth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, March 18, 2019

The House met pursuant to adjournment at 1:00 p.m., Speaker Upmeyer in the chair.

Prayer was offered by Elizabeth Varner with the Humanists of Linn County, Cedar Rapids. She was the guest of Bennett of Linn.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Cale Mascher from Iowa City. He is the grandson of Mascher of Johnson.

The Journal of Thursday, March 14, 2019, was approved.

INTRODUCTION OF BILL

House File 743, by committee on State Government, a bill for an act requiring that the general assembly provide for the publication of certain material and associated electronic records pertaining to official legal publications.

Read first time and placed on the **calendar**.

COMMITTEE REVISION

The Speaker announced the following change to committee assignments effective immediately:

Ways and Means

Huseman replaced Bloomingdale

BILL SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on March 15, 2019, the following bill was approved and transmitted to the Secretary of State:

Senate File 220, an Act relating to the increased expensing allowance deduction by corporations, financial institutions, and partnerships and limited liability companies taxed as corporations, and including effective date and retroactive applicability provisions.

SUBCOMMITTEE ASSIGNMENTS

House File 529

Ways and Means: Jones, Chair; Sieck and Wolfe.

House File 693

Ways and Means: Bossman, Chair; Hite and Nielsen.

House File 725

Ways and Means: Maxwell, Chair; Carlson and Isenhardt.

House File 733

Ways and Means: Maxwell, Chair; Hein and Isenhardt.

Senate File 86

Natural Resources: Jeneary, Chair; Ourth and Thorup.

Senate File 305

Human Resources: Best, Chair; Heddens of Osmundson.

Senate File 484

Human Resources: Osmundson, Chair; Anderson and Salmon.

Senate File 536

Human Resources: Bacon, Chair; Best and Forbes.

Senate File 537

Natural Resources: Shipley, Chair; Breckenridge and Osmundson.

AMENDMENTS FILED

H-1037	H.F.	700	Forbes of Polk
H-1038	H.F.	690	Fry of Clarke
H-1039	H.F.	708	Mitchell of Henry
H-1040	H.F.	500	Heddens of Story

H-1041	H.F.	690	Mascher of Johnson
H-1042	H.F.	598	R. Smith of Black Hawk James of Dubuque

On motion by Hagenow of Dallas, the House adjourned at 1:06 p.m., until 8:30 a.m., Tuesday, March 19, 2019.

JOURNAL OF THE HOUSE

Sixty-fifth Calendar Day - Forty-first Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, March 19, 2019

The House met pursuant to adjournment at 8:31 a.m., Speaker Upmeyer in the chair.

Prayer was offered by Pastor AJ Potter, Pleasantville Baptist Church, Pleasantville. He was the guest of Thorup of Marion.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Jaclyn Rice, Nautica Cobbins, Elijah Tetley, Rainuh Tetley and Tinley Kopriva of Des Moines. They were the guests of Sunde of Polk.

The Journal of Monday, March 18, 2019, was approved.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Madam Speaker: I am directed to inform your honorable body that the Senate has on March 18, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 160, a bill for an act relating to recommendations regarding school building emergency operations plans.

Also: That the Senate has on March 18, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 208, a bill for an act increasing the maximum allowable length for stinger-steered automobile transporters.

Also: That the Senate has on March 18, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 246, a bill for an act relating to requirements for eligibility under the all Iowa opportunity scholarship program.

Also: That the Senate has on March 18, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 273, a bill for an act relating to the criminal elements for the commission of sexual misconduct with offenders and juveniles, and providing penalties.

Also: That the Senate has on March 18, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 339, a bill for an act relating to state employee defense and indemnification from certain claims and actions.

Also: That the Senate has on March 18, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 412, a bill for an act relating to post-loss assignment of rights to residential contractors for repair or services performed on residential real estate covered by property and casualty insurance, and making penalties applicable.

Also: That the Senate has on March 18, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 564, a bill for an act relating to the Iowa newborn screening panel.

Also: That the Senate has on March 18, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 567, a bill for an act relating to disqualifications from holding certain professional licenses for persons convicted of certain felonies.

Also: That the Senate has on March 18, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 583, a bill for an act relating to electric utility rates and infrastructure support options for private generation customers.

W. CHARLES SMITHSON, Secretary

SENATE MESSAGES CONSIDERED

Senate File 160, by committee on Education, a bill for an act relating to recommendations regarding school building emergency operations plans.

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

Senate File 208, by committee on Transportation, a bill for an act increasing the maximum allowable length for stinger-steered automobile transporters.

Read first time and **passed on file**.

Senate File 246, by committee on Education, a bill for an act relating to requirements for eligibility under the all Iowa opportunity scholarship program.

Read first time and **passed on file**.

Senate File 273, by committee on Judiciary, a bill for an act relating to the criminal elements for the commission of sexual misconduct with offenders and juveniles, and providing penalties.

Read first time and **passed on file**.

Senate File 339, by committee on Judiciary, a bill for an act relating to state employee defense and indemnification from certain claims and actions.

Read first time and **passed on file**.

Senate File 412, by committee on Commerce, a bill for an act relating to post-loss assignment of rights to residential contractors for repair or services performed on residential real estate covered by property and casualty insurance, and making penalties applicable.

Read first time and **passed on file**.

Senate File 564, by committee on Human Resources, a bill for an act relating to the Iowa newborn screening panel.

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

Senate File 567, by committee on Labor and Business Relations, a bill for an act relating to disqualifications from holding certain professional licenses for persons convicted of certain felonies.

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

Senate File 583, by committee on Commerce, a bill for an act relating to electric utility rates and infrastructure support options for private generation customers.

Read first time and **passed on file**.

ADOPTION OF HOUSE RESOLUTION 14

Hagenow of Dallas called up for consideration **House Resolution 14**, a resolution recognizing the centennial of the six-month formation period of the American Legion in Iowa.

Thompson of Greene moved the adoption of House Resolution 14.

The motion prevailed and the resolution was adopted.

The House stood at ease at 8:42 a.m., until the fall of the gavel.

The House resumed session at 11:20 a.m., Holt of Crawford in the chair.

CONSIDERATION OF BILLS
Regular Calendar

House File 224, a bill for an act relating to the criminal offense of lascivious conduct with a minor, and providing penalties, 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. 224)

The ayes were, 96:

Anderson	Bacon	Baxter	Bearinger
Bennett	Bergan	Best	Bossman
Breckenridge	Brink	Brown-Powers	Carlson
Cohoon	Derry	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Fry	Gaines	Gaskill	Gassman
Gerhold	Grassley	Gustafson	Hagenow
Hall	Hanusa	Heddens	Hein
Hinson	Hite	Hunter	Huseman
Isenhart	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kacena
Kaufmann	Kerr	Klein	Konfrst
Kressig	Kurth	Kurtz	Landon
Lensing	Lundgren	Mascher	Matson
Maxwell	McConkey	McKean	Meyer, A.

Meyer, B.	Mitchell	Mohr	Mommsen
Moore	Nielsen	Oldson	Olson
Osmundson	Ourth	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Smith, M.	Smith, R.	Sorensen	Staed
Steckman	Sunde	Thede	Thompson
Thorup	Upmeyer, Spkr.	Wessel-Kroeschell	Wheeler
Williams	Wills	Winckler	Windschitl
Wolfe	Worthan	Zumbach	Holt, Presiding

The nays were, none.

Absent or not voting, 4:

Abdul-Samad	Bloomingtondale	Lohse	Sieck
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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 423, a bill for an act relating to the suspension of Medicaid coverage for an inmate of a public institution, 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. 423)

The ayes were, 95:

Anderson	Bacon	Baxter	Bearinger
Bennett	Bergan	Best	Bossman
Breckenridge	Brink	Brown-Powers	Carlson
Cohoon	Derry	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Fry	Gaines	Gaskill	Gassman
Gerhold	Grassley	Gustafson	Hagenow
Hall	Hanusa	Heddens	Hein
Hinson	Hite	Hunter	Huseman
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kacena
Kaufmann	Kerr	Klein	Konfrst
Kressig	Kurth	Kurtz	Landon
Lensing	Lundgren	Mascher	Matson
Maxwell	McConkey	McKean	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommsen
Moore	Nielsen	Oldson	Olson

Osmundson	Ourth	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shiple
Smith, M.	Smith, R.	Sorensen	Staed
Steckman	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Wheeler	Williams
Wills	Winckler	Windschitl	Wolfe
Worthan	Zumbach	Holt, Presiding	

The nays were, none.

Absent or not voting, 5:

Abdul-Samad	Bloomington	Lohse	Sieck
Upmeyer, Spkr.			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 499, a bill for an act relating to passenger automobiles designed to carry ten or fewer persons when used as school buses, was taken up for consideration.

Brink 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. 499)

The ayes were, 95:

Anderson	Bacon	Baxter	Bearinger
Bennett	Bergan	Best	Bossman
Breckenridge	Brink	Brown-Powers	Carlson
Cohoon	Derry	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Fry	Gaines	Gaskill	Gassman
Gerhold	Grassley	Gustafson	Hagenow
Hall	Hanusa	Heddens	Hein
Hinson	Hite	Hunter	Huseman
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kacena
Kaufmann	Kerr	Klein	Konfrst
Kressig	Kurth	Kurtz	Landon
Lensing	Lundgren	Mascher	Matson
Maxwell	McConkey	McKean	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommsen
Moore	Nielsen	Oldson	Olson
Osmundson	Ourth	Paustian	Prichard

Running-Marquardt	Salmon	Sexton	Shipley
Smith, M.	Smith, R.	Sorensen	Staed
Steckman	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Wheeler	Williams
Wills	Winckler	Windschitl	Wolfe
Worthan	Zumbach	Holt, Presiding	

The nays were, none.

Absent or not voting, 5:

Abdul-Samad	Bloomingtondale	Lohse	Sieck
Upmeyer, Spkr.			

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 relating to reimbursement for dually eligible Medicare and Medicaid members receiving the Medicare hospice benefit and Medicaid-only members electing the hospice benefit in a nursing facility, 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. 518)

The ayes were, 94:

Anderson	Bacon	Baxter	Bearinger
Bennett	Bergan	Best	Bossman
Breckenridge	Brink	Brown-Powers	Carlson
Cohoon	Derry	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Fry	Gaines	Gaskill	Gassman
Gerhold	Grassley	Gustafson	Hagenow
Hall	Hanusa	Heddens	Hein
Hinson	Hite	Hunter	Huseman
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kacena
Kaufmann	Kerr	Klein	Konfrst
Kressig	Kurth	Kurtz	Landon
Lensing	Lundgren	Mascher	Matson
Maxwell	McConkey	McKean	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommsen
Moore	Nielsen	Oldson	Olson

Osmundson	Ourth	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Smith, M.
Smith, R.	Sorensen	Staed	Steckman
Sunde	Thede	Thompson	Thorup
Wessel-Kroeschell	Wheeler	Williams	Wills
Winckler	Windschitl	Wolfe	Worthan
Zumbach	Holt, Presiding		

The nays were, none.

Absent or not voting, 6:

Abdul-Samad	Bloomingtondale	Lohse	Shipley
Sieck	Upmeyer, Spkr.		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 598, a bill for an act relating to the assignment of pupils who are siblings to classrooms by school districts, was taken up for consideration.

James of Dubuque offered amendment H-1032 filed by her.

R. Smith of Black Hawk offered amendment H-1042, to amendment H-1032, filed by him and James of Dubuque and moved its adoption.

Amendment H-1042, to amendment H-1032, was adopted.

James of Dubuque moved the adoption of amendment H-1032, as amended.

Amendment H-1032, as amended, was adopted.

Wheeler 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. 598)

The ayes were, 91:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossman	Breckenridge	Brink	Brown-Powers

Carlson	Cohoon	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Fry	Gaines	Gaskill	Gassman
Gerhold	Grassley	Gustafson	Hagenow
Hall	Hanusa	Heddens	Hein
Hinson	Hite	Hunter	Huseman
Isenhardt	Jacobsen	James	Jeneary
Jones	Judge	Kacena	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Kurtz	Landon	Lensing
Lundgren	Mascher	Maxwell	McConkey
McKean	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Nielsen	Oldson
Olson	Osmundson	Ourth	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shiple	Smith, R.	Sorensen	Staed
Steckman	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Wheeler	Williams
Wills	Winckler	Windschitl	Wolfe
Worthan	Zumbach	Holt, Presiding	

The nays were, 5:

Derry	Jacoby	Matson	Meyer, B.
Smith, M.			

Absent or not voting, 4:

Bloomingtondale	Lohse	Sieck	Upmeyer, Spkr.
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Wheeler of Sioux in the chair at 11:44 a.m.

House File 644, a bill for an act relating to juvenile justice, including provisions relating to child foster care and parent visitation in child in need of assistance proceedings, was taken up for consideration.

Bergan of Winneshiek 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, 96:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lundgren
Mascher	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Oldson	Olson	Osmundson	Ourth
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shiple	Smith, M.	Smith, R.
Sorensen	Staed	Steckman	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Williams	Wills	Winckler	Windschitl
Wolfe	Worthan	Zumbach	Wheeler, Presiding

The nays were, none.

Absent or not voting, 4:

Bloomingtondale	Lohse	Sieck	Upmeyer, Spkr.
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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 659, an act relating to pretrial contact between a prosecuting witness who is a minor and the defendant, was taken up for consideration.

Hinson 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. 659)

The ayes were, 96:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhart	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lundgren
Mascher	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Oldson	Olson	Osmundson	Ourth
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Smith, M.	Smith, R.
Sorensen	Staed	Steckman	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Williams	Wills	Winckler	Windschitl
Wolfe	Worthan	Zumbach	Wheeler, Presiding

The nays were, none.

Absent or not voting, 4:

Bloomingtondale	Lohse	Sieck	Upmeyer, Spkr.
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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 700, a bill for an act relating to the refilling of a prescription in emergency situations, was taken up for consideration.

Forbes of Polk asked and received unanimous consent to withdraw amendment H-1037 filed by him on March 18, 2019.

Brink 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. 700)

The ayes were, 97:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhart	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lundgren
Mascher	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Oldson	Olson	Osmundson	Ourth
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shiple	Smith, M.	Smith, R.
Sorensen	Staed	Steckman	Sunde
Thede	Thompson	Thorup	Upmeyer, Spkr.
Wessel-Kroeschell	Williams	Wills	Winckler
Windschitl	Wolfe	Worthan	Zumbach
Wheeler, Presiding			

The nays were, none.

Absent or not voting, 3:

Bloomingtondale	Lohse	Sieck
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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 709, a bill for an act relating to the suspension of a child support order relative to child in need of assistance proceedings, was taken up for consideration.

Hite of Mahaska offered amendment H-1033 filed by him and moved its adoption.

Amendment H-1033 was adopted.

Hite 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. 709)

The ayes were, 96:

Abdul-Samad	Bacon	Baxter	Bearinger
Bennett	Bergan	Best	Bossman
Breckenridge	Brink	Brown-Powers	Carlson
Cohoon	Derry	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Fry	Gaines	Gaskill	Gassman
Gerhold	Grassley	Gustafson	Hagenow
Hall	Hanusa	Heddens	Hein
Hinson	Hite	Holt	Hunter
Huseman	Isenhart	Jacobsen	Jacoby
James	Jeneary	Jones	Judge
Kacena	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Kurtz
Landon	Lensing	Lundgren	Mascher
Matson	Maxwell	McConkey	McKean
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nielsen	Oldson
Olson	Osmundson	Ourth	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shiple	Smith, M.	Smith, R.	Sorensen
Staed	Steckman	Sunde	Thede
Thompson	Thorup	Upmeyer, Spkr.	Wessel-Kroeschell
Williams	Wills	Winckler	Windschitl
Wolfe	Worthan	Zumbach	Wheeler, Presiding

The nays were, 1:

Anderson

Absent or not voting, 3:

Bloomingtondale Lohse Sieck

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 710, a bill for an act relating to the operation of the board of medicine, the board of nursing, the board of pharmacy, and the dental board, was taken up for consideration.

Fry of Clarke offered amendment H-1021 filed by him and moved its adoption.

Amendment H-1021 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. 710)

The ayes were, 51:

Bacon	Baxter	Bergan	Best
Bossman	Brink	Carlson	Deyoe
Dolecheck	Fisher	Fry	Gassman
Gerhold	Grassley	Gustafson	Hagenow
Hanusa	Hein	Hinson	Hite
Holt	Huseman	Jacobsen	Jeneary
Jones	Kaufmann	Kerr	Klein
Landon	Lundgren	Maxwell	McKean
Meyer, A.	Mitchell	Mohr	Mommsen
Moore	Osmundson	Paustian	Salmon
Sexton	Shipley	Sorensen	Thompson
Thorup	Upmeyer, Spkr.	Wills	Windschitl
Worthan	Zumbach	Wheeler, Presiding	

The nays were, 46:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Cphoon	Derry
Donahue	Ehlert	Forbes	Gaines
Gaskill	Hall	Heddens	Hunter
Isenhardt	Jacoby	James	Judge
Kacena	Konfrst	Kressig	Kurth
Kurtz	Lensing	Mascher	Matson
McConkey	Meyer, B.	Nielsen	Oldson
Olson	Ourth	Prichard	Running-Marquardt
Smith, M.	Smith, R.	Staed	Steckman
Sunde	Thede	Wessel-Kroeschell	Williams
Winckler	Wolfe		

Absent or not voting, 3:

Bloomingtondale	Lohse	Sieck
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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 719, a bill for an act relating to participation in conciliation related to a dissolution of marriage, was taken up for consideration.

Hite 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. 719)

The ayes were, 97:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhart	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lundgren
Mascher	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Oldson	Olson	Osmundson	Ourth
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shiple	Smith, M.	Smith, R.
Sorensen	Staed	Steckman	Sunde
Thede	Thompson	Thorup	Upmeyer, Spkr.
Wessel-Kroeschell	Williams	Wills	Winckler
Windschitl	Wolfe	Worthan	Zumbach
Wheeler, Presiding			

The nays were, none.

Absent or not voting, 3:

Bloomingtondale	Lohse	Sieck
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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

Hagenow of Dallas asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 224, 423, 499, 518, 598, 644, 659, 700, 709, 710, and 719.**

HOUSE FILES WITHDRAWN

Hagenow of Dallas asked and received unanimous consent to withdraw House Files 136, 197, 209, 212, 295, 395, 447, 544, and 582 from further consideration by the House.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Abdul-Samad of Polk
Lohse of Polk

Bloomington of Worth
Sieck of Mills

On motion by Hagenow of Dallas, the House was recessed at 12:15 p.m., until the conclusion of the afternoon committee block.

AFTERNOON SESSION

The House reconvened at 3:17 p.m., Speaker Upmeyer in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Madam Speaker: I am directed to inform your honorable body that the Senate has on March 19, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 93, a bill for an act relating to abandoned structures and abatement of public nuisances.

Also: That the Senate has on March 19, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 275, a bill for an act relating to the criminal offenses of assault by threat of a targeted attack and cyberharassment, and providing penalties.

Also: That the Senate has on March 19, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 341, a bill for an act relating to assistance animals and service animals in housing, service animals and service-animals-in-training in public accommodations, and misrepresentation of an animal as a service animal or a service-animal-in-training, providing penalties, and including effective date and applicability provisions.

Also: That the Senate has on March 19, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 506, a bill for an act relating to procedural requirements for the merger of state credit unions.

Also: That the Senate has on March 19, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 511, a bill for an act relating to maintenance of septic systems using a peat moss biofilter system, a recirculating textile filter system, or an aerobic treatment unit.

Also: That the Senate has on March 19, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 538, a bill for an act relating to community engagement activity requirements under the Iowa health and wellness plan.

Also: That the Senate has on March 19, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 558, a bill for an act relating to requirements for domestic surplus lines insurers.

W. CHARLES SMITHSON, Secretary

INTRODUCTION OF BILL

House File 744, by committee on Ways and Means, a bill for an act relating to licensing fees collected by the board of educational examiners and deposited in the general fund of the state, and including effective date provisions.

Read first time and placed on the **Ways and Means calendar**.

SENATE MESSAGES CONSIDERED

Senate File 93, by Lofgren, a bill for an act relating to abandoned structures and abatement of public nuisances.

Read first time and **passed on file**.

Senate File 275, by committee on Judiciary, a bill for an act relating to the criminal offenses of assault by threat of a targeted attack and cyberharassment, and providing penalties.

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

Senate File 341, by committee on Veterans Affairs, a bill for an act relating to assistance animals and service animals in housing, service animals and service-animals-in-training in public accommodations, and misrepresentation of an animal as a service animal or a service-animal-in-training, providing penalties, and including effective date and applicability provisions.

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

Senate File 506, by committee on Commerce, a bill for an act relating to procedural requirements for the merger of state credit unions.

Read first time and **passed on file**.

Senate File 511, by committee on Natural Resources and Environment, a bill for an act relating to maintenance of septic systems using a peat moss biofilter system, a recirculating textile filter system, or an aerobic treatment unit.

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

Senate File 538, by committee on Labor and Business Relations, a bill for an act relating to community engagement activity requirements under the Iowa health and wellness plan.

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

Senate File 558, by committee on Commerce, a bill for an act relating to requirements for domestic surplus lines insurers.

Read first time and **passed on file**.

SUBCOMMITTEE ASSIGNMENTS

House File 738

Ways and Means: Zumbach, Chair; Jacoby and Jones.

Senate File 280

Veterans Affairs: Sorensen, Chair; Breckenridge and Hite.

Senate File 303

Transportation: A. Meyer, Chair; Best and B. Meyer.

Senate File 319

Transportation: Thorup, Chair; A. Meyer and Williams.

Senate File 436

Transportation: Carlson, Chair; Best and Cohoon.

COMMITTEE RECOMMENDATIONS

MADAM 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 282, a bill for an act providing for the repeal of the honey creek premier destination park bond program.

Fiscal Note: **No**

Recommendation: **Do Pass** March 18, 2019.

COMMITTEE ON COMMERCE

Senate File 230, a bill for an act relating to manufacturers of native distilled spirits and beer.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H-1047** March 18, 2019.

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House File 528), relating to access to a copy of an original birth certificate by an adult adoptee or an entitled person, and providing for fees.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 18, 2019.

Committee Bill (Formerly House File 633), relating to licensing fees collected by the board of educational examiners and deposited in the general fund of the state, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 18, 2019.

Committee Bill (Formerly House File 641), relating to alcoholic beverage control and matters under the purview of the alcoholic beverages division of the department of commerce and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 18, 2019.

Committee Bill (Formerly House File 665), modifying provisions applicable to certain service contract providers regulated by the commissioner of insurance, providing fees, making penalties applicable, making an appropriation, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 18, 2019.

AMENDMENTS FILED

H-1043	H.F.	726	Fry of Clarke
H-1044	H.F.	716	Windschitl of Harrison
H-1045	H.F.	713	Thorup of Marion
H-1046	H.F.	690	Mascher of Johnson
H-1047	S.F.	230	Committee on Commerce
H-1048	H.F.	321	Mohr of Scott
H-1049	H.F.	721	M. Smith of Marshall
H-1050	H.F.	535	Hinson of Linn
H-1051	H.F.	683	Sorensen of Adair
H-1052	H.F.	721	B. Meyer of Polk
H-1053	H.F.	721	B. Meyer of Polk
H-1054	H.F.	591	Hinson of Linn

H-1055	H.F.	721	B. Meyer of Polk
H-1056	H.F.	721	B. Meyer of Polk
H-1057	H.F.	610	Hinson of Linn
H-1058	H.F.	698	Sexton of Calhoun
H-1059	H.F.	716	Prichard of Floyd
H-1060	H.F.	721	B. Meyer of Polk

On motion by Hagenow of Dallas, the House adjourned at 3:19 p.m., until 8:30 a.m., Wednesday, March 20, 2019.

JOURNAL OF THE HOUSE

Sixty-sixth Calendar Day - Forty-second Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, March 20, 2019

The House met pursuant to adjournment at 8:31 a.m., Speaker Upmeyer in the chair.

Prayer was offered by Greg Griffin, retired pastor of First Congregational United Church of Christ, Anamosa. He was the guest of McKean of Jones.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Penny and Charlie Sherlock from Norwalk. They are the grandchildren of doorkeeper Dennis Walsh and guests of Prichard of Floyd.

The Journal of Tuesday, March 19, 2019, was approved.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Madam Speaker: I am directed to inform your honorable body that the Senate has on March 19, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 507, a bill for an act relating to the definition of personal injuries arising out of and in the course of the employment for the purposes of compensable acts for workers' compensation.

W. CHARLES SMITHSON, Secretary

SENATE MESSAGE CONSIDERED

Senate File 507, by committee on Commerce, a bill for an act relating to the definition of personal injuries arising out of and in the course of the employment for the purposes of compensable acts for workers' compensation.

Read first time and **passed on file**.

On motion by Wills of Dickinson, the House was recessed at 8:38 a.m., until the conclusion of the afternoon committee block.

AFTERNOON SESSION

The House reconvened at 3:35 p.m., Wheeler of Sioux in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Madam Speaker: I am directed to inform your honorable body that the Senate has on March 20, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 158, a bill for an act relating to postconviction relief procedure and the underlying trial court record of the proceedings challenged.

Also: That the Senate has on March 20, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 245, a bill for an act relating to eligibility and reporting requirements for the skilled workforce shortage tuition grant program.

Also: That the Senate has on March 20, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 438, a bill for an act relating to the responsibilities and authority of school districts or school corporations, accredited nonpublic schools, area education agencies, community colleges, and board of regents institutions, and including effective date provisions.

Also: That the Senate has on March 20, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 532, a bill for an act relating to notice and opportunity to repair construction defects in new construction, and including effective date and applicability provisions.

W. CHARLES SMITHSON, Secretary

INTRODUCTION OF BILLS

House File 745, by committee on Ways and Means, a bill for an act relating to alcoholic beverage control and matters under the purview of the alcoholic beverages division of the department of commerce and including effective date provisions.

Read first time and placed on the **Ways and Means calendar**.

House File 746, by committee on Ways and Means, a bill for an act relating to access to a copy of an original birth certificate by an adult adoptee or an entitled person, providing for fees, and including effective date provisions.

Read first time and placed on the **Ways and Means calendar**.

SENATE MESSAGES CONSIDERED

Senate File 158, by committee on Judiciary, a bill for an act relating to postconviction relief procedure and the underlying trial court record of the proceedings challenged.

Read first time and **passed on file**.

Senate File 245, by committee on Education, a bill for an act relating to eligibility and reporting requirements for the skilled workforce shortage tuition grant program.

Read first time and **passed on file**.

Senate File 438, by committee on Education, a bill for an act relating to the responsibilities and authority of school districts or school corporations, accredited nonpublic schools, area education agencies, community colleges, and board of regents institutions, and including effective date provisions.

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

Senate File 532, by committee on Judiciary, a bill for an act relating to notice and opportunity to repair construction defects in new construction, and including effective date and applicability provisions.

Read first time and **passed on file**.

CONSIDERATION OF BILLS

Regular Calendar

House File 625, a bill for an act relating to the integration of Medicaid and healthy and well kids in Iowa program eligibility,

payment, and administrative functions under the department of human services, was taken up for consideration.

Osmundson of Clayton 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	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhart	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lundgren
Mascher	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Olson	Osmundson	Ourth	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shiple	Sieck	Smith, M.	Smith, R.
Sorensen	Staed	Steckman	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Williams	Wills	Winckler	Windschitl
Wolfe	Worthan	Zumbach	Wheeler, Presiding

The nays were, none.

Absent or not voting, 4:

Bloomingtondale	Lohse	Oldson	Upmeyer, Spkr.
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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 698, a bill for an act relating to the jurisdiction and management of pioneer cemeteries, was taken up for consideration.

Sexton of Calhoun offered amendment H-1058 filed by him.

Sexton of Calhoun offered amendment H-1067, to amendment H-1058, filed by him from the floor and moved its adoption.

Amendment H-1067, to amendment H-1058, was adopted.

Sexton of Calhoun moved the adoption of amendment H-1058, as amended.

Amendment H-1058, as amended, was adopted.

Hite 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. 698)

The ayes were, 96:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhart	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lundgren
Mascher	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Olson	Osmundson	Ourth	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shipley	Sieck	Smith, M.	Smith, R.
Sorensen	Staed	Steckman	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Williams	Wills	Winckler	Windschitl
Wolfe	Worthan	Zumbach	Wheeler, Presiding

The nays were, none.

Absent or not voting, 4:

Bloomingtondale Lohse Oldson Upmeyer, Spkr.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 707, a bill for an act relating to service of process relating to juvenile delinquency proceedings and termination of the parent-child relationship proceedings, 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. 707)

The ayes were, 96:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhart	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lundgren
Mascher	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Olson	Osmundson	Ourth	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shipley	Sieck	Smith, M.	Smith, R.
Sorensen	Staed	Steckman	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Williams	Wills	Winckler	Windschitl
Wolfe	Worthan	Zumbach	Wheeler, Presiding

The nays were, none.

Absent or not voting, 4:

Bloomingtondale Lohse Oldson Upmeyer, Spkr.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 716, a bill for an act relating to firearms requirements for hunting deer, was taken up for consideration.

Prichard of Floyd offered amendment H-1059 filed by him and moved its adoption.

Roll call was requested by Prichard of Floyd and B. Meyer of Polk.

Rule 75 was invoked.

On the question "Shall amendment H-1059 be adopted?" (H.F. 716)

The ayes were, 46:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Cohoon	Derry
Donahue	Ehlert	Forbes	Gaines
Gaskill	Hall	Heddens	Hunter
Isenhardt	Jacoby	James	Judge
Kacena	Konfrst	Kressig	Kurth
Kurtz	Lensing	Mascher	Matson
McConkey	McKean	Meyer, B.	Nielsen
Olson	Ourth	Prichard	Running-Marquardt
Smith, M.	Smith, R.	Staed	Steckman
Sunde	Thede	Wessel-Kroeschell	Williams
Winckler	Wolfe		

The nays were, 50:

Bacon	Baxter	Bergan	Best
Bossman	Brink	Carlson	Deyoe
Dolecheck	Fisher	Fry	Gassman
Gerhold	Grassley	Gustafson	Hagenow
Hanusa	Hein	Hinson	Hite
Holt	Huseman	Jacobsen	Jeneary
Jones	Kaufmann	Kerr	Klein
Landon	Lundgren	Maxwell	Meyer, A.
Mitchell	Mommsen	Moore	Osmundson
Paustian	Salmon	Sexton	Shipley

Sieck	Sorensen	Thompson	Thorup
Upmeyer, Spkr.	Wills	Windschitl	Worthan
Zumbach	Wheeler, Presiding		

Absent or not voting, 4:

Bloomingtondale	Lohse	Mohr	Oldson
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Amendment H-1059 lost.

Windschitl of Harrison offered amendment H-1044 filed by him and moved its adoption.

Amendment H-1044 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. 716)

The ayes were, 57:

Abdul-Samad	Bacon	Baxter	Bergan
Best	Bossman	Breckenridge	Brink
Carlson	Deyoe	Dolecheck	Fisher
Fry	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hanusa	Hein
Hinson	Hite	Holt	Huseman
Jacobsen	Jeneary	Jones	Kaufmann
Kerr	Klein	Kurtz	Landon
Lundgren	Maxwell	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Olson
Osmundson	Ourth	Paustian	Salmon
Sexton	Shipley	Sieck	Sorensen
Thompson	Thorup	Upmeyer, Spkr.	Wills
Windschitl	Wolfe	Worthan	Zumbach
Wheeler, Presiding			

The nays were, 40:

Anderson	Bearinger	Bennett	Brown-Powers
Cohoon	Derry	Donahue	Ehlert
Forbes	Gaines	Gaskill	Hall
Heddens	Hunter	Isenhart	Jacoby
James	Judge	Kacena	Konfrst
Kressig	Kurth	Lensing	Mascher

Matson	McConkey	McKean	Meyer, B.
Nielsen	Prichard	Running-Marquardt	Smith, M.
Smith, R.	Staed	Steckman	Sunde
Thede	Wessel-Kroeschell	Williams	Winckler

Absent or not voting, 3:

Bloomingtondale	Lohse	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 726, a bill for an act relating to certain health and human services-related entities including membership, reimbursement, and the elimination or combining of such entities, was taken up for consideration.

Fry of Clarke offered amendment H-1043 filed by him and moved its adoption.

Amendment H-1043 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. 726)

The ayes were, 77:

Abdul-Samad	Bacon	Baxter	Bearinger
Bergan	Best	Bossman	Breckenridge
Brink	Brown-Powers	Carlson	Cohoon
Deyoe	Dolecheck	Fisher	Forbes
Fry	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hall	Hanusa
Hein	Hinson	Hite	Holt
Huseman	Jacobsen	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurtz
Landon	Lensing	Lundgren	Mascher
Matson	Maxwell	McConkey	McKean
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Olson	Osmundson
Paustian	Prichard	Salmon	Sexton
ShIPLEY	Sieck	Smith, M.	Smith, R.
Sorensen	Staed	Sunde	Thompson

Thorup	Upmeyer, Spkr.	Williams	Wills
Windschitl	Wolfe	Worthan	Zumbach
Wheeler,			
Presiding			

The nays were, 20:

Anderson	Bennett	Derry	Donahue
Ehlert	Gaines	Gaskill	Heddens
Hunter	Isenhardt	Jacoby	James
Kurth	Nielsen	Ourth	Running-Marquardt
Steckman	Thede	Wessel-Kroeschell	Winckler

Absent or not voting, 3:

Bloomingtondale	Lohse	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 735, a bill for an act relating to the management of soil and water resources, including projects described in the Iowa nutrient reduction strategy, and the use of a county tax levy, was taken up for consideration.

Mommsen of Clinton offered amendment H-1030 filed by him and moved its adoption.

Amendment H-1030 was adopted.

Mommsen of Clinton 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. 735)

The ayes were, 97:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt

Hunter	Huseman	Isenhart	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lundgren
Mascher	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Olson	Osmundson	Ourth	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shiple	Sieck	Smith, M.	Smith, R.
Sorensen	Staed	Steckman	Sunde
Thede	Thompson	Thorup	Upmeyer, Spkr.
Wessel-Kroeschell	Williams	Wills	Winckler
Windschitl	Wolfe	Worthan	Zumbach
Wheeler, Presiding			

The nays were, none.

Absent or not voting, 3:

Bloomingtondale Lohse Oldson

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Hagenow of Dallas asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 625, 698, 707, 716, 726 and 735.**

HOUSE FILES WITHDRAWN

Hagenow of Dallas asked and received unanimous consent to withdraw House Files 179, 549 and 571 from further consideration by the House.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Bloomingtondale of Worth
Oldson of Polk

Lohse of Polk

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Madam Speaker: I am directed to inform your honorable body that the Senate has on March 20, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 548, a bill for an act relating to the acquisition, donation, or sale of real property for specified purposes.

Also: That the Senate has on March 20, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 555, a bill for an act relating to weight limitations for certain implements of husbandry.

Also: That the Senate has on March 20, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 556, a bill for an act relating to the membership of the life and health insurance guaranty association, assessments to member insurers for insurance written by impaired or insolvent member insurers, and including applicability and effective date provisions.

Also: That the Senate has on March 20, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 559, a bill for an act relating to insurance notices and documents delivered by electronic means to a consumer that purchases portable electronics insurance in a retail transaction.

Also: That the Senate has on March 20, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 561, a bill for an act concerning disqualification from eligibility for unemployment benefits due to discharge for misconduct.

Also: That the Senate has on March 20, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 592, a bill for an act relating to the practice and licensure of physician assistants, and providing penalties.

W. CHARLES SMITHSON, Secretary

REREFERRED

The Speaker announced that Senate File 511, previously referred to committee on **Natural Resources** was rereferred to committee on **Environmental Protection**.

BILLS ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:

Madam 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 approval on this 20th day of March, 2019: House Files 482 and 668.

CARMINE BOAL
Chief Clerk of the House

SUBCOMMITTEE ASSIGNMENTS

House File 483

Ways and Means: Maxwell, Chair; Kurtz and Sieck.

Senate File 188

Public Safety: Windschitl, Chair; Kerr and Thede.

Senate File 198

Natural Resources: Baxter, Chair; Osmundson and M. Smith.

Senate File 275

Judiciary: Kaufmann, Chair; Bergan and B. Meyer.

Senate File 341

Commerce: Landon, Chair; Judge and Sorensen.

COMMITTEE RECOMMENDATION

MADAM 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 648), relating to sports gambling and wagering, by providing for fantasy sports contests and sports betting, providing for taxes and fees, making penalties applicable, and including implementation and effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 20, 2019.

AMENDMENTS FILED

H-1061	H.F.	610	Hinson of Linn
H-1062	H.F.	669	Mohr of Scott
H-1063	H.F.	667	Jacobsen of Pottawattamie
H-1064	H.F.	426	Hunter of Polk
H-1065	H.F.	694	Jeneary of Plymouth
H-1066	H.F.	712	Mitchell of Henry
H-1067	H.F.	698	Sexton of Calhoun
H-1068	H.F.	516	Thorup of Marion
H-1069	H.F.	690	Mascher of Johnson

On motion by Hagenow of Dallas, the House adjourned at 5:06 p.m., until 8:30 a.m., Thursday, March 21, 2019.

JOURNAL OF THE HOUSE

Sixty-seventh Calendar Day - Forty-third Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, March 21, 2019

The House met pursuant to adjournment at 8:31 a.m., Speaker Upmeyer in the chair.

Prayer was offered by Pastor Philip Herman, Highland Park Community Church, Des Moines. He was the guest of Gaines of Polk.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Aden Mascher from Iowa City. He is the grandson of Mascher of Johnson.

The Journal of Wednesday, March 20, 2019, was approved.

INTRODUCTION OF BILL

House File 747, by committee on Ways and Means, a bill for an act modifying provisions applicable to certain service contract providers regulated by the commissioner of insurance, providing fees, making penalties applicable, making an appropriation, and including effective date provisions.

Read first time and placed on the **Ways and Means calendar**.

SENATE MESSAGES CONSIDERED

Senate File 555, by committee on Agriculture, a bill for an act relating to weight limitations for certain implements of husbandry.

Read first time and **passed on file**.

Senate File 556, by committee on Commerce, a bill for an act relating to the membership of the life and health insurance guaranty association, assessments to member insurers for insurance written by impaired or insolvent member insurers, and including applicability and effective date provisions.

Read first time and **passed on file**.

Senate File 559, by committee on Commerce, a bill for an act relating to insurance notices and documents delivered by electronic means to a consumer that purchases portable electronics insurance in a retail transaction.

Read first time and **passed on file**.

Senate File 561, by committee on Commerce, a bill for an act concerning disqualification from eligibility for unemployment benefits due to discharge for misconduct.

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

Senate File 592, by committee on State Government, a bill for an act relating to the practice and licensure of physician assistants, and providing penalties.

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

The House stood at ease at 8:38 a.m., until the fall of the gavel.

The House resumed session at 10:28 a.m., Wheeler of Sioux in the chair.

CONSIDERATION OF BILLS

Regular Calendar

House File 685, a bill for an act relating to the payment of required medical aid provided to prisoners of county jails, was taken up for consideration.

Paustian 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. 685)

The ayes were, 95:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe

Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhart	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lundgren
Mascher	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mohr
Mommsen	Moore	Nielsen	Olson
Osmundson	Ourth	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Smith, M.	Smith, R.	Sorensen
Staed	Steckman	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Williams
Wills	Winckler	Windschitl	Wolfe
Worthan	Zumbach	Wheeler, Presiding	

The nays were, none.

Absent or not voting, 5:

Bloomingtondale	Lohse	Mitchell	Oldson
Upmeyer, Spkr.			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 690, a bill for an act relating to mental health and disability services, including the establishment of a children's behavioral health system and a children's behavioral health system state board, and requiring certain children's behavioral health core services, was taken up for consideration.

Mascher of Johnson asked and received unanimous consent to withdraw amendment H-1041 filed by her on March 18, 2019, placing out of order amendment H-1046, to amendment H-1041, filed by Mascher of Johnson on March 19, 2019.

Mascher of Johnson offered amendment H-1069 filed by her.

Fry of Clarke rose on a point of order that amendment H-1069 was not germane.

The Speaker ruled the point well taken and amendment H-1069 not germane.

Mascher of Johnson asked for unanimous consent to suspend the rules to consider amendment H-1069.

Objection was raised.

Mascher of Johnson moved to suspend the rules to consider amendment H-1069.

Roll call was requested by Mascher of Johnson and Hunter of Polk.

On the question "Shall the rules be suspended to consider amendment H-1069?" (H.F. 690)

The ayes were, 45:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Cphoon	Derry
Donahue	Ehlert	Forbes	Gaines
Gaskill	Hall	Heddens	Hunter
Isenhardt	Jacoby	James	Judge
Kacena	Konfrst	Kressig	Kurth
Kurtz	Lensing	Mascher	Matson
McConkey	Meyer, B.	Nielsen	Olson
Ourth	Prichard	Running-Marquardt	Smith, M.
Smith, R.	Staed	Steckman	Sunde
Thede	Wessel-Kroeschell	Williams	Winckler
Wolfe			

The nays were, 52:

Bacon	Baxter	Bergan	Best
Bossman	Brink	Carlson	Deyoe
Dolecheck	Fisher	Fry	Gassman
Gerhold	Grassley	Gustafson	Hagenow
Hanusa	Hein	Hinson	Hite
Holt	Huseman	Jacobsen	Jeneary
Jones	Kaufmann	Kerr	Klein
Landon	Lundgren	Maxwell	McKean
Meyer, A.	Mitchell	Mohr	Mommsen
Moore	Osmundson	Paustian	Salmon
Sexton	Shipley	Sieck	Sorensen
Thompson	Thorup	Upmeyer, Spkr.	Wills
Windschitl	Worthan	Zumbach	Wheeler, Presiding

Absent or not voting, 3:

Bloomington Lohse Oldson

The motion to suspend the rules lost.

Fry of Clarke offered amendment H-1038 filed by him and moved its adoption.

Amendment H-1038 was adopted.

Fry of Clarke offered amendment H-1023 filed by him and moved its adoption.

Amendment H-1023 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. 690)

The ayes were, 83:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bergan	Best	Bossman
Breckenridge	Brink	Brown-Powers	Carlson
Cohoon	Derry	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Fry	Gaines	Gaskill	Gassman
Gerhold	Grassley	Gustafson	Hagenow
Hall	Hanusa	Heddens	Hein
Hinson	Hite	Holt	Hunter
Huseman	Jacobsen	James	Jeneary
Jones	Judge	Kacena	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurtz	Landon	Lundgren	Matson
Maxwell	McConkey	McKean	Meyer, A.
Mitchell	Mohr	Mommsen	Moore
Osmundson	Ourth	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Smith, R.	Sorensen	Staed
Sunde	Thede	Thompson	Thorup
Upmeyer, Spkr.	Williams	Wills	Windschitl
Worthan	Zumbach	Wheeler,	
		Presiding	

The nays were, 14:

Bennett	Isenhart	Jacoby	Kurth
Lensing	Mascher	Meyer, B.	Nielsen
Olson	Smith, M.	Steckman	Wessel-Kroeschell
Winckler	Wolfe		

Absent or not voting, 3:

Bloomingtondale	Lohse	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.

Holt of Crawford in the chair at 11:39 a.m.

House File 691, a bill for an act relating to funding of county mental health and disability services by modifying provisions relating to the use of specified excess cash flow funds, and including effective date and retroactive applicability provisions, 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. 691)

The ayes were, 96:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Hunter
Huseman	Isenhart	Jacobsen	Jacoby
James	Jeneary	Jones	Judge
Kacena	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Kurtz
Landon	Lensing	Lundgren	Mascher
Matson	Maxwell	McConkey	McKean
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nielsen	Olson
Osmundson	Ourth	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley

Sieck	Smith, M.	Smith, R.	Sorensen
Staed	Steckman	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Wheeler
Williams	Wills	Winckler	Windschitl
Wolfe	Worthan	Zumbach	Holt, Presiding

The nays were, none.

Absent or not voting, 4:

Bloomington	Lohse	Oldson	Upmeyer, Spkr.
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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 694, a bill for an act establishing an emergency medical services personnel licensure interstate compact, was taken up for consideration.

Jeneary of Plymouth offered amendment H-1065 filed by him and moved its adoption.

Amendment H-1065 was adopted.

Jeneary 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. 694)

The ayes were, 96:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Hunter
Huseman	Isehart	Jacobsen	Jacoby
James	Jeneary	Jones	Judge
Kacena	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Kurtz
Landon	Lensing	Lundgren	Mascher

Matson	Maxwell	McConkey	McKean
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nielsen	Olson
Osmundson	Ourth	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Smith, M.	Smith, R.	Sorensen
Staed	Steckman	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Wheeler
Williams	Wills	Winckler	Windschitl
Wolfe	Worthan	Zumbach	Holt, Presiding

The nays were, none.

Absent or not voting, 4:

Bloomingtondale	Lohse	Oldson	Upmeyer, Spkr.
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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 516, a bill for an act providing for county sheriff voting membership on joint 911 service boards, was taken up for consideration.

Thorup of Marion offered amendment H-1068 filed by him and moved its adoption.

Amendment H-1068 was adopted.

Thorup 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. 516)

The ayes were, 96:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Hunter
Huseman	Isenhart	Jacobsen	Jacoby
James	Jeneary	Jones	Judge

Kacena	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Kurtz
Landon	Lensing	Lundgren	Mascher
Matson	Maxwell	McConkey	McKean
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nielsen	Olson
Osmundson	Ourth	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	ShIPLEY
Sieck	Smith, M.	Smith, R.	Sorensen
Staed	Steckman	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Wheeler
Williams	Wills	Winckler	Windschitl
Wolfe	Worthan	Zumbach	Holt, Presiding

The nays were, none.

Absent or not voting, 4:

Bloomingtondale	Lohse	Oldson	Upmeyer, Spkr.
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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 531, a bill for an act concerning unemployment insurance and including effective date and applicability provisions, 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. 531)

The ayes were, 53:

Bacon	Baxter	Bergan	Best
Bossman	Brink	Carlson	Deyoe
Dolecheck	Fisher	Fry	Gassman
Gerhold	Grassley	Gustafson	Hagenow
Hanusa	Hein	Hinson	Hite
Huseman	Jacobsen	Jeneary	Jones
Kaufmann	Kerr	Klein	Landon
Lundgren	Maxwell	McKean	Meyer, A.
Mitchell	Mohr	Mommsen	Moore
Osmundson	Paustian	Salmon	Sexton
ShIPLEY	Sieck	Sorensen	Thompson

Thorup	Upmeyer, Spkr.	Wheeler	Williams
Wills	Windschitl	Worthan	Zumbach
Holt,			
Presiding			

The nays were, 44:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Cohoon	Derry
Donahue	Ehlert	Forbes	Gaines
Gaskill	Hall	Heddens	Hunter
Isenhardt	Jacoby	James	Judge
Kacena	Konfrst	Kressig	Kurth
Kurtz	Lensing	Mascher	Matson
McConkey	Meyer, B.	Nielsen	Olson
Ourth	Prichard	Running-Marquardt	Smith, M.
Smith, R.	Staed	Steckman	Sunde
Thede	Wessel-Kroeschell	Winckler	Wolfe

Absent or not voting, 3:

Bloomingtondale	Lohse	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 590, a bill for an act relating to tax return preparers, and providing penalties, was taken up for consideration.

Bergan of Winneshiek 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, 97:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Hunter
Huseman	Isenhardt	Jacobsen	Jacoby
James	Jeneary	Jones	Judge
Kacena	Kaufmann	Kerr	Klein

Konfrst	Kressig	Kurth	Kurtz
Landon	Lensing	Lundgren	Mascher
Matson	Maxwell	McConkey	McKean
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nielsen	Olson
Osmundson	Ourth	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shiple
Sieck	Smith, M.	Smith, R.	Sorensen
Staed	Steckman	Sunde	Thede
Thompson	Thorup	Upmeyer, Spkr.	Wessel-Kroeschell
Wheeler	Williams	Wills	Winckler
Windschitl	Wolfe	Worthan	Zumbach
Holt, Presiding			

The nays were, none.

Absent or not voting, 3:

Bloomingtondale	Lohse	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 610, a bill for an act relating to the opening of guardianships for adults and conservatorships for adults and minors and the administration of guardianships and conservatorships, was taken up for consideration.

Hinson of Linn offered amendment H-1025 filed by her.

Hinson of Linn offered amendment H-1057, to amendment H-1025, filed by her and moved its adoption.

Amendment H-1057, to amendment H-1025, was adopted.

Hinson of Linn moved the adoption of amendment H-1025, as amended.

Amendment H-1025, as amended, was adopted.

Hinson of Linn offered amendment H-1061 filed by her and moved its adoption.

Amendment H-1061 was adopted.

Hinson 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. 610)

The ayes were, 97:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Hunter
Huseman	Isenhart	Jacobsen	Jacoby
James	Jeneary	Jones	Judge
Kacena	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Kurtz
Landon	Lensing	Lundgren	Mascher
Matson	Maxwell	McConkey	McKean
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nielsen	Olson
Osmundson	Ourth	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Smith, M.	Smith, R.	Sorensen
Staed	Steckman	Sunde	Thede
Thompson	Thorup	Upmeyer, Spkr.	Wessel-Kroeschell
Wheeler	Williams	Wills	Winckler
Windschitl	Wolfe	Worthan	Zumbach
Holt, Presiding			

The nays were, none.

Absent or not voting, 3:

Bloomingtondale	Lohse	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 591, a bill for an act providing for juvenile court jurisdiction over minor guardianship proceedings and including effective date and applicability provisions, was taken up for consideration.

Hinson of Linn offered amendment H-1054 filed by her and moved its adoption.

Amendment H-1054 was adopted.

Hinson 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. 591)

The ayes were, 97:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossmann	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Hunter
Huseman	Isenhart	Jacobsen	Jacoby
James	Jeneary	Jones	Judge
Kacena	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Kurtz
Landon	Lensing	Lundgren	Mascher
Matson	Maxwell	McConkey	McKean
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nielsen	Olson
Osmundson	Ourth	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shiple
Sieck	Smith, M.	Smith, R.	Sorensen
Staed	Steckman	Sunde	Thede
Thompson	Thorup	Upmeyer, Spkr.	Wessel-Kroeschell
Wheeler	Williams	Wills	Winckler
Windschitl	Wolfe	Worthan	Zumbach
Holt, Presiding			

The nays were, none.

Absent or not voting, 3:

Bloomingtondale	Lohse	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 634, a bill for an act relating to certain boards and councils in the department of human rights including the establishment of the justice advisory board and the elimination of the criminal and juvenile justice planning advisory council, the public safety advisory board, and the sex offender research council, 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. 634)

The ayes were, 97:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Hunter
Huseman	Isenhart	Jacobsen	Jacoby
James	Jeneary	Jones	Judge
Kacena	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Kurtz
Landon	Lensing	Lundgren	Mascher
Matson	Maxwell	McConkey	McKean
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nielsen	Olson
Osmundson	Ourth	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Smith, M.	Smith, R.	Sorensen
Staed	Steckman	Sunde	Thede
Thompson	Thorup	Upmeyer, Spkr.	Wessel-Kroeschell
Wheeler	Williams	Wills	Winckler
Windschitl	Wolfe	Worthan	Zumbach
Holt, Presiding			

The nays were, none.

Absent or not voting, 3:

Bloomingtondale	Lohse	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.

IMMEDIATE MESSAGES

Hagenow of Dallas asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 516, 531, 590, 591, 610, 634, 685, 690, 691 and 694.**

HOUSE FILE WITHDRAWN

Hagenow of Dallas asked and received unanimous consent to withdraw House File 548 from further consideration by the House.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Bloomington of Worth
Mitchell of Henry

Lohse of Polk
Oldson of Polk

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Madam Speaker: I am directed to inform your honorable body that the Senate has on March 21, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 288, a bill for an act relating to military and veterans benefits.

Also: That the Senate has on March 21, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 112, a bill for an act relating to the requirements for certifications of trust and including applicability provisions.

Also: That the Senate has on March 21, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 435, a bill for an act relating to towable recreational vehicles, travel trailers, and fifth-wheel travel trailers, making penalties applicable, and including applicability provisions.

Also: That the Senate has on March 21, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 505, a bill for an act modifying provisions relating to the licensure of professional landscape architects.

Also: That the Senate has on March 21, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 531, a bill for an act relating to pediatric congenital heart surgery including data reporting and the provision of patient education by hospitals.

Also: That the Senate has on March 21, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 572, a bill for an act relating to controlled substances, including amending information collection and reporting requirements under the Iowa prescription monitoring program, amending the controlled substance schedules, removing certain references to marijuana, making penalties applicable, and including effective date provisions.

Also: That the Senate has on March 21, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 576, a bill for an act relating to the protection of certain patient information and data under the purview of the department of public health.

Also: That the Senate has on March 21, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 581, a bill for an act relating to the auditor of state and including effective date and applicability provisions.

W. CHARLES SMITHSON, Secretary

EXPLANATION OF VOTE

On March 21, 2019, I inadvertently voted “aye” on House File 531, I meant to vote “nay”.

Williams of Black Hawk

BILL ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:

Madam 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 approval on this 21st day of March, 2019: House File 288.

CARMINE BOAL
Chief Clerk of the House

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on March 21, 2019, the following bills were approved and transmitted to the Secretary of State:

House File 482, an Act relating to department of transportation employees designated as peace officers, and including effective date provisions.

House File 668, an Act concerning alcoholic beverage control, relating to limitations on business interests of certain manufacturers, wholesalers, and retailers of alcoholic beverages.

Senate File 113, an Act allowing certain operating-while-intoxicated offenders to be sentenced as habitual offenders, and making penalties applicable.

Senate File 367, an Act eliminating the education telecommunications council and regional telecommunications councils established under the Iowa communications network.

SUBCOMMITTEE ASSIGNMENT

Senate File 592

Human Resources: A. Meyer, Chair; Fry and Sunde.

COMMITTEE RECOMMENDATION

MADAM 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

Senate File 377, a bill for an act extending immunity from tort liability to certain nonprofit corporations providing emergency response services.

Fiscal Note: **No**

Recommendation: **Do Pass** March 20, 2019.

RESOLUTION FILED

H.R. 17, by Best, a resolution celebrating the life and accomplishments of Dr. Norman Borlaug and recognizing the one hundred fifth anniversary of his birth on Monday, March 25, 2019.

Laid over under **Rule 25**.

AMENDMENT FILED

H-1070 H.F. 712 Mitchell of Henry

On motion by Hagenow of Dallas, the House adjourned at 12:33 p.m., until 1:00 p.m., Monday, March 25, 2019.

JOURNAL OF THE HOUSE

Seventy-first Calendar Day - Forty-fourth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, March 25, 2019

The House met pursuant to adjournment at 1:01 p.m., Speaker Upmeyer in the chair.

Prayer was offered by Pastor Terry Simm, Sibley Presbyterian Church, Sibley. He was the guest of Wills of Dickinson.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by McKenzie Myers and Nathan Dykstra, iJAG students from Saydel High School, Des Moines. They were the guests of Matson of Polk.

The Journal of Thursday, March 21, 2019, was approved.

INTRODUCTION OF BILL

House File 748, by committee on Ways and Means, a bill for an act relating to sports gambling and wagering, by providing for fantasy sports contests and sports betting, providing for taxes and fees, making penalties applicable, and including implementation and effective date provisions.

Read first time and placed on the **Ways and Means calendar**.

SENATE MESSAGES CONSIDERED

Senate File 112, by committee on Judiciary, a bill for an act relating to the requirements for certifications of trust and including applicability provisions.

Read first time and **passed on file**.

Senate File 435, by committee on Transportation, a bill for an act relating to towable recreational vehicles, travel trailers, and fifth-

wheel travel trailers, making penalties applicable, and including applicability provisions.

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

Senate File 505, by committee on Commerce, a bill for an act modifying provisions relating to the licensure of professional landscape architects.

Read first time and **passed on file**.

Senate File 531, by committee on Human Resources, a bill for an act relating to pediatric congenital heart surgery including data reporting and the provision of patient education by hospitals.

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

Senate File 548, by committee on Natural Resources and Environment, a bill for an act relating to the acquisition, donation, or sale of real property for specified purposes.

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

Senate File 572, by committee on State Government, a bill for an act relating to controlled substances, including amending information collection and reporting requirements under the Iowa prescription monitoring program, amending the controlled substance schedules, removing certain references to marijuana, making penalties applicable, and including effective date provisions.

Read first time and **passed on file**.

Senate File 576, by committee on State Government, a bill for an act relating to the protection of certain patient information and data under the purview of the department of public health.

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

Senate File 581, by committee on State Government, a bill for an act relating to the auditor of state and including effective date and applicability provisions.

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

EXPLANATION OF VOTE

On March 20, 2019, 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 698 – “aye”
House File 707 – “aye”	
Amendment H–1059 (H.F. 716) – “aye”	
House File 716 – “nay”	House File 726 – “nay”
House File 735 – “aye”	

Also: On March 21, 2019, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 516 – “aye”	House File 531 – “nay”
House File 590 – “aye”	House File 591 – “aye”
House File 610 – “aye”	House File 634 – “aye”
House File 685 – “aye”	
Amendment H–1069 (H.F. 690) – suspend the rules – “aye”	
House File 690 – “nay”	House File 691 – “aye”
House File 694 – “aye”	

Oldson of Polk

BILL ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:

Madam 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 approval on this 25th day of March, 2019: House File 487.

CARMINE BOAL
Chief Clerk of the House

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on March 22, 2019, the following bill was approved and transmitted to the Secretary of State:

House File 288, an Act relating to military and veterans benefits.

Also: on March 25, 2019, the following bill was approved and transmitted to the Secretary of State:

House File 487, an Act related to installations of certain wireless telecommunications infrastructure in the state, and including effective date provisions.

PETITION FILED

The following petition was received and placed on file:

By Jones of Clay, received from 23 barbers and future barbers, “to protest the MERGING of barbers and cosmetology (SF 582 and HF 595.)”

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 248 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, providing for related matters, and including effective date provisions.

H.S.B. 249 Appropriations

Relating to and making appropriations and related statutory changes involving certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters.

SUBCOMMITTEE ASSIGNMENTS

Senate File 567

State Government: Hinson, Chair; Bossman and Derry.

Senate File 581

State Government: Bergan, Chair; Konfrst and Thompson.

COMMITTEE RECOMMENDATIONS

MADAM 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

Senate File 316, a bill for an act requesting the establishment of a special education interim study committee.

Fiscal Note: **No**

Recommendation: **Do Pass** March 20, 2019.

COMMITTEE ON JUDICIARY

Senate File 457, a bill for an act relating to surcharges added to criminal penalties, court funds, civil fees, misdemeanor and felony fines, and fines associated with scheduled violations.

Fiscal Note: **No**

Recommendation: **Do Pass** March 20, 2019.

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House File 529), relating to the assessment of fees when a public defender or designee requests copies of certain documents.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 25, 2019.

Committee Bill (Formerly House File 603), relating to snowmobile user permits and registration fees.

Fiscal Note: **No**

Recommendation: **Do Pass** March 25, 2019.

Committee Bill (Formerly House File 640), relating to the powers and duties of the department of agriculture and land stewardship, by changing the name of the weather bureau, modifying reporting requirements regarding agricultural liming material, modifying provisions applicable to demonstration projects involving alternative fuels, transferring certain Code sections, providing for the use of certain appropriated

moneys for surface water quality, and eliminating certain watershed demonstration pilot projects.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 25, 2019.

RESOLUTIONS FILED

H.C.R. 12, by Upmeyer and Prichard, a concurrent resolution relating to Pioneer Lawmakers.

Laid over under **Rule 25**.

H.R. 18, by Gaines, a resolution urging Iowa's congressional delegation to support and the United States Congress to pass the American Dream and Promise Act of 2019.

Laid over under **Rule 25**.

AMENDMENTS FILED

H-1071	H.F.	734	Mitchell of Henry
H-1072	H.F.	666	Deyoe of Story
H-1073	H.F.	732	Shipley of Jefferson
H-1074	H.F.	732	Prichard of Floyd

On motion by Hagenow of Dallas, the House adjourned at 1:10 p.m., until 8:30 a.m., Tuesday, March 26, 2019.

JOURNAL OF THE HOUSE

Seventy-second Calendar Day - Forty-fifth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, March 26, 2019

The House met pursuant to adjournment at 8:30 a.m., Speaker Upmeyer in the chair.

Prayer was offered by Father John Spiegel, St. Mary's Catholic Church in Pella and Oskaloosa. He was the guest of Hite of Mahaska.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Audrey Bronsink, daughter of Kelly and Josh Bronsink. She was the guest of Oldson of Polk.

The Journal of Monday, March 25, 2019, was approved.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Madam Speaker: I am directed to inform your honorable body that the Senate has on March 25, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 264, a bill for an act relating to the division of domestic stock insurers.

Also: That the Senate has on March 25, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 327, a bill for an act relating to franchisor-franchisee relationships for the purposes of certain employment laws and including applicability provisions.

Also: That the Senate has on March 25, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 64, a bill for an act relating to the use of a mass notification and emergency messaging system for endangered missing persons.

Also: That the Senate has on March 25, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 306, a bill for an act establishing a lake Manawa state park user fee pilot program and providing for a future repeal.

Also: That the Senate has on March 25, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 364, a bill for an act relating to the Iowa sobriety and drug monitoring program.

Also: That the Senate has on March 25, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 442, a bill for an act relating to authorized emergency vehicles, and making penalties applicable.

Also: That the Senate has on March 25, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 448, a bill for an act relating to consent agreements for domestic abuse and sexual abuse protective orders.

Also: That the Senate has on March 25, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 478, a bill for an act relating to lighting devices and other equipment on snow plows and authorized emergency vehicles, and making penalties applicable.

W. CHARLES SMITHSON, Secretary

SENATE MESSAGES CONSIDERED

Senate File 306, by committee on Ways and Means, a bill for an act establishing a lake Manawa state park user fee pilot program and providing for a future repeal.

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

Senate File 364, by committee on Judiciary, a bill for an act relating to the Iowa sobriety and drug monitoring program.

Read first time and **passed on file**.

Senate File 448, by committee on Judiciary, a bill for an act relating to consent agreements for domestic abuse and sexual abuse protective orders.

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

ADOPTION OF HOUSE RESOLUTION 19

Hagenow of Dallas asked and received unanimous consent for the immediate consideration of **House Resolution 19**, a resolution recognizing the Hoover Uncommon Public Service Award winner for 2019, Representative John Forbes.

Kaufmann of Cedar moved the adoption of House Resolution 19.

The motion prevailed and the resolution was adopted.

ADOPTION OF HOUSE CONCURRENT RESOLUTION 12

Hagenow of Dallas called up for consideration **House Concurrent Resolution 12**, a concurrent resolution relating to Pioneer Lawmakers, and moved its adoption.

The motion prevailed and the resolution was adopted.

IMMEDIATE MESSAGE

Hagenow of Dallas asked and received unanimous consent that **House Concurrent Resolution 12** be immediately messaged to the Senate.

The House stood at ease at 8:42 a.m., until the fall of the gavel.

The House resumed session at 10:38 a.m., Wheeler of Sioux in the chair.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Madam Speaker: I am directed to inform your honorable body that the Senate has on March 26, 2019, adopted the following resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution 12, a concurrent resolution relating to Pioneer Lawmakers.

W. CHARLES SMITHSON, Secretary

SENATE MESSAGES CONSIDERED

Senate File 64, by Zaun, a bill for an act relating to the use of a mass notification and emergency messaging system for endangered missing persons.

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

Senate File 442, by committee on Transportation, a bill for an act relating to authorized emergency vehicles, and making penalties applicable.

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

Senate File 478, by committee on Transportation, a bill for an act relating to lighting devices and other equipment on snow plows and authorized emergency vehicles, and making penalties applicable.

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

ADOPTION OF HOUSE MEMORIAL RESOLUTION 101

HOUSE MEMORIAL RESOLUTION 101

WHEREAS, The Honorable James “Jim” O. Anderson, of Audubon County, Iowa, who was a member of the Sixty-eighth, Sixty-ninth, Sixty-ninth Extra, Sixty-ninth Second-Extra, and Seventieth General Assemblies, passed away December 4, 2018; 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 March 27th, 2019 memorial service.

Best of Carroll
Wessel-Kroeschell of Story
Sorensen of Adair

Best of Carroll 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 Donald “Don” Dean Avenson, of Fayette County, Iowa, who was a member of the Sixty-fifth, Sixty-sixth, Sixty-seventh, Sixty-seventh Extra, Sixty-eighth, Sixty-ninth, Sixty-ninth Extra, Sixty-ninth Second-Extra, Seventieth,

Seventy-first, Seventy-second, Seventy-second Extra, Seventy-second Second-Extra, and Seventy-third General Assemblies, passed away May 19, 2017; 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 March 27th, 2019 memorial service.

Bergan of Winneshiek
Bearinger of Fayette
McKean of Jones

Bergan of Winneshiek 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 Dale M. Cochran, of Webster County, Iowa, who was a member of the Sixty-first, Sixty-second, Sixty-third, Sixty-fourth, Sixty-fifth, Sixty-sixth, Sixty-seventh, Sixty-seventh Extra, Sixty-eighth, Sixty-ninth, Sixty-ninth Extra, Sixty-ninth Second-Extra, Seventieth, and Seventy-first General Assemblies, passed away August 27, 2018; 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 March 27, 2019 memorial service.

Meyer, A. of Webster
Forbes of Polk
Bacon of Story

A. Meyer of Webster 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 Gregory A. Forristall, of Pottawattamie County, Iowa, who was a member of the Eighty-second, Eighty-third, Eighty-fourth, Eighty-fifth, Eighty-sixth, and Eighty-seventh (1st session) General Assemblies, passed away May 10, 2017; 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 March 27th, 2019 memorial service.

Dolecheck of Ringgold
Sieck of Mills
McConkey of Pottawattamie

Dolecheck of Ringgold 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 Willie Stevenson Glanton, of Polk County, Iowa, who was a member of the Sixty-first General Assembly, passed away July 6, 2017; 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 March 27th, 2019 memorial service.

Lohse of Polk
Gaines of Polk
Landon of Polk

Lohse of Polk 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 John Morse Greig, of Emmet County, Iowa, who was a member of the Seventy-fifth, Seventy-sixth, and Seventy-seventh General Assemblies, passed away February 24, 2018; 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 March 27th, 2019 memorial service.

Gassman of Winnebago
Heddens of Story
Baxter of Hancock

Gassman of Winnebago 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 Curtis “Curt” Hanson, of Jefferson County, Iowa, who was a member of the Eighty-third, Eighty-fourth, Eighty-fifth, Eighty-sixth, and Eighty-seventh (1st Session) General Assemblies, passed away June 16, 2017; 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 March 27th, 2019 memorial service.

Shiple of Jefferson
Gaskill of Wapello
Klein of Washington

Shiple of Jefferson 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 Myron “Dell” Hanson Jr., of Benton County, Iowa, who was a member of the Eightieth General Assembly, passed away November 6, 2017; 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 March 27th, 2019 memorial service.

Gerhold of Benton
Ehlert of Linn
Zumbach of Linn

Gerhold 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 Danny J. Holmes, of Scott County, Iowa, who was a member of the Seventy-seventh, and Seventy-eighth General Assemblies, passed away March 7, 2017; 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 March 27th, 2019 memorial service.

Paustian of Scott
Winckler of Scott
Mohr of Scott

Paustian of Scott 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 Karl Kiilsholm, of Dickinson County, Iowa, who was a member of the Sixty-second General Assembly, passed away December 23, 2018; 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 March 27th, 2019 memorial service.

Wills of Dickinson
Steckman of Cerro Gordo
Jones of Clay

Wills of Dickinson 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 Robert H. Renken, of Butler County, Iowa, who was a member of the Sixty-eighth, Sixty-ninth, Sixty-ninth Extra, Sixty-ninth Second-Extra, Seventieth, Seventy-first, Seventy-second, Seventy-second Extra, Seventy-second Second-Extra, Seventy-third, Seventy-fourth, Seventy-fourth Extra, Seventy-fourth Second-Extra, Seventy-fifth, and Seventy-sixth General Assemblies, passed away December 29, 2018; 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 March 27th, 2019 memorial service.

Grassley of Butler
Smith, M. of Marshall
Salmon of Black Hawk

Grassley of Butler 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 Dale Rickert, of Louisa County, Iowa, who was a member of the Sixty-first General Assembly, passed away March 23, 2017; 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 March 27th, 2019 memorial service.

Kerr of Louisa
Mascher of Johnson
Carlson of Muscatine

Kerr of Louisa 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 John P. Sunderbruch, of Scott County, Iowa, who was a member of the Seventy-eighth General Assembly, passed away August 4, 2017; 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 March 27th, 2019 memorial service.

Paustian of Scott
Winckler of Scott
Kaufmann of Cedar

Paustian of Scott 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 Andrew Varley, of Adair County, Iowa, who was a member of the Sixty-second, Sixty-third, Sixty-fourth, Sixty-fifth, Sixty-sixth, Sixty-seventh, and Sixty-seventh Extra General Assemblies, passed away November 19, 2018; 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 March 27th, 2019 memorial service.

Sorensen of Adair
Judge of Dallas
Gustafson of Madison

Sorensen of Adair moved the adoption of House Memorial Resolution 114.

The motion prevailed and the resolution was adopted.

CONSIDERATION OF BILLS
Regular Calendar

House File 566, a bill for an act relating to criminal trespass while hunting, fishing, or trapping, and providing penalties, was taken up for consideration.

Kerr 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?" (H.F. 566)

The ayes were, 74:

- | | | | |
|--------------|-----------|--------------|----------|
| Bacon | Baxter | Bearinger | Bergan |
| Best | Bossman | Breckenridge | Brink |
| Brown-Powers | Carlson | Cohoon | Derry |
| Deyoe | Dolecheck | Ehlert | Fisher |
| Forbes | Fry | Gaskill | Gassman |
| Gerhold | Grassley | Gustafson | Hagenow |
| Hanusa | Heddens | Hein | Hinson |
| Hite | Holt | Huseman | Jacobsen |
| Jeneary | Jones | Judge | Kaufmann |
| Kerr | Klein | Konfrst | Kressig |
| Kurtz | Landon | Lohse | Lundgren |

Matson	Maxwell	McConkey	McKean
Meyer, A.	Mohr	Mommsen	Moore
Nielsen	Osmundson	Ourth	Paustian
Prichard	Salmon	Sexton	Shipley
Sieck	Smith, R.	Sorensen	Sunde
Thede	Thompson	Thorup	Upmeyer, Spkr.
Williams	Wills	Windschitl	Worthan
Zumbach	Wheeler, Presiding		

The nays were, 25:

Abdul-Samad	Anderson	Bennett	Donahue
Gaines	Hall	Hunter	Isenhart
Jacoby	James	Kacena	Kurth
Lensing	Mascher	Meyer, B.	Mitchell
Oldson	Olson	Running-Marquardt	Smith, M.
Staed	Steckman	Wessel-Kroeschell	Winckler
Wolfe			

Absent or not voting, 1:

Bloomingtondale

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 hunting by persons under the age of sixteen, 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?" (H.F. 599)

The ayes were, 87:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bergan	Best	Bossman
Breckenridge	Brink	Brown-Powers	Carlson
Cohoon	Derry	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Fry	Gaines	Gassman	Gerhold
Grassley	Gustafson	Hagenow	Hall
Hanusa	Hein	Hinson	Hite
Holt	Huseman	Jacobsen	Jacoby
Jeneary	Jones	Judge	Kacena
Kaufmann	Kerr	Klein	Konfrst

Kressig	Kurth	Kurtz	Landon
Lohse	Lundgren	Matson	Maxwell
McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nielsen	Oldson	Olson	Osmundson
Ourth	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shiple	Sieck
Smith, M.	Smith, R.	Sorensen	Steckman
Sunde	Thede	Thompson	Thorup
Williams	Wills	Windschitl	Wolfe
Worthan	Zumbach	Wheeler, Presiding	

The nays were, 11:

Bennett	Gaskill	Heddens	Hunter
Isenhardt	James	Lensing	Mascher
Staed	Wessel-Kroeschell	Winckler	

Absent or not voting, 2:

Bloomingtondale Upmeyer, Spkr.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 605, a bill for an act relating to insurance notices and documents delivered by electronic means to a consumer that purchases portable electronics insurance in a retail transaction, was taken up for consideration.

SENATE FILE 559 SUBSTITUTED FOR HOUSE FILE 605

Mitchell of Henry asked and received unanimous consent to substitute Senate File 559 for House File 605.

Senate File 559, a bill for an act relating to insurance notices and documents delivered by electronic means to a consumer that purchases portable electronics insurance in a retail transaction, was taken up for consideration.

Mitchell 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. 559)

The ayes were, 98:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nielsen	Oldson	Olson	Osmundson
Ourth	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shiple	Sieck
Smith, M.	Smith, R.	Sorensen	Staed
Steckman	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Williams	Wills
Winckler	Windschitl	Wolfe	Worthan
Zumbach	Wheeler, Presiding		

The nays were, none.

Absent or not voting, 2:

Bloomingtondale Upmeyer, Spkr.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 637, a bill for an act relating to reports relating to misconduct of certain school employees required to be submitted to the board of educational examiners, was taken up for consideration.

Brink 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. 637)

The ayes were, 98:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhart	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nielsen	Oldson	Olson	Osmundson
Ourth	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shiple	Sieck
Smith, M.	Smith, R.	Sorensen	Staed
Steckman	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Williams	Wills
Winckler	Windschitl	Wolfe	Worthan
Zumbach	Wheeler, Presiding		

The nays were, none.

Absent or not voting, 2:

Bloomingtondale Upmeyer, Spkr.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 660, a bill for an act relating to licensing sanctions against individuals who default or are delinquent on student loan debt or on a related service obligation, was taken up for consideration.

SENATE FILE 304 SUBSTITUTED FOR HOUSE FILE 660

Sorensen of Adair asked and received unanimous consent to substitute Senate File 304 for House File 660.

Senate File 304, a bill for an act relating to licensing sanctions against individuals who default or are delinquent on student loan debt or on a related service obligation, was taken up for consideration.

Sorensen of Adair 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. 304)

The ayes were, 96:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossmann	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhardt	Jacobsen
Jacoby	Jeneary	Jones	Judge
Kacena	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Kurtz
Landon	Lensing	Lohse	Mascher
Matson	Maxwell	McConkey	McKean
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nielsen	Oldson
Olson	Osmundson	Ourth	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shiple	Sieck	Smith, M.	Smith, R.
Sorensen	Staed	Steckman	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Williams	Wills	Winckler	Windschitl
Wolfe	Worthan	Zumbach	Wheeler, Presiding

The nays were, none.

Absent or not voting, 4:

Bloomingtondale	James	Lundgren	Upmeyer, Spkr.
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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 667, a bill for an act relating to the membership of the life and health insurance guaranty association, assessments to member insurers for insurance written by impaired or insolvent member insurers, and including applicability provisions, was taken up for consideration.

Jacobsen of Pottawattamie offered amendment H-1063 filed by him and moved its adoption.

Amendment H-1063 was adopted.

SENATE FILE 556 SUBSTITUTED FOR HOUSE FILE 667

Jacobsen of Pottawattamie asked and received unanimous consent to substitute Senate File 556 for House File 667.

Senate File 556, a bill for an act relating to the membership of the life and health insurance guaranty association, assessments to member insurers for insurance written by impaired or insolvent member insurers, and including applicability and effective date provisions, was taken up for consideration.

Jacobsen 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. 556)

The ayes were, 97:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhart	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell

McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mommsen	Moore	Nielsen
Oldson	Olson	Osmundson	Ourth
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Smith, M.
Smith, R.	Sorensen	Staed	Steckman
Sunde	Thede	Thompson	Thorup
Wessel-Kroeschell	Williams	Wills	Winckler
Windschitl	Wolfe	Worthan	Zumbach
Wheeler, Presiding			

The nays were, none.

Absent or not voting, 3:

Bloomington	Mohr	Upmeyer, Spkr.
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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 679, 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, and including retroactive applicability provisions, was taken up for consideration.

Lohse 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. 679)

The ayes were, 97:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr

Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mommsen	Moore	Nielsen
Oldson	Olson	Osmundson	Ourth
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shiple	Sieck	Smith, M.
Smith, R.	Sorensen	Staed	Steckman
Sunde	Thede	Thompson	Thorup
Wessel-Kroeschell	Williams	Wills	Winckler
Windschitl	Wolfe	Worthan	Zumbach
Wheeler, Presiding			

The nays were, none.

Absent or not voting, 3:

Bloomingtondale Mohr Upmeyer, Spkr.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 699, a bill for an act relating to weight limitations for certain implements of husbandry, was taken up for consideration.

SENATE FILE 555 SUBSTITUTED FOR HOUSE FILE 699

Mommsen of Clinton asked and received unanimous consent to substitute Senate File 555 for House File 699.

Senate File 555, a bill for an act relating to weight limitations for certain implements of husbandry, was taken up for consideration.

Mommsen of Clinton 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. 555)

The ayes were, 73:

Bacon	Baxter	Bearinger	Bergan
Best	Bossmann	Breckenridge	Brink
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Fisher	Forbes	Fry

Gaskill	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hall	Hanusa
Hein	Hinson	Hite	Holt
Huseman	Isenhart	Jacobsen	Jeneary
Jones	Judge	Kacena	Kaufmann
Kerr	Klein	Kurtz	Landon
Lohse	Lundgren	Maxwell	McKean
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nielsen	Olson
Osmundson	Ourth	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Smith, M.	Smith, R.	Sorensen
Sunde	Thompson	Thorup	Williams
Wills	Windschitl	Worthan	Zumbach
Wheeler, Presiding			

The nays were, 25:

Abdul-Samad	Anderson	Bennett	Brown-Powers
Donahue	Ehlert	Gaines	Heddens
Hunter	Jacoby	James	Konfrst
Kressig	Kurth	Lensing	Mascher
Matson	McConkey	Oldson	Staed
Steckman	Thede	Wessel-Kroeschell	Winckler
Wolfe			

Absent or not voting, 2:

Bloomingtondale Upmeyer, Spkr.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 734, a bill for an act relating to postconviction DNA profiling procedure, was taken up for consideration.

Mitchell of Henry offered amendment H-1071 filed by him and moved its adoption.

Amendment H-1071 was adopted.

Hinson 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. 734)

The ayes were, 98:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhart	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nielsen	Oldson	Olson	Osmundson
Ourth	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shiple	Sieck
Smith, M.	Smith, R.	Sorensen	Staed
Steckman	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Williams	Wills
Winckler	Windschitl	Wolfe	Worthan
Zumbach	Wheeler, Presiding		

The nays were, none.

Absent or not voting, 2:

Bloomingtondale Upmeyer, Spkr.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 743, a bill for an act requiring that the general assembly provide for the publication of certain material and associated electronic records pertaining to official legal publications, was taken up for consideration.

McKean 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. 743)

The ayes were, 98:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhart	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nielsen	Oldson	Olson	Osmundson
Ourth	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Smith, M.	Smith, R.	Sorensen	Staed
Steckman	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Williams	Wills
Winckler	Windschitl	Wolfe	Worthan
Zumbach	Wheeler, Presiding		

The nays were, none.

Absent or not voting, 2:

Bloomingtondale Upmeyer, Spkr.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Wills of Dickinson asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 566, 599, 637, 679, 734, 743** and **Senate Files 304, 555, 556** and **559**.

HOUSE FILES WITHDRAWN

Wills of Dickinson asked and received unanimous consent to withdraw House Files 145, 164, 437, 605, 660, 667 and 699 from further consideration by the House.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Bloomingtondale of Worth

On motion by Wills of Dickinson, the House was recessed at 11:33 a.m., until the conclusion of the afternoon committee block.

AFTERNOON SESSION

The House reconvened at 4:40 p.m., Speaker Upmeyer in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Madam Speaker: I am directed to inform your honorable body that the Senate has on March 26, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 266, a bill for an act relating to the civil commitment of sexually violent predators.

Also: That the Senate has on March 26, 2019, adopted the following resolution in which the concurrence of the House is asked:

Senate Concurrent Resolution 1, a concurrent resolution urging Congress to enact legislation to limit the interest rates collected or imposed by the United States Department of Education for certain federal student college loans.

Also: That the Senate has on March 26, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 167, a bill for an act relating to eligibility for the health care loan repayment program.

Also: That the Senate has on March 26, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 210, a bill for an act providing for the designation of a lay caregiver relating to a patient's inpatient stay at a hospital.

Also: That the Senate has on March 26, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 337, a bill for an act providing for exceptions to the state child labor law.

Also: That the Senate has on March 26, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 343, a bill for an act prohibiting the use of automated or remote systems for traffic law enforcement, including prohibiting the sharing of related information and requiring the removal of existing systems, and including effective date provisions.

Also: That the Senate has on March 26, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 394, a bill for an act relating to requirements school districts and accredited nonpublic schools must meet to provide distance learning classes that meet the requirements of Iowa's education program.

Also: That the Senate has on March 26, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 437, a bill for an act relating to academic eligibility standards for public school students participating in school-approved activities.

Also: That the Senate has on March 26, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 502, a bill for an act relating to disclosures of certain information, including reprisals with respect to employees of a political subdivision of the state and providing information to employees concerning the office of ombudsman.

Also: That the Senate has on March 26, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 569, a bill for an act relating to business entities, by providing for different types of limited liability companies and the dissolution of limited liability companies, and including effective date provisions.

Also: That the Senate has on March 26, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 590, a bill for an act relating to payments from the indigent defense fund by the state public defender for costs incurred by a privately retained attorney representing an indigent person.

W. CHARLES SMITHSON, Secretary

INTRODUCTION OF BILLS

House File 749, by committee on Ways and Means, a bill for an act relating to snowmobile user permits and registration fees.

Read first time and placed on the **Ways and Means calendar**.

House File 750, by committee on Ways and Means, a bill for an act relating to the powers and duties of the department of agriculture and land stewardship, by changing the name of the weather bureau, modifying provisions applicable to demonstration projects involving alternative fuels, transferring certain Code sections, providing for the use of certain appropriated moneys for surface water quality, and eliminating certain watershed demonstration pilot projects.

Read first time and placed on the **Ways and Means calendar**.

SENATE MESSAGES CONSIDERED

Senate File 167, by committee on Education, a bill for an act relating to eligibility for the health care loan repayment program.

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

Senate File 210, by committee on Human Resources, a bill for an act providing for the designation of a lay caregiver relating to a patient's inpatient stay at a hospital.

Read first time and **passed on file**.

Senate File 337, by committee on Commerce, a bill for an act providing for exceptions to the state child labor law.

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

Senate File 343, by committee on Judiciary, a bill for an act prohibiting the use of automated or remote systems for traffic law enforcement, including prohibiting the sharing of related information and requiring the removal of existing systems, and including effective date provisions.

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

Senate File 394, by committee on Education, a bill for an act relating to requirements school districts and accredited nonpublic schools must meet to provide distance learning classes that meet the requirements of Iowa's education program.

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

Senate File 437, by committee on Education, a bill for an act relating to academic eligibility standards for public school students participating in school-approved activities.

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

Senate File 569, by committee on Judiciary, a bill for an act relating to business entities, by providing for different types of limited liability companies and the dissolution of limited liability companies, and including effective date provisions.

Read first time and **passed on file**.

Senate File 590, by committee on Judiciary, a bill for an act relating to payments from the indigent defense fund by the state public defender for costs incurred by a privately retained attorney representing an indigent person.

Read first time and **passed on file**.

CONSIDERATION OF BILL Regular Calendar

House File 732, a bill for an act relating to the medical cannabidiol Act, was taken up for consideration.

Shipley of Jefferson asked and received unanimous consent to withdraw amendment H-1073 filed by him on March 25, 2019.

Breckenridge of Jasper offered amendment H-1074 filed by Prichard of Floyd.

Breckenridge of Jasper asked and received unanimous consent to withdraw amendment H-1079, to amendment H-1074, filed by

Prichard of Floyd from the floor.

Breckenridge of Jasper offered amendment H-1080, to amendment H-1074, filed by Prichard of Floyd from the floor and moved its adoption.

Amendment H-1080, to amendment H-1074, was adopted.

Breckenridge of Jasper moved the adoption of amendment H-1074, as amended.

Amendment H-1074, 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. 732)

The ayes were, 96:

Abdul-Samad	Anderson	Bacon	Bearinger
Bennett	Bergan	Best	Bossman
Breckenridge	Brink	Brown-Powers	Carlson
Cohoon	Derry	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Fry	Gaines	Gaskill	Gassman
Gerhold	Grassley	Hagenow	Hall
Hanusa	Heddens	Hein	Hinson
Hite	Holt	Hunter	Huseman
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kacena
Kaufmann	Kerr	Klein	Konfrst
Kressig	Kurth	Kurtz	Landon
Lensing	Lohse	Lundgren	Mascher
Matson	Maxwell	McConkey	McKean
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nielsen	Oldson
Olson	Osmundson	Ourth	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shiple	Sieck	Smith, M.	Smith, R.
Sorensen	Staed	Steckman	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Williams	Wills	Winckler	Windschitl
Wolfe	Worthan	Zumbach	Speaker
			Upmeyer

The nays were, 3:

Baxter Gustafson Wheeler

Absent or not voting, 1:

Bloomington

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGE

Hagenow of Dallas asked and received unanimous consent that **House File 732** be immediately messaged to the Senate.

REFERRED

The Speaker announced that House File 666, previously placed on the **calendar** was referred to committee on **Ways and Means**.

SUBCOMMITTEE ASSIGNMENTS

Senate File 435

Transportation: Lohse, Chair; Thorup and Williams.

Senate File 438

Education: Wheeler, Chair; Dolecheck, Matson, Moore, and R. Smith.

Senate File 442

Transportation: Thorup, Chair; Huseman and R. Smith.

Senate File 448

Judiciary: Bergan, Chair; Hite and Wolfe.

Senate File 478

Transportation: Sieck, Chair; Cohoon and A. Meyer.

Senate File 561

Commerce: Deyoe, Chair; McConkey and Wills.

Senate File 576

Human Resources: Fry, Chair; Best and Heddens.

Senate File 581

State Government: Bergan, Chair; Konfrst and Thompson.

COMMITTEE RECOMMENDATIONS

MADAM 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 265, a bill for an act providing for the sale of certain mushrooms at farmers markets, and providing an effective date.

Fiscal Note: **No**

Recommendation: **Do Pass** March 26, 2019.

COMMITTEE ON COMMERCE

Senate File 341, a bill for an act relating to assistance animals and service animals in housing, service animals and service-animals-in-training in public accommodations, and misrepresentation of an animal as a service animal or a service-animal-in-training, providing penalties, and including effective date and applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 25, 2019.

COMMITTEE ON NATURAL RESOURCES

Senate File 86, a bill for an act requiring the department of natural resources to include anatomical donor symbols on certain licenses.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H-1077** March 25, 2019.

AMENDMENTS FILED

H-1075 H.F. 484 Olson of Polk

H-1076	H.F.	722	Bergan of Winneshiek James of Dubuque Osmundson of Clayton
H-1077	S.F.	86	Committee on Natural Resources
H-1078	H.F.	355	Sorensen of Adair
H-1079	H.F.	732	Prichard of Floyd
H-1080	H.F.	732	Prichard of Floyd

On motion by Hagenow of Dallas, the House adjourned at 4:59 p.m., until 8:30 a.m., Wednesday, March 27, 2019.

JOURNAL OF THE HOUSE

Seventy-third Calendar Day - Forty-sixth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, March 27, 2019

The House met pursuant to adjournment at 8:33 a.m., Speaker Upmeyer in the chair.

Prayer was offered by Pastor Josh Miller, Carlton Brethren Church, Garwin. He was the guest of Fisher of Tama.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Josiah Meier, Page from Osage.

The Journal of Tuesday, March 26, 2019, was approved.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Madam Speaker: I am directed to inform your honorable body that the Senate has on March 26, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 523, a bill for an act relating to the nonconsensual cause of death of and serious injury to an unborn person, and providing penalties.

W. CHARLES SMITHSON, Secretary

INTRODUCTION OF BILL

House File 751, by Gerhold, Jeneary, Thompson, Gustafson, Shipley, and Moore, a bill for an act reducing inheritance tax rates, and including effective date and applicability provisions.

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

SENATE MESSAGE CONSIDERED

Senate File 502, by committee on Local Government, a bill for an act relating to disclosures of certain information, including reprisals with respect to employees of a political subdivision of the state and providing information to employees concerning the office of ombudsman.

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

SPECIAL PRESENTATION

M. Smith of Marshall introduced to the House, former legislator William Hill.

The House rose and expressed its welcome.

COMMITTEE TO NOTIFY THE SENATE

Bacon of Story 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: Bacon of Story, Chair; Gerhold of Benton and Mascher of Johnson.

On motion by Hagenow of Dallas, the House was recessed at 8:44 a.m., until 2:00 p.m.

AFTERNOON SESSION

The House reconvened at 2:02 p.m., Speaker Upmeyer in the chair.

Bacon of Story, 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-FIFTH BIENNIAL SESSION

In accordance with House Concurrent Resolution 12 duly adopted, the Joint Convention was called to order at 2:05 p.m., President Schneider presiding.

Senator Whitver of Polk 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 Schneider announced a quorum present and the Joint Convention duly organized.

President Schneider presented Senator Behn of Boone who welcomed the Pioneer Lawmakers on behalf of the Senate.

President Schneider presented Speaker Linda Upmeyer who welcomed the Pioneer Lawmakers on behalf of the House.

President Schneider presented Senator Dotzler of Black Hawk who responded to the welcome and announced the 1999 class of legislators who were eligible to become members of the Pioneer Lawmakers.

PIONEER LAWMAKERS
CLASS OF 1999

SENATE

Joe Bolkcom

David Miller

Mark Shearer

John Judge

Mike Sexton

Betty Soukup

HOUSE OF REPRESENTATIVES

Clel Baudler	Carmine Boal
Clarence Hoffman	Lance Horbach
Michael Jager	David Johnson
Steve Kettering	Mark Kuhn
Dennis Parmenter	Scott Raecker
Greg Stevens	James Van Engelenhoven

Honorary members of the 2019 class were the following:

HONORARY PIONEER LAWMAKERS

Joni Arnett	Susan Cameron Daeman
John Pederson	Bill Petroski
Gary Steinke	Kristi Wentz
Mark Willemsen	

Senator Dotzler introduced Bill Petroski, who addressed the Joint Convention as follows:

PIONEER LAWMAKERS ADDRESS

Good afternoon Speaker Upmeyer, President Schneider, distinguished members of the Iowa House and Senate, and special guests:

One of my favorite political quotes came from the late U.S. Sen. and Vice President Hubert H. Humphrey. He remarked, "It is always a risk to speak to the press: they are likely to report what you say."

Thank you to so many of you who have been so helpful to the men and women on the Iowa House and Senate press benches, as well as your local news organizations, in their effort to share news with the citizens of Iowa. I have already told many of you how grateful I have been for your cooperation for so many years.

I truly believe I have had one of the best jobs in American journalism the past 37 years as a state government reporter for the Des Moines Register.

I have been to all 99 Iowa counties over and over in one of the most beautiful states in the nation to write about some of the most interesting people and issues you could imagine. As a journalist, I have been able to walk down Main Street of any community in Iowa, or into any cafe or tavern, tell them I work for the Register, and almost everybody has been nice and pleasant to talk with. I have almost always had the same experience at the Iowa Capitol.

But being an older, balding reporter who always wears a coat and tie as I have traveled the state to write about politics has sometimes created unanticipated situations. Near the end of the 2016 presidential campaign, I covered vice presidential candidate Mike Pence as he spoke to a Republican rally at Iowa Central Community College in Fort Dodge. Lots of prominent Iowa Republicans were there, as you might expect. I particularly remember talking with Sen. Tim Kraayenbrink, who told me he was very optimistic about GOP chances in state legislative races, and he turned out to be right.

After Pence finished speaking, I wrapped up some work on my laptop and headed back to my car in the parking lot. A very nice man who I had never met stopped me and thanked me for coming, which isn't unusual for a Register reporter. We talked seriously for a few minutes and he asked me some questions about Washington politics. As we departed, the man expressed good wishes to me and remarked, "Thank you very much. It was a great honor and a pleasure to meet you, Congressman King. You are Congressman King, aren't you?"

This wasn't the first time somebody in the 4th Congressional District has mistaken me for Steve King, which has amused my journalistic colleagues. But I quickly explained that no, I was a reporter from the Des Moines Register. Now I want you to know that Steve King called me to wish me well when I retired, so I am pretty sure he wouldn't be offended by the mix-up.

I have had some experiences covering state government in Iowa that most Iowans will never have. This includes having had lunch in the inmate dining halls of all nine of Iowa's state prisons and talking with many inmates in their cells and work areas. At the maximum-security Fort Madison penitentiary, which I have visited many times to talk with inmates and staff, the warden's executive officer Ron Welder used to joke that if the prison staff didn't like the story I wrote that day that they wouldn't let me leave the next time I came there.

On a couple of other occasions, I have sat in the front seat of an Iowa State Patrol car with the gas pedal floored on Interstate Highway 35 with a state trooper who was issuing tickets to speed violators. It was probably the only times I have ever been traveling in a car at around 100 mph while we were doing it legally.

On July 19, 1989, I was in Sioux City to cover the worst airplane disaster in Iowa history – the emergency crash landing of United Airlines Flight 232, which killed 112 people, but saw 184 people miraculously survive. The Sioux City airfield that day was filled with dozens of ambulances and volunteer fire trucks from many communities from long distances away, and metal pieces of the DC-10 aircraft were scattered everywhere. It was an incredibly tragic and stunning scene of life and death that I and many others will never forget. But the response by the hundreds of volunteers and professionals who rushed to crash site and Sioux City's hospitals was inspiring as well and they were called heroes for their efforts.

I have spent time on U.S. Army bases in five states outside of Iowa to report on Iowa National Guard troops who were away from home while serving our country. I have also written many, many stories about the deaths of Iowa military service members and I have attended some of their funerals. There's a memorial in the Iowa Capitol Rotunda downstairs with the pictures of fallen Iowa soldiers, sailors, airmen and Marines who have died in Iraq, Afghanistan and other combat zones. I urge you to visit that memorial and study their names and faces. I say a silent prayer every time I

see those pictures because I have interviewed the family members or friends of so many people who are included on that memorial. I know what good people those Iowa service members were and how much they are missed.

I was asked to reminisce today, but I wasn't told any topics were off limits. So I want to talk for a minute about the #metoo movement, the personal conduct of public officials, and being a journalist covering state government.

Everybody in this state knows there's been a lot of controversy regarding some incidents involving some Iowa legislators and other government officials over the past few years. But the truth is, this has been a bipartisan problem as long as I have been here, and well before then. And I can assure you it was a serious matter when I spent four sessions at the Minnesota Capitol in St. Paul covering the Minnesota Legislature before I came to Iowa in 1981. I particularly recall a prominent older male legislator from a small town in southern Minnesota being the focus of controversy after being accused in a Minneapolis Star newspaper story of making suggestive remarks to a young female lobbyist while they were having a dinner to discuss legislative policies. There was also lots of the same innuendo and gossip that we hear in Iowa that was heard at the Minnesota Capitol. And some of it was definitely true there, just as it has been here.

If there is one lesson I have learned about covering state government in Iowa it's that when someone gets involved in an affair or other questionable conduct as a politician or as a state administrator, somebody who knows about it will often respond by calling me, sending me a letter, or emailing the Des Moines Register or contacting one of my colleagues at another news organization. And while we couldn't always corroborate what happened, I have had many serious discussions with editors over the years about these types of situations, and we have written about some of them.

There's one incident from the 1990s that I won't forget. That's because I was standing outside this chamber in the Iowa Capitol Rotunda one day trying to find a male state legislator after he was named in a paternity lawsuit. He had abruptly disappeared on a busy day at the Legislature and I subsequently found out that an Iowa Department of Human Services employee had tipped him off that I was trying to interview him. The legislator had fled the chamber and ran out of the Iowa Capitol building and drove home for the weekend in an effort to avoid me. However, that lawsuit story still did get printed in the Des Moines Register.

And everyone from my generation who was covering state government will never forget an infamous bachelor party held at the Back Forty Lounge in Mingo in 1986. The party was attended by about 25 legislators, plus lobbyists and legislative staffers and at least a couple of journalists, but not me. It became newsworthy after we heard reports about a loud, cheering crowd, women dancing without their clothes on, and a shocking allegation of sexual misconduct. Five people were subsequently indicted for misdemeanor offenses, including two legislators as well as a lobbyist who lived across the street from me in Des Moines, although a judge later dismissed some of the charges against some of the accused.

One legislator eventually apologized for "inexcusable behavior" which I won't elaborate on, but you can do a Google search and find out more details. We wrote many stories about the Mingo party, but as you might imagine, a lot of people who were in attendance claimed they were in the kitchen or the restroom and they didn't hear or

see anything. Let me just say that those people were fortunate that they were not required to take a lie detector test.

Despite the personal shortfalls of some individuals, what I am sure many of us will remember most about government in Iowa is that there are a lot of sincere people from both parties who are very caring and community minded.

This makes me think of people like Jacqueline Day of Des Moines' east side. She was a former confidential secretary to Govs. Bob Ray and Norman Erbe. She also served on the Iowa Board of Parole, where I became acquainted with her.

Jackie Day was one of my best sources for years and she died in 2002. She had two sons who had enlisted in the Marine Corps and one of them was badly wounded in the Vietnam War. So when plans were unveiled for the Vietnam War Memorial on the Iowa Capitol grounds in the early 1980s, she helped to lead the fundraising effort. And when fundraising slowed down, Jackie did what she felt was the right thing for Iowa veterans. She and her family were people of working-class financial means, definitely not wealthy. But she signed a \$59,000 personal note to ensure the work would proceed -- and it got done. She later repaid the note with contributions from the public. Everyone who was there when the monument was dedicated across the street from the Iowa Capitol on Memorial Day in 1984 will never forget the sight and sounds of the military helicopters flying overhead in the missing man formation. Jackie's unselfish dedication prevailed.

Some of you here today attended a ribbon cutting in northwest Iowa last fall for the completion of U.S. Highway 20 as a four-lane expressway across the entire state – 300 miles between Dubuque and Sioux City. I first wrote about the U.S. 20 project in the 1980s, but it had already been underway for decades by then.

The U.S. 20 project is an example of what patience and persistence can accomplish. DOT engineers for years were against widening the two-lane road to four lanes in northwest Iowa. They had good reason because low traffic counts couldn't justify the high cost in sparsely populated rural areas.

But state leaders and members of Iowa's congressional delegation – along with dozens of community leaders across northern Iowa – never gave up. I particularly saw those community leaders over and over again for years as they pleaded their cases at Iowa Transportation Commission meetings in Ames. The U.S. 20 project had to wait until other four-lane road projects were finished elsewhere in Iowa and after the state's gas tax was increased by the Iowa Legislature in the 2015 session. But eventually it was completed, providing a much safer corridor for motorists, shorter travel times and alternative freight routes for shippers.

Iowa probably has one of the better systems of rural four-lane highways in the nation. Some of the most important corridors were developed as part of a Commercial and Industrial Highway Network supported by Gov. Branstad and backed by many state legislators from both parties and community leaders along the routes who believed it would bolster economic development. These were people like former Iowa Republican Senate leader Robert Rigler of New Hampton, who chaired the Iowa DOT Commission; and another former DOT chairman – Austin Turner of Corning. Some others included businessman Ernie Hayes of Mount Pleasant, who was a key advocate for the Avenue of the Saints highway; and people like Ed Augustine and Buck Boekelman of Fort

Dodge, Shirley Phillips of Sac City, and many, many others. They supported road improvements because they felt they were the best for Iowa in the long run, not because they stood to benefit personally.

There haven't been many times when I have failed to get an interview with a politician when I was assigned to do it. But when I was a much younger reporter – back in 1975 and 1976 and prior to joining the Register, I worked at the Albert Lea Tribune on the Minnesota-Iowa border, where our coverage area included Iowa communities like Lake Mills and Northwood. My editor, Jim Oliver, asked me to write a story about a young Republican legislator who was considered an up and comer in Iowa politics. Unfortunately, I got tied up on another assignment that Saturday so I was late arriving at the Winnebago County GOP convention in Forest City. The young legislator had already left to speak at another Republican event and I missed him, so it was another five or six years before I got hired by the Register and actually saw Terry Branstad for the first time. After he was elected governor in 1982, I ended up covering his administration during all six of his terms in office.

However, I did have an opportunity to interview a freshman member of Iowa's congressional delegation a few months later. His name was U.S. Rep. Charles Grassley. That was almost 43 years ago and believe me, he wasn't any different then than he is now. I remember asking Grassley at the time his thoughts about right-to-work laws, which he strongly favored. I mentioned this interview to U.S. Sen. Grassley a few years ago, and he clearly recalled every detail about why he was there that day and the Republican candidate he was helping by speaking at a campaign fundraiser.

After coming to the Register in the early 1980s I wasn't actually assigned to cover the Iowa House when Rep. Delwyn Stromer of Garner was Iowa House speaker. But I was covering state government agencies, and I did need to interview him. Speaker Stromer – everybody just called him Del - was a Republican who was well respected as a fair man who tried to work with people from both parties. So when his daughter, Rep. Linda Upmeyer, became Iowa House speaker more than three decades later, I honestly felt it was the most wonderful thing for me to be able to be here to see that happen and that I had the opportunity to say that I had interviewed her as well. I felt like I had a front row seat on Iowa history as it was being made, just as I stood in the Rotunda and saw Gov. Kim Reynolds be inaugurated in May 2017.

I have also had the honor of witnessing the careers of many other prominent Iowa politicians, including former Senate Majority Leader Michael Gronstal, whom I first met when he served in the Iowa House in the early 1980s. Another was former Iowa Gov. and state Sen. Tom Vilsack, whom I first became acquainted with when he was a lawyer and mayor in Mount Pleasant because his wife, Christie, was a correspondent for the Des Moines Register. I can tell you that when Gronstal and Tom Vilsack were just first-term lawmakers they were both meticulously well versed on government policies and I think most people took them very seriously.

I particularly recall the first time I telephoned the Washington office of Iowa Congressman Neal Smith, a Democrat from Des Moines who still holds the record as the longest serving U.S. House member in Iowa history, holding his seat from 1959 to 1995. He is now 99 years old and he is a humble man who has never had any pretensions. When I called Smith's office that day, I asked to talk with his press secretary, but his aide Park Rinard explained that Smith didn't have a press secretary. This was the first time I had ever heard of such a thing for a congressman. Rinard

asked me to wait a minute so Smith could call a recess during a U.S. House committee meeting he was chairing in Washington so the congressman could come to the phone and take the call himself, which he did.

If there is one thing that has changed since I have arrived here it's been a much sharper division of partisanship and much less representation of the entire political spectrum within both political parties. If you look at the history of Iowa politics, there has always been vigorous party activity and negative campaigning certainly isn't anything new. But the degree of polarization is significantly greater now than when I arrived here. I could dedicate an entire speech to this topic, but just let me say that the past era saw far less money being spent on campaigns, there was no Facebook or Twitter or non-stop political arguments on cable TV shows. It was also not uncommon in the past to have some conservative Democratic politicians and some liberal Republicans.

Of course, the process of news gathering has changed dramatically since I covered my first legislative session in 1978. We didn't have the Internet back then, but I did write stories on one of the first portable computers – a 40-pound suitcase-sized device with a keyboard and a tiny black and white electronic screen. I sent my stories to my editors via a telephone line that connected with equipment in the newsroom that printed out the type for publication.

Today, covering legislative news has changed dramatically because of the Internet and social media. In recent years, I have posted stories at every hour of the day and night and on Saturdays and Sundays, which is why I have had to call some of you folks at home at night, on weekends and at other times.

One thing hasn't changed, though. We still have disagreements with state and local government officials on a fairly regular basis over what information should be classified as public and what should be kept private. I agree with Justice Louis Brandeis, who favored a policy of transparency, saying "If the broad light of day could be let in upon men's actions, it would purify them as the sun disinfects."

One of my late Register colleagues, reporter Nick Lamberto, was a Remsen native from northwest Iowa who had been a U.S. combat pilot who hunted German U-Boats in the North Atlantic during World War II. When occasions arose when a public official in Iowa refused to talk with him or denied him public records, he used to read them the riot act, which I personally witnessed many times. He told them we fought in World War II against the Nazis for the right to have an open government and that's what differentiated us from Hitler and the other fascists. And believe me, that was a convincing argument. When Nick died, he was buried in his military uniform.

As I close today, I want everyone to know how grateful I am that I have had the opportunity to cover state government in Iowa the past 37 years. I know how hard many legislators work because I have sat at the press bench in empty House and Senate chambers late in the day or at night when no one else from the public was around and seen many legislators – Democrats and Republicans – as well as their staffs, putting in long hours to get their work finished. You folks know who you are.

People at the Iowa Capitol are not all perfect; we know that because as journalists we have written many stories citing their shortcomings and failures. But overall, I can honestly say from having been here that I have respect for the many very dedicated,

well-intentioned people who give 100 percent here every day with the goal of providing the best public service they can accomplish.

You have been great to work with and I wish everyone well. God Bless. Thank you.

On motion by Hagenow of Dallas, the Joint Convention was dissolved at 2:37 p.m.

On motion by Hagenow of Dallas, the House was recessed at 2:55 p.m., until the conclusion of the committee on Government Oversight.

AFTERNOON SESSION

The House reconvened at 4:55 p.m., Speaker Upmeyer in the chair.

INTRODUCTION OF BILL

House File 752, by committee on Ways and Means, a bill for an act relating to professional licensing, including by providing for a review of professional licenses and allowing for preapplication qualification reviews, and providing fees.

Read first time and placed on the **Ways and Means calendar**.

SENATE MESSAGE CONSIDERED

Senate File 523, by committee on Judiciary, a bill for an act relating to the nonconsensual cause of death of and serious injury to an unborn person, and providing penalties.

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

COMMITTEE REVISION

The Speaker announced the following change to committee assignments effective March 26, 2019:

Administration and Regulation Appropriations Subcommittee
Sorensen replaced Bloomingdale

REREFERRED

The Speaker announced that Senate File 548, previously referred to committee on **Natural Resources** was rereferred to committee on **Agriculture**.

BILL SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on March 27, 2019, the following bill was approved and transmitted to the Secretary of State:

Senate File 274, an Act relating to speech and expression at public institutions of higher education, providing for remedies, and including effective date provisions.

HOUSE STUDY BILL COMMITTEE ASSIGNMENT

H.S.B. 250 Appropriations

Relating to the statewide preschool program by modifying provisions relating to eligibility, funding, and compulsory attendance and including applicability provisions.

SUBCOMMITTEE ASSIGNMENTS

House File 666 (Committee of the Whole)

Ways and Means: Bossman, Chair; Brown-Powers, Carlson, Forbes, Gaskill, Hein, Hite, Holt, Huseman, Isenhardt, Jacoby, James, Jones, Kaufmann, Kurth, Kurtz, Maxwell, McConkey, Nielsen, Osmundson, Sieck, Wheeler, Windschitl, Wolfe and Zumbach.

House File 751

Ways and Means: Windschitl, Chair; Hein and Jacoby.

Senate File 64

State Government: Thompson, Chair; Cohoon and Deyoe.

Senate File 306

Ways and Means: Sieck, Chair; Maxwell and McConkey.

Senate File 457

Ways and Means: Hite, Chair; Kaufmann and Wolfe.

COMMITTEE RECOMMENDATIONS

MADAM 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 674, a bill for an act regulating the use of automated traffic law enforcement systems, providing penalties, and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Failed to Pass** March 27, 2019.

Committee Bill (Formerly House File 673), to require radon testing and mitigation in public schools and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 27, 2019.

Committee Bill (Formerly House Study Bill 246), 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.

Fiscal Note: **No**

Recommendation: **Do Pass** March 27, 2019.

COMMITTEE ON VETERANS AFFAIRS

Senate File 280, a bill for an act relating to the residency of members of the armed forces stationed at specified military installations for purposes of hunting, fishing, and trapping privileges.

Fiscal Note: **No**

Recommendation: **Do Pass** March 26, 2019.

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House File 656), relating to the authority and duties of the auditor of state by modifying provisions relating to the collection of certain fees and the provision of municipal financial management training and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 27, 2019.

Committee Bill (Formerly House File 666), relating to professional licensing, including by providing for a review of professional licenses and allowing for preapplication qualification reviews, and providing fees.

Fiscal Note: **No**

Recommendation: **Do Pass** March 27, 2019.

Committee Bill (Formerly House File 733), relating to hemp, including the regulation of hemp, providing for enforcement and the confiscation and destruction or disposal of certain property, providing for fees, making appropriations, including penalties, and providing implementation and effective date provisions.

Fiscal Note: **No**

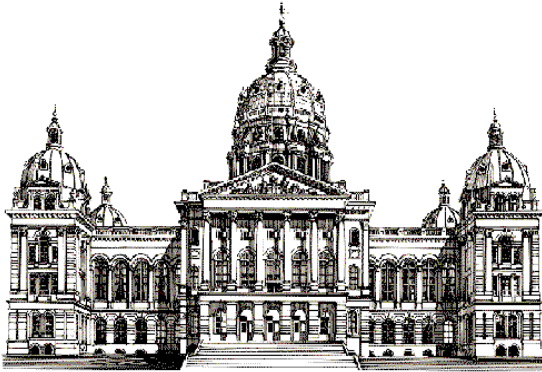
Recommendation: **Amend and Do Pass** March 27, 2019.

AMENDMENTS FILED

H-1081	H.F.	701	Moore of Cass
H-1082	H.F.	680	Best of Carroll
H-1083	H.F.	311	Maxwell of Poweshiek
H-1084	S.F.	316	Mascher of Johnson
H-1085	H.F.	311	Wolfe of Clinton
H-1086	H.F.	697	Holt of Crawford

On motion by Hagenow of Dallas, the House adjourned at 4:56 p.m., until 8:30 a.m., Thursday, March 28, 2019.

51st Memorial Service



Senate Chamber
Wednesday, March 27, 2019
7:00 p.m.

Charles Schneider
Dallas
President of the Senate

Linda Upmeyer
Cerro Gordo
Speaker of the House

W. Charles Smithson
Polk
Secretary of the Senate

Carmine Boal
Polk
Chief Clerk of the House

**JOINT MEMORIAL SERVICE
EIGHTY-EIGHTH GENERAL ASSEMBLY
SENATE CHAMBER
MARCH 27, 2019**

PROGRAM

President Charles Schneider, Presiding

“Iowa, My Iowa”Memorial Choir

Invocation.....President Charles Schneider

MEMORIALS

Readers: Rep. McKean, Sen. Bisignano, Rep. Ourth, Rep. Forbes, Sen. Celsi

Hon. James O. Anderson [H]
Hon. Florence Buhr [H/S]

Hon. Don Avenson [H]
Hon. Dale M. Cochran [H]

Hon. Leonard Boswell [S]
Hon. Joy Cole Corning [S]

“Come, Come Ye Saints”Memorial Choir

MEMORIALS

Readers: Rep. Dolecheck, Sen. Jochum, Rep. Gaskill, Rep. Holt, Sen. T. Taylor

Hon. Gregory A. Forristall [H]
Hon. John Morse Greig [H]
Hon. Danny J. Holmes [H]

Hon. Andy Frommelt [H/S]
Hon. Curt Hanson [H]
Hon. Cal Hultman [S]

Hon. Willie Glanton [H]
Hon. Myron “Dell” Hanson [H]
Hon. Karl Kiilsholm [H]

“American Anthem”Memorial Choir

MEMORIALS

Readers: Rep. McKean, Sen. Celsi, Sen. Bisignano, Rep. Winckler, Rep. Dolecheck

Hon. Robert Renken [H]
Hon. Tom Slater [S]
Hon. Andrew Varley [H]

Hon. Dale Rickert [H]
Hon. John P. Sunderbruch [H]

Hon. Jack Schroeder [H/S]
Hon. John Tapscott [H/S]

Responsorial Reading.....Led by President Schneider

“God Be With You”Memorial Choir

IN MEMORIAM

SERVED IN THE SENATE

Honorable Leonard Boswell (Decatur) 71st, 72nd, 72nd X, 72nd XX, 73rd, 74th, 74th X, 74th XX, 75th, 76th G.A. (1985-1996)

Honorable Joy Corning (Black Hawk) 71st, 72nd, 72nd X, 72nd XX, 73rd G.A. (1985-1991)

Honorable Cal Hultman (Montgomery) 65th, 66th, 67th, 67th X, 68th, 69th, 69th X, 69th XX, 70th, 71st, 72nd, 72nd X, 72nd XX, 73rd G.A. (1973-1991)

Honorable Tom Slater (Pottawattamie) 67th, 67th X, 68th, 69th, 69th X, 69th XX, 70th G.A. (1977-1985)

SERVED IN THE SENATE AND IN THE HOUSE OF REPRESENTATIVES

Honorable Florence Buhr (Polk) 70th, 71st, 72nd, 72nd X, 72nd XX, 73rd, 74th, 74th X, 74th XX, 75th G.A. (1983-1995)

Honorable Andy Frommelt (Dubuque) 55th, 56th, 57th, 58th, 59th, 60th, 60th X, 61st, 62nd, 63rd G.A. (1953-1971)

Honorable Jack Schroeder (Scott) 54th, 55th, 56th, 57th, 58th, 59th, 60th, 60th X, 61st G.A. (1951-1967)

Honorable John Tapscott (Polk) 62nd, 63rd, 64th G.A. (1967-1973)

SERVED IN THE HOUSE OF REPRESENTATIVES

Honorable James O. Anderson (Audubon) 68th, 69th, 69th X, 69th XX, 70th G.A. (1979-1985)

Honorable Don Avenson (Fayette) 65th, 66th, 67th, 67th X, 68th, 69th, 69th X, 69th XX, 70th, 71st, 72nd, 72nd X, 72nd XX, 73rd G.A. (1973-1991)

Honorable Dale M. Cochran (Webster) 61st, 62nd, 63rd, 64th, 65th, 66th, 67th, 67th X, 68th, 69th, 69th X, 69th XX, 70th, 71st G.A. (1965-1987)

Honorable Gregory A. Forristall (Pottawattamie) 82nd, 83rd, 84th, 85th, 86th, 87th G.A. (2007-2017)

Honorable Willie Glanton (Polk) 61st G.A. (1965-1967)

Honorable John Morse Greig (Emmet) 75th, 76th, 77th G.A. (1993-1999)

Honorable Curt Hanson (Jefferson) 83rd, 84th, 85th, 86th, 87th G.A. (2009-2017)

Honorable Myron "Dell" Hanson, Jr. (Benton) 80th G.A. (2003-2005)

Honorable Danny J. Holmes (Scott) 77th, 78th G.A. (1997-2001)

Honorable Karl Kiilsholm (Kossuth) 62nd G.A. (1967-1969)

Honorable Robert Renken (Butler) 68th, 69th, 69th X, 69th XX, 70th, 71st, 72nd, 72nd X, 72nd XX, 73rd, 74th, 74th X, 74th XX, 75th, 76th G.A. (1979-1997)

Honorable Dale Rickert (Louisa) 61st G.A. (1965-1967)

Honorable John P. Sunderbruch (Scott) 78th G.A. (1999-2001)

Honorable Andrew Varley (Adair) 62nd, 63rd, 64th, 65th, 66th, 67th, 67th X G.A. (1967-1979)

RESPONSORIAL READING

Please respond by reading the verses in *italics*

[Leader] In the rising of the sun and in its going down, we remember them.

In the blowing of the wind and in the chill of winter, we remember them.

[L] In the opening of the buds and in the rebirth of spring, we remember them.

In the blueness of the sky and in the warmth of summer, we remember them.

[L] In the rustling of the leaves and in the beauty of autumn, we remember them.

In the beginning of the year and when it ends, we remember them.

[L] When we are weary and in need of strength, we remember them.

When we are lost and sick at heart, we remember them.

[L] When we have joys we yearn to share, we remember them.

[ALL] So long as we live, they too shall live, for they are now a part of us, as we remember them.

Senate Memorial Committee

Senator Tony Bisignano
 Senator Claire Celsi
 Senator Bill Dotzler
 Senator Julian Garrett
 Senator Tom Greene
 Senator Amanda Ragan
 Senator Mark Segebart
 Senator Brad Zaun

House Memorial Committee

Representative Rob Bacon
 Representative Ashley Hinson
 Representative Jared Klein
 Representative Mary Mascher
 Representative Vicki Lensing

Candle Lighters

Ms. Brenda Curran
 Senator Tom Greene
 Senator Craig Johnson
 Ms. Connie McKean
 Senator Amanda Ragan
 Senator Roby Smith

Hosts

Representative Marti Anderson
 Ms. Nancy Garrett
 Senator Dennis Guth
 Representative Kenan Judge
 Representative Monica Kurth

Choir Director: Rep. Rob Bacon; Pianist: Rep. Ashley Hinson

Video recording: Craig Cronbaugh

Co-Coordinators: Meghan Nelson [House] & Maureen Taylor [Senate]

Flowers Arranged by Hy-Vee, Des Moines, Iowa

Refreshments provided by Hy-Vee

JOURNAL OF THE HOUSE

Seventy-fourth Calendar Day - Forty-seventh Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, March 28, 2019

The House met pursuant to adjournment at 8:36 a.m., Speaker Upmeyer in the chair.

Prayer was offered by Father Gehling, Hospice and Palliative Medicine Fellowship, Mason City. He was the guest of Steckman of Cerro Gordo.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Carson Hoffman, member of the United State Naval Sea Cadets from Liscomb. He was the guest of Thompson of Greene.

The Journal of Wednesday, March 27, 2019, was approved.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Madam Speaker: I am directed to inform your honorable body that the Senate has on March 27, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 159, a bill for an act relating to assessment scores set by the department of education for successful completion of a practitioner preparation program and for initial teacher licensure and providing for related matters.

Also: That the Senate has on March 27, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 388, a bill for an act relating to the Iowa patriots memorial highway, and including applicability provisions.

Also: That the Senate has on March 27, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 392, a bill for an act relating to sexual misconduct by a peace officer with offenders and juveniles in the peace officer's custody, and providing penalties.

Also: That the Senate has on March 27, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 449, a bill for an act relating to purple marks or caps on top of trees or posts to indicate that unlawful entry constitutes criminal trespass and making penalties applicable.

Also: That the Senate has on March 27, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 458, a bill for an act relating to debts for which the homestead is liable by providing that the homestead may be sold to satisfy debts secured by a mechanic's lien, including principal, interest, attorney fees, and costs.

Also: That the Senate has on March 27, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 513, a bill for an act relating to the prescribing and dispensing of self-administered hormonal contraceptives.

Also: That the Senate has on March 27, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 521, a bill for an act relating to goose hunting on private property.

Also: That the Senate has on March 27, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 526, a bill for an act creating a blue alert program within the department of public safety for the apprehension of a person suspected of killing or seriously injuring a peace officer in the line of duty or due to safety concerns for a peace officer missing while on duty.

Also: That the Senate has on March 27, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 549, a bill for an act relating to utility service cost disclosures in connection with certain rental properties, providing penalties, and including effective date provisions.

W. CHARLES SMITHSON, Secretary

INTRODUCTION OF BILL

House File 753, by committee on Ways and Means, a bill for an act relating to the assessment of fees when a public defender or designee requests copies of certain documents.

Read first time and placed on the **Ways and Means calendar**.

The House stood at ease at 8:41 a.m., until the fall of the gavel.

The House resumed session at 11:18 a.m. Windschitl of Harrison in the chair.

SENATE MESSAGES CONSIDERED

Senate File 159, by committee on Education, a bill for an act relating to assessment scores set by the department of education for successful completion of a practitioner preparation program and for initial teacher licensure and providing for related matters.

Read first time and **passed on file**.

Senate File 388, by Carlin, a bill for an act relating to the Iowa patriots memorial highway, and including applicability provisions.

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

Senate File 392, by committee on Judiciary, a bill for an act relating to sexual misconduct by a peace officer with offenders and juveniles in the peace officer's custody, and providing penalties.

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

Senate File 449, by committee on Judiciary, a bill for an act relating to purple marks or caps on top of trees or posts to indicate that unlawful entry constitutes criminal trespass and making penalties applicable.

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

Senate File 458, by committee on Judiciary, a bill for an act relating to debts for which the homestead is liable by providing that the homestead may be sold to satisfy debts secured by a mechanic's lien, including principal, interest, attorney fees, and costs.

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

Senate File 513, by committee on Human Resources, a bill for an act relating to the prescribing and dispensing of self-administered hormonal contraceptives.

Read first time and **passed on file**.

Senate File 521, by committee on Natural Resources and Environment, a bill for an act relating to goose hunting on private property.

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

Senate File 526, by committee on Judiciary, a bill for an act creating a blue alert program within the department of public safety for the apprehension of a person suspected of killing or seriously injuring a peace officer in the line of duty or due to safety concerns for a peace officer missing while on duty.

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

Senate File 549, by committee on State Government, a bill for an act relating to utility service cost disclosures in connection with certain rental properties, providing penalties, and including effective date provisions.

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

CONSIDERATION OF BILLS Regular Calendar

House File 289, a bill for an act concerning the distribution of gambling game receipts for charitable purposes, was taken up for consideration.

Wheeler 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. 289)

The ayes were, 97:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bergan	Best	Bloomingtondale
Bossman	Brink	Brown-Powers	Carlson
Cohoon	Derry	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Fry	Gaines	Gaskill	Gassman
Gerhold	Grassley	Gustafson	Hagenow
Hall	Hanusa	Heddens	Hein
Hinson	Hite	Holt	Hunter
Huseman	Isenhardt	Jacobsen	Jacoby
James	Jeneary	Jones	Judge
Kacena	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Kurtz
Landon	Lensing	Lohse	Lundgren
Mascher	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Oldson	Osmundson	Ourth	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shiple	Sieck	Smith, M.	Smith, R.
Sorensen	Staed	Steckman	Sunde
Thede	Thompson	Thorup	Upmeyer, Spkr.
Wessel-Kroeschell	Wheeler	Williams	Wills
Winckler	Wolfe	Worthan	Zumbach
Windschitl, Presiding			

The nays were, none.

Absent or not voting, 3:

Bennett	Breckenridge	Olson
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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 311, a bill for an act eliminating a requirement that an identification number be part of an application to obtain an authorization to operate a commercial establishment involved in the care of certain nonagricultural animals, was taken up for consideration.

Maxwell of Poweshiek offered amendment H-1083 filed by him and moved its adoption.

Amendment H-1083 was adopted.

Wolfe of Clinton offered amendment H-1085 filed by her.

Maxwell of Poweshiek rose on a point of order that amendment H-1085 was not germane.

The Speaker ruled the point well taken and amendment H-1085 not germane.

Wolfe of Clinton asked for unanimous consent to suspend the rules to consider amendment H-1085.

Objection was raised.

Wolfe of Clinton moved to suspend the rules to consider amendment H-1085.

Roll call was requested by Wolfe of Clinton and Prichard of Floyd.

On the question "Shall the rules be suspended to consider amendment H-1085?" (H.F. 311)

The ayes were, 43:

Abdul-Samad	Anderson	Bearinger	Brown-Powers
Cohoon	Derry	Donahue	Ehlert
Forbes	Gaines	Gaskill	Hall
Heddens	Hunter	Isenhart	Jacoby
James	Judge	Kacena	Konfrst
Kressig	Kurth	Kurtz	Lensing
Mascher	Matson	McConkey	Meyer, B.
Nielsen	Oldson	Ourth	Prichard
Running-Marquardt	Smith, M.	Smith, R.	Staed
Steckman	Sunde	Thede	Wessel-Kroeschell
Williams	Winckler	Wolfe	

The nays were, 54:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossmann	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanus	Hein	Hinson
Hite	Holt	Huseman	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Landon	Lohse	Lundgren
Maxwell	McKean	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Osmundson

Paustian	Salmon	Sexton	Shipley
Sieck	Sorensen	Thompson	Thorup
Upmeyer, Spkr.	Wheeler	Wills	Worthan
Zumbach	Windschitl, Presiding		

Absent or not voting, 3:

Bennett	Breckenridge	Olson
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The motion to suspend the rules lost.

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. 311)

The ayes were, 55:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Brown-Powers
Carlson	Deyoe	Dolecheck	Fisher
Fry	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hanusa	Hein
Hinson	Hite	Holt	Huseman
Jacobsen	Jeneary	Jones	Kaufmann
Kerr	Klein	Landon	Lohse
Lundgren	Maxwell	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Osmundson
Paustian	Salmon	Sexton	Shipley
Sieck	Smith, R.	Sorensen	Thompson
Thorup	Upmeyer, Spkr.	Wheeler	Wills
Worthan	Zumbach	Windschitl, Presiding	

The nays were, 42:

Abdul-Samad	Anderson	Bearinger	Cohoon
Derry	Donahue	Ehlert	Forbes
Gaines	Gaskill	Hall	Heddens
Hunter	Isenhardt	Jacoby	James
Judge	Kacena	Konfrst	Kressig
Kurth	Kurtz	Lensing	Mascher
Matson	McConkey	McKean	Meyer, B.
Nielsen	Oldson	Ourth	Prichard
Running-Marquardt	Smith, M.	Staed	Steckman
Sunde	Thede	Wessel-Kroeschell	Williams
Winckler	Wolfe		

Absent or not voting, 3:

Bennett Breckenridge Olson

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

House File 533, a bill for an act providing for the designation of a lay caregiver relating to a patient's inpatient stay at a hospital, was taken up for consideration.

SENATE FILE 210 SUBSTITUTED FOR HOUSE FILE 533

Dolecheck of Ringgold asked and received unanimous consent to substitute Senate File 210 for House File 533.

Senate File 210, a bill for an act providing for the designation of a lay caregiver relating to a patient's inpatient stay at a hospital, 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?" (S.F. 210)

The ayes were, 94:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bergan	Bloomingle	Bossman
Brink	Carlson	Cohon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gaskill	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hall	Hanusa
Heddens	Hein	Hinson	Hite
Holt	Hunter	Huseman	Isenhart
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kacena	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Kurtz	Landon	Lensing
Lohse	Lundgren	Mascher	Matson
Maxwell	McConkey	McKean	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommsen
Moore	Nielsen	Oldson	Osmundson
Ourth	Paustian	Prichard	Running-Marquardt

Salmon	Sexton	Shipley	Sieck
Smith, M.	Smith, R.	Sorensen	Staed
Steckman	Sunde	Thede	Thompson
Thorup	Upmeyer, Spkr.	Wessel-Kroeschell	Wheeler
Williams	Winckler	Wolfe	Worthan
Zumbach	Windschitl, Presiding		

The nays were, 3:

Best	Brown-Powers	Wills
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Absent or not voting, 3:

Bennett	Breckenridge	Olson
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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 638, a bill for an act relating to landlord remedies and procedures relating to failure to timely pay rent, abandonment, and forcible entry and detainer, was taken up for consideration.

Lohse 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. 638)

The ayes were, 64:

Bacon	Baxter	Bearinger	Bergan
Best	Bloomingdale	Bossman	Brink
Carlson	Cohoon	Deyoe	Dolecheck
Fisher	Forbes	Fry	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Hein
Hinson	Hite	Holt	Huseman
Jacobsen	Jeneary	Jones	Judge
Kacena	Kaufmann	Kerr	Klein
Landon	Lohse	Lundgren	Maxwell
McConkey	McKean	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Osmundson
Ourth	Paustian	Salmon	Sexton
Shipley	Sieck	Smith, M.	Sorensen
Thompson	Thorup	Upmeyer, Spkr.	Wheeler
Wills	Worthan	Zumbach	Windschitl, Presiding

The nays were, 33:

Abdul-Samad	Anderson	Brown-Powers	Derry
Donahue	Ehlert	Gaines	Heddens
Hunter	Isenhart	Jacoby	James
Konfrst	Kressig	Kurth	Kurtz
Lensing	Mascher	Matson	Meyer, B.
Nielsen	Oldson	Prichard	Running-Marquardt
Smith, R.	Staed	Steckman	Sunde
Thede	Wessel-Kroeschell	Williams	Winckler
Wolfe			

Absent or not voting, 3:

Bennett	Breckenridge	Olson
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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 Joint Resolution 14, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the qualifications of electors, was taken up for consideration.

House Joint Resolution 14, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the qualifications of electors.

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

Section 1. The following amendment to the Constitution of the State of Iowa is proposed:

Section 5 of Article II of the Constitution of the State of Iowa, as amended by the amendment of 2008, is amended to read as follows:

Sec. 5. Disqualified persons. A person adjudged mentally incompetent to vote or a person convicted of any infamous crime felony who has not discharged his or her sentence shall not be entitled to the privilege of an elector.

Sec. 2. REFERRAL AND PUBLICATION. The foregoing proposed amendment to the Constitution of the State of Iowa is referred to the general assembly to be chosen at the next general election for members of the general assembly, and shall be published as provided by law for three consecutive months previous to the date of that election.

EXPLANATION

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

This joint resolution proposes an amendment to the Constitution of the State of Iowa relating to the qualifications of electors. The amendment provides that a person who is convicted of a felony is not entitled to the privileges of an elector until that

person discharges his or her sentence. Under current law, a person convicted of any infamous crime is not entitled to the privileges of an elector unless that person's rights are restored by the governor.

The resolution, if adopted, would be published and then referred to the next general assembly (89th) for adoption, before being submitted to the electorate for ratification, was taken up for consideration.

Kaufmann of Cedar 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. 14)

The yeas were, 95:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bergan	Best	Bloomington
Bossman	Brink	Brown-Powers	Carlson
Cohoon	Derry	Deyoe	Dolecheck
Donahue	Ehlert	Forbes	Fry
Gaines	Gaskill	Gassman	Gerhold
Grassley	Gustafson	Hagenow	Hall
Hanusa	Heddens	Hein	Hinson
Hite	Holt	Hunter	Huseman
Isenhardt	Jacoby	James	Jeneary
Jones	Judge	Kacena	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Kurtz	Landon	Lensing
Lohse	Lundgren	Mascher	Matson
Maxwell	McConkey	McKean	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommsen
Moore	Nielsen	Oldson	Osmundson
Ourth	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Smith, M.	Smith, R.	Sorensen	Staed
Steckman	Sunde	Thede	Thompson
Thorup	Upmeyer, Spkr.	Wessel-Kroeschell	Wheeler
Williams	Wills	Winckler	Wolfe
Worthan	Zumbach	Windschitl,	
		Presiding	

The nays were, 2:

Fisher	Jacobsen
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Absent or not voting, 3:

Bennett	Breckenridge	Olson
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The joint resolution having received a constitutional majority was declared to have been adopted and agreed to by the House.

House File 680, a bill for an act relating to prescription drug benefits, pharmacies, pharmacy benefit managers, making penalties applicable, and including applicability provisions, was taken up for consideration.

Best of Carroll offered amendment H-1082 filed by him and moved its adoption.

Amendment H-1082 was adopted.

Best of Carroll 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. 680)

The ayes were, 96:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bergan	Best	Bloomingtondale
Bossman	Brink	Brown-Powers	Carlson
Cohoon	Derry	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Fry	Gaines	Gaskill	Gassman
Gerhold	Grassley	Gustafson	Hagenow
Hall	Hanusa	Heddens	Hein
Hinson	Hite	Holt	Hunter
Huseman	Isenhardt	Jacobsen	Jacoby
James	Jeneary	Jones	Judge
Kacena	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Kurtz
Landon	Lensing	Lohse	Lundgren
Mascher	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Oldson	Osmundson	Ourth	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shiple	Sieck	Smith, M.	Smith, R.
Sorensen	Staed	Steckman	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Wheeler	Williams	Wills	Winckler
Wolfe	Worthan	Zumbach	Windschitl, Presiding

The nays were, none.

Absent or not voting, 4:

Bennett Breckenridge Olson Upmeyer, Spkr.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 683, a bill for an act relating to the use of gasification and pyrolysis facilities for the conversion of certain recoverable waste materials, was taken up for consideration.

Sorensen of Adair offered amendment H-1051 filed by him and moved its adoption.

Amendment H-1051 was adopted.

SENATE FILE 534 SUBSTITUTED FOR HOUSE FILE 683

Sorensen of Adair asked and received unanimous consent to substitute Senate File 534 for House File 683.

Senate File 534, a bill for an act relating to the use of gasification and pyrolysis facilities for the conversion of certain recoverable waste materials, was taken up for consideration.

Sorensen of Adair 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. 534)

The ayes were, 90:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bergan	Best	Bloomingtondale
Bossman	Brink	Brown-Powers	Carlson
Derry	Deyoe	Dolecheck	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hite	Holt	Hunter
Huseman	Isenhardt	Jacobsen	Jacoby
James	Jeneary	Jones	Judge

Kacena	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Kurtz
Landon	Lensing	Lohse	Lundgren
Mascher	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Oldson	Osmundson	Ourth	Paustian
Prichard	Salmon	Sexton	Shipley
Sieck	Smith, M.	Smith, R.	Sorensen
Steckman	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Wheeler	Williams
Wills	Winckler	Wolfe	Worthan
Zumbach	Windschitl, Presiding		

The nays were, 6:

Cohoon	Donahue	Ehlert	Hinson
Running-Marquardt	Staed		

Absent or not voting, 4:

Bennett	Breckenridge	Olson	Upmeyer, Spkr.
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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 689, a bill for an act relating to the removal of county veterans service officers, was taken up for consideration.

Thompson of Greene 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. 689)

The ayes were, 96:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bergan	Best	Bloomingtondale
Bossman	Brink	Brown-Powers	Carlson
Cohoon	Derry	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Fry	Gaines	Gaskill	Gassman
Gerhold	Grassley	Gustafson	Hagenow
Hall	Hanusa	Heddens	Hein
Hinson	Hite	Holt	Hunter
Huseman	Isenhardt	Jacobsen	Jacoby
James	Jeneary	Jones	Judge

Kacena	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Kurtz
Landon	Lensing	Lohse	Lundgren
Mascher	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Oldson	Osmundson	Ourth	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shiple	Sieck	Smith, M.	Smith, R.
Sorensen	Staed	Steckman	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Wheeler	Williams	Wills	Winckler
Wolfe	Worthan	Zumbach	Windschitl, Presiding

The nays were, none.

Absent or not voting, 4:

Bennett	Breckenridge	Olson	Upmeyer, Spkr.
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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 731, a bill for an act relating to mandatory child abuse and dependent adult abuse reporter training requirements, was taken up for consideration.

Bergan of Winneshiek 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. 731)

The ayes were, 96:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bergan	Best	Bloomingtondale
Bossman	Brink	Brown-Powers	Carlson
Cohoon	Derry	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Fry	Gaines	Gaskill	Gassman
Gerhold	Grassley	Gustafson	Hagenow
Hall	Hanusa	Heddens	Hein
Hinson	Hite	Holt	Hunter
Huseman	Isenhardt	Jacobsen	Jacoby
James	Jeneary	Jones	Judge
Kacena	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Kurtz

Landon	Lensing	Lohse	Lundgren
Mascher	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Oldson	Osmundson	Ourth	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shipley	Sieck	Smith, M.	Smith, R.
Sorensen	Staed	Steckman	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Wheeler	Williams	Wills	Winckler
Wolfe	Worthan	Zumbach	Windschitl, Presiding

The nays were, none.

Absent or not voting, 4:

Bennett	Breckenridge	Olson	Upmeyer, Spkr.
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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 737, a bill for an act relating to the regulation of persons involved with animals other than livestock and certain wild animals, providing for criminal offenses and court orders associated with animal mistreatment, and including penalties, was taken up for consideration.

Paustian 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. 737)

The ayes were, 96:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bergan	Best	Bloomingtondale
Bossman	Brink	Brown-Powers	Carlson
Cohoon	Derry	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Fry	Gaines	Gaskill	Gassman
Gerhold	Grassley	Gustafson	Hagenow
Hall	Hanusa	Heddens	Hein
Hinson	Hite	Holt	Hunter
Huseman	Isenhardt	Jacobsen	Jacoby
James	Jeneary	Jones	Judge
Kacena	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Kurtz

Landon	Lensing	Lohse	Lundgren
Mascher	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Oldson	Osmundson	Ourth	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shipley	Sieck	Smith, M.	Smith, R.
Sorensen	Staed	Steckman	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Wheeler	Williams	Wills	Winckler
Wolfe	Worthan	Zumbach	Windschitl, Presiding

The nays were, none.

Absent or not voting, 4:

Bennett	Breckenridge	Olson	Upmeyer, Spkr.
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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

Hagenow of Dallas asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Joint Resolution 14, House Files 289, 311, 638, 680, 689, 731, 737** and **Senate Files 210** and **534**.

HOUSE FILES WITHDRAWN

Hagenow of Dallas asked and received unanimous consent to withdraw House Joint Resolution 1 and House Files 8, 340, 533, 538, 573 and 683 from further consideration by the House.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Bennett of Linn
Olson of Polk

Breckenridge of Jasper

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Madam Speaker: I am directed to inform your honorable body that the Senate has on March 28, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 170, a bill for an act relating to the publication duties of and the filling of vacancies on county agricultural extension councils and including effective date and applicability provisions.

Also: That the Senate has on March 28, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 333, a bill for an act relating to nonsubstantive Code corrections.

Also: That the Senate has on March 28, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 570, a bill for an act providing for immunity from civil liability for registered architects and professional engineers providing disaster emergency assistance under specified circumstances.

W. CHARLES SMITHSON, Secretary

SPONSORS ADDED

House File 346 – Donahue of Linn
Anderson of Polk
Bennett of Linn
Williams of Black Hawk

SUBCOMMITTEE ASSIGNMENTS

Senate File 388

Transportation: Huseman, Chair; Judge and Thorup.

Senate File 392

Judiciary: Kaufmann, Chair; Bennett and Klein.

Senate File 449

Judiciary: Paustian, Chair; Kaufmann and Wessel-Kroeschell.

Senate File 458

Judiciary: Jones, Chair; Konfrst and Mitchell.

Senate File 502

State Government: Jacobsen, Chair; Lensing and Thompson.

Senate File 526

State Government: Hinson, Chair; Derry and Mitchell.

Senate File 523

Judiciary: Hite, Chair; Holt and Wessel-Kroeschell.

Senate File 548

Agriculture: Sexton, Chair; Klein and R. Smith.

RESOLUTION FILED

H.C.R. 13, by Jacobsen, a concurrent resolution congratulating Google on its ten-year anniversary in the State of Iowa.

Laid over under **Rule 25**.

AMENDMENTS FILED

H-1087	H.F.	697	Derry of Polk
H-1088	H.F.	513	Moore of Cass
H-1089	H.F.	569	Bergan of Winneshiek

On motion by Hagenow of Dallas, the House adjourned at 12:53 p.m., until 10:00 a.m., Friday, March 29, 2019.

JOURNAL OF THE HOUSE

Seventy-fifth Calendar Day - Forty-eighth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Friday, March 29, 2019

The House met pursuant to adjournment at 10:00 a.m., Hinson of Linn in the chair.

Prayer was offered by Hinson of Linn.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Matthew Arenholz from Marion. He is the husband of Hinson of Linn.

The Journal of Thursday, March 28, 2019, was approved.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Madam Speaker: I am directed to inform your honorable body that the Senate has on March 28, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 340, a bill for an act relating to the notification of a county commission of veteran affairs of the incarceration of a veteran at a jail or municipal holding facility.

Also: That the Senate has on March 28, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 410, a bill for an act requiring that a primary runoff election be held in the event of an inconclusive primary election for certain offices, and including effective date and applicability provisions.

Also: That the Senate has on March 28, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 524, a bill for an act relating to sexual exploitation by a youth athletics coach and providing penalties.

Also: That the Senate has on March 28, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 528, a bill for an act relating to self-service storage facilities, including the creation and enforcement of liens on personal property within leased spaces.

W. CHARLES SMITHSON, Secretary

INTRODUCTION OF BILLS

House File 754, by committee on Ways and Means, a bill for an act relating to hemp, including the regulation of hemp, providing for enforcement and the confiscation and destruction or disposal of certain property, providing for fees, making appropriations, including penalties, and providing implementation and effective date provisions.

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

House File 755, by committee on Appropriations, a bill for an act to require radon testing and mitigation in public schools and including applicability provisions.

Read first time and placed on the **Appropriations calendar**.

House File 756, 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.

Read first time and placed on the **Appropriations calendar**.

House File 757, by committee on Ways and Means, a bill for an act relating to the authority and duties of the auditor of state by modifying provisions relating to the collection of certain fees and the provision of municipal financial management training and including applicability provisions.

Read first time and placed on the **Ways and Means calendar**.

SENATE MESSAGES CONSIDERED

Senate File 170, by Rozenboom, a bill for an act relating to the publication duties of and the filling of vacancies on county agricultural extension councils and including effective date and applicability provisions.

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

Senate File 333, by committee on Judiciary, a bill for an act relating to nonsubstantive Code corrections.

Read first time and **passed on file**.

Senate File 410, by committee on State Government, a bill for an act requiring that a primary runoff election be held in the event of an inconclusive primary election for certain offices, and including effective date and applicability provisions.

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

Senate File 524, by committee on Judiciary, a bill for an act relating to sexual exploitation by a youth athletics coach and providing penalties.

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

Senate File 528, by committee on Commerce, a bill for an act relating to self-service storage facilities, including the creation and enforcement of liens on personal property within leased spaces.

Read first time and **passed on file**.

Senate File 570, by committee on Judiciary, 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 referred to committee on **Judiciary**.

COMMITTEE REVISIONS

The Speaker announced the following changes to committee assignments effective immediately:

Administration and Regulation Appropriations Subcommittee
 Bloomingdale replaced Sorensen

Ways and Means
 Bloomingdale replaced Huseman

RESOLUTION FILED

H.R. 20, by Kressig and Best, a resolution recognizing and congratulating Drew Foster on winning the 2019 National Collegiate Athletic Association Division I Wrestling National Championship in the 184-pound weight class.

Laid over under **Rule 25**.

AMENDMENTS FILED

H-1090	H.F.	752	Deyoe of Story
H-1091	H.F.	752	Hunter of Polk
H-1092	H.F.	752	Hunter of Polk
H-1093	H.F.	697	Derry of Polk

On motion by Hagenow of Dallas, the House adjourned at 10:04 a.m., until 1:00 p.m., Monday, April 1, 2019.

JOURNAL OF THE HOUSE

Seventy-eighth Calendar Day - Forty-ninth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, April 1, 2019

The House met pursuant to adjournment at 1:07 p.m., Speaker Upmeyer in the chair.

Prayer was offered by Pastor Rod Bradley, True Bible Baptist Church, Des Moines. He was the guest of Gaines of Polk.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Kevin Drahos, Page from Cedar Rapids.

The Journal of Friday, March 29, 2019, was approved.

SENATE MESSAGE CONSIDERED

Senate File 340, by committee on Veterans Affairs, a bill for an act relating to the notification of a county commission of veteran affairs of the incarceration of a veteran at a jail or municipal holding facility.

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

ADOPTION OF HOUSE RESOLUTION 20

Hagenow of Dallas called up for consideration **House Resolution 20**, a resolution recognizing and congratulating Drew Foster on winning the 2019 National Collegiate Athletic Association Division I Wrestling National Championship in the 184-pound weight class.

Kressig of Black Hawk moved the adoption of House Resolution 20.

The motion prevailed and the resolution was adopted.

On motion by Hagenow of Dallas, the House was recessed at 1:18 p.m., until the conclusion of the afternoon committee block.

AFTERNOON SESSION

The House reconvened at 5:18 p.m., Windschitl of Harrison in the chair.

CONSIDERATION OF BILLS Regular Calendar

House File 513, a bill for an act relating to assessment scores set by the department of education for successful completion of a practitioner preparation program and for initial teacher licensure and providing for related matters, was taken up for consideration.

Moore of Cass offered amendment H-1088 filed by him.

Heddens of Story offered amendment H-1096, to amendment H-1088, filed by her from the floor.

Moore of Cass rose on a point of order that amendment H-1096 was not germane, to amendment H-1088.

The Speaker ruled the point well taken and amendment H-1096 not germane, to amendment H-1088.

Heddens of Story asked for unanimous consent to suspend the rules to consider amendment H-1096, to amendment H-1088.

Objection was raised.

Heddens of Story moved to suspend the rules to consider amendment H-1096, to amendment H-1088.

Roll call was requested by Heddens of Story and Abdul-Samad of Polk.

On the question "Shall the rules be suspended to consider amendment H-1096, to amendment H-1088?" (H.F. 513)

The ayes were, 46:

Abdul-Samad	Anderson	Bearinger	Bennett
Brown-Powers	Cohoon	Derry	Donahue
Ehlert	Forbes	Gaines	Gaskill
Hall	Heddens	Hunter	Isenhardt
Jacoby	James	Judge	Kacena
Konfrst	Kressig	Kurth	Kurtz
Lensing	Mascher	Matson	McConkey
Meyer, B.	Nielsen	Oldson	Olson
Ourth	Prichard	Running-Marquardt	Shipley
Smith, M.	Smith, R.	Staed	Steckman
Sunde	Thede	Wessel-Kroeschell	Williams
Winckler	Wolfe		

The nays were, 53:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossmann	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Holt	Huseman	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Landon	Lohse	Lundgren
Maxwell	McKean	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Osmundson
Paustian	Salmon	Sexton	Sieck
Sorensen	Thompson	Thorup	Upmeyer, Spkr.
Wheeler	Wills	Worthan	Zumbach
Windschitl, Presiding			

Absent or not voting, 1:

Breckenridge

The motion to suspend the rules lost.

Forbes of Polk offered amendment H-1097, to amendment H-1088, filed by Heddens of Story from the floor.

Hunter of Polk rose on a point of order.

Hunter of Polk withdrew his point of order.

Moore of Cass rose on a point of order that amendment H-1097 was not germane, to amendment H-1088.

The Speaker ruled the point well taken and amendment H-1097 not germane, to amendment H-1088.

Forbes of Polk asked for unanimous consent to suspend the rules to consider amendment H-1097, to amendment H-1088.

Objection was raised.

Forbes of Polk moved to suspend the rules to consider amendment H-1097, to amendment H-1088.

Roll call was requested by Forbes of Polk and Hunter of Polk.

On the question "Shall the rules be suspended to consider amendment H-1097, to amendment H-1088?" (H.F. 513)

The ayes were, 45:

Abdul-Samad	Anderson	Bearinger	Bennett
Brown-Powers	Cohoon	Derry	Donahue
Ehlert	Forbes	Gaines	Gaskill
Hall	Heddens	Hunter	Isenhardt
Jacoby	James	Judge	Kacena
Konfrst	Kressig	Kurth	Kurtz
Lensing	Mascher	Matson	McConkey
Meyer, B.	Nielsen	Oldson	Olson
Ourth	Prichard	Running-Marquardt	Smith, M.
Smith, R.	Staed	Steckman	Sunde
Thede	Wessel-Kroeschell	Williams	Winckler
Wolfe			

The nays were, 54:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Holt	Huseman	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Landon	Lohse	Lundgren
Maxwell	McKean	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Osmundson
Paustian	Salmon	Sexton	Shipley
Sieck	Sorensen	Thompson	Thorup
Upmeyer, Spkr.	Wheeler	Wills	Worthan
Zumbach	Windschitl, Presiding		

Absent or not voting, 1:

Breckenridge

The motion to suspend the rules lost.

Moore of Cass moved the adoption of amendment H-1088.

Amendment H-1088 was adopted.

SENATE FILE 159 SUBSTITUTED FOR HOUSE FILE 513

Moore of Cass asked and received unanimous consent to substitute Senate File 159 for House File 513.

Senate File 159, a bill for an act relating to assessment scores set by the department of education for successful completion of a practitioner preparation program and for initial teacher licensure and providing for related matters, was taken up for consideration.

Moore 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. 159)

The ayes were, 71:

Bacon	Baxter	Bearinger	Bergan
Best	Bloomingtondale	Bossman	Brink
Brown-Powers	Carlson	Deyoe	Dolecheck
Fisher	Forbes	Fry	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Hein
Hinson	Hite	Holt	Huseman
Jacobsen	Jeneary	Jones	Judge
Kacena	Kaufmann	Kerr	Klein
Konfrst	Landon	Lohse	Lundgren
Maxwell	McConkey	McKean	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommsen
Moore	Nielsen	Osmundson	Ourth
Paustian	Running-Marquardt	Salmon	Sexton
Shipley	Sieck	Smith, M.	Smith, R.
Sorensen	Sunde	Thede	Thompson
Thorup	Upmeyer, Spkr.	Wheeler	Wills
Worthan	Zumbach	Windschitl, Presiding	

The nays were, 28:

Abdul-Samad	Anderson	Bennett	Cohoon
Derry	Donahue	Ehlert	Gaines
Heddens	Hunter	Isenhart	Jacoby
James	Kressig	Kurth	Kurtz
Lensing	Mascher	Matson	Oldson
Olson	Prichard	Staed	Steckman
Wessel-Kroeschell	Williams	Winckler	Wolfe

Absent or not voting, 1:

Breckenridge

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 752, a bill for an act relating to professional licensing, including by providing for a review of professional licenses and allowing for preapplication qualification reviews, and providing fees, was taken up for consideration.

Hunter of Polk offered amendment H-1091 filed by him and moved its adoption.

Roll call was requested by Hunter of Polk and Abdul-Samad of Polk.

On the question "Shall amendment H-1091 be adopted?" (H.F. 752)

The ayes were, 99:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossman	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhart	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell

McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nielsen	Oldson	Olson	Osmundson
Ourth	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Smith, M.	Smith, R.	Sorensen	Staed
Steckman	Sunde	Thede	Thompson
Thorup	Upmeyer, Spkr.	Wessel-Kroeschell	Wheeler
Williams	Wills	Winckler	Wolfe
Worthan	Zumbach	Windschitl, Presiding	

The nays were, none.

Absent or not voting, 1:

Breckenridge

Amendment H-1091 was adopted.

Deyoe of Story offered amendment H-1090 filed by him and moved its adoption.

Amendment H-1090 was adopted.

Hunter of Polk offered amendment H-1092 filed by him.

Heddens of Story asked and received unanimous consent to withdraw amendment H-1094, to amendment H-1092, filed by her from the floor.

Heddens of Story asked and received unanimous consent to withdraw amendment H-1095, to amendment H-1092, filed by her from the floor.

Deyoe of Story rose on a point of order that amendment H-1092 was not germane.

The Speaker ruled the point well taken and amendment H-1092 not germane.

Hunter of Polk asked for unanimous consent to suspend the rules to consider amendment H-1092.

Objection was raised.

Hunter of Polk moved to suspend the rules to consider amendment H-1092.

Roll call was requested by Hunter of Polk and McConkey of Pottawattamie.

On the question "Shall the rules be suspended to consider amendment H-1092?" (H.F. 752)

The ayes were, 43:

Abdul-Samad	Anderson	Bearinger	Bennett
Brown-Powers	Cohoon	Derry	Donahue
Ehlert	Forbes	Gaines	Gaskill
Hall	Heddens	Hunter	Isenhart
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Kurtz	Lensing
Mascher	Matson	McConkey	Meyer, B.
Nielsen	Oldson	Olson	Ourth
Prichard	Running-Marquardt	Smith, M.	Staed
Steckman	Sunde	Thede	Wessel-Kroeschell
Williams	Winckler	Wolfe	

The nays were, 55:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossmann	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Holt	Huseman	Jacobsen
Jeneary	Jones	Kacena	Kaufmann
Kerr	Klein	Landon	Lohse
Lundgren	Maxwell	McKean	Meyer, A.
Mitchell	Mohr	Mommsen	Moore
Osmundson	Paustian	Salmon	Sexton
Shipley	Sieck	Sorensen	Thompson
Thorup	Upmeyer, Spkr.	Wheeler	Wills
Worthan	Zumbach	Windschitl,	
		Presiding	

Absent or not voting, 2:

Breckenridge Smith, R.

The motion to suspend the rules lost.

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?" (H.F. 752)

The ayes were, 54:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Holt	Huseman	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Landon	Lohse	Lundgren
Maxwell	McKean	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Osmundson
Paustian	Salmon	Sexton	Shipley
Sieck	Sorensen	Thompson	Thorup
Upmeyer, Spkr.	Wheeler	Wills	Worthan
Zumbach	Windschitl, Presiding		

The nays were, 44:

Abdul-Samad	Anderson	Bearinger	Bennett
Brown-Powers	Cohoon	Derry	Donahue
Ehlert	Forbes	Gaines	Gaskill
Hall	Heddens	Hunter	Isenhardt
Jacoby	James	Judge	Kacena
Konfrst	Kressig	Kurth	Kurtz
Lensing	Mascher	Matson	McConkey
Meyer, B.	Nielsen	Oldson	Olson
Ourth	Prichard	Running-Marquardt	Smith, M.
Staed	Steckman	Sunde	Thede
Wessel-Kroeschell	Williams	Winckler	Wolfe

Absent or not voting, 2:

Breckenridge Smith, R.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Wills of Dickinson asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House File 752** and **Senate File 159**.

HOUSE FILES WITHDRAWN

Wills of Dickinson asked and received unanimous consent to withdraw House Files 513 and 666 from further consideration by the House.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Breckenridge of Jasper

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Madam Speaker: I am directed to inform your honorable body that the Senate has on April 1, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 698, a bill for an act relating to the jurisdiction and management of pioneer cemeteries.

Also: That the Senate has on April 1, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 227, a bill for an act relating to the display of registration plates on motor vehicles.

Also: That the Senate has on April 1, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 283, a bill for an act relating to conflicts of interest in certain government public contracts.

Also: That the Senate has on April 1, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 334, a bill for an act relating to public assistance program oversight.

Also: That the Senate has on April 1, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 378, a bill for an act relating to the possession of marijuana, and providing penalties.

Also: That the Senate has on April 1, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 460, a bill for an act relating to the dissemination and exhibition of obscene material to a minor by the parent or guardian of the minor, and providing penalties.

Also: That the Senate has on April 1, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 462, a bill for an act relating to restrictions on bailable defendants charged with homicide by motor vehicle.

Also: That the Senate has on April 1, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 475, a bill for an act providing for notarial acts, including by providing for the use of electronic media, providing penalties, and including effective date provisions.

Also: That the Senate has on April 1, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 577, a bill for an act establishing the criminal offense of sexual exploitation of a student with a disability by an employee of a community college and providing penalties.

Also: That the Senate has on April 1, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 589, a bill for an act relating to criminal law and procedure including certain related administrative proceedings, providing penalties, and including effective date and applicability provisions.

W. CHARLES SMITHSON, Secretary

Wills of Dickinson moved to adjourned until 8:30 a.m., Tuesday, April 2, 2019.

Wills of Dickinson withdrew the motion to adjourn.

On motion by Wills of Dickinson, the House was recessed at 7:04 p.m., until the conclusion of the committee on Appropriations.

EVENING SESSION

The House reconvened at 8:11 p.m., Speaker Upmeyer in the chair.

INTRODUCTION OF BILLS

House File 758, 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, providing for related matters, and including effective date provisions.

Read first time and placed on the **Appropriations calendar**.

House File 759, by committee on Appropriations, a bill for an act relating to and making appropriations and related statutory changes involving 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**.

BILL SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on March 29, 2019, the following bill was approved and transmitted to the Secretary of State:

Senate File 556, an Act relating to the membership of the life and health insurance guaranty association, assessments to member insurers for insurance written by impaired or insolvent member insurers, and including applicability and effective date provisions.

HOUSE STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 251 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.

H.S.B. 252 Appropriations

Relating to rural economic development by establishing a rural economic revitalization center and requiring that a certain

percentage of the tax incentives administered by the economic development authority be provided to projects located in small cities, and including applicability provisions.

H.S.B. 253 Appropriations

Relating to appropriations for health and human services and veterans and including other related provisions and appropriations, providing penalties, and including effective date and retroactive and other applicability date provisions.

SUBCOMMITTEE ASSIGNMENTS

Senate Concurrent Resolution 1

Education: Gassman, Chair; Mommsen and Steckman.

Senate File 167

Education: Kerr, Chair; Dolecheck and James.

Senate File 170

Agriculture: Baxter, Chair; Bearinger and Kerr.

Senate File 343

Public Safety: Klein, Chair; Jeneary and Kacena.

Senate File 394

Education: Moore, Chair; Hanusa and Winckler.

Senate File 437

Education: A. Meyer, Chair; Donahue and Gassman.

Senate File 524

Judiciary: Kaufmann, Chair; Jones and Wolfe.

Senate File 531

Human Resources: A. Meyer, Chair; Best and Sunde.

Senate File 549

Commerce: Carlson, Chair; Williams and Wills.

Senate File 570

Judiciary: Bergan, Chair; Gustafson and Sunde.

COMMITTEE RECOMMENDATIONS

MADAM 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 248), 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, providing for related matters, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** April 1, 2019.

Committee Bill (Formerly House Study Bill 249), relating to and making appropriations and related statutory changes involving certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters.

Fiscal Note: **No**

Recommendation: **Do Pass** April 1, 2019.

COMMITTEE ON TRANSPORTATION

Senate File 303, a bill for an act relating to the replacement of a person's driver's license or nonoperator's identification card on the person's twenty-first birthday anniversary.

Fiscal Note: **No**

Recommendation: **Do Pass** March 28, 2019.

Senate File 319, a bill for an act relating to peace officers and retired peace officers who provide street or highway driving instruction.

Fiscal Note: **No**

Recommendation: **Do Pass** March 28, 2019.

Senate File 436, a bill for an act relating to wrecked or salvage motor vehicles

Fiscal Note: **No**

Recommendation: **Do Pass** March 28, 2019.

Senate File 478, a bill for an act relating to lighting devices and other equipment on snow plows and authorized emergency vehicles, and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Do Pass** March 28, 2019.

AMENDMENTS FILED

H-1094	H.F.	752	Heddens of Story
H-1095	H.F.	752	Heddens of Story
H-1096	H.F.	513	Heddens of Story
H-1097	H.F.	513	Heddens of Story
H-1098	H.F.	697	Heddens of Story
H-1099	H.F.	697	Heddens of Story
H-1100	H.F.	727	Lundgren of Dubuque
H-1101	H.F.	534	Hinson of Linn
H-1102	S.F.	346	Holt of Crawford

On motion by Sorensen of Adair, the House adjourned at 8:12 p.m., until 8:30 a.m., Tuesday, April 2, 2019.

JOURNAL OF THE HOUSE

Seventy-ninth Calendar Day - Fiftieth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, April 2, 2019

The House met pursuant to adjournment at 8:30 a.m., Speaker Upmeyer in the chair.

Prayer was offered by Pastor Zach Zvoboda, Cross Point Family Church, Bondurant. He was the guest of Lohse of Polk.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Maxwell Oelmann, Page from Prairie City.

The Journal of Monday, April 1, 2019, was approved.

SENATE MESSAGES CONSIDERED

Senate File 227, by committee on Transportation, a bill for an act relating to the display of registration plates on motor vehicles.

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

Senate File 283, by committee on Local Government, a bill for an act relating to conflicts of interest in certain government public contracts.

Read first time and **passed on file**.

Senate File 334, by committee on Labor and Business Relations, a bill for an act relating to public assistance program oversight.

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

Senate File 378, by committee on Judiciary, a bill for an act relating to the possession of marijuana, and providing penalties.

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

Senate File 460, by committee on Judiciary, a bill for an act relating to the dissemination and exhibition of obscene material to a minor by the parent or guardian of the minor, and providing penalties.

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

Senate File 462, by committee on Judiciary, a bill for an act relating to restrictions on bailable defendants charged with homicide by motor vehicle.

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

Senate File 475, by committee on State Government, a bill for an act providing for notarial acts, including by providing for the use of electronic media, providing penalties, and including effective date provisions.

Read first time and **passed on file**.

Senate File 577, by committee on Judiciary, a bill for an act establishing the criminal offense of sexual exploitation of a student with a disability by an employee of a community college and providing penalties.

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

Senate File 589, by committee on Judiciary, a bill for an act relating to criminal law and procedure including certain related administrative proceedings, providing penalties, and including effective date and applicability provisions.

Read first time and **passed on file**.

SPECIAL PRESENTATION

Baxter of Hancock introduced to the House, a delegation from Kosovo.

The House rose and expressed its welcome.

On motion by Hagenow of Dallas, the House was recessed at 8:43 a.m., until 4:00 p.m.

AFTERNOON SESSION

The House reconvened at 4:06 p.m., Windschitl of Harrison in the chair.

INTRODUCTION OF BILL

House File 760, by committee on Ways and Means, a bill for an act relating to the exemption from the hotel and motel taxes for the renting of lodging after a certain number of consecutive days.

Read first time and placed on the **Ways and Means calendar**.

SUBCOMMITTEE ASSIGNMENTS

Senate File 227

Transportation: Lohse, Chair; Huseman and Kressig.

Senate File 337

Labor: Thompson, Chair; Huseman and Kurth.

Senate File 340

Veterans Affairs: Hite, Chair; Kurth and Wheeler.

Senate File 460

Judiciary: Hite, Chair; Bergan and B. Meyer.

Senate File 462

Judiciary: Hite, Chair; Jones and Wolfe.

Senate File 577

Judiciary: Kaufmann, Chair; Bergan and Olson.

COMMITTEE RECOMMENDATIONS

MADAM 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 TRANSPORTATION

Senate File 435, a bill for an act relating to towable recreational vehicles, travel trailers, and fifth-wheel travel trailers, making penalties applicable, and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 28, 2019.

COMMITTEE ON WAYS AND MEANS

Senate File 457, a bill for an act relating to surcharges added to criminal penalties, court funds, civil fees, misdemeanor and felony fines, and fines associated with scheduled violations.

Fiscal Note: **No**

Recommendation: **Do Pass** April 1, 2019.

Committee Bill (Formerly House File 171), relating to the exemption from the hotel and motel taxes for the renting of lodging after a certain number of consecutive days.

Fiscal Note: **No**

Recommendation: **Do Pass** April 1, 2019.

RESOLUTION FILED

H.R. 21, by Gaines, Breckenridge, Maxwell, Gustafson, Ehlert, Matson, Lensing, Shipley, McConkey, M. Smith, Hinson, Fisher, Zumbach, Mommsen, Bergan, Brown-Powers, Kressig, Forbes, McKean, Hite, Kurth, Jeneary, Nielsen, Jacobsen, R. Smith, Holt, A. Meyer, Olson, Hanusa, and Gerhold, a resolution recognizing and congratulating the Grand View University Vikings wrestling team on winning the National Association of Intercollegiate Athletics Wrestling National Championship for the eighth consecutive year.

Laid over under **Rule 25**.

AMENDMENTS FILED

H-1103	H.F.	418	Hinson of Linn
H-1104	H.F.	755	Best of Carroll
H-1105	H.F.	678	Lohse of Polk
H-1106	H.F.	736	Jacobsen of Pottawattamie
H-1107	H.F.	355	Wolfe of Clinton
H-1108	H.F.	355	Breckenridge of Jasper
H-1109	H.F.	745	Isenhart of Dubuque
H-1110	H.F.	723	Lohse of Polk
H-1111	H.F.	355	Hunter of Polk
H-1112	H.F.	355	Shipley of Jefferson
H-1113	H.F.	355	Running-Marquardt of Linn

On motion by Hagenow of Dallas, the House adjourned at 4:06 p.m., until 8:30 a.m., Wednesday, April 3, 2019.

JOURNAL OF THE HOUSE

Eightieth Calendar Day - Fifty-first Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, April 3, 2019

The House met pursuant to adjournment at 8:37 a.m., Speaker Upmeyer in the chair.

Prayer was offered by Senior Pastor Dr. Randy Ehrhardt, West Des Moines Christian Church, West Des Moines. He was the guest of Sunde of Polk.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Morgan Rassel, Page from Kingsley.

The Journal of Tuesday, April 2, 2019, was approved.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Madam Speaker: I am directed to inform your honorable body that the Senate has on April 2, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 114, a bill for an act relating to unintentionally causing the death of a person by operating a motor vehicle at an excessive speed, providing penalties, and making penalties applicable.

Also: That the Senate has on April 2, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 302, a bill for an act relating to motor vehicles operated by an automated driving system, and making penalties applicable.

Also: That the Senate has on April 2, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 516, a bill for an act relating to the employment of unauthorized aliens and providing penalties.

Also: That the Senate has on April 2, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 540, a bill for an act relating to the temporary delegation of parental authority by the parent, guardian, or legal custodian of a child.

Also: That the Senate has on April 2, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 597, a bill for an act exempting from the sales tax certain items and services sold or furnished to nonprofit blood centers, including effective date and retroactive applicability provisions.

Also: That the Senate has on April 2, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 600, 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, and including effective date provisions.

W. CHARLES SMITHSON, Secretary

INTRODUCTION OF BILL

House File 761, by Bearinger, Ourth, McConkey, Gaskill, Breckenridge, Kurtz, Kurth, Derry, Hall, Gassman, Mitchell, Klein, and Paustian, a bill for an act relating to inheritance taxes, by providing for an exemption, and including applicability provisions.

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

SPECIAL PRESENTATION

Baxter of Hancock introduced to the House, Ron Dermer, Israel's Ambassador to the United States and guests.

Ambassador Ron Dermer addressed the House.

The House rose and expressed its welcome.

On motion by Hagenow of Dallas, the House was recessed at 8:54 a.m., until 3:00 p.m.

AFTERNOON SESSION

The House reconvened at 5:19 p.m., Speaker Upmeyer in the chair.

INTRODUCTION OF BILL

House File 762, by Abdul-Samad, a bill for an act establishing a work group relating to the reunification of an unaccompanied child with the child's parent, guardian, or custodian following a natural disaster or school evacuation.

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

SENATE MESSAGES CONSIDERED

Senate File 114, by committee on Judiciary, a bill for an act relating to unintentionally causing the death of a person by operating a motor vehicle at an excessive speed, providing penalties, and making penalties applicable.

Read first time and **passed on file**.

Senate File 302, by committee on Transportation, a bill for an act relating to motor vehicles operated by an automated driving system, and making penalties applicable.

Read first time and **passed on file**.

Senate File 516, by committee on Judiciary, a bill for an act relating to the employment of unauthorized aliens and providing penalties.

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

Senate File 540, by committee on Human Resources, a bill for an act relating to the temporary delegation of parental authority by the parent, guardian, or legal custodian of a child.

Read first time and **passed on file**.

Senate File 597, by committee on Ways and Means, a bill for an act exempting from the sales tax certain items and services sold or furnished to nonprofit blood centers, including effective date and retroactive applicability provisions.

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

Senate File 600, 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, and including effective date provisions.

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

CONSIDERATION OF BILLS Regular Calendar

House File 267, a bill for an act relating to clerks of court, including the number of counties in which a clerk may serve and residency requirements, was taken up for consideration.

McKean of Jones offered amendment H-1003 filed by him and moved its adoption.

Amendment H-1003 was adopted.

Hite 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. 267)

The ayes were, 99:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossmann	Breckenridge	Brink
Brown-Powers	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gaskill	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hall	Hanusa
Heddens	Hein	Hinson	Hite

Holt	Hunter	Huseman	Isenhart
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kacena	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Kurtz	Landon	Lensing
Lohse	Lundgren	Mascher	Matson
Maxwell	McConkey	McKean	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommsen
Moore	Nielsen	Oldson	Olson
Osmundson	Ourth	Paustian	Running-Marquardt
Salmon	Sexton	Shiple	Sieck
Smith, M.	Smith, R.	Sorensen	Staed
Steckman	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Wheeler	Williams
Wills	Winckler	Windschitl	Wolfe
Worthan	Zumbach	Speaker	
		Upmeyer	

The nays were, none.

Absent or not voting, 1:

Prichard

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 290, a bill for an act relating to eligibility and reporting requirements for the skilled workforce shortage tuition grant program, was taken up for consideration.

SENATE FILE 245 SUBSTITUTED FOR HOUSE FILE 290

A. Meyer of Webster asked and received unanimous consent to substitute Senate File 245 for House File 290.

Senate File 245, a bill for an act relating to eligibility and reporting requirements for the skilled workforce shortage tuition grant program, was taken up for consideration.

A. Meyer of Webster 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. 245)

The ayes were, 99:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossman	Breckenridge	Brink
Brown-Powers	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gaskill	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hall	Hanusa
Heddens	Hein	Hinson	Hite
Holt	Hunter	Huseman	Isenhart
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kacena	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Kurtz	Landon	Lensing
Lohse	Lundgren	Mascher	Matson
Maxwell	McConkey	McKean	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommssen
Moore	Nielsen	Oldson	Olson
Osmundson	Ourth	Paustian	Running-Marquardt
Salmon	Sexton	Shiple	Sieck
Smith, M.	Smith, R.	Sorensen	Staed
Steckman	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Wheeler	Williams
Wills	Winckler	Windschitl	Wolfe
Worthan	Zumbach	Speaker	
		Upmeyer	

The nays were, none.

Absent or not voting, 1:

Prichard

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 342, a bill for an act increasing the maximum allowable length for stinger-steered automobile transporters, was taken up for consideration.

SENATE FILE 208 SUBSTITUTED FOR HOUSE FILE 342

Sieck of Mills asked and received unanimous consent to substitute Senate File 208 for House File 342.

Senate File 208, a bill for an act increasing the maximum allowable length for stinger-steered automobile transporters, was taken up for consideration.

Sieck 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?" (S.F. 208)

The ayes were, 99:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossmann	Breckenridge	Brink
Brown-Powers	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gaskill	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hall	Hanusa
Heddens	Hein	Hinson	Hite
Holt	Hunter	Huseman	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kacena	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Kurtz	Landon	Lensing
Lohse	Lundgren	Mascher	Matson
Maxwell	McConkey	McKean	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommsen
Moore	Nielsen	Oldson	Olson
Osmundson	Ourth	Paustian	Running-Marquardt
Salmon	Sexton	Shiple	Sieck
Smith, M.	Smith, R.	Sorensen	Staed
Steckman	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Wheeler	Williams
Wills	Winckler	Windschitl	Wolfe
Worthan	Zumbach	Speaker	
		Upmeyer	

The nays were, none.

Absent or not voting, 1:

Prichard

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 419, a bill for an act relating to professional standards for the certification or designation of music therapists and providing penalties, 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. 419)

The ayes were, 96:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossman	Breckenridge	Brink
Brown-Powers	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gaskill	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hall	Hanusa
Heddens	Hein	Hinson	Hite
Holt	Hunter	Huseman	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kacena	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Kurtz	Landon	Lensing
Lohse	Lundgren	Mascher	Matson
Maxwell	McConkey	McKean	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommsen
Moore	Nielsen	Oldson	Olson
Osmundson	Ourth	Paustian	Running-Marquardt
Salmon	Sexton	Sieck	Smith, M.
Smith, R.	Sorensen	Staed	Steckman
Sunde	Thede	Thompson	Thorup
Wessel-Kroeschell	Williams	Wills	Winckler
Windschitl	Wolfe	Worthan	Speaker
			Upmeyer

The nays were, 3:

Shipleigh	Wheeler	Zumbach
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Absent or not voting, 1:

Prichard

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 390, a bill for an act relating to required notices to the department of transportation regarding certain registered aircraft, 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. 390)

The ayes were, 99:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossmann	Breckenridge	Brink
Brown-Powers	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gaskill	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hall	Hanusa
Heddens	Hein	Hinson	Hite
Holt	Hunter	Huseman	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kacena	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Kurtz	Landon	Lensing
Lohse	Lundgren	Mascher	Matson
Maxwell	McConkey	McKean	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommsen
Moore	Nielsen	Oldson	Olson
Osmundson	Ourth	Paustian	Running-Marquardt
Salmon	Sexton	Shiple	Sieck
Smith, M.	Smith, R.	Sorensen	Staed
Steckman	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Wheeler	Williams
Wills	Winckler	Windschitl	Wolfe
Worthan	Zumbach	Speaker	
		Upmeyer	

The nays were, none.

Absent or not voting, 1:

Prichard

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 560, a bill for an act relating to requirements for eligibility under the all Iowa opportunity scholarship program, was taken up for consideration.

SENATE FILE 246 SUBSTITUTED FOR HOUSE FILE 560

Gassman of Winnebago asked and received unanimous consent to substitute Senate File 246 for House File 560.

Senate File 246, a bill for an act relating to requirements for eligibility under the all Iowa opportunity scholarship program, 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?" (S.F. 246)

The ayes were, 99:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossman	Breckenridge	Brink
Brown-Powers	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gaskill	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hall	Hanusa
Heddens	Hein	Hinson	Hite
Holt	Hunter	Huseman	Isenhart
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kacena	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Kurtz	Landon	Lensing
Lohse	Lundgren	Mascher	Matson
Maxwell	McConkey	McKean	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommsen
Moore	Nielsen	Oldson	Olson
Osmundson	Ourth	Paustian	Running-Marquardt
Salmon	Sexton	Shiple	Sieck
Smith, M.	Smith, R.	Sorensen	Staed
Steckman	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Wheeler	Williams
Wills	Winckler	Windschitl	Wolfe
Worthan	Zumbach	Speaker	
		Upmeyer	

The nays were, none.

Absent or not voting, 1:

Prichard

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 418, a bill for an act relating to commercial driver's license requirements, and including applicability provisions, was taken up for consideration.

Hinson of Linn offered amendment H-1103 filed by her and moved its adoption.

Amendment H-1103 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. 418)

The ayes were, 99:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossmann	Breckenridge	Brink
Brown-Powers	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gaskill	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hall	Hanusa
Heddens	Hein	Hinson	Hite
Holt	Hunter	Huseman	Isenhart
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kacena	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Kurtz	Landon	Lensing
Lohse	Lundgren	Mascher	Matson
Maxwell	McConkey	McKean	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommsen
Moore	Nielsen	Oldson	Olson
Osmundson	Ourth	Paustian	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Smith, M.	Smith, R.	Sorensen	Staed

Steckman	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Wheeler	Williams
Wills	Winckler	Windschitl	Wolfe
Worthan	Zumbach	Speaker	
		Upmeyer	

The nays were, none.

Absent or not voting, 1:

Prichard

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 600, a bill for an act relating to nonsubstantive Code corrections, was taken up for consideration.

SENATE FILE 333 SUBSTITUTED FOR HOUSE FILE 600

Mitchell of Henry asked and received unanimous consent to substitute Senate File 333 for House File 600.

Senate File 333, a bill for an act relating to nonsubstantive Code corrections, was taken up for consideration.

Mitchell 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. 333)

The ayes were, 99:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossman	Breckenridge	Brink
Brown-Powers	Carlson	Cohon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gaskill	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hall	Hanusa
Heddens	Hein	Hinson	Hite
Holt	Hunter	Huseman	Isenhart
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kacena	Kaufmann
Kerr	Klein	Konfrst	Kressig

Kurth	Kurtz	Landon	Lensing
Lohse	Lundgren	Mascher	Matson
Maxwell	McConkey	McKean	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommsen
Moore	Nielsen	Oldson	Olson
Osmundson	Ourth	Paustian	Running-Marquardt
Salmon	Sexton	Shiple	Sieck
Smith, M.	Smith, R.	Sorensen	Staed
Steckman	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Wheeler	Williams
Wills	Winckler	Windschitl	Wolfe
Worthan	Zumbach	Speaker	
		Upmeyer	

The nays were, none.

Absent or not voting, 1:

Prichard

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 517, a bill for an act relating to special minor's driver's licenses for students attending accredited nonpublic schools, was taken up for consideration.

SENATE FILE 140 SUBSTITUTED FOR HOUSE FILE 517

A. Meyer of Webster asked and received unanimous consent to substitute Senate File 140 for House File 517.

Senate File 140, a bill for an act relating to special minor's driver's licenses for students attending accredited nonpublic schools, was taken up for consideration.

A. Meyer of Webster 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. 140)

The ayes were, 91:

Anderson	Bacon	Baxter	Bennett
Bergan	Best	Bloomingdale	Bossman
Breckenridge	Brink	Brown-Powers	Carlson
Cohoon	Derry	Deyoe	Dolecheck
Ehlert	Fisher	Forbes	Fry
Gaines	Gaskill	Gassman	Gerhold
Grassley	Gustafson	Hagenow	Hall
Hanusa	Hein	Hinson	Hite
Holt	Huseman	Jacobsen	Jacoby
James	Jeneary	Jones	Judge
Kacena	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Kurtz
Landon	Lensing	Lohse	Lundgren
Mascher	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Oldson	Olson	Osmundson	Ourth
Paustian	Running-Marquardt	Salmon	Sexton
Shiple	Sieck	Smith, R.	Sorensen
Staed	Steckman	Sunde	Thede
Thompson	Thorup	Wheeler	Williams
Wills	Winckler	Windschitl	Wolfe
Worhan	Zumbach	Speaker	
		Upmeyer	

The nays were, 8:

Abdul-Samad	Bearinger	Donahue	Heddens
Hunter	Isenhardt	Smith, M.	Wessel-Kroeschell

Absent or not voting, 1:

Prichard

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 651, a bill for an act relating to requirements for domestic surplus lines insurers, was taken up for consideration.

SENATE FILE 558 SUBSTITUTED FOR HOUSE FILE 651

Jacobsen of Pottawattamie asked and received unanimous consent to substitute Senate File 558 for House File 651.

Senate File 558, a bill for an act relating to requirements for domestic surplus lines insurers, was taken up for consideration.

Jacobsen 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. 558)

The ayes were, 99:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomington	Bossman	Breckenridge	Brink
Brown-Powers	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gaskill	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hall	Hanusa
Heddens	Hein	Hinson	Hite
Holt	Hunter	Huseman	Isenhart
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kacena	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Kurtz	Landon	Lensing
Lohse	Lundgren	Mascher	Matson
Maxwell	McConkey	McKean	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommsen
Moore	Nielsen	Oldson	Olson
Osmundson	Ourth	Paustian	Running-Marquardt
Salmon	Sexton	Shiple	Sieck
Smith, M.	Smith, R.	Sorensen	Staed
Steckman	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Wheeler	Williams
Wills	Winckler	Windschitl	Wolfe
Worthan	Zumbach	Speaker	
		Upmeyer	

The nays were, none.

Absent or not voting, 1:

Prichard

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 678, a bill for an act relating to notice and opportunity to repair construction defects in new construction, and including effective date and applicability provisions, was taken up for consideration.

Lohse of Polk offered amendment H-1105 filed by him and moved its adoption.

Amendment H-1105 was adopted.

SENATE FILE 532 SUBSTITUTED FOR HOUSE FILE 678

Lohse of Polk asked and received unanimous consent to substitute Senate File 532 for House File 678.

Senate File 532, a bill for an act relating to notice and opportunity to repair construction defects in new construction, and including effective date and applicability provisions, was taken up for consideration.

Lohse 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. 532)

The ayes were, 99:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossman	Breckenridge	Brink
Brown-Powers	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gaskill	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hall	Hanusa
Heddens	Hein	Hinson	Hite
Holt	Hunter	Huseman	Isenhart
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kacena	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Kurtz	Landon	Lensing
Lohse	Lundgren	Mascher	Matson
Maxwell	McConkey	McKean	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommsen
Moore	Nielsen	Oldson	Olson
Osmundson	Ourth	Paustian	Running-Marquardt
Salmon	Sexton	Shiple	Sieck
Smith, M.	Smith, R.	Sorensen	Staed
Steckman	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Wheeler	Williams
Wills	Winckler	Windschitl	Wolfe
Worthan	Zumbach	Speaker	
		Upmeyer	

The nays were, none.

Absent or not voting, 1:

Prichard

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 723, a bill for an act relating to business entities, by providing for different types of limited liability companies and the dissolution of limited liability companies, providing for fees, and including effective date provisions, was taken up for consideration.

Lohse of Polk offered amendment H-1110 filed by him and moved its adoption.

Amendment H-1110 was adopted.

SENATE FILE 569 SUBSTITUTED FOR HOUSE FILE 723

Lohse of Polk asked and received unanimous consent to substitute Senate File 569 for House File 723.

Senate File 569, a bill for an act relating to business entities, by providing for different types of limited liability companies and the dissolution of limited liability companies, and including effective date provisions, was taken up for consideration.

Lohse 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. 569)

The ayes were, 99:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossman	Breckenridge	Brink
Brown-Powers	Carlson	Cohon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gaskill	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hall	Hanusa

Heddens	Hein	Hinson	Hite
Holt	Hunter	Huseman	Isenhart
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kacena	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Kurtz	Landon	Lensing
Lohse	Lundgren	Mascher	Matson
Maxwell	McConkey	McKean	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommsen
Moore	Nielsen	Oldson	Olson
Osmundson	Ourth	Paustian	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Smith, M.	Smith, R.	Sorensen	Staed
Steckman	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Wheeler	Williams
Wills	Winckler	Windschitl	Wolfe
Worthan	Zumbach	Speaker	
		Upmeyer	

The nays were, none.

Absent or not voting, 1:

Prichard

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 701, a bill for an act relating to the continuance of lawful preexisting nonconforming uses by manufactured and mobile homes, was taken up for consideration.

Moore of Cass offered amendment H-1081 filed by him.

Nielsen of Johnson offered amendment H-1121, to amendment H-1081, filed by her from the floor.

Moore of Cass rose on a point of order that amendment H-1121 was not germane, to amendment H-1081.

The Speaker ruled the point well taken and amendment H-1121 not germane, to amendment H-1081.

Nielsen of Johnson asked for unanimous consent to suspend the rules to consider amendment H-1121, to amendment H-1081.

Objection was raised.

Nielsen of Johnson moved to suspend the rules to consider amendment H-1121, to amendment H-1081.

Roll call was requested by Nielsen of Johnson and Konfrst of Polk.

On the question "Shall the rules be suspended to consider amendment H-1121, to amendment H-1081?" (H.F. 701)

The ayes were, 45:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Cohoon	Derry
Donahue	Ehlert	Forbes	Gaines
Gaskill	Hall	Heddens	Hunter
Isenhardt	Jacoby	James	Judge
Kacena	Konfrst	Kressig	Kurth
Kurtz	Lensing	Mascher	Matson
McConkey	Meyer, B.	Nielsen	Oldson
Olson	Ourth	Running-Marquardt	Smith, M.
Smith, R.	Staed	Steckman	Sunde
Thede	Wessel-Kroeschell	Williams	Winckler
Wolfe			

The nays were, 54:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Holt	Huseman	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Landon	Lohse	Lundgren
Maxwell	McKean	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Osmundson
Paustian	Salmon	Sexton	Shipley
Sieck	Sorensen	Thompson	Thorup
Wheeler	Wills	Windschitl	Worthan
Zumbach	Speaker		
	Upmeyer		

Absent or not voting, 1:

Prichard

The motion to suspend the rules lost.

Moore of Cass moved the adoption of amendment H-1081.

Amendment H-1081 was adopted.

Moore 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?" (H.F. 701)

The ayes were, 84:

Anderson	Bacon	Baxter	Bennett
Bergan	Best	Bloomingtondale	Bossman
Breckenridge	Brink	Carlson	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gaskill	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhardt	Jacobsen
Jacoby	Jeneary	Jones	Judge
Kaufmann	Kerr	Klein	Kurth
Kurtz	Landon	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Oldson	Olson	Osmundson	Ourth
Paustian	Running-Marquardt	Salmon	Sexton
Sieck	Smith, R.	Sorensen	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Wheeler	Wills	Winckler	Windschitl
Wolfe	Worthan	Zumbach	Speaker
			Upmeyer

The nays were, 15:

Abdul-Samad	Bearinger	Brown-Powers	Derry
Hall	James	Kacena	Konfrst
Kressig	Meyer, B.	Shipley	Smith, M.
Staed	Steckman	Williams	

Absent or not voting, 1:

Prichard

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

Senate File 230, a bill for an act relating to manufacturers of native distilled spirits and beer, with report of committee recommending amendment and passage, was taken up for consideration.

Carlson of Muscatine offered amendment H-1047 filed by the committee on Commerce and moved its adoption.

The committee amendment H-1047 was adopted.

Carlson 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. 230)

The ayes were, 97:

Abdul-Samad	Anderson	Bacon	Bearinger
Bennett	Bergan	Best	Bloomingdale
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhart	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nielsen	Oldson	Olson	Osmundson
Ourth	Paustian	Running-Marquardt	Salmon
Sexton	Shiple	Sieck	Smith, M.
Smith, R.	Sorensen	Staed	Steckman
Sunde	Thede	Thompson	Thorup
Wessel-Kroeschell	Williams	Wills	Winckler
Windschitl	Wolfe	Worthan	Zumbach
Speaker			
Upmeyer			

The nays were, 2:

Baxter

Wheeler

Absent or not voting, 1:

Prichard

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 Dallas asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 267, 390, 418, 419, 701** and **Senate Files 140, 208, 230, 245, 246, 333, 532, 558** and **569**.

HOUSE FILES WITHDRAWN

Hagenow of Dallas asked and received unanimous consent to withdraw House Files 237, 290, 342, 517, 560, 600, 651, 678 and 723 from further consideration by the House.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Prichard of Floyd

SPONSORS ADDED

Amendment H-1124 (H.F. 758)	Kurtz of Lee
Amendment H-1125 (H.F. 758)	Matson of Polk

HOUSE STUDY BILL COMMITTEE ASSIGNMENT

H.S.B. 254 Government Oversight

Relating to fire safety standards and children's residential facilities.

SUBCOMMITTEE ASSIGNMENT

House File 754

Appropriations: Mommsen, Chair; Hall and Sorensen.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 248

Appropriations (Education): Kerr, Chair; Dolecheck, Gassman, Konfrst, McConkey, Mitchell, Moore, Williams and Winckler.

House Study Bill 249

Appropriations (Administration and Regulation): Landon, Chair; Abdul-Samad, Bloomingdale, Brown-Powers, Derry, Fisher, Gustafson, Hunter and Zumbach.

House Study Bill 250

Appropriations: Brink, Chair; Kerr and Mascher.

House Study Bill 251

Appropriations (Transportation, Infrastructure, and Capitals): Mohr, Chair; Bennett, Cohoon, Hinson, Huseman, Kurtz, Mascher, Thompson and Thorup.

House Study Bill 252

Appropriations: Grassley, Chair; Brink and Hall.

House Study Bill 253

Appropriations (Health and Human Services): Fry, Chair; Bergan, Donahue, Heddens, Jeneary, Judge, Lundgren, A. Meyer and Wessel-Kroeschell.

House Study Bill 254

Government Oversight: Kaufmann, Chair; Klein and Lensing.

COMMITTEE RECOMMENDATIONS

MADAM 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 170, a bill for an act relating to the publication duties of and the filling of vacancies on county agricultural extension councils and including effective date and applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** April 3, 2019.

Senate File 548, a bill for an act relating to the acquisition, donation, or sale of real property for specified purposes.

Fiscal Note: **No**

Recommendation: **Do Pass** April 3, 2019.

COMMITTEE ON COMMERCE

Senate File 561, a bill for an act concerning disqualification from eligibility for unemployment benefits due to discharge for misconduct.

Fiscal Note: **No**

Recommendation: **Do Pass** April 3, 2019.

COMMITTEE ON EDUCATION

Senate File 167, a bill for an act relating to eligibility for the health care loan repayment program.

Fiscal Note: **No**

Recommendation: **Do Pass** April 3, 2019.

Senate File 437, a bill for an act relating to academic eligibility standards for public school students participating in school-approved activities.

Fiscal Note: **No**

Recommendation: **Do Pass** April 3, 2019.

Senate Concurrent Resolution 1, a concurrent resolution urging Congress to enact legislation to limit the interest rates collected or imposed by the United States Department of Education for certain federal student college loans.

Fiscal Note: **No**

Recommendation: **Do Pass** April 3, 2019.

COMMITTEE ON HUMAN RESOURCES

Senate File 531, a bill for an act relating to pediatric congenital heart surgery including data reporting and the provision of patient education by hospitals.

Fiscal Note: **No**

Recommendation: **Do Pass** April 2, 2019.

Senate File 592, a bill for an act relating to the practice and licensure of physician assistants, and providing penalties.

Fiscal Note: **No**

Recommendation: **Do Pass** April 2, 2019.

COMMITTEE ON JUDICIARY

Senate File 448, a bill for an act relating to consent agreements for domestic abuse and sexual abuse protective orders.

Fiscal Note: **No**

Recommendation: **Do Pass** April 3, 2019.

Senate File 570, a bill for an act 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** April 3, 2019.

COMMITTEE ON LABOR

Senate File 337, a bill for an act providing for exceptions to the state child labor law.

Fiscal Note: **No**

Recommendation: **Do Pass** April 3, 2019.

COMMITTEE ON PUBLIC SAFETY

Senate File 188, a bill for an act prohibiting a governing board of a public college or university from adopting or enforcing any policy or rule that prohibits a person from carrying, transporting, or possessing a dangerous weapon producing a nonprojectile high-voltage pulse designed to immobilize a person in the buildings or on the grounds of such a college or university.

Fiscal Note: **No**

Recommendation: **Do Pass** April 2, 2019.

COMMITTEE ON STATE GOVERNMENT

Senate File 526, a bill for an act creating a blue alert program within the department of public safety for the apprehension of a person suspected of killing or seriously injuring a peace officer in the line of duty or due to safety concerns for a peace officer missing while on duty.

Fiscal Note: **No**

Recommendation: **Do Pass** April 2, 2019.

Senate File 567, a bill for an act relating to disqualifications from holding certain professional licenses for persons convicted of certain felonies.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H-1115** April 2, 2019.

COMMITTEE ON WAYS AND MEANS

Senate File 306, a bill for an act establishing a lake Manawa state park user fee pilot program and providing for a future repeal.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H-1114** April 1, 2019.

AMENDMENTS FILED

H-1114	S.F.	306	Committee on Ways and Means
H-1115	S.F.	567	Committee on State Government
H-1116	H.F.	758	Konfrst of Polk
H-1117	H.F.	756	Deyoe of Story
H-1118	S.F.	436	B. Meyer of Polk
H-1119	H.F.	759	Landon of Polk
H-1120	H.F.	355	Running-Marquardt of Linn
H-1121	H.F.	701	Nielsen of Johnson
H-1122	H.F.	758	Hall of Woodbury
H-1123	H.F.	758	Steckman of Cerro Gordo
H-1124	H.F.	758	Hunter of Polk
H-1125	H.F.	758	James of Dubuque
H-1126	H.F.	758	Mascher of Johnson
H-1127	H.F.	758	Kerr of Louisa
			Winckler of Scott
H-1128	H.F.	758	Winckler of Scott
			McConkey of Pottawattamie
			Ehlert of Linn
H-1129	H.F.	758	Abdul-Samad of Polk
			Gaines of Polk
			R. Smith of Black Hawk
			Thede of Scott

H-1130	H.F.	758	Williams of Black Hawk
			Anderson of Polk
			Bennett of Linn
			Brown-Powers of Black Hawk
			Gaskill of Wapello
			Heddens of Story
			Isenhart of Dubuque
			James of Dubuque
			Lensing of Johnson
			Matson of Polk
			B. Meyer of Polk
			Oldson of Polk
			Ourth of Warren
			M. Smith of Marshall
			Staed of Linn
			Sunde of Polk
			Wessel-Kroeschell of Story
			Wolfe of Clinton
			Donahue of Linn
			Forbes of Polk
			Judge of Dallas
			Konfrst of Polk
			Kurth of Scott

On motion by Hagenow of Dallas, the House adjourned at 6:24 p.m., until 8:30 a.m., Thursday, April 4, 2019.

JOURNAL OF THE HOUSE

Eighty-first Calendar Day - Fifty-second Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, April 4, 2019

The House met pursuant to adjournment at 8:31 a.m., Speaker Upmeyer in the chair.

Prayer was offered by Pastor Jon Benson, Saint John Lutheran Church, Council Bluffs. He was the guest of Sieck of Mills and Hanusa of Pottawattamie.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Steve Shannon, Nathan Shank, Bobby Clute and Kaine Vinchattle, iJAG students from Boone High School, Boone. They were the guests of Thompson of Greene.

The Journal of Wednesday, April 3, 2019, was approved.

The House stood at ease at 8:34 a.m., until the fall of the gavel.

The House resumed session at 10:57 a.m., Speaker Upmeyer in the chair.

CONSIDERATION OF BILLS Appropriations Calendar

House File 756, 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, was taken up for consideration.

Deyoe of Story asked and received unanimous consent to withdraw amendment H-1117 filed by him on April 3, 2019.

Sorensen of Adair 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. 756)

The ayes were, 96:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossmann	Breckenridge	Brink
Brown-Powers	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gaskill	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hall	Hanusa
Heddens	Hein	Hinson	Hite
Holt	Hunter	Huseman	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kacena	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Kurtz	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Oldson	Olson	Osmundson	Ourth
Paustian	Running-Marquardt	Salmon	Sexton
Shiple	Sieck	Smith, M.	Smith, R.
Sorensen	Steckman	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Wheeler
Williams	Wills	Winckler	Windschitl
Wolfe	Worthan	Zumbach	Speaker Upmeyer

The nays were, none.

Absent or not voting, 4:

Landon	Meyer, B.	Prichard	Staed
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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 758, 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, providing for related matters, and including effective date provisions, was taken up for consideration.

James of Dubuque offered amendment H-1125 filed by her and moved its adoption.

Roll call was requested by James of Dubuque and Abdul-Samad of Polk.

On the question "Shall amendment H-1125 be adopted?" (H.F. 758)

The ayes were, 97:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossman	Breckenridge	Brink
Brown-Powers	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gaskill	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hall	Hanusa
Heddens	Hein	Hinson	Hite
Holt	Hunter	Huseman	Isenhart
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kacena	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Kurtz	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Oldson	Olson	Osmundson	Ourth
Paustian	Running-Marquardt	Salmon	Sexton
Shiple	Sieck	Smith, M.	Smith, R.
Sorensen	Staed	Steckman	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Wheeler	Williams	Wills	Winckler
Windschitl	Wolfe	Worthan	Zumbach
Speaker			
Upmeyer			

The nays were, none.

Absent or not voting, 3:

Landon	Meyer, B.	Prichard
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Amendment H-1125 was adopted.

Hall of Woodbury offered amendment H-1122 filed by him and moved its adoption.

Amendment H-1122 lost.

Winckler of Scott offered amendment H-1128 filed by Winckler, et al., and moved its adoption.

Roll call was requested by Winckler of Scott and Abdul-Samad of Polk.

On the question "Shall amendment H-1128 be adopted?" (H.F. 758)

The ayes were, 45:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Cohoon	Derry
Donahue	Ehlert	Forbes	Gaines
Gaskill	Hall	Heddens	Hinson
Hunter	Isenhart	Jacoby	James
Judge	Kacena	Konfrst	Kressig
Kurth	Kurtz	Lensing	Mascher
Matson	McConkey	Nielsen	Oldson
Olson	Ourth	Running-Marquardt	Smith, M.
Smith, R.	Staed	Steckman	Sunde
Thede	Wessel-Kroeschell	Williams	Winckler
Wolfe			

The nays were, 52:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hite
Holt	Huseman	Jacobsen	Jeneary
Jones	Kaufmann	Kerr	Klein
Lohse	Lundgren	Maxwell	McKean
Meyer, A.	Mitchell	Mohr	Mommsen
Moore	Osmundson	Paustian	Salmon
Sexton	Shipley	Sieck	Sorensen
Thompson	Thorup	Wheeler	Wills
Windschitl	Worthan	Zumbach	Speaker
			Upmeyer

Absent or not voting, 3:

Landon	Meyer, B.	Prichard
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Amendment H-1128 lost.

Kerr of Louisa offered amendment H-1127 filed by him.

Kerr of Louisa offered amendment H-1132, to amendment H-1127, filed by him from the floor and moved its adoption.

Amendment H-1132, to amendment H-1127, was adopted.

Kerr of Louisa moved the adoption of amendment H-1127, as amended.

Roll call was requested by Winckler of Scott and Wolfe of Clinton.

On the question "Shall amendment H-1127, as amended, be adopted?" (H.F. 758)

The ayes were, 97:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossman	Breckenridge	Brink
Brown-Powers	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gaskill	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hall	Hanusa
Heddens	Hein	Hinson	Hite
Holt	Hunter	Huseman	Isenhart
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kacena	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Kurtz	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Oldson	Olson	Osmundson	Ourth
Paustian	Running-Marquardt	Salmon	Sexton
Shiple	Sieck	Smith, M.	Smith, R.
Sorensen	Staed	Steckman	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Wheeler	Williams	Wills	Winckler
Windschitl	Wolfe	Worthan	Zumbach
Speaker			
Upmeyer			

The nays were, none.

Absent or not voting, 3:

Landon Meyer, B. Prichard

Amendment H-1127, as amended, was adopted.

Windschitl of Harrison in the chair at 12:02 p.m.

Steckman of Cerro Gordo offered amendment H-1123 filed by her and moved its adoption.

Roll call was requested by Steckman of Cerro Gordo and Olson of Polk.

On the question "Shall amendment H-1123 be adopted?" (H.F. 758)

The ayes were, 44:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Cohoon	Derry
Donahue	Ehlert	Forbes	Gaines
Gaskill	Hall	Heddens	Hunter
Isenhardt	Jacoby	James	Judge
Kacena	Konfrst	Kressig	Kurth
Kurtz	Lensing	Mascher	Matson
McConkey	Nielsen	Oldson	Olson
Ourth	Running-Marquardt	Smith, M.	Smith, R.
Staed	Steckman	Sunde	Thede
Wessel-Kroeschell	Williams	Winckler	Wolfe

The nays were, 53:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Holt	Huseman	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Lohse	Lundgren	Maxwell
McKean	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Osmundson	Paustian
Salmon	Sexton	Shiple	Sieck
Sorensen	Thompson	Thorup	Upmeyer, Spkr.
Wheeler	Wills	Worthan	Zumbach
Windschitl, Presiding			

Absent or not voting, 3:

Landon	Meyer, B.	Prichard
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Amendment H-1123 lost.

Williams of Black Hawk offered amendment H-1130 filed by Williams, et al., and moved its adoption.

Roll call was requested by Williams of Black Hawk and Abdul-Samad of Polk.

On the question "Shall amendment H-1130 be adopted?" (H.F. 758)

The ayes were, 44:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Cohoon	Derry
Donahue	Ehlert	Forbes	Gaines
Gaskill	Hall	Heddens	Hunter
Isenhardt	Jacoby	James	Judge
Kacena	Konfrst	Kressig	Kurth
Kurtz	Lensing	Mascher	Matson
McConkey	Nielsen	Oldson	Olson
Ourth	Running-Marquardt	Smith, M.	Smith, R.
Staed	Steckman	Sunde	Thede
Wessel-Kroeschell	Williams	Winckler	Wolfe

The nays were, 53:

Bacon	Baxter	Bergan	Best
Bloomington	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Holt	Huseman	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Lohse	Lundgren	Maxwell
McKean	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Osmundson	Paustian
Salmon	Sexton	Shipley	Sieck
Sorensen	Thompson	Thorup	Upmeyer, Spkr.
Wheeler	Wills	Worthan	Zumbach
Windschitl, Presiding			

Absent or not voting, 3:

Landon	Meyer, B.	Prichard
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Amendment H-1130 lost.

Hunter of Polk offered amendment H-1124 filed by him.

Kerr of Louisa rose on a point of order that amendment H-1124 was not germane.

The Speaker ruled the point well taken and amendment H-1124 not germane.

Hunter of Polk asked for unanimous consent to suspend the rules to consider amendment H-1124.

Objection was raised.

Hunter of Polk moved to suspend the rules to consider amendment H-1124.

Roll call was requested by Hunter of Polk and Hagenow of Dallas.

On the question "Shall the rules be suspended to consider amendment H-1124?" (H.F. 758)

The ayes were, 44:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Cohoon	Derry
Donahue	Ehlert	Forbes	Gaines
Gaskill	Hall	Heddens	Hunter
Isenhardt	Jacoby	James	Judge
Kacena	Konfrst	Kressig	Kurth
Kurtz	Lensing	Mascher	Matson
McConkey	Nielsen	Oldson	Olson
Ourth	Running-Marquardt	Smith, M.	Smith, R.
Staed	Steckman	Sunde	Thede
Wessel-Kroeschell	Williams	Winckler	Wolfe

The nays were, 53:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossmann	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Holt	Huseman	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Lohse	Lundgren	Maxwell
McKean	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Osmundson	Paustian
Salmon	Sexton	Shipley	Sieck
Sorensen	Thompson	Thorup	Upmeyer, Spkr.
Wheeler	Wills	Worthan	Zumbach
Windschitl, Presiding			

Absent or not voting, 3:

Landon	Meyer, B.	Prichard
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The motion to suspend the rules lost.

Abdul-Samad of Polk offered amendment H-1129 filed by Abdul-Samad, et al.

R. Smith of Black Hawk rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point not well taken.

Kerr of Louisa rose on a point of order that amendment H-1129 was not germane.

The Speaker ruled the point well taken and amendment H-1129 not germane.

Abdul-Samad of Polk asked for unanimous consent to suspend the rules to consider amendment H-1129.

Objection was raised.

Abdul-Samad of Polk moved to suspend the rules to consider amendment H-1129.

Roll call was requested by Abdul-Samad of Polk and Hunter of Polk.

On the question "Shall the rules be suspended to consider amendment H-1129?" (H.F. 758)

The ayes were, 45:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Cohoon	Derry
Donahue	Ehlert	Fisher	Forbes
Gaines	Gaskill	Hall	Heddens
Hunter	Isenhart	Jacoby	James
Judge	Kacena	Konfrst	Kressig
Kurth	Kurtz	Lensing	Mascher
Matson	McConkey	Nielsen	Oldson
Olson	Ourth	Running-Marquardt	Smith, M.
Smith, R.	Staed	Steckman	Sunde
Thede	Wessel-Kroeschell	Williams	Winckler
Wolfe			

The nays were, 51:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossmann	Brink	Carlson

Deyoe	Dolecheck	Fry	Gassman
Gerhold	Grassley	Gustafson	Hagenow
Hanusa	Hein	Hinson	Hite
Holt	Huseman	Jacobsen	Jeneary
Jones	Kaufmann	Kerr	Klein
Lohse	Lundgren	Maxwell	McKean
Meyer, A.	Mitchell	Mohr	Mommsen
Moore	Osmundson	Paustian	Salmon
Sexton	Shipley	Sieck	Sorensen
Thompson	Thorup	Wheeler	Wills
Worthan	Zumbach	Windschitl,	
		Presiding	

Absent or not voting, 4:

Landon	Meyer, B.	Prichard	Upmeyer, Spkr.
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The motion to suspend the rules lost.

Mascher of Johnson offered amendment H-1126 filed by her and moved its adoption.

Roll call was requested by Mascher of Johnson and Jacoby of Johnson.

On the question "Shall amendment H-1126 be adopted?" (H.F. 758)

The ayes were, 44:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Cphoon	Derry
Donahue	Ehlert	Forbes	Gaines
Gaskill	Hall	Heddens	Hunter
Isenhardt	Jacoby	James	Judge
Kacena	Konfrst	Kressig	Kurth
Kurtz	Lensing	Mascher	Matson
McConkey	Nielsen	Oldson	Olson
Ourth	Running-Marquardt	Smith, M.	Smith, R.
Staed	Steckman	Sunde	Thede
Wessel-Kroeschell	Williams	Winckler	Wolfe

The nays were, 53:

Bacon	Baxter	Bergan	Best
Bloomington	Bossmann	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Holt	Huseman	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Lohse	Lundgren	Maxwell

McKean	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Osmundson	Paustian
Salmon	Sexton	Shipley	Sieck
Sorensen	Thompson	Thorup	Upmeyer, Spkr.
Wheeler	Wills	Worthan	Zumbach
Windschitl, Presiding			

Absent or not voting, 3:

Landon	Meyer, B.	Prichard
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Amendment H-1126 lost.

Konfrst of Polk offered amendment H-1116 filed by her and moved its adoption.

Amendment H-1116 lost.

Kerr 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?" (H.F. 758)

The ayes were, 58:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Breckenridge	Brink
Carlson	Derry	Deyoe	Dolecheck
Fisher	Fry	Gassman	Gerhold
Grassley	Gustafson	Hagenow	Hanusa
Hein	Hinson	Hite	Holt
Huseman	Jacobsen	Jeneary	Jones
Judge	Kaufmann	Kerr	Klein
Lohse	Lundgren	Maxwell	McKean
Meyer, A.	Mitchell	Mohr	Mommsen
Moore	Osmundson	Paustian	Salmon
Sexton	Shipley	Sieck	Smith, M.
Sorensen	Sunde	Thompson	Thorup
Upmeyer, Spkr.	Wheeler	Wills	Worthan
Zumbach	Windschitl, Presiding		

The nays were, 38:

Abdul-Samad	Anderson	Bearinger	Bennett
Brown-Powers	Cohoon	Donahue	Ehlert
Forbes	Gaines	Gaskill	Hall

Hunter	Isenhardt	Jacoby	James
Kacena	Konfrst	Kressig	Kurth
Kurtz	Lensing	Mascher	Matson
McConkey	Nielsen	Oldson	Olson
Ourth	Running-Marquardt	Smith, R.	Staed
Steckman	Thede	Wessel-Kroeschell	Williams
Winckler	Wolfe		

Absent or not voting, 4:

Heddens	Landon	Meyer, B.	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

Hagenow of Dallas asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 756** and **758**.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Heddens of Story	Landon of Polk
Meyer, B. of Polk	Prichard of Floyd

On motion by Hagenow of Dallas, the House was recessed at 2:30 p.m., until the conclusion of the committee on Appropriation and the committee on Ways and Means.

AFTERNOON SESSION

The House reconvened at 5:41 p.m., Speaker Upmeyer in the chair.

INTRODUCTION OF BILLS

House File 763, by Jacoby, a bill for an act relating to hemp, including the regulation of hemp, providing for enforcement and the confiscation and destruction or disposal of certain property, providing for fees, making appropriations, including penalties, and providing implementation and effective date provisions.

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

House File 764, by committee on Government Oversight, a bill for an act relating to publication and procedural provisions relating to proposed constitutional amendments and including effective date provisions.

Read first time and placed on the **calendar**.

House File 765, 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**.

House File 766, by committee on Appropriations, a bill for an act relating to appropriations for health and human services and veterans and including other related provisions and appropriations, providing penalties, and including effective date and retroactive and other applicability date provisions.

Read first time and placed on the **Appropriations calendar**.

House File 767, by committee on Ways and Means, a bill for an act relating to motor vehicle taxes and fees, including registration fees for certain electric vehicles, an excise tax on hydrogen used as special fuel, and an excise tax on electricity used as electric fuel, providing penalties, making penalties applicable, and including effective date provisions.

Read first time and placed on the **Ways and Means calendar**.

House File 768, by committee on Ways and Means, a bill for an act relating to agricultural development, by providing for the Iowa finance authority, a beginning farmer tax credit program, fees, and including effective date and retroactive applicability provisions.

Read first time and placed on the **Ways and Means calendar**.

House File 769, by committee on Ways and Means, a bill for an act relating to the gross weight of special trucks, and providing fees.

Read first time and placed on the **Ways and Means calendar**.

BILLS REREFFERED TO COMMITTEE

The Speaker announced the following bills previously placed on the calendar were rereferred to the following committees:

House File 326	Natural Resources
House File 484	Transportation
House File 500	Transportation
House File 530	Natural Resources
House File 597	Human Resources
House File 601	Human Resources
House File 624	Human Resources
House File 635	Public Safety
House File 636	Public Safety
House File 652	State Government
House File 657	Natural Resources
House File 658	Public Safety
House File 671	Judiciary
House File 672	Natural Resources
House File 682	Public Safety
House File 687	State Government
House File 688	Judiciary
House File 696	Human Resources
House File 697	Judiciary
House File 702	Judiciary
House File 704	Education
House File 705	Judiciary
House File 706	Judiciary
House File 712	Judiciary
House File 714	Public Safety
House File 715	Local Government
House File 717	Public Safety
House File 720	Education
House File 722	Human Resources

BILLS PLACED ON THE UNFINISHED BUSINESS CALENDAR

Hagenow of Dallas asked and received unanimous consent that the following bills be placed on the unfinished business calendar.

House Joint Resolution 6
House File 225

House File 261
House File 305
House File 309
House File 321
House File 322
House File 324 with attached SF 112
House File 328
House File 336 with attached SF 158
House File 337 with attached SF 339
House File 343
House File 355
House File 356 with attached SF 506
House File 357
House File 358
House File 391
House File 417 with attached SF 412
House File 420
House File 421
House File 477
House File 479
House File 481
House File 489
House File 503
House File 515 with attached SF 273
House File 534
House File 535 with attached SF 302
House File 537
House File 567 with attached SF 114
House File 568 with attached SF 505
House File 569
House File 593 with attached SF 507
House File 596
House File 602
House File 609
House File 662
House File 669 with attached SF 583
House File 670 with attached SF 528
House File 675 with attached SF 590
House File 676 with attached SF 93
House File 677
House File 681

House File 684
House File 686
House File 695
House File 708
House File 713 with attached SF 364
House File 718
House File 721 with attached SF 540
House File 727 with attached SF 513
House File 728 with attached SF 572
House File 729 with attached SF 589
House File 730 with attached SF 283
House File 736 with attached SF 475

EXPLANATION OF VOTE

On April 4, 2019, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 758 – “nay”

Heddens of Story

SUBCOMMITTEE ASSIGNMENT

Senate File 597

Ways and Means: Bossman, Chair; Brown-Powers and Windschitl.

COMMITTEE RECOMMENDATIONS

MADAM 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 251), 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 4, 2019.

Committee Bill (Formerly House Study Bill 253), relating to appropriations for health and human services and veterans and including other related provisions and appropriations, providing penalties, and including effective date and retroactive and other applicability date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** April 4, 2019.

COMMITTEE ON EDUCATION

Senate File 394, a bill for an act relating to requirements school districts and accredited nonpublic schools must meet to provide distance learning classes that meet the requirements of Iowa's education program.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H-1133** April 3, 2019.

COMMITTEE ON GOVERNMENT OVERSIGHT

Committee Bill (Formerly House Study Bill 247), relating to publication and procedural provisions relating to proposed constitutional amendments and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** April 3, 2019.

COMMITTEE ON JUDICIARY

Senate File 275, a bill for an act relating to the criminal offenses of assault by threat of a targeted attack and cyberharassment, and providing penalties.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H-1135** April 3, 2019.

Senate File 392, a bill for an act relating to sexual misconduct by a peace officer with offenders and juveniles in the peace officer's custody, and providing penalties.

Fiscal Note: **No**

Recommendation: **Do Pass** April 3, 2019.

Senate File 458, a bill for an act relating to debts for which the homestead is liable by providing that the homestead may be sold to satisfy debts secured by a mechanic's lien, including principal, interest, attorney fees, and costs.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H-1134** April 3, 2019.

Senate File 524, a bill for an act relating to sexual exploitation by a youth athletics coach and providing penalties.

Fiscal Note: **No**

Recommendation: **Do Pass** April 3, 2019.

COMMITTEE ON NATURAL RESOURCES

Senate File 203, a bill for an act relating to stocking private waters and fishing on such waters.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H-1136** April 2, 2019.

COMMITTEE ON TRANSPORTATION

Senate File 442, a bill for an act relating to authorized emergency vehicles, and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H-1131** April 2, 2019.

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House File 483), relating to the gross weight of special trucks, and providing fees.

Fiscal Note: **No**

Recommendation: **Do Pass** April 4, 2019.

Committee Bill (Formerly House File 647), providing for a beginning farmer tax credit program, providing for fees, and including effective date and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** April 4, 2019.

Committee Bill (Formerly House File 725), relating to motor vehicle taxes and fees, including registration fees for certain electric vehicles, an excise tax on hydrogen used as special fuel, and an excise tax on electricity used as electric fuel, providing penalties, making penalties applicable, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** April 4, 2019.

AMENDMENTS FILED

H-1131	S.F.	442	Committee on Transportation
H-1132	H.F.	758	Kerr of Louisa
H-1133	S.F.	394	Committee on Education
H-1134	S.F.	458	Committee on Judiciary
H-1135	S.F.	275	Committee on Judiciary
H-1136	S.F.	203	Committee on Natural Resources
H-1137	S.F.	203	Isenhart of Dubuque

On motion by Hagenow of Dallas, the House adjourned at 5:44 p.m., until 8:30 a.m., Friday, April 5, 2019.

JOURNAL OF THE HOUSE

Eighty-second Calendar Day - Fifty-third Session Day

Hall of the House of Representatives
Des Moines, Iowa, Friday, April 5, 2019

The House met pursuant to adjournment at 8:31 a.m., Mitchell of Henry in the chair.

Prayer was offered by Mitchell of Henry.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mitchell of Henry.

The Journal of Thursday, April 4, 2019, was approved.

INTRODUCTION OF BILL

House File 770, by Thompson, a bill for an act relating to property taxation by authorizing cities and counties to adopt ordinances providing for the abatement of property taxes due for certain persons seventy years of age or older and including applicability provisions.

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

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Chief Clerk and placed on file in the Legislative Services Agency: To view reports in full, click [here](#).

BOARD OF REGENTS

Span of Control Policy Report, pursuant to Iowa Code section 262.9C.

DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

Expenditures Report, pursuant to Chapter 168.36, 2017 Iowa Acts.

DEPARTMENT OF NATURAL RESOURCES

Quarterly Expenditures Report, pursuant to Chapter 168.44, 2017 Iowa Acts.

DEPARTMENT OF REVENUE

Individual Income Tax Research Activities Credit Report, pursuant to Iowa Code section 422.10.

Corporate Income Tax Research Activities Credit Report, pursuant to Iowa Code section 422.33.

OMBUDSMAN

Annual Report, pursuant to Iowa Code section 2C.18.

On motion by Holt of Crawford, the House adjourned at 8:34 a.m., until 1:00 p.m., Monday, April 8, 2019.

JOURNAL OF THE HOUSE

Eighty-fifth Calendar Day - Fifty-fourth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, April 8, 2019

The House met pursuant to adjournment at 1:00 p.m., Speaker Upmeyer in the chair.

Prayer was offered by Chris Denny with the Santee Sioux Tribe of Nebraska from Sioux City. He was the guest of Kacena of Woodbury.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Native Youth Standing Strong from Sioux City. They were the guests of Kacena of Woodbury.

The Journal of Friday, April 5, 2019, was approved.

BILLS PLACED ON THE UNFINISHED BUSINESS CALENDAR

Hagenow of Dallas asked and received unanimous consent that the following bills be placed on the unfinished business calendar.

House File 759
House File 765
House File 766

On motion by Hagenow of Dallas, the House was recessed at 1:11 p.m., until 4:00 p.m.

AFTERNOON SESSION

The House reconvened at 4:12 p.m., Speaker Upmeyer in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Madam Speaker: I am directed to inform your honorable body that the Senate has on April 8, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 260, a bill for an act relating to permissible interest rates and charges for certain loans.

Also: That the Senate has on April 8, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 390, a bill for an act relating to required notices to the department of transportation regarding certain registered aircraft.

Also: That the Senate has on April 8, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 418, a bill for an act relating to commercial driver's license requirements, and including applicability provisions.

Also: That the Senate has on April 8, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 650, a bill for an act relating to the liability of private employers, general contractors, and premises owners for negligently hiring employees, agents, or independent contractors convicted of a public offense.

Also: That the Senate has on April 8, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 402, a bill for an act providing for the good-faith submission of information, records, applications, and documents to the credit union division.

Also: That the Senate has on April 8, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 403, a bill for an act relating to the subpoena powers of the superintendent of credit unions, and making penalties applicable.

W. CHARLES SMITHSON, Secretary

SENATE MESSAGES CONSIDERED

Senate File 402, by committee on Commerce, a bill for an act providing for the good-faith submission of information, records, applications, and documents to the credit union division.

Read first time and **passed on file**.

Senate File 403, by committee on Commerce, a bill for an act relating to the subpoena powers of the superintendent of credit unions, and making penalties applicable.

Read first time and **passed on file**.

REFERRED

The Speaker announced that House File 708, previously placed on the **calendar** was referred to committee on **Ways and Means**.

EXPLANATION OF VOTE

On April 4, 2019, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 756 – “aye”

Staed of Linn

BILLS ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:

Madam 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 approval on this 8th day of April, 2019: House Files 264, 266 and 327.

CARMINE BOAL
Chief Clerk of the House

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on April 8, 2019, the following bills were approved and transmitted to the Secretary of State:

House File 266, an Act relating to the civil commitment of sexually violent predators.

Senate File 304, an Act relating to licensing sanctions against individuals who default or are delinquent on student loan debt or on a related service obligation.

Senate File 534, an Act relating to the use of gasification and pyrolysis facilities for the conversion of certain recoverable waste materials.

Senate File 555, an Act relating to weight limitations for certain implements of husbandry.

Senate File 559, an Act relating to insurance notices and documents delivered by electronic means to a consumer that purchases portable electronics insurance in a retail transaction.

Senate Joint Resolution File 17, a joint resolution authorizing the temporary sale of merchandise at a toy benefit for Iowa children on the state capitol complex grounds.

SUBCOMMITTEE ASSIGNMENTS

House File 708

Ways and Means: Kaufmann, Chair; Nielsen and Wheeler.

House File 770

Ways and Means: Windschitl, Chair; Hein and Jacoby.

COMMITTEE RECOMMENDATIONS

MADAM SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have 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 600, 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, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** April 8, 2019.

COMMITTEE ON TRANSPORTATION

Senate File 227, a bill for an act relating to the display of registration plates on motor vehicles.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H-1150** April 4, 2019.

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House File 227), creating exemptions from the computation of net income for the individual income tax of amounts paid to a child or dependent care provider, and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** April 8, 2019.

AMENDMENTS FILED

H-1138	H.F.	670	Sorensen of Adair
H-1139	H.F.	759	Wessel-Kroeschell of Story
H-1140	H.F.	759	Abdul-Samad of Polk Gaines of Polk R. Smith of Black Hawk Thede of Scott
H-1141	H.F.	759	Hunter of Polk
H-1142	H.F.	759	Hunter of Polk
H-1143	H.F.	759	Hunter of Polk
H-1144	H.F.	759	Abdul-Samad of Polk
H-1145	H.F.	759	Abdul-Samad of Polk
H-1146	H.F.	759	Hunter of Polk
H-1147	H.F.	759	Derry of Polk
H-1148	H.F.	759	Hunter of Polk
H-1149	H.F.	765	Mohr of Scott Cohon of Des Moines
H-1150	S.F.	227	Committee on Transportation
H-1151	H.F.	765	Hinson of Linn Hein of Jones Zumbach of Linn
H-1152	S.F.	507	Hunter of Polk
H-1153	S.F.	507	Wolfe of Clinton
H-1154	S.F.	507	Hunter of Polk
H-1155	S.F.	507	Hunter of Polk
H-1156	S.F.	507	Hunter of Polk
H-1157	S.F.	507	B. Meyer of Polk

On motion by Hagenow of Dallas, the House adjourned at 4:13 p.m., until 8:30 a.m., Tuesday, April 9, 2019.

JOURNAL OF THE HOUSE

Eighty-sixth Calendar Day - Fifty-fifth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, April 9, 2019

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

Prayer was offered by Father Michael Schueller, Priest of parishes in Bankston, Epworth, Farley, Peosta and Placid. He was the guest of Lundgren of Dubuque.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Laura Sherlock from Norwalk. She is the daughter of doorkeeper Dennis Walsh and the cousin and guest of Prichard of Floyd.

The Journal of Monday, April 8, 2019, was approved.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Madam Speaker: I am directed to inform your honorable body that the Senate has on April 8, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 609, a bill for an act relating to and making appropriations and related statutory changes involving state government entities involved with agriculture, natural resources, and environmental protection.

W. CHARLES SMITHSON, Secretary

SENATE MESSAGE CONSIDERED

Senate File 609, by committee on Appropriations, a bill for an act relating to and making appropriations and related statutory changes involving state government entities involved with agriculture, natural resources, and environmental protection.

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

ADOPTION OF HOUSE RESOLUTION 22

Hagenow of Dallas asked and received unanimous consent for the immediate consideration of **House Resolution 22**, a resolution congratulating and honoring University of Iowa wrestler Spencer Lee for his outstanding wrestling accomplishments, including a second consecutive National Collegiate Athletic Association wrestling championship title at the 125 pound weight-class.

Gerhold of Benton moved the adoption of House Resolution 22.

The motion prevailed and the resolution was adopted.

On motion by Hagenow of Dallas, the House was recessed at 8:46 a.m., until 10:00 a.m.

AFTERNOON SESSION

The House reconvened at 2:03 p.m., Holt of Crawford in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Madam Speaker: I am directed to inform your honorable body that the Senate has on April 9, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 518, a bill for an act relating to reimbursement for dually eligible Medicare and Medicaid members receiving the Medicare hospice benefit and Medicaid-only members electing the hospice benefit in a nursing facility.

Also: That the Senate has on April 9, 2019, amended and passed the following bill in which the concurrence of the House is asked:

House File 679, 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, and including retroactive applicability provisions.

Also: That the Senate has on April 9, 2019, amended and passed the following bill in which the concurrence of the House is asked:

House File 700, a bill for an act relating to the refilling of a prescription in emergency situations.

Also: That the Senate has on April 9, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 701, a bill for an act relating to the continuance of lawful preexisting nonconforming uses by manufactured, modular, and mobile homes and site-built dwelling units.

Also: That the Senate has on April 9, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 329, a bill for an act relating to expert witness testimony in child sexual abuse and child endangerment cases.

Also: That the Senate has on April 9, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 379, a bill for an act relating to qualifications to practice law in Iowa and regulation of persons admitted to practice law in a jurisdiction of the United States other than Iowa.

W. CHARLES SMITHSON, Secretary

INTRODUCTION OF BILL

House File 771, by committee on Ways and Means, a bill for an act relating to the child and dependent care and early childhood development tax credits, and including applicability provisions.

Read first time and placed on the **Ways and Means calendar**.

SENATE MESSAGES CONSIDERED

Senate File 329, by committee on Judiciary, a bill for an act relating to expert witness testimony in child sexual abuse and child endangerment cases.

Read first time and **passed on file**.

Senate File 379, by committee on Judiciary, a bill for an act relating to qualifications to practice law in Iowa and regulation of persons admitted to practice law in a jurisdiction of the United States other than Iowa.

Read first time and **passed on file**.

SPECIAL PRESENTATIONS

Hanusa of Pottawattamie introduced to the House, former legislator James Griffin.

The House rose and expressed its welcome.

Prichard of Floyd introduced to the House, former legislator Helen Miller.

The House rose and expressed its welcome.

CONSIDERATION OF BILLS
Appropriations Calendar

House File 765, 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.

Hinson of Linn asked and received unanimous consent to withdraw amendment H-1151 filed by Hinson, et al., on April 8, 2019, placing out of order amendment H-1163, to amendment H-1151, filed by Hinson of Linn from the floor.

Mohr of Scott offered amendment H-1149 filed by him and Cohoon of Des Moines.

Kurtz of Lee asked and received unanimous consent to withdraw amendment H-1159, to amendment H-1149, filed by him from the floor.

Cohoon of Des Moines offered amendment H-1160, to amendment H-1149, filed by him from the floor and moved its adoption.

Amendment H-1160, to amendment H-1149, was adopted.

Mascher of Johnson offered amendment H-1161, to amendment H-1149, filed by her from the floor and moved its adoption.

Roll call was requested by Mascher of Johnson and Abdul-Samad of Polk.

On the question "Shall amendment H-1161, to amendment H-1149, be adopted?" (H.F. 765)

The ayes were, 46:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Cohoon	Derry
Donahue	Ehlert	Forbes	Gaines
Gaskill	Hall	Heddens	Hunter
Isenhart	Jacoby	James	Judge
Kacena	Konfrst	Kressig	Kurth
Kurtz	Lensing	Mascher	Matson
McConkey	Meyer, B.	Nielsen	Oldson
Olson	Ourth	Prichard	Running-Marquardt
Smith, M.	Smith, R.	Staed	Steckman
Sunde	Thede	Wessel-Kroeschell	Williams
Winckler	Wolfe		

The nays were, 54:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Huseman	Jacobsen	Jeneary
Jones	Kaufmann	Kerr	Klein
Landon	Lohse	Lundgren	Maxwell
McKean	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Osmundson	Paustian
Salmon	Sexton	Shipley	Sieck
Sorensen	Thompson	Thorup	Upmeyer, Spkr.
Wheeler	Wills	Windschitl	Worthan
Zumbach	Holt,		
	Presiding		

Absent or not voting, none.

Amendment H-1161, to amendment H-1149, lost.

Mohr of Scott moved the adoption of amendment H-1149, as amended.

Amendment H-1149, as amended, was adopted.

Mohr 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. 765)

The ayes were, 100:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossman	Breckenridge	Brink
Brown-Powers	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gaskill	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hall	Hanusa
Heddens	Hein	Hinson	Hite
Hunter	Huseman	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nielsen	Oldson	Olson	Osmundson
Ourth	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shiple	Sieck
Smith, M.	Smith, R.	Sorensen	Staed
Steckman	Sunde	Thede	Thompson
Thorup	Upmeyer, Spkr.	Wessel-Kroeschell	Wheeler
Williams	Wills	Winckler	Windschitl
Wolfe	Worthan	Zumbach	Holt, 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 759, a bill for an act relating to and making appropriations and related statutory changes involving certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters, was taken up for consideration.

Hunter of Polk offered amendment H-1146 filed by him and moved its adoption.

Roll call was requested by Hunter of Polk and Prichard of Floyd.

On the question "Shall amendment H-1146 be adopted?" (H.F. 759)

The ayes were, 46:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Cphoon	Derry
Donahue	Ehlert	Forbes	Gaines
Gaskill	Hall	Heddens	Hunter
Isenhart	Jacoby	James	Judge
Kacena	Konfrst	Kressig	Kurth
Kurtz	Lensing	Mascher	Matson
McConkey	Meyer, B.	Nielsen	Oldson
Olson	Ourth	Prichard	Running-Marquardt
Smith, M.	Smith, R.	Staed	Steckman
Sunde	Thede	Wessel-Kroeschell	Williams
Winckler	Wolfe		

The nays were, 53:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hein	Hinson	Hite
Huseman	Jacobsen	Jeneary	Jones
Kaufmann	Kerr	Klein	Landon
Lohse	Lundgren	Maxwell	McKean
Meyer, A.	Mitchell	Mohr	Mommsen
Moore	Osmundson	Paustian	Salmon
Sexton	Shipley	Sieck	Sorensen
Thompson	Thorup	Upmeyer, Spkr.	Wheeler
Wills	Windschitl	Worthan	Zumbach
Holt, Presiding			

Absent or not voting, 1:

Hanusa

Amendment H-1146 lost.

Landon of Polk offered amendment H-1119 filed by him and moved its adoption.

Amendment H-1119 was adopted.

Derry of Polk offered amendment H-1147 filed by her and moved its adoption.

Roll call was requested by Derry of Polk and Konfrst of Polk.

On the question "Shall amendment H-1147 be adopted?" (H.F. 759)

The ayes were, 46:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Cohon	Derry
Donahue	Ehlert	Forbes	Gaines
Gaskill	Hall	Heddens	Hunter
Isenhardt	Jacoby	James	Judge
Kacena	Konfrst	Kressig	Kurth
Kurtz	Lensing	Mascher	Matson
McConkey	Meyer, B.	Nielsen	Oldson
Olson	Ourth	Prichard	Running-Marquardt
Smith, M.	Smith, R.	Staed	Steckman
Sunde	Thede	Wessel-Kroeschell	Williams
Winckler	Wolfe		

The nays were, 54:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Huseman	Jacobsen	Jeneary
Jones	Kaufmann	Kerr	Klein
Landon	Lohse	Lundgren	Maxwell
McKean	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Osmundson	Paustian
Salmon	Sexton	Shipley	Sieck
Sorensen	Thompson	Thorup	Upmeyer, Spkr.
Wheeler	Wills	Windschitl	Worthan
Zumbach	Holt,		
	Presiding		

Absent or not voting, none.

Amendment H-1147 lost.

Hunter of Polk offered amendment H-1141 filed by him.

Landon of Polk rose on a point of order that amendment H-1141 was not germane.

The Speaker ruled the point well taken and amendment H-1141 not germane.

Hunter of Polk asked for unanimous consent to suspend the rules to consider amendment H-1141.

Objection was raised.

Hunter of Polk moved to suspend the rules to consider amendment H-1141.

Roll call was requested by Hunter of Polk and Prichard of Floyd.

On the question "Shall the rules be suspended to consider amendment H-1141?" (H.F. 759)

The ayes were, 46:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Cohoon	Derry
Donahue	Ehlert	Forbes	Gaines
Gaskill	Hall	Heddens	Hunter
Isenhardt	Jacoby	James	Judge
Kacena	Konfrst	Kressig	Kurth
Kurtz	Lensing	Mascher	Matson
McConkey	Meyer, B.	Nielsen	Oldson
Olson	Ourth	Prichard	Running-Marquardt
Smith, M.	Smith, R.	Staed	Steckman
Sunde	Thede	Wessel-Kroeschell	Williams
Winckler	Wolfe		

The nays were, 54:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Huseman	Jacobsen	Jeneary
Jones	Kaufmann	Kerr	Klein
Landon	Lohse	Lundgren	Maxwell
McKean	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Osmundson	Paustian
Salmon	Sexton	Shipley	Sieck

Sorensen	Thompson	Thorup	Upmeyer, Spkr.
Wheeler	Wills	Windschitl	Worthan
Zumbach	Holt, Presiding		

Absent or not voting, none.

The motion to suspend the rules lost.

Hunter of Polk offered amendment H-1142 filed by him.

Landon of Polk rose on a point of order that amendment H-1142 was not germane.

The Speaker ruled the point well taken and amendment H-1142 not germane.

Abdul-Samad of Polk offered amendment H-1144 filed by him.

Landon of Polk rose on a point of order that amendment H-1144 was not germane.

The Speaker ruled the point not well taken and amendment H-1144 germane.

Abdul-Samad of Polk moved the adoption of amendment H-1144.

The House stood at ease at 3:44 p.m., until the fall of the gavel.

The House resumed session at 3:51 p.m., Holt of Crawford in the chair.

Roll call was requested by Abdul-Samad of Polk and Olson of Polk.

On the question "Shall amendment H-1144 be adopted?" (H.F. 759)

The ayes were, 100:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossman	Breckenridge	Brink
Brown-Powers	Carlson	Cohon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gaskill	Gassman	Gerhold	Grassley

Gustafson	Hagenow	Hall	Hanusa
Heddens	Hein	Hinson	Hite
Hunter	Huseman	Isenhart	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nielsen	Oldson	Olson	Osmundson
Ourth	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Smith, M.	Smith, R.	Sorensen	Staed
Steckman	Sunde	Thede	Thompson
Thorup	Upmeyer, Spkr.	Wessel-Kroeschell	Wheeler
Williams	Wills	Winckler	Windschitl
Wolfe	Worthan	Zumbach	Holt, Presiding

The nays were, none.

Absent or not voting, none.

Amendment H-1144 was adopted.

Hunter of Polk offered amendment H-1148 filed by him.

Landon of Polk rose on a point of order that amendment H-1148 was not germane.

The Speaker ruled the point well taken and amendment H-1148 not germane.

Hunter of Polk asked for unanimous consent to suspend the rules to consider amendment H-1148.

Objection was raised.

Hunter of Polk moved to suspend the rules to consider amendment H-1148.

Roll call was requested by Hunter of Polk and Bearinger of Fayette.

On the question "Shall the rules be suspended to consider amendment H-1148?" (H.F. 759)

The ayes were, 46:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Cphoon	Derry
Donahue	Ehlert	Forbes	Gaines
Gaskill	Hall	Heddens	Hunter
Isenhart	Jacoby	James	Judge
Kacena	Konfrst	Kressig	Kurth
Kurtz	Lensing	Mascher	Matson
McConkey	Meyer, B.	Nielsen	Oldson
Olson	Ourth	Prichard	Running-Marquardt
Smith, M.	Smith, R.	Staed	Steckman
Sunde	Thede	Wessel-Kroeschell	Williams
Winckler	Wolfe		

The nays were, 54:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Huseman	Jacobsen	Jeneary
Jones	Kaufmann	Kerr	Klein
Landon	Lohse	Lundgren	Maxwell
McKean	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Osmundson	Paustian
Salmon	Sexton	Shipley	Sieck
Sorensen	Thompson	Thorup	Upmeyer, Spkr.
Wheeler	Wills	Windschitl	Worthan
Zumbach	Holt, Presiding		

Absent or not voting, none.

The motion to suspend the rules lost.

R. Smith of Black Hawk offered amendment H-1140 filed by Abdul-Samad, et al.

Landon of Polk rose on a point of order that amendment H-1140 was not germane.

The Speaker ruled the point well taken and amendment H-1140 not germane.

R. Smith of Black Hawk asked for unanimous consent to suspend the rules to consider amendment H-1140.

Objection was raised.

R. Smith of Black Hawk moved to suspend the rules to consider amendment H-1140.

Roll call was requested by R. Smith of Black Hawk and Abdul-Samad of Polk.

On the question "Shall the rules be suspended to consider amendment H-1140?" (H.F. 759)

The ayes were, 48:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Cohoon	Derry
Donahue	Ehlert	Forbes	Gaines
Gaskill	Hall	Hanusa	Heddens
Hunter	Isenhardt	Jacoby	James
Judge	Kacena	Konfrst	Kressig
Kurth	Kurtz	Lensing	Mascher
Matson	McConkey	McKean	Meyer, B.
Nielsen	Oldson	Olson	Ourth
Prichard	Running-Marquardt	Smith, M.	Smith, R.
Staed	Steckman	Sunde	Thede
Wessel-Kroeschell	Williams	Winckler	Wolfe

The nays were, 52:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hein	Hinson	Hite
Huseman	Jacobsen	Jeneary	Jones
Kaufmann	Kerr	Klein	Landon
Lohse	Lundgren	Maxwell	Meyer, A.
Mitchell	Mohr	Mommsen	Moore
Osmundson	Paustian	Salmon	Sexton
Shipley	Sieck	Sorensen	Thompson
Thorup	Upmeyer, Spkr.	Wheeler	Wills
Windschitl	Worthan	Zumbach	Holt, Presiding

Absent or not voting, none.

The motion to suspend the rules lost.

Wessel-Kroeschell of Story offered amendment H-1139 filed by her.

Wessel-Kroeschell of Story offered amendment H-1162, to amendment H-1139, filed by her from the floor and moved its adoption.

Amendment H-1162, to amendment H-1139, was adopted.

Wessel-Kroeschell of Story moved the adoption of amendment H-1139, as amended.

Roll call was requested by Wessel-Kroeschell of Story and McConkey of Pottawattamie.

On the question "Shall amendment H-1139, as amended, be adopted?" (H.F. 759)

The ayes were, 100:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossmann	Breckenridge	Brink
Brown-Powers	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gaskill	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hall	Hanusa
Heddens	Hein	Hinson	Hite
Hunter	Huseman	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nielsen	Oldson	Olson	Osmundson
Ourth	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shiple	Sieck
Smith, M.	Smith, R.	Sorensen	Staed
Steckman	Sunde	Thede	Thompson
Thorup	Upmeyer, Spkr.	Wessel-Kroeschell	Wheeler
Williams	Wills	Winckler	Windschitl
Wolfe	Worthan	Zumbach	Holt, Presiding

The nays were, none.

Absent or not voting, none.

Amendment H-1139, as amended, was adopted.

Hunter of Polk asked and received unanimous consent to withdraw amendment H-1143 filed by him on April 8, 2019.

Abdul-Samad of Polk asked and received unanimous consent to withdraw amendment H-1145 filed by him on April 8, 2019.

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. 759)

The ayes were, 54:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Huseman	Jacobsen	Jeneary
Jones	Kaufmann	Kerr	Klein
Landon	Lohse	Lundgren	Maxwell
McKean	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Osmundson	Paustian
Salmon	Sexton	Shipley	Sieck
Sorensen	Thompson	Thorup	Upmeyer, Spkr.
Wheeler	Wills	Windschitl	Worthan
Zumbach	Holt, Presiding		

The nays were, 46:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Cphoon	Derry
Donahue	Ehlert	Forbes	Gaines
Gaskill	Hall	Heddens	Hunter
Isenhardt	Jacoby	James	Judge
Kacena	Konfrst	Kressig	Kurth
Kurtz	Lensing	Mascher	Matson
McConkey	Meyer, B.	Nielsen	Oldson
Olson	Ourth	Prichard	Running-Marquardt
Smith, M.	Smith, R.	Staed	Steckman
Sunde	Thede	Wessel-Kroeschell	Williams
Winckler	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.

Unfinished Business Calendar

House File 593, a bill for an act relating to the definition of personal injuries arising out of and in the course of the employment for the purposes of compensable acts for workers' compensation, was taken up for consideration.

SENATE FILE 507 SUBSTITUTED FOR HOUSE FILE 593

Deyoe of Story asked and received unanimous consent to substitute Senate File 507 for House File 593.

Senate File 507, a bill for an act relating to the definition of personal injuries arising out of and in the course of the employment for the purposes of compensable acts for workers' compensation, was taken up for consideration.

Hunter of Polk offered amendment H-1152 filed by him.

Deyoe of Story rose on a point of order that amendment H-1152 was not germane.

The Speaker ruled the point well taken and amendment H-1152 not germane.

Hunter of Polk asked for unanimous consent to suspend the rules to consider amendment H-1152.

Objection was raised.

Hunter of Polk moved to suspend the rules to consider amendment H-1152.

Roll call was requested by Hunter of Polk and B. Meyer of Polk.

On the question "Shall the rules be suspended to consider amendment H-1152?" (S.F. 507)

The ayes were, 44:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Cohoon	Derry
Donahue	Ehlert	Forbes	Gaskill
Hall	Heddens	Hunter	Isenhart
Jacoby	James	Judge	Kacena
Konfrst	Kressig	Kurth	Kurtz
Lensing	Mascher	Matson	McConkey
Meyer, B.	Nielsen	Oldson	Olson
Ourth	Prichard	Running-Marquardt	Smith, M.
Staed	Steckman	Sunde	Thede
Wessel-Kroeschell	Williams	Winckler	Wolfe

The nays were, 53:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fisher	Gaines
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Huseman	Jacobsen	Jeneary
Jones	Kaufmann	Kerr	Klein
Landon	Lohse	Lundgren	Maxwell
McKean	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Osmundson	Paustian
Salmon	Sexton	Shipley	Sieck
Sorensen	Thompson	Thorup	Wheeler
Wills	Windschitl	Worthan	Zumbach
Holt, Presiding			

Absent or not voting, 3:

Fry	Smith, R.	Upmeyer, Spkr.
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The motion to suspend the rules lost.

Hunter of Polk offered amendment H-1154 filed by him.

Deyoe of Story rose on a point of order that amendment H-1154 was not germane.

The Speaker ruled the point well taken and amendment H-1154 not germane.

Hunter of Polk asked for unanimous consent to suspend the rules to consider amendment H-1154.

Objection was raised.

Hunter of Polk moved to suspend the rules to consider amendment H-1154.

Roll call was requested by Hunter of Polk and Abdul-Samad of Polk.

On the question "Shall the rules be suspended to consider amendment H-1154?" (S.F. 507)

The ayes were, 46:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Cohoon	Derry
Donahue	Ehlert	Forbes	Gaines
Gaskill	Hall	Heddens	Hunter
Isenhart	Jacoby	James	Judge
Kacena	Konfrst	Kressig	Kurth
Kurtz	Lensing	Mascher	Matson
McConkey	Meyer, B.	Nielsen	Oldson
Olson	Ourth	Prichard	Running-Marquardt
Smith, M.	Smith, R.	Staed	Steckman
Sunde	Thede	Wessel-Kroeschell	Williams
Winckler	Wolfe		

The nays were, 54:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Huseman	Jacobsen	Jeneary
Jones	Kaufmann	Kerr	Klein
Landon	Lohse	Lundgren	Maxwell
McKean	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Osmundson	Paustian
Salmon	Sexton	Shipley	Sieck
Sorensen	Thompson	Thorup	Upmeyer, Spkr.
Wheeler	Wills	Windschitl	Worthan
Zumbach	Holt,		
	Presiding		

Absent or not voting, none.

The motion to suspend the rules lost.

Hunter of Polk offered amendment H-1155 filed by him.

Deyoe of Story rose on a point of order that amendment H-1155 was not germane.

The Speaker ruled the point well taken and amendment H-1155 not germane.

Hunter of Polk asked for unanimous consent to suspend the rules to consider amendment H-1155.

Objection was raised.

Hunter of Polk moved to suspend the rules to consider amendment H-1155.

Roll call was requested by Hunter of Polk and Abdul-Samad of Polk.

On the question "Shall the rules be suspended to consider amendment H-1155?" (S.F. 507)

The ayes were, 46:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Cohoon	Derry
Donahue	Ehlert	Forbes	Gaines
Gaskill	Hall	Heddens	Hunter
Isenhardt	Jacoby	James	Judge
Kacena	Konfrst	Kressig	Kurth
Kurtz	Lensing	Mascher	Matson
McConkey	Meyer, B.	Nielsen	Oldson
Olson	Ourth	Prichard	Running-Marquardt
Smith, M.	Smith, R.	Staed	Steckman
Sunde	Thede	Wessel-Kroeschell	Williams
Winckler	Wolfe		

The nays were, 54:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Huseman	Jacobsen	Jeneary
Jones	Kaufmann	Kerr	Klein
Landon	Lohse	Lundgren	Maxwell
McKean	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Osmundson	Paustian

Salmon	Sexton	Shipley	Sieck
Sorensen	Thompson	Thorup	Upmeyer, Spkr.
Wheeler	Wills	Windschitl	Worthan
Zumbach	Holt, Presiding		

Absent or not voting, none.

The motion to suspend the rules lost.

Hunter of Polk offered amendment H-1156 filed by him.

Deyoe of Story rose on a point of order that amendment H-1156 was not germane.

The Speaker ruled the point well taken and amendment H-1156 not germane.

Hunter of Polk asked for unanimous consent to suspend the rules to consider amendment H-1156.

Objection was raised.

Hunter of Polk moved to suspend the rules to consider amendment H-1156.

Roll call was requested by Hunter of Polk and Abdul-Samad of Polk.

On the question "Shall the rules be suspended to consider amendment H-1156?" (S.F. 507)

The ayes were, 46:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Cphoon	Derry
Donahue	Ehlert	Forbes	Gaines
Gaskill	Hall	Heddens	Hunter
Isenhardt	Jacoby	James	Judge
Kacena	Konfrst	Kressig	Kurth
Kurtz	Lensing	Mascher	Matson
McConkey	Meyer, B.	Nielsen	Oldson
Olson	Ourth	Prichard	Running-Marquardt
Smith, M.	Smith, R.	Staed	Steckman
Sunde	Thede	Wessel-Kroeschell	Williams
Winckler	Wolfe		

The nays were, 53:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Huseman	Jacobsen	Jeneary
Jones	Kaufmann	Kerr	Klein
Landon	Lohse	Lundgren	Maxwell
McKean	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Osmundson	Paustian
Salmon	Sexton	Shipley	Sieck
Sorensen	Thompson	Thorup	Wheeler
Wills	Windschitl	Worthan	Zumbach
Holt, Presiding			

Absent or not voting, 1:

Upmeyer, Spkr.

The motion to suspend the rules lost.

B. Meyer of Polk asked and received unanimous consent to withdraw amendment H-1157 filed by him on April 8, 2019.

Wolfe of Clinton offered amendment H-1153 filed by her and moved its adoption.

Roll call was requested by Wolfe of Clinton and Breckenridge of Jasper.

On the question "Shall amendment H-1153 be adopted?" (S.F. 507)

The ayes were, 47:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Cohoon	Derry
Donahue	Ehlert	Forbes	Gaines
Gaskill	Hall	Heddens	Hunter
Isenhardt	Jacoby	James	Judge
Kacena	Konfrst	Kressig	Kurth
Kurtz	Lensing	Mascher	Matson
McConkey	Meyer, B.	Nielsen	Oldson
Olson	Ourth	Prichard	Running-Marquardt
Shipley	Smith, M.	Smith, R.	Staed
Steckman	Sunde	Thede	Wessel-Kroeschell
Williams	Winckler	Wolfe	

The nays were, 53:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Huseman	Jacobsen	Jeneary
Jones	Kaufmann	Kerr	Klein
Landon	Lohse	Lundgren	Maxwell
McKean	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Osmundson	Paustian
Salmon	Sexton	Sieck	Sorensen
Thompson	Thorup	Upmeyer, Spkr.	Wheeler
Wills	Windschitl	Worthan	Zumbach
Holt, Presiding			

Absent or not voting, none.

Amendment H-1153 lost.

Wills of Dickinson rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point well taken.

Kaufmann of Cedar rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point well taken.

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. 507)

The ayes were, 55:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fisher	Forbes
Fry	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hanusa	Hein
Hinson	Hite	Huseman	Jacobsen
Jeneary	Jones	Judge	Kaufmann
Kerr	Klein	Landon	Lohse
Lundgren	Maxwell	McKean	Meyer, A.

Mitchell	Mohr	Mommsen	Moore
Osmundson	Paustian	Salmon	Sexton
Sieck	Sorensen	Thompson	Thorup
Upmeyer, Spkr.	Wheeler	Wills	Windschitl
Worthan	Zumbach	Holt, Presiding	

The nays were, 44:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Cohoon	Derry
Donahue	Ehlert	Gaines	Gaskill
Hall	Heddens	Hunter	Isenhart
Jacoby	James	Kacena	Konfrst
Kressig	Kurth	Kurtz	Lensing
Mascher	Matson	McConkey	Meyer, B.
Nielsen	Oldson	Olson	Ourth
Prichard	Running-Marquardt	Smith, M.	Smith, R.
Staed	Steckman	Sunde	Thede
Wessel-Kroeschell	Williams	Winckler	Wolfe

Absent or not voting, 1:

Shiplee

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 305, a bill for an act relating to the enhance Iowa board and moneys allocated by the board, was taken up for consideration.

Brink 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. 305)

The ayes were, 99:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossman	Breckenridge	Brink
Brown-Powers	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gaskill	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hall	Hanusa
Heddens	Hein	Hinson	Hite
Hunter	Huseman	Isenhart	Jacobsen

Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nielsen	Oldson	Olson	Osmundson
Ourth	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Sieck	Smith, M.
Smith, R.	Sorensen	Staed	Steckman
Sunde	Thede	Thompson	Thorup
Upmeyer, Spkr.	Wessel-Kroeschell	Wheeler	Williams
Wills	Winckler	Windschitl	Wolfe
Worthan	Zumbach	Holt, Presiding	

The nays were, none.

Absent or not voting, 1:

Shipley

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 requirements for certifications of trust and including applicability provisions, was taken up for consideration.

SENATE FILE 112 SUBSTITUTED FOR HOUSE FILE 324

McKean of Jones asked and received unanimous consent to substitute Senate File 112 for House File 324.

Senate File 112, a bill for an act relating to the requirements for certifications of trust and including applicability provisions, was taken up for consideration.

McKean 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. 112)

The ayes were, 99:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossmann	Breckenridge	Brink
Brown-Powers	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gaskill	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hall	Hanusa
Heddens	Hein	Hinson	Hite
Hunter	Huseman	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nielsen	Oldson	Olson	Osmundson
Ourth	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Sieck	Smith, M.
Smith, R.	Sorensen	Staed	Steckman
Sunde	Thede	Thompson	Thorup
Upmeyer, Spkr.	Wessel-Kroeschell	Wheeler	Williams
Wills	Winckler	Windschitl	Wolfe
Worhan	Zumbach	Holt,	
		Presiding	

The nays were, none.

Absent or not voting, 1:

Shiplee

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 391, a bill for an act increasing the required amount for a surety bond necessary for the issuance of a travel trailer dealer's license, and including applicability provisions, was taken up for consideration.

A. Meyer of Webster 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. 391)

The ayes were, 98:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossmann	Breckenridge	Brink
Brown-Powers	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gaskill	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hall	Hanusa
Heddens	Hein	Hinson	Hite
Hunter	Huseman	Isenhardt	Jacoby
James	Jeneary	Jones	Judge
Kacena	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Kurtz
Landon	Lensing	Lohse	Lundgren
Mascher	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Oldson	Olson	Osmundson	Ourth
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Sieck	Smith, M.	Smith, R.
Sorensen	Staed	Steckman	Sunde
Thede	Thompson	Thorup	Upmeyer, Spkr.
Wessel-Kroeschell	Wheeler	Williams	Wills
Winckler	Windschitl	Wolfe	Worthan
Zumbach	Holt, Presiding		

The nays were, 1:

Jacobsen

Absent or not voting, 1:

Shipley

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 569, a bill for an act relating to personal degradation of a dependent adult as a form of dependent adult abuse by a caretaker regulated by the department of human services, and making penalties applicable, was taken up for consideration.

Bergan of Winneshiek offered amendment H-1089 filed by him and moved its adoption.

Amendment H-1089 was adopted.

Bergan of Winneshiek 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, 99:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossmann	Breckenridge	Brink
Brown-Powers	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gaskill	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hall	Hanusa
Heddens	Hein	Hinson	Hite
Hunter	Huseman	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommson	Moore
Nielsen	Oldson	Olson	Osmundson
Ourth	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Sieck	Smith, M.
Smith, R.	Sorensen	Staed	Steckman
Sunde	Thede	Thompson	Thorup
Upmeyer, Spkr.	Wessel-Kroeschell	Wheeler	Williams
Wills	Winckler	Windschitl	Wolfe
Worthan	Zumbach	Holt,	
		Presiding	

The nays were, none.

Absent or not voting, 1:

Shipley

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 681, a bill for an act permitting qualified entities to request national criminal history checks of certain covered individuals, was taken up for consideration.

Thorup 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. 681)

The ayes were, 100:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingdale	Bossman	Breckenridge	Brink
Brown-Powers	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gaskill	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hall	Hanusa
Heddens	Hein	Hinson	Hite
Hunter	Huseman	Isenhart	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nielsen	Oldson	Olson	Osmundson
Ourth	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shiple	Sieck
Smith, M.	Smith, R.	Sorensen	Staed
Steckman	Sunde	Thede	Thompson
Thorup	Upmeyer, Spkr.	Wessel-Kroeschell	Wheeler
Williams	Wills	Winckler	Windschitl
Wolfe	Worthan	Zumbach	Holt, 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.

IMMEDIATE MESSAGES

Hagenow of Dallas asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 305, 391, 569, 681, 759, 765** and **Senate Files 112 and 507**.

HOUSE FILES WITHDRAWN

Hagenow of Dallas asked and received unanimous consent to withdraw House Files 324 and 593 from further consideration by the House.

EXPLANATION OF VOTE

On April 9, 2019, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 305 – “aye”	House File 391 – “aye”
House File 569 – “aye”	Senate File 112 – “aye”
Senate File 507 – “aye”	

Shipley of Jefferson

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on April 9, 2019, the following bills were approved and transmitted to the Secretary of State:

House File 264, an Act relating to the division of domestic stock insurers.

House File 327, an Act relating to franchisor-franchisee relationships for the purposes of certain employment laws and including applicability provisions.

Senate File 210, an Act providing for the designation of a lay caregiver relating to a patient’s inpatient stay at a hospital.

Senate File 558, an Act relating to requirements for domestic surplus lines insurers.

HOUSE STUDY BILL COMMITTEE ASSIGNMENT

H.S.B. 255 Appropriations

Expanding the national guard educational assistance program to provide educational assistance to national guard members who are enrolled in a curriculum leading to a doctor of medicine degree or a doctor of osteopathic medicine degree.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENT

House Study Bill 255

Appropriations: Kerr, Chair; Williams and Wills.

RESOLUTION FILED

H.R. 23, by A. Meyer, a resolution recognizing and honoring Dennis Pilcher for his accomplishments and career in coaching basketball and as athletic director of Iowa Central Community College.

Laid over under **Rule 25**.

AMENDMENTS FILED

H-1158	H.F.	766	Salmon of Black Hawk
H-1159	H.F.	765	Kurtz of Lee
H-1160	H.F.	765	Cohoon of Des Moines
H-1161	H.F.	765	Mascher of Johnson
H-1162	H.F.	759	Wessel-Kroeschell of Story
H-1163	H.F.	765	Hinson of Linn
H-1164	H.F.	679	Senate amendment
H-1165	H.F.	700	Senate amendment
H-1166	H.F.	421	Salmon of Black Hawk
H-1167	H.F.	766	Heddens of Story
H-1168	H.F.	766	Heddens of Story
H-1169	H.F.	766	Heddens of Story
H-1170	H.F.	766	Heddens of Story
H-1171	H.F.	766	Wessel-Kroeschell of Story
H-1172	H.F.	766	Kressig of Black Hawk Brown-Powers of Black Hawk
H-1173	H.F.	766	Donahue of Linn Matson of Polk
H-1174	H.F.	766	Heddens of Story
H-1175	H.F.	766	Steckman of Cerro Gordo Kressig of Black Hawk
H-1176	H.F.	766	Abdul-Samad of Polk Gaines of Polk R. Smith of Black Hawk Thede of Scott
H-1177	H.F.	766	Bennett of Linn

H-1178	H.F.	766	Forbes of Polk
H-1179	H.F.	766	Prichard of Floyd
H-1180	H.F.	766	Hall of Woodbury
H-1181	H.F.	766	Wessel-Kroeschell of Story
H-1182	S.F.	458	Jones of Clay
H-1183	S.F.	570	Bergan of Winneshiek
H-1184	H.F.	766	Bennett of Linn
H-1185	H.F.	766	Bearinger of Fayette
H-1186	H.F.	766	M. Smith of Marshall
H-1187	S.F.	346	Bennett of Linn
H-1188	H.F.	766	Kressig of Black Hawk
H-1189	H.F.	766	Mascher of Johnson
H-1190	H.F.	766	Ehlert of Linn
H-1191	H.F.	766	Heddens of Story
H-1192	S.F.	346	Anderson of Polk
H-1193	S.F.	346	Anderson of Polk
H-1194	S.F.	346	Anderson of Polk

On motion by Hagenow of Dallas, the House adjourned at 6:42 p.m., until 8:30 a.m., Wednesday, April 10, 2019.

JOURNAL OF THE HOUSE

Eighty-seventh Calendar Day - Fifty-sixth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, April 10, 2019

The House met pursuant to adjournment at 8:33 a.m., Speaker Upmeyer in the chair.

Prayer was offered by Pastor Minna Bothwell, Capitol Hill Lutheran Church, Des Moines. She was the guest of Gaines of Polk.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Diane Walsh from Ankeny, wife of doorkeeper Dennis Walsh and aunt and guest of Prichard of Floyd.

The Journal of Tuesday, April 9, 2019, was approved.

SPECIAL PRESENTATION

Wheeler of Sioux introduced to the House, the Orange City Tulip Festival Queen and her court.

The House rose and expressed its welcome.

On motion by Hagenow of Dallas, the House was recessed at 8:44 a.m., until 10:00 a.m.

MORNING SESSION

The House reconvened at 11:32 a.m., Windschitl of Harrison in the chair.

CONSIDERATION OF BILLS Unfinished Business Calendar

House File 356, a bill for an act relating to procedural requirements for the merger of state credit unions, was taken up for consideration.

SENATE FILE 506 SUBSTITUTED FOR HOUSE FILE 356

Bloomington of Worth asked and received unanimous consent to substitute Senate File 506 for House File 356.

Senate File 506, a bill for an act relating to procedural requirements for the merger of state credit unions, was taken up for consideration.

Bloomington of Worth 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. 506)

The ayes were, 99:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomington	Bossman	Breckenridge	Brink
Brown-Powers	Carlson	Cphoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gaskill	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hall	Hanusa
Heddens	Hein	Hinson	Hite
Holt	Hunter	Huseman	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kacena	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Kurtz	Landon	Lensing
Lohse	Lundgren	Mascher	Matson
Maxwell	McConkey	McKean	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommsen
Moore	Nielsen	Oldson	Olson
Osmundson	Ourth	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Smith, M.	Smith, R.	Sorensen
Staed	Steckman	Sunde	Thompson
Thorup	Upmeyer, Spkr.	Wessel-Kroeschell	Wheeler
Williams	Wills	Winckler	Wolfe
Worhan	Zumbach	Windschitl,	
		Presiding	

The nays were, none.

Absent or not voting, 1:

Thede

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 357, a bill for an act relating to the subpoena powers of the superintendent of credit unions, and making penalties applicable, was taken up for consideration.

SENATE FILE 403 SUBSTITUTED FOR HOUSE FILE 357

Bloomington of Worth asked and received unanimous consent to substitute Senate File 403 for House File 357.

Senate File 403, a bill for an act relating to the subpoena powers of the superintendent of credit unions, and making penalties applicable, was taken up for consideration.

Bloomington of Worth 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. 403)

The ayes were, 99:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomington	Bossman	Breckenridge	Brink
Brown-Powers	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gaskill	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hall	Hanusa
Heddens	Hein	Hinson	Hite
Holt	Hunter	Huseman	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kacena	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Kurtz	Landon	Lensing
Lohse	Lundgren	Mascher	Matson
Maxwell	McConkey	McKean	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommsen
Moore	Nielsen	Oldson	Olson
Osmundson	Ourth	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Smith, M.	Smith, R.	Sorensen
Staed	Steckman	Sunde	Thompson

Thorup	Upmeyer, Spkr.	Wessel-Kroeschell	Wheeler
Williams	Wills	Winckler	Wolfe
Worthan	Zumbach	Windschitl, Presiding	

The nays were, none.

Absent or not voting, 1:

Thede

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 358, a bill for an act providing for the good-faith submission of information, records, applications, and documents to the credit union division, was taken up for consideration.

SENATE FILE 402 SUBSTITUTED FOR HOUSE FILE 358

Bloomington of Worth asked and received unanimous consent to substitute Senate File 402 for House File 358.

Senate File 402, a bill for an act providing for the good-faith submission of information, records, applications, and documents to the credit union division, was taken up for consideration.

Bloomington of Worth 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. 402)

The ayes were, 99:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomington	Bossmann	Breckenridge	Brink
Brown-Powers	Carlson	Cohon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gaskill	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hall	Hanusa
Heddens	Hein	Hinson	Hite
Holt	Hunter	Huseman	Isenhart
Jacobsen	Jacoby	James	Jeneary

Jones	Judge	Kacena	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Kurtz	Landon	Lensing
Lohse	Lundgren	Mascher	Matson
Maxwell	McConkey	McKean	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommsen
Moore	Nielsen	Oldson	Olson
Osmundson	Ourth	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Smith, M.	Smith, R.	Sorensen
Staed	Steckman	Sunde	Thompson
Thorup	Upmeyer, Spkr.	Wessel-Kroeschell	Wheeler
Williams	Wills	Winckler	Wolfe
Worthan	Zumbach	Windschitl, Presiding	

The nays were, none.

Absent or not voting, 1:

Thede

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 421, a bill for an act relating to facilities providing care for persons with mental illness including providing for the transfer of dangerous persons with mental illness from a hospital for persons with mental illness to the Iowa medical and classification center, was taken up for consideration.

Salmon of Black Hawk offered amendment H-1166 filed by her and moved its adoption.

Amendment H-1166 was adopted.

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. 421)

The ayes were, 99:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossmann	Breckenridge	Brink

Brown-Powers	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gaskill	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hall	Hanusa
Heddens	Hein	Hinson	Hite
Holt	Hunter	Huseman	Isenhart
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kacena	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Kurtz	Landon	Lensing
Lohse	Lundgren	Mascher	Matson
Maxwell	McConkey	McKean	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommsen
Moore	Nielsen	Oldson	Olson
Osmundson	Ourth	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shiple
Sieck	Smith, M.	Smith, R.	Sorensen
Staed	Steckman	Sunde	Thompson
Thorup	Upmeyer, Spkr.	Wessel-Kroeschell	Wheeler
Williams	Wills	Winckler	Wolfe
Worthan	Zumbach	Windschitl, Presiding	

The nays were, none.

Absent or not voting, 1:

Thede

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

House File 534, a bill for an act creating the criminal offense of female genital mutilation and providing penalties, was taken up for consideration.

Hinson of Linn offered amendment H-1101 filed by her and moved its adoption.

Amendment H-1101 was adopted.

SENATE FILE 346 SUBSTITUTED FOR HOUSE FILE 534

Hinson of Linn asked and received unanimous consent to substitute Senate File 346 for House File 534.

Senate File 346, a bill for an act creating the criminal offense of female genital mutilation and providing penalties, was taken up for consideration.

Bennett of Linn offered amendment H-1187 filed by her and moved its adoption.

Roll call was requested by Bennett of Linn and Steckman of Cerro Gordo.

On the question "Shall amendment H-1187 be adopted?" (S.F. 346)

The ayes were, 44:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Cohoon	Derry
Donahue	Ehlert	Forbes	Gaines
Gaskill	Hall	Heddens	Hunter
Isenhardt	Jacoby	James	Judge
Kacena	Konfrst	Kressig	Kurth
Kurtz	Lensing	Mascher	Matson
McConkey	Nielsen	Oldson	Olson
Ourth	Prichard	Running-Marquardt	Smith, M.
Smith, R.	Staed	Steckman	Sunde
Wessel-Kroeschell	Williams	Winckler	Wolfe

The nays were, 54:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossmann	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Holt	Huseman	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Landon	Lohse	Lundgren
Maxwell	McKean	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Osmundson
Paustian	Salmon	Sexton	ShIPLEY
Sieck	Sorensen	Thompson	Thorup
Upmeyer, Spkr.	Wheeler	Wills	Worthan
Zumbach	Windschitl, Presiding		

Absent or not voting, 2:

Meyer, B. Thede

Amendment H-1187 lost.

Anderson of Polk asked and received unanimous consent to withdraw amendment H-1192 and amendment H-1193 filed by her on April 9, 2019.

Holt of Crawford offered amendment H-1102 filed by him and moved its adoption.

Roll call was requested by Hunter of Polk and Prichard of Floyd.

On the question "Shall amendment H-1102 be adopted?" (S.F. 346)

The ayes were, 99:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossman	Breckenridge	Brink
Brown-Powers	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gaskill	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hall	Hanusa
Heddens	Hein	Hinson	Hite
Holt	Hunter	Huseman	Isenhart
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kacena	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Kurtz	Landon	Lensing
Lohse	Lundgren	Mascher	Matson
Maxwell	McConkey	McKean	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommsen
Moore	Nielsen	Oldson	Olson
Osmundson	Ourth	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shiplely
Sieck	Smith, M.	Smith, R.	Sorensen
Staed	Steckman	Sunde	Thompson
Thorup	Upmeyer, Spkr.	Wessel-Kroeschell	Wheeler
Williams	Wills	Winckler	Wolfe
Worthan	Zumbach	Windschitl,	
		Presiding	

The nays were, none.

Absent or not voting, 1:

Thede

Amendment H-1102 was adopted.

Anderson of Polk offered amendment H-1194 filed by her and moved its adoption.

Roll call was requested by Anderson of Polk and Jacoby of Johnson.

On the question "Shall amendment H-1194 be adopted?" (S.F. 346)

The ayes were, 99:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossmann	Breckenridge	Brink
Brown-Powers	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gaskill	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hall	Hanusa
Heddens	Hein	Hinson	Hite
Holt	Hunter	Huseman	Isenhart
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kacena	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Kurtz	Landon	Lensing
Lohse	Lundgren	Mascher	Matson
Maxwell	McConkey	McKean	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommsen
Moore	Nielsen	Oldson	Olson
Osmundson	Ourth	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Smith, M.	Smith, R.	Sorensen
Staed	Steckman	Sunde	Thompson
Thorup	Upmeyer, Spkr.	Wessel-Kroeschell	Wheeler
Williams	Wills	Winckler	Wolfe
Worthan	Zumbach	Windschitl,	
		Presiding	

The nays were, none.

Absent or not voting, 1:

Thede

Amendment H-1194 was adopted.

Hinson 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. 346)

The ayes were, 95:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossmann	Breckenridge	Brink
Brown-Powers	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gaskill	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hall	Hanusa
Heddens	Hein	Hinson	Hite
Holt	Huseman	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nielsen	Oldson	Osmundson	Ourth
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shiple	Sieck	Smith, M.
Smith, R.	Sorensen	Staed	Steckman
Sunde	Thompson	Thorup	Upmeyer, Spkr.
Wheeler	Williams	Wills	Winckler
Worthan	Zumbach	Windschitl,	
		Presiding	

The nays were, 4:

Hunter	Olson	Wessel-Kroeschell	Wolfe
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Absent or not voting, 1:

The

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Regular Calendar

Senate File 341, a bill for an act relating to assistance animals and service animals in housing, service animals and service-animals-in-training in public accommodations, and misrepresentation of an animal as a service animal or a service-animal-in-training, providing penalties, and including effective date and applicability provisions, 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. 341)

The ayes were, 99:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomington	Bossman	Breckenridge	Brink
Brown-Powers	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gaskill	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hall	Hanusa
Heddens	Hein	Hinson	Hite
Holt	Hunter	Huseman	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kacena	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Kurtz	Landon	Lensing
Lohse	Lundgren	Mascher	Matson
Maxwell	McConkey	McKean	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommsen
Moore	Nielsen	Oldson	Olson
Osmundson	Ourth	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	ShIPLEY
Sieck	Smith, M.	Smith, R.	Sorensen
Staed	Steckman	Sunde	Thompson
Thorup	Upmeyer, Spkr.	Wessel-Kroeschell	Wheeler
Williams	Wills	Winckler	Wolfe
Worthan	Zumbach	Windschitl,	
		Presiding	

The nays were, none.

Absent or not voting, 1:

Thede

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Hagenow of Dallas asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House File 421** and **Senate Files 341, 346, 402, 403** and **506**.

HOUSE FILES WITHDRAWN

Hagenow of Dallas asked and received unanimous consent to withdraw House Files 356, 357, 358 and 534 from further consideration by the House.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Thede of Scott

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Madam Speaker: I am directed to inform your honorable body that the Senate has on April 10, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 323, a bill for an act relating to the exploitation of a dependent adult by a caretaker.

Also: That the Senate has on April 10, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 393, a bill for an act relating to the reporting of certain gifts and bequests received by the executive branch.

Also: That the Senate has on April 10, 2019, amended and passed the following bill in which the concurrence of the House is asked:

House File 591, a bill for an act providing for juvenile court jurisdiction over minor guardianship proceedings and including effective date and applicability provisions.

Also: That the Senate has on April 10, 2019, amended and passed the following bill in which the concurrence of the House is asked:

House File 610, a bill for an act relating to the opening of guardianships for adults and conservatorships for adults and minors and the administration of guardianships and conservatorships and including effective date and applicability provisions.

Also: That the Senate has on April 10, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 409, a bill for an act relating to administrative procedures within the department of natural resources.

Also: That the Senate has on April 10, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 563, a bill for an act relating to pharmacy benefit managers and information related to the management of prescription drug benefits, and including applicability provisions.

W. CHARLES SMITHSON, Secretary

On motion by Hagenow of Dallas, the House was recessed at 12:43 p.m., until 3:00 p.m.

AFTERNOON SESSION

The House reconvened at 3:51 p.m., Sorensen of Adair in the chair.

INTRODUCTION OF BILL

House File 772, by committee on Ways and Means, a bill for an act creating an empower rural Iowa Act to provide incentives for broadband and workforce housing, and including applicability provisions.

Read first time and placed on the **Ways and Means calendar**.

SENATE MESSAGES CONSIDERED

Senate File 409, by committee on Natural Resources and Environment, a bill for an act relating to administrative procedures within the department of natural resources.

Read first time and **passed on file**.

Senate File 563, by committee on Human Resources, a bill for an act relating to pharmacy benefit managers and information related to the management of prescription drug benefits, and including applicability provisions.

Read first time and **passed on file**.

COMMITTEE RECOMMENDATIONS

MADAM 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 674), regulating the use of automated traffic law enforcement systems, providing penalties, and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** April 10, 2019.

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House Study Bill 165), establishing budget limitations for counties and cities and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** April 9, 2019.

Committee Bill (Formerly House Study Bill 204), creating an empower rural Iowa Act to provide incentives for broadband and workforce housing, and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** April 10, 2019.

AMENDMENTS FILED

H-1195	H.F.	591	Senate amendment
H-1196	H.F.	766	Fry of Clarke
H-1197	H.F.	610	Senate amendment
H-1198	S.F.	567	Bossman of Woodbury
H-1199	H.F.	766	Hall of Woodbury
H-1200	H.F.	746	Jones of Clay

On motion by Hagenow of Dallas, the House adjourned at 3:52 p.m., until 8:30 a.m., Thursday, April 11, 2019.

JOURNAL OF THE HOUSE

Eighty-eighth Calendar Day - Fifty-seventh Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, April 11, 2019

The House met pursuant to adjournment at 8:33 a.m., Holt of Crawford in the chair.

Prayer was offered by Pastor Jason Grow, Christian Church, Bondurant. He was the guest of Lohse of Polk.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Carissa Wenger, Page from Mount Pleasant.

The Journal of Wednesday, April 10, 2019, was approved.

INTRODUCTION OF BILL

House File 773, by committee on Ways and Means, a bill for an act establishing budget limitations for counties and cities and including applicability provisions.

Read first time and placed on the **Ways and Means calendar**.

The House stood at ease at 8:39 a.m., until the fall of the gavel.

The House resumed session at 11:22 a.m., Windschitl of Harrison in the chair.

CONSIDERATION OF BILLS Unfinished Business Calendar

House File 417, a bill for an act relating to post-loss assignment of rights to residential contractors for repair or services performed on residential real estate covered by property and casualty insurance, and making penalties applicable, was taken up for consideration.

SENATE FILE 412 SUBSTITUTED FOR HOUSE FILE 417

Landon of Polk asked and received unanimous consent to substitute Senate File 412 for House File 417.

Senate File 412, a bill for an act relating to post-loss assignment of rights to residential contractors for repair or services performed on residential real estate covered by property and casualty insurance, and making penalties applicable, 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. 412)

The ayes were, 100:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossman	Breckenridge	Brink
Brown-Powers	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gaskill	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hall	Hanusa
Heddens	Hein	Hinson	Hite
Holt	Hunter	Huseman	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kacena	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Kurtz	Landon	Lensing
Lohse	Lundgren	Mascher	Matson
Maxwell	McConkey	McKean	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommsen
Moore	Nielsen	Oldson	Olson
Osmundson	Ourth	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Smith, M.	Smith, R.	Sorensen
Staed	Steckman	Sunde	Thede
Thompson	Thorup	Upmeyer, Spkr.	Wessel-Kroeschell
Wheeler	Williams	Wills	Winckler
Wolfe	Worthan	Zumbach	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 670, a bill for an act relating to self-service storage facilities, including the creation and enforcement of liens on personal property within leased spaces, was taken up for consideration.

Sorensen of Adair offered amendment H-1138 filed by him and moved its adoption.

Amendment H-1138 was adopted.

SENATE FILE 528 SUBSTITUTED FOR HOUSE FILE 670

Sorensen of Adair asked and received unanimous consent to substitute Senate File 528 for House File 670.

Senate File 528, a bill for an act relating to self-service storage facilities, including the creation and enforcement of liens on personal property within leased spaces, was taken up for consideration.

Sorensen of Adair 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. 528)

The ayes were, 100:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossman	Breckenridge	Brink
Brown-Powers	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gaskill	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hall	Hanusa
Heddens	Hein	Hinson	Hite
Holt	Hunter	Huseman	Isenhart
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kacena	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Kurtz	Landon	Lensing
Lohse	Lundgren	Mascher	Matson
Maxwell	McConkey	McKean	Meyer, A.

Meyer, B.	Mitchell	Mohr	Mommsen
Moore	Nielsen	Oldson	Olson
Osmundson	Ourth	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Smith, M.	Smith, R.	Sorensen
Staed	Steckman	Sunde	Thede
Thompson	Thorup	Upmeyer, Spkr.	Wessel-Kroeschell
Wheeler	Williams	Wills	Winckler
Wolfe	Worthan	Zumbach	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.

Appropriations Calendar

Senate File 282, a bill for an act providing for the repeal of the honey creek premier destination park bond program, with report of committee recommending passage, was taken up for consideration.

Sorensen of Adair 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, 100:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossman	Breckenridge	Brink
Brown-Powers	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gaskill	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hall	Hanusa
Heddens	Hein	Hinson	Hite
Holt	Hunter	Huseman	Isenhart
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kacena	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Kurtz	Landon	Lensing
Lohse	Lundgren	Mascher	Matson

Maxwell	McConkey	McKean	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommsen
Moore	Nielsen	Oldson	Olson
Osmundson	Ourth	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shiple
Sieck	Smith, M.	Smith, R.	Sorensen
Staed	Steckman	Sunde	Thede
Thompson	Thorup	Upmeyer, Spkr.	Wessel-Kroeschell
Wheeler	Williams	Wills	Winckler
Wolfe	Worthan	Zumbach	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.

Senate File 600, 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, and including effective date provisions, with report of committee recommending passage, was taken up for consideration.

Mohr 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. 600)

The ayes were, 100:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossman	Breckenridge	Brink
Brown-Powers	Carlson	Cphoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gaskill	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hall	Hanusa
Heddens	Hein	Hinson	Hite
Holt	Hunter	Huseman	Isenhart
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kacena	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Kurtz	Landon	Lensing

Lohse	Lundgren	Mascher	Matson
Maxwell	McConkey	McKean	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommsen
Moore	Nielsen	Oldson	Olson
Osmundson	Ourth	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Smith, M.	Smith, R.	Sorensen
Staed	Steckman	Sunde	Thede
Thompson	Thorup	Upmeyer, Spkr.	Wessel-Kroeschell
Wheeler	Williams	Wills	Winckler
Wolfe	Worthan	Zumbach	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.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Madam Speaker: I am directed to inform your honorable body that the Senate has on April 11, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 391, a bill for an act increasing the required amount for a surety bond necessary for the issuance of a travel trailer dealer's license, and including applicability provisions.

Also: That the Senate has on April 11, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 392, a bill for an act relating to competitive bidding requirements applicable to certain governmental officials and employees.

Also: That the Senate has on April 11, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 623, a bill for an act relating to prior authorization for medication-assisted treatment under the Medicaid program.

W. CHARLES SMITHSON, Secretary

INTRODUCTION OF BILL

House File 774, by committee on Appropriations, a bill for an act regulating the use of automated traffic law enforcement systems, providing penalties, and including applicability provisions.

Read first time and placed on the **Appropriations calendar**.

CONSIDERATION OF BILL
Appropriations Calendar

House File 766, a bill for an act relating to appropriations for health and human services and veterans and including other related provisions and appropriations, providing penalties, and including effective date and retroactive and other applicability date provisions, was taken up for consideration.

Kressig of Black Hawk asked and received unanimous consent that amendment H-1172 be deferred.

Fry of Clarke offered amendment H-1196 filed by him and moved its adoption.

Amendment H-1196 was adopted, placing out of order amendment H-1167 filed by Heddens of Story on April 9, 2019, and amendment H-1186 filed by M. Smith of Marshall on April 9, 2019.

Hall of Woodbury asked and received unanimous consent that amendment H-1180 be deferred.

Bennett of Linn asked and received unanimous consent that amendment H-1184 be deferred.

Heddens of Story asked and received unanimous consent that amendment H-1168 be deferred.

Forbes of Polk offered amendment H-1178 filed by him and moved its adoption.

Roll call was requested by Forbes of Polk and Breckenridge of Jasper.

On the question "Shall amendment H-1178 be adopted?" (H.F. 766)

The ayes were, 98:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossmann	Breckenridge	Brink
Brown-Powers	Carlson	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nielsen	Oldson	Olson	Osmundson
Ourth	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Smith, M.	Smith, R.	Sorensen	Staed
Steckman	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Wheeler	Williams
Wills	Winckler	Wolfe	Worthan
Zumbach	Windschitl, Presiding		

The nays were, none.

Absent or not voting, 2:

Cohoon Upmeyer, Spkr.

Amendment H-1178 was adopted.

Mascher of Johnson asked and received unanimous consent that amendment H-1189 be deferred.

Steckman of Cerro Gordo asked and received unanimous consent that amendment H-1175 be deferred.

Bearinger of Fayette asked and received unanimous consent to withdraw amendment H-1185 filed by him on April 9, 2019.

Hall of Woodbury asked and received unanimous consent that amendment H-1199 be deferred.

Prichard of Floyd asked and received unanimous consent that amendment H-1179 be deferred.

Heddens of Story asked and received unanimous consent that amendment H-1174 be deferred.

Wessel-Kroeschell of Story asked and received unanimous consent that amendment H-1171 be deferred.

Salmon of Black Hawk asked and received unanimous consent to withdraw amendment H-1158 filed by her on April 9, 2019.

Heddens of Story offered amendment H-1169 filed by her.

Fry of Clarke rose on a point of order that amendment H-1169 was not germane.

The Speaker ruled the point well taken and amendment H-1169 not germane.

Heddens of Story asked for unanimous consent to suspend the rules to consider amendment H-1169.

Objection was raised.

Heddens of Story moved to suspend the rules to consider amendment H-1169.

Roll call was requested by Heddens of Story and Kressig of Black Hawk.

On the question "Shall the rules be suspended to consider amendment H-1169?" (H.F. 766)

The ayes were, 46:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Derry	Donahue
Ehlert	Forbes	Gaines	Gaskill
Hall	Heddens	Hunter	Isenhardt

Jacoby	James	Judge	Kacena
Konfrst	Kressig	Kurth	Kurtz
Lensing	Mascher	Matson	McConkey
McKean	Meyer, B.	Nielsen	Oldson
Olson	Ourth	Prichard	Running-Marquardt
Smith, M.	Smith, R.	Staed	Steckman
Sunde	Thede	Wessel-Kroeschell	Williams
Winckler	Wolfe		

The nays were, 53:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Holt	Huseman	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Landon	Lohse	Lundgren
Maxwell	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Osmundson	Paustian
Salmon	Sexton	Shipley	Sieck
Sorensen	Thompson	Thorup	Upmeyer, Spkr.
Wheeler	Wills	Worthan	Zumbach
Windschitl, Presiding			

Absent or not voting, 1:

Cohoon

The motion to suspend the rules lost.

Heddens of Story offered amendment H-1170 filed by her.

Fry of Clarke rose on a point of order that amendment H-1170 was not germane.

The Speaker ruled the point well taken and amendment H-1170 not germane.

Heddens of Story asked for unanimous consent to suspend the rules to consider amendment H-1170.

Objection was raised.

Heddens of Story moved to suspend the rules to consider amendment H-1170.

Roll call was requested by Heddens of Story and Konfrst of Polk.

On the question "Shall the rules be suspended to consider amendment H-1170?" (H.F. 766)

The ayes were, 45:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Derry	Donahue
Ehlert	Forbes	Gaines	Gaskill
Hall	Heddens	Hunter	Isenhart
Jacoby	James	Judge	Kacena
Konfrst	Kressig	Kurth	Kurtz
Lensing	Mascher	Matson	McConkey
Meyer, B.	Nielsen	Oldson	Olson
Ourth	Prichard	Running-Marquardt	Smith, M.
Smith, R.	Staed	Steckman	Sunde
Thede	Wessel-Kroeschell	Williams	Winckler
Wolfe			

The nays were, 54:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Holt	Huseman	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Landon	Lohse	Lundgren
Maxwell	McKean	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Osmundson
Paustian	Salmon	Sexton	Shipley
Sieck	Sorensen	Thompson	Thorup
Upmeyer, Spkr.	Wheeler	Wills	Worthan
Zumbach	Windschitl, Presiding		

Absent or not voting, 1:

Cohoon

The motion to suspend the rules lost.

Donahue of Linn offered amendment H-1173 filed by her.

Fry of Clarke rose on a point of order that amendment H-1173 was not germane.

The Speaker ruled the point well taken and amendment H-1173 not germane.

Donahue of Linn asked for unanimous consent to suspend the rules to consider amendment H-1173.

Objection was raised.

Donahue of Linn moved to suspend the rules to consider amendment H-1173.

Roll call was requested by Donahue of Linn and Abdul-Samad of Polk.

On the question "Shall the rules be suspended to consider amendment H-1173?" (H.F. 766)

The ayes were, 45:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Derry	Donahue
Ehlert	Forbes	Gaines	Gaskill
Hall	Heddens	Hunter	Isenhart
Jacoby	James	Judge	Kacena
Konfrst	Kressig	Kurth	Kurtz
Lensing	Mascher	Matson	McConkey
Meyer, B.	Nielsen	Oldson	Olson
Ourth	Prichard	Running-Marquardt	Smith, M.
Smith, R.	Staed	Steckman	Sunde
Thede	Wessel-Kroeschell	Williams	Winckler
Wolfe			

The nays were, 54:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Holt	Huseman	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Landon	Lohse	Lundgren
Maxwell	McKean	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Osmundson
Paustian	Salmon	Sexton	Shipley
Sieck	Sorensen	Thompson	Thorup
Upmeyer, Spkr.	Wheeler	Wills	Worthan
Zumbach	Windschitl,		
	Presiding		

Absent or not voting, 1:

Cohoon

The motion to suspend the rules lost.

Hagenow of Dallas asked and received unanimous consent that House File 766 be deferred and that the bill retain its place on the calendar.

On motion by Hagenow of Dallas, the House was recessed at 12:46 p.m., until 2:00 p.m.

AFTERNOON SESSION

The House reconvened at 2:22 p.m., Windschitl of Harrison in the chair.

The House resumed consideration of **House File 766**, a bill for an act relating to appropriations for health and human services and veterans and including other related provisions and appropriations, providing penalties, and including effective date and retroactive and other applicability date provisions, previously deferred.

Thede of Scott offered amendment H-1176 filed by Abdul-Samad, et al.

Fry of Clarke rose on a point of order that amendment H-1176 was not germane.

The Speaker ruled the point well taken and amendment H-1176 not germane.

Thede of Scott asked for unanimous consent to suspend the rules to consider amendment H-1176.

Objection was raised.

Thede of Scott moved to suspend the rules to consider amendment H-1176.

Roll call was requested by Thede of Scott and Abdul-Samad of Polk.

On the question "Shall the rules be suspended to consider amendment H-1176?" (H.F. 766)

The ayes were, 46:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Derry	Donahue
Ehlert	Forbes	Gaines	Gaskill
Hall	Heddens	Hunter	Isenhart
Jacoby	James	Judge	Kacena
Konfrst	Kressig	Kurth	Kurtz
Lensing	Mascher	Matson	McConkey
McKean	Meyer, B.	Nielsen	Oldson
Olson	Ourth	Prichard	Running-Marquardt
Smith, M.	Smith, R.	Staed	Steckman
Sunde	Thede	Wessel-Kroeschell	Williams
Winckler	Wolfe		

The nays were, 52:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Holt	Huseman	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Landon	Lohse	Lundgren
Maxwell	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Osmundson	Paustian
Salmon	Sexton	Shipley	Sieck
Sorensen	Thompson	Thorup	Wheeler
Wills	Worthan	Zumbach	Windschitl, Presiding

Absent or not voting, 2:

Cohoon Upmeyer, Spkr.

The motion to suspend the rules lost.

Bennett of Linn offered amendment H-1177 filed by her.

Fry of Clarke rose on a point of order that amendment H-1177 was not germane.

The Speaker ruled the point well taken and amendment H-1177 not germane.

Bennett of Linn asked for unanimous consent to suspend the rules to consider amendment H-1177.

Objection was raised.

Bennett of Linn moved to suspend the rules to consider amendment H-1177.

Roll call was requested by Bennett of Linn and Abdul-Samad of Polk.

On the question "Shall the rules be suspended to consider amendment H-1177?" (H.F. 766)

The ayes were, 45:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Derry	Donahue
Ehlert	Forbes	Gaines	Gaskill
Hall	Heddens	Hunter	Isenhardt
Jacoby	James	Judge	Kacena
Konfrst	Kressig	Kurth	Kurtz
Lensing	Mascher	Matson	McConkey
Meyer, B.	Nielsen	Oldson	Olson
Ourth	Prichard	Running-Marquardt	Smith, M.
Smith, R.	Staed	Steckman	Sunde
Thede	Wessel-Kroeschell	Williams	Winckler
Wolfe			

The nays were, 53:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossmann	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Holt	Huseman	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Landon	Lohse	Lundgren
Maxwell	McKean	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Osmundson
Paustian	Salmon	Sexton	Shipley
Sieck	Sorensen	Thompson	Thorup
Wheeler	Wills	Worthan	Zumbach
Windschitl, Presiding			

Absent or not voting, 2:

Cphoon Upmeyer, Spkr.

The motion to suspend the rules lost.

Kressig of Black Hawk offered amendment H-1188 filed by him.

Fry of Clarke rose on a point of order that amendment H-1188 was not germane.

The Speaker ruled the point well taken and amendment H-1188 not germane.

Kressig of Black Hawk asked for unanimous consent to suspend the rules to consider amendment H-1188.

Objection was raised.

Kressig of Black Hawk moved to suspend the rules to consider amendment H-1188.

Roll call was requested by Kressig of Black Hawk and Konfrst of Polk.

On the question "Shall the rules be suspended to consider amendment H-1188?" (H.F. 766)

The ayes were, 45:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Derry	Donahue
Ehlert	Forbes	Gaines	Gaskill
Hall	Heddens	Hunter	Isenhart
Jacoby	James	Judge	Kacena
Konfrst	Kressig	Kurth	Kurtz
Lensing	Mascher	Matson	McConkey
Meyer, B.	Nielsen	Oldson	Olson
Ourth	Prichard	Running-Marquardt	Smith, M.
Smith, R.	Staed	Steckman	Sunde
Thede	Wessel-Kroeschell	Williams	Winckler
Wolfe			

The nays were, 53:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Holt	Huseman	Jacobsen

Jeneary	Jones	Kaufmann	Kerr
Klein	Landon	Lohse	Lundgren
Maxwell	McKean	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Osmundson
Paustian	Salmon	Sexton	Shiplely
Sieck	Sorensen	Thompson	Thorup
Wheeler	Wills	Worthan	Zumbach
Windschitl, Presiding			

Absent or not voting, 2:

Cohoon Upmeyer, Spkr.

The motion to suspend the rules lost.

Ehlert of Linn offered amendment H-1190 filed by her.

Fry of Clarke rose on a point of order that amendment H-1190 was not germane.

The Speaker ruled the point well taken and amendment H-1190 not germane.

Ehlert of Linn asked for unanimous consent to suspend the rules to consider amendment H-1190.

Objection was raised.

Ehlert of Linn moved to suspend the rules to consider amendment H-1190.

Roll call was requested by Ehlert of Linn and Matson of Polk.

On the question "Shall the rules be suspended to consider amendment H-1190?" (H.F. 766)

The ayes were, 45:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Derry	Donahue
Ehlert	Forbes	Gaines	Gaskill
Hall	Heddens	Hunter	Isenhart
Jacoby	James	Judge	Kacena
Konfrst	Kressig	Kurth	Kurtz
Lensing	Mascher	Matson	McConkey

Meyer, B.	Nielsen	Oldson	Olson
Ourth	Prichard	Running-Marquardt	Smith, M.
Smith, R.	Staed	Steckman	Sunde
Thede	Wessel-Kroeschell	Williams	Winckler
Wolfe			

The nays were, 53:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossmann	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanuska	Hein	Hinson
Hite	Holt	Huseman	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Landon	Lohse	Lundgren
Maxwell	McKean	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Osmundson
Paustian	Salmon	Sexton	Shipley
Sieck	Sorensen	Thompson	Thorup
Wheeler	Wills	Worthan	Zumbach
Windschitl, Presiding			

Absent or not voting, 2:

Cohoon Upmeyer, Spkr.

The motion to suspend the rules lost.

Heddens of Story offered amendment H-1191 filed by her.

Fry of Clarke rose on a point of order that amendment H-1191 was not germane.

The Speaker ruled the point well taken and amendment H-1191 not germane.

Heddens of Story asked for unanimous consent to suspend the rules to consider amendment H-1191.

Objection was raised.

Heddens of Story moved to suspend the rules to consider amendment H-1191.

Roll call was requested by Heddens of Story and Steckman of Cerro Gordo.

On the question "Shall the rules be suspended to consider amendment H-1191?" (H.F. 766)

The ayes were, 45:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Derry	Donahue
Ehlert	Forbes	Gaines	Gaskill
Hall	Heddens	Hunter	Isenhart
Jacoby	James	Judge	Kacena
Konfrst	Kressig	Kurth	Kurtz
Lensing	Mascher	Matson	McConkey
Meyer, B.	Nielsen	Oldson	Olson
Ourth	Prichard	Running-Marquardt	Smith, M.
Smith, R.	Staed	Steckman	Sunde
Thede	Wessel-Kroeschell	Williams	Winckler
Wolfe			

The nays were, 48:

Bacon	Bergan	Best	Bloomingtondale
Bossman	Brink	Carlson	Deyoe
Dolecheck	Fisher	Fry	Gassman
Gerhold	Grassley	Gustafson	Hagenow
Hein	Hinson	Hite	Holt
Huseman	Jeneary	Jones	Kaufmann
Kerr	Klein	Landon	Lohse
Lundgren	Maxwell	McKean	Meyer, A.
Mitchell	Mohr	Mommsen	Osmundson
Paustian	Salmon	Sexton	Shipley
Sorensen	Thompson	Thorup	Wheeler
Wills	Worthan	Zumbach	Windschitl, Presiding

Absent or not voting, 7:

Baxter	Cohoon	Hanusa	Jacobsen
Moore	Sieck	Upmeyer, Spkr.	

The motion to suspend the rules lost.

Kressig of Black Hawk offered amendment H-1172, previously deferred, filed by him and Brown-Powers of Black Hawk, and moved its adoption.

Roll call was requested by Kressig of Black Hawk and Hall of Woodbury.

On the question "Shall amendment H-1172 be adopted?" (H.F. 766)

The ayes were, 46:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Derry	Donahue
Ehlert	Forbes	Gaines	Gaskill
Hall	Heddens	Hunter	Isenhardt
Jacoby	James	Judge	Kacena
Konfrst	Kressig	Kurth	Kurtz
Lensing	Lohse	Mascher	Matson
McConkey	Meyer, B.	Nielsen	Oldson
Olson	Ourth	Prichard	Running-Marquardt
Smith, M.	Smith, R.	Staed	Steckman
Sunde	Thede	Wessel-Kroeschell	Williams
Winckler	Wolfe		

The nays were, 51:

Bacon	Bergan	Best	Bloomingtondale
Bossman	Brink	Carlson	Deyoe
Dolecheck	Fisher	Fry	Gassman
Gerhold	Grassley	Gustafson	Hagenow
Hanusa	Hein	Hinson	Hite
Holt	Huseman	Jacobsen	Jeneary
Jones	Kaufmann	Kerr	Klein
Landon	Lundgren	Maxwell	McKean
Meyer, A.	Mitchell	Mohr	Mommsen
Moore	Osmundson	Paustian	Salmon
Sexton	Shiple	Sieck	Sorensen
Thompson	Thorup	Wheeler	Wills
Worthan	Zumbach	Windschitl,	
		Presiding	

Absent or not voting, 3:

Baxter	Cohoon	Upmeyer, Spkr.
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Amendment H-1172 lost.

Hall of Woodbury offered amendment H-1180, previously deferred, filed by him and moved its adoption.

Roll call was requested by Hall of Woodbury and Breckenridge of Jasper.

On the question "Shall amendment H-1180 be adopted?" (H.F. 766)

The ayes were, 45:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Derry	Donahue
Ehlert	Forbes	Gaines	Gaskill
Hall	Heddens	Hunter	Isenhart
Jacoby	James	Judge	Kacena
Konfrst	Kressig	Kurth	Kurtz
Lensing	Mascher	Matson	McConkey
Meyer, B.	Nielsen	Oldson	Olson
Ourth	Prichard	Running-Marquardt	Smith, M.
Smith, R.	Staed	Steckman	Sunde
Thede	Wessel-Kroeschell	Williams	Winckler
Wolfe			

The nays were, 52:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hein	Hinson	Hite
Holt	Huseman	Jacobsen	Jeneary
Jones	Kaufmann	Kerr	Klein
Landon	Lohse	Lundgren	Maxwell
McKean	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Osmundson	Paustian
Salmon	Sexton	Shipley	Sieck
Sorensen	Thompson	Thorup	Wheeler
Wills	Worthan	Zumbach	Windschitl, Presiding

Absent or not voting, 3:

Cphoon	Hanusa	Upmeyer, Spkr.
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Amendment H-1180 lost.

Bennett of Linn offered amendment H-1184, previously deferred, filed by her.

Fry of Clarke rose on a point of order that amendment H-1184 was not germane.

The Speaker ruled the point well taken and amendment H-1184 not germane.

Bennett of Linn asked for unanimous consent to suspend the rules to consider amendment H-1184.

Objection was raised.

Bennett of Linn moved to suspend the rules to consider amendment H-1184.

Roll call was requested by Bennett of Linn and Heddens of Story.

On the question "Shall the rules be suspended to consider amendment H-1184?" (H.F. 766)

The ayes were, 45:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Derry	Donahue
Ehlert	Forbes	Gaines	Gaskill
Hall	Heddens	Hunter	Isenhardt
Jacoby	James	Judge	Kacena
Konfrst	Kressig	Kurth	Kurtz
Lensing	Mascher	Matson	McConkey
Meyer, B.	Nielsen	Oldson	Olson
Ourth	Prichard	Running-Marquardt	Smith, M.
Smith, R.	Staed	Steckman	Sunde
Thede	Wessel-Kroeschell	Williams	Winckler
Wolfe			

The nays were, 53:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossmann	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Holt	Huseman	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Landon	Lohse	Lundgren
Maxwell	McKean	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Osmundson
Paustian	Salmon	Sexton	Shipley
Sieck	Sorensen	Thompson	Thorup
Wheeler	Wills	Worthan	Zumbach
Windschitl, Presiding			

Absent or not voting, 2:

Cphoon

Upmeyer, Spkr.

The motion to suspend the rules lost.

Heddens of Story offered amendment H-1168, previously deferred, filed by her and moved its adoption.

Roll call was requested by Heddens of Story and Hall of Woodbury.

On the question "Shall amendment H-1168 be adopted?" (H.F. 766)

The ayes were, 45:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Derry	Donahue
Ehlert	Forbes	Gaines	Gaskill
Hall	Heddens	Hunter	Isenhart
Jacoby	James	Judge	Kacena
Konfrst	Kressig	Kurth	Kurtz
Lensing	Mascher	Matson	McConkey
Meyer, B.	Nielsen	Oldson	Olson
Ourth	Prichard	Running-Marquardt	Smith, M.
Smith, R.	Staed	Steckman	Sunde
Thede	Wessel-Kroeschell	Williams	Winckler
Wolfe			

The nays were, 53:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Holt	Huseman	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Landon	Lohse	Lundgren
Maxwell	McKean	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Osmundson
Paustian	Salmon	Sexton	Shipley
Sieck	Sorensen	Thompson	Thorup
Wheeler	Wills	Worthan	Zumbach
Windschitl, Presiding			

Absent or not voting, 2:

Cphoon Upmeyer, Spkr.

Amendment H-1168 lost.

Mascher of Johnson offered amendment H-1189, previously deferred, filed by her.

Fry of Clarke rose on a point of order that amendment H-1189 was not germane.

The Speaker ruled the point well taken and amendment H-1189 not germane.

Mascher of Johnson asked for unanimous consent to suspend the rules to consider amendment H-1189.

Objection was raised.

Mascher of Johnson moved to suspend the rules to consider amendment H-1189.

Roll call was requested by Mascher of Johnson and Prichard of Floyd.

On the question "Shall the rules be suspended to consider amendment H-1189?" (H.F. 766)

The ayes were, 45:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Derry	Donahue
Ehlert	Forbes	Gaines	Gaskill
Hall	Heddens	Hunter	Isenhart
Jacoby	James	Judge	Kacena
Konfrst	Kressig	Kurth	Kurtz
Lensing	Mascher	Matson	McConkey
Meyer, B.	Nielsen	Oldson	Olson
Ourth	Prichard	Running-Marquardt	Smith, M.
Smith, R.	Staed	Steckman	Sunde
Thede	Wessel-Kroeschell	Williams	Winckler
Wolfe			

The nays were, 53:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Holt	Huseman	Jacobsen
Jeneary	Jones	Kaufmann	Kerr

Klein	Landon	Lohse	Lundgren
Maxwell	McKean	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Osmundson
Paustian	Salmon	Sexton	Shipley
Sieck	Sorensen	Thompson	Thorup
Wheeler	Wills	Worthan	Zumbach
Windschitl, Presiding			

Absent or not voting, 2:

Cohoon Upmeyer, Spkr.

The motion to suspend the rules lost.

Steckman of Cerro Gordo offered amendment H-1175, previously deferred, filed by her and Kressig of Black Hawk and moved its adoption.

Roll call was requested by Steckman of Cerro Gordo and B. Meyer of Polk.

On the question "Shall amendment H-1175 be adopted?" (H.F. 766)

The ayes were, 45:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Derry	Donahue
Ehlert	Forbes	Gaines	Gaskill
Hall	Heddens	Hunter	Isenhart
Jacoby	James	Judge	Kacena
Konfrst	Kressig	Kurth	Kurtz
Lensing	Mascher	Matson	McConkey
Meyer, B.	Nielsen	Oldson	Olson
Ourth	Prichard	Running-Marquardt	Smith, M.
Smith, R.	Staed	Steckman	Sunde
Thede	Wessel-Kroeschell	Williams	Winckler
Wolfe			

The nays were, 53:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Holt	Huseman	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Landon	Lohse	Lundgren
Maxwell	McKean	Meyer, A.	Mitchell

Mohr	Mommsen	Moore	Osmundson
Paustian	Salmon	Sexton	ShIPLEY
Sieck	Sorensen	Thompson	Thorup
Wheeler	Wills	Worthan	Zumbach
Windschitl, Presiding			

Absent or not voting, 2:

Cohoon Upmeyer, Spkr.

Amendment H-1175 lost.

Hall of Woodbury offered amendment H-1199, previously deferred, filed by him and moved its adoption.

Roll call was requested by Hall of Woodbury and Heddens of Story.

On the question "Shall amendment H-1199 be adopted?" (H.F. 766)

The ayes were, 47:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Derry	Donahue
Ehlert	Forbes	Gaines	Gaskill
Hall	Heddens	Hunter	Isenhardt
Jacoby	James	Jones	Judge
Kacena	Konfrst	Kressig	Kurth
Kurtz	Lensing	Lohse	Mascher
Matson	McConkey	Meyer, B.	Nielsen
Oldson	Olson	Ourth	Prichard
Running-Marquardt	Smith, M.	Smith, R.	Staed
Steckman	Sunde	Thede	Wessel-Kroeschell
Williams	Winckler	Wolfe	

The nays were, 51:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Holt	Huseman	Jacobsen
Jeneary	Kaufmann	Kerr	Klein
Landon	Lundgren	Maxwell	McKean
Meyer, A.	Mitchell	Mohr	Mommsen
Moore	Osmundson	Paustian	Salmon
Sexton	ShIPLEY	Sieck	Sorensen
Thompson	Thorup	Wheeler	Wills
Worthan	Zumbach	Windschitl, Presiding	

Absent or not voting, 2:

Cohoon Upmeyer, Spkr.

Amendment H-1199 lost.

Prichard of Floyd offered amendment H-1179, previously deferred, filed by him.

Fry of Clarke rose on a point of order that amendment H-1179 was not germane.

The Speaker ruled the point well taken and amendment H-1179 not germane.

Prichard of Floyd asked for unanimous consent to suspend the rules to consider amendment H-1179.

Objection was raised.

Prichard of Floyd moved to suspend the rules to consider amendment H-1179.

Roll call was requested by Prichard of Floyd and Konfrst of Polk.

On the question "Shall the rules be suspended to consider amendment H-1179?" (H.F. 766)

The ayes were, 46:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Derry	Donahue
Ehlert	Forbes	Gaines	Gaskill
Hall	Heddens	Hunter	Isenhart
Jacoby	James	Judge	Kacena
Konfrst	Kressig	Kurth	Kurtz
Lensing	Mascher	Matson	McConkey
Meyer, B.	Nielsen	Oldson	Olson
Ourth	Prichard	Running-Marquardt	Shiple
Smith, M.	Smith, R.	Staed	Steckman
Sunde	Thede	Wessel-Kroeschell	Williams
Winckler	Wolfe		

The nays were, 52:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Holt	Huseman	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Landon	Lohse	Lundgren
Maxwell	McKean	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Osmundson
Paustian	Salmon	Sexton	Sieck
Sorensen	Thompson	Thorup	Wheeler
Wills	Worthan	Zumbach	Windschitl, Presiding

Absent or not voting, 2:

Cphoon Upmeyer, Spkr.

The motion to suspend the rules lost.

Heddens of Story offered amendment H-1174, previously deferred, filed by her.

Fry of Clarke rose on a point of order that amendment H-1174 was not germane.

The Speaker ruled the point well taken and amendment H-1174 not germane.

Heddens of Story asked for unanimous consent to suspend the rules to consider amendment H-1174.

Objection was raised.

Heddens of Story moved to suspend the rules to consider amendment H-1174.

Roll call was requested by Heddens of Story and Hall of Woodbury.

On the question "Shall the rules be suspended to consider amendment H-1174?" (H.F. 766)

The ayes were, 45:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Derry	Donahue
Ehlert	Forbes	Gaines	Gaskill
Hall	Heddens	Hunter	Isenhart
Jacoby	James	Judge	Kacena
Konfrst	Kressig	Kurth	Kurtz
Lensing	Mascher	Matson	McConkey
Meyer, B.	Nielsen	Oldson	Olson
Ourth	Prichard	Running-Marquardt	Smith, M.
Smith, R.	Staed	Steckman	Sunde
Thede	Wessel-Kroeschell	Williams	Winckler
Wolfe			

The nays were, 53:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Holt	Huseman	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Landon	Lohse	Lundgren
Maxwell	McKean	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Osmundson
Paustian	Salmon	Sexton	Shipley
Sieck	Sorensen	Thompson	Thorup
Wheeler	Wills	Worthan	Zumbach
Windschitl, Presiding			

Absent or not voting, 2:

Cphoon Upmeyer, Spkr.

The motion to suspend the rules lost.

Wessel-Kroeschell of Story offered amendment H-1171, previously deferred, filed by her.

Wessel-Kroeschell of Story offered amendment H-1181, to amendment H-1171, filed by her and moved its adoption.

Amendment H-1181, to amendment H-1171, was adopted.

Fry of Clarke rose on a point of order that amendment H-1171, as amended, was not germane.

The Speaker ruled the point well taken and amendment H-1171, as amended, not germane.

Wessel-Kroeschell of Story asked for unanimous consent to suspend the rules to consider amendment H-1171, as amended.

Objection was raised.

Wessel-Kroeschell of Story moved to suspend the rules to consider amendment H-1171, as amended.

Roll call was requested by Wessel-Kroeschell of Story and Kacena of Woodbury.

On the question "Shall the rules be suspended to consider amendment H-1171, as amended?" (H.F. 766)

The ayes were, 45:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Derry	Donahue
Ehlert	Forbes	Gaines	Gaskill
Hall	Heddens	Hunter	Isenhart
Jacoby	James	Judge	Kacena
Konfrst	Kressig	Kurth	Kurtz
Lensing	Mascher	Matson	McConkey
Meyer, B.	Nielsen	Oldson	Olson
Ourth	Prichard	Running-Marquardt	Smith, M.
Smith, R.	Staed	Steckman	Sunde
Thede	Wessel-Kroeschell	Williams	Winckler
Wolfe			

The nays were, 53:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanus	Hein	Hinson
Hite	Holt	Huseman	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Landon	Lohse	Lundgren
Maxwell	McKean	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Osmundson
Paustian	Salmon	Sexton	Shipley
Sieck	Sorensen	Thompson	Thorup
Wheeler	Wills	Worthan	Zumbach
Windschitl, Presiding			

Absent or not voting, 2:

Cohoon Upmeyer, Spkr.

The motion to suspend the rules lost.

Prichard of Floyd rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point not well taken.

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. 766)

The ayes were, 54:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossmann	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Holt	Huseman	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Landon	Lohse	Lundgren
Maxwell	McKean	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Osmundson
Paustian	Salmon	Sexton	Shiple
Sieck	Sorensen	Thompson	Thorup
Upmeyer, Spkr.	Wheeler	Wills	Worthan
Zumbach	Windschitl,		
	Presiding		

The nays were, 44:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Derry	Donahue
Ehlert	Forbes	Gaines	Gaskill
Hall	Heddens	Hunter	Isenhart
James	Judge	Kacena	Konfrst
Kressig	Kurth	Kurtz	Lensing
Mascher	Matson	McConkey	Meyer, B.
Nielsen	Oldson	Olson	Ourth
Prichard	Running-Marquardt	Smith, M.	Smith, R.
Staed	Steckman	Sunde	Thede
Wessel-Kroeschell	Williams	Winckler	Wolfe

Absent or not voting, 2:

Cohoon

Jacoby

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Hagenow of Dallas asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House File 766** and **Senate Files 282, 412, 528 and 600.**

HOUSE FILES WITHDRAWN

Hagenow of Dallas asked and received unanimous consent to withdraw House Files 417 and 670 from further consideration by the House.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Cohoon of Des Moines

Jacoby of Johnson

BILLS PLACED ON THE UNFINISHED BUSINESS CALENDAR

Hagenow of Dallas asked and received unanimous consent that the following bills be placed on the unfinished business calendar.

Senate File 86	Senate File 167	Senate File 170
Senate File 188	Senate File 203	Senate File 227
Senate File 265	Senate File 275	Senate File 280
Senate File 303	Senate File 316	Senate File 319
Senate File 337	Senate File 377	Senate File 392
Senate File 394	Senate File 435	Senate File 436
Senate File 437	Senate File 442	Senate File 448
Senate File 458	Senate File 478	Senate File 502
Senate File 524	Senate File 526	Senate File 531
Senate File 548	Senate File 561	Senate File 567
Senate File 570	Senate File 592	

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENT

House Study Bill 255

Appropriations: Kerr, Chair; Williams and Wills.

COMMITTEE RECOMMENDATIONS

MADAM 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 609, a bill for an act relating to and making appropriations and related statutory changes involving state government entities involved with agriculture, natural resources, and environmental protection.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H-1206** April 11, 2019.

COMMITTEE ON STATE GOVERNMENT

Senate File 502, a bill for an act relating to disclosures of certain information, including reprisals with respect to employees of a political subdivision of the state and providing information to employees concerning the office of ombudsman.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H-1201** April 4, 2019.

AMENDMENTS FILED

H-1201	S.F.	502	Committee on State Government
H-1202	H.F.	535	Hinson of Linn
H-1203	H.F.	746	Jones of Clay
H-1204	H.F.	760	Hite of Mahaska
H-1205	H.F.	746	Jones of Clay
H-1206	S.F.	609	Committee on Appropriations

H-1207	H.F.	669	Paustian of Scott
			Mitchell of Henry
			Lundgren of Dubuque
			McKean of Jones
			Lohse of Polk
			Klein of Washington
			Bergan of Winneshiek
H-1208	H.F.	669	Klein of Washington
			Zumbach of Linn
			Maxwell of Poweshiek
			Thompson of Greene
			McKean of Jones
			Lohse of Polk
			Kerr of Louisa
H-1209	S.F.	267	Konfrst of Polk
H-1210	H.F.	489	Best of Carroll

On motion by Hagenow of Dallas, the House adjourned at 5:55 p.m., until 9:00 a.m., Friday, April 12, 2019.

JOURNAL OF THE HOUSE

Eighty-ninth Calendar Day - Fifty-eighth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Friday, April 12, 2019

The House met pursuant to adjournment at 9:00 a.m., Landon of Polk in the chair.

Prayer was offered by Landon of Polk.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Landon of Polk.

The Journal of Thursday, April 11, 2019, was approved.

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Chief Clerk and placed on file in the Legislative Services Agency: To view reports in full, click [here](#).

DEPARTMENT OF EDUCATION

Closing the Achievement Gap Report, pursuant to Iowa Code section 256.9.

DEPARTMENT OF HUMAN SERVICES

Nursing Facilities Private Room Supplementation Report, pursuant to Iowa Code section 249A.4.

DEPARTMENT OF PUBLIC SAFETY

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

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

DEPARTMENT OF REVENUE

Recurrent Taxpayer Noncompliance Report, pursuant to Iowa Code section 421.60.

On motion by Jacobsen of Pottawattamie, the House adjourned at 9:02 a.m., until 1:00 p.m., Monday, April 15, 2019.

JOURNAL OF THE HOUSE

Ninety-second Calendar Day - Fifty-ninth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, April 15, 2019

The House met pursuant to adjournment at 1:03 p.m., Wheeler of Sioux in the chair.

Prayer was offered by Zuiko Redding, Venerable of Cedar Rapids Zen Center, Cedar Rapids. She was the guest of Bennett of Linn.

“The Star-Spangled Banner” was sung by Rajesh Brenner from Sioux City. He was the guest of Hall of Woodbury.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Rajesh Brenner from Sioux City. He was the guest of Hall of Woodbury.

The Journal of Friday, April 12, 2019, was approved.

On motion by Zumbach of Linn, the House was recessed at 1:12 p.m., until 4:00 p.m.

AFTERNOON SESSION

The House reconvened at 5:54 p.m., Wheeler of Sioux in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Madam Speaker: I am directed to inform your honorable body that the Senate has on April 15, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 599, a bill for an act relating to hemp, including the regulation of hemp, providing for enforcement and the confiscation and destruction or disposal of certain property, providing for fees, including penalties, and providing implementation and effective date provisions.

Also: That the Senate has on April 15, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 606, a bill for an act relating to the transfer of investment tax credits issued to housing businesses under the enterprise zone program, and including effective date and retroactive applicability provisions.

Also: That the Senate has on April 15, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 615, a bill for an act relating to appropriations to the justice system, and including effective date and retroactive applicability provisions.

Also: That the Senate has on April 15, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 616, a bill for an act relating to appropriations to the judicial branch.

W. CHARLES SMITHSON, Secretary

CONSIDERATION OF BILLS Unfinished Business Calendar

House File 479, a bill for an act relating to the practice of massage therapy, and providing penalties, was taken up for consideration.

SENATE FILE 267 SUBSTITUTED FOR HOUSE FILE 479

Kaufmann of Cedar asked and received unanimous consent to substitute Senate File 267 for House File 479.

Senate File 267, a bill for an act relating to the practice of massage therapy, and providing penalties, was taken up for consideration.

Konfrst of Polk offered amendment H-1209 filed by her and moved its adoption.

Amendment H-1209 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?" (S.F. 267)

The ayes were, 96:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossmann	Breckenridge	Brink
Brown-Powers	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gaskill	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lohse	Lundgren
Mascher	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Oldson	Olson	Osmundson	Ourth
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Sieck	Smith, M.	Smith, R.
Sorensen	Staed	Steckman	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Williams	Wills	Winckler	Windschitl
Wolfe	Worthan	Zumbach	Wheeler, Presiding

The nays were, 1:

Shibley

Absent or not voting, 3:

Gassman Lensing Upmeyer, Spkr.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 675, a bill for an act relating to payments from the indigent defense fund by the state public defender for costs incurred by a privately retained attorney representing an indigent person, was taken up for consideration.

SENATE FILE 590 SUBSTITUTED FOR HOUSE FILE 675

McKean of Jones asked and received unanimous consent to substitute Senate File 590 for House File 675.

Senate File 590, a bill for an act relating to payments from the indigent defense fund by the state public defender for costs incurred by a privately retained attorney representing an indigent person, was taken up for consideration.

McKean 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. 590)

The ayes were, 77:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Breckenridge	Brink
Brown-Powers	Carlson	Cohoon	Deyoe
Dolecheck	Ehlert	Fisher	Forbes
Fry	Gaskill	Gerhold	Grassley
Gustafson	Hagenow	Hall	Hanusa
Hein	Hinson	Hite	Holt
Huseman	Isenhardt	Jacobsen	James
Jeneary	Judge	Kacena	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Kurtz	Landon	Lohse
Lundgren	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Osmundson	Ourth	Paustian	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Smith, M.	Smith, R.	Sorensen	Sunde
Thede	Thompson	Thorup	Upmeyer, Spkr.
Williams	Windschitl	Worthan	Zumbach
Wheeler, Presiding			

The nays were, 21:

Abdul-Samad	Anderson	Bearinger	Bennett
Derry	Donahue	Gaines	Heddens
Hunter	Jacoby	Jones	Mascher
Oldson	Olson	Prichard	Staed
Steckman	Wessel-Kroeschell	Wills	Winckler
Wolfe			

Absent or not voting, 2:

Gassman	Lensing
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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

House File 740, a bill for an act relating to the state budget process, was taken up for consideration.

Hinson 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. 740)

The ayes were, 98:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossmann	Breckenridge	Brink
Brown-Powers	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gaskill	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lohse	Lundgren
Mascher	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Oldson	Olson	Osmundson	Ourth
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shiple	Sieck	Smith, M.
Smith, R.	Sorensen	Staed	Steckman
Sunde	Thede	Thompson	Thorup
Upmeyer, Spkr.	Wessel-Kroeschell	Williams	Wills
Winckler	Windschitl	Wolfe	Worthan
Zumbach	Wheeler,		
	Presiding		

The nays were, none.

Absent or not voting, 2:

Gassman Lensing

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Unfinished Business Calendar

Senate File 567, a bill for an act relating to disqualifications from holding certain professional licenses for persons convicted of certain felonies, with report of committee recommending amendment and passage, was taken up for consideration.

Hinson of Linn offered amendment H-1115 filed by the committee on State Government.

Nielsen of Johnson asked and received unanimous consent to withdraw amendment H-1217, to the committee amendment H-1115 filed by her from the floor.

Hinson of Linn moved the adoption of the committee amendment H-1115.

The committee amendment H-1115 was adopted.

Bossman of Woodbury offered amendment H-1198 filed by him and moved its adoption.

Roll call was requested by Derry of Polk and James of Dubuque.

On the question "Shall amendment H-1198 be adopted?" (S.F. 567)

The ayes were, 98:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossman	Breckenridge	Brink
Brown-Powers	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gaskill	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lohse	Lundgren
Mascher	Matson	Maxwell	McConkey

McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Oldson	Olson	Osmundson	Ourth
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Smith, M.
Smith, R.	Sorensen	Staed	Steckman
Sunde	Thede	Thompson	Thorup
Upmeyer, Spkr.	Wessel-Kroeschell	Williams	Wills
Winckler	Windschitl	Wolfe	Worthan
Zumbach	Wheeler, Presiding		

The nays were, none.

Absent or not voting, 2:

Gassman	Lensing
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Amendment H-1198 was adopted.

Hinson 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. 567)

The ayes were, 98:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomington	Bosman	Breckenridge	Brink
Brown-Powers	Carlson	Cohon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gaskill	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lohse	Lundgren
Mascher	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Oldson	Olson	Osmundson	Ourth
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Smith, M.
Smith, R.	Sorensen	Staed	Steckman
Sunde	Thede	Thompson	Thorup

Upmeyer, Spkr.	Wessel-Kroeschell	Williams	Wills
Winckler	Windschitl	Wolfe	Worthan
Zumbach	Wheeler,		
	Presiding		

The nays were, none.

Absent or not voting, 2:

Gassman	Lensing
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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

Lohse of Polk called up for consideration **House File 679**, 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, and including retroactive applicability provisions, amended by the Senate, and moved that the House concur in the Senate amendment H-1164.

The motion prevailed and the House concurred in the Senate amendment H-1164.

Lohse 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. 679)

The ayes were, 97:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossmann	Breckenridge	Brink
Brown-Powers	Carlson	Cohon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gaskill	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhardt	Jacobsen

Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lohse	Lundgren
Mascher	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Oldson	Olson	Osmundson	Ourth
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Smith, M.
Smith, R.	Sorensen	Staed	Steckman
Sunde	Thede	Thompson	Thorup
Wessel-Kroeschell	Williams	Wills	Winckler
Windschitl	Wolfe	Worthan	Zumbach
Wheeler, Presiding			

The nays were, none.

Absent or not voting, 3:

Gassman	Lensing	Upmeyer, Spkr.
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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

Hinson of Linn called up for consideration **House File 591**, a bill for an act providing for juvenile court jurisdiction over minor guardianship proceedings and including effective date and applicability provisions, amended by the Senate, and moved that the House concur in the Senate amendment H-1195.

The motion prevailed and the House concurred in the Senate amendment H-1195.

Hinson of Linn 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. 591)

The ayes were, 97:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossmann	Breckenridge	Brink
Brown-Powers	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gaskill	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lohse	Lundgren
Mascher	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Oldson	Olson	Osmundson	Ourth
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shiple	Sieck	Smith, M.
Smith, R.	Sorensen	Staed	Steckman
Sunde	Thede	Thompson	Thorup
Wessel-Kroeschell	Williams	Wills	Winckler
Windschitl	Wolfe	Worthan	Zumbach
Wheeler, Presiding			

The nays were, none.

Absent or not voting, 3:

Gassman	Lensing	Upmeyer, Spkr.
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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

Hinson of Linn called up for consideration **House File 610**, a bill for an act relating to the opening of guardianships for adults and conservatorships for adults and minors and the administration of guardianships and conservatorships, amended by the Senate, and moved that the House concur in the Senate amendment H-1197.

The motion prevailed and the House concurred in the Senate amendment H-1197.

Hinson of Linn 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. 610)

The ayes were, 98:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossmann	Breckenridge	Brink
Brown-Powers	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gaskill	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lohse	Lundgren
Mascher	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Oldson	Olson	Osmundson	Ourth
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shiple	Sieck	Smith, M.
Smith, R.	Sorensen	Staed	Steckman
Sunde	Thede	Thompson	Thorup
Upmeyer, Spkr.	Wessel-Kroeschell	Williams	Wills
Winckler	Windschitl	Wolfe	Worthan
Zumbach	Wheeler,		
	Presiding		

The nays were, none.

Absent or not voting, 2:

Gassman Lensing

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 Dallas asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 591, 610, 679 and 740** and **Senate Files 267, 567 and 590**.

HOUSE FILES WITHDRAWN

Hagenow of Dallas asked and received unanimous consent to withdraw House Files 479 and 675 from further consideration by the House.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Gassman of Winnebago

Lensing of Johnson

BILLS ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:

Madam 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 approval on this 15th day of April, 2019: House Files 260, 390 and 698.

CARMINE BOAL
Chief Clerk of the House

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on April 15, 2019, the following bills were approved and transmitted to the Secretary of State:

House File 260, an Act relating to permissible interest rates and charges for certain loans.

House File 390, an Act relating to required notices to the department of transportation regarding certain registered aircraft.

House File 698, an Act relating to the jurisdiction and management of pioneer cemeteries.

Senate File 140, an Act relating to special minor's driver's licenses for students attending accredited nonpublic schools.

Senate File 208, an Act increasing the maximum allowable length for stinger-steered automobile transporters.

Senate File 333, an Act relating to nonsubstantive Code corrections.

Senate File 532, an Act relating to notice and opportunity to repair construction defects in new construction, and including effective date and applicability provisions.

Senate File 569, an Act relating to business entities, by providing for different types of limited liability companies and the dissolution of limited liability companies, and including effective date provisions.

HOUSE STUDY BILL COMMITTEE ASSIGNMENT

H.S.B. 256 Ways and Means

Relating to permits for vehicles of excessive size and weight, including vehicles transporting raw forest products, and providing for fees.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENT

House Study Bill 256

Ways and Means: Hein, Chair; Kurtz and Maxwell.

AMENDMENTS FILED

H-1211	H.F.	727	Lundgren of Dubuque
H-1212	S.F.	302	Hinson of Linn
H-1213	H.F.	721	McKean of Jones
H-1214	H.F.	768	Zumbach of Linn
H-1215	S.F.	563	Best of Carroll
H-1216	H.F.	677	Sexton of Calhoun
H-1217	S.F.	567	Nielsen of Johnson
H-1218	H.F.	750	Isenhardt of Dubuque
H-1219	H.F.	774	Wills of Dickinson

On motion by Hagenow of Dallas, the House adjourned at 6:24 p.m., until 8:30 a.m., Tuesday, April 16, 2019.

JOURNAL OF THE HOUSE

Ninety-third Calendar Day - Sixtieth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, April 16, 2019

The House met pursuant to adjournment at 8:30 a.m., Speaker Upmeyer in the chair.

Prayer was offered by Rabbi Yossi Jacobson, Lubavitch of Iowa Jewish Resource Center, Des Moines. He was the guest of Abdul-Samad of Polk.

“America the Beautiful” was sung by Lauren Greiman from Ankeny. She is the cousin and guest of Speaker Upmeyer.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Victoria Fillipi, Speaker’s Page from Anthon.

The Journal of Monday, April 15, 2019, was approved.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Madam Speaker: I am directed to inform your honorable body that the Senate has on April 15, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 325, a bill for an act relating to weapons requirements for nonambulatory hunters.

Also: That the Senate has on April 15, 2019, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 230, a bill for an act relating to manufacturers of native distilled spirits and beer.

Also: That the Senate has on April 15, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 608, a bill for an act making appropriations to the department of cultural affairs, the economic development authority, the Iowa finance authority, the

public employment relations board, the department of workforce development, the college student aid commission, and the state board of regents and certain regents institutions, and properly related matters.

W. CHARLES SMITHSON, Secretary

SENATE MESSAGES CONSIDERED

Senate File 606, by committee on Ways and Means, a bill for an act relating to the transfer of investment tax credits issued to housing businesses under the enterprise zone program, and including effective date and retroactive applicability provisions.

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

Senate File 608, by committee on Appropriations, a bill for an act making appropriations to the department of cultural affairs, the economic development authority, the Iowa finance authority, the public employment relations board, the department of workforce development, the college student aid commission, and the state board of regents and certain regents institutions, and properly related matters.

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

Senate File 615, by committee on Appropriations, a bill for an act relating to appropriations to the justice system, and including effective date and retroactive applicability provisions.

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

Senate File 616, 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**.

ADOPTION OF HOUSE RESOLUTION 21

Hagenow of Dallas called up for consideration **House Resolution 21**, a resolution recognizing and congratulating the Grand View University Vikings wrestling team on winning the National Association of

Intercollegiate Athletics Wrestling National Championship for the eighth consecutive year.

Olson of Polk moved the adoption of House Resolution 21.

The motion prevailed and the resolution was adopted.

On motion by Hagenow of Dallas, the House was recessed at 8:45 a.m., until 1:30 p.m.

AFTERNOON SESSION

The House reconvened at 3:07 p.m., Holt of Crawford in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Madam Speaker: I am directed to inform your honorable body that the Senate has on April 16, 2019, amended and passed the following bill in which the concurrence of the House is asked:

House File 292, a bill for an act relating to the frequency of the reporting of the annual analysis and findings relative to Medicaid managed care member appeals.

Also: That the Senate has on April 16, 2019, amended and passed the following bill in which the concurrence of the House is asked:

House File 532, a bill for an act relating to the awarding of medical residency positions in the state.

Also: That the Senate has on April 16, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 570, a bill for an act relating to the brain injury home and community-based services waiver monthly budget maximum.

Also: That the Senate has on April 16, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 598, a bill for an act relating to the assignment of pupils who are siblings to classrooms by school districts.

Also: That the Senate has on April 16, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 606, a bill for an act relating to continuing education requirements for certain professions.

Also: That the Senate has on April 16, 2019, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 346, a bill for an act creating the criminal offense of female genital mutilation and providing penalties.

Also: That the Senate has on April 16, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 603, a bill for an act authorizing use of concurrent enrollment programs for teaching certain subjects required under the educational standards and making an appropriation to fund enrollment of pupils under concurrent enrollment program agreements between certain accredited nonpublic schools and community colleges, and including retroactive applicability provisions.

W. CHARLES SMITHSON, Secretary

CONSIDERATION OF BILLS Unfinished Business Calendar

House File 535, a bill for an act relating to motor vehicles operated by an automated driving system, and making penalties applicable, was taken up for consideration.

Hinson of Linn offered amendment H-1202 filed by her and moved its adoption.

Amendment H-1202 was adopted, placing out of order amendment H-1050 filed by Hinson of Linn on March 19, 2019.

SENATE FILE 302 SUBSTITUTED FOR HOUSE FILE 535

Hinson of Linn asked and received unanimous consent to substitute Senate File 302 for House File 535.

Senate File 302, a bill for an act relating to motor vehicles operated by an automated driving system, and making penalties applicable, was taken up for consideration.

Hinson of Linn offered amendment H-1212 filed by her and moved its adoption.

Amendment H-1212 was adopted.

Hinson 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. 302)

The ayes were, 98:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossman	Breckenridge	Brink
Brown-Powers	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gaskill	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hall	Hanusa
Heddens	Hein	Hinson	Hite
Huseman	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kacena
Kaufmann	Kerr	Klein	Konfrst
Kressig	Kurth	Kurtz	Landon
Lensing	Lohse	Lundgren	Mascher
Matson	Maxwell	McConkey	McKean
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nielsen	Oldson
Olson	Omundson	Ourth	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shipley	Sieck	Smith, M.	Smith, R.
Sorensen	Staed	Steckman	Sunde
Thede	Thompson	Thorup	Upmeyer, Spkr.
Wessel-Kroeschell	Wheeler	Williams	Wills
Winckler	Windschitl	Wolfe	Worthan
Zumbach	Holt, Presiding		

The nays were, 2:

Hunter Isenhardt

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 489, a bill for an act relating to pharmacy benefit managers and health carriers and management of prescription drug

benefits, and including applicability provisions, with report of committee recommending passage, was taken up for consideration.

Best of Carroll offered amendment H-1210 filed by him and moved its adoption.

Amendment H-1210 was adopted.

SENATE FILE 563 SUBSTITUTED FOR HOUSE FILE 489

Best of Carroll asked and received unanimous consent to substitute Senate File 563 for House File 489.

Senate File 563, a bill for an act relating to pharmacy benefit managers and information related to the management of prescription drug benefits, and including applicability provisions, was taken up for consideration.

Best of Carroll offered amendment H-1215 filed by him and moved its adoption.

Amendment H-1215 was adopted.

Best of Carroll 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. 563)

The ayes were, 100:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossman	Breckenridge	Brink
Brown-Powers	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gaskill	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hall	Hanusa
Heddens	Hein	Hinson	Hite
Hunter	Huseman	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lohse

Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nielsen	Oldson	Olson	Osmundson
Ourth	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shiple	Sieck
Smith, M.	Smith, R.	Sorensen	Staed
Steckman	Sunde	Thede	Thompson
Thorup	Upmeyer, Spkr.	Wessel-Kroeschell	Wheeler
Williams	Wills	Winckler	Windschitl
Wolfe	Worthan	Zumbach	Holt, 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 537, a bill for an act relating to the imposition of certain fees on public utilities for the use of public rights-of-way, was taken up for consideration.

Bloomington of Worth 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, 51:

Bacon	Baxter	Best	Bloomington
Bossman	Brink	Carlson	Deyoe
Dolecheck	Fisher	Fry	Gassman
Gerhold	Grassley	Gustafson	Hagenow
Hanusa	Hein	Hinson	Hite
Huseman	Jacobsen	Jeneary	Jones
Kaufmann	Kerr	Klein	Landon
Lundgren	Maxwell	McKean	Meyer, A.
Mitchell	Mohr	Mommsen	Moore
Osmundson	Paustian	Salmon	Sexton
Shiple	Sieck	Sorensen	Thompson
Thorup	Wheeler	Wills	Windschitl
Worthan	Zumbach	Holt, Presiding	

The nays were, 48:

Abdul-Samad	Anderson	Bearinger	Bennett
Bergan	Breckenridge	Brown-Powers	Cohoon
Derry	Donahue	Ehlert	Forbes
Gaines	Gaskill	Hall	Heddens
Hunter	Isenhart	Jacoby	James
Judge	Kacena	Konfrst	Kressig
Kurth	Kurtz	Lensing	Lohse
Mascher	Matson	McConkey	Meyer, B.
Nielsen	Oldson	Olson	Ourth
Prichard	Running-Marquardt	Smith, M.	Smith, R.
Staed	Steckman	Sunde	Thede
Wessel-Kroeschell	Williams	Winckler	Wolfe

Absent or not voting, 1:

Upmeyer, Spkr.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Senate File 265, a bill for an act providing for the sale of certain mushrooms at farmers markets, and providing an effective date, with report of committee recommending passage, was taken up for consideration.

Gerhold 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. 265)

The ayes were, 99:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossman	Breckenridge	Brink
Brown-Powers	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gaskill	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hall	Hanusa
Heddens	Hein	Hinson	Hite
Hunter	Huseman	Isenhart	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell

McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nielsen	Oldson	Olson	Osmundson
Ourth	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Smith, M.	Smith, R.	Sorensen	Staed
Steckman	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Wheeler	Williams
Wills	Winckler	Windschitl	Wolfe
Worthan	Zumbach	Holt, Presiding	

The nays were, none.

Absent or not voting, 1:

Upmeyer, Spkr.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Senate File 303, a bill for an act relating to the replacement of a person's driver's license or nonoperator's identification card on the person's twenty-first birthday anniversary, with report of committee recommending passage, was taken up for consideration.

A. Meyer of Webster 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. 303)

The ayes were, 99:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomington	Bossmann	Breckenridge	Brink
Brown-Powers	Carlson	Cohon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gaskill	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hall	Hanusa
Heddens	Hein	Hinson	Hite
Hunter	Huseman	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lohse

Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nielsen	Oldson	Olson	Osmundson
Ourth	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Smith, M.	Smith, R.	Sorensen	Staed
Steckman	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Wheeler	Williams
Wills	Winckler	Windschitl	Wolfe
Worthan	Zumbach	Holt,	
		Presiding	

The nays were, none.

Absent or not voting, 1:

Upmeyer, Spkr.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Senate File 319, a bill for an act relating to peace officers and retired peace officers who provide street or highway driving instruction, with report of committee recommending passage, was taken up for consideration.

Thorup 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?" (S.F. 319)

The ayes were, 99:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossman	Breckenridge	Brink
Brown-Powers	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gaskill	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hall	Hanusa
Heddens	Hein	Hinson	Hite
Hunter	Huseman	Isenhart	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth

Kurtz	Landon	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nielsen	Oldson	Olson	Osmundson
Ourth	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Smith, M.	Smith, R.	Sorensen	Staed
Steckman	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Wheeler	Williams
Wills	Winckler	Windschitl	Wolfe
Worthan	Zumbach	Holt, Presiding	

The nays were, none.

Absent or not voting, 1:

Upmeyer, Spkr.

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 749, a bill for an act relating to snowmobile user permits and registration fees, was taken up for consideration.

Zumbach 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. 749)

The ayes were, 99:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossman	Breckenridge	Brink
Brown-Powers	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gaskill	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hall	Hanusa
Heddens	Hein	Hinson	Hite
Hunter	Huseman	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr

Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nielsen	Oldson	Olson	Osmundson
Ourth	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Smith, M.	Smith, R.	Sorensen	Staed
Steckman	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Wheeler	Williams
Wills	Winckler	Windschitl	Wolfe
Worthan	Zumbach	Holt, Presiding	

The nays were, none.

Absent or not voting, 1:

Upmeyer, Spkr.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 750, a bill for an act relating to the powers and duties of the department of agriculture and land stewardship, by changing the name of the weather bureau, modifying provisions applicable to demonstration projects involving alternative fuels, transferring certain Code sections, providing for the use of certain appropriated moneys for surface water quality, and eliminating certain watershed demonstration pilot projects, was taken up for consideration.

Isenhart of Dubuque offered amendment H-1218 filed by him and moved its adoption.

Roll call was requested by Isenhart of Dubuque and Hunter of Polk.

On the question "Shall amendment H-1218 be adopted?" (H.F. 750)

The ayes were, 47:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Cphoon	Derry
Donahue	Ehlert	Forbes	Gaines
Gaskill	Hall	Heddens	Hunter
Isenhart	Jacoby	James	Judge
Kacena	Konfrst	Kressig	Kurth

Kurtz	Lensing	Mascher	Matson
McConkey	McKean	Meyer, B.	Nielsen
Oldson	Olson	Ourth	Prichard
Running-Marquardt	Smith, M.	Smith, R.	Staed
Steckman	Sunde	Thede	Wessel-Kroeschell
Williams	Winckler	Wolfe	

The nays were, 51:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hein	Hinson	Hite
Huseman	Jacobsen	Jeneary	Jones
Kaufmann	Kerr	Klein	Landon
Lohse	Lundgren	Maxwell	Meyer, A.
Mitchell	Mohr	Mommsen	Moore
Osmundson	Paustian	Salmon	Sexton
Shipley	Sieck	Sorensen	Thompson
Thorup	Wheeler	Wills	Windschitl
Worhan	Zumbach	Holt,	
		Presiding	

Absent or not voting, 2:

Hanusa Upmeyer, Spkr.

Amendment H-1218 lost.

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. 750)

The ayes were, 95:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossman	Breckenridge	Brink
Brown-Powers	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gaskill	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hall	Heddens
Hein	Hinson	Hite	Hunter
Huseman	Jacobsen	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth

Kurtz	Landon	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nielsen	Oldson	Olson	Osmundson
Ourth	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Smith, M.	Smith, R.	Sorensen	Staed
Steckman	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Wheeler	Williams
Wills	Winckler	Windschitl	Wolfe
Worthan	Zumbach	Holt, Presiding	

The nays were, 3:

Isenhardt	Jacoby	Kacena
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Absent or not voting, 2:

Hanusa	Upmeyer, Spkr.
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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 3:59 p.m., until the fall of the gavel.

The House resumed session at 4:20 p.m., Holt of Crawford in the chair.

CONSIDERATION OF BILLS

Appropriations Calendar

Senate File 609, a bill for an act relating to and making appropriations and related statutory changes 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.

Mommsen of Clinton offered amendment H-1206 filed by the committee on Appropriations.

Staed of Linn offered amendment H-1233, to the committee amendment H-1206, filed by him and Steckman of Cerro Gordo from the floor.

Mommsen of Clinton rose on a point of order that amendment H-1233 was not germane, to the committee amendment H-1206.

The Speaker ruled the point well taken and amendment H-1233 not germane, to the committee amendment H-1206.

Staed of Linn asked for unanimous consent to suspend the rules to consider amendment H-1233, to the committee amendment H-1206.

Objection was raised.

Staed of Linn moved to suspend the rules to consider amendment H-1233, to the committee amendment H-1206.

Roll call was requested by Staed of Linn and Steckman of Cerro Gordo.

Rule 75 was invoked.

On the question "Shall the rules be suspended to consider amendment H-1233, to the committee amendment H-1206?" (S.F. 609)

The ayes were, 48:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Cohoon	Derry
Donahue	Ehlert	Forbes	Gaines
Gaskill	Hall	Heddens	Hunter
Isenhardt	Jacoby	James	Judge
Kacena	Konfrst	Kressig	Kurth
Kurtz	Lensing	Mascher	Matson
McConkey	McKean	Meyer, B.	Nielsen
Oldson	Olson	Ourth	Prichard
Running-Marquardt	Shipley	Smith, M.	Smith, R.
Staed	Steckman	Sunde	Thede
Wessel-Kroeschell	Williams	Winckler	Wolfe

The nays were, 51:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hein	Hinson	Hite
Huseman	Jacobsen	Jeneary	Jones
Kaufmann	Kerr	Klein	Landon
Lohse	Lundgren	Maxwell	Meyer, A.
Mitchell	Mohr	Mommsen	Moore

Osmundson	Paustian	Salmon	Sexton
Sieck	Sorensen	Thompson	Thorup
Upmeyer, Spkr.	Wheeler	Wills	Windschitl
Worthan	Zumbach	Holt,	
		Presiding	

Absent or not voting, 1:

Hanusa

The motion to suspend the rules lost.

Theodore of Scott rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point well taken.

Ourth of Warren offered amendment H-1232, to the committee amendment H-1206, filed by him from the floor and moved its adoption.

Roll call was requested by Ourth of Warren and Hall of Woodbury.

On the question "Shall amendment H-1232, to the committee amendment H-1206, be adopted?" (S.F. 609)

The ayes were, 46:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Cohon	Derry
Donahue	Ehlert	Forbes	Gaines
Gaskill	Hall	Heddens	Hunter
Isenhardt	Jacoby	James	Judge
Kacena	Konfrst	Kressig	Kurth
Kurtz	Lensing	Mascher	Matson
McConkey	Meyer, B.	Nielsen	Oldson
Olson	Ourth	Prichard	Running-Marquardt
Smith, M.	Smith, R.	Staed	Steckman
Sunde	Thede	Wessel-Kroeschell	Williams
Winckler	Wolfe		

The nays were, 52:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hein	Hinson	Hite

Huseman	Jacobsen	Jones	Kaufmann
Kerr	Klein	Landon	Lohse
Lundgren	Maxwell	McKean	Meyer, A.
Mitchell	Mohr	Mommsen	Moore
Osmundson	Paustian	Salmon	Sexton
Shiple	Sieck	Sorensen	Thompson
Thorup	Upmeyer, Spkr.	Wheeler	Wills
Windschitl	Worthan	Zumbach	Holt, Presiding

Absent or not voting, 2:

Hanusa Jeneary

Amendment H-1232, to the committee amendment H-1206, lost.

Mommsen of Clinton offered amendment H-1224, to the committee amendment H-1206, filed by him from the floor and moved its adoption.

Amendment H-1224, to the committee amendment H-1206, was adopted.

M. Smith of Marshall offered amendment H-1236, to the committee amendment H-1206, filed by him from the floor.

Mommsen of Clinton rose on a point of order that amendment H-1236 was not germane, to the committee amendment H-1206.

The Speaker ruled the point well taken and amendment H-1236 not germane, to the committee amendment H-1206.

M. Smith of Marshall asked for unanimous consent to suspend the rules to consider amendment H-1236, to the committee amendment H-1206.

Objection was raised.

M. Smith of Marshall moved to suspend the rules to consider amendment H-1236, to the committee amendment H-1206.

Roll call was requested by M. Smith of Marshall and Abdul-Samad of Polk.

On the question "Shall the rules be suspended to consider amendment H-1236, to the committee amendment H-1206?" (S.F. 609)

The ayes were, 46:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Cohoon	Derry
Donahue	Ehlert	Forbes	Gaines
Gaskill	Hall	Heddens	Hunter
Isenhardt	Jacoby	James	Judge
Kacena	Konfrst	Kressig	Kurth
Kurtz	Lensing	Mascher	Matson
McConkey	Meyer, B.	Nielsen	Oldson
Olson	Ourth	Prichard	Running-Marquardt
Smith, M.	Smith, R.	Staed	Steckman
Sunde	Thede	Wessel-Kroeschell	Williams
Winckler	Wolfe		

The nays were, 52:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hein	Hinson	Hite
Huseman	Jacobsen	Jeneary	Jones
Kaufmann	Kerr	Klein	Landon
Lohse	Lundgren	Maxwell	McKean
Meyer, A.	Mitchell	Mohr	Mommsen
Moore	Osmundson	Paustian	Salmon
Sexton	Shipley	Sieck	Sorensen
Thompson	Thorup	Wheeler	Wills
Windschitl	Worthan	Zumbach	Holt, Presiding

Absent or not voting, 2:

Hanusa Upmeyer, Spkr.

The motion to suspend the rules lost.

Paustian of Scott asked and received unanimous consent to withdraw amendment H-1220, to the committee amendment H-1206, filed by him from the floor.

Mommsen of Clinton moved the adoption of the committee amendment H-1206, as amended.

The committee amendment H-1206, as amended, was adopted.

Mommsen of Clinton 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. 609)

The ayes were, 54:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossmann	Brink	Carlson
Derry	Deyoe	Dolecheck	Fisher
Fry	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hein	Hinson
Hite	Huseman	Jacobsen	Jeneary
Jones	Kaufmann	Kerr	Klein
Landon	Lohse	Lundgren	Maxwell
McKean	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Osmundson	Paustian
Salmon	Sexton	Shipley	Sieck
Sorensen	Thompson	Thorup	Upmeyer, Spkr.
Wheeler	Wills	Windschitl	Worthan
Zumbach	Holt,		
	Presiding		

The nays were, 45:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Cphoon	Donahue
Ehlert	Forbes	Gaines	Gaskill
Hall	Heddens	Hunter	Isenhart
Jacoby	James	Judge	Kacena
Konfrst	Kressig	Kurth	Kurtz
Lensing	Mascher	Matson	McConkey
Meyer, B.	Nielsen	Oldson	Olson
Ourth	Prichard	Running-Marquardt	Smith, M.
Smith, R.	Staed	Steckman	Sunde
Thede	Wessel-Kroeschell	Williams	Winckler
Wolfe			

Absent or not voting, 1:

Hanusa

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

Unfinished Business Calendar

Senate File 188, a bill for an act prohibiting a governing board of a public college or university from adopting or enforcing any policy or rule that prohibits a person from carrying, transporting, or possessing

a dangerous weapon producing a nonprojectile high-voltage pulse designed to immobilize a person in the buildings or on the grounds of such a college or university, with report of committee recommending passage, was taken up for consideration.

James of Dubuque offered amendment H-1228 filed by her from the floor and moved its adoption.

Roll call was requested by James of Dubuque and Windschitl of Harrison.

On the question "Shall amendment H-1228 be adopted?" (S.F. 188)

The ayes were, 47:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Cohoon	Derry
Donahue	Ehlert	Forbes	Gaines
Gaskill	Hall	Heddens	Hunter
Isenhardt	Jacoby	James	Judge
Kacena	Konfrst	Kressig	Kurth
Kurtz	Lensing	Mascher	Matson
McConkey	McKean	Meyer, B.	Nielsen
Oldson	Olson	Ourth	Prichard
Running-Marquardt	Smith, M.	Smith, R.	Staed
Steckman	Sunde	Thede	Wessel-Kroeschell
Williams	Winckler	Wolfe	

The nays were, 52:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hein	Hinson	Hite
Huseman	Jacobsen	Jeneary	Jones
Kaufmann	Kerr	Klein	Landon
Lohse	Lundgren	Maxwell	Meyer, A.
Mitchell	Mohr	Mommsen	Moore
Osmundson	Paustian	Salmon	Sexton
Shipley	Sieck	Sorensen	Thompson
Thorup	Upmeyer, Spkr.	Wheeler	Wills
Windschitl	Worthan	Zumbach	Holt, Presiding

Absent or not voting, 1:

Hanusa

Amendment H-1228 lost.

Thede of Scott offered amendment H-1229 filed by her from the floor.

Mascher of Johnson offered amendment H-1235, to amendment H-1229, filed by her from the floor and moved its adoption.

Amendment H-1235, to amendment H-1229, was adopted.

Thede of Scott moved the adoption of amendment H-1229, as amended.

Roll call was requested by Thede of Scott and B. Meyer of Polk.

On the question "Shall amendment H-1229, as amended, be adopted?" (S.F. 188)

The ayes were, 47:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Cphoon	Derry
Donahue	Ehlert	Forbes	Gaines
Gaskill	Hall	Heddens	Hunter
Isenhardt	Jacoby	James	Judge
Kacena	Konfrst	Kressig	Kurth
Kurtz	Lensing	Mascher	Matson
McConkey	McKean	Meyer, B.	Nielsen
Oldson	Olson	Ourth	Prichard
Running-Marquardt	Smith, M.	Smith, R.	Staed
Steckman	Sunde	Thede	Wessel-Kroeschell
Williams	Winckler	Wolfe	

The nays were, 52:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hein	Hinson	Hite
Huseman	Jacobsen	Jeneary	Jones
Kaufmann	Kerr	Klein	Landon
Lohse	Lundgren	Maxwell	Meyer, A.
Mitchell	Mohr	Mommsen	Moore
Osmundson	Paustian	Salmon	Sexton
ShIPLEY	Sieck	Sorensen	Thompson
Thorup	Upmeyer, Spkr.	Wheeler	Wills
Windschitl	Worthan	Zumbach	Holt, Presiding

Absent or not voting, 1:

Hanusa

Amendment H-1229, as amended, lost.

Mascher of Johnson offered amendment H-1230 filed by her from the floor and moved its adoption.

Roll call was requested by Mascher of Johnson and B. Meyer of Polk.

On the question "Shall amendment H-1230 be adopted?" (S.F. 188)

The ayes were, 99:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossmann	Breckenridge	Brink
Brown-Powers	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gaskill	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hall	Heddens
Hein	Hinson	Hite	Hunter
Huseman	Isenhardt	Jacobsen	Jacoby
James	Jeneary	Jones	Judge
Kacena	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Kurtz
Landon	Lensing	Lohse	Lundgren
Mascher	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Oldson	Olson	Osmundson	Ourth
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shiple	Sieck	Smith, M.
Smith, R.	Sorensen	Staed	Steckman
Sunde	Thede	Thompson	Thorup
Upmeyer, Spkr.	Wessel-Kroeschell	Wheeler	Williams
Wills	Winckler	Windschitl	Wolfe
Worthan	Zumbach	Holt,	
		Presiding	

The nays were, none.

Absent or not voting, 1:

Hanusa

Amendment H-1230 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. 188)

The ayes were, 60:

Bacon	Baxter	Bennett	Bergan
Best	Bloomingtondale	Bossman	Breckenridge
Brink	Carlson	Deyoe	Dolecheck
Ehlert	Fisher	Forbes	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hein	Hinson
Hite	Huseman	Jacobsen	Jeneary
Jones	Kaufmann	Kerr	Klein
Landon	Lundgren	Maxwell	McConkey
Meyer, A.	Mitchell	Mohr	Mommsen
Moore	Osmundson	Paustian	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Sorensen	Sunde	Thompson	Thorup
Upmeyer, Spkr.	Wheeler	Wills	Windschitl
Wolfe	Worthan	Zumbach	Holt, Presiding

The nays were, 37:

Anderson	Bearinger	Brown-Powers	Cphoon
Derry	Donahue	Gaskill	Heddens
Hunter	Isenhardt	Jacoby	James
Judge	Kacena	Konfrst	Kressig
Kurth	Kurtz	Lensing	Lohse
Mascher	Matson	McKean	Meyer, B.
Nielsen	Oldson	Olson	Ourth
Prichard	Smith, M.	Smith, R.	Staed
Steckman	Thede	Wessel-Kroeschell	Williams
Winckler			

Absent or not voting, 3:

Abdul-Samad	Gaines	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

Hagenow of Dallas asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 537, 749, 750** and **Senate Files 188, 265, 302, 303, 319, 563** and **609**.

HOUSE FILES WITHDRAWN

Hagenow of Dallas asked and received unanimous consent to withdraw House Files 489, 535, 603 and 640 from further consideration by the House.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Abdul-Samad of Polk
Hanusa of Pottawattamie

Gaines of Polk

MESSAGES FROM THE SENATE

The following message was received from the Senate:

Madam Speaker: I am directed to inform your honorable body that the Senate has on April 16, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 685, a bill for an act relating to the payment of required medical aid provided to prisoners of county jails.

Also: That the Senate has on April 16, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 690, a bill for an act relating to mental health and disability services, including the establishment of a children's behavioral health system and a children's behavioral health system state board, and requiring certain children's behavioral health core services.

W. CHARLES SMITHSON, Secretary

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on April 16, 2019, the following bills were approved and transmitted to the Secretary of State:

Senate File 159, an Act relating to assessment scores set by the department of education for successful completion of a practitioner preparation program and for initial teacher licensure and providing for related matters.

Senate File 245, an Act relating to eligibility and reporting requirements for the skilled workforce shortage tuition grant program.

Senate File 246, an Act relating to requirements for eligibility under the all Iowa opportunity scholarship program.

HOUSE STUDY BILL COMMITTEE ASSIGNMENT

H.S.B. 257 Ways and Means

Relating to the administration of the tax and related laws by the department of revenue, including the administration and modification of certain tax credits and refunds, the individual and corporate income taxes, franchise taxes, sales and use taxes, and automobile rental excise taxes, the assessment of property owned by certain long distance telephone companies, establishing a taxation and exemption of computers task force, and providing for other properly related matters, making penalties applicable, and including effective date and retroactive applicability provisions.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENT

House Study Bill 257

Ways and Means: Hite, Chair; Hein and James.

COMMITTEE RECOMMENDATIONS

MADAM 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 GOVERNMENT OVERSIGHT

Committee Bill (Formerly House Study Bill 254), relating to fire safety standards and children's residential facilities.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** April 16, 2019.

COMMITTEE ON WAYS AND MEANS

Senate File 597, a bill for an act exempting from the sales tax certain items and services sold or furnished to nonprofit blood centers, including effective date and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** April 16, 2019.

AMENDMENTS FILED

H-1220	S.F.	609	Paustian of Scott
H-1221	S.F.	170	Isenhart of Dubuque Bearinger of Fayette
H-1222	H.F.	532	Senate amendment
H-1223	H.F.	292	Senate amendment
H-1224	S.F.	609	Mommsen of Clinton
H-1225	H.F.	718	Sexton of Calhoun
H-1226	H.F.	728	Jeneary of Plymouth
H-1227	H.F.	774	Klein of Washington
H-1228	S.F.	188	James of Dubuque
H-1229	S.F.	188	Thede of Scott
H-1230	S.F.	188	Mascher of Johnson
H-1231	S.F.	540	McKean of Jones
H-1232	S.F.	609	Ourth of Warren
H-1233	S.F.	609	Staed of Linn Steckman of Cerro Gordo
H-1234	S.F.	409	Sexton of Calhoun
H-1235	S.F.	188	Mascher of Johnson
H-1236	S.F.	609	M. Smith of Marshall
H-1237	H.F.	767	Hinson of Linn

On motion by Hagenow of Dallas, the House adjourned at 6:58 p.m., until 8:30 a.m., Wednesday, April 17, 2019.

JOURNAL OF THE HOUSE

Ninety-fourth Calendar Day - Sixty-first Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, April 17, 2019

The House met pursuant to adjournment at 8:30 a.m., Speaker Upmeyer in the chair.

Prayer was offered by Pastor Stephen Moore, Horton Baptist Church, Waverly. He was the guest of Salmon of Black Hawk.

“The Star-Spangled Banner” was sung by Palmer Hrdickla, student at Louisiana State University, Baton Rouge, Louisiana. He was the guest of Fry of Clarke.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by ShyAnn White, Page from Sioux Center.

The Journal of Tuesday, April 16, 2019, was approved.

SENATE MESSAGE CONSIDERED

Senate File 603, by committee on Appropriations, a bill for an act authorizing use of concurrent enrollment programs for teaching certain subjects required under the educational standards and making an appropriation to fund enrollment of pupils under concurrent enrollment program agreements between certain accredited nonpublic schools and community colleges, and including retroactive applicability provisions.

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

On motion by Hagenow of Dallas, the House was recessed at 8:38 a.m., until 11:00 a.m.

AFTERNOON SESSION

The House reconvened at 2:44 p.m., Wheeler of Sioux in the chair.

CONSIDERATION OF BILLS
Unfinished Business Calendar

House File 568, a bill for an act modifying provisions relating to the licensure of professional landscape architects, was taken up for consideration.

SENATE FILE 505 SUBSTITUTED FOR HOUSE FILE 568

Deyoe of Story asked and received unanimous consent to substitute Senate File 505 for House File 568.

Senate File 505, a bill for an act modifying provisions relating to the licensure of professional landscape architects, 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. 505)

The ayes were, 97:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossman	Breckenridge	Brink
Brown-Powers	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nielsen	Oldson	Olson	Osmundson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Smith, M.
Smith, R.	Sorensen	Staed	Steckman
Sunde	Thede	Thompson	Thorup

Upmeyer, Spkr.	Wessel-Kroeschell	Williams	Wills
Winckler	Windschitl	Wolfe	Worthan
Wheeler, Presiding			

The nays were, none.

Absent or not voting, 3:

Gaines	Ourth	Zumbach
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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 596, a bill for an act relating to incentives for whole grade sharing and school district reorganization or dissolution, 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. 596)

The ayes were, 97:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossman	Breckenridge	Brink
Brown-Powers	Carlson	Cphoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nielsen	Oldson	Olson	Osmundson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Smith, M.
Smith, R.	Sorensen	Staed	Steckman
Sunde	Thede	Thompson	Thorup
Upmeyer, Spkr.	Wessel-Kroeschell	Williams	Wills

Winckler Windschitl Wolfe Worthan
 Wheeler,
 Presiding

The nays were, none.

Absent or not voting, 3:

Gaines Ourth Zumbach

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 609, a bill for an act to legalize the participation in the instructional support program by the Bennett community school district, and providing an effective date, 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. 609)

The ayes were, 96:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossman	Breckenridge	Brink
Brown-Powers	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nielsen	Oldson	Olson	Osmundson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Smith, M.
Smith, R.	Sorensen	Staed	Steckman
Sunde	Thede	Thompson	Thorup
Upmeyer, Spkr.	Wessel-Kroeschell	Williams	Wills
Winckler	Windschitl	Wolfe	Worthan

The nays were, 1:

Wheeler,
Presiding

Absent or not voting, 3:

Gaines Ourth Zumbach

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 677, a bill for an act relating to administrative procedures within the department of natural resources, was taken up for consideration.

Sexton of Calhoun offered amendment H-1216 filed by him and moved its adoption.

Amendment H-1216 was adopted.

SENATE FILE 409 SUBSTITUTED FOR HOUSE FILE 677

Sexton of Calhoun asked and received unanimous consent to substitute Senate File 409 for House File 677.

Senate File 409, a bill for an act relating to administrative procedures within the department of natural resources, was taken up for consideration.

Sexton of Calhoun offered amendment H-1234 filed by him and moved its adoption.

Amendment H-1234 was adopted.

Sexton of Calhoun 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. 409)

The ayes were, 97:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossmann	Breckenridge	Brink
Brown-Powers	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nielsen	Oldson	Olson	Osmundson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shiple	Sieck	Smith, M.
Smith, R.	Sorensen	Staed	Steckman
Sunde	Thede	Thompson	Thorup
Upmeyer, Spkr.	Wessel-Kroeschell	Williams	Wills
Winckler	Windschitl	Wolfe	Worthan
Wheeler, Presiding			

The nays were, none.

Absent or not voting, 3:

Gaines	Ourth	Zumbach
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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 730, a bill for an act relating to conflicts of interest in certain government public contracts, was taken up for consideration.

SENATE FILE 283 SUBSTITUTED FOR HOUSE FILE 730

McKean of Jones asked and received unanimous consent to substitute Senate File 283 for House File 730.

Senate File 283, a bill for an act relating to conflicts of interest in certain government public contracts, was taken up for consideration.

McKean 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. 283)

The ayes were, 97:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossmann	Breckenridge	Brink
Brown-Powers	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nielsen	Oldson	Olson	Osmundson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Smith, M.
Smith, R.	Sorensen	Staed	Steckman
Sunde	Thede	Thompson	Thorup
Upmeyer, Spkr.	Wessel-Kroeschell	Williams	Wills
Winckler	Windschitl	Wolfe	Worthan
Wheeler, Presiding			

The nays were, none.

Absent or not voting, 3:

Gaines	Ourth	Zumbach
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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 736, a bill for an act providing for notarial acts, including by providing for the use of electronic media, providing penalties, and including effective date provisions, was taken up for consideration.

Jacobsen of Pottawattamie offered amendment H-1106 filed by him and moved its adoption.

Amendment H-1106 was adopted.

SENATE FILE 475 SUBSTITUTED FOR HOUSE FILE 736

Jacobsen of Pottawattamie asked and received unanimous consent to substitute Senate File 475 for House File 736.

Senate File 475, a bill for an act providing for notarial acts, including by providing for the use of electronic media, providing penalties, and including effective date provisions, was taken up for consideration.

Jacobsen 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. 475)

The ayes were, 95:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossman	Breckenridge	Brink
Brown-Powers	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Holt	Hunter
Huseman	Isenhardt	Jacobsen	Jacoby
James	Jeneary	Jones	Judge
Kacena	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Kurtz
Landon	Lensing	Lohse	Lundgren
Mascher	Matson	McConkey	McKean
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nielsen	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipleay
Sieck	Smith, M.	Smith, R.	Sorensen
Staed	Steckman	Sunde	Thede
Thompson	Thorup	Upmeyer, Spkr.	Wessel-Kroeschell
Williams	Wills	Winckler	Windschitl
Wolfe	Worthan	Wheeler,	
		Presiding	

The nays were, 2:

Hite Maxwell

Absent or not voting, 3:

Gaines Ourth Zumbach

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Senate File 170, a bill for an act relating to the publication duties of and the filling of vacancies on county agricultural extension councils and including effective date and applicability provisions, with report of committee recommending passage, was taken up for consideration.

Isenhart of Dubuque offered amendment H-1221 filed by him and Bearinger of Fayette.

Baxter of Hancock rose on a point of order that amendment H-1221 was not germane.

The Speaker ruled the point well taken and amendment H-1221 not germane.

Isenhart of Dubuque asked for unanimous consent to suspend the rules to consider amendment H-1221.

Objection was raised.

Isenhart of Dubuque moved to suspend the rules to consider amendment H-1221.

Roll call was requested by Isenhart of Dubuque and Hunter of Polk.

On the question "Shall the rules be suspended to consider amendment H-1221?" (S.F. 170)

The ayes were, 44:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Cphoon	Derry
Donahue	Ehlert	Forbes	Gaskill
Hall	Heddens	Hunter	Isenhart

Jacoby	James	Judge	Kacena
Konfrst	Kressig	Kurth	Kurtz
Lensing	Mascher	Matson	McConkey
Meyer, B.	Nielsen	Oldson	Olson
Prichard	Running-Marquardt	Smith, M.	Smith, R.
Staed	Steckman	Sunde	Thede
Wessel-Kroeschell	Williams	Winckler	Wolfe

The nays were, 53:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Holt	Huseman	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Landon	Lohse	Lundgren
Maxwell	McKean	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Osmundson
Paustian	Salmon	Sexton	Shipley
Sieck	Sorensen	Thompson	Thorup
Upmeyer, Spkr.	Wills	Windschitl	Worthan
Wheeler, Presiding			

Absent or not voting, 3:

Gaines	Ourth	Zumbach
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The motion to suspend the rules lost.

Baxter 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. 170)

The ayes were, 97:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossman	Breckenridge	Brink
Brown-Powers	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhardt	Jacobsen

Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nielsen	Oldson	Olson	Osmundson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shiple	Sieck	Smith, M.
Smith, R.	Sorensen	Staed	Steckman
Sunde	Thede	Thompson	Thorup
Upmeyer, Spkr.	Wessel-Kroeschell	Williams	Wills
Winckler	Windschitl	Wolfe	Worthan
Wheeler, Presiding			

The nays were, none.

Absent or not voting, 3:

Gaines	Ourth	Zumbach
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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 File 227, a bill for an act relating to the display of registration plates on motor vehicles, with report of committee recommending amendment and passage, was taken up for consideration.

Lohse of Polk offered amendment H-1150 filed by the committee on Transportation and moved its adoption.

The committee amendment H-1150 was adopted.

Lohse 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. 227)

The ayes were, 96:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomington	Bossmann	Breckenridge	Brink
Brown-Powers	Carlson	Cohon	Derry

Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhart	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nielsen	Oldson	Olson	Osmundson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Smith, R.
Sorensen	Staed	Steckman	Sunde
Thede	Thompson	Thorup	Upmeyer, Spkr.
Wessel-Kroeschell	Williams	Wills	Winckler
Windschitl	Wolfe	Worthan	Wheeler, Presiding

The nays were, 1:

Smith, M.

Absent or not voting, 3:

Gaines

Ourth

Zumbach

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 767, a bill for an act relating to motor vehicle taxes and fees, including registration fees for certain electric vehicles, an excise tax on hydrogen used as special fuel, and an excise tax on electricity used as electric fuel, providing penalties, making penalties applicable, and including effective date provisions, was taken up for consideration.

Hinson of Linn offered amendment H-1237 filed by her and moved its adoption.

Amendment H-1237 was adopted.

Hinson 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. 767)

The ayes were, 78:

Anderson	Bacon	Baxter	Bearinger
Bergan	Best	Bloomington	Bossman
Breckenridge	Brink	Brown-Powers	Carlson
Cohoon	Deyoe	Dolecheck	Ehlert
Fisher	Forbes	Fry	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Hein
Hinson	Hite	Holt	Huseman
Isenhardt	Jacobsen	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurtz
Landon	Lohse	Lundgren	Maxwell
McConkey	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Oldson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Sieck
Smith, R.	Sorensen	Staed	Sunde
Thompson	Thorup	Upmeyer, Spkr.	Williams
Wills	Windschitl	Wolfe	Worthan
Zumbach	Wheeler,		
	Presiding		

The nays were, 20:

Abdul-Samad	Bennett	Derry	Donahue
Heddens	Hunter	Jacoby	Kacena
Kurth	Lensing	Mascher	Matson
McKean	Olson	Shipley	Smith, M.
Steckman	Thede	Wessel-Kroeschell	Winckler

Absent or not voting, 2:

Gaines	Ourth
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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

Hagenow of Dallas asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 596, 609, 767** and **Senate Files 170, 227, 283, 409, 475** and **505**.

HOUSE FILES WITHDRAWN

Hagenow of Dallas asked and received unanimous consent to withdraw House Files 178, 568, 627, 677, 725, 730 and 736 from further consideration by the House.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Gaines of Polk
Zumbach of Linn

Ourth of Warren

REFERRED

The Speaker announced that House File 676 previously placed on the **calendar** was referred to committee on **Ways and Means**.

EXPLANATION OF VOTE

On April 15, 2019, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 591 – “aye”
House File 679 – “aye”
Senate File 267 – “aye”
Senate File 590 – “nay”

House File 610 – “aye”
House File 740 – “aye”
Senate File 567 – “aye”

Lensing of Johnson

BILL ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:

Madam 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 approval on this 17th day of April, 2019: House File 650.

CARMINE BOAL
Chief Clerk of the House

BILL SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on April 17, 2019, the following bill was approved and transmitted to the Secretary of State:

House File 650, an Act relating to the liability of private employers, general contractors, and premises owners for negligently hiring employees, agents, or independent contractors convicted of a public offense.

SUBCOMMITTEE ASSIGNMENTS

House File 676

Ways and Means: Kaufmann, Chair; Bloomingdale and Nielsen.

Senate File 603

Appropriations: Deyoe, Chair; Kerr and Running-Marquardt.

AMENDMENTS FILED

H-1238	H.F.	764	Klein of Washington
H-1239	H.F.	336	Lohse of Polk
H-1240	S.F.	572	Jeneary of Plymouth
H-1241	H.F.	774	Hinson of Linn Klein of Washington
H-1242	S.F.	548	Mommsen of Clinton

On motion by Hagenow of Dallas, the House adjourned at 3:48 p.m., until 8:30 a.m., Thursday, April 18, 2019.

JOURNAL OF THE HOUSE

Ninety-fifth Calendar Day - Sixty-second Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, April 18, 2019

The House met pursuant to adjournment at 8:30 a.m., Jones of Clay in the chair.

Prayer was offered by Pastor Nathan Clements, American Lutheran Church, La Porte City. He was the guest of Fisher of Tama.

“The Star-Spangled Banner” was sung by Emily Dirks from Monticello. She was the guest of Hein of Jones.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Emmersynn Chaney, Taylor Broich, Charleigh Chaney and Kaylee Majerus from Glidden. They were the guests of Best of Carroll.

The Journal of Wednesday, April 17, 2019, was approved.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Madam Speaker: I am directed to inform your honorable body that the Senate has on April 17, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 423, a bill for an act relating to the suspension of Medicaid coverage for an inmate of a public institution.

Also: That the Senate has on April 17, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 516, a bill for an act relating to voting membership on joint 911 service boards.

Also: That the Senate has on April 17, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 634, a bill for an act relating to certain boards and councils in the department of human rights including the establishment of the justice advisory board

and the elimination of the criminal and juvenile justice planning advisory council, the public safety advisory board, and the sex offender research council.

Also: That the Senate has on April 17, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 637, a bill for an act relating to reports relating to misconduct of certain school employees required to be submitted to the board of educational examiners.

Also: That the Senate has on April 17, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 691, a bill for an act relating to funding of county mental health and disability services by modifying provisions relating to the use of specified excess cash flow funds, and including effective date and retroactive applicability provisions.

Also: That the Senate has on April 17, 2019, amended and passed the following bill in which the concurrence of the House is asked:

House File 692, a bill for an act relating to the tracking and counting of mailed absentee ballots.

Also: That the Senate has on April 17, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 731, a bill for an act relating to mandatory child abuse and dependent adult abuse reporter training requirements.

Also: That the Senate has on April 17, 2019, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 302, a bill for an act relating to motor vehicles operated by an automated driving system, and making penalties applicable.

Also: That the Senate has on April 17, 2019, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 563, a bill for an act relating to pharmacy benefit managers and information related to the management of prescription drug benefits, and including applicability provisions.

Also: That the Senate has on April 17, 2019, 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 567, a bill for an act relating to disqualifications from holding certain professional licenses for persons convicted of certain felonies.

Also: That the Senate has on April 17, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 604, a bill for an act relating to the calculation of certain court costs in probate matters, and including effective date and applicability provisions.

Also: That the Senate has on April 17, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 617, a bill for an act relating to gambling regulation and wagering, by providing for sports wagering and fantasy sports contests, providing for taxes and fees, making penalties applicable, and including implementation and effective date provisions.

W. CHARLES SMITHSON, Secretary

INTRODUCTION OF BILLS

House File 775, by Isenhardt, a bill for an act prohibiting the manufacturing, distribution, and sale of consumer products containing certain chemicals, including effective date provisions, and making penalties applicable.

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

House File 776, by committee on Government Oversight, a bill for an act relating to fire safety standards and children's residential facilities.

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

SENATE MESSAGES CONSIDERED

Senate File 604, by committee on Ways and Means, a bill for an act relating to the calculation of certain court costs in probate matters, and including effective date and applicability provisions.

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

Senate File 617, by committee on Ways and Means, a bill for an act relating to gambling regulation and wagering, by providing for sports wagering and fantasy sports contests, providing for taxes and fees, making penalties applicable, and including implementation and effective date provisions.

Read first time and **passed on file**.

The House stood at ease at 8:39 a.m., until the fall of the gavel.

The House resumed session at 12:37 p.m., Jones of Clay in the chair.

QUORUM CALL

A non-record roll call was requested to determine that a quorum was present. The vote revealed ninety members present, ten absent.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Madam Speaker: I am directed to inform your honorable body that the Senate has on April 18, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 304, a bill for an act relating to reports of personal degradation by caretakers of dependent adults in facilities and programs regulated by the department of inspections and appeals.

Also: That the Senate has on April 18, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 387, a bill for an act relating to distance requirements for certain motor vehicles following other vehicles.

Also: That the Senate has on April 18, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 389, a bill for an act relating to the process and fees associated with the registration and title of vessels, snowmobiles, and all-terrain vehicles.

Also: That the Senate has on April 18, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 643, a bill for an act relating to driver's licenses and nonoperator's identification cards marked to reflect deaf or hard-of-hearing status.

Also: That the Senate has on April 18, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 719, a bill for an act relating to participation in conciliation related to a dissolution of marriage.

W. CHARLES SMITHSON, Secretary

CONSIDERATION OF BILLS
Unfinished Business Calendar

House File 309, a bill for an act relating to canned cocktails and including effective date provisions, was taken up for consideration.

SENATE FILE 323 SUBSTITUTED FOR HOUSE FILE 309

Sexton of Calhoun asked and received unanimous consent to substitute Senate File 323 for House File 309.

Senate File 323, a bill for an act relating to canned cocktails and including effective date provisions, was taken up for consideration.

Lundgren of Dubuque asked and received unanimous consent to withdraw amendment H-1250 filed by her from the floor.

Sexton of Calhoun 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. 323)

The ayes were, 69:

Anderson	Bacon	Bergan	Best
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Fisher	Forbes	Fry
Gaines	Gaskill	Grassley	Gustafson
Hagenow	Hall	Hanusa	Hein
Hinson	Hite	Holt	Hunter
Huseman	Jacobsen	Jacoby	Judge
Kaufmann	Klein	Konfrst	Kressig
Kurth	Kurtz	Landon	Lensing
Lohse	Mascher	Matson	Maxwell
McConkey	Meyer, B.	Mitchell	Mohr
Moore	Nielsen	Oldson	Olson
Paustian	Prichard	Sexton	Shipley
Sieck	Smith, M.	Sorensen	Sunde
Thompson	Thorup	Upmeyer, Spkr.	Wessel-Kroeschell
Williams	Wills	Winckler	Windschitl
Worthan			

The nays were, 27:

Abdul-Samad	Baxter	Bloomingtondale	Donahue
Ehlert	Gassman	Gerhold	Heddens
Isenhardt	James	Jeneary	Kacena
Kerr	Lundgren	McKean	Meyer, A.
Mommsen	Osmundson	Running-Marquardt	Salmon
Smith, R.	Staed	Steckman	Wheeler
Wolfe	Zumbach	Jones,	
		Presiding	

Absent or not voting, 4:

Bearinger	Bennett	Ourth	Thede
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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 322, a bill for an act relating to qualifications to practice law in Iowa and regulation of persons admitted to practice law in a jurisdiction of the United States other than Iowa, was taken up for consideration.

SENATE FILE 379 SUBSTITUTED FOR HOUSE FILE 322

Gustafson of Madison asked and received unanimous consent to substitute Senate File 379 for House File 322.

Senate File 379, a bill for an act relating to qualifications to practice law in Iowa and regulation of persons admitted to practice law in a jurisdiction of the United States other than Iowa, was taken up for consideration.

Gustafson of Madison 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. 379)

The ayes were, 96:

Abdul-Samad	Anderson	Bacon	Baxter
Bergan	Best	Bloomingtondale	Bossman
Breckenridge	Brink	Brown-Powers	Carlson
Cohoon	Derry	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes

Fry	Gaines	Gaskill	Gassman
Gerhold	Grassley	Gustafson	Hagenow
Hall	Hanusa	Heddens	Hein
Hinson	Hite	Holt	Hunter
Huseman	Isenhart	Jacobsen	Jacoby
James	Jeneary	Judge	Kacena
Kaufmann	Kerr	Klein	Konfrst
Kressig	Kurth	Kurtz	Landon
Lensing	Lohse	Lundgren	Mascher
Matson	Maxwell	McConkey	McKean
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nielsen	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Smith, M.	Smith, R.	Sorensen
Staed	Steckman	Sunde	Thompson
Thorup	Upmeyer, Spkr.	Wessel-Kroeschell	Wheeler
Williams	Wills	Winckler	Windschitl
Wolfe	Worthan	Zumbach	Jones, Presiding

The nays were, none.

Absent or not voting, 4:

Bearinger	Bennett	Ourth	Thede
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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 File 435, a bill for an act relating to towable recreational vehicles, travel trailers, and fifth-wheel travel trailers, making penalties applicable, and including applicability provisions, with report of committee recommending passage, was taken up for consideration.

Lohse 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. 435)

The ayes were, 96:

Abdul-Samad	Anderson	Bacon	Baxter
Bergan	Best	Bloomington	Bossman
Breckenridge	Brink	Brown-Powers	Carlson
Cohoon	Derry	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes

Fry	Gaines	Gaskill	Gassman
Gerhold	Grassley	Gustafson	Hagenow
Hall	Hanusa	Heddens	Hein
Hinson	Hite	Holt	Hunter
Huseman	Isenhart	Jacobsen	Jacoby
James	Jeneary	Judge	Kacena
Kaufmann	Kerr	Klein	Konfrst
Kressig	Kurth	Kurtz	Landon
Lensing	Lohse	Lundgren	Mascher
Matson	Maxwell	McConkey	McKean
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nielsen	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Smith, M.	Smith, R.	Sorensen
Staed	Steckman	Sunde	Thompson
Thorup	Upmeyer, Spkr.	Wessel-Kroeschell	Wheeler
Williams	Wills	Winckler	Windschitl
Wolfe	Worthan	Zumbach	Jones, Presiding

The nays were, none.

Absent or not voting, 4:

Bearinger	Bennett	Ourth	Thede
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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 328, a bill for an act relating to the definition of vulnerable elder, was taken up for consideration.

Mitchell 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. 328)

The ayes were, 95:

Abdul-Samad	Anderson	Bacon	Baxter
Bergan	Best	Bloomington	Bossman
Breckenridge	Brink	Brown-Powers	Carlson
Cohoon	Derry	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Fry	Gaines	Gaskill	Gassman
Gerhold	Grassley	Gustafson	Hagenow
Hall	Hanusa	Heddens	Hein

Hinson	Hite	Holt	Hunter
Huseman	Isenhart	Jacobsen	Jacoby
James	Jeneary	Judge	Kacena
Kaufmann	Kerr	Klein	Konfrst
Kressig	Kurth	Kurtz	Landon
Lensing	Lohse	Lundgren	Mascher
Matson	Maxwell	McConkey	McKean
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nielsen	Oldson
Olson	Omundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Smith, M.	Smith, R.	Sorensen
Staed	Steckman	Sunde	Thompson
Thorup	Wessel-Kroeschell	Wheeler	Williams
Wills	Winckler	Windschitl	Wolfe
Worthan	Zumbach	Jones, Presiding	

The nays were, none.

Absent or not voting, 5:

Bearinger	Bennett	Ourth	Thede
Upmeyer, Spkr.			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Senate File 531, a bill for an act relating to pediatric congenital heart surgery including data reporting and the provision of patient education by hospitals, with report of committee recommending passage, was taken up for consideration.

A. Meyer of Webster 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. 531)

The ayes were, 95:

Abdul-Samad	Anderson	Bacon	Baxter
Bergan	Best	Bloomingdale	Bossman
Breckenridge	Brink	Brown-Powers	Carlson
Cohoon	Derry	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Fry	Gaines	Gaskill	Gassman
Gerhold	Grassley	Gustafson	Hagenwo

Hall	Hanusa	Heddens	Hein
Hinson	Hite	Holt	Hunter
Huseman	Isenhart	Jacobsen	Jacoby
James	Jeneary	Judge	Kacena
Kaufmann	Kerr	Klein	Konfrst
Kressig	Kurth	Kurtz	Landon
Lensing	Lohse	Lundgren	Mascher
Matson	Maxwell	McConkey	McKean
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nielsen	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Smith, M.	Smith, R.	Sorensen
Staed	Steckman	Sunde	Thompson
Thorup	Wessel-Kroeschell	Wheeler	Williams
Wills	Winckler	Windschitl	Wolfe
Worthan	Zumbach	Jones, Presiding	

The nays were, none.

Absent or not voting, 5:

Bearinger	Bennett	Ourth	Thede
Upmeyer, Spkr.			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 336, a bill for an act relating to postconviction relief procedure and the underlying trial court record of the proceedings challenged, was taken up for consideration.

Lohse of Polk offered amendment H-1239 filed by him and moved its adoption.

Amendment H-1239 was adopted.

SENATE FILE 158 SUBSTITUTED FOR HOUSE FILE 336

Lohse of Polk asked and received unanimous consent to substitute Senate File 158 for House File 336.

Senate File 158, a bill for an act relating to postconviction relief procedure and the underlying trial court record of the proceedings challenged, was taken up for consideration.

Lohse 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. 158)

The ayes were, 95:

Abdul-Samad	Anderson	Bacon	Baxter
Bergan	Best	Bloomington	Bossman
Breckenridge	Brink	Brown-Powers	Carlson
Cohoon	Derry	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Fry	Gaines	Gaskill	Gassman
Gerhold	Grassley	Gustafson	Hagenow
Hall	Hanusa	Heddens	Hein
Hinson	Hite	Holt	Hunter
Huseman	Isenhart	Jacobsen	Jacoby
James	Jeneary	Judge	Kacena
Kaufmann	Kerr	Klein	Konfrst
Kressig	Kurth	Kurtz	Landon
Lensing	Lohse	Lundgren	Mascher
Matson	Maxwell	McConkey	McKean
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nielsen	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Smith, M.	Smith, R.	Sorensen
Staed	Steckman	Sunde	Thompson
Thorup	Wessel-Kroeschell	Wheeler	Williams
Wills	Winckler	Windschitl	Wolfe
Worthan	Zumbach	Jones,	
		Presiding	

The nays were, none.

Absent or not voting, 5:

Bearinger	Bennett	Ourth	Thede
Upmeyer, Spkr.			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Senate File 548, a bill for an act relating to the acquisition, donation, or sale of real property for specified purposes, with report of committee recommending passage, was taken up for consideration.

Mommsen of Clinton offered amendment H-1242 filed by him and moved its adoption.

Roll call was requested by R. Smith of Black Hawk and Konfrst of Polk.

On the question "Shall amendment H-1242 be adopted?" (S.F. 548)

The ayes were, 94:

Abdul-Samad	Anderson	Bacon	Baxter
Bergan	Best	Bloomingtondale	Bossman
Breckenridge	Brink	Brown-Powers	Carlson
Cohoon	Derry	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Fry	Gaines	Gaskill	Gassman
Gerhold	Grassley	Gustafson	Hagenow
Hall	Hanusa	Heddens	Hein
Hinson	Hite	Holt	Hunter
Huseman	Isenhart	Jacobsen	Jacoby
James	Jeneary	Judge	Kacena
Kaufmann	Kerr	Klein	Konfrst
Kressig	Kurth	Kurtz	Landon
Lensing	Lohse	Lundgren	Mascher
Matson	McConkey	McKean	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommsen
Moore	Nielsen	Oldson	Olson
Osmundson	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shiple	Sieck
Smith, M.	Smith, R.	Sorensen	Staed
Steckman	Sunde	Thompson	Thorup
Wessel-Kroeschell	Wheeler	Williams	Wills
Winckler	Windschitl	Wolfe	Worthan
Zumbach	Jones, Presiding		

The nays were, none.

Absent or not voting, 6:

Bearinger	Bennett	Maxwell	Ourth
Thede	Upmeyer, Spkr.		

Amendment H-1242 was adopted.

Sexton of Calhoun 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. 548)

The ayes were, 52:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Holt	Huseman	Jacobsen
Jeneary	Kaufmann	Kerr	Klein
Landon	Lohse	Lundgren	McKean
Meyer, A.	Mitchell	Mohr	Mommsen
Moore	Osmundson	Paustian	Salmon
Sexton	Shipley	Sieck	Sorensen
Thompson	Thorup	Upmeyer, Spkr.	Wheeler
Windschitl	Worthan	Zumbach	Jones, Presiding

The nays were, 44:

Abdul-Samad	Anderson	Bennett	Breckenridge
Brown-Powers	Cohoon	Derry	Donahue
Ehlert	Forbes	Gaines	Gaskill
Hall	Heddens	Hunter	Isenhart
Jacoby	James	Judge	Kacena
Konfrst	Kressig	Kurth	Kurtz
Lensing	Mascher	Matson	McConkey
Meyer, B.	Nielsen	Oldson	Olson
Prichard	Running-Marquardt	Smith, M.	Smith, R.
Staed	Steckman	Sunde	Wessel-Kroeschell
Williams	Wills	Winckler	Wolfe

Absent or not voting, 4:

Bearinger	Maxwell	Ourth	Thede
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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 713, a bill for an act relating to the Iowa sobriety and drug monitoring program, was taken up for consideration.

Thorup of Marion offered amendment H-1045 filed by him and moved its adoption.

Amendment H-1045 was adopted.

SENATE FILE 364 SUBSTITUTED FOR HOUSE FILE 713

Thorup of Marion asked and received unanimous consent to substitute Senate File 364 for House File 713.

Senate File 364, a bill for an act relating to the Iowa sobriety and drug monitoring program, was taken up for consideration.

Thorup 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?" (S.F. 364)

The ayes were, 96:

Abdul-Samad	Anderson	Bacon	Baxter
Bennett	Bergan	Best	Bloomingtondale
Bossmann	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Judge
Kacena	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Kurtz
Landon	Lensing	Lohse	Lundgren
Mascher	Matson	McConkey	McKean
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nielsen	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Smith, M.	Smith, R.	Sorensen
Staed	Steckman	Sunde	Thompson
Thorup	Upmeyer, Spkr.	Wessel-Kroeschell	Wheeler
Williams	Wills	Winckler	Windschitl
Wolfe	Worthan	Zumbach	Jones, Presiding

The nays were, none.

Absent or not voting, 4:

Bearinger	Maxwell	Ourth	Thede
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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 File 394, a bill for an act relating to requirements school districts and accredited nonpublic schools must meet to provide distance learning classes that meet the requirements of Iowa's education program, with report of committee recommending amendment and passage, was taken up for consideration.

Moore of Cass offered amendment H-1133 filed by the committee on Education and moved its adoption.

The committee amendment H-1133 was adopted.

Moore 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. 394)

The ayes were, 96:

Abdul-Samad	Anderson	Bacon	Baxter
Bennett	Bergan	Best	Bloomingtondale
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhart	Jacobsen
Jacoby	James	Jeneary	Judge
Kacena	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Kurtz
Landon	Lensing	Lohse	Lundgren
Mascher	Matson	McConkey	McKean
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nielsen	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shiple
Sieck	Smith, M.	Smith, R.	Sorensen
Staed	Steckman	Sunde	Thompson
Thorup	Upmeyer, Spkr.	Wessel-Kroeschell	Wheeler
Williams	Wills	Winckler	Windschitl
Wolfe	Worthan	Zumbach	Jones, Presiding

The nays were, none.

Absent or not voting, 4:

Bearinger	Maxwell	Ourth	Thede
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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 File 570, a bill for an act providing for immunity from civil liability for registered architects and professional engineers providing disaster emergency assistance under specified circumstances, with report of committee recommending passage, was taken up for consideration.

Bergan of Winneshiek offered amendment H-1183 filed by him and moved its adoption.

Amendment H-1183 was adopted.

Bergan of Winneshiek 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. 570)

The ayes were, 96:

Abdul-Samad	Anderson	Bacon	Baxter
Bennett	Bergan	Best	Bloomingtondale
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhart	Jacobsen
Jacoby	James	Jeneary	Judge
Kacena	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Kurtz
Landon	Lensing	Lohse	Lundgren
Mascher	Matson	McConkey	McKean
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nielsen	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley

Sieck	Smith, M.	Smith, R.	Sorensen
Staed	Steckman	Sunde	Thompson
Thorup	Upmeyer, Spkr.	Wessel-Kroeschell	Wheeler
Williams	Wills	Winckler	Windschitl
Wolfe	Worthan	Zumbach	Jones, Presiding

The nays were, none.

Absent or not voting, 4:

Bearinger	Maxwell	Ourth	Thede
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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.

Windschitl of Harrison in the chair at 1:42 p.m.

Senate File 275, a bill for an act relating to the criminal offenses of assault by threat of a targeted attack and cyberharassment, and providing penalties, with report of committee recommending amendment and passage, was taken up for consideration.

Kaufmann of Cedar offered amendment H-1135 filed by the committee on Judiciary and moved its adoption.

The committee amendment H-1135 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?" (S.F. 275)

The ayes were, 96:

Abdul-Samad	Anderson	Bacon	Baxter
Bennett	Bergan	Best	Bloomingtondale
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhart	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth

Kurtz	Landon	Lensing	Lohse
Lundgren	Mascher	Matson	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Oldson	Olson	Osmundson	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shipley	Sieck	Smith, M.	Smith, R.
Sorensen	Staed	Steckman	Sunde
Thompson	Thorup	Upmeyer, Spkr.	Wessel-Kroeschell
Wheeler	Williams	Wills	Winckler
Wolfe	Worthan	Zumbach	Windschitl, Presiding

The nays were, none.

Absent or not voting, 4:

Bearinger	Maxwell	Ourth	Thede
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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.

Ways and Means Calendar

House File 753, a bill for an act relating to the assessment of fees when a public defender or designee requests copies of certain documents, was taken up for consideration.

Jones 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. 753)

The ayes were, 95:

Abdul-Samad	Anderson	Bacon	Baxter
Bennett	Bergan	Best	Bloomingtondale
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gassman
Gerhold	Grassley	Gustafson	Hagenow
Hall	Hanusa	Heddens	Hein
Hinson	Hite	Holt	Hunter
Huseman	Isenhardt	Jacobsen	Jacoby
James	Jeneary	Jones	Judge
Kacena	Kaufmann	Kerr	Klein

Konfrst	Kressig	Kurth	Kurtz
Landon	Lensing	Lohse	Lundgren
Mascher	Matson	McConkey	McKean
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nielsen	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shiple
Sieck	Smith, M.	Smith, R.	Sorensen
Staed	Steckman	Sunde	Thompson
Thorup	Upmeyer, Spkr.	Wessel-Kroeschell	Wheeler
Williams	Wills	Winckler	Wolfe
Worthan	Zumbach	Windschitl, Presiding	

The nays were, 1:

Gaskill

Absent or not voting, 4:

Bearinger	Maxwell	Ourth	Thede
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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 728, a bill for an act relating to controlled substances, including amending information collection and reporting requirements under the Iowa prescription monitoring program, amending the controlled substance schedules, removing certain references to marijuana, making penalties applicable, and including effective date provisions, was taken up for consideration.

Jeneary of Plymouth offered amendment H–1226 filed by him and moved its adoption.

Amendment H–1226 was adopted.

SENATE FILE 572 SUBSTITUTED FOR HOUSE FILE 728

Jeneary of Plymouth asked and received unanimous consent to substitute Senate File 572 for House File 728.

Senate File 572, a bill for an act relating to controlled substances, including amending information collection and reporting requirements

under the Iowa prescription monitoring program, amending the controlled substance schedules, removing certain references to marijuana, making penalties applicable, and including effective date provisions, was taken up for consideration.

Jeneary of Plymouth asked and received unanimous consent to withdraw amendment H-1240 filed by him on April 17, 2019.

Jeneary of Plymouth offered amendment H-1249 filed by him from the floor.

The House stood at ease at 2:05 p.m., until the fall of the gavel.

The House resumed session at 2:31 p.m., Windschitl of Harrison in the chair.

Kressig of Black Hawk requested a division to amendment H-1249 as follows:

- Division A: Page 1, lines 2 through 17 and lines 24 through 35;
 Page 2, lines 1 through 35.
 Division B: Page 1, lines 18 through 23.

Jeneary of Plymouth moved the adoption of H-1249A.

Amendment H-1249A was adopted.

Jeneary of Plymouth moved the adoption of H-1249B.

Roll call was requested by Forbes of Polk and Kressig of Black Hawk.

On the question "Shall amendment H-1249B be adopted?" (S.F. 572)

The ayes were, 54:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossmann	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Holt	Huseman	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Landon	Lohse	Lundgren
McKean	Meyer, A.	Mitchell	Mohr

Mommsen	Moore	Osmundson	Paustian
Running-Marquardt	Salmon	Sexton	Shiple
Sieck	Sorensen	Thompson	Thorup
Upmeyer, Spkr.	Wheeler	Wills	Worthan
Zumbach	Windschitl, Presiding		

The nays were, 42:

Abdul-Samad	Anderson	Bennett	Breckenridge
Brown-Powers	Cohoon	Derry	Donahue
Ehlert	Forbes	Gaines	Gaskill
Hall	Heddens	Hunter	Isenhart
Jacoby	James	Judge	Kacena
Konfrst	Kressig	Kurth	Kurtz
Lensing	Mascher	Matson	McConkey
Meyer, B.	Nielsen	Oldson	Olson
Prichard	Smith, M.	Smith, R.	Staed
Steckman	Sunde	Wessel-Kroeschell	Williams
Winckler	Wolfe		

Absent or not voting, 4:

Bearinger	Maxwell	Ourth	Thede
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Amendment H-1249B was adopted.

Jeneary 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?" (S.F. 572)

The ayes were, 53:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossmann	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Holt	Huseman	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Landon	Lohse	Lundgren
McKean	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Osmundson	Paustian
Salmon	Sexton	Shiple	Sieck
Sorensen	Thompson	Thorup	Upmeyer, Spkr.
Wheeler	Wills	Worthan	Zumbach
Windschitl, Presiding			

The nays were, 43:

Abdul-Samad	Anderson	Bennett	Breckenridge
Brown-Powers	Cohoon	Derry	Donahue
Ehlert	Forbes	Gaines	Gaskill
Hall	Heddens	Hunter	Isenhart
Jacoby	James	Judge	Kacena
Konfrst	Kressig	Kurth	Kurtz
Lensing	Mascher	Matson	McConkey
Meyer, B.	Nielsen	Oldson	Olson
Prichard	Running-Marquardt	Smith, M.	Smith, R.
Staed	Steckman	Sunde	Wessel-Kroeschell
Williams	Winckler	Wolfe	

Absent or not voting, 4:

Bearinger	Maxwell	Ourth	Thede
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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 Dallas asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 328, 753** and **Senate Files 158, 275, 323, 364, 379, 394, 435, 531, 548, 570** and **572**.

HOUSE FILES WITHDRAWN

Hagenow of Dallas asked and received unanimous consent to withdraw House Files 4, 309, 322, 336, 430, 529, 585, 713 and 728 from further consideration by the House.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Bearinger of Fayette	Bennett of Linn
Maxwell of Poweshiek	Ourth of Warren
Thede of Scott	

On motion by Hagenow of Dallas, the House was recessed at 2:52 p.m., until the conclusion of the committee on Appropriations and the committee on Ways and Means.

EVENING SESSION

The House reconvened at 7:18 p.m., Speaker Upmeyer in the chair.

INTRODUCTION OF BILLS

House File 777, by committee on Ways and Means, a bill for an act relating to permits for vehicles of excessive size and weight, including vehicles transporting raw forest products, and providing for fees.

Read first time and placed on the **Ways and Means calendar**.

House File 778, by committee on Ways and Means, a bill for an act relating to taking a capital gain deduction for the sale of real property used in a farming business.

Read first time and placed on the **Ways and Means calendar**.

House File 779, by committee on Ways and Means, a bill for an act relating to the administration of the tax and related laws by the department of revenue, including the administration and modification of certain tax credits and refunds, the individual and corporate income taxes, franchise taxes, sales and use taxes, and automobile rental excise taxes, the assessment of property owned by certain long distance telephone companies, establishing a taxation and exemption of computers task force, and providing for other properly related matters, making penalties applicable, and including effective date and retroactive applicability provisions.

Read first time and placed on the **Ways and Means calendar**.

House File 780, by committee on Ways and Means, a bill for an act relating to abandoned structures and abatement of public nuisances.

Read first time and placed on the **Ways and Means calendar**.

House File 781, by committee on Appropriations, a bill for an act relating to hemp, including the regulation of hemp, providing for enforcement and the confiscation and destruction or disposal of

certain property, providing for fees, making appropriations, including penalties, and providing implementation and effective date provisions.

Read first time and placed on the **Appropriations calendar**.

HOUSE STUDY BILL COMMITTEE ASSIGNMENT

H.S.B. 258 Appropriations

Making appropriations to the department of public health for the gambling treatment program.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENT

House Study Bill 258

Appropriations: Fry, Chair; Heddens and Sorensen.

COMMITTEE RECOMMENDATIONS

MADAM 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 754), relating to hemp, including the regulation of hemp, providing for enforcement and the confiscation and destruction or disposal of certain property, providing for fees, making appropriations, including penalties, and providing implementation and effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** April 18, 2019.

Senate File 608, a bill for an act making appropriations to the department of cultural affairs, the economic development authority, the Iowa finance authority, the public employment relations board, the department of workforce development, the college student aid commission, and the state board of regents and certain regents institutions, and properly related matters.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H-1256** April 18, 2019.

Senate File 615, a bill for an act relating to appropriations to the justice system, and including effective date and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H-1255** April 18, 2019.

Senate File 616, a bill for an act relating to appropriations to the judicial branch.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H-1254** April 18, 2019.

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House File 676), relating to abandoned structures and abatement of public nuisances.

Fiscal Note: **No**

Recommendation: **Do Pass** April 18, 2019.

Committee Bill (Formerly House Study Bill 188), relating to taking a capital gain deduction for the sale of real property used in a farming business.

Fiscal Note: **No**

Recommendation: **Do Pass** April 18, 2019.

Committee Bill (Formerly House Study Bill 256), relating to permits for vehicles of excessive size and weight, including vehicles transporting raw forest products, and providing for fees.

Fiscal Note: **No**

Recommendation: **Do Pass** April 17, 2019.

Committee Bill (Formerly House Study Bill 257), relating to the administration of the tax and related laws by the department of revenue, including the administration and modification of certain tax credits and refunds, the individual and corporate income taxes, franchise taxes, sales and use taxes, and automobile rental excise taxes, the assessment of property owned by certain long distance telephone companies, establishing a taxation and exemption of computers task force, and providing for other properly related matters, making penalties applicable, and including effective date and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** April 18, 2019.

RESOLUTIONS FILED

H.R. 24, by Jacoby, Nielsen, Mascher, Donahue, M. Smith, Gerhold, Running-Marquardt, McKean, Hein, Kaufmann, Lensing, Staed, R. Smith, Bennett, Olson, and Ehlert, a resolution recognizing and congratulating the Kirkwood Community College basketball team on winning the 2019 National Junior College Athletic Association Division II national basketball tournament.

Laid over under **Rule 25**.

H.R. 25, by Heddens, Wessel-Kroeschell, Deyoe, and Bacon, a resolution recognizing Bridget Carleton for her outstanding academic and college basketball career at Iowa State University.

Laid over under **Rule 25**.

AMENDMENTS FILED

H-1243	S.F.	567	Senate amendment
H-1244	H.F.	692	Senate amendment
H-1245	H.F.	774	Klein of Washington
H-1246	H.F.	772	Carlson of Muscatine
H-1247	H.F.	772	Carlson of Muscatine
H-1248	H.F.	772	Grassley of Butler
H-1249	S.F.	572	Jeneary of Plymouth
H-1250	S.F.	323	Lundgren of Dubuque
H-1251	H.F.	748	Kaufmann of Cedar
H-1252	S.F.	447	Mascher of Johnson
H-1253	H.F.	746	Jones of Clay
			Bossmann of Woodbury
			Bergan of Winneshiek
H-1254	S.F.	616	Committee on Appropriations
H-1255	S.F.	615	Committee on Appropriations
H-1256	S.F.	608	Committee on Appropriations

On motion by Hagenow of Dallas, the House adjourned at 7:19 p.m., until 9:00 a.m., Friday, April 19, 2019.

JOURNAL OF THE HOUSE

Ninety-sixth Calendar Day - Sixty-third Session Day

Hall of the House of Representatives
Des Moines, Iowa, Friday, April 19, 2019

The House met pursuant to adjournment at 9:00 a.m., Jacobsen of Pottawattamie in the chair.

Prayer was offered by Jacobsen of Pottawattamie.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Jacobsen of Pottawattamie.

The Journal of Thursday, April 18, 2019, was approved.

SENATE MESSAGE CONSIDERED

Senate File 599, by committee on Ways and Means, a bill for an act relating to hemp, including the regulation of hemp, providing for enforcement and the confiscation and destruction or disposal of certain property, providing for fees, including penalties, and providing implementation and effective date provisions.

Read first time and **passed on file**.

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Chief Clerk and placed on file in the Legislative Services Agency: To view reports in full, click [here](#).

DEPARTMENT OF EDUCATION

Closing the Achievement Gap Report, pursuant to Iowa Code section 256.9.

LOTTERY AUTHORITY

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

On motion by Hagenow of Dallas, the House adjourned at 9:03 a.m., until 12:00 p.m., Monday, April 22, 2019.

JOURNAL OF THE HOUSE

Ninety-ninth Calendar Day - Sixty-fourth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, April 22, 2019

The House met pursuant to adjournment at 12:03 p.m., Holt of Crawford in the chair.

Prayer was offered by Pastor Kent Hillesland, Community Chapel Church, Lakota. He was the guest of Gassman of Winnebago.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Kylee and Lauren Becker from Carroll. They are the grandchildren and guests of Best of Carroll.

The Journal of Friday, April 19, 2019, was approved.

ADOPTION OF HOUSE RESOLUTION 24

Hagenow of Dallas called up for consideration **House Resolution 24**, a resolution recognizing and congratulating the Kirkwood Community College basketball team on winning the 2019 National Junior College Athletic Association Division II national basketball tournament.

Hein of Jones moved the adoption of House Resolution 24.

The motion prevailed and the resolution was adopted.

The House stood at ease at 12:13 p.m., until the fall of the gavel.

The House resumed session at 5:45 p.m., Windschitl of Harrison in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Madam Speaker: I am directed to inform your honorable body that the Senate has on April 22, 2019, amended and passed the following bill in which the concurrence of the House is asked:

House File 499, a bill for an act relating to passenger automobiles designed to carry ten or fewer persons when used as school buses.

Also: That the Senate has on April 22, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 625, a bill for an act relating to the integration of Medicaid and healthy and well kids in Iowa program eligibility, payment, and administrative functions under the department of human services.

Also: That the Senate has on April 22, 2019, amended and passed the following bill in which the concurrence of the House is asked:

House File 756, 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.

Also: That the Senate has on April 22, 2019, amended and passed the following bill in which the concurrence of the House is asked:

House File 765, 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 22, 2019, 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 188, a bill for an act prohibiting a governing board of a public college or university from adopting or enforcing any policy or rule that prohibits a person from carrying, transporting, or possessing a dangerous weapon producing a nonprojectile high-voltage pulse designed to immobilize a person in the buildings or on the grounds of such a college or university.

Also: That the Senate has on April 22, 2019, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 267, a bill for an act relating to the practice of massage therapy, and providing penalties.

Also: That the Senate has on April 22, 2019, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 394, a bill for an act relating to requirements school districts and accredited nonpublic schools must meet to provide distance learning classes that meet the requirements of Iowa's education program.

Also: That the Senate has on April 22, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 605, a bill for an act relating to the application fee and annual fee imposed for nonassistance child support cases.

Also: That the Senate has on April 22, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 619, a bill for an act modifying provisions applicable to certain service contract providers regulated by the commissioner of insurance, providing fees, making penalties applicable, making an appropriation, and including effective date provisions.

W. CHARLES SMITHSON, Secretary

SENATE MESSAGES CONSIDERED

Senate File 605, by committee on Ways and Means, a bill for an act relating to the application fee and annual fee imposed for nonassistance child support cases.

Read first time and **passed on file**.

Senate File 619, by committee on Ways and Means, a bill for an act modifying provisions applicable to certain service contract providers regulated by the commissioner of insurance, providing fees, making penalties applicable, making an appropriation, and including effective date provisions.

Read first time and **passed on file**.

CONSIDERATION OF BILLS Unfinished Business Calendar

Senate File 502, a bill for an act relating to disclosures of certain information, including reprisals with respect to employees of a political subdivision of the state and providing information to employees concerning the office of ombudsman, with report of committee recommending amendment and passage, was taken up for consideration.

Jacobsen of Pottawattamie offered amendment H-1201 filed by the committee on State Government.

Jacobsen of Pottawattamie offered amendment H-1259, to the committee amendment H-1201, filed by him from the floor and moved its adoption.

Amendment H-1259, to the committee amendment H-1201, was adopted.

Jacobsen of Pottawattamie moved the adoption of the committee amendment H-1201, as amended.

The committee amendment H-1201, as amended, was adopted.

Jacobsen 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. 502)

The ayes were, 98:

Abdul-Samad	Bacon	Baxter	Bennett
Bergan	Best	Bloomington	Bossman
Breckenridge	Brink	Brown-Powers	Carlson
Cohoon	Derry	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Fry	Gaines	Gaskill	Gassman
Gerhold	Grassley	Gustafson	Hagenow
Hall	Hanusa	Heddens	Hein
Hinson	Hite	Holt	Hunter
Huseman	Isenhart	Jacobsen	Jacoby
James	Jeneary	Jones	Judge
Kacena	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Kurtz
Landon	Lensing	Lohse	Lundgren
Mascher	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Oldson	Olson	Osmundson	Ourth
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Smith, M.
Smith, R.	Sorensen	Staed	Steckman
Sunde	Thede	Thompson	Thorup
Upmeyer, Spkr.	Wessel-Kroeschell	Wheeler	Williams
Wills	Winckler	Wolfe	Worhan
Zumbach	Windschitl,		
	Presiding		

The nays were, none.

Absent or not voting, 2:

Anderson	Bearinger
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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.

Ways and Means Calendar

House File 744, a bill for an act relating to licensing fees collected by the board of educational examiners and deposited in the general fund of the state, and including effective date provisions, was taken up for consideration.

Wheeler 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. 744)

The ayes were, 97:

Abdul-Samad	Bacon	Baxter	Bennett
Bergan	Best	Bloomington	Bossman
Breckenridge	Brink	Brown-Powers	Carlson
Cohoon	Derry	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Fry	Gaines	Gaskill	Gassman
Gerhold	Grassley	Gustafson	Hagenow
Hall	Hanusa	Heddens	Hein
Hinson	Hite	Holt	Hunter
Huseman	Isenhart	Jacobsen	Jacoby
James	Jeneary	Jones	Judge
Kacena	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Kurtz
Landon	Lensing	Lohse	Lundgren
Mascher	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Oldson	Olson	Osmundson	Ourth
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Smith, M.
Smith, R.	Sorensen	Staed	Steckman
Sunde	Thede	Thompson	Thorup
Wessel-Kroeschell	Wheeler	Williams	Wills
Winckler	Wolfe	Worthan	Zumbach
Windschitl, Presiding			

The nays were, none.

Absent or not voting, 3:

Anderson Bearinger Upmeyer, Spkr.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 741, a bill for an act relating to the property tax levy for the payment of general obligation bonds issued by cities for certain flood-related purposes and including applicability provisions, was taken up for consideration.

Hinson 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. 741)

The ayes were, 97:

Abdul-Samad	Bacon	Baxter	Bennett
Bergan	Best	Bloomingtondale	Bossman
Breckenridge	Brink	Brown-Powers	Carlson
Cohoon	Derry	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Fry	Gaines	Gaskill	Gassman
Gerhold	Grassley	Gustafson	Hagenow
Hall	Hanusa	Heddens	Hein
Hinson	Hite	Holt	Hunter
Huseman	Isenhardt	Jacobsen	Jacoby
James	Jeneary	Jones	Judge
Kacena	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Kurtz
Landon	Lensing	Lohse	Lundgren
Mascher	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Oldson	Olson	Osmundson	Ourth
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Smith, M.
Smith, R.	Sorensen	Staed	Steckman
Sunde	Thede	Thompson	Thorup
Wessel-Kroeschell	Wheeler	Williams	Wills
Winckler	Wolfe	Worthan	Zumbach
Windschitl, Presiding			

The nays were, none.

Absent or not voting, 3:

Anderson Bearinger Upmeyer, Spkr.

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

Fry of Clarke called up for consideration **House File 532**, a bill for an act relating to the awarding of medical residency positions in the state, 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.

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. 532)

The ayes were, 97:

Abdul-Samad	Bacon	Baxter	Bennett
Bergan	Best	Bloomingtondale	Bossman
Breckenridge	Brink	Brown-Powers	Carlson
Cohoon	Derry	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Fry	Gaines	Gaskill	Gassman
Gerhold	Grassley	Gustafson	Hagenow
Hall	Hanusa	Heddens	Hein
Hinson	Hite	Holt	Hunter
Huseman	Isenhardt	Jacobsen	Jacoby
James	Jeneary	Jones	Judge
Kacena	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Kurtz
Landon	Lensing	Lohse	Lundgren
Mascher	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Oldson	Olson	Osmundson	Ourth
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Smith, M.
Smith, R.	Sorensen	Staed	Steckman

Sunde	Thede	Thompson	Thorup
Wessel-Kroeschell	Wheeler	Williams	Wills
Winckler	Wolfe	Worthan	Zumbach
Windschitl, Presiding			

The nays were, none.

Absent or not voting, 3:

Anderson	Bearinger	Upmeyer, Spkr.
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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

Hinson of Linn called up for consideration **Senate File 567**, a bill for an act relating to disqualifications from holding certain professional licenses for persons convicted of certain felonies, amended by the House, further amended by the Senate and moved that the House concur in the Senate amendment H-1243, to the House amendment.

The motion prevailed and the House concurred in the Senate amendment H-1243, to the House amendment.

Hinson of Linn 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. 567)

The ayes were, 97:

Abdul-Samad	Bacon	Baxter	Bennett
Bergan	Best	Bloomingtondale	Bossman
Breckenridge	Brink	Brown-Powers	Carlson
Cohoon	Derry	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Fry	Gaines	Gaskill	Gassman
Gerhold	Grassley	Gustafson	Hagenow
Hall	Hanusa	Heddens	Hein
Hinson	Hite	Holt	Hunter
Huseman	Isenhart	Jacobsen	Jacoby
James	Jeneary	Jones	Judge
Kacena	Kaufmann	Kerr	Klein

Konfrst	Kressig	Kurth	Kurtz
Landon	Lensing	Lohse	Lundgren
Mascher	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Oldson	Olson	Osmundson	Ourth
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shiple	Sieck	Smith, M.
Smith, R.	Sorensen	Staed	Steckman
Sunde	Thede	Thompson	Thorup
Wessel-Kroeschell	Wheeler	Williams	Wills
Winckler	Wolfe	Worthan	Zumbach
Windschitl, Presiding			

The nays were, none.

Absent or not voting, 3:

Anderson Bearinger Upmeyer, Spkr.

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 748, a bill for an act relating to sports gambling and wagering, by providing for fantasy sports contests and sports betting, providing for taxes and fees, making penalties applicable, and including implementation and effective date provisions, was taken up for consideration.

Kaufmann of Cedar offered amendment H-1251 filed by him and moved its adoption.

Amendment H-1251 was adopted.

SENATE FILE 617 SUBSTITUTED FOR HOUSE FILE 748

Kaufmann of Cedar asked and received unanimous consent to substitute Senate File 617 for House File 748.

Senate File 617, a bill for an act relating to gambling regulation and wagering, by providing for sports wagering and fantasy sports contests, providing for taxes and fees, making penalties applicable, and

including implementation and effective date provisions, was taken up for consideration.

Konfrst of Polk asked and received unanimous consent to withdraw amendment H-1262 filed by her from the floor.

Mascher of Johnson offered amendment H-1263 filed by her from the floor and moved its adoption.

Roll call was requested by Mascher of Johnson and Abdul-Samad of Polk.

On the question “Shall amendment H-1263 be adopted?” (S.F. 617)

The ayes were, 44:

Abdul-Samad	Bennett	Breckenridge	Brown-Powers
Cohoon	Derry	Donahue	Ehlert
Forbes	Gaines	Gaskill	Hall
Heddens	Hunter	Isenhart	Jacoby
James	Judge	Kacena	Konfrst
Kressig	Kurth	Kurtz	Lensing
Mascher	Matson	Maxwell	Meyer, B.
Nielsen	Oldson	Olson	Ourth
Prichard	Running-Marquardt	Smith, M.	Smith, R.
Staed	Steckman	Sunde	Thede
Wessel-Kroeschell	Williams	Winckler	Wolfe

The nays were, 54:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossmann	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Holt	Huseman	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Landon	Lohse	Lundgren
McConkey	McKean	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Osmundson
Paustian	Salmon	Sexton	Shipley
Sieck	Sorensen	Thompson	Thorup
Upmeyer, Spkr.	Wheeler	Wills	Worthan
Zumbach	Windschitl, Presiding		

Absent or not voting, 2:

Anderson Bearinger

Amendment H-1263 lost.

Mascher of Johnson offered amendment H-1261 filed by her from the floor and moved its adoption.

Roll call was requested by Mascher of Johnson and Abdul-Samad of Polk.

On the question "Shall amendment H-1261 be adopted?" (S.F. 617)

The ayes were, 27:

Abdul-Samad	Bennett	Brown-Powers	Derry
Ehlert	Gaines	Gaskill	Heddens
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Kurtz	Lensing
Mascher	Matson	McKean	Ourth
Running-Marquardt	Smith, M.	Smith, R.	Staed
Steckman	Wessel-Kroeschell	Winckler	

The nays were, 70:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Breckenridge	Brink
Carlson	Cohon	Deyoe	Dolecheck
Donahue	Fisher	Forbes	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Hein
Hinson	Hite	Holt	Hunter
Huseman	Isenhardt	Jacobsen	Jeneary
Jones	Kacena	Kaufmann	Kerr
Klein	Landon	Lohse	Lundgren
Maxwell	McConkey	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nielsen	Oldson	Olson	Osmundson
Paustian	Prichard	Salmon	Sexton
Shiple	Sieck	Sorensen	Sunde
Thede	Thompson	Thorup	Wheeler
Williams	Wills	Wolfe	Worthan
Zumbach	Windschitl, Presiding		

Absent or not voting, 3:

Anderson Bearinger Upmeyer, Spkr.

Amendment H-1261 lost.

Mascher of Johnson offered amendment H-1260 filed by her from the floor and moved its adoption.

Roll call was requested by Mascher of Johnson and Steckman of Cerro Gordo.

On the question "Shall amendment H-1260 be adopted?" (S.F. 617)

The ayes were, 37:

Abdul-Samad	Bennett	Breckenridge	Brown-Powers
Derry	Donahue	Ehlert	Forbes
Gaines	Gaskill	Heddens	Jacoby
James	Judge	Konfrst	Kressig
Kurth	Kurtz	Lensing	Mascher
Matson	McConkey	McKean	Meyer, B.
Nielsen	Oldson	Ourth	Prichard
Running-Marquardt	Smith, M.	Smith, R.	Staed
Steckman	Thede	Wessel-Kroeschell	Winckler
Wolfe			

The nays were, 60:

Bacon	Baxter	Bergan	Best
Bloomingdale	Bossman	Brink	Carlson
Cohoon	Deyoe	Dolecheck	Fisher
Fry	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hall	Hanusa
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhart	Jacobsen
Jeneary	Jones	Kacena	Kaufmann
Kerr	Klein	Landon	Lohse
Lundgren	Maxwell	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Olson
Osmundson	Paustian	Salmon	Sexton
Shipley	Sieck	Sorensen	Sunde
Thompson	Thorup	Wheeler	Williams
Wills	Worthan	Zumbach	Windschitl, Presiding

Absent or not voting, 3:

Anderson	Bearinger	Upmeyer, Spkr.
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Amendment H-1260 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?" (S.F. 617)

The ayes were, 67:

Abdul-Samad	Bergan	Best	Bloomingtondale
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Dolecheck
Ehlert	Forbes	Gaines	Grassley
Gustafson	Hagenow	Hall	Hein
Hinson	Hite	Hunter	Huseman
Isenhardt	Jacobsen	Jacoby	Jeneary
Jones	Judge	Kacena	Kaufmann
Klein	Kressig	Kurth	Kurtz
Landon	Lensing	Lohse	Lundgren
McConkey	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Oldson	Olson	Paustian	Running-Marquardt
Sexton	Sieck	Smith, R.	Sorensen
Sunde	Thompson	Thorup	Upmeyer, Spkr.
Williams	Wills	Winckler	Wolfe
Worthan	Zumbach	Windschitl,	
		Presiding	

The nays were, 31:

Bacon	Baxter	Bennett	Deyoe
Donahue	Fisher	Fry	Gaskill
Gassman	Gerhold	Hanusa	Heddens
Holt	James	Kerr	Konfrst
Mascher	Matson	Maxwell	McKean
Osmundson	Ourth	Prichard	Salmon
Shipley	Smith, M.	Staed	Steckman
Thede	Wessel-Kroeschell	Wheeler	

Absent or not voting, 2:

Anderson Bearinger

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Holt of Crawford in the chair at 7:19 p.m.

Senate File 306, a bill for an act establishing a lake Manawa state park user fee pilot program and providing for a future repeal, with report of committee recommending amendment and passage, was taken up for consideration.

Sieck of Mills offered amendment H-1114 filed by the committee on Ways and Means and moved its adoption.

The committee amendment H-1114 was adopted.

Sieck 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?" (S.F. 306)

The ayes were, 68:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Breckenridge	Brink
Carlson	Derry	Deyoe	Dolecheck
Ehlert	Fisher	Forbes	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Huseman	Jacobsen	Jeneary
Jones	Kaufmann	Kerr	Klein
Kressig	Landon	Lensing	Lohse
Lundgren	Mascher	Maxwell	McConkey
McKean	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Osmundson	Ourth
Paustian	Running-Marquardt	Salmon	Sexton
Shiple	Sieck	Sorensen	Staed
Thompson	Thorup	Upmeyer, Spkr.	Wheeler
Williams	Wills	Winckler	Windschitl
Wolfe	Worthan	Zumbach	Holt, Presiding

The nays were, 30:

Abdul-Samad	Bennett	Brown-Powers	Cohoon
Donahue	Gaines	Gaskill	Hall
Heddens	Hunter	Isenhart	Jacoby
James	Judge	Kacena	Konfrst
Kurth	Kurtz	Matson	Meyer, B.
Nielsen	Oldson	Olson	Prichard
Smith, M.	Smith, R.	Steckman	Sunde
Thede	Wessel-Kroeschell		

Absent or not voting, 2:

Anderson Bearinger

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

Unfinished Business Calendar

House File 718, a bill for an act relating to the power of cities to regulate certain building restrictions, was taken up for consideration.

Sexton of Calhoun offered amendment H-1225 filed by him and moved its adoption.

Amendment H-1225 was adopted.

SENATE FILE 447 SUBSTITUTED FOR HOUSE FILE 718

Sexton of Calhoun asked and received unanimous consent to substitute Senate File 447 for House File 718.

Senate File 447, a bill for an act relating to the power of cities to regulate certain building restrictions, and including effective date provisions, was taken up for consideration.

Mascher of Johnson offered amendment H-1252 filed by her and moved its adoption.

Roll call was requested by Mascher of Johnson and Wolfe of Clinton.

On the question "Shall amendment H-1252 be adopted?" (S.F. 447)

The ayes were, 47:

Abdul-Samad	Bennett	Breckenridge	Brown-Powers
Cohoon	Derry	Donahue	Ehlert
Fisher	Forbes	Gaines	Gaskill
Hall	Heddens	Hunter	Isenhardt
Jacoby	James	Judge	Kacena
Konfrst	Kressig	Kurth	Kurtz
Lensing	Lohse	Mascher	Matson
McConkey	McKean	Meyer, B.	Nielsen
Oldson	Olson	Ourth	Prichard
Running-Marquardt	Smith, M.	Smith, R.	Staed
Steckman	Sunde	Thede	Wessel-Kroeschell
Williams	Winckler	Wolfe	

The nays were, 50:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Carlson

Deyoe	Dolecheck	Fry	Gassman
Gerhold	Grassley	Gustafson	Hagenow
Hanusa	Hein	Hinson	Hite
Huseman	Jacobsen	Jeneary	Jones
Kaufmann	Kerr	Klein	Landon
Lundgren	Maxwell	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Osmundson
Paustian	Salmon	Sexton	Shiple
Sieck	Sorensen	Thompson	Thorup
Wheeler	Wills	Windschitl	Worthan
Zumbach	Holt, Presiding		

Absent or not voting, 3:

Anderson	Bearinger	Upmeyer, Spkr.
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Amendment H-1252 lost.

Sexton of Calhoun 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, 53:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fry	Gassman
Gerhold	Grassley	Gustafson	Hagenow
Hanusa	Hein	Hinson	Hite
Huseman	Jacobsen	Jeneary	Jones
Kaufmann	Kerr	Klein	Landon
Lundgren	Maxwell	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Olson	Osmundson	Paustian	Salmon
Sexton	Shiple	Sieck	Sorensen
Thompson	Thorup	Upmeyer, Spkr.	Wheeler
Wills	Windschitl	Worthan	Zumbach
Holt, Presiding			

The nays were, 45:

Abdul-Samad	Bennett	Breckenridge	Brown-Powers
Cohoon	Derry	Donahue	Ehlert
Fisher	Forbes	Gaines	Gaskill
Hall	Heddens	Hunter	Isenhart
Jacoby	James	Judge	Kacena

Konfrst	Kressig	Kurth	Kurtz
Lensing	Lohse	Mascher	Matson
McConkey	McKean	Nielsen	Oldson
Ourth	Prichard	Running-Marquardt	Smith, M.
Smith, R.	Staed	Steckman	Sunde
Thede	Wessel-Kroeschell	Williams	Winckler
Wolfe			

Absent or not voting, 2:

Anderson Bearinger

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Regular Calendar

House File 764, a bill for an act relating to publication and procedural provisions relating to proposed constitutional amendments and including effective date provisions, was taken up for consideration.

Windschitl of Harrison offered amendment H-1238 filed by Klein of Washington and moved its adoption.

Amendment H-1238 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. 764)

The ayes were, 54:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Brown-Powers
Carlson	Deyoe	Dolecheck	Fisher
Fry	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hanusa	Hein
Hinson	Hite	Huseman	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Landon	Lohse	Lundgren
Maxwell	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Osmundson	Paustian
Salmon	Sexton	Shipley	Sieck
Sorensen	Thompson	Thorup	Upmeyer, Spkr.

Wheeler	Wills	Windschitl	Worthan
Zumbach	Holt, Presiding		

The nays were, 44:

Abdul-Samad	Bennett	Breckenridge	Cohon
Derry	Donahue	Ehlert	Forbes
Gaines	Gaskill	Hall	Heddens
Hunter	Isenhardt	Jacoby	James
Judge	Kacena	Konfrst	Kressig
Kurth	Kurtz	Lensing	Mascher
Matson	McConkey	McKean	Meyer, B.
Nielsen	Oldson	Olson	Ourth
Prichard	Running-Marquardt	Smith, M.	Smith, R.
Staed	Steckman	Sunde	Thede
Wessel-Kroeschell	Williams	Winckler	Wolfe

Absent or not voting, 2:

Anderson	Bearinger
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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

Hagenow of Dallas asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 532, 741, 744, 764** and **Senate Files 306, 447, 502, 567** and **617**.

HOUSE FILES WITHDRAWN

Hagenow of Dallas asked and received unanimous consent to withdraw House Files 256, 589, 633, 648, 718 and 748 from further consideration by the House.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Anderson of Polk	Bearinger of Fayette
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The House stood at ease at 8:11 p.m., until the fall of the gavel.

The House resumed session at 8:12 p.m., Holt of Crawford in the chair.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Madam Speaker: I am directed to inform your honorable body that the Senate has on April 22, 2019, 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 609, a bill for an act relating to and making appropriations and related statutory changes involving state government entities involved with agriculture, natural resources, and environmental protection.

W. CHARLES SMITHSON, Secretary

BILLS ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:

Madam 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 approval on this 22nd day of April, 2019: House Files 323, 393, 418, 518 and 701.

CARMINE BOAL
Chief Clerk of the House

RESOLUTION FILED

H.R. 26, by Mascher, Kaufmann, Jacoby, Jacobsen, Lensing, Jeneary, Nielsen, Hite, Abdul-Samad, Anderson, Breckenridge, Brown-Powers, Cohoon, Derry, Donahue, Ehlert, Forbes, Gaines, Gaskill, Hall, Hunter, Judge, Kacena, Konfrst, Kressig, Kurth, Kurtz, Matson, McConkey, Oldson, Olson, Ourth, Prichard, M. Smith, R. Smith, Steckman, Sunde, Thede, Williams, Winckler, and Wolfe, a resolution recognizing Megan Gustafson for her outstanding academic and college basketball career at the University of Iowa.

Laid over under **Rule 25**.

AMENDMENTS FILED

H-1257	H.F.	499	Senate amendment
H-1258	H.F.	756	Senate amendment
H-1259	S.F.	502	Jacobsen of Pottawattamie
H-1260	S.F.	617	Mascher of Johnson
H-1261	S.F.	617	Mascher of Johnson
H-1262	S.F.	617	Konfrst of Polk
H-1263	S.F.	617	Mascher of Johnson
H-1264	H.F.	729	Klein of Washington
H-1265	S.F.	188	Senate amendment
H-1266	H.F.	746	Jones of Clay
H-1267	H.F.	765	Senate amendment
H-1268	S.F.	609	Senate amendment
H-1269	S.F.	589	Hite of Mahaska
H-1270	S.F.	616	Worthan of Buena Vista
H-1271	S.F.	615	Worthan of Buena Vista

On motion by Hagenow of Dallas, the House adjourned at 8:13 p.m., until 8:30 a.m., Tuesday, April 23, 2019.

JOURNAL OF THE HOUSE

One Hundredth Calendar Day - Sixty-fifth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, April 23, 2019

The House met pursuant to adjournment at 8:31 a.m., Jones of Clay in the chair.

Prayer was offered by Senior Pastor Mark Vander Tuig, Lutheran Church of the Cross, Des Moines. He was the guest of Bossman of Woodbury and Lohse of Polk.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Ally Emberton, Page from Carlisle.

The Journal of Monday, April 22, 2019, was approved.

On motion by Hagenow of Dallas, the House was recessed at 8:41 a.m., until 12:00 p.m.

AFTERNOON SESSION

The House reconvened at 1:20 p.m., Holt of Crawford in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Madam Speaker: I am directed to inform your honorable body that the Senate has on April 23, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 291, a bill for an act relating to the community spouse resource allowance under the Medicaid program.

Also: That the Senate has on April 23, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 644, a bill for an act relating to juvenile justice, including provisions relating to child foster care and parent visitation in child in need of assistance proceedings.

Also: That the Senate has on April 23, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 681, a bill for an act permitting qualified entities to request national criminal history checks of certain covered individuals.

Also: That the Senate has on April 23, 2019, amended and passed the following bill in which the concurrence of the House is asked:

House File 743, a bill for an act requiring that the general assembly provide for the publication of certain material and associated electronic records pertaining to official legal publications.

Also: That the Senate has on April 23, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 750, a bill for an act relating to the powers and duties of the department of agriculture and land stewardship, by changing the name of the weather bureau, modifying provisions applicable to demonstration projects involving alternative fuels, transferring certain Code sections, providing for the use of certain appropriated moneys for surface water quality, and eliminating certain watershed demonstration pilot projects.

Also: That the Senate has on April 23, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 612, a bill for an act relating to matters under the purview of the utilities division of the department of commerce, and making penalties applicable.

Also: That the Senate has on April 23, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 620, a bill for an act relating to the procedure for disposal of certain city utilities by sale.

Also: That the Senate has on April 23, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 629, a bill for an act relating to permits for vehicles of excessive size and weight, including vehicles transporting raw forest products, and providing for fees.

Also: That the Senate has on April 23, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 632, a bill for an act making appropriations to the department of public health for the gambling treatment program.

W. CHARLES SMITHSON, Secretary

SENATE MESSAGES CONSIDERED

Senate File 612, by committee on Ways and Means, a bill for an act relating to matters under the purview of the utilities division of the department of commerce, and making penalties applicable.

Read first time and **passed on file**.

Senate File 620, by committee on Ways and Means, a bill for an act relating to the procedure for disposal of certain city utilities by sale.

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

Senate File 629, by committee on Ways and Means, a bill for an act relating to permits for vehicles of excessive size and weight, including vehicles transporting raw forest products, and providing for fees.

Read first time and **passed on file**.

CONSIDERATION OF BILLS

Ways and Means Calendar

House File 772, a bill for an act creating an empower rural Iowa Act to provide incentives for broadband and workforce housing, and including applicability provisions, was taken up for consideration.

Carlson of Muscatine offered amendment H-1246 filed by him and moved its adoption.

Amendment H-1246 was adopted.

Carlson of Muscatine offered amendment H-1247 filed by him.

Carlson of Muscatine offered amendment H-1272, to amendment H-1247, filed by him from the floor and moved its adoption.

Amendment H-1272, to amendment H-1247, was adopted.

Carlson of Muscatine moved the adoption of amendment H-1247, as amended.

Amendment H-1247, as amended, was adopted.

Grassley of Butler asked and received unanimous consent to withdraw amendment H-1248 filed by him on April 18, 2019.

Carlson 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. 772)

The ayes were, 98:

Abdul-Samad	Anderson	Bacon	Baxter
Bennett	Bergan	Best	Bloomingtondale
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Gaines	Gaskill	Gassman
Gerhold	Grassley	Gustafson	Hagenow
Hall	Hanusa	Heddens	Hein
Hinson	Hite	Hunter	Huseman
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kacena
Kaufmann	Kerr	Klein	Konfrst
Kressig	Kurth	Kurtz	Landon
Lensing	Lohse	Lundgren	Mascher
Matson	Maxwell	McConkey	McKean
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nielsen	Oldson
Olson	Osmundson	Ourth	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shiple	Sieck	Smith, M.	Smith, R.
Sorensen	Staed	Steckman	Sunde
Thede	Thompson	Thorup	Upmeyer, Spkr.
Wessel-Kroeschell	Wheeler	Williams	Wills
Winckler	Windschitl	Wolfe	Worhan
Zumbach	Holt, Presiding		

The nays were, none.

Absent or not voting, 2:

Bearinger Fry

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

Unfinished Business Calendar

Senate File 86, a bill for an act requiring the department of natural resources to include anatomical donor symbols on certain licenses, with report of committee recommending amendment and passage, was taken up for consideration.

Jeneary of Plymouth offered amendment H-1077 filed by the committee on Natural Resources and moved its adoption.

The committee amendment H-1077 was adopted.

Jeneary 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?" (S.F. 86)

The ayes were, 98:

Abdul-Samad	Anderson	Bacon	Baxter
Bennett	Bergan	Best	Bloomingtondale
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Gaines	Gaskill	Gassman
Gerhold	Grassley	Gustafson	Hagenow
Hall	Hanusa	Heddens	Hein
Hinson	Hite	Hunter	Huseman
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kacena
Kaufmann	Kerr	Klein	Konfrst
Kressig	Kurth	Kurtz	Landon
Lensing	Lohse	Lundgren	Mascher
Matson	Maxwell	McConkey	McKean
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nielsen	Oldson
Olson	Osmundson	Ourth	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shiple	Sieck	Smith, M.	Smith, R.
Sorensen	Staed	Steckman	Sunde
Thede	Thompson	Thorup	Upmeyer, Spkr.
Wessel-Kroeschell	Wheeler	Williams	Wills

Winckler
Zumbach

Windschitl
Holt,
Presiding

Wolfe

Worthan

The nays were, none.

Absent or not voting, 2:

Bearinger

Fry

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 1:46 p.m., until the fall of the gavel.

The House resumed session at 3:52 p.m., Windschitl of Harrison in the chair.

INTRODUCTION OF BILL

House File 782, by committee on Appropriations, a bill for an act making appropriations to the department of public health for the gambling treatment program.

Read first time and placed on the **Appropriations calendar**.

SENATE MESSAGE CONSIDERED

Senate File 632, by committee on Appropriations, a bill for an act making appropriations to the department of public health for the gambling treatment program.

Read first time and **passed on file**.

SPECIAL PRESENTATION

Hall of Woodbury introduced to the House, former legislator, Eric Palmer.

The House rose and expressed its welcome.

CONSIDERATION OF BILLS
Unfinished Business Calendar

House File 729, a bill for an act relating to criminal law and procedure including certain related administrative proceedings, providing penalties, and including effective date and applicability provisions, was taken up for consideration.

Klein of Washington offered amendment H-1264 filed by him and moved its adoption.

Amendment H-1264 was adopted.

SENATE FILE 589 SUBSTITUTED FOR HOUSE FILE 729

Klein of Washington asked and received unanimous consent to substitute Senate File 589 for House File 729.

Senate File 589, a bill for an act relating to criminal law and procedure including certain related administrative proceedings, providing penalties, and including effective date and applicability provisions, was taken up for consideration.

Hite of Mahaska offered amendment H-1269 filed by him and moved its adoption.

Amendment H-1269 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?" (S.F. 589)

The ayes were, 98:

Abdul-Samad	Anderson	Bacon	Baxter
Bennett	Bergan	Best	Bloomingdale
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Grerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt

Hunter	Huseman	Isenhart	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nielsen	Oldson	Olson	Osmundson
Ourth	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Smith, M.	Smith, R.	Sorensen	Staed
Steckman	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Wheeler	Williams
Wills	Winckler	Wolfe	Worthan
Zumbach	Windschitl, Presiding		

The nays were, none.

Absent or not voting, 2:

Bearinger Upmeyer, Spkr.

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 739, a bill for an act relating to the application fee and annual fee imposed for nonassistance child support cases, was taken up for consideration.

SENATE FILE 605 SUBSTITUTED FOR HOUSE FILE 739

Hite of Mahaska asked and received unanimous consent to substitute Senate File 605 for House File 739.

Senate File 605, a bill for an act relating to the application fee and annual fee imposed for nonassistance child support cases, was taken up for consideration.

Hite 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?" (S.F. 605)

The ayes were, 98:

Abdul-Samad	Anderson	Bacon	Baxter
Bennett	Bergan	Best	Bloomingdale
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhart	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nielsen	Oldson	Olson	Osmundson
Ourth	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shiple	Sieck
Smith, M.	Smith, R.	Sorensen	Staed
Steckman	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Wheeler	Williams
Wills	Winckler	Wolfe	Worthan
Zumbach	Windschitl, Presiding		

The nays were, none.

Absent or not voting, 2:

Bearinger Upmeyer, Spkr.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 745, a bill for an act relating to alcoholic beverage control and matters under the purview of the alcoholic beverages division of the department of commerce and including effective date provisions, was taken up for consideration.

Isenhart of Dubuque offered amendment H-1109 filed by him and moved its adoption.

Amendment H-1109 was adopted.

Sexton of Calhoun 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. 745)

The ayes were, 98:

Abdul-Samad	Anderson	Bacon	Baxter
Bennett	Bergan	Best	Bloomingtondale
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nielsen	Oldson	Olson	Osmundson
Ourth	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shiple	Sieck
Smith, M.	Smith, R.	Sorensen	Staed
Steckman	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Wheeler	Williams
Wills	Winckler	Wolfe	Worthan
Zumbach	Windschitl,		
	Presiding		

The nays were, none.

Absent or not voting, 2:

Bearinger Upmeyer, Spkr.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 747, a bill for an act modifying provisions applicable to certain service contract providers regulated by the commissioner of insurance, providing fees, making penalties applicable, making an

appropriation, and including effective date provisions, was taken up for consideration.

SENATE FILE 619 SUBSTITUTED FOR HOUSE FILE 747

Jacobsen of Pottawattamie asked and received unanimous consent to substitute Senate File 619 for House File 747.

Senate File 619, a bill for an act modifying provisions applicable to certain service contract providers regulated by the commissioner of insurance, providing fees, making penalties applicable, making an appropriation, and including effective date provisions, was taken up for consideration.

Jacobsen 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. 619)

The ayes were, 98:

Abdul-Samad	Anderson	Bacon	Baxter
Bennett	Bergan	Best	Bloomingtondale
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nielsen	Oldson	Olson	Osmundson
Ourth	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Smith, M.	Smith, R.	Sorensen	Staed
Steckman	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Wheeler	Williams
Wills	Winckler	Wolfe	Worthan
Zumbach	Windschitl, Presiding		

The nays were, none.

Absent or not voting, 2:

Bearinger Upmeyer, Spkr.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Appropriations Calendar

House File 781, a bill for an act relating to hemp, including the regulation of hemp, providing for enforcement and the confiscation and destruction or disposal of certain property, providing for fees, making appropriations, including penalties, and providing implementation and effective date provisions, was taken up for consideration.

Klein of Washington offered amendment H-1273 filed by him from the floor and moved its adoption.

Amendment H-1273 was adopted.

SENATE FILE 599 SUBSTITUTED FOR HOUSE FILE 781

Klein of Washington asked and received unanimous consent to substitute Senate File 599 for House File 781.

Senate File 599, a bill for an act relating to hemp, including the regulation of hemp, providing for enforcement and the confiscation and destruction or disposal of certain property, providing for fees, including penalties, and providing implementation and effective date provisions, was taken up for consideration.

Jacobsen of Pottawattamie offered amendment H-1285 filed by him from the floor and moved its adoption.

Amendment H-1285 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?" (S.F. 599)

The ayes were, 95:

Abdul-Samad	Anderson	Bacon	Baxter
Bennett	Bergan	Best	Bloomingdale
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Forbes
Fry	Gaines	Gaskill	Gassman
Gerhold	Grassley	Hagenow	Hall
Hanusa	Heddens	Hein	Hinson
Hite	Holt	Hunter	Huseman
Isenhart	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kacena
Kaufmann	Kerr	Klein	Konfrst
Kressig	Kurth	Kurtz	Landon
Lensing	Lohse	Lundgren	Mascher
Matson	Maxwell	McConkey	McKean
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nielsen	Oldson
Olson	Osmundson	Ourth	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shipley	Sieck	Smith, M.	Smith, R.
Sorensen	Staed	Steckman	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Williams	Wills	Winckler	Wolfe
Worthan	Zumbach	Windschitl,	
		Presiding	

The nays were, 3:

Fisher	Gustafson	Wheeler
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Absent or not voting, 2:

Bearinger	Upmeyer, Spkr.
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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 AMENDMENT CONSIDERED House Concurred

Sorensen of Adair called up for consideration **House File 756**, 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, amended by the Senate, and moved that the House concur in the Senate amendment H-1258.

The motion prevailed and the House concurred in the Senate amendment H-1258.

Sorensen of Adair 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. 756)

The ayes were, 99:

Abdul-Samad	Anderson	Bacon	Baxter
Bennett	Bergan	Best	Bloomingtondale
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nielsen	Oldson	Olson	Osmundson
Ourth	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shiple	Sieck
Smith, M.	Smith, R.	Sorensen	Staed
Steckman	Sunde	Thede	Thompson
Thorup	Upmeyer, Spkr.	Wessel-Kroeschell	Wheeler
Williams	Wills	Winckler	Wolfe
Worhan	Zumbach	Windschitl,	
		Presiding	

The nays were, none.

Absent or not voting, 1:

Bearinger

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:

Madam Speaker: I am directed to inform your honorable body that the Senate has on April 23, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 537, a bill for an act relating to the imposition of certain fees on public utilities for the use of public rights-of-way.

Also: That the Senate has on April 23, 2019, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 409, a bill for an act relating to administrative procedures within the department of natural resources.

Also: That the Senate has on April 23, 2019, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 548, a bill for an act relating to the acquisition, donation, or sale of real property for specified purposes.

Also: That the Senate has on April 23, 2019, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 570, a bill for an act providing for immunity from civil liability for licensed architects and professional engineers providing disaster emergency assistance under specified circumstances and including effective date provisions.

Also: That the Senate has on April 23, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 618, a bill for an act relating to alcoholic beverage control and matters under the purview of the alcoholic beverages division of the department of commerce and including effective date provisions.

Also: That the Senate has on April 23, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 621, a bill for an act relating to access to a copy of an original birth certificate by an adoptee or an entitled person, providing for fees, and including effective date provisions.

W. CHARLES SMITHSON, Secretary

SENATE MESSAGE CONSIDERED

Senate File 618, by committee on Ways and Means, a bill for an act relating to alcoholic beverage control and matters under the purview of the alcoholic beverages division of the department of commerce and including effective date provisions.

Read first time and **passed on file**.

MOTION TO RECONSIDER

I move to reconsider the vote by which House File 745 passed the House on April 23, 2019.

Hagenow of Dallas

MOTION TO RECONSIDER PREVAILED

Hagenow of Dallas asked and received unanimous consent to reconsider House File 745, filed on April 23, 2019, and moved to reconsider the vote by which **House File 745**, a bill for an act relating to alcoholic beverage control and matters under the purview of the alcoholic beverages division of the department of commerce and including effective date provisions passed the House and was placed on its last reading on April 23, 2019, House Journal page 957.

SENATE FILE 618 SUBSTITUTED FOR HOUSE FILE 745

Hagenow of Dallas asked and received unanimous consent to substitute Senate File 618 for House File 745.

Senate File 618, a bill for an act relating to alcoholic beverage control and matters under the purview of the alcoholic beverages division of the department of commerce and including effective date provisions, was taken up for consideration.

Sexton of Calhoun 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. 618)

The ayes were, 99:

Abdul-Samad	Anderson	Bacon	Baxter
Bennett	Bergan	Best	Bloomingtondale
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley,	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt

Hunter	Huseman	Isenhart	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nielsen	Oldson	Olson	Osmundson
Ourth	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shiple	Sieck
Smith, M.	Smith, R.	Sorensen	Staed
Steckman	Sunde	Thede	Thompson
Thorup	Upmeyer, Spkr.	Wessel-Kroeschell	Wheeler
Williams	Wills	Winckler	Wolfe
Worthan	Zumbach	Windschitl, Presiding	

The nays were, none.

Absent or not voting, 1:

Bearinger

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

Mommsen of Clinton called up for consideration **Senate File 609**, a bill for an act relating to and making appropriations and related statutory changes involving state government entities involved with agriculture, natural resources, and environmental protection, amended by the House, further amended by the Senate amendment H-1268, to the House amendment.

The House stood at ease at 4:50 p.m., until the fall of the gavel.

The House resumed session at 5:10 p.m., Windschitl of Harrison in the chair.

INTRODUCTION OF BILL

House File 783, by committee on Appropriations, a bill for an act relating to the statewide preschool program by modifying provisions relating to eligibility, funding, and compulsory attendance and including applicability provisions.

Read first time and placed on the **Appropriations calendar**.

SENATE MESSAGE CONSIDERED

Senate File 621, by committee on Ways and Means, a bill for an act relating to access to a copy of an original birth certificate by an adoptee or an entitled person, providing for fees, and including effective date provisions.

Read first time and **passed on file**.

The House resumed consideration of Senate amendment H-1268, to the House amendment. (S.F. 609)

Mommsen of Clinton moved that that House concur in the Senate amendment H-1268, to the House amendment.

The motion prevailed and the House concurred in the Senate amendment H-1268, to the House amendment.

Mommsen of Clinton 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. 609)

The ayes were, 55:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Holt	Huseman	Isenhardt
Jacobsen	Jeneary	Jones	Kaufmann

Kerr	Klein	Landon	Lohse
Lundgren	Maxwell	McKean	Meyer, A.
Mitchell	Mohr	Mommsen	Moore
Osmundson	Paustian	Salmon	Sexton
Shiple	Sieck	Sorensen	Thompson
Thorup	Upmeyer, Spkr.	Wheeler	Wills
Worhan	Zumbach	Windschitl, Presiding	

The nays were, 44:

Abdul-Samad	Anderson	Bennett	Breckenridge
Brown-Powers	Cohoon	Derry	Donahue
Ehlert	Forbes	Gaines	Gaskill
Hall	Heddens	Hunter	Jacoby
James	Judge	Kacena	Konfrst
Kressig	Kurth	Kurtz	Lensing
Mascher	Matson	McConkey	Meyer, B.
Nielsen	Oldson	Olson	Ourth
Prichard	Running-Marquardt	Smith, M.	Smith, R.
Staed	Steckman	Sunde	Thede
Wessel-Kroeschell	Williams	Winckler	Wolfe

Absent or not voting, 1:

Bearinger

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

Mohr of Scott called up for consideration **House File 765**, 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 amendment H-1267.

B. Meyer of Polk rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point well taken.

Mohr of Scott moved that the House concur in the Senate amendment H-1267.

The motion prevailed and the House concurred in the Senate amendment H-1267.

Mohr of Scott 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. 765)

The ayes were, 54:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Holt	Huseman	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Landon	Lohse	Lundgren
Maxwell	McKean	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Osmundson
Paustian	Salmon	Sexton	Shipley
Sieck	Sorensen	Thompson	Thorup
Upmeyer, Spkr.	Wheeler	Wills	Worthan
Zumbach	Windschitl, Presiding		

The nays were, 45:

Abdul-Samad	Anderson	Bennett	Breckenridge
Brown-Powers	Cohoon	Derry	Donahue
Ehlert	Forbes	Gaines	Gaskill
Hall	Heddens	Hunter	Isenhardt
Jacoby	James	Judge	Kacena
Konfrst	Kressig	Kurth	Kurtz
Lensing	Mascher	Matson	McConkey
Meyer, B.	Nielsen	Oldson	Olson
Ourth	Prichard	Running-Marquardt	Smith, M.
Smith, R.	Staed	Steckman	Sunde
Thede	Wessel-Kroeschell	Williams	Winckler
Wolfe			

Absent or not voting, 1:

Bearinger

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

Appropriations Calendar

Senate File 608, a bill for an act making appropriations to the department of cultural affairs, the economic development authority, the Iowa finance authority, the public employment relations board, the department of workforce development, the college student aid commission, and the state board of regents and certain regents institutions, and properly related matters, with report of committee recommending amendment and passage, was taken up for consideration.

Best of Carroll asked and received unanimous consent that amendment H-1256 filed by the committee on Appropriations be deferred.

Best of Carroll offered amendment H-1276 filed by him from the floor and moved its adoption.

Amendment H-1276 was adopted, placing out of order amendment H-1256 filed by the committee on Appropriations on April 18, 2019, previously deferred.

Best of Carroll 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. 608)

The ayes were, 60:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Brown-Powers
Carlson	Deyoe	Dolecheck	Fisher
Fry	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Huseman	Jacobsen	Jeneary	Jones
Kaufmann	Kerr	Klein	Kressig
Kurtz	Landon	Lohse	Lundgren
Maxwell	McKean	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Osmundson
Paustian	Running-Marquardt	Salmon	Sexton
Shipley	Sieck	Sorensen	Thompson
Thorup	Upmeyer, Spkr.	Wheeler	Williams
Wills	Worthan	Zumbach	Windschitl, Presiding

The nays were, 39:

Abdul-Samad	Anderson	Bennett	Breckenridge
Cohoon	Derry	Donahue	Ehlert
Forbes	Gaines	Gaskill	Hall
Hunter	Isenhart	Jacoby	James
Judge	Kacena	Konfrst	Kurth
Lensing	Mascher	Matson	McConkey
Meyer, B.	Nielsen	Oldson	Olson
Ourth	Prichard	Smith, M.	Smith, R.
Staed	Steckman	Sunde	Thede
Wessel-Kroeschell	Winckler	Wolfe	

Absent or not voting, 1:

Bearinger

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Senate File 615, a bill for an act relating to appropriations to the justice system, and including effective date and retroactive applicability provisions, with report of committee recommending amendment and passage, was taken up for consideration.

Worthan of Buena Vista asked and received unanimous consent that amendment H-1255 filed by the committee on Appropriations be deferred.

Worthan of Buena Vista offered amendment H-1271 filed by him.

Anderson of Polk offered amendment H-1279, to amendment H-1271, filed by her from the floor and moved its adoption.

Roll call was requested by Konfrst of Polk and B. Meyer of Polk.

On the question "Shall amendment H-1279, to amendment H-1271, be adopted?" (S.F. 615)

The ayes were, 46:

Abdul-Samad	Anderson	Bennett	Breckenridge
Brown-Powers	Cohoon	Derry	Donahue
Ehlert	Forbes	Gaines	Gaskill
Hall	Heddens	Hunter	Isenhart
Jacoby	James	Judge	Kacena
Konfrst	Kressig	Kurth	Kurtz

Lensing	Mascher	Matson	McConkey
McKean	Meyer, B.	Nielsen	Oldson
Olson	Ourth	Prichard	Running-Marquardt
Smith, M.	Smith, R.	Staed	Steckman
Sunde	Thede	Wessel-Kroeschell	Williams
Winckler	Wolfe		

The nays were, 53:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Holt	Huseman	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Landon	Lohse	Lundgren
Maxwell	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Osmundson	Paustian
Salmon	Sexton	ShIPLEY	Sieck
Sorensen	Thompson	Thorup	Upmeyer, Spkr.
Wheeler	Wills	Worthan	Zumbach
Windschitl, Presiding			

Absent or not voting, 1:

Bearinger

Amendment H-1279, to amendment H-1271, lost.

Anderson of Polk offered amendment H-1280, to amendment H-1271, filed by her from the floor and moved its adoption.

Roll call was requested by Anderson of Polk and Abdul-Samad of Polk.

On the question "Shall amendment H-1280, to amendment H-1271, be adopted?" (S.F. 615)

The ayes were, 46:

Abdul-Samad	Anderson	Bennett	Breckenridge
Brown-Powers	Cohoon	Derry	Donahue
Ehlert	Forbes	Gaines	Gaskill
Hall	Heddens	Hunter	Isenhardt
Jacoby	James	Judge	Kacena
Konfrst	Kressig	Kurth	Kurtz
Lensing	Mascher	Matson	McConkey
McKean	Meyer, B.	Nielsen	Oldson

Olson	Ourth	Prichard	Running-Marquardt
Smith, M.	Smith, R.	Staed	Steckman
Sunde	Thede	Wessel-Kroeschell	Williams
Winckler	Wolfe		

The nays were, 53:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossmann	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Holt	Huseman	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Landon	Lohse	Lundgren
Maxwell	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Osmundson	Paustian
Salmon	Sexton	Shipley	Sieck
Sorensen	Thompson	Thorup	Upmeyer, Spkr.
Wheeler	Wills	Worthan	Zumbach
Windschitl, Presiding			

Absent or not voting, 1:

Bearinger

Amendment H–1280, to amendment H–1271, lost.

Anderson of Polk offered amendment H–1281, to amendment H–1271, filed by her, et al., from the floor.

Worthan of Buena Vista rose on a point of order under Rule 10, decorum in debate.

The Speaker resolved the point of order.

Roll call was requested by Anderson of Polk and Konfrst of Polk.

On the question "Shall amendment H–1281, to amendment H–1271, be adopted?" (S.F. 615)

The ayes were, 48:

Abdul-Samad	Anderson	Bennett	Breckenridge
Brown-Powers	Cohoon	Derry	Donahue
Ehlert	Forbes	Gaines	Gaskill
Hall	Heddens	Hunter	Isenhart

Jacoby	James	Judge	Kacena
Konfrst	Kressig	Kurth	Kurtz
Lensing	Lohse	Mascher	Matson
McConkey	McKean	Meyer, B.	Mitchell
Nielsen	Oldson	Olson	Ourth
Prichard	Running-Marquardt	Smith, M.	Smith, R.
Staed	Steckman	Sunde	Thede
Wessel-Kroeschell	Williams	Winckler	Wolfe

The nays were, 51:

Bacon	Baxter	Bergan	Best
Bloomington	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Holt	Huseman	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Landon	Lundgren	Maxwell
Meyer, A.	Mohr	Mommsen	Moore
Osmundson	Paustian	Salmon	Sexton
Shipley	Sieck	Sorensen	Thompson
Thorup	Upmeyer, Spkr.	Wheeler	Wills
Worthan	Zumbach	Windschitl, Presiding	

Absent or not voting, 1:

Bearinger

Amendment H-1281, to amendment H-1271, lost.

Hunter of Polk offered amendment H-1274, to amendment H-1271, filed by him from the floor.

Worthan of Buena Vista rose on a point of order that amendment H-1274 was not germane, to amendment H-1271.

The Speaker ruled the point well taken and amendment H-1274 not germane, to amendment H-1271.

Hunter of Polk asked for unanimous consent to suspend the rules to consider amendment H-1274, to amendment H-1271.

Objection was raised.

Hunter of Polk moved to suspend the rules to consider amendment H-1274, to amendment H-1271.

Roll call was requested by Hunter of Polk and Kacena of Woodbury.

On the question "Shall the rules be suspended to consider amendment H-1274, to amendment H-1271?" (S.F. 615)

The ayes were, 45:

Abdul-Samad	Anderson	Bennett	Breckenridge
Brown-Powers	Cohoon	Derry	Donahue
Ehlert	Forbes	Gaines	Gaskill
Hall	Heddens	Hunter	Isenhart
Jacoby	James	Judge	Kacena
Konfrst	Kressig	Kurth	Kurtz
Lensing	Mascher	Matson	McConkey
McKean	Meyer, B.	Nielsen	Oldson
Olson	Ourth	Running-Marquardt	Smith, M.
Smith, R.	Staed	Steckman	Sunde
Thede	Wessel-Kroeschell	Williams	Winckler
Wolfe			

The nays were, 54:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Holt	Huseman	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Landon	Lohse	Lundgren
Maxwell	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Osmundson	Paustian
Prichard	Salmon	Sexton	Shipley
Sieck	Sorensen	Thompson	Thorup
Upmeyer, Spkr.	Wheeler	Wills	Worthan
Zumbach	Windschitl, Presiding		

Absent or not voting, 1:

Bearinger

The motion to suspend the rules lost.

Breckenridge of Jasper offered amendment H-1283, to amendment H-1271, filed by him from the floor and moved its adoption.

Roll call was requested by Breckenridge of Jasper and Kacena of Woodbury.

On the question "Shall amendment H-1283, to amendment H-1271, be adopted?" (S.F. 615)

The ayes were, 47:

Abdul-Samad	Anderson	Bennett	Breckenridge
Brown-Powers	Cohoon	Derry	Donahue
Ehlert	Forbes	Gaines	Gaskill
Hall	Heddens	Hunter	Isenhart
Jacoby	James	Judge	Kacena
Konfrst	Kressig	Kurth	Kurtz
Lensing	Mascher	Matson	McConkey
McKean	Meyer, B.	Nielsen	Oldson
Olson	Ourth	Prichard	Running-Marquardt
Smith, M.	Smith, R.	Staed	Steckman
Sunde	Thede	Thorup	Wessel-Kroeschell
Williams	Winckler	Wolfe	

The nays were, 52:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossmann	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Holt	Huseman	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Landon	Lohse	Lundgren
Maxwell	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Osmundson	Paustian
Salmon	Sexton	Shipley	Sieck
Sorensen	Thompson	Upmeyer, Spkr.	Wheeler
Wills	Worthan	Zumbach	Windschitl, Presiding

Absent or not voting, 1:

Bearinger

Amendment H-1283, to amendment H-1271, lost.

Gaines of Polk offered amendment H-1287, to amendment H-1271, filed by Abdul-Samad, et al., from the floor.

Worthan of Buena Vista rose on a point of order that amendment H-1287 was not germane, to amendment H-1271.

The Speaker ruled the point well taken and amendment H-1287 not germane, to amendment H-1271.

Gaines of Polk asked for unanimous consent to suspend the rules to consider amendment H-1287, to amendment H-1271.

Objection was raised.

Gaines of Polk moved to suspend the rules to consider amendment H-1287, to amendment H-1271.

Roll call was requested by Gaines of Polk and Abdul-Samad of Polk.

On the question "Shall the rules be suspended to consider amendment H-1287, to amendment H-1271?" (S.F. 615)

The ayes were, 46:

Abdul-Samad	Anderson	Bennett	Breckenridge
Brown-Powers	Cohoon	Derry	Donahue
Ehlert	Forbes	Gaines	Gaskill
Hall	Heddens	Hunter	Isenhart
Jacoby	James	Judge	Kacena
Konfrst	Kressig	Kurth	Kurtz
Lensing	Mascher	Matson	McConkey
McKean	Meyer, B.	Nielsen	Oldson
Olson	Ourth	Prichard	Running-Marquardt
Smith, M.	Smith, R.	Staed	Steckman
Sunde	Thede	Wessel-Kroeschell	Williams
Winckler	Wolfe		

The nays were, 53:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Holt	Huseman	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Landon	Lohse	Lundgren
Maxwell	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Osmundson	Paustian
Salmon	Sexton	Shipley	Sieck
Sorensen	Thompson	Thorup	Upmeyer, Spkr.
Wheeler	Wills	Worthan	Zumbach
Windschitl, Presiding			

Absent or not voting, 1:

Bearinger

The motion to suspend the rules lost.

Worthan of Buena Vista moved the adoption of amendment H-1271.

Amendment H-1271 was adopted, placing out of order amendment H-1255 filed by the committee on Appropriations on April 18, 2019, previously deferred.

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. 615)

The ayes were, 54:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossmann	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Holt	Huseman	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Landon	Lohse	Lundgren
Maxwell	McKean	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Osmundson
Paustian	Salmon	Sexton	Shipley
Sieck	Sorensen	Thompson	Thorup
Upmeyer, Spkr.	Wheeler	Wills	Worthan
Zumbach	Windschitl, Presiding		

The nays were, 45:

Abdul-Samad	Anderson	Bennett	Breckenridge
Brown-Powers	Cohoon	Derry	Donahue
Ehlert	Forbes	Gaines	Gaskill
Hall	Heddens	Hunter	Isenhart
Jacoby	James	Judge	Kacena
Konfrst	Kressig	Kurth	Kurtz
Lensing	Mascher	Matson	McConkey
Meyer, B.	Nielsen	Oldson	Olson
Ourth	Prichard	Running-Marquardt	Smith, M.
Smith, R.	Staed	Steckman	Sunde
Thede	Wessel-Kroeschell	Williams	Winckler
Wolfe			

Absent or not voting, 1:

Bearinger

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Holt of Crawford in the chair at 8:15 p.m.

INTRODUCTION OF BILL

House File 784, by committee on Appropriations, a bill for an act providing for loan repayment under the rural Iowa primary care loan repayment program to physicians who are national guard members and practice full-time in service commitment areas.

Read first time and placed on the **Appropriations calendar**.

Senate File 616, 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 asked and received unanimous consent that amendment H-1254 filed by the committee on Appropriations be deferred.

Worthan of Buena Vista offered amendment H-1270 filed by him and moved its adoption.

Amendment H-1270 was adopted, placing out of order amendment H-1254 filed by the committee on Appropriations on April 18, 2019.

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. 616)

The ayes were, 72:

Anderson	Bacon	Baxter	Bergan
Best	Bloomingtondale	Bossman	Breckenridge
Brink	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Ehlert	Fisher
Forbes	Fry	Gassman	Gerhold
Grassley	Gustafson	Hagenow	Hanusa
Heddens	Hein	Hinson	Hite

Huseman	Jacobsen	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Kurtz	Landon	Lohse
Lundgren	Matson	Maxwell	McKean
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Olson	Osmundson
Ourth	Paustian	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Sorensen
Sunde	Thede	Thompson	Thorup
Upmeyer, Spkr.	Wessel-Kroeschell	Wheeler	Wills
Windschitl	Worthan	Zumbach	Holt, Presiding

The nays were, 27:

Abdul-Samad	Bennett	Brown-Powers	Donahue
Gaines	Gaskill	Hall	Hunter
Isenhart	Jacoby	James	Konfrst
Kressig	Kurth	Lensing	Mascher
McConkey	Nielsen	Oldson	Prichard
Smith, M.	Smith, R.	Staed	Steckman
Williams	Winckler	Wolfe	

Absent or not voting, 1:

Bearinger

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

Windschitl of Harrison called up for consideration **Senate File 188**, a bill for an act prohibiting a governing board of a public college or university from adopting or enforcing any policy or rule that prohibits a person from carrying, transporting, or possessing a dangerous weapon producing a nonprojectile high-voltage pulse designed to immobilize a person in the buildings or on the grounds of such a college or university, amended by the House, further amended by the Senate and moved that the House concur in the Senate amendment H-1265, to the House amendment.

The motion prevailed and the House concurred in the Senate amendment H-1265, to the House amendment.

Windschitl of Harrison 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. 188)

The ayes were, 64:

Bacon	Baxter	Bennett	Bergan
Best	Bloomingtondale	Bossman	Breckenridge
Brink	Carlson	Deyoe	Dolecheck
Ehlert	Fisher	Forbes	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Hein
Hinson	Hite	Huseman	Jacobsen
Jeneary	Kaufmann	Kerr	Klein
Landon	Lohse	Lundgren	Maxwell
McConkey	McKean	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Osmundson
Ourth	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Sorensen	Sunde	Thompson	Thorup
Upmeyer, Spkr.	Wheeler	Wills	Windschitl
Wolfe	Worthan	Zumbach	Holt, Presiding

The nays were, 34:

Abdul-Samad	Anderson	Brown-Powers	Cohoon
Derry	Donahue	Gaines	Gaskill
Heddens	Hunter	Isenhardt	Jacoby
James	Judge	Kacena	Konfrst
Kressig	Kurth	Kurtz	Lensing
Mascher	Matson	Meyer, B.	Nielsen
Oldson	Olson	Smith, M.	Smith, R.
Staed	Steckman	Thede	Wessel-Kroeschell
Williams	Winckler		

Absent or not voting, 2:

Bearinger Jones

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Hagenow of Dallas asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 756, 765, 772** and **Senate Files 86, 188, 589, 599, 605, 608, 609, 615, 616, 618** and **619**.

HOUSE FILES WITHDRAWN

Hagenow of Dallas asked and received unanimous consent to withdraw House Files 148, 511, 641, 665, 729, 733, 739, 745, 747, 754 and 781 from further consideration by the House.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Bearinger of Fayette

MESSAGE FROM THE SENATE

The following messages were received from the Senate:

Madam Speaker: I am directed to inform your honorable body that the Senate has on April 23, 2019, amended and passed the following bill in which the concurrence of the House is asked:

House File 758, 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, providing for related matters, and including effective date provisions.

COMMITTEE REVISIONS

The Speaker announced the following changes to committee assignments effective immediately:

Environmental Protection
McKean, Chair removed

Ethics
McKean removed

Judiciary
McKean removed

Local Government
McKean removed

State Government
McKean removed

State Government Efficiency Review
McKean removed

SPONSORS ADDED

House Resolution 26	Hanusa of Pottawattamie
Gerhold of Benton	Shipleigh of Jefferson
Gassman of Winnebago	Gustafson of Madison
Upmeyer of Cerro Gordo	Windschitl of Harrison
Landon of Polk	A. Meyer of Webster
Salmon of Black Hawk	Sieck of Mills
Mohr of Scott	Mitchell of Henry
Baxter of Hancock	Best of Carroll
Worthan of Buena Vista	Paustian of Scott
Hein of Jones	Wills of Dickinson
Jacobsen of Pottawattamie	Thorup of Marion
Thompson of Greene	Sorensen of Adair

EXPLANATION OF VOTE

On April 23, 2019, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 772 – “aye”

Senate File 86 – “aye”

Fry of Clarke

On April 23, 2019, I inadvertently voted “nay” on amendment H–1274 to amendment H–1271. (S.F. 615 I meant to vote “aye”.

Prichard of Floyd

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on April 23, 2019, the following bills were approved and transmitted to the Secretary of State:

House File 323, an Act relating to the exploitation of a dependent adult by a caretaker.

House File 393, an Act relating to the reporting of certain gifts and bequests received by the executive branch.

House File 418, an Act relating to commercial driver's license requirements, and including applicability provisions.

House File 518, an Act relating to reimbursement for dually eligible Medicare and Medicaid members receiving the Medicare hospice benefit and Medicaid-only members electing the hospice benefit in a nursing facility.

House File 701, an Act relating to the continuance of lawful preexisting nonconforming uses by manufactured, modular, and mobile homes and site-built dwelling units.

Senate File 112, an Act relating to the requirements for certifications of trust and including applicability provisions.

Senate File 402, an Act providing for the good-faith submission of information, records, applications, and documents to the credit union division.

Senate File 403, an Act relating to the subpoena powers of the superintendent of credit unions, and making penalties applicable.

Senate File 506, an Act relating to procedural requirements for the merger of state credit unions.

Senate File 507, an Act relating to the definition of personal injuries arising out of and in the course of the employment for the purposes of compensable acts for workers' compensation.

COMMITTEE RECOMMENDATIONS

MADAM 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 603, a bill for an act authorizing use of concurrent enrollment programs for teaching certain subjects required under the educational standards and making an appropriation to fund enrollment of pupils under concurrent enrollment program agreements between certain accredited nonpublic schools and community colleges, and including retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H-1286** April 23, 2019.

Committee Bill (Formerly House Study Bill 250), relating to the statewide preschool program by modifying provisions relating to eligibility, funding, and compulsory attendance and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** April 23, 2019.

Committee Bill (Formerly House Study Bill 252), relating to rural economic development by establishing a rural economic revitalization center and requiring that a certain percentage of the tax incentives administered by the economic development authority be provided to projects located in small cities, and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** April 23, 2019.

Committee Bill (Formerly House Study Bill 255), expanding the national guard educational assistance program to provide educational assistance to national guard members who are enrolled in a curriculum leading to a doctor of medicine degree or a doctor of osteopathic medicine degree.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** April 23, 2019.

Committee Bill (Formerly House Study Bill 258), making appropriations to the department of public health for the gambling treatment program.

Fiscal Note: **No**

Recommendation: **Do Pass** April 23, 2019.

AMENDMENTS FILED

H-1272	H.F.	772	Carlson of Muscatine
H-1273	H.F.	781	Klein of Washington
H-1274	S.F.	615	Hunter of Polk
H-1275	H.F.	768	Zumbach of Linn
H-1276	S.F.	608	Best of Carroll
H-1277	S.F.	592	A. Meyer of Webster
H-1278	H.F.	743	Senate amendment
H-1279	S.F.	615	Anderson of Polk
H-1280	S.F.	615	Anderson of Polk

H-1281	S.F.	615	Anderson of Polk
			Bennett of Linn
			Breckenridge of Jasper
			Brown-Powers of Black Hawk
			Cohoon of Des Moines
			Derry of Polk
			Ehlert of Linn
			Gaines of Polk
			Hall of Woodbury
			Hunter of Polk
			Jacoby of Johnson
			Judge of Dallas
			Konfrst of Polk
			Kurth of Scott
			Lensing of Johnson
			Matson of Polk
			B. Meyer of Polk
			Oldson of Polk
			Ourth of Warren
			McKean of Jones
			M. Smith of Marshall
			Staed of Linn
			Sunde of Polk
			Wessel-Kroeschell of Story
			Winckler of Scott
			Wolfe of Clinton
H-1282	H.F.	779	Gaskill of Wapello
H-1283	S.F.	615	Breckenridge of Jasper
H-1284	S.F.	93	Jones of Clay
H-1285	S.F.	599	Jacobsen of Pottawattamie
H-1286	S.F.	603	Committee on Appropriations
H-1287	S.F.	615	Abdul-Samad of Polk
			Gaines of Polk
			R. Smith of Black Hawk
			Thede of Scott
H-1288	H.F.	758	Senate amendment
H-1289	H.F.	760	Wills of Dickinson

On motion by Hagenow of Dallas, the House adjourned at 8:39 p.m., until 8:30 a.m., Wednesday, April 24, 2019.

JOURNAL OF THE HOUSE

One Hundred-first Calendar Day - Sixty-sixth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, April 24, 2019

The House met pursuant to adjournment at 8:30 a.m., Speaker Upmeyer in the chair.

Prayer was offered by Pastor Tom Clegg, The Gateway Church, Des Moines. He was the guest of Forbes of Polk.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Alyssa Whitham, Minority Leader's Page from Osceola.

The Journal of Tuesday, April 23, 2019, was approved.

INTRODUCTION OF BILL

House File 785, by committee on Appropriations, a bill for an act relating to rural economic development by providing tax incentives for high-quality jobs in rural communities.

Read first time and placed on the **Appropriations calendar**.

ADOPTION OF HOUSE RESOLUTION 26

Hagenow of Dallas called up for consideration **House Resolution 26**, a resolution recognizing Megan Gustafson for her outstanding academic and college basketball career at the University of Iowa.

Hite of Mahaska moved the adoption of House Resolution 26.

The motion prevailed and the resolution was adopted.

SPECIAL PRESENTATION TO HOUSE PAGES

Speaker Upmeyer 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:

Alyssa Brouillet	Addie Cosgrove	Kevin Drahos
Ally Emberton	Victoria Fillipi	John Harding
Tyler Juffernbruch	Elizabeth Lara	Josiah Meier
Maxwell Oelmann	Morgan Rassel	Carissa Wenger
ShyAnn White	Alyssa Whitham	

Certificates of excellence for serving with honor and distinction as a House Page during the First Regular Session of the Eighty-eighth General Assembly were presented to the House Pages by Speaker Upmeyer, Majority Leader Hagenow and Minority Leader Prichard.

The House rose and expressed its appreciation.

The House stood at ease at 8:49 a.m., until the fall of the gavel.

The House resumed session at 3:11 p.m., Wheeler of Sioux in the chair.

QUORUM CALL

A non-record roll call was requested to determine that a quorum was present. The vote revealed ninety-five members present, five absent.

CONSIDERATION OF BILLS

Unfinished Business Calendar

Senate File 592, a bill for an act relating to the practice and licensure of physician assistants, and providing penalties, with report of committee recommending passage, was taken up for consideration.

A. Meyer of Webster offered amendment H-1277 filed by her.

Bossman of Woodbury offered amendment H-1290, to amendment H-1277, filed by him from the floor.

Lensing of Johnson rose on a point of order that amendment H-1290 was not germane, to amendment H-1277.

The Speaker ruled the point well taken and amendment H-1290 not germane, to amendment H-1277.

Bossman of Woodbury asked for unanimous consent to suspend the rules to consider amendment H-1290, to amendment H-1277.

Objection was raised.

Bossman of Woodbury moved to suspend the rules to consider amendment H-1290, to amendment H-1277.

Roll call was requested by Bossman of Woodbury and Hinson of Linn.

On the question "Shall the rules be suspended to consider amendment H-1290, to amendment H-1277?" (S.F. 592)

The ayes were, 53:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Holt	Huseman	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Landon	Lohse	Lundgren
Maxwell	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Osmundson	Paustian
Salmon	Sexton	Shipley	Sieck
Sorensen	Thompson	Thorup	Upmeyer, Spkr.
Wills	Windschitl	Worthan	Zumbach
Wheeler, Presiding			

The nays were, 47:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Cphoon	Derry
Donahue	Ehlert	Forbes	Gaines
Gaskill	Hall	Heddens	Hunter
Isenhardt	Jacoby	James	Judge
Kacena	Konfrst	Kressig	Kurth
Kurtz	Lensing	Mascher	Matson
McConkey	McKean	Meyer, B.	Nielsen

Oldson	Olson	Ourth	Prichard
Running-Marquardt	Smith, M.	Smith, R.	Staed
Steckman	Sunde	Thede	Wessel-Kroeschell
Williams	Winckler	Wolfe	

Absent or not voting, none.

The motion to suspend the rules prevailed.

Bossman of Woodbury moved the adoption of amendment H-1290, to amendment H-1277.

Amendment H-1290, to amendment H-1277, was adopted.

A. Meyer of Webster moved the adoption of amendment H-1277, as amended.

Amendment H-1277, as amended, was adopted.

A. Meyer of Webster 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. 592)

The ayes were, 97:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossman	Breckenridge	Brink
Brown-Powers	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gaskill	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hall	Hanusa
Heddens	Hein	Hinson	Hite
Holt	Hunter	Huseman	Isenhart
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kacena	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Kurtz	Landon	Lohse
Lundgren	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mommsen	Moore	Nielsen	Oldson
Olson	Osmundson	Ourth	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shipley	Sieck	Smith, M.	Smith, R.

Sorensen	Staed	Steckman	Sunde
Thede	Thompson	Thorup	Upmeyer, Spkr.
Wessel-Kroeschell	Williams	Wills	Winckler
Windschitl	Wolfe	Worthan	Zumbach
Wheeler, Presiding			

The nays were, 3:

Lensing	Mascher	Mohr
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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, as amended, was agreed to.

Senate File 203, a bill for an act relating to stocking private waters and fishing on such waters, with report of committee recommending amendment and passage, was taken up for consideration.

Fisher of Tama offered amendment H-1136 filed by the committee on Natural Resources and moved its adoption.

The committee amendment H-1136 was adopted, placing out of order amendment H-1137 filed by Isenhart of Dubuque on April 4, 2019.

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?" (S.F. 203)

The ayes were, 54:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Holt	Huseman	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Landon	Lohse	Lundgren
Maxwell	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Osmundson	Paustian
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Sorensen	Thompson	Thorup

Upmeyer, Spkr.	Wills	Windschitl	Worthan
Zumbach	Wheeler, Presiding		

The nays were, 46:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Cohoon	Derry
Donahue	Ehlert	Forbes	Gaines
Gaskill	Hall	Heddens	Hunter
Isenhardt	Jacoby	James	Judge
Kacena	Konfrst	Kressig	Kurth
Kurtz	Lensing	Mascher	Matson
McConkey	McKean	Meyer, B.	Nielsen
Oldson	Olson	Ourth	Prichard
Smith, M.	Smith, R.	Staed	Steckman
Sunde	Thede	Wessel-Kroeschell	Williams
Winckler	Wolfe		

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.

Appropriations Calendar

House File 742, a bill for an act relating to the assessment of an agricultural crime surcharge on criminal offenses involving crops, livestock, or honeybees, and making an appropriation, 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. 742)

The ayes were, 89:

Abdul-Samad	Bacon	Baxter	Bearinger
Bergan	Best	Bloomingdale	Bossman
Breckenridge	Brink	Brown-Powers	Carlson
Cohoon	Derry	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Fry	Gaines	Gaskill	Gassman
Gerhold	Grassley	Gustafson	Hagenow
Hall	Hanusa	Heddens	Hein
Hinson	Hite	Holt	Huseman

Jacobsen	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lohse	Lundgren
Matson	Maxwell	McKean	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommsen
Moore	Nielsen	Oldson	Olson
Osmundson	Ourth	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Smith, M.	Sorensen	Steckman
Sunde	Thede	Thompson	Thorup
Upmeyer, Spkr.	Wessel-Kroeschell	Williams	Wills
Windschitl	Wolfe	Worthan	Zumbach
Wheeler, Presiding			

The nays were, 11:

Anderson	Bennett	Hunter	Isenhart
Jacoby	Lensing	Mascher	McConkey
Smith, R.	Staed	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.

Ways and Means Calendar

House File 768, a bill for an act relating to agricultural development, by providing for the Iowa finance authority, a beginning farmer tax credit program, fees, and including effective date and retroactive applicability provisions, was taken up for consideration.

Zumbach of Linn offered amendment H-1275 filed by him.

Isenhart of Dubuque asked and received unanimous consent to withdraw amendment H-1291, to amendment H-1275 and amendment H-1292, to amendment H-1275, filed by him from the floor.

Zumbach of Linn moved the adoption of amendment H-1275.

Amendment H-1275 was adopted.

Zumbach of Linn asked and received unanimous consent to withdraw amendment H-1214 filed by him on April 15, 2019.

Zumbach 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. 768)

The ayes were, 99:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossman	Breckenridge	Brink
Brown-Powers	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gaskill	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hall	Hanusa
Heddens	Hein	Hinson	Hite
Holt	Huseman	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nielsen	Oldson	Olson	Osmundson
Ourth	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shiple	Sieck
Smith, M.	Smith, R.	Sorensen	Staed
Steckman	Sunde	Thede	Thompson
Thorup	Upmeyer, Spkr.	Wessel-Kroeschell	Williams
Wills	Winckler	Windschitl	Wolfe
Worthan	Zumbach	Wheeler,	
		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.

SENATE AMENDMENT CONSIDERED
House Concurred

Kerr of Louisa called up for consideration **House File 758**, 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, providing for related matters, and including effective date provisions, amended by the Senate amendment H-1288.

Winckler of Scott offered amendment H-1294, to the Senate amendment H-1288, filed by her from the floor and moved its adoption.

Roll call was requested by Winckler of Scott and Kressig of Black Hawk.

On the question "Shall amendment H-1294, to the Senate amendment H-1288, be adopted?" (H.F. 758)

The ayes were, 47:

Abdul-Samad	Anderson	Bearinger	Bennett
Bergan	Breckenridge	Brown-Powers	Cohon
Derry	Donahue	Ehlert	Forbes
Gaines	Gaskill	Heddens	Hunter
Isenhart	Jacoby	James	Judge
Kacena	Konfrst	Kressig	Kurth
Kurtz	Lensing	Lundgren	Mascher
Matson	McConkey	McKean	Meyer, B.
Nielsen	Oldson	Olson	Ourth
Running-Marquardt	Smith, M.	Smith, R.	Staed
Steckman	Sunde	Thede	Wessel-Kroeschell
Williams	Winckler	Wolfe	

The nays were, 53:

Bacon	Baxter	Best	Bloomingtondale
Bossman	Brink	Carlson	Deyoe
Dolecheck	Fisher	Fry	Gassman
Gerhold	Grassley	Gustafson	Hagenow
Hall	Hanusa	Hein	Hinson
Hite	Holt	Huseman	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Landon	Lohse	Maxwell
Meyer, A.	Mitchell	Mohr	Mommsen
Moore	Osmundson	Paustian	Prichard
Salmon	Sexton	ShIPLEY	Sieck

Sorensen	Thompson	Thorup	Upmeyer, Spkr.
Wills	Windschitl	Worthan	Zumbach
Wheeler, Presiding			

Absent or not voting, none.

Amendment H-1294, to the Senate amendment H-1288, lost.

Winckler of Scott offered amendment H-1295, to the Senate amendment H-1288, filed by her from the floor and moved its adoption.

Roll call was requested by Winckler of Scott and Konfrst of Polk.

On the question "Shall amendment H-1295, to the Senate amendment H-1288, be adopted?" (H.F. 758)

The ayes were, 47:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Cohoon	Derry
Donahue	Ehlert	Forbes	Gaines
Gaskill	Hall	Heddens	Hunter
Isenhardt	Jacoby	James	Judge
Kacena	Konfrst	Kressig	Kurth
Kurtz	Lensing	Mascher	Matson
McConkey	McKean	Meyer, B.	Nielsen
Oldson	Olson	Ourth	Prichard
Running-Marquardt	Smith, M.	Smith, R.	Staed
Steckman	Sunde	Thede	Wessel-Kroeschell
Williams	Winckler	Wolfe	

The nays were, 51:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Holt	Huseman	Jacobsen
Jeneary	Kaufmann	Kerr	Klein
Landon	Lohse	Lundgren	Maxwell
Meyer, A.	Mitchell	Mohr	Mommsen
Moore	Osmundson	Paustian	Salmon
Sexton	Shipley	Sieck	Sorensen
Thompson	Thorup	Wills	Windschitl
Worthan	Zumbach	Wheeler, Presiding	

Absent or not voting, 2:

Jones Upmeyer, Spkr.

Amendment H-1295, to the Senate amendment H-1288, lost.

Jacobsen of Pottawattamie rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point not well taken.

Kerr of Louisa moved that the House concur in the Senate amendment H-1288.

The motion prevailed and the House concurred in the Senate Amendment H-1288.

Kerr of Louisa 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. 758)

The ayes were, 54:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossmann	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Holt	Huseman	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Landon	Lohse	Lundgren
Maxwell	McKean	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Osmundson
Paustian	Salmon	Sexton	Shipley
Sieck	Sorensen	Thompson	Thorup
Upmeyer, Spkr.	Wills	Windschitl	Worthan
Zumbach	Wheeler, Presiding		

The nays were, 46:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Cohoon	Derry
Donahue	Ehlert	Forbes	Gaines
Gaskill	Hall	Heddens	Hunter

Isenhart	Jacoby	James	Judge
Kacena	Konfrst	Kressig	Kurth
Kurtz	Lensing	Mascher	Matson
McConkey	Meyer, B.	Nielsen	Oldson
Olson	Ourth	Prichard	Running-Marquardt
Smith, M.	Smith, R.	Staed	Steckman
Sunde	Thede	Wessel-Kroeschell	Williams
Winckler	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

Hagenow of Dallas asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 742, 758, 768** and **Senate Files 203** and **592**.

HOUSE FILES WITHDRAWN

Hagenow of Dallas asked and received unanimous consent to withdraw House Files 553 and 647 from further consideration by the House.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Madam Speaker: I am directed to inform your honorable body that the Senate has on April 24, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 224, a bill for an act relating to the criminal offense of lascivious conduct with a minor, and providing penalties.

Also: That the Senate has on April 24, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 263, a bill for an act relating to application fees for certain consumer loans.

Also: That the Senate has on April 24, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 289, a bill for an act concerning the distribution of gambling game receipts for charitable purposes.

Also: That the Senate has on April 24, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 303, a bill for an act relating to a statewide welcome center program.

Also: That the Senate has on April 24, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 305, a bill for an act relating to the enhance Iowa board and moneys allocated by the board.

Also: That the Senate has on April 24, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 486, a bill for an act relating to community catalyst building remediation grants for emergency projects.

Also: That the Senate has on April 24, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 569, a bill for an act relating to personal degradation of a dependent adult as a form of dependent adult abuse by a caretaker regulated by the department of human services, and making penalties applicable.

Also: That the Senate has on April 24, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 590, a bill for an act relating to tax return preparers, and providing penalties.

Also: That the Senate has on April 24, 2019, 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 commercial fishing to remove underused, undesirable, and injurious organisms from waters of the state, and including applicability provisions.

Also: That the Senate has on April 24, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 734, a bill for an act relating to postconviction DNA profiling procedure.

Also: That the Senate has on April 24, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 772, a bill for an act creating an empower rural Iowa Act to provide incentives for broadband and workforce housing, and including effective date and applicability provisions.

Also: That the Senate has on April 24, 2019, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 608, a bill for an act making appropriations to the department of cultural affairs, the economic development authority, the Iowa finance authority, the public employment relations board, the department of workforce development, the college student aid commission, and the state board of regents and certain regents institutions, and properly related matters.

Also: That the Senate has on April 24, 2019, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 616, a bill for an act relating to appropriations to the judicial branch.

W. CHARLES SMITHSON, Secretary

The House stood at ease at 5:11 p.m., until the fall of the gavel.

The House resumed session at 6:06 p.m., Speaker Upmeyer in the chair.

CONSIDERATION OF BILLS

Ways and Means Calendar

House File 760, a bill for an act relating to the exemption from the hotel and motel taxes for the renting of lodging after a certain number of consecutive days, was taken up for consideration.

Hite of Mahaska offered amendment H-1204 filed by him.

Wills of Dickinson asked and received unanimous consent to withdraw amendment H-1289, to amendment H-1204, filed by him on April 23, 2019.

Hite of Mahaska moved the adoption of amendment H-1204.

Amendment H-1204 was adopted.

Hite 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. 760)

The ayes were, 96:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossmann	Breckenridge	Brink
Brown-Powers	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gaskill	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nielsen	Oldson	Olson	Osmundson
Ourth	Paustian	Running-Marquardt	Salmon
Sexton	Sieck	Smith, M.	Smith, R.
Sorensen	Staed	Steckman	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Williams	Wills	Winckler	Windschitl
Wolfe	Worthan	Zumbach	Speaker Upmeyer

The nays were, 4:

Gassman	Prichard	Shipley	Wheeler
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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.

Unfinished Business Calendar

House File 777, a bill for an act relating to permits for vehicles of excessive size and weight, including vehicles transporting raw forest products, and providing for fees, was taken up for consideration.

SENATE FILE 629 SUBSTITUTED FOR HOUSE FILE 777

Hein of Jones asked and received unanimous consent to substitute Senate File 629 for House File 777.

Senate File 629, a bill for an act relating to permits for vehicles of excessive size and weight, including vehicles transporting raw forest products, and providing for fees, 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. 629)

The ayes were, 69:

Bacon	Baxter	Bearinger	Bergan
Best	Bloomingtondale	Bossman	Breckenridge
Brink	Carlson	Cohoon	Deyoe
Dolecheck	Ehlert	Fisher	Forbes
Fry	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hall	Hanusa
Hein	Hinson	Hite	Holt
Huseman	Jacobsen	Jacoby	Jeneary
Jones	Kaufmann	Kerr	Klein
Kressig	Landon	Lohse	Lundgren
Maxwell	McConkey	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Oldson	Olson	Ourth	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Sieck	Smith, M.	Sorensen	Thompson
Thorup	Wessel-Kroeschell	Wheeler	Williams
Wills	Windschitl	Worthan	Zumbach
Speaker			
Upmeyer			

The nays were, 31:

Abdul-Samad	Anderson	Bennett	Brown-Powers
Derry	Donahue	Gaines	Gaskill
Heddens	Hunter	Isenhardt	James
Judge	Kacena	Konfrst	Kurth
Kurtz	Lensing	Mascher	Matson
McKean	Nielsen	Osmundson	Shipley
Smith, R.	Staed	Steckman	Sunde
Thede	Winckler	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.

Ways and Means Calendar

House File 778, a bill for an act relating to taking a capital gain deduction for the sale of real property used in a farming business, was taken up for consideration.

Zumbach 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. 778)

The ayes were, 68:

Bacon	Baxter	Bearinger	Bergan
Best	Bloomingdale	Bossman	Breckenridge
Brink	Carlson	Deyoe	Dolecheck
Ehlert	Fisher	Forbes	Fry
Gaskill	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hall	Hanusa
Hein	Hinson	Hite	Holt
Huseman	Jacobsen	Jeneary	Jones
Judge	Kaufmann	Kerr	Klein
Kurtz	Landon	Lohse	Lundgren
Maxwell	McKean	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Osmundson	Ourth	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Smith, M.	Sorensen	Thompson
Thorup	Wheeler	Wills	Windschitl
Wolfe	Worthan	Zumbach	Speaker Upmeyer

The nays were, 32:

Abdul-Samad	Anderson	Bennett	Brown-Powers
Cohoon	Derry	Donahue	Gaines
Heddens	Hunter	Isenhart	Jacoby
James	Kacena	Konfrst	Kressig
Kurth	Lensing	Mascher	Matson
McConkey	Nielsen	Oldson	Olson
Smith, R.	Staed	Steckman	Sunde
Thede	Wessel-Kroeschell	Williams	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.

The House stood at ease at 6:34 p.m., until the fall of the gavel.

The House resumed session at 7:34 p.m., Speaker Upmeyer in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Madam Speaker: I am directed to inform your honorable body that the Senate has on April 24, 2019, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 615, a bill for an act relating to appropriations to the justice system, and including effective date and retroactive applicability provisions.

Also: That the Senate has on April 24, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 634, a bill for an act relating to local government budgets and property taxation by modifying provisions governing the establishment and approval of county and city budgets, requiring establishment of a property tax system advisory group, modifying provisions relating to property tax credits for persons who have reached sixty-five years of age, modifying provisions relating to the state appraisal manual, and including effective date and applicability provisions.

W. CHARLES SMITHSON, Secretary

SENATE MESSAGE CONSIDERED

Senate File 634, by committee on Ways and Means, a bill for an act relating to local government budgets and property taxation by modifying provisions governing the establishment and approval of county and city budgets, modifying provisions relating to the state appraisal manual, and including applicability provisions.

Read first time and **passed on file**.

IMMEDIATE MESSAGES

Hagenow of Dallas asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 760, 778** and **Senate File 629**.

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.

The House stood at ease at 7:41 p.m., until the fall of the gavel.

The House resumed session at 10:48 p.m., Windschitl of Harrison in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Madam Speaker: I am directed to inform your honorable body that the Senate has on April 24, 2019, amended and passed the following bill in which the concurrence of the House is asked:

House File 546, a bill for an act relating to school funding by modifying provisions relating to the collection of sales tax for deposit in the secure an advanced vision for education fund, provisions relating to the use of tax revenue from the secure an advanced vision for education fund, and provisions relating to the calculation of the additional property tax levy, and making appropriations.

Also: That the Senate has on April 24, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 689, a bill for an act relating to the removal of county veterans service officers.

Also: That the Senate has on April 24, 2019, amended and passed the following bill in which the concurrence of the House is asked:

House File 707, a bill for an act relating to service of process relating to juvenile delinquency proceedings and termination of the parent-child relationship proceedings.

Also: That the Senate has on April 24, 2019, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 86, a bill for an act requiring the department of natural resources to include anatomical donor symbols on certain licenses.

Also: That the Senate has on April 24, 2019, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 599, a bill for an act relating to hemp, including the regulation of hemp, providing for enforcement and the confiscation and destruction or disposal of certain

property, providing for fees, including penalties, and providing implementation and effective date provisions.

W. CHARLES SMITHSON, Secretary

Hagenow of Dallas moved to suspend Rule 75, regarding voting after midnight.

Roll call was requested by B. Meyer of Polk and Hagenow of Dallas.

On the question "Shall Rule 75 be suspended?"

The ayes were, 53:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossmann	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Holt	Huseman	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Landon	Lohse	Lundgren
Maxwell	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Osmundson	Paustian
Salmon	Sexton	Shipley	Sieck
Sorensen	Thompson	Thorup	Upmeyer, Spkr.
Wheeler	Wills	Worthan	Zumbach
Windschitl, Presiding			

The nays were, 47:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Cohoon	Derry
Donahue	Ehlert	Forbes	Gaines
Gaskill	Hall	Heddens	Hunter
Isenhardt	Jacoby	James	Judge
Kacena	Konfrst	Kressig	Kurth
Kurtz	Lensing	Mascher	Matson
McConkey	McKean	Meyer, B.	Nielsen
Oldson	Olson	Ourth	Prichard
Running-Marquardt	Smith, M.	Smith, R.	Staed
Steckman	Sunde	Thede	Wessel-Kroeschell
Williams	Winckler	Wolfe	

Absent or not voting, none.

The motion to suspend Rule 75 prevailed.

Ways and Means Calendar

House File 773, a bill for an act establishing budget limitations for counties and cities and including applicability provisions, was taken up for consideration.

Hite of Mahaska offered amendment H-1300 filed by him from the floor and moved its adoption.

Amendment H-1300 was adopted.

SENATE FILE 634 SUBSTITUTED FOR HOUSE FILE 773

Hite of Mahaska asked and received unanimous consent to substitute Senate File 634 for House File 773.

Senate File 634, a bill for an act relating to local government budgets and property taxation by modifying provisions governing the establishment and approval of county and city budgets, requiring establishment of a property tax system advisory group, modifying provisions relating to property tax credits for persons who have reached sixty-five years of age, modifying provisions relating to the state appraisal manual, and including effective date and applicability provisions, was taken up for consideration.

Kurth of Scott offered amendment H-1304 filed by her from the floor.

Hagenow of Dallas rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point well taken.

Prichard of Floyd rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point not well taken.

Bearinger of Fayette rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point well taken.

Hunter of Polk rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point not well taken.

Kurth of Scott moved the adoption of amendment H-1304.

Roll call was requested by Kurth of Scott and Konfrst of Polk.

On the question "Shall amendment H-1304 be adopted?" (S.F. 634)

The ayes were, 49:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Cphoon	Derry
Donahue	Ehlert	Forbes	Gaines
Gaskill	Hall	Hanusa	Heddens
Hunter	Isenhardt	Jacoby	James
Judge	Kacena	Konfrst	Kressig
Kurth	Kurtz	Lensing	Mascher
Matson	McConkey	McKean	Meyer, B.
Nielsen	Oldson	Olson	Ourth
Prichard	Running-Marquardt	Smith, M.	Smith, R.
Staed	Steckman	Sunde	Thede
Thorup	Wessel-Kroeschell	Williams	Winckler
Wolfe			

The nays were, 51:

Bacon	Baxter	Bergan	Best
Bloomingdale	Bossmann	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hein	Hinson	Hite
Holt	Huseman	Jacobsen	Jeneary
Jones	Kaufmann	Kerr	Klein
Landon	Lohse	Lundgren	Maxwell
Meyer, A.	Mitchell	Mohr	Mommsen
Moore	Osmundson	Paustian	Salmon
Sexton	Shipley	Sieck	Sorensen
Thompson	Upmeyer, Spkr.	Wheeler	Wills
Worthan	Zumbach	Windschitl, Presiding	

Absent or not voting, none.

Amendment H-1304 lost.

Speaker Upmeyer in the chair at 12:37 a.m.

Jacoby of Johnson offered amendment H-1302 filed by him from the floor and moved its adoption.

Roll call was requested by Jacoby of Johnson and Steckman of Cerro Gordo.

On the question "Shall amendment H-1302 be adopted?" (S.F. 634)

The ayes were, 47:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Cohon	Derry
Donahue	Ehlert	Forbes	Gaines
Gaskill	Hall	Heddens	Hunter
Isenhart	Jacoby	James	Judge
Kacena	Konfrst	Kressig	Kurth
Kurtz	Lensing	Mascher	Matson
McConkey	McKean	Meyer, B.	Nielsen
Oldson	Olson	Ourth	Prichard
Running-Marquardt	Smith, M.	Smith, R.	Staed
Steckman	Sunde	Thede	Wessel-Kroeschell
Williams	Winckler	Wolfe	

The nays were, 53:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Holt	Huseman	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Landon	Lohse	Lundgren
Maxwell	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Osmundson	Paustian
Salmon	Sexton	Shipley	Sieck
Sorensen	Thompson	Thorup	Wheeler
Wills	Windschitl	Worthan	Zumbach
Speaker			
Upmeyer			

Absent or not voting, none.

Amendment H-1302 lost.

Nielsen of Johnson offered amendment H-1301 filed by her from the floor.

Hite of Mahaska rose on a point of order that amendment H-1301 was not germane.

The Speaker ruled the point well taken and amendment H-1301 not germane.

Nielsen of Johnson asked for unanimous consent to suspend the rules to consider amendment H-1301.

Objection was raised.

Nielsen of Johnson moved to suspend the rules to consider amendment H-1301.

Roll call was requested by Nielsen of Johnson and R. Smith of Black Hawk.

On the question "Shall the rules be suspended to consider amendment H-1301?" (S.F. 634)

The ayes were, 47:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Cohoon	Derry
Donahue	Ehlert	Forbes	Gaines
Gaskill	Hall	Heddens	Hunter
Isenhart	Jacoby	James	Judge
Kacena	Konfrst	Kressig	Kurth
Kurtz	Lensing	Mascher	Matson
McConkey	McKean	Meyer, B.	Nielsen
Oldson	Olson	Ourth	Prichard
Running-Marquardt	Smith, M.	Smith, R.	Staed
Steckman	Sunde	Thede	Wessel-Kroeschell
Williams	Winckler	Wolfe	

The nays were, 53:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Holt	Huseman	Jacobsen

Jeneary	Jones	Kaufmann	Kerr
Klein	Landon	Lohse	Lundgren
Maxwell	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Osmundson	Paustian
Salmon	Sexton	Shipley	Sieck
Sorensen	Thompson	Thorup	Wheeler
Wills	Windschitl	Worthan	Zumbach
Speaker			
Upmeyer			

Absent or not voting, none.

The motion to suspend the rules lost.

Forbes of Polk offered amendment H-1303 filed by him from the floor.

Hite of Mahaska rose on a point of order that amendment H-1303 was not germane.

The Speaker ruled the point well taken and amendment H-1303 not germane.

Forbes of Polk asked for unanimous consent to suspend the rules to consider amendment H-1303.

Objection was raised.

Forbes of Polk moved to suspend the rules to consider amendment H-1303.

Roll call was requested by Forbes of Polk and Running-Marquardt of Linn.

On the question "Shall the rules be suspended to consider amendment H-1303?" (S.F. 634)

The ayes were, 47:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Cohoon	Derry
Donahue	Ehlert	Forbes	Gaines
Gaskill	Hall	Heddens	Hunter
Isenhardt	Jacoby	James	Judge
Kacena	Konfrst	Kressig	Kurth
Kurtz	Lensing	Mascher	Matson

McConkey	McKean	Meyer, B.	Nielsen
Oldson	Olson	Ourth	Prichard
Running-Marquardt	Smith, M.	Smith, R.	Staed
Steckman	Sunde	Thede	Wessel-Kroeschell
Williams	Winckler	Wolfe	

The nays were, 53:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Holt	Huseman	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Landon	Lohse	Lundgren
Maxwell	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Osmundson	Paustian
Salmon	Sexton	Shiple	Sieck
Sorensen	Thompson	Thorup	Wheeler
Wills	Windschitl	Worthan	Zumbach
Speaker			
Upmeyer			

Absent or not voting, none.

The motion to suspend the rules lost.

Windschitl of Harrison in the chair at 1:53 a.m.

Bearinger of Fayette rose on a point of order under Rule 10, decorum in debate.

The Speaker resolved the point of order.

Hite 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?" (S.F. 634)

The ayes were, 53:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Holt	Huseman	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Landon	Lohse	Lundgren
Maxwell	Meyer, A.	Mitchell	Mohr

Mommsen	Moore	Osmundson	Paustian
Salmon	Sexton	Shipley	Sieck
Sorensen	Thompson	Thorup	Upmeyer, Spkr.
Wheeler	Wills	Worthan	Zumbach
Windschitl, Presiding			

The nays were, 47:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Cphoon	Derry
Donahue	Ehlert	Forbes	Gaines
Gaskill	Hall	Heddens	Hunter
Isenhardt	Jacoby	James	Judge
Kacena	Konfrst	Kressig	Kurth
Kurtz	Lensing	Mascher	Matson
McConkey	McKean	Meyer, B.	Nielsen
Oldson	Olson	Ourth	Prichard
Running-Marquardt	Smith, M.	Smith, R.	Staed
Steckman	Sunde	Thede	Wessel-Kroeschell
Williams	Winckler	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 MESSAGE

Hagenow of Dallas asked and received unanimous consent that **Senate File 634** be immediately messaged to the Senate.

HOUSE FILES WITHDRAWN

Hagenow of Dallas asked and received unanimous consent to withdraw House Files 171, 773 and 777 from further consideration by the House.

SPONSORS ADDED

House File 374	Cphoon of Des Moines
Kurth of Scott	Thede of Scott
Winckler of Scott	Hunter of Polk
Anderson of Polk	Gaines of Polk
Lensing of Johnson	Brown-Powers of Black Hawk
Wolfe of Clinton	B. Meyer of Polk
Wessel-Kroeschell of Story	Olson of Polk
Bennett of Linn	Steckman of Cerro Gordo
Kacena of Woodbury	Nielsen of Johnson
Konfrst of Polk	

EXPLANATION OF VOTE

On April 18, 2019, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 328 – “aye”	Senate File 275 – “aye”
Senate File 323 – “nay”	Senate File 570 – “aye”

Also on April 22, 2019, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 744 – “aye”	House File 764 – “nay”
Senate File 567 – “aye”	

Also on April 23, 2019, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 765 – “nay”	House File 772 – “aye”
Senate File 86 – “aye”	Senate File 188 – “aye”
Senate File 599 – “aye”	Senate File 608 – “nay”
Senate File 609 – “nay”	Senate File 615 – “nay”
Senate File 616 – “nay”	

Bearinger of Fayette

On April 24, 2019, I inadvertently voted “nay” on amendment H-1294 to House File 758, I meant to vote “aye”.

Hall of Woodbury

On April 17, 2019, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 596 – “aye”	House File 609 – “aye”
House File 767 – “aye”	Senate File 170 – “aye”
Senate File 227 – “aye”	Senate File 283 – “aye”
Senate File 409 – “aye”	Senate File 475 – “aye”
Senate File 505 – “aye”	

Also on April 18, 2019, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 328 – “aye”
 House File 753 – “aye”
 Senate File 275 – “aye”
 Senate File 364 – “aye”
 Senate File 435 – “aye”
 Senate File 548 – “nay”
 Senate File 572 – “nay”

House File 379 – “aye”
 Senate File 158 – “aye”
 Senate File 323 – “aye”
 Senate File 394 – “aye”
 Senate File 531 – “aye”
 Senate File 570 – “aye”

Ourth of Warren

On April 24, 2019, I inadvertently voted “nay” on amendment H-1294 to House File 758, I meant to vote “aye”.

Prichard of Floyd

HOUSE STUDY BILL COMMITTEE ASSIGNMENT

H.S.B. 259 Appropriations

Relating to state and local finances by making appropriations, providing for legal and regulatory responsibilities, providing for other properly related matters, and including effective date, applicability, and retroactive applicability provisions.

HOUSE STUDY BILL SUBCOMMITTEE ASSIGNMENT

House Study Bill 259

Appropriations: Sorensen, Chair; Grassley and Hall.

RESOLUTION FILED

H.R. 27, by Isenhardt, Thede, Ourth, Jacoby, McKean, Staed, Forbes, Bennett, Kressig, Donahue, Kurtz, Kurth, Kacena, Gaskill, Hunter, Mascher, Anderson, Winckler, Lensing, Cohoon, Wolfe, Williams, Steckman, McConkey, James, Olson, Sunde, Derry, Matson, Wessel-Kroeschell, Brown-Powers, Heddens, Gaines, Ehlert, Konfrst, B. Meyer, Oldson, and Hall, a resolution of the Iowa General Assembly, on the occasion of

Earth Day, 2019, recognizing the threat of climate change and committing to necessary and appropriate legislative action to improve air quality, combat climate change, mitigate its effects, and position our economy for sustainable growth and job creation.

Laid over under **Rule 25**.

AMENDMENTS FILED

H-1290	S.F.	592	Bossman of Woodbury
H-1291	H.F.	768	Isenhart of Dubuque
H-1292	H.F.	768	Isenhart of Dubuque
H-1293	S.F.	597	Bossman of Woodbury
H-1294	H.F.	758	Winckler of Scott
H-1295	H.F.	758	Winckler of Scott
H-1296	S.F.	139	Dolecheck of Ringgold
H-1297	H.F.	779	Kressig of Black Hawk
H-1298	S.F.	597	Kressig of Black Hawk
H-1299	H.F.	604	Senate amendment
H-1300	H.F.	773	Hite of Mahaska
H-1301	S.F.	634	Nielsen of Johnson
H-1302	S.F.	634	Jacoby of Johnson
H-1303	S.F.	634	Forbes of Polk
H-1304	S.F.	634	Kurth of Scott
H-1305	H.F.	707	Senate amendment
H-1306	H.F.	546	Senate amendment
H-1307	H.F.	499	Brink of Mahaska

On motion by Hagenow of Dallas, the House adjourned at 2:52 a.m., until 8:30 a.m., Thursday, April 25, 2019.

JOURNAL OF THE HOUSE

One Hundred-second Calendar Day - Sixty-second Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, April 25, 2019

The House met pursuant to adjournment at 8:31 a.m., Speaker Upmeyer in the chair.

Prayer was offered by Pastor Elaine Siemsen, Immanuel Lutheran Church, Cresco. She was the guest of Bloomingdale of Worth.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Morgan Rassel, Page from Kingsley.

The Journal of Wednesday, April 24, 2019, was approved.

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

The House resumed session at 3:16 p.m., Windschitl of Harrison in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Madam Speaker: I am directed to inform your honorable body that the Senate has on April 25, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 328, a bill for an act relating to the definition of vulnerable elder.

Also: That the Senate has on April 25, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 422, a bill for an act relating to the provision of health care services via telehealth for the civil commitment unit for sexual offenders.

Also: That the Senate has on April 25, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 485, a bill for an act concerning state purchasing requirements relating to targeted small business procurement goals.

Also: That the Senate has on April 25, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 642, a bill for an act relating to the release of certain confidential information by the department of human services to multidisciplinary teams and making penalties applicable.

Also: That the Senate has on April 25, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 768, a bill for an act relating to agricultural development, by providing for the Iowa finance authority, a beginning farmer tax credit program, fees, and including effective date and retroactive applicability provisions.

Also: That the Senate has on April 25, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 778, a bill for an act relating to taking a capital gain deduction for the sale of real property used in a farming business.

Also: That the Senate has on April 25, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 228, a bill for an act relating to bioscience-based economic development, the establishment of a bioscience development corporation, and membership on the Iowa innovation council.

Also: That the Senate has on April 25, 2019, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 306, a bill for an act establishing a lake Manawa state park user fee pilot program and a Waubonsie state park user fee pilot program.

W. CHARLES SMITHSON, Secretary

INTRODUCTION OF BILL

House File 786, by committee on Appropriations, a bill for an act relating to state and local finances by making appropriations, providing for legal and regulatory responsibilities, providing for other properly related matters, and including effective date, applicability, and retroactive applicability provisions.

Read first time and placed on the **Appropriations calendar**.

SENATE MESSAGE CONSIDERED

Senate File 228, by committee on Commerce, a bill for an act relating to bioscience-based economic development, the establishment of a bioscience development corporation, and membership on the Iowa innovation council.

Read first time and **passed on file**.

CONSIDERATION OF BILLS
Ways and Means Calendar

House File 769, a bill for an act relating to the gross weight of special trucks, and providing fees, 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?" (H.F. 769)

The ayes were, 99:

Anderson	Bacon	Baxter	Bearinger
Bennett	Bergan	Best	Bloomington
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nielsen	Oldson	Olson	Osmundson
Ourth	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Smith, M.	Smith, R.	Sorensen	Staed
Steckman	Sunde	Thede	Thompson
Thorup	Upmeyer, Spkr.	Wessel-Kroeschell	Wheeler
Williams	Wills	Winckler	Wolfe
Worthan	Zumbach	Windschitl, Presiding	

The nays were, none.

Absent or not voting, 1:

Abdul-Samad

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Senate File 597, a bill for an act exempting from the sales tax certain items and services sold or furnished to nonprofit blood centers, including effective date and retroactive applicability provisions, with report of committee recommending passage, was taken up for consideration.

Kressig of Black Hawk offered amendment H-1298 filed by him.

Bossman of Woodbury rose on a point of order that amendment H-1298 was not germane.

The Speaker ruled the point well taken and amendment H-1298 not germane.

Kressig of Black Hawk asked for unanimous consent to suspend the rules to consider amendment H-1298.

Objection was raised.

Kressig of Black Hawk moved to suspend the rules to consider amendment H-1298.

Roll call was requested by Kressig of Black Hawk and Olson of Polk.

On the question "Shall the rules be suspended to consider amendment H-1298?" (S.F. 597)

The ayes were, 47:

Anderson	Bearinger	Bennett	Breckenridge
Brown-Powers	Cohoon	Derry	Donahue
Ehlert	Forbes	Gaines	Gaskill
Hagenow	Hall	Heddens	Hunter
Isenhart	Jacoby	James	Judge
Kacena	Konfrst	Kressig	Kurth

Kurtz	Lensing	Mascher	Matson
McConkey	McKean	Meyer, B.	Nielsen
Oldson	Olson	Ourth	Prichard
Running-Marquardt	Smith, M.	Smith, R.	Staed
Steckman	Sunde	Thede	Wessel-Kroeschell
Williams	Winckler	Wolfe	

The nays were, 51:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hanusa	Hein	Hinson	Hite
Holt	Huseman	Jacobsen	Jeneary
Jones	Kaufmann	Kerr	Klein
Landon	Lohse	Lundgren	Maxwell
Meyer, A.	Mitchell	Mohr	Mommsen
Moore	Osmundson	Paustian	Salmon
Sexton	Shipley	Sieck	Sorensen
Thompson	Thorup	Wheeler	Wills
Worthan	Zumbach	Windschitl,	
		Presiding	

Absent or not voting, 2:

Abdul-Samad Upmeyer, Spkr.

The motion to suspend the rules lost.

Bossman of Woodbury offered amendment H-1293 filed by him and moved its adoption.

Amendment H-1293 was adopted.

Bossman 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. 597)

The ayes were, 99:

Anderson	Bacon	Baxter	Bearinger
Bennett	Bergan	Best	Bloomingtondale
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill

Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhart	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nielsen	Oldson	Olson	Osmundson
Ourth	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Smith, M.	Smith, R.	Sorensen	Staed
Steckman	Sunde	Thede	Thompson
Thorup	Upmeyer, Spkr.	Wessel-Kroeschell	Wheeler
Williams	Wills	Winckler	Wolfe
Worthan	Zumbach	Windschitl, Presiding	

The nays were, none.

Absent or not voting, 1:

Abdul-Samad

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

Jacobsen of Pottawattamie called up for consideration **House File 692**, a bill for an act relating to the tracking and counting of mailed absentee ballots, amended by the Senate amendment H-1244.

Kaufmann of Cedar offered amendment H-1308, to the Senate amendment H-1244, filed by him from the floor and moved its adoption.

Amendment H-1308, to the Senate amendment H-1244, was adopted.

Kaufmann of Cedar moved that the House concur in the Senate amendment H-1244, as amended.

The motion prevailed and the House concurred in the Senate amendment H-1244, as amended.

Jacobsen of Pottawattamie 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. 692)

The ayes were, 98:

Anderson	Bacon	Baxter	Bearinger
Bennett	Bergan	Best	Bloomingtondale
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nielsen	Oldson	Olson	Osmundson
Ourth	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Smith, M.	Smith, R.	Sorensen	Staed
Steckman	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Wheeler	Williams
Wills	Winckler	Wolfe	Worthan
Zumbach	Windschitl, Presiding		

The nays were, none.

Absent or not voting, 2:

Abdul-Samad Upmeyer, Spkr.

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 743**, a bill for an act requiring that the general assembly provide for the

publication of certain material and associated electronic records pertaining to official legal publications, 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.

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. 743)

The ayes were, 99:

Anderson	Bacon	Baxter	Bearinger
Bennett	Bergan	Best	Bloomngdale
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhart	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nielsen	Oldson	Olson	Osmundson
Ourth	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shiple	Sieck
Smith, M.	Smith, R.	Sorensen	Staed
Steckman	Sunde	Thede	Thompson
Thorup	Upmeyer, Spkr.	Wessel-Kroeschell	Wheeler
Williams	Wills	Winckler	Wolfe
Worthan	Zumbach	Windschitl,	
		Presiding	

The nays were, none.

Absent or not voting, 1:

Abdul-Samad

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 780, a bill for an act relating to abandoned structures and abatement of public nuisances, was taken up for consideration.

SENATE FILE 93 SUBSTITUTED FOR HOUSE FILE 780

Thompson of Greene asked and received unanimous consent to substitute Senate File 93 for House File 780.

Senate File 93, a bill for an act relating to abandoned structures and abatement of public nuisances, was taken up for consideration.

Jones of Clay offered amendment H-1284 filed by her and moved its adoption.

Amendment H-1284 was adopted.

Thompson of Greene 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. 93)

The ayes were, 90:

Anderson	Bacon	Baxter	Bearinger
Bennett	Bergan	Best	Bloomingtondale
Bossmann	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Ehlert	Fisher	Forbes
Fry	Gaines	Gaskill	Gassman
Gerhold	Grassley	Gustafson	Hagenow
Hall	Hanusa	Heddens	Hein
Hinson	Hite	Holt	Hunter
Huseman	Isenhardt	Jacobsen	Jacoby
Jeneary	Jones	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurtz	Landon	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore

Oldson	Olson	Osmundson	Ourth
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shibley	Sieck	Smith, M.
Sorensen	Staed	Steckman	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Wheeler	Wills	Winckler	Worthan
Zumbach	Windschitl, Presiding		

The nays were, 8:

Donahue	James	Kacena	Kurth
Nielsen	Smith, R.	Williams	Wolfe

Absent or not voting, 2:

Abdul-Samad Upmeyer, Spkr.

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

Zumbach of Linn called up for consideration **House File 604**, a bill for an act relating to commercial fishing to remove underused, undesirable, and injurious organisms from waters of the state, and including applicability provisions, amended by the Senate, and moved that the House concur in the Senate amendment H-1299.

The motion prevailed and the House concurred in the Senate amendment H-1299.

Zumbach of Linn 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. 604)

The ayes were, 98:

Anderson	Bacon	Baxter	Bearinger
Bennett	Bergan	Best	Bloomingdale
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Dayoe

Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhart	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nielsen	Oldson	Olson	Osmundson
Ourth	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Smith, M.	Smith, R.	Sorensen	Staed
Steckman	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Wheeler	Williams
Wills	Winckler	Wolfe	Worthan
Zumbach	Windschitl, Presiding		

The nays were, none.

Absent or not voting, 2:

Abdul-Samad Upmeyer, Spkr.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House Concurred

Kaufmann of Cedar called up for consideration **House File 707**, a bill for an act relating to service of process relating to juvenile delinquency proceedings and termination of the parent-child relationship proceedings, amended by the Senate, and moved that the House concur in the Senate amendment H-1305.

The motion prevailed and the House concurred in the Senate amendment H-1305.

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. 707)

The ayes were, 99:

Anderson	Bacon	Baxter	Bearinger
Bennett	Bergan	Best	Bloomington
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nielsen	Oldson	Olson	Osmundson
Ourth	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Smith, M.	Smith, R.	Sorensen	Staed
Steckman	Sunde	Thede	Thompson
Thorup	Upmeyer, Spkr.	Wessel-Kroeschell	Wheeler
Williams	Wills	Winckler	Wolfe
Worthan	Zumbach	Windschitl,	
		Presiding	

The nays were, none.

Absent or not voting, 1:

Abdul-Samad

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House Concurred

Bossman of Woodbury called up for consideration **House File 546**, a bill for an act relating to school funding by modifying provisions relating to the collection of sales tax for deposit in the secure an advanced vision for education fund, provisions relating to the use of tax revenue from the secure an advanced vision for education fund, and provisions relating to the calculation of the additional property

tax levy, and making appropriations, amended by the Senate, and moved that the House concur in the Senate amendment H-1306.

The motion prevailed and the House concurred in the Senate amendment H-1306.

Bossman of Woodbury 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. 546)

The ayes were, 95:

Anderson	Bacon	Baxter	Bearinger
Bennett	Bergan	Best	Bloomington
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Jacobsen	Jacoby
James	Jeneary	Jones	Judge
Kacena	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Kurtz
Landon	Lensing	Lohse	Lundgren
Mascher	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Oldson	Olson	Osmundson	Ourth
Paustian	Prichard	Salmon	Sexton
Sieck	Smith, M.	Smith, R.	Sorensen
Staed	Steckman	Sunde	Thede
Thompson	Thorup	Upmeyer, Spkr.	Wessel-Kroeschell
Williams	Wills	Winckler	Wolfe
Worthan	Zumbach	Windschitl, Presiding	

The nays were, 4:

Isenhardt	Running-Marquardt	Shipley	Wheeler
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Absent or not voting, 1:

Abdul-Samad

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House Concurred

Brink of Mahaska called up for consideration **House File 499**, a bill for an act relating to passenger automobiles designed to carry ten or fewer persons when used as school buses, amended by the Senate amendment H-1257.

Brink of Mahaska offered amendment H-1307, to the Senate amendment H-1257, filed by her and moved its adoption.

Amendment H-1307, to the Senate amendment H-1257, was adopted.

Brink of Mahaska moved that the House concur in the Senate amendment H-1257, as amended.

The motion prevailed and the House concurred in the Senate amendment H-1257, as amended.

Brink of Mahaska 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. 499)

The ayes were, 99:

Anderson	Bacon	Baxter	Bearinger
Bennett	Bergan	Best	Bloomingtondale
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhart	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lohse

Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nielsen	Oldson	Olson	Osmundson
Ourth	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Smith, M.	Smith, R.	Sorensen	Staed
Steckman	Sunde	Thede	Thompson
Thorup	Upmeyer, Spkr.	Wessel-Kroeschell	Wheeler
Williams	Wills	Winckler	Wolfe
Worthan	Zumbach	Windschitl, Presiding	

The nays were, none.

Absent or not voting, 1:

Abdul-Samad

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

Hagenow of Dallas asked and received unanimous consent for the immediate consideration of House Files 420, 477, 771, 782 and Senate Files 337 and, 377.

Unfinished Business Calendar

House File 420, a bill for an act relating to a financial literacy requirement under the state's educational standards, was taken up for consideration.

SENATE FILE 139 SUBSTITUTED FOR HOUSE FILE 420

A. Meyer of Webster asked and received unanimous consent to substitute Senate File 139 for House File 420.

Senate File 139, a bill for an act relating to a financial literacy requirement under the state's educational standards, was taken up for consideration.

A. Meyer of Webster offered amendment H-1296 filed by Dolecheck of Ringgold and moved its adoption.

Amendment H-1296 was adopted.

A. Meyer of Webster 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. 139)

The ayes were, 96:

Anderson	Bacon	Baxter	Bearinger
Bennett	Bergan	Best	Bloomingdale
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhart	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Nielsen
Oldson	Olson	Osmundson	Ourth
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Sieck	Smith, M.	Smith, R.
Sorensen	Staed	Steckman	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Wheeler	Williams	Wills	Winckler
Wolfe	Worthan	Zumbach	Windschitl, Presiding

The nays were, 2:

Moore Shipley

Absent or not voting, 2:

Abdul-Samad Upmeyer, Spkr.

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 bioscience-based economic development, the establishment of a bioscience development corporation, and membership on the Iowa innovation council, was taken up for consideration.

SENATE FILE 228 SUBSTITUTED FOR HOUSE FILE 477

Lohse of Polk asked and received unanimous consent to substitute Senate File 228 for House File 477.

Senate File 228, a bill for an act relating to bioscience-based economic development, the establishment of a bioscience development corporation, and membership on the Iowa innovation council, was taken up for consideration.

Lohse 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. 228)

The ayes were, 99:

Anderson	Bacon	Baxter	Bearinger
Bennett	Bergan	Best	Bloomingtondale
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhart	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommson	Moore
Nielsen	Oldson	Olson	Osmundson
Ourth	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Smith, M.	Smith, R.	Sorensen	Staed
Steckman	Sunde	Thede	Thompson
Thorup	Upmeyer, Spkr.	Wessel-Kroeschell	Wheeler
Williams	Wills	Winckler	Wolfe
Worthan	Zumbach	Windschitl,	
		Presiding	

The nays were, none.

Absent or not voting, 1:

Abdul-Samad

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Senate File 377, a bill for an act extending immunity from tort liability to certain nonprofit corporations providing emergency response services, with report of committee recommending passage, was taken up for consideration.

Bergan of Winneshiek 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. 377)

The ayes were, 98:

Anderson	Bacon	Baxter	Bearinger
Bennett	Bergan	Best	Bloomingtondale
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhart	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nielsen	Oldson	Olson	Osmundson
Ourth	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shiple	Sieck
Smith, M.	Smith, R.	Sorensen	Staed
Steckman	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Wheeler	Williams
Wills	Winckler	Wolfe	Worthan
Zumbach	Windschitl,		
	Presiding		

The nays were, none.

Absent or not voting, 2:

Abdul-Samad Upmeyer, Spkr.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Senate File 337, a bill for an act providing for exceptions to the state child labor law, with report of committee recommending passage, was taken up for consideration.

Thompson of Greene 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. 337)

The ayes were, 98:

Anderson	Bacon	Baxter	Bearinger
Bennett	Bergan	Best	Bloomingtondale
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nielsen	Oldson	Olson	Osmundson
Ourth	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shiple	Sieck
Smith, M.	Smith, R.	Sorensen	Staed
Steckman	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Wheeler	Williams
Wills	Winckler	Wolfe	Worthan
Zumbach	Windschitl, Presiding		

The nays were, none.

Absent or not voting, 2:

Abdul-Samad Upmeyer, Spkr.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Appropriations Calendar

House File 782, a bill for an act making appropriations to the department of public health for the gambling treatment program, was taken up for consideration.

SENATE FILE 632 SUBSTITUTED FOR HOUSE FILE 782

Fry of Clarke asked and received unanimous consent to substitute Senate File 632 for House File 782.

Senate File 632, a bill for an act making appropriations to the department of public health for the gambling treatment program, 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?" (S.F. 632)

The ayes were, 98:

Anderson	Bacon	Baxter	Bearinger
Bennett	Bergan	Best	Bloomingtondale
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nielsen	Oldson	Olson	Osmundson
Ourth	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck

Smith, M.	Smith, R.	Sorensen	Staed
Steckman	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Wheeler	Williams
Wills	Winckler	Wolfe	Worthan
Zumbach	Windschitl, Presiding		

The nays were, none.

Absent or not voting, 2:

Abdul-Samad Upmeyer, Spkr.

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 771, a bill for an act relating to the child and dependent care and early childhood development tax credits, and including applicability provisions, was taken up for consideration.

Bossman 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. 771)

The ayes were, 97:

Anderson	Bacon	Baxter	Bearinger
Bennett	Bergan	Best	Bloomingtondale
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Huseman	Ishenart	Jacobsen	Jacoby
James	Jeneary	Jones	Judge
Kacena	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Kurtz
Landon	Lensing	Lohse	Lundgren
Mascher	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Oldson	Olson	Osmundson	Ourth

Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Smith, M.
Smith, R.	Sorensen	Staed	Steckman
Sunde	Thede	Thompson	Thorup
Wessel-Kroeschell	Wheeler	Williams	Wills
Winckler	Wolfe	Worthan	Zumbach
Windschitl, Presiding			

The nays were, 1:

Hunter

Absent or not voting, 2:

Abdul-Samad Upmeyer, Spkr.

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Hagenow of Dallas asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 499, 546, 604, 692, 707, 743, 769, 771** and **Senate Files 93, 139, 228, 337, 377, 597** and **632**.

The House stood at ease at 4:34 p.m., until the fall of the gavel.

The House resumed session at 5:51 p.m., Windschitl of Harrison in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Madam Speaker: I am directed to inform your honorable body that the Senate has on April 25, 2019, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

House File 499, a bill for an act relating to passenger automobiles designed to carry ten or fewer persons when used as school buses.

Also: That the Senate has on April 25, 2019, amended and passed the following bill in which the concurrence of the House is asked:

House File 531, a bill for an act concerning unemployment insurance and including effective date and applicability provisions.

Also: That the Senate has on April 25, 2019, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

House File 692, a bill for an act relating to the tracking and counting of mailed absentee ballots.

Also: That the Senate has on April 25, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 694, a bill for an act establishing an emergency medical services personnel licensure interstate compact.

Also: That the Senate has on April 25, 2019, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 93, a bill for an act relating to abandoned structures and abatement of public nuisances.

Also: That the Senate has on April 25, 2019, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 139, a bill for an act relating to a financial literacy requirement under the state's educational standards.

Also: That the Senate has on April 25, 2019, concurred in the House amendment and passed the following bill in which the concurrence of the House is asked:

Senate File 502, a bill for an act relating to disclosures of certain information, including reprisals with respect to employees of a political subdivision of the state and providing information to employees concerning the office of ombudsman.

Also: That the Senate has on April 25, 2019, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 589, a bill for an act relating to criminal law and procedure including certain related administrative proceedings, providing penalties, and including effective date and applicability provisions.

W. CHARLES SMITHSON, Secretary

CONSIDERATION OF BILLS Ways and Means Calendar

House File 339, a bill for an act relating to certain tax credits awarded by the economic development authority for equity investments in qualifying businesses or innovation funds and including effective date provisions, was taken up for consideration.

Grassley of Butler offered amendment H-1310 filed by him from the floor and moved its adoption.

Amendment H-1310 was adopted.

Carlson 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. 339)

The ayes were, 95:

Anderson	Bacon	Baxter	Bearinger
Bennett	Bergan	Best	Bloomingtondale
Bossmann	Brink	Brown-Powers	Carlson
Cohoon	Derry	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Fry	Gaines	Gaskill	Gassman
Gerhold	Grassley	Gustafson	Hagenow
Hall	Hanusa	Heddens	Hein
Hinson	Hite	Holt	Huseman
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kacena
Kaufmann	Kerr	Klein	Konfrst
Kressig	Kurth	Kurtz	Landon
Lensing	Lohse	Lundgren	Mascher
Matson	Maxwell	McConkey	McKean
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nielsen	Oldson
Osmundson	Ourth	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shiplee
Sieck	Smith, M.	Smith, R.	Sorensen
Staed	Steckman	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Wheeler
Williams	Wills	Winckler	Wolfe
Worhan	Zumbach	Windschitl,	
		Presiding	

The nays were, 2:

Hunter Olson

Absent or not voting, 3:

Abdul-Samad Breckenridge Upmeyer, Spkr.

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

House File 779, a bill for an act relating to the administration of the tax and related laws by the department of revenue, including the administration and modification of certain tax credits and refunds, the individual and corporate income taxes, franchise taxes, sales and use taxes, and automobile rental excise taxes, the assessment of property owned by certain long distance telephone companies, establishing a taxation and exemption of computers task force, and providing for other properly related matters, making penalties applicable, and including effective date and retroactive applicability provisions, was taken up for consideration.

Hite of Mahaska offered amendment H-1309 filed by him from the floor.

Bloomington of Worth offered amendment H-1311, to amendment H-1309, filed by her from the floor and moved its adoption.

Amendment H-1311, to amendment H-1309, was adopted.

Hite of Mahaska moved the adoption of amendment H-1309, as amended.

Amendment H-1309, as amended, was adopted.

Gaskill of Wapello asked and received unanimous consent to withdraw amendment H-1282 filed by her on April 23, 2019.

Kressig of Black Hawk offered amendment H-1297 filed by him.

Hite of Mahaska rose on a point of order that amendment H-1297 was not germane.

The Speaker ruled the point well taken and amendment H-1297 not germane.

Kressig of Black Hawk asked for unanimous consent to suspend the rules to consider amendment H-1297.

Objection was raised.

Kressig of Black Hawk moved to suspend the rules to consider amendment H-1297.

Roll call was requested by Kressig of Black Hawk and James of Dubuque.

On the question "Shall the rules be suspended to consider amendment H-1297?" (H.F. 779)

The ayes were, 46:

Anderson	Bearinger	Bennett	Brown-Powers
Cohoon	Derry	Donahue	Ehlert
Forbes	Gaines	Gaskill	Hall
Heddens	Hunter	Isenhart	Jacoby
James	Judge	Kacena	Konfrst
Kressig	Kurth	Kurtz	Lensing
Lohse	Mascher	Matson	McConkey
McKean	Meyer, B.	Nielsen	Oldson
Olson	Ourth	Prichard	Running-Marquardt
Smith, M.	Smith, R.	Staed	Steckman
Sunde	Thede	Wessel-Kroeschell	Williams
Winckler	Wolfe		

The nays were, 52:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Holt	Huseman	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Landon	Lundgren	Maxwell
Meyer, A.	Mitchell	Mohr	Mommsen
Moore	Osmundson	Paustian	Salmon
Sexton	Shiple	Sieck	Sorensen
Thompson	Thorup	Upmeyer, Spkr.	Wheeler
Wills	Worthan	Zumbach	Windschitl, Presiding

Absent or not voting, 2:

Abdul-Samad Breckenridge

The motion to suspend the rules lost.

Hite 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. 779)

The ayes were, 90:

Bacon	Baxter	Bearinger	Bennett
Bergan	Best	Bloomingle	Bossman
Brink	Brown-Powers	Carlson	Cohoon
Derry	Deyoe	Dolecheck	Donahue
Ehlert	Fisher	Forbes	Fry
Gaines	Gaskill	Gassman	Gerhold
Grassley	Gustafson	Hagenow	Hall
Hanusa	Heddens	Hein	Hinson
Hite	Holt	Huseman	Isenhart
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kacena	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurtz	Landon	Lohse	Lundgren
Mascher	Matson	Maxwell	McConkey
McKean	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Osmundson	Ourth	Paustian	Richard
Running-Marquardt	Salmon	Sexton	Shiple
Sieck	Smith, M.	Smith, R.	Sorensen
Staed	Steckman	Sunde	Thede
Thompson	Thorup	Upmeyer, Spkr.	Wheeler
Williams	Wills	Wolfe	Worthan
Zumbach	Windschitl, Presiding		

The nays were, 8:

Anderson	Hunter	Kurth	Lensing
Oldson	Olson	Wessel-Kroeschell	Winckler

Absent or not voting, 2:

Abdul-Samad	Breckenridge
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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 Dallas asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 339 and 779.**

HOUSE FILES WITHDRAWN

Hagenow of Dallas asked and received unanimous consent to withdraw House Files 75, 227, 420, 483, 477, 676, 780 and 782 from further consideration by the House.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Abdul-Samad of Polk

Breckenridge of Jasper

SUPPLEMENTAL REPORT OF THE COMMITTEE ON ADMINISTRATION AND RULES

April 25, 2019

To: Administration & Rules Committee

From: Carmine Boal, Chief Clerk

Pursuant to Senate Concurrent Resolution 1, 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 Appoint- ment</u>	<u>Effective Date</u>
Admin. Assist. to Spkr. I	Colin M. Tadlock	29-7 to	P-FT	09-21-18
Admin. Assist. to Spkr. II		32-6		
Leg. Comm. Secretary	Dani L. Boal	17-2 to	S-O	01-25-19
		17-3		
Leg. Comm. Secretary	Susan R. Foster	18-2 to	S-O	01-25-19
		18-3		
Leg. Secretary	Deidre J. Fudge	16-1 to	S-O	01-25-19
		16-2		
Leg. Secretary	Betty M. Gustafson	16-2 to	S-O	01-25-19
		16-3		
Leg. Res. Analyst I	Alison R. Ver Schuer	29-7 to	P-FT	01-25-19
		29-8		
Leg. Secretary	Alyson B. Sorensen	16-1	S-O	02-04-19
Leg. Secretary	Talynn D. Griggs	16-2 to	S-O	02-08-19
		16-3		
Leg. Secretary	Stephanie A. Smith	16-1	S-O	02-18-19
Leg. Comm. Secretary	Phyllis M. Toy	17-3 to	S-O	02-22-19
		17-4		
Leg. Secretary	Emily K. Gengler	15-1	S-O	03-01-19
Leg. Secretary	Valerie J. Nolte	17-1	S-O	03-04-19
Leg. Secretary	Bobbi L. Fogle	15-1 to	S-O	03-08-19
		15-2		

<u>Position</u>	<u>Name</u>	<u>Grade- and Step</u>	<u>Class of Appoint- ment</u>	<u>Effective Date</u>
Leg. Secretary	Matthew L. Wilcox	16-1	S-O	03-08-19
Doorkeeper	Dennis N. Walsh	11-1 to 11-2	S-O	03-08-19
Leg. Comm. Secretary	Megan C. Adam	17-1 to 17-2	S-O	03-22-19
Leg. Comm. Secretary	Samantha K. Betz	18-1 to 18-2	S-O	03-22-19
Leg. Comm. Secretary	David L. Blom	17-1 to 17-2	S-O	03-22-19
Leg. Secretary	Alexandra J. Boettcher	17-1 to 17-2	S-O	03-22-19
Leg. Secretary	Lyra E. Halsten	16-1 to 16-2	S-O	03-22-19
Leg. Comm. Secretary	Angie J. Heartsill	18-7 to 18-8	S-O	03-22-19
Leg. Secretary	John M. Hirl	16-1 to 16-2	S-O	03-22-19
Leg. Secretary	Willow N. Huber	16-1 to 16-2	S-O	03-22-19
Leg. Secretary	Nicholas W. Miller	16-1 to 16-2	S-O	03-22-19
Leg. Comm. Secretary	Cole B. Moody	18-1 to 18-2	S-O	03-22-19
Leg. Comm. Secretary	Peyton R. Parker	17-1 to 17-2	S-O	03-22-19
Leg. Secretary	Alexandra M. Paulson	16-1 to 16-2	S-O	03-22-19
Leg. Secretary	Fran D. Smith	16-4 to 16-5	S-O	04-05-19
Leg. Secretary	Isobel F. Osius	16-3 to 16-4	S-O	04-19-19
Leg. Comm. Secretary	Constance A. McKean	17-2 to	S-O	04-23-19
Leg. Secretary		15-2		

Pursuant to Senate Concurrent Resolution 1, 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 Appoint- ment</u>	<u>Effective Date</u>
Human Res. Director	Kathryn A. Murphy	35-7 to 35-8	P-FT	01-25-19

COMMITTEE RECOMMENDATION

MADAM 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 259), relating to state and local finances by making appropriations, providing for legal and regulatory responsibilities, providing for other properly related matters, and including effective date, applicability, and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** April 25, 2019.

AMENDMENTS FILED

H-1308	H.F.	692	Kaufmann of Cedar
H-1309	H.F.	779	Hite of Mahaska
H-1310	H.F.	339	Grassley of Butler
H-1311	H.F.	779	Bloomington of Worth
H-1312	H.F.	531	Senate amendment

On motion by Hagenow of Dallas, the House adjourned at 6:27 p.m., until 8:30 a.m., Friday, April 26, 2019.

JOURNAL OF THE HOUSE

One Hundred-third Calendar Day - Sixty-eighth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Friday, April 26, 2019

The House met pursuant to adjournment at 8:35 a.m., Speaker Upmeyer in the chair.

Prayer was offered by Pastor Mike Schmidt, Grace Lutheran Church, Des Moines. He was the guest of Anderson of Polk.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Allison Olson from Urbandale. She was the guest of Anderson of Polk.

The Journal of Thursday, April 25, 2019, was approved.

The House stood at ease at 8:41 a.m., until the fall of the gavel.

The House resumed session at 1:02 p.m., Speaker Upmeyer in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Madam Speaker: I am directed to inform your honorable body that the Senate has on April 26, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 595, a bill for an act related to allowable annual salaries for deputy county auditors in charge of elections administration.

Also: That the Senate has on April 26, 2019, 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 landlord remedies and procedures relating to failure to timely pay rent, abandonment, and forcible entry and detainer.

Also: That the Senate has on April 26, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 741, a bill for an act relating to the property tax levy for the payment of general obligation bonds issued by cities for certain flood-related purposes and including applicability provisions.

Also: That the Senate has on April 26, 2019, amended and passed the following bill in which the concurrence of the House is asked:

House File 759, a bill for an act relating to and making appropriations and related statutory changes involving certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters.

Also: That the Senate has on April 26, 2019, amended and passed the following bill in which the concurrence of the House is asked:

House File 760, a bill for an act relating to the exemption from the hotel and motel taxes for the renting of lodging after a certain number of consecutive days.

Also: That the Senate has on April 26, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 769, a bill for an act relating to the gross weight of special trucks, and providing fees.

Also: That the Senate has on April 26, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 633, a bill for an act relating to the assessment of certain subdivided real property and including applicability provisions.

Also: That the Senate has on April 26, 2019, passed the following bill in which the concurrence of the House is asked:

Senate File 638, a bill for an act relating to state and local finances by making appropriations, providing for legal and regulatory responsibilities, providing for other properly related matters, and including effective date provisions.

W. CHARLES SMITHSON, Secretary

SENATE MESSAGE CONSIDERED

Senate File 638, by committee on Appropriations, a bill for an act relating to state and local finances by making appropriations, providing for legal and regulatory responsibilities, providing for other properly related matters, and including effective date provisions.

Read first time and **passed on file.**

SENATE AMENDMENT CONSIDERED
House Concurred

Landon of Polk called up for consideration **House File 759**, a bill for an act relating to and making appropriations and related statutory changes involving certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters, amended by the Senate.

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.

Landon of Polk moved that the House concur in the Senate amendment H-1314.

The motion prevailed and the House concurred in the Senate amendment H-1314.

Landon 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. 759)

The ayes were, 54:

Bacon	Baxter	Bearinger	Bergan
Best	Bloomington	Bossmann	Brink
Carlson	Deyoe	Dolecheck	Fisher
Fry	Gassman	Gerhold	Grassley
Gustafson	Hagenow	Hanusa	Hein
Hinson	Hite	Holt	Huseman
Jacobsen	Jeneary	Jones	Kaufmann
Kerr	Klein	Landon	Lohse
Lundgren	Maxwell	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Osmundson
Paustian	Salmon	Sexton	Shiple
Sieck	Sorensen	Thompson	Thorup
Wheeler	Wills	Windschitl	Worthan
Zumbach	Speaker		
	Upmeyer		

The nays were, 44:

Abdul-Samad	Anderson	Bennett	Breckenridge
Brown-Powers	Cohoon	Derry	Donahue
Forbes	Gaines	Gaskill	Hall
Hunter	Isenhardt	Jacoby	James
Judge	Kacena	Konfrst	Kressig
Kurth	Kurtz	Lensing	Mascher
Matson	McConkey	McKean	Meyer, B.
Nielsen	Oldson	Olson	Ourth
Prichard	Running-Marquardt	Smith, M.	Smith, R.
Staed	Steckman	Sunde	Thede
Wessel-Kroeschell	Williams	Winckler	Wolfe

Absent or not voting, 2:

Ehlert	Heddens
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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 MESSAGE CONSIDERED

Senate File 633, by committee on Ways and Means, a bill for an act relating to the assessment of certain subdivided real property and including applicability provisions.

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

IMMEDIATE MESSAGE

Hagenow of Dallas asked and received unanimous consent that **House File 759** be immediately messaged to the Senate.

The House stood at ease at 1:13 p.m., until the fall of the gavel.

The House resumed session at 2:12 p.m., Speaker Upmeyer 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
Appropriations Calendar

Senate File 603, a bill for an act authorizing use of concurrent enrollment programs for teaching certain subjects required under the educational standards and making an appropriation to fund enrollment of pupils under concurrent enrollment program agreements between certain accredited nonpublic schools and community colleges, and including retroactive applicability provisions, with report of committee recommending amendment and passage, was taken up for consideration.

Deyoe of Story offered amendment H-1286 filed by the committee on Appropriations.

Deyoe of Story asked and received unanimous consent to withdraw amendment H-1313, to the committee amendment H-1286, filed by him from the floor.

Deyoe of Story offered amendment H-1318, to the committee amendment H-1286, filed by him from the floor and moved its adoption.

Roll call was requested by Running-Marquardt of Linn and Abdul-Samad of Polk.

On the question "Shall amendment H-1318, to the committee amendment H-1286, be adopted?" (S.F. 603)

The ayes were, 95:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossmann	Breckenridge	Brink
Brown-Powers	Carlson	Cohoon	Derry
Deyoe	Dolecheck	Donahue	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanuska	Hein
Hinson	Hite	Holt	Hunter
Huseman	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Kurtz	Landon	Lensing
Lohse	Lundgren	Mascher	Matson
Maxwell	McConkey	McKean	Meyer, A.

Mitchell	Mohr	Mommsen	Moore
Nielsen	Oldson	Olson	Osmundson
Ourth	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Smith, M.	Smith, R.	Sorensen	Staed
Steckman	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Wheeler	Williams
Wills	Winckler	Windschitl	Wolfe
Worthan	Zumbach	Speaker	
		Upmeyer	

The nays were, none.

Absent or not voting, 5:

Ehlert	Heddens	Isenhart	Kacena
Meyer, B.			

Amendment H-1318, to the committee amendment H-1286, was adopted.

Deyoe of Story moved the adoption of the committee amendment H-1286, as amended.

Roll call was requested by Running-Marquardt of Linn and Konfrst of Polk.

On the question "Shall the committee amendment H-1286, as amended, be adopted?" (H.F. 603)

The ayes were, 95:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best
Bloomingtondale	Bossman	Breckenridge	Brink
Brown-Powers	Carlson	Cohon	Derry
Deyoe	Dolecheck	Donahue	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Hein
Hinson	Hite	Holt	Hunter
Huseman	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Kurtz	Landon	Lensing
Lohse	Lundgren	Mascher	Matson
Maxwell	McConkey	McKean	Meyer, A.
Mitchell	Mohr	Mommsen	Moore
Nielsen	Oldson	Olson	Osmundson
Ourth	Paustian	Prichard	Running-Marquardt

Salmon	Sexton	Shipley	Sieck
Smith, M.	Smith, R.	Sorensen	Staed
Steckman	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Wheeler	Williams
Wills	Winckler	Windschitl	Wolfe
Worthan	Zumbach	Speaker	
		Upmeyer	

The nays were, none.

Absent or not voting, 5:

Ehlert	Heddens	Isenhart	Kacena
Meyer, B.			

The committee amendment H-1286, as amended, 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. 603)

The ayes were, 57:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Hein
Hinson	Hite	Holt	Huseman
Jacobsen	Jeneary	Jones	Kaufmann
Kerr	Klein	Kurth	Landon
Lohse	Lundgren	Maxwell	Meyer, A.
Mitchell	Mohr	Mommsen	Moore
Osmundson	Paustian	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Smith, M.
Sorensen	Thompson	Thorup	Wheeler
Wills	Windschitl	Worthan	Zumbach
Speaker			
Upmeyer			

The nays were, 38:

Abdul-Samad	Anderson	Bearinger	Bennett
Breckenridge	Brown-Powers	Cphoon	Derry
Donahue	Forbes	Gaines	Gaskill
Hunter	Jacoby	James	Judge
Konfrst	Kressig	Kurtz	Lensing
Mascher	Matson	McConkey	McKean

Nielsen	Oldson	Olson	Ourth
Prichard	Smith, R.	Staed	Steckman
Sunde	Thede	Wessel-Kroeschell	Williams
Winckler	Wolfe		

Absent or not voting, 5:

Ehlert	Heddens	Isenhardt	Kacena
Meyer, B.			

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

Hite of Mahaska called up for consideration **House File 760**, a bill for an act relating to the exemption from the hotel and motel taxes for the renting of lodging after a certain number of consecutive days, amended by the Senate amendment H-1316.

Hite of Mahaska offered amendment H-1319, to the Senate amendment H-1316, filed by him from the floor and moved its adoption.

Amendment H-1319, to the Senate amendment H-1316, was adopted.

Hite of Mahaska moved that the House concur in the Senate amendment H-1316, as amended.

The motion prevailed and the House concurred in the Senate amendment H-1316, as amended.

Hite of Mahaska 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. 760)

The ayes were, 91:

Abdul-Samad	Anderson	Bacon	Baxter
Bearinger	Bennett	Bergan	Best

Bloomingtondale	Bossman	Breckenridge	Brink
Brown-Powers	Carlson	Cphoon	Derry
Deyoe	Dolecheck	Donahue	Fisher
Forbes	Fry	Gaines	Gaskill
Gerhold	Grassley	Gustafson	Hagenow
Hall	Hanusa	Hein	Hinson
Hite	Holt	Hunter	Huseman
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Oldson	Olson	Osmundson	Ourth
Paustian	Running-Marquardt	Salmon	Sexton
Sieck	Smith, M.	Smith, R.	Sorensen
Staed	Steckman	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Williams
Wills	Winckler	Windschitl	Wolfe
Worthan	Zumbach	Speaker	
		Upmeyer	

The nays were, 4:

Gassman	Prichard	Shipley	Wheeler
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Absent or not voting, 5:

Ehlert	Heddens	Isenhardt	Kacena
Meyer, B.			

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 Dallas asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House File 760** and **Senate File 603**.

The House stood at ease at 2:51 p.m., until the fall of the gavel.

The House resumed session at 12:29 a.m., Speaker Upmeyer in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Madam Speaker: I am directed to inform your honorable body that the Senate has on April 26, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 609, a bill for an act to legalize the participation in the instructional support program by the Bennett community school district, and providing an effective date.

Also: That the Senate has on April 26, 2019, amended and passed the following bill in which the concurrence of the House is asked:

House File 766, a bill for an act relating to appropriations for health and human services and veterans and including other related provisions and appropriations, providing penalties, and including effective date and retroactive and other applicability date provisions.

Also: That the Senate has on April 26, 2019, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 597, a bill for an act exempting from the sales tax certain items and services sold or furnished to nonprofit blood centers.

Also: That the Senate has on April 26, 2019, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 603, a bill for an act relating to use of concurrent enrollment programs for teaching certain subjects required under the educational standards, to the enrollment of pupils under concurrent enrollment program agreements between certain accredited nonpublic schools and community colleges, and to the criminal offense of sexual exploitation by a school employee providing instruction under a concurrent enrollment program, making penalties applicable, and including retroactive and other applicability provisions.

W. CHARLES SMITHSON, Secretary

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Ehlert of Linn
Isenhart of Dubuque
Meyer, B. of Polk

Heddens of Story
Kacena of Woodbury

EXPLANATIONS OF VOTE

On April 26, 2019, I inadvertently voted “aye” on House File 759, I meant to vote “nay”.

Bearinger of Fayette

On March 28, 2019, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House Joint Resolution 14 – “aye”	House File 289 – “aye”
House File 311 – “nay”	House File 638 – “aye”
House File 680 – “aye”	House File 689 – “aye”
House File 731 – “aye”	House File 737 – “aye”
Senate File 210 – “aye”	Senate File 534 – “aye”

Also on April 1, 2019, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 752 – “nay”	Senate File 159 – “aye”
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Also on April 25, 2019, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 339 – “aye”	House File 779 – “aye”
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Breckenridge of Jasper

On April 26, 2019, I inadvertently voted “aye” on Senate File 603, I meant to vote “nay”.

M. Smith of Marshall

COMMUNICATION RECEIVED

The following communication was received in the office of the Chief Clerk and placed on file in the Legislative Services Agency: To view reports in full, click [here](#).

DEPARTMENT OF HUMAN SERVICES

Medicaid Managed Care Oversight Report, pursuant to Chapter 1139.93, 2016 Iowa Acts.

AMENDMENTS FILED

H-1313	S.F.	603	Deyoe of Story
H-1314	H.F.	759	Senate amendment
H-1315	H.F.	786	Sorensen of Adair

H-1316	H.F.	760	Senate amendment
H-1317	H.F.	638	Senate amendment
H-1318	S.F.	603	Deyoe of Story
H-1319	H.F.	760	Hite of Mahaska
H-1320	S.F.	638	Dolecheck of Ringgold
H-1321	S.F.	638	Holt of Crawford
H-1322	H.F.	766	Senate amendment
H-1323	H.F.	766	Fry of Clarke
H-1324	H.F.	766	Fry of Clarke

On motion by Hagenow of Dallas, the House adjourned at 12:29 a.m., until 8:00 a.m., Saturday, April 27, 2019.

JOURNAL OF THE HOUSE

One Hundred-fourth Calendar Day - Sixty-ninth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Saturday, April 27, 2019

The House met pursuant to adjournment at 8:02 a.m., Speaker Upmeyer in the chair.

Prayer was offered by Baxter of Hancock.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Kevin Drahos, Page from Cedar Rapids.

The Journal of Friday, April 26, 2019, was approved.

RULE 67 INVOKED (Time Certain)

Hagenow of Dallas moved that a time certain be set for the close of debate and that the House act on the following series of questions and all amendments filed to those questions no later than 1:00 p.m. on Saturday, April 27, 2019, and then immediately proceed to closing remarks and final passage of each question: House File 786 (Senate File 638) and House File 766.

The motion prevailed.

The House stood at ease at 8:07 a.m., until the fall of the gavel.

The House resumed session at 9:28 a.m., Speaker Upmeyer in the chair.

CONSIDERATION OF BILLS Appropriations Calendar

House File 786, a bill for an act relating to state and local finances by making appropriations, providing for legal and regulatory responsibilities, providing for other properly related matters, and including effective date, applicability, and retroactive applicability provisions, was taken up for consideration.

Sorensen of Adair offered amendment H-1315 filed by him and moved its adoption.

Amendment H-1315 was adopted.

SENATE FILE 638 SUBSTITUTED FOR HOUSE FILE 786

Sorensen of Adair asked and received unanimous consent to substitute Senate File 638 for House File 786.

Senate File 638, a bill for an act relating to state and local finances by making appropriations, providing for legal and regulatory responsibilities, providing for other properly related matters, and including effective date, applicability, and retroactive applicability provisions, was taken up for consideration.

The House stood at ease at 9:35 a.m., until the fall of the gavel.

The House resumed session at 9:55 a.m., Speaker Upmeyer in the chair.

Hall of Woodbury offered amendment H-1325 filed by him from the floor.

Hall of Woodbury offered amendment H-1326, to amendment H-1325, filed by him from the floor and moved its adoption.

Roll call was requested by Hall of Woodbury and B. Meyer of Polk.

On the question "Shall amendment H-1326, to amendment H-1325, be adopted?" (S.F. 638)

The ayes were, 98:

Abdul-Samad	Anderson	Bacon	Baxter
Bennett	Bergan	Best	Bloomingtondale
Bossman	Breckenridge	Brink	Brown-Powers
Carlson	Cohoon	Derry	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gaines	Gaskill
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hall	Hanusa	Heddens
Hein	Hinson	Hite	Holt
Hunter	Huseman	Isenhart	Jacobsen

Jacoby	James	Jeneary	Jones
Judge	Kacena	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Kurtz	Landon	Lensing	Lohse
Lundgren	Mascher	Matson	Maxwell
McConkey	McKean	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nielsen	Oldson	Olson	Osmundson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Smith, M.
Smith, R.	Sorensen	Staed	Steckman
Sunde	Thede	Thompson	Thorup
Wessel-Kroeschell	Wheeler	Williams	Wills
Winckler	Windschitl	Wolfe	Worthan
Zumbach	Speaker		
	Upmeyer		

The nays were, none.

Absent or not voting, 2:

Bearinger Ourth

Amendment H-1326, to amendment H-1325, was adopted.

Hall of Woodbury moved the adoption of amendment H-1325, as amended.

Roll call was requested by Hall of Woodbury and Oldson of Polk.

On the question "Shall amendment H-1325, as amended, be adopted?" (S.F. 638)

The ayes were, 45:

Abdul-Samad	Anderson	Bennett	Breckenridge
Brown-Powers	Cohoon	Derry	Donahue
Ehlert	Forbes	Gaines	Gaskill
Hall	Heddens	Hunter	Isenhart
Jacoby	James	Judge	Kacena
Konfrst	Kressig	Kurth	Kurtz
Lensing	Mascher	Matson	McConkey
McKean	Meyer, B.	Nielsen	Oldson
Olson	Prichard	Running-Marquardt	Smith, M.
Smith, R.	Staed	Steckman	Sunde
Thede	Wessel-Kroeschell	Williams	Winckler
Wolfe			

The nays were, 53:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Holt	Huseman	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Landon	Lohse	Lundgren
Maxwell	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Osmundson	Paustian
Salmon	Sexton	Shipley	Sieck
Sorensen	Thompson	Thorup	Wheeler
Wills	Windschitl	Worthan	Zumbach
Speaker			
Upmeyer			

Absent or not voting, 2:

Bearinger Ourth

Amendment H-1325, as amended, lost.

Dolecheck of Ringgold offered amendment H-1320 filed by him and moved its adoption.

Amendment H-1320 was adopted.

Holt of Crawford offered amendment H-1321 filed by him.

Wolfe of Clinton rose on a point of order that amendment H-1321 was not germane.

The Speaker ruled the point well taken and amendment H-1321 not germane.

Holt of Crawford asked for unanimous consent to suspend the rules to consider amendment H-1321.

Objection was raised.

Holt of Crawford moved to suspend the rules to consider amendment H-1321.

Roll call was requested by Prichard of Floyd and Olson of Polk.

On the question "Shall the rules be suspended to consider amendment H-1321?" (S.F. 638)

The ayes were, 53:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossmann	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Holt	Huseman	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Landon	Lohse	Lundgren
Maxwell	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Osmundson	Paustian
Salmon	Sexton	Shipley	Sieck
Sorensen	Thompson	Thorup	Wheeler
Wills	Windschitl	Worthan	Zumbach
Speaker			
Upmeyer			

The nays were, 45:

Abdul-Samad	Anderson	Bennett	Breckenridge
Brown-Powers	Cohoon	Derry	Donahue
Ehlert	Forbes	Gaines	Gaskill
Hall	Heddens	Hunter	Isenhardt
Jacoby	James	Judge	Kacena
Konfrst	Kressig	Kurth	Kurtz
Lensing	Mascher	Matson	McConkey
McKean	Meyer, B.	Nielsen	Oldson
Olson	Prichard	Running-Marquardt	Smith, M.
Smith, R.	Staed	Steckman	Sunde
Thede	Wessel-Kroeschell	Williams	Winckler
Wolfe			

Absent or not voting, 2:

Bearinger Ourth

The motion to suspend the rules prevailed.

Mascher of Johnson rose on a point of order under Rule 10, decorum in debate.

The Speaker resolved the point of order.

Holt of Crawford moved the adoption of amendment H-1321.

Roll call was requested by Holt of Crawford and Windschitl of Harrison.

On the question "Shall amendment H-1321 be adopted?" (S.F. 638)

Rule 75 was invoked.

The ayes were, 52:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossmann	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Holt	Huseman	Jacobsen
Jeneary	Kaufmann	Kerr	Klein
Landon	Lohse	Lundgren	Maxwell
Meyer, A.	Mitchell	Mohr	Mommsen
Moore	Osmundson	Paustian	Salmon
Sexton	Shipley	Sieck	Sorensen
Thompson	Thorup	Wheeler	Wills
Windschitl	Worthan	Zumbach	Speaker Upmeyer

The nays were, 46:

Abdul-Samad	Anderson	Bennett	Breckenridge
Brown-Powers	Cohoon	Derry	Donahue
Ehlert	Forbes	Gaines	Gaskill
Hall	Heddens	Hunter	Isenhart
Jacoby	James	Jones	Judge
Kacena	Konfrst	Kressig	Kurth
Kurtz	Lensing	Mascher	Matson
McConkey	McKean	Meyer, B.	Nielsen
Oldson	Olson	Prichard	Running-Marquardt
Smith, M.	Smith, R.	Staed	Steckman
Sunde	Thede	Wessel-Kroeschell	Williams
Winckler	Wolfe		

Absent or not voting, 2:

Bearinger	Ourth
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Amendment H-1321 was adopted.

Sorensen of Adair 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. 638)

The ayes were, 53:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossmann	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Holt	Huseman	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Landon	Lohse	Lundgren
Maxwell	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Osmundson	Paustian
Salmon	Sexton	Shipley	Sieck
Sorensen	Thompson	Thorup	Wheeler
Wills	Windschitl	Worthan	Zumbach
Speaker			
Upmeyer			

The nays were, 45:

Abdul-Samad	Anderson	Bennett	Breckenridge
Brown-Powers	Cohoon	Derry	Donahue
Ehlert	Forbes	Gaines	Gaskill
Hall	Heddens	Hunter	Isenhart
Jacoby	James	Judge	Kacena
Konfrst	Kressig	Kurth	Kurtz
Lensing	Mascher	Matson	McConkey
McKean	Meyer, B.	Nielsen	Oldson
Olson	Prichard	Running-Marquardt	Smith, M.
Smith, R.	Staed	Steckman	Sunde
Thede	Wessel-Kroeschell	Williams	Winckler
Wolfe			

Absent or not voting, 2:

Bearinger Ourth

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGE

Hagenow of Dallas asked and received unanimous consent that **Senate File 638** be immediately messaged to the Senate.

SENATE AMENDMENT CONSIDERED
House Concurred

Fry of Clarke called up for consideration **House File 766**, a bill for an act relating to appropriations for health and human services and veterans and including other related provisions and appropriations, providing penalties, and including effective date and retroactive and other applicability date provisions, amended by the Senate amendment H-1322.

Fry of Clarke offered amendment H-1323, to the Senate amendment H-1322, filed by him.

Fry of Clarke offered amendment H-1324, to amendment H-1323, to the Senate amendment H-1322, filed by him.

Heddens of Story rose on a point of order that amendment H-1324, to amendment H-1323, to the Senate amendment H-1322, was not germane.

The Speaker ruled the point well taken and amendment H-1324, to amendment H-1323, to the Senate amendment H-1322, not germane.

Fry of Clarke asked for unanimous consent to suspend the rules to consider amendment H-1324, to amendment H-1323, to the Senate amendment H-1322.

Objection was raised.

Fry of Clarke moved to suspend the rules to consider amendment H-1324, to amendment H-1323, to the Senate amendment H-1322.

Roll call was requested by Prichard of Floyd and Steckman of Cerro Gordo.

On the question "Shall the rules be suspended to consider amendment H-1324, to amendment H-1323, to the Senate amendment H-1322? (H.F. 766)

The ayes were, 52:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossmann	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Holt	Huseman	Jacobsen
Jeneary	Kaufmann	Kerr	Klein
Landon	Lohse	Lundgren	Maxwell
Meyer, A.	Mitchell	Mohr	Mommsen
Moore	Osmundson	Paustian	Salmon
Sexton	Shipley	Sieck	Sorensen
Thompson	Thorup	Wheeler	Wills
Windschitl	Worthan	Zumbach	Speaker Upmeyer

The nays were, 45:

Abdul-Samad	Anderson	Bennett	Breckenridge
Brown-Powers	Cohoon	Derry	Donahue
Ehlert	Forbes	Gaines	Gaskill
Hall	Heddens	Hunter	Isenhart
Jacoby	James	Judge	Kacena
Konfrst	Kressig	Kurth	Kurtz
Lensing	Mascher	Matson	McConkey
McKean	Meyer, B.	Nielsen	Oldson
Olson	Prichard	Running-Marquardt	Smith, M.
Smith, R.	Staed	Steckman	Sunde
Thede	Wessel-Kroeschell	Williams	Winckler
Wolfe			

Absent or not voting, 3:

Bearinger	Jones	Ourth
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The motion to suspend the rules prevailed.

Fry of Clarke moved the adoption of amendment H-1324, to amendment H-1323, to the Senate amendment H-1322.

Amendment H-1324, to amendment H-1323, to the Senate amendment H-1322, was adopted.

Windschitl of Harrison in the chair at 11:25 a.m.

Multiple Representatives raised a point of order under Rule 10, decorum in debate.

The Speaker ruled the point well taken.

Multiple Representatives raised a point of order under Rule 10, decorum in debate.

The Speaker ruled the point well taken.

Holt of Crawford rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point well taken.

The Speaker announced that time certain having come to pass, the House will proceed immediately to closing remarks and final passage of each question.

Fry of Clarke moved the adoption of amendment H-1323, as amended, to the Senate amendment H-1322

Roll call was requested by Fry of Clarke and Hagenow of Dallas.

On the question "Shall amendment H-1323, as amended, to the Senate amendment H-1322 be adopted?" (H.F. 766)

The ayes were, 52:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossman	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Holt	Huseman	Jacobsen
Jeneary	Kaufmann	Kerr	Klein
Landon	Lohse	Lundgren	Maxwell
Meyer, A.	Mitchell	Mohr	Mommsen
Moore	Osmundson	Paustian	Salmon
Sexton	Shipley	Sieck	Sorensen
Thompson	Thorup	Upmeyer, Spkr.	Wheeler
Wills	Worthan	Zumbach	Windschitl, Presiding

The nays were, 47:

Abdul-Samad	Anderson	Bennett	Breckenridge
Brown-Powers	Cohoon	Derry	Donahue
Ehlert	Forbes	Gaines	Gaskill

Hall	Heddens	Hunter	Isenhart
Jacoby	James	Jones	Judge
Kacena	Konfrst	Kressig	Kurth
Kurtz	Lensing	Mascher	Matson
McConkey	McKean	Meyer, B.	Nielsen
Oldson	Olson	Ourth	Prichard
Running-Marquardt	Smith, M.	Smith, R.	Staed
Steckman	Sunde	Thede	Wessel-Kroeschell
Williams	Winckler	Wolfe	

Absent or not voting, 1:

Bearinger

Amendment H-1323, as amended, to the Senate amendment H-1322, was adopted.

Fry of Clarke moved that the House concur in the Senate amendment H-1322, as amended.

Hunter of Polk rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point not well taken.

The motion prevailed and the House concurred in the Senate amendment H-1322, as amended.

Fry of Clarke 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. 766)

The ayes were, 52:

Bacon	Baxter	Bergan	Best
Bloomingtondale	Bossmann	Brink	Carlson
Deyoe	Dolecheck	Fisher	Fry
Gassman	Gerhold	Grassley	Gustafson
Hagenow	Hanusa	Hein	Hinson
Hite	Holt	Huseman	Jacobsen
Jeneary	Kaufmann	Kerr	Klein
Landon	Lohse	Lundgren	Maxwell
Meyer, A.	Mitchell	Mohr	Mommsen
Moore	Osmundson	Paustian	Salmon

Sexton	Shipley	Sieck	Sorensen
Thompson	Thorup	Upmeyer, Spkr.	Wheeler
Wills	Worthan	Zumbach	Windschitl, Presiding

The nays were, 47:

Abdul-Samad	Anderson	Bennett	Breckenridge
Brown-Powers	Cohoon	Derry	Donahue
Ehlert	Forbes	Gaines	Gaskill
Hall	Heddens	Hunter	Isenhardt
Jacoby	James	Jones	Judge
Kacena	Konfrst	Kressig	Kurth
Kurtz	Lensing	Mascher	Matson
McConkey	McKean	Meyer, B.	Nielsen
Oldson	Olson	Ourth	Prichard
Running-Marquardt	Smith, M.	Smith, R.	Staed
Steckman	Sunde	Thede	Wessel-Kroeschell
Williams	Winckler	Wolfe	

Absent or not voting, 1:

Bearinger

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGE

Hagenow of Dallas asked and received unanimous consent that **House File 766** be immediately messaged to the Senate.

HOUSE FILE WITHDRAWN

Hagenow of Dallas asked and received unanimous consent to withdraw House File 786 from further consideration by the House.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Bearinger of Fayette

Ourth of Warren

The House stood at ease at 1:13 p.m. until the fall of the gavel.

The House resumed session at 1:48 p.m., Speaker Upmeyer in the chair.

REMARKS BY MINORITY LEADER PRICHARD

Thank you Madam Speaker and ladies and gentlemen of the Iowa House.

In 1776, then Massachusetts Delegate and future President John Adams left this home and family to ride by horseback to the continental congress in Philadelphia. He had with him a to-do list. Among other things on the list were the following items: Form an alliance with France and Spain, Coin and currencies to be regulated, Hemp to be encouraged and the manufacturer of Duck. Yes, colleagues, even the founding fathers deliberated on hemp. He wanted to form a committee about salt, you might be interested to know Representatives Cohoon and Steckman, but noticeably absent was one on Pepper too, And finally, and perhaps most notably, a Declaration of Independence.

Like delegate Adams so long ago, we too came to the place of government with a to do list to make the state a better place to live and work. Now is the time to reflect on how we did.

In my opening day speech as the new House Democratic Leader, I shared our goal this session to put politics aside, work together, and stay focused on improving the lives of everyday Iowans.

I pledged to each of you that we would work in good faith with the Majority Party to solve the problems we face. I also challenged us to face the toughest issues before us in a collaborative meaningful way.

So how did we do?

While some progress was made this year, this body fell well short of what was possible when session began back in January. There were a host of missed opportunities that would have improved the lives of everyday Iowans.

First, health care.

There was some bi-partisan progress in health care this year. There was strong bipartisan support to protect children in abusive situations, train more mental health professionals in rural areas, and keep seniors safe in nursing homes. I'm also pleased we took the first step in creating a mental health system for kids and made it easier for Iowans to get substance abuse treatment.

Just a few weeks ago, we learned 420,000 Iowans would be facing another health care disruption when UnitedHealthcare announced they were leaving Iowa's managed care program. It was just the latest upheaval in a system that needs a complete overhaul. Instead of working to fix the Medicaid disaster, this Legislature refused to do anything to keep health care accessible or assist health care providers with the transition despite the fact we offered legislation months ago to address this situation.

An opportunity was also missed to expand access to birth control, which was also a top priority of the Governor.

In education, there was some good news this year as a few bipartisan bills that were long overdue were finally approved. We worked together to equalize transportation funding for school districts and extend SAVE for school infrastructure improvements.

However, this Legislature fell well short of the investment needed to grow Iowa's skilled workforce. While our k-12 schools will receive some additional resources next year, it's simply not enough to keep up with rising costs and certainly won't stop more schools from closing or class sizes from increasing. This problem will be particularly acute in rural areas like mine.

For students out of high school, tuition and job training at community colleges and universities will increase again next year leaving students with more debt.

In the end, too much of our time was focused on the priorities of special interests instead of improving the lives of everyday Iowans. This Legislature also missed several opportunities this session to grow our economy, create jobs, and increase wages for workers.

I'm proud of my caucus for sticking together and standing on principle when issues came before this body that were not good for everyday Iowans. I'm proud of the stand my caucus took against the unprecedented power grab lawmakers in this chamber approved against Iowa Attorney General Tom Miller for political advantage. I'm also proud that we stood together to fight back on the plan offered at the last hour to politicize our courts.

But I have hope.

Every day we are hearing from more Iowans who are just fed up and one of our own has given them a voice in this House.

I want to publicly thank Rep. Andy McKean for his extraordinary courage in these hyper-partisan times. As the longest serving Republican in this chamber, we can all agree it was no easy step for him to follow the dictates of his conscience and join our caucus this week. I've admired his work here in the House and have always admired his pragmatic approach to the challenges we face.

Our caucus has four minority members, is a majority of women, and now includes a long-time former Republican. We are proud of the big tent we've built and there is room for more.

Before I close, I want to give out a few thank you's.

First, to my ever patient wife Ann who makes it possible for me to do this job and my kids for putting up with me when I return home.

Second, I want to thank the remarkable staff for House Democrats who put in countless hours to help us be better lawmakers every day. Joe, Rachelle, Jessica, Joe, Brian, Dave, Bill, Kelsey, Alison, Jake and Dean. We are grateful for all your work.

I also want to thank all the Capitol staff, LSA, the pages, and specifically our office pages, Alyssa and ShyAnn, the clerks, the interns, and the doormen. You are all an

important part of this process and without you we would not be able to do the work of the state.

Finally, I want to thank the 47 members of my caucus. I'm inspired every single day we're here by your passion, dedication, and commitment to make our state a better place to live.

And a special shout out to the eleven new members of our caucus this year. Your perspective, hard work, and energy have been a great addition to the chamber this year.

When I took on this job last fall, I didn't quite understand how both challenging and rewarding this job would be. I've learned a lot and I'm humbled to be your leader.

Thank you, Madam Speaker.

REMARKS BY MAJORITY LEADER HAGENOW

Thank you Madam Speaker.

Madam Speaker, ladies and gentlemen of the House. It is an honor to welcome you, your families and friends back to the Statehouse to begin the 88th General Assembly.

Speaker Upmeyer, the House of Representatives continues to be blessed by your leadership and it is an honor to serve alongside you.

To my Republican colleagues, thank you for the trust you have placed in me by electing me to serve as your leader. I am excited for what we will be able to accomplish together.

To our new members, congratulations and welcome. While this may be your first time swearing the oath of office that others in this body have sworn many times, each member brings unique ideas, perspective, and experiences – all of which help shape the laws and direction of our state. I look forward to your service.

Leader Pritchard, congratulations on your new role. I look forward to working with you and your caucus. Last General Assembly, over 88% of the bills we passed were bipartisan. I am hopeful we can move that number even higher.

My most important thank you goes to my team at home – my wife, Amanda, and our three children, Owen, Noah and Sophia.

From our work last General Assembly, families and small businesses now keep more of their hard-earned money, schools have record funding and greater flexibility, more Iowans have access to affordable health care, gaps in our mental health system are closing, and workers are accessing innovative training for 21st Century careers.

I have been asked many times, “so much was accomplished the last two years, what’s next?”

While the specifics of “what’s next” will be brought forward through all one-hundred

members introducing legislation and ideas and working them through the process, what Iowans can and should expect is this: House Republicans will remain unwavering in our principals.

We will pass a budget that is both fiscally responsible and funds the priority needs of Iowans. Iowans expect us to be responsible stewards of their hard-earned tax dollars, and we will always keep the taxpayers of Iowa in mind through the budget process.

We continue to hear from employers across Iowa that the availability of a skilled workforce is their biggest challenge to growing their businesses. Connecting our K-12 schools with community colleges and local businesses will help assemble the workforce of tomorrow.

Future Ready Iowa is a key part of the solution. We want to continue building off of last year's bipartisan efforts, and look forward to working with Governor Reynolds and the Senate to take the next step forward.

House Republicans are going to continue to protect and advance our freedoms. Freedom from unnecessary government regulations and overreach into our lives. Freedom for parents to choose the educational setting for their children. Freedom for gun owners, as the right to keep and bear arms is enshrined in our state constitution.

Also, House Republicans will be unapologetic in our fight to protect unborn life.

The people of Iowa have entrusted Republicans with a governing majority in this chamber, in the Senate and in the Governor's office. It is our responsibility to once again challenge the status quo. It is our task here to continue charting a new course for a brighter future.

May God continue to bless us, our citizens and the great State of Iowa. Thank you Madam Speaker.

REMARKS BY SPEAKER UPMEYER

When we first arrived in January, I shared with you all how excited I was to see the fresh faces in this chamber.

That included 22 freshman legislators and 19 new committee chairs.

Today, I am excited to see how much you all have grown over the course of the session.

A lot of times, your first legislative session can be a baptism by fire.

That makes me think of Representative Hite.

Early on in the session, maybe the fifth or sixth week, the Majority Leader came back to my office to relay a conversation he had just had with Representative Hite.

Apparently Representative Hite felt like he needed more work to do... so we took him up on that offer.

I think he's learned to be careful what you ask for.

At the beginning of session, I laid out a number of priorities that Iowans had shared with us over the course of last year:

- Make rural Iowa a priority
- Improve health care for Iowans
- Take a look at property taxes
- And pass a responsible, conservative state budget

I am proud to say that we took action on each of these issues.

We needed to be intentional in our efforts to grow rural Iowa. And this session has been a success.

With greater access to reliable, high speed internet, Main Street businesses will be able to operate efficiently and grow.

With incentives to spur housing developments, our small communities will be able to compete and grow.

Rural schools will have permanent funding to reduce unequal transportation costs so that more resources make their way into the classroom.

Every bill that we took up this session ... whether it dealt with workforce, health care, or education... we looked for opportunities to put our finger on the scale and benefit our rural communities.

We also continued our bipartisan efforts to build out mental health services and increase access in our communities.

The children's mental health bill will ensure that parents have a dedicated local resource to turn to when their child is facing a mental health issue.

This is the foundation for something that we will build on in future sessions.

Governor Reynolds really brought this issue to the forefront and I want to thank her for her leadership on this issue.

We have ensured that when property valuations go up, cities and counties must inform and notify the hard-working taxpayers how their tax bills will change.

We extended the SAVE penny.

Not only does this provide schools with much-needed resources for new buildings and improvements, it also delivers nearly 6 billion dollars in property tax relief to Iowans.

As Representative Bossman told us, it's a win-win.

The budget plan that we have passed this year is responsible and funds our priorities.

Things Iowans value, like community colleges, career training programs, rural hospitals, and public safety, will all see funding increases next year.

The budget also fully fills our reserve accounts and leaves a healthy ending balance.

It's disappointing that today we have heard the same breathless defense of the status quo that we have heard for the last three years.

Unlike those voting no today, we remain open to thoughtful consideration to progress and new ideas.

Doing things the same way only because it has been that way for a long time is a disappointing disposition for Iowans to see.

We reject adherence to the status quo.

The people of Iowa sent us here to continue moving forward with a common sense agenda... smaller government that respects the hard-working taxpayers.

Promises made. Promises kept.

This body should be proud of the work that was accomplished this session and know that Iowans stand with you.

In closing, I want to thank everyone for all of their hard work this session.

Thank you to the members, our caucus and leadership staffs, the clerk's office, LSA, doormen, pages, and the press.

I know how tough it is to be away from your families and communities during the months of session. That work does not go unnoticed and Iowans appreciate your service and sacrifice.

Now, go home... listen to your constituents... and I look forward to coming back with you next year refreshed and ready to continue moving Iowa forward.

Thank you.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Madam Speaker: I am directed to inform your honorable body that the Senate has on April 27, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 421, a bill for an act relating to institutions under the control of the department of human services, including providing for the transfer of dangerous persons with mental illness from a hospital for persons with mental illness to the Iowa medical and classification center.

Also: That the Senate has on April 27, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 732, a bill for an act relating to the medical cannabidiol Act.

Also: That the Senate has on April 27, 2019, refused to concur in the House amendment, as amended, to the following bill in which the concurrence of the Senate was asked:

House File 760, a bill for an act relating to the exemption from the hotel and motel taxes for the renting of lodging after a certain number of consecutive days.

Also: That the Senate has on April 27, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 764, a bill for an act relating to publication and procedural provisions relating to proposed constitutional amendments and including effective date provisions.

Also: That the Senate has on April 27, 2019, 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 766, a bill for an act relating to appropriations for health and human services and veterans and including other related provisions and appropriations, providing penalties, and including effective date and retroactive and other applicability date provisions.

Also: That the Senate has on April 27, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 767, a bill for an act relating to motor vehicle taxes and fees, including registration fees for certain electric vehicles, an excise tax on hydrogen used as special fuel, and an excise tax on electricity used as electric fuel, providing penalties, making penalties applicable, and including effective date provisions.

Also: That the Senate has on April 27, 2019, passed the following bill in which the concurrence of the Senate was asked:

House File 779, a bill for an act relating to the administration of the tax and related laws by the department of revenue, including the administration and modification of certain tax credits and refunds, the individual and corporate income taxes, franchise taxes, moneys and credits taxes, sales and use taxes, and automobile rental excise taxes, the assessment of property owned by certain long distance telephone companies, establishing a taxation and exemption of computers task force, extending the utility replacement task force, and providing for other properly related matters, making penalties applicable, and including effective date and retroactive applicability provisions.

W. CHARLES SMITHSON, Secretary

HOUSE AND SENATE FILES REREFERRED TO COMMITTEES

Under the provision of House Rule 45, the following House Files and Senate Files were rereferred to the committees listed:

House Joint Resolution 6		State Government
House File 225		Commerce
House File 261		Commerce
House File 321	(Attached Senate File 272)	Commerce
House File 337	(Attached Senate File 339)	Judiciary
House File 343	(Attached Senate File 197)	Transportation
House File 355	(Attached Senate File 612)	Commerce
House File 481		Transportation
House File 503	(Attached Senate File 237)	Judiciary
House File 515	(Attached Senate File 273)	Public Safety
House File 567	(Attached Senate File 114)	Public Safety
House File 602		Judiciary
House File 607		Ways and Means
House File 662		Judiciary
House File 669	(Attached Senate File 583)	Commerce
House File 684		Public Safety
House File 686	(Attached Senate File 329)	Judiciary
House File 695		State Government
House File 721	(Attached Senate File 540)	Judiciary
House File 727	(Attached Senate File 513)	Human Resources
House File 746	(Attached Senate File 621)	Ways and Means
House File 755		Appropriations
House File 757		Ways and Means
House File 774		Appropriations
House File 783		Appropriations
House File 784		Appropriations
House File 785		Appropriations
Senate Concurrent Resolution 1		Education
Senate File 114	(Attached House File 567)	Public Safety
Senate File 167		Education
Senate File 197	(Attached House File 343)	Transportation
Senate File 229		Commerce
Senate File 237	(Attached House File 503)	Judiciary
Senate File 272	(Attached House File 321)	Commerce
Senate File 273	(Attached House File 515)	Public Safety
Senate File 280		Veterans Affairs
Senate File 316		Education
Senate File 329	(Attached House File 686)	Judiciary
Senate File 339	(Attached House File 337)	Judiciary
Senate File 392		Judiciary
Senate File 436		Transportation
Senate File 437		Education
Senate File 442		Transportation
Senate File 448		Judiciary
Senate File 457		Judiciary

Senate File 458		Judiciary
Senate File 478		Transportation
Senate File 513	(Attached House File 727)	Human Resources
Senate File 524		Judiciary
Senate File 526		Judiciary
Senate File 540	(Attached House File 721)	Judiciary
Senate File 561		Commerce
Senate File 583	(Attached House File 669)	Commerce
Senate File 612	(Attached House File 355)	Commerce
Senate File 621	(Attached House File 746)	Judiciary

ADOPTION OF HOUSE CONCURRENT RESOLUTION 14

Hagenow of Dallas asked and received unanimous consent for the immediate consideration of **House Concurrent Resolution 14**, a concurrent resolution to provide for adjournment sine die, and moved its adoption.

The motion prevailed and the resolution was adopted.

IMMEDIATE MESSAGE

Hagenow of Dallas asked and received unanimous consent that **House Concurrent Resolution 14** be immediately messaged to the Senate.

EXPLANATIONS OF VOTE

On April 26, 2019, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 759 – “nay”	House File 760 – “aye”
Amendment H–1318 to H–1286 (S.F. 603) – “aye”	
Amendment H–1286, as amended (S.F. 603) – “aye”	
Senate File 603 – “nay”	

Heddens of Story

On April 27, 2019, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

Amendment H–1326 to H–1325 (S.F. 638) – “aye”
Amendment H–1325 as amended (S.F. 638) – “aye”
Amendment H–1321 (S.F. 638) – “nay”
Senate File 638 – “nay”

Ourth of Warren

AMENDMENTS FILED

H-1325	S.F.	638	Hall of Woodbury
H-1326	S.F.	638	Hall of Woodbury

FINAL ADJOURNMENT

By virtue of House Concurrent Resolution 14, duly adopted, the day of Saturday, April 27, 2019, having arrived, the Speaker of the House of Representatives declared the 2019 Regular Session of the Eighty-eighth General Assembly adjourned sine die at 2:14 p.m.

SUPPLEMENT

The following reports and communications were received subsequent to final adjournment:

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Madam Speaker: I am directed to inform your honorable body that the Senate has on April 27, 2019, adopted the following resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution 14, a concurrent resolution to provide for adjournment sine die.

Also: That the Senate has on April 27, 2019, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 638, a bill for an act relating to state and local finances by making appropriations, providing for legal and regulatory responsibilities, providing for other properly related matters, and including effective date, applicability, and retroactive applicability provisions.

W. CHARLES SMITHSON, Secretary

BILLS ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:

Madam 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 approval on this 29th day of April, 2019: House Files 224, 263, 289, 291, 303, 304, 305, 325, 328, 387, 389, 391, 392, 422, 423, 485, 486, 499, 516, 532, 537, 569, 570, 591, 598, 606, 610, 623, 625, 634, 637, 642, 643, 644, 679, 681, 685, 689, 690, 691, 719, 731, 750, 756, 765 and 778.

Also: On this 2nd day of May, 2019: House Files 421, 546, 590, 595, 596, 604, 609, 694, 707, 734, 741, 743, 758, 766, 768, 769 and 772.

Also: On this 7th day of May, 2019: House Files 692, 732, 759, 764, 767 and 779.

CARMINE BOAL
Chief Clerk of the House

BILLS SIGNED BY THE GOVERNOR

House File 224, an Act relating to the criminal offense of lascivious conduct with a minor, and providing penalties. Approved May 10, 2019.

House File 263, an Act relating to application fees for certain consumer loans. Approved May 10, 2019.

House File 289, an Act concerning the distribution of gambling game receipts for charitable purposes. Approved May 16, 2019.

House File 291, an Act relating to the community spouse resource allowance under the Medicaid program. Approved May 10, 2019.

House File 303, an Act relating to a statewide welcome center program. Approved May 10, 2019.

House File 304, an Act relating to reports of personal degradation by caretakers of dependent adults in facilities and programs regulated by the department of inspections and appeals. Approved May 2, 2019.

House File 305, an Act relating to the enhance Iowa board and moneys allocated by the board. Approved May 16, 2019.

House File 325, an Act relating to weapons requirements for nonambulatory hunters. Approved May 2, 2019.

House File 328, an Act relating to the definition of vulnerable elder. Approved May 10, 2019.

House File 387, an Act relating to distance requirements for certain motor vehicles following other vehicles. Approved May 3, 2019.

House File 389, an Act relating to the process and fees associated with the registration and title of vessels, snowmobiles, and all-terrain vehicles. Approved May 3, 2019.

House File 391, an Act increasing the required amount for a surety bond necessary for the issuance of a travel trailer dealer's license, and including applicability provisions. Approved May 1, 2019.

House File 392, an Act relating to competitive bidding requirements applicable to certain governmental officials and employees. Approved May 1, 2019.

House File 421, an Act relating to institutions under the control of the department of human services, including providing for the transfer of dangerous persons with mental illness from a hospital for persons with mental illness to the Iowa medical and classification center. Approved May 9, 2019.

House File 422, an Act relating to the provision of health care services via telehealth for the civil commitment unit for sexual offenders. Approved May 10, 2019.

House File 423, an Act relating to the suspension of Medicaid coverage for an inmate of a public institution. Approved May 3, 2019.

House File 485, an Act concerning state purchasing requirements relating to targeted small business procurement goals. Approved May 16, 2019.

House File 486, an Act relating to community catalyst building remediation grants for emergency projects. Approved May 10, 2019.

House File 499, an Act allowing certain vans and pickups to be used to transport pupils to activity events or from school to home in emergency situations. Approved May 16, 2019.

House File 516, an Act relating to voting membership on joint 911 service boards. Approved May 2, 2019.

House File 532, an Act relating to the physician workforce in the state including the awarding of medical residency positions in the state. Approved May 1, 2019.

House File 537, an Act relating to the imposition of certain fees on public utilities for the use of public rights-of-way. Approved May 10, 2019.

House File 546, an Act relating to school funding by modifying provisions relating to the collection of sales tax for deposit in the secure an advanced vision for education fund, provisions relating to the use of tax revenue from the secure an advanced vision for education fund, and provisions relating to the calculation of the additional property tax levy, and making appropriations. Approved May 24, 2019.

House File 569, an Act relating to personal degradation of a dependent adult as a form of dependent adult abuse by a caretaker regulated by the department of human services, and making penalties applicable. Approved May 10, 2019.

House File 570, an Act relating to the brain injury home and community-based services waiver monthly budget maximum. Approved May 3, 2019.

House File 590, an Act relating to tax return preparers, and providing penalties. Approved May 16, 2019.

House File 591, an Act providing for juvenile court jurisdiction over minor guardianship proceedings and including effective date and applicability provisions. Approved May 1, 2019.

House File 595, an Act related to allowable annual salaries for deputy county auditors in charge of elections administration. Approved May 10, 2019.

House File 596, an Act relating to incentives for whole grade sharing and school district reorganization or dissolution. Approved May 9, 2019.

House File 598, an Act relating to the assignment of pupils who are siblings to classrooms by school districts. Approved May 2, 2019.

House File 604, an Act relating to commercial fishing to remove underused, undesirable, and injurious organisms from waters of the state, and including applicability provisions. Approved May 9, 2019.

House File 606, an Act relating to continuing education requirements for certain professions. Approved May 3, 2019.

House File 609, an Act to legalize the participation in the instructional support program by the Bennett community school district, and providing an effective date. Approved May 9, 2019.

House File 610, an Act relating to the opening of guardianships for adults and conservatorships for adults and minors and the administration of guardianships and conservatorships and including effective date and applicability provisions. Approved May 1, 2019.

House File 623, an Act relating to prior authorization for medication-assisted treatment under the Medicaid program. Approved May 1, 2019.

House File 625, an Act relating to the integration of Medicaid and healthy and well kids in Iowa program eligibility, payment, and administrative functions under the department of human services. Approved May 10, 2019.

House File 634, an Act relating to certain boards and councils in the department of human rights including the establishment of the justice advisory board and the elimination of the criminal and juvenile justice planning advisory council, the public safety advisory board, and the sex offender research council. Approved May 17, 2019.

House File 637, an Act relating to reports relating to misconduct of certain school employees required to be submitted to the board of educational examiners. Approved May 6, 2019.

House File 642, an Act relating to the release of certain confidential information by the department of human services to multidisciplinary teams and making penalties applicable. Approved May 10, 2019.

House File 643, an Act relating to driver's licenses and nonoperator's identification cards marked to reflect deaf or hard-of-hearing status. Approved May 3, 2019.

House File 644, an Act relating to juvenile justice, including provisions relating to child foster care and parent visitation in child in need of assistance proceedings. Approved May 10, 2019.

House File 679, 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, and including retroactive applicability provisions. Approved May 1, 2019.

House File 681, an Act permitting qualified entities to request national criminal history checks of certain covered individuals. Approved May 1, 2019.

House File 685, an Act relating to the payment of required medical aid provided to prisoners of county jails. Approved May 17, 2019.

House File 689, an Act relating to the removal of county veterans service officers. Approved May 9, 2019.

House File 690, an Act relating to mental health and disability services, including the establishment of a children's behavioral health system and a children's behavioral health system state board, and requiring certain children's behavioral health core services. Approved May 1, 2019.

House File 691, an Act relating to funding of county mental health and disability services by modifying provisions relating to the use of specified excess cash flow funds, and including effective date and retroactive applicability provisions. Approved May 1, 2019.

House File 692, an Act relating to the conduct of state and local elections, providing penalties, and including effective date elections provisions. Approved May 16, 2019.

House File 694, an Act establishing an emergency medical services personnel licensure interstate compact. Approved May 8, 2019.

House File 707, an Act relating to service of process relating to juvenile delinquency proceedings and termination of the parent-child relationship proceedings. Approved May 10, 2019.

House File 719, an Act relating to participation in conciliation related to a dissolution of marriage. Approved May 1, 2019.

House File 731, an Act relating to mandatory child abuse and dependent adult abuse reporter training requirements. Approved May 8, 2019.

House File 734, an Act relating to postconviction DNA profiling procedure. Approved May 16, 2019.

House File 741, an Act relating to the property tax levy for the payment of general obligation bonds issued by cities for certain flood-related purposes and including applicability provisions. Approved May 16, 2019.

House File 743, an Act requiring that the general assembly provide for the publication of certain material and associated electronic records pertaining to official legal publications. Approved May 8, 2019.

House File 750, an Act relating to the powers and duties of the department of agriculture and land stewardship, by changing the name of the weather bureau, modifying provisions applicable to demonstration projects involving alternative fuels, transferring certain Code sections, providing for the use of certain appropriated moneys for surface water quality, and eliminating certain watershed demonstration pilot projects. Approved May 10, 2019.

House File 756, 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. Approved May 13, 2019.

House File 758, 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, providing for related matters, and including effective date provisions. Approved May 13, 2019.

House File 759, an Act relating to and making appropriations and related statutory changes involving certain state departments, agencies, funds, and certain other entities, providing for regulatory authority, and other properly related matters. Approved May 13, 2019.

House File 764, an Act relating to publication and procedural provisions relating to proposed constitutional amendments and including effective date provisions. Approved May 10, 2019.

House File 765, 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 and applicability provisions. Approved May 13, 2019.

House File 766, an Act relating to appropriations for health and human services and veterans and including other related provisions and appropriations, providing penalties, and including effective date and retroactive and other applicability date provisions. Approved May 3, 2019.

House File 767, an Act relating to motor vehicle taxes and fees, including registration fees for certain electric vehicles, an excise tax on hydrogen used as special fuel, and an excise tax on electricity used as electric fuel, providing penalties, making penalties applicable, and including effective date provisions. Approved May 16, 2019.

House File 768, an Act relating to agricultural development, by providing for the Iowa finance authority, a beginning farmer tax credit program, fees, and including effective date and retroactive applicability provisions. Approved May 21, 2019.

House File 769, an Act relating to the gross weight of special trucks, and providing fees. Approved May 13, 2019.

House File 772, an Act creating an empower rural Iowa Act to provide incentives for broadband and workforce housing, and including effective date and applicability provisions. Approved May 20, 2019.

House File 778, an Act relating to taking a capital gain deduction for the sale of real property used in a farming business. Approved May 21, 2019.

House File 779, an Act relating to the administration of the tax and related laws by the department of revenue, including the administration and modification of certain tax credits and refunds, the individual and corporate income taxes, franchise taxes, moneys and credits taxes, sales and use taxes, and automobile rental excise taxes, the

assessment of property owned by certain long distance telephone companies, establishing a taxation and exemption of computers task force, extending the utility replacement task force, and providing for other properly related matters, making penalties applicable, and including effective date and retroactive applicability provisions. Approved May 16, 2019.

Senate File 86, an Act requiring the department of natural resources to include anatomical donor symbols on certain licenses. Approved May 6, 2019.

Senate File 93, an Act relating to abandoned structures and abatement of public nuisances. Approved May 10, 2019.

Senate File 139, an Act relating to a financial literacy requirement under the state's educational standards. Approved May 9, 2019.

Senate File 158, an Act relating to postconviction relief procedure and the underlying trial court record of the proceedings challenged. Approved May 1, 2019.

Senate File 170, an Act relating to the publication duties of and the filling of vacancies on county agricultural extension councils and including effective date and applicability provisions. Approved May 2, 2019.

Senate File 188, an Act prohibiting a governing board of a public college or university from adopting or enforcing any policy or rule that prohibits a person from carrying, transporting, or possessing a dangerous weapon producing a nonprojectile high-voltage pulse designed to immobilize a person in the buildings or on the grounds of such a college or university. Approved May 9, 2019.

Senate File 228, an Act relating to bioscience-based economic development, the establishment of a bioscience development corporation, and membership on the Iowa innovation council. Approved May 16, 2019.

Senate File 230, an Act relating to manufacturers of alcoholic beverages. Approved May 21, 2019.

Senate File 265, an Act providing for the sale of certain mushrooms at farmers markets, and providing an effective date. Approved May 3, 2019.

Senate File 267, an Act relating to the practice of massage therapy, and providing penalties. Approved May 10, 2019.

Senate File 282, an Act providing for the repeal of the honey creek premier destination park bond program. Approved May 1, 2019.

Senate File 283, an Act relating to conflicts of interest in certain government public contracts. Approved May 3, 2019.

Senate File 302, an Act relating to motor vehicles operated by an automated driving system, and making penalties applicable. Approved May 3, 2019.

Senate File 303, an Act relating to the replacement of a person's driver's license or nonoperator's identification card on the person's twenty-first birthday anniversary. Approved May 3, 2019.

Senate File 306, an Act establishing a lake Manawa state park user fee pilot program and a Waubonsie state park user fee pilot program. Approved May 9, 2019.

Senate File 319, an Act relating to peace officers and retired peace officers who provide street or highway driving instruction. Approved May 3, 2019.

Senate File 323, an Act relating to canned cocktails and including effective date provisions. Approved May 10, 2019.

Senate File 337, an Act providing for exceptions to the state child labor law. Approved May 10, 2019.

Senate File 341, an Act relating to assistance animals and service animals in housing, service animals and service-animals-in-training in public accommodations, and misrepresentation of an animal as a service animal or a service-animal-in-training, providing penalties, and including effective date and applicability provisions. Approved May 2, 2019.

Senate File 346, an Act creating the criminal offense of female genital mutilation and providing penalties. Approved May 1, 2019.

Senate File 364, an Act relating to the Iowa sobriety and drug monitoring program. Approved May 2, 2019.

Senate File 377, an Act extending immunity from tort liability to certain nonprofit corporations providing emergency response services. Approved May 17, 2019.

Senate File 379, an Act relating to qualifications to practice law in Iowa and regulation of persons admitted to practice law in a jurisdiction of the United States other than Iowa. Approved May 1, 2019.

Senate File 394, an Act relating to requirements school districts and accredited nonpublic schools must meet to provide distance learning classes that meet the requirements of Iowa's education program. Approved May 9, 2019.

Senate File 409, an Act relating to administrative procedures within the department of natural resources. Approved May 9, 2019.

Senate File 412, an Act relating to post-loss assignment of rights to residential contractors for repair or services performed on residential real estate covered by property and casualty insurance, and making penalties applicable. Approved May 1, 2019.

Senate File 435, an Act relating to towable recreational vehicles, travel trailers, and fifth-wheel travel trailers, making penalties applicable, and including applicability provisions. Approved May 2, 2019.

Senate File 447, an Act relating to the power of cities to regulate certain building restrictions, and including effective date provisions. Approved May 2, 2019.

Senate File 475, an Act providing for notarial acts, including by providing for the use of electronic media, providing penalties, and including effective date provisions. Approved April 29, 2019.

Senate File 502, an Act relating to disclosures of certain information, including reprisals with respect to employees of the state and a political subdivision of the state and providing information to employees concerning the office of ombudsman. Approved May 10, 2019.

Senate File 505, an Act modifying provisions relating to the licensure of professional landscape architects. Approved May 10, 2019.

Senate File 528, an Act relating to self-service storage facilities, including the creation and enforcement of liens on personal property within leased spaces. Approved May 1, 2019.

Senate File 531, an Act relating to pediatric congenital heart surgery including data reporting and the provision of patient education by hospitals. Approved May 3, 2019.

Senate File 548, an Act relating to the acquisition, donation, or sale of real property for specified purposes. Approved May 9, 2019.

Senate File 563, an Act relating to pharmacy benefit managers and information related to the management of prescription drug benefits, and including applicability provisions. Approved May 8, 2019.

Senate File 567, an Act relating to disqualifications from holding certain professional licenses for persons convicted of certain crimes. Approved May 9, 2019.

Senate File 570, an Act providing for immunity from civil liability for licensed architects and professional engineers providing disaster emergency assistance under specified circumstances and including effective date provisions. Approved May 10, 2019.

Senate File 589, an Act relating to criminal law and procedure including certain related administrative proceedings, providing penalties, and including effective date and applicability provisions. Approved May 16, 2019.

Senate File 590, an Act relating to payments from the indigent defense fund by the state public defender for costs incurred by a privately retained attorney representing an indigent person. Approved May 1, 2019.

Senate File 597, an Act exempting from the sales tax certain items and services sold or furnished to nonprofit blood centers. Approved May 16, 2019.

Senate File 600, 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, and including effective date provisions. Approved May 1, 2019.

Senate File 603, an Act relating to use of concurrent enrollment programs for teaching certain subjects required under the educational standards, to the enrollment of pupils under concurrent enrollment program agreements between certain accredited nonpublic schools and community colleges, and to the criminal offense of sexual

exploitation by a school employee providing instruction under a concurrent enrollment program, making penalties applicable, and including retroactive and other applicability provisions. Approved May 23, 2019.

Senate File 605, an Act relating to the application fee and annual fee imposed for nonassistance child support cases. Approved May 10, 2019.

Senate File 608, an Act making appropriations to the department of cultural affairs, the economic development authority, the Iowa finance authority, the public employment relations board, the department of workforce development, the college student aid commission, and the state board of regents and certain regents institutions, and properly related matters. Approved May 17, 2019.

Senate File 609, an Act relating to and making appropriations and related statutory changes involving state government entities involved with agriculture, natural resources, and environmental protection, and including effective date provisions. Approved May 13, 2019.

Senate File 616, an Act relating to appropriations to the judicial branch. Approved May 17, 2019.

Senate File 617, an Act relating to gambling regulation and wagering, by providing for sports wagering and fantasy sports contests, providing for taxes and fees, making penalties applicable, and including implementation and effective date provisions. Approved May 13, 2019.

Senate File 618, an Act relating to alcoholic beverage control and matters under the purview of the alcoholic beverages division of the department of commerce and including effective date provisions. Approved May 10, 2019.

Senate File 619, an Act modifying provisions applicable to certain service contract providers regulated by the commissioner of insurance, providing fees, making penalties applicable, making an appropriation, and including effective date provisions. Approved May 16, 2019.

Senate File 629, an Act relating to permits for vehicles of excessive size and weight, including vehicles transporting raw forest products, and providing for fees. Approved May 20, 2019.

Senate File 632, an Act making appropriations to the department of public health for the gambling treatment program. Approved May 13, 2019.

Senate File 634, an Act relating to local government budgets and property taxation by modifying provisions governing the establishment and approval of county and city budgets, modifying provisions relating to the state appraisal manual, and including applicability provisions. Approved May 23, 2019

Senate File 638, an Act relating to state and local finances by making appropriations, providing for legal and regulatory responsibilities, providing for other properly related matters, and including effective date, applicability, and retroactive applicability provisions. Approved May 8, 2019.

GOVERNOR'S SIGNING MESSAGE

SENATE FILE 599

May 13, 2019

The Honorable Paul Pate
Secretary of State of Iowa
State Capitol Building LOCAL

Dear Mr. Secretary:

I hereby transmit Senate File 599, an act relating to hemp, including the regulation of hemp, providing for enforcement and the confiscation and destruction or disposal of certain property, providing for fees, including penalties, and providing implementation and effective date provisions.

I approve this Senate File to allow Iowa to begin the process of entering a new agricultural marketplace for hemp. But Iowans should be aware that this bill does not legalize the sale or manufacturing of all hemp-derived products, such as cannabidiol ("CBD"). The retail sale and manufacturing of hemp-derived products is still governed by federal law. While the Food and Drug Administration ("FDA") has approved some hemp-derived food ingredients for human and animal consumption, it has not approved CBD. The FDA has also declared that CBD is not a dietary supplement. State law cannot preempt the federal law, and Iowans engaging in the manufacture, sale, or purchase of hemp-derived products should carefully consider the legality of their actions under Iowa and federal law. And Iowans should be aware that nearly all of the provisions of this bill will not go into effect until the federal government approves our state hemp plan.

As federal regulatory bodies approve additional hemp-derived products and the hemp industry evolves, it is imperative that our state agencies and the Iowa legislature remain vigilant in evaluating the effects of this legislation and the need for additional changes to ensure that our laws protect the health and safety of all Iowans.

The above Senate File is hereby approved on this date.

Sincerely,

Kim Reynolds
Governor of Iowa

GOVERNOR'S ITEM VETO MESSAGE

SENATE FILE 615

May 22, 2019

The Honorable Paul Pate
Secretary of State of Iowa
State Capitol Building
LOCAL

Dear Mr. Secretary:

I hereby transmit Senate File 615, an act relating to appropriations to the justice system, and including effective date and retroactive applicability provisions.

Senate File 615 is approved on this date with the exception of sections 24 and 28, of which I disapprove. These sections would have amended the Attorney General's statutory duties to require the approval of the Governor, Executive Council, or Legislature to prosecute any action or proceeding, including signing onto or authoring amicus briefs or letter of support, in any court or tribunal other than an Iowa state court.

I share many of the concerns expressed by members of the Legislature about the past actions of Attorney General Tom Miller in courts outside of Iowa. He has participated in litigation throughout the nation, repeatedly taking positions in the name of the State of Iowa that are in conflict with Iowa's statutes, the policy goals of the Legislature and Governor, and the best interests of Iowans. But I am cautious about approving a provision that redefines the scope of the Attorney General's duties because I am mindful that the Attorney General is also elected by, and directly accountable to, the people of Iowa.

As a result of the Legislature's leadership on this issue, Attorney General Miller and I have had the opportunity to engage in a thoughtful discussion about the appropriate balance of authority between the Governor and the Attorney General with respect to Iowa's involvement in litigation. And ultimately, Attorney General Miller agreed to my proposal to adjust our litigation practices in a manner that I believe addresses my core concerns without amending Iowa's current statutes.

Attorney General Miller has agreed that so long as he serves as Attorney General, he will not prosecute any action or proceeding or sign onto or author an amicus brief in the name of the State of Iowa in any court or tribunal other than an Iowa state court without the consent of the Governor. He retains the authority to participate in litigation or author letters in his own name, as Attorney General of Iowa. Attorney General Miller has also agreed that if the Governor requests that he prosecute an action or proceeding or file an amicus brief in any court, he will do so or facilitate outside counsel, and that such participation requested by the Governor shall be conducted in the name of the State of Iowa.

This agreement is an appropriate interpretation of the authority and duties provided for under existing Iowa law and our constitutional structure. It ensures that the State of Iowa will speak with one consistent voice when it participates in court proceedings

outside of our state. And it respects the Attorney General's independent authority and accountability to the people of Iowa.

I commend the Legislature for starting this important discussion and Attorney General Miller for his willingness to reevaluate our practices with respect to engaging in litigation on behalf of the State of Iowa. I look forward to working with Attorney General Miller to ensure that the State's litigation advances the interests of Iowans.

For these reasons, I respectfully disapprove Senate File 615 in part, only as specified above, in accordance with Article III, Section 16, of the Constitution of the State of Iowa. The remainder of Senate File 615 not disapproved as stated herein is approved on this date.

Sincerely,

Kim Reynolds
Governor of Iowa

GOVERNOR'S VETO MESSAGE

HOUSE FILE 732

May 24, 2019

The Honorable Paul Pate
Secretary of State of Iowa
State Capitol
Des Moines, Iowa 50319

Dear Mr. Secretary,

I hereby transmit House File 732, an Act relating to the medical cannabidiol act.

House File 732 would make a number of changes to expand Iowa's medical cannabidiol ("CBD") program. Our program was originally established to provide CBD as a treatment option for Iowans suffering from specific medical conditions. Since our program began, I have heard countless stories of the relief and remarkable improvements that CBD has offered Iowans. And I support our program and efforts to strengthen and improve the program, so that it continues to be a safe, rational, and compassionate medical CBD program.

Unlike some states, Iowa's medical CBD program is not a medical marijuana program. To this end, current Iowa law limits the level of tetrahydrocannabinol ("THC")—the psychoactive chemical in the cannabis plant—in medical CBD products to three percent. But recognizing the limited experience with medical CBD and potential questions surrounding the three percent limit, the Legislature had the foresight to establish a Medical Cannabidiol Board, primarily made up of medical experts. The Board is tasked with governing our program and advising the Legislature on potential statutory changes to the definition of medical CBD, including the THC limit. The Legislature was wise to understand that we were entering uncharted territory and could benefit from the Board's expertise in navigating any potential expansion of the program.

Most of the changes included in House File 732 were the result of the Legislature and the Medical Cannabidiol Board coming together to reach agreement on appropriate and positive improvements to our medical CBD program. I fully support these changes. But unfortunately, the bill would also remove the three percent limit on THC in medical CBD products and replace it with a limit of 25 grams of THC per 90-day period. This change was not recommended by the Board. And if approved, it would drastically expand Iowa's medical CBD program far beyond its original scope of CBD-based treatments and could open the door to significant unintended consequences to the health and safety of Iowans.

I agree that there should be some change to the three percent THC limit. There appears to be consensus, including from the Board, that a gram-based limit would be more appropriate than a percentage-based limit. But I have not been able to discern any evidence-based justification for the specific 25-gram limit proposed in this bill. And after its review of the available evidence, the Board recommended a limit of only 4.5 grams per 90-day period.

It may be that a THC limit higher than 4.5 grams is appropriate. But the 25-gram limit in this bill would allow a person to consume more than 277 milligrams of THC per day—an amount higher than one would typically consume even with aggressive recreational marijuana use. This is all the more concerning because a participant in the program is not prescribed a particular dosage by a medical practitioner or monitored on an ongoing basis for any adverse health consequences. Iowa's program only requires a practitioner to certify that the participant suffers from a qualifying condition on an annual basis.

Ultimately, I believe Iowa must proceed cautiously to ensure that any expansion of our medical CBD program is thoughtful and deliberate—particularly because Iowa's program is in its infancy and the body of research that analyzes the efficacy of medical CBD is limited. So I look forward to working with the Legislature and the Medical Cannabidiol Board to find an evidence-based THC limit that we can work to enact along with the rest of the provisions in House File 732 that I support. The health and safety of Iowans is too important for us not to get this right.

For these reasons, I respectfully disapprove of House File 732 in its entirety.

Sincerely,

Kim Reynolds
Governor of Iowa

COMMUNICATIONS RECEIVED

The following communications were received in the office of the Chief Clerk and placed on file in the Legislative Services Agency: To view reports in full, click [here](#).

**IOWA COMPREHENSIVE PETROLEUM UNDERGROUND
STORAGE TANK FUND BOARD**

Progress and Activities Report, pursuant to Iowa Code section 455G.4.

DEPARTMENT OF HUMAN SERVICES

Medicaid Managed Care Oversight Report, pursuant to Chapter 1139.94, 2016 Iowa Acts.

DEPARTMENT OF REVENUE

Central Collection Unit Debt Collection Report, pursuant to Iowa Code section 421.17.

Tax Expenditure Cost Estimate Report, pursuant to Iowa Code section 2.48.

PUBLIC DEFENDER

Judicial Review Report, pursuant to Iowa Code section 625.29.

AMENDMENTS FILED

H-1001

1 Amend House File 306 as follows:

2 1. Page 1, lines 9 and 10, by striking ~~<two and six~~
3 ~~hundredths>~~ and inserting ~~<three>~~

4 2. Page 1, line 24, by striking ~~<two and six hundredths>~~ and
5 inserting ~~<three>~~

R. SMITH of Black Hawk

H-1002

1 Amend House File 306 as follows:

2 1. Page 1, after line 33 by inserting:

3 <Sec. ____ Section 257.8, Code 2019, is amended by adding
4 the following new subsection:

5 NEW SUBSECTION. 2A. Complementary state aid — calculation
6 — fund.

7 a. The complementary state aid fund is created in the state
8 treasury. The fund shall be separate from the general fund of
9 the state and the balance in the fund shall not be considered
10 part of the balance of the general fund of the state. The
11 moneys credited to the fund are not subject to section 8.33
12 and shall not be transferred, used, obligated, appropriated,
13 or otherwise encumbered except as provided in this section.
14 Notwithstanding section 12C.7, subsection 2, interest or
15 earnings on moneys deposited in the taxpayers trust fund shall
16 be credited to the fund.

17 b. For each fiscal year beginning on or after July 1,
18 2019, there is credited to the complementary state aid fund
19 from the general fund of the state an amount as calculated by
20 the department of revenue equal to the difference between the
21 actual net income tax revenues received from taxpayers subject
22 to section 422.4A during the fiscal year and the estimated net
23 income tax revenues the state would have received from those
24 taxpayers during the fiscal year had such taxpayers calculated
25 individual income tax liability under chapter 422, division II,
26 without regard to section 422.4A.

27 c. Moneys in the complementary state aid fund shall only be
28 used by the general assembly for purposes of funding increases
29 in the state percent of growth under subsection 1 and the
30 categorical state percent of growth under subsection 2.>

31 2. Page 3, after line 7 by inserting:

32 <Sec. ____ **NEW SECTION. 422.4A Tax calculation for certain**
33 **high-income taxpayers.**

34 Notwithstanding any other provision of law to the contrary,
35 a taxpayer with an adjusted gross income of one million dollars

PAGE 2

- 1 or more, as calculated for federal income tax purposes under
 2 the Internal Revenue Code, shall calculate the tax imposed
 3 under this division II pursuant to chapter 422, division II,
 4 Code 2018.>
 5 3. Page 3, after line 9 by inserting:
 6 <Sec. __.RETROACTIVE APPLICABILITY. The following apply
 7 retroactively to January 1, 2019, for tax years beginning on
 8 or after that date:
 9 1. The section of this Act enacting section 257.8,
 10 subsection 2A.
 11 2. The section of this Act enacting section 422.4A.>
 12 4. Title page, by striking line 5 and inserting <payments,
 13 establishing a complementary state aid fund, and including
 14 effective date and retroactive applicability provisions.>
 15 5. By renumbering as necessary.

R. SMITH of Black Hawk
 HALL of Woodbury

H-1003

- 1 Amend House File 267 as follows:
 2 1. Page 1, line 10, after <district.> by inserting <To
 3 facilitate the delivery of court services in every county, the
 4 district judges of a judicial election district shall appoint
 5 a person to serve as clerk of the district court in every
 6 county in the judicial district, which may be the same person
 7 designated as clerk in one or more other counties.>

McKEAN of Jones

H-1004

- 1 Amend House File 179 as follows:
 2 1. Page 1, by striking lines 7 through 31 and inserting:
 3 <Sec. __. Section 481A.48, subsections 5 and 6, Code 2019,
 4 are amended to read as follows:
 5 5. The commission shall establish one or more pistol
 6 or revolver seasons for hunting deer as separate firearm
 7 seasons or to coincide with one or more other firearm deer
 8 hunting seasons. Any pistol or revolver ~~firing a magnum~~
 9 ~~three hundred fifty seven thousandths of one inch caliber or~~
 10 ~~larger, centerfire, straight wall ammunition propelling an~~
 11 ~~expanding-type bullet with a barrel length of at least four~~
 12 ~~inches and firing straight wall or other centerfire ammunition~~
 13 ~~propelling an expanding-type bullet with a maximum diameter of~~
 14 ~~no less than three hundred fifty thousandths of one inch and~~
 15 ~~no larger than five hundred thousandths of one inch and with~~
 16 ~~a published or calculated muzzle energy of five hundred foot~~
 17 ~~pounds or higher~~ is legal for hunting deer during the pistol or

18 revolver seasons. ~~The commission shall adopt rules to allow~~
 19 ~~black powder pistols or revolvers for hunting deer. The rules~~
 20 ~~shall not allow pistols or revolvers with shoulder stock or~~
 21 ~~long barrel modifications. The barrel length of a pistol or~~
 22 ~~revolver used for deer hunting shall be at least four inches.~~
 23 The rules may limit types of ammunition projectiles. A person
 24 who is ~~sixteen~~ twenty years of age or less shall not hunt deer
 25 with a pistol or revolver unless that person is accompanied and
 26 under direct supervision throughout the hunt by a responsible
 27 person with a valid hunting license who is at least twenty-one
 28 years of age, with the consent of a parent, guardian, or spouse
 29 who is at least twenty-one years of age, pursuant to section
 30 724.22, subsection 5. A person possessing a prohibited pistol
 31 or revolver while hunting deer commits a scheduled violation
 32 under section 805.8B, subsection 3, paragraph "h", subparagraph
 33 (5).
 34 6. The commission shall adopt rules pursuant to chapter 17A
 35 allowing the use of ~~straight wall~~ cartridge rifles to hunt deer

PAGE 2

1 as follows:
 2 a. A ~~straight wall~~ cartridge rifle may be used to hunt deer
 3 during youth and disabled deer hunting season and first and
 4 second shotgun deer hunting seasons by a person who has a valid
 5 deer hunting license and is otherwise qualified to hunt.
 6 b. A ~~straight wall~~ cartridge rifle that is allowed pursuant
 7 to this subsection shall be of the same caliber and use the
 8 same straight wall ammunition as is allowed for use in a pistol
 9 or revolver for hunting deer as provided in subsection 5.
 10 In addition, the commission shall provide, by rule, for the
 11 use of straight wall ammunition under this subsection that
 12 meets ballistics specifications similar to the requirements
 13 for straight wall ammunition allowed for use in a pistol or
 14 revolver for hunting deer as provided in subsection 5.
 15 c. A person possessing a prohibited rifle while hunting deer
 16 commits a scheduled violation under section 805.8B, subsection
 17 3, paragraph "h", subparagraph (6). In addition, the hunting
 18 privileges of a person convicted of possessing a prohibited
 19 rifle while hunting deer shall be suspended for two years.>
 20 2. Page 1, by striking lines 22 and 23 and inserting
 21 <ammunition. A person who is ~~sixteen~~ twenty years of age ~~or~~
 22 ~~less shall not may~~ hunt deer with a pistol or revolver as long
 23 as that person has completed a hunter education course pursuant
 24 to section 483A.27 and the>
 25 3. By renumbering as necessary.

COMMITTEE ON NATURAL RESOURCES

H-1005

1 Amend House File 649 as follows:

- 2 1. Page 1, after line 35 by inserting:
 3 <Sec. __.EFFECTIVE DATE. This Act, being deemed of
 4 immediate importance, takes effect upon enactment.>
 5 2. Title page, line 2, by striking <and providing penalties>
 6 and inserting <providing penalties, and including effective
 7 date provisions>
 8 3. By renumbering as necessary.

PAUSTIAN of Scott

H-1006

- 1 Amend House File 481 as follows:
 2 1. Page 1, line 24, after <lane> by inserting <when such
 3 lane change can be safely and reasonably accomplished>

R. SMITH of Black Hawk

H-1007

- 1 Amend House Joint Resolution 12 as follows:
 2 1. Page 1, line 6, by striking <run held on or around
 3 October 14, 2019> and inserting <runs held prior to the
 4 eighty-ninth general assembly>
 5 2. Title page, line 13, by striking <a>
 6 3. Title page, line 13, by striking <run> and inserting
 7 <runs>
 8 4. Title page, line 14, by striking <or around October
 9 14, 2019> and inserting <dates to be determined prior to the
 10 eighty-ninth general assembly>
 11 5. Title page, line 20, by striking <run> and inserting
 12 <runs>

THOMPSON of Greene

H-1008

- 1 Amend House File 261 as follows:
 2 1. Page 1, line 11, by striking <66.1A> and inserting
 3 <388.3A>
 4 2. Page 1, after line 16 by inserting:
 5 <Sec. __.NEW SECTION. **388.3A Removal of utility board**
 6 **members for cause.**
 7 1. Any person appointed as a board member of a utility
 8 board pursuant to section 388.3 may be removed from office by
 9 the mayor with the approval of the city council for any of the
 10 following reasons:
 11 a. Upon sufficient evidence supporting removal for any
 12 reason enumerated in section 66.1A.
 13 b. For habitual nonattendance of board meetings.
 14 2. Removal pursuant to this section shall be by written
 15 order. The order shall give the reasons for the removal and
 16 shall be filed in the office of the city clerk, and a copy

17 shall be sent by certified mail to the person removed who, upon
18 request filed with the city clerk within thirty days of the
19 date of mailing the copy, shall be granted a public hearing
20 before the city council on all issues connected with the
21 removal. The hearing shall be held within thirty days of the
22 date the request is filed unless the person removed requests
23 a later date.>

24 3. By renumbering as necessary.

DEYOE of Story

H-1009

1 Amend House File 594 as follows:

2 1. Page 1, by striking lines 4 through 12 and inserting:

3 <1. A court of law or equity shall only have the authority
4 to withdraw life-sustaining procedures from a minor child under
5 the following circumstances:

6 a. A parent or guardian of the minor child is not available
7 and willing to be the minor child's decision maker.

8 b. There is a dispute between the parents or between
9 the guardians of a minor child regarding the withdrawal
10 of life-sustaining procedures and a decision maker has not
11 otherwise been designated in an advance directive or similar
12 document.

13 c. In the health care provider's reasonable medical
14 judgment, the parent's or guardian's decision to continue
15 life-sustaining procedures for the minor child is clearly
16 inconsistent with the minor child's expressed or implied
17 intentions.

18 d. In the health care provider's reasonable medical
19 judgment, the decision to continue life-sustaining procedures
20 for the minor child is not in the best interest of the minor
21 child.

22 2. For the purposes of this section, "*life-sustaining*
23 *procedure*" means the same as defined in section 144A.2.>

WESSEL-KROESCHELL of Story

H-1010

1 Amend House File 668 as follows:

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

3 <Section 1. Section 123.3, Code 2019, is amended by adding
4 the following new subsection:

5 NEW SUBSECTION. 24A. "*Institutional investor*" means a
6 person who maintains a>

7 2. Page 2, line 1, by striking <manufacturer> and inserting
8 <person>

9 3. Page 3, line 14, after <premises> by inserting <to a
10 licensee or permittee authorized under this chapter to sell
11 beer at retail>

12 4. By renumbering as necessary.

CARLSON of Muscatine

H-1011

1 Amend House File 260 as follows:

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

3 <Section 1. Section 535.11, subsection 4, Code 2019, is
4 amended to read as follows:

5 4. With respect to an open account, the creditor may impose
6 a finance charge not exceeding that permitted by section
7 537.2202, subsection 2, or section 537.2402, subsection 1.

8 Sec. ____ Section 536.13, subsection 5, Code 2019, is
9 amended to read as follows:

10 5. A licensee under this chapter may lend any sum of money
11 not exceeding the threshold amount as defined in section
12 537.1301 in amount and may charge, contract for, and receive
13 on the loan interest or charges at a rate not exceeding the
14 maximum rate of interest or charges determined and fixed by
15 the superintendent under authority of this section or pursuant
16 to subsection 7 for those amounts in excess of ten thousand
17 dollars. With respect to an open account, a licensee under
18 this chapter may charge, contract for, and receive on the loan
19 interest or charges at a rate permitted by section 537.2402,
20 subsection 1.>

21 2. Page 1, after line 11 by inserting:

22 <Sec. ____ Section 536.13, subsection 7, paragraph d, Code
23 2019, is amended to read as follows:

24 d. Except as provided in this subsection, the provisions
25 of the Iowa consumer credit code, chapter 537, apply to loans
26 regulated by this chapter and supersede conflicting provisions
27 of this chapter. ~~Section 537.2402, subsection 1, does not~~
28 ~~apply to loans regulated by this chapter.~~

29 Sec. ____ Section 536A.23, subsection 1, Code 2019, is
30 amended by adding the following new paragraph:

31 NEW PARAGRAPH. f. Paragraphs "a" and "b" of this subsection
32 do not apply to licensees under this chapter who are permitted
33 to make supervised loans as defined in section 537.1301.

34 Sec. ____ Section 537.1301, subsection 46, unnumbered
35 paragraph 1, Code 2019, is amended to read as follows:

PAGE 2

1 "*Supervised loan*" means a consumer loan, including a loan
2 made pursuant to open-end credit, in which the rate of the
3 finance charge, calculated according to the actuarial method,
4 exceeds the rate of finance charge permitted in chapter 535 or
5 pursuant to which a person is licensed.>

6 3. By renumbering as necessary.

H-1012

- 1 Amend House File 485 as follows:
2 1. Page 1, after line 13 by inserting:
3 <Sec. ___. Section 8A.311, subsection 10, Code 2019, is
4 amended by adding the following new paragraph:
5 NEW PARAGRAPH. c. The department shall notify the general
6 assembly electronically if a targeted small business, as
7 defined in section 15.102, is awarded more than three contracts
8 in less than two fiscal years pursuant to paragraph "a"
9 authorizing direct purchasing by a state agency if the purchase
10 will not exceed an amount determined by the department by rule
11 and would contribute to the agency complying with the targeted
12 small business goals under sections 73.15 through 73.21.>
13 2. By renumbering as necessary.

HALL of Woodbury

H-1013

- 1 Amend House File 650 as follows:
2 1. Page 2, after line 4 by inserting:
3 < ___. The offense of dependent adult abuse as provided for
4 under section 235B.20.>
5 2. Page 2, after line 8 by inserting:
6 < ___. The offense of assault as defined in section 708.1.
7 ___. The offense of domestic abuse assault as defined in
8 section 708.2A.>
9 3. By renumbering, redesignating, and correcting internal
10 references as necessary.

MEYER of Polk

H-1014

- 1 Amend House File 597 as follows:
2 1. Page 1, after line 15 by inserting:
3 <Sec. ___.DIRECTIVE TO DEPARTMENT OF HUMAN SERVICES —
4 CHILD CARE ASSISTANCE — FAMILY INCOME ELIGIBILITY REQUIREMENT.
5 1. The department of human services shall amend its
6 administrative rules pursuant to chapter 17A to provide income
7 eligibility for state child care assistance, according to
8 family size for children needing basic care, to families whose
9 nonexempt gross monthly income does not exceed two hundred
10 percent of the federal poverty level, effective January 1,
11 2020, and shall provide for an incremental increase in this
12 income eligibility requirement by fifty percent every year
13 thereafter until a family's nonexempt gross monthly income
14 exceeds four hundred percent of the federal poverty level.
15 2. The rules adopted pursuant to this section shall take
16 effect January 1, 2020.>
17 2. Title page, by striking lines 1 through 3 and inserting

18 <An Act relating to income eligibility requirements for state
19 assistance programs.>

MASCHER of Johnson

H-1015

1 Amend House File 393 as follows:
2 1. Page 1, after line 25 by inserting:
3 <Sec. NEW SECTION. **68A.303A Dependent care expenses.**
4 1. In addition to the uses permitted under sections 68A.302
5 and 68A.303, a candidate or candidate's committee may use
6 campaign funds to pay for expenses related to the care of any
7 dependent of the candidate if all of the following conditions
8 are met:
9 a. The expense is incurred as a direct result of campaign
10 activity.
11 b. The candidate would not have needed the dependent care
12 but for the candidate's candidacy for office.
13 c. The candidate could not participate in the campaign
14 activity without dependent care.
15 d. The payment to the dependent care provider is reasonable
16 and customary for the services rendered.
17 e. The dependent care provider is not the spouse or
18 dependent child of the candidate.
19 2. A candidate using campaign funds for dependent care
20 expenses shall keep a log detailing the date, campaign purpose,
21 length of time of care, name of dependent care provider, and
22 cost for each dependent care expense paid or owed by the
23 campaign. Such a log shall be provided to the board upon
24 request. Upon receipt of such a log, the board shall determine
25 whether the expenditure constitutes a legitimate campaign
26 expense.
27 3. For purposes of this section, "*dependent*" means the same
28 as defined in section 152 of the Internal Revenue Code.>
29 2. Title page, by striking lines 1 and 2 and inserting <An
30 Act relating to matters under the purview of the Iowa ethics
31 and campaign disclosure board, including the reporting of
32 certain gifts and bequests received by the executive branch and
33 the payment of dependent care expenses from campaign funds, and
34 making penalties applicable.>

MATSON of Polk

H-1016

1 Amend House Joint Resolution 13 as follows:
2 1. By striking everything after the resolving clause and
3 inserting:
4 <Section 1. The following amendment to the Constitution of
5 the State of Iowa is proposed:
6 Article I of the Constitution of the State of Iowa is amended

7 by adding the following new section:
 8 Sec. 1A. **Right to keep and bear arms.** A well regulated
 9 militia being necessary to the security of a free state,
 10 the right of the people to keep and bear arms shall not be
 11 infringed.
 12 Sec. 2. REFERRAL AND PUBLICATION. The foregoing proposed
 13 amendment to the Constitution of the State of Iowa is referred
 14 to the general assembly to be chosen at the next general
 15 election for members of the general assembly, and shall be
 16 published as provided by law for three months previous to the
 17 date of that election.>
 18 2. Title page, line 2, after <relating to> by inserting <a
 19 well regulated militia and>

OURTH of Warren

H-1017

1 Amend the amendment, H-1016, to House Joint Resolution 13 as
 2 follows:
 3 1. Page 1, by striking lines 1 through 19 and inserting:
 4 <Amend House Joint Resolution 13 as follows:
 5 1. By striking everything after the resolving clause and
 6 inserting:
 7 <Section 1. The following amendment to the Constitution of
 8 the State of Iowa is proposed:
 9 Article I of the Constitution of the State of Iowa is amended
 10 by adding the following new section:
 11 SEC. 1A. **Right to keep and bear arms.** A well regulated
 12 Militia, being necessary to the security of a free State,
 13 the right of the people to keep and bear Arms, shall not be
 14 infringed.
 15 Sec. 2. REFERRAL AND PUBLICATION. The foregoing proposed
 16 amendment to the Constitution of the State of Iowa is referred
 17 to the general assembly to be chosen at the next general
 18 election for members of the general assembly, and shall be
 19 published as provided by law for three months previous to the
 20 date of that election.>>

OURTH of Warren
 ANDERSON of Polk
 BROWN-POWERS of Black Hawk
 DERRY of Polk
 EHLERT of Linn
 GAINES of Polk
 HALL of Woodbury
 HUNTER of Polk
 JAMES of Dubuque
 KACENA of Woodbury
 KURTH of Scott
 LENSING of Johnson
 McCONKEY of Pottawattamie

ABDUL-SAMAD of Polk
 BRECKENRIDGE of Jasper
 COHOON of Des Moines
 DONAHUE of Linn
 FORBES of Polk
 GASKILL of Wapello
 HEDDENS of Story
 ISENHART of Dubuque
 JUDGE of Dallas
 KONFRST of Polk
 KURTZ of Lee
 MASCHER of Johnson
 MEYER of Polk

NIELSEN of Johnson
 OLSON of Polk
 M. SMITH of Marshall
 STAED of Linn
 SUNDE of Polk
 WESSEL-KROESCHELL of Story
 WINCKLER of Scott

OLDSON of Polk
 PRICHARD of Floyd
 R. SMITH of Black Hawk
 STECKMAN of Cerro Gordo
 THEDE of Scott
 WILLIAMS of Black Hawk
 WOLFE of Clinton

H-1018

- 1 Amend the amendment, H-1013, to House File 650 as follows:
- 2 1. Page 1, line 6, after <708.1> by inserting <that is a
- 3 felony under section 708.2>

JACOBSEN of Pottawattamie

H-1019

- 1 Amend House File 687 as follows:
- 2 1. Page 1, line 20, before <internet> by inserting <board's>

JACOBSEN of Pottawattamie

H-1020

- 1 Amend the amendment, H-1012, to House File 485 as follows:
- 2 1. Page 1, by striking lines 5 through 8 and inserting:
- 3 <NEW PARAGRAPH. c. By January 15 of each year, the
- 4 department shall submit to the general assembly electronically
- 5 an annual report of contracts awarded to targeted small
- 6 businesses, as defined in section 15.102, in the previous
- 7 fiscal year pursuant to paragraph "a">

HALL of Woodbury

H-1021

- 1 Amend House File 710 as follows:
- 2 1. Page 1, after line 26 by inserting:
- 3 <3. Each board listed in subsection 1 shall retain sole
- 4 discretion and authority to execute the core functions of the
- 5 board including but not limited to policymaking, advocating
- 6 for and against legislation, rulemaking, licensing, licensee
- 7 investigations, licensee disciplinary proceedings, and
- 8 oversight of professional health programs. The director's
- 9 supervision of the executive director shall not interfere with
- 10 the board's discretion and authority in executing the core
- 11 functions of the board.>

FRY of Clarke

H-1022

- 1 Amend House File 546 as follows:
- 2 1. Page 5, line 24, after ~~<percent.>~~ by inserting ~~<For~~
3 the fiscal year beginning July 1, 2019, the equity transfer
4 percentage is three and one-tenth percent.>
 - 5 2. Page 5, line 25, by striking ~~<2019>~~ and inserting ~~<2020>~~
 - 6 3. Page 6, line 2, by striking ~~<twelve>~~ and inserting
7 ~~<fifteen>~~
 - 8 4. Page 6, line 3, by striking ~~<twelve>~~ and inserting
9 ~~<fifteen>~~
 - 10 5. Page 6, by striking line 5 and inserting:
11 ~~<(3) For purposes of this subsection, the foundation base~~
12 transfer amount for the fiscal year beginning July 1, 2019, is
13 zero, and for each fiscal year beginning on or after July 1,
14 2020, the foundation>
 - 15 6. Page 6, line 9, by striking ~~<Two>~~ and inserting ~~<Three>~~
 - 16 7. Page 6, line 12, by striking ~~<Two-thirds>~~ and inserting
17 ~~<One-half>~~
 - 18 8. Page 6, line 13, by striking ~~<two>~~ and inserting ~~<three>~~

BOSSMAN of Woodbury

H-1023

- 1 Amend House File 690 as follows:
- 2 1. Page 5, line 26, by striking ~~<1.>~~
 - 3 2. Page 5, line 28, by striking ~~<a.>~~ and inserting ~~<1.>~~
 - 4 3. Page 5, line 30, by striking ~~<b.>~~ and inserting ~~<2.>~~
 - 5 4. Page 5, line 33, by striking ~~<c.>~~ and inserting ~~<3.>~~
 - 6 5. Page 6, line 2, by striking ~~<d.>~~ and inserting ~~<4.>~~
 - 7 6. Page 9, line 16, by striking ~~<children's behavioral~~
8 ~~health>~~ and inserting ~~<regional service>~~
 - 9 7. Page 9, line 27, by striking ~~<subparagraph (1)>~~ and
10 inserting ~~<paragraph "a">~~
 - 11 8. Page 11, by striking line 20.
 - 12 9. Page 12, after line 14 by inserting:
13 ~~<Sec. __.DEPARTMENT OF HUMAN SERVICES AND DEPARTMENT~~
14 ~~OF PUBLIC HEALTH — CRISIS HOTLINE. The department of human~~
15 ~~services and the department of public health shall provide~~
16 ~~a single, statewide twenty-four-hour crisis hotline that~~
17 ~~incorporates information for families of children with a~~
18 ~~serious emotional disturbance which may be provided through~~
19 ~~expansion of the YourLifelowa platform.>~~
 - 20 10. By renumbering as necessary.

FRY of Clarke

H-1024

- 1 Amend House File 546 as follows:
- 2 1. Page 11, by striking lines 30 through 32 and inserting

3 <in number to the lesser of two thousand or thirty percent of
 4 the number of voters at the last preceding election of school
 5 officials under section 277.1, but not less than one hundred.
 6 If the>

DOLECHECK of Ringgold

H-1025

1 Amend House File 610 as follows:
 2 1. Page 8, after line 12 by inserting:
 3 <8. The petition shall provide a brief description of
 4 the respondent's alleged functional limitations that make
 5 the respondent unable to communicate or carry out important
 6 decisions concerning the respondent's financial affairs.>
 7 2. Page 8, line 13, by striking <8.> and inserting <9.>
 8 3. Page 9, lines 7 and 8, by striking <rule of civil
 9 procedure 1.305> and inserting <the Iowa rules of civil
 10 procedure>
 11 4. Page 9, lines 13 and 14, by striking <rule of civil
 12 procedure 1.308(5)> and inserting <the Iowa rules of civil
 13 procedure>
 14 5. Page 9, lines 24 and 25, by striking <rule of civil
 15 procedure 1.305(2)> and inserting <the Iowa rules of civil
 16 procedure>
 17 6. Page 9, lines 28 and 29, by striking <rule of civil
 18 procedure 1.305> and inserting <the Iowa rules of civil
 19 procedure>
 20 7. Page 9, lines 32 and 33, by striking <rule of civil
 21 procedure 1.308(5)> and inserting <the Iowa rules of civil
 22 procedure>
 23 8. Page 11, after line 10 by inserting:
 24 <Sec. NEW SECTION. 633.560A Mediation.
 25 1. The district court may, on its own motion or on the
 26 motion of any party, order the parties to participate in
 27 mediation in any guardianship or conservatorship action.
 28 Mediation performed under this section shall comply with the
 29 provisions of chapter 679C. The court shall, upon application
 30 of a party, grant a waiver from any court-ordered mediation
 31 under this section if the party demonstrates that a history
 32 of domestic abuse exists similarly as considered in section
 33 598.41, subsection 3, paragraph "j". The court may, upon
 34 application of a party, grant a waiver from any court-ordered
 35 mediation if the action involves elder abuse pursuant to

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1 chapter 235F.
 2 2. Mediation shall comply with all of the following
 3 standards:
 4 a. The parties will participate in good faith.
 5 Participation in mediation shall include attendance at

- 6 a mediation session with the mediator and the parties to
7 the action, listening to the mediator's explanation of the
8 mediation process, presentation of one party's view of the
9 case, and listening to the response of the other party.
10 Participation in mediation does not require that the parties
11 reach an agreement.
- 12 b. Unless the parties agree upon a mediator, the court shall
13 appoint a mediator. Any mediator appointed by the court shall
14 meet the qualifications established in this section.
- 15 c. Parties to the mediation shall have the right to
16 representation by an attorney at all times.
- 17 d. The parties to the mediation shall present any agreement
18 reached through the mediation to their attorneys, if any.
19 A mediation agreement reached by the parties shall not be
20 enforceable until approved by the court.
- 21 e. The costs of mediation shall be borne by the parties, as
22 agreed to by the parties, or as ordered by the court, and may
23 be taxed as court costs.
- 24 3. A mediator appointed by the court acting pursuant to this
25 section shall have the following qualifications:
- 26 a. Completed a one-hour internet seminar or live session
27 regarding the external resources available to a respondent with
28 particular focus on resources for older persons.
- 29 b. A minimum of twenty-five hours of general mediation
30 training.
- 31 c. Either of the following:
- 32 (1) Fifteen hours of probate-specific or elder-specific
33 mediation training.
- 34 (2) Ten continuous years of practice in Iowa as a licensed
35 attorney with the greater of four hundred hours or forty

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- 1 percent of the total hours of law practice per year being
2 devoted to matters concerning wills, trusts, and estate work
3 for each of the ten continuous years. For mediations involving
4 guardianship of juveniles, the mediator shall also be currently
5 qualified as a family law mediator and have completed a
6 one-hour live session concerning guardianship procedures.>
- 7 9. Page 14, line 12, by striking <may> and inserting <shall>
8 10. By striking page 15, line 28, through page 16, line 2,
9 and inserting:
- 10 <1. At or before a hearing on petition for the appointment
11 of a guardian or conservator or the modification or termination
12 of a guardianship or conservatorship, the court shall order a
13 professional evaluation of the respondent unless one of the
14 following criteria are met:
- 15 a. The court finds it has sufficient information to
16 determine whether the criteria for a guardianship or
17 conservatorship are met.
- 18 b. The petitioner or respondent has filed a professional
19 evaluation.

20 2. Notwithstanding subsection 1, if the respondent has
 21 filed a professional evaluation and the court determines an
 22 additional professional evaluation will assist the court in
 23 understanding the decision-making capacity and functional
 24 abilities and limitations of the respondent, the court may
 25 order a professional evaluation of the respondent.>
 26 11. Page 16, line 3, by striking <2.> and inserting <3.>
 27 12. Page 16, after line 6 by inserting:
 28 <4. Unless otherwise directed by the court, the report must
 29 contain all of the following:
 30 a. A description of the nature, type, and extent of the
 31 respondent's cognitive and functional abilities and limitation.
 32 b. An evaluation of the respondent's mental and physical
 33 condition and, if appropriate, educational potential, adaptive
 34 behavior, and social skills.
 35 c. A prognosis for improvement and recommendation for the

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1 appropriate treatment, support, or habilitation plan.
 2 d. The evaluator's qualifications to evaluate the
 3 respondent's cognitive and functional abilities limitations and
 4 lack of conflict of interest.
 5 e. The date of examination on which the report is based.
 6 5. The cost of the professional evaluation shall be paid by
 7 the respondent unless the respondent is indigent as defined in
 8 section 633.561, subsection 3, in which case the costs shall
 9 be paid by the county in which the proceedings are pending or
 10 unless the court orders otherwise.>
 11 13. Page 16, line 7, by striking <3.> and inserting <6.>
 12 14. Page 16, line 9, by striking <4.> and inserting <7.>
 13 15. Page 16, line 10, by striking <4.> and inserting <7.>
 14 16. Page 23, after line 28 by inserting:
 15 <Sec. ____. Section 633.641, Code 2019, is amended by
 16 striking the section and inserting in lieu thereof the
 17 following:
 18 **633.641 Duties of conservator.**
 19 1. A conservator is a fiduciary and has duties of prudence
 20 and loyalty to the protected person.
 21 2. A conservator shall promote the self-determination of
 22 the protected person and, to the extent feasible, encourage
 23 the protected person to participate in decisions, act on the
 24 protected person's own behalf, and develop or regain the
 25 capacity to manage the protected person's financial affairs.
 26 3. In making decisions for a protected person, the
 27 conservator shall make the decision the conservator reasonably
 28 believes the protected person would make if able, unless doing
 29 so would fail to preserve the resources needed to maintain
 30 the protected person's well-being and lifestyle or otherwise
 31 unreasonably harm or endanger the welfare or personal or
 32 financial interests of the protected person. To determine
 33 the decision the protected person would make if able, the

34 conservator shall consider the protected person's prior or
35 current directions, preferences, opinions, values, and actions,

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1 to the extent actually known or reasonably ascertainable by the
2 conservator.

3 4. If a conservator cannot make a decision under subsection
4 3 because the conservator does not know and cannot reasonably
5 determine the decision the protected person would make if
6 able, or the conservator reasonably believes the decision the
7 protected person would make would fail to preserve resources
8 needed to maintain the protected person's well-being and
9 lifestyle or otherwise unreasonably harm or endanger the
10 welfare or personal or financial interests of the protected
11 person, the conservator shall act in accordance with the best
12 interests of the protected person. In determining the best
13 interests of the protected person, the conservator shall
14 consider all of the following:

15 a. Information received from professionals and persons that
16 demonstrate sufficient interest in the welfare of the protected
17 person.

18 b. Other information the conservator believes the protected
19 person would have considered if the protected person were able
20 to act.

21 c. Other factors a reasonable person in the circumstances
22 of the protected person would consider, including consequences
23 to others.

24 5. Except when inconsistent with the conservator's duties
25 under subsections 1 through 4, a conservator shall invest and
26 manage the protected person's assets as a prudent investor
27 would, by considering the circumstances and property of the
28 protected person.

29 6. The propriety of a conservator's investment and
30 management of the conservatorship estate is determined in light
31 of the facts and circumstances existing when the conservator
32 decides or acts and not by hindsight.

33 7. A conservator that has special skills or expertise,
34 or is named conservator in reliance on the conservator's
35 representation of special skills or expertise, has a duty

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1 to use the special skills or expertise in carrying out the
2 conservator's duties.

3 8. In investing and selecting specific property for
4 distribution, a conservator shall consider any estate plan or
5 other donative, nominative, or appointive instrument of the
6 protected person, known to the conservator.

7 9. A conservator shall maintain insurance on the insurable
8 real and personal property of the protected person, unless
9 the conservatorship estate lacks sufficient funds to pay for

10 insurance or the court finds any of the following:

11 *a.* The property lacks sufficient equity to justify the

12 insurance premium.

13 *b.* Insuring the property would unreasonably dissipate the

14 conservatorship estate.

15 *c.* Insuring the property would not be in the best interest

16 of the protected person.

17 10. If a protected person has executed a valid power of

18 attorney under chapter 633B, the conservator shall act in

19 accordance with the applicable provisions of chapter 633B.

20 11. The conservator shall report to the department of

21 human services the protected person's assets and income, if

22 the protected person is receiving medical assistance under

23 chapter 249A. Such reports shall be made upon establishment of

24 a conservatorship for an individual applying for or receiving

25 medical assistance, upon application for benefits on behalf

26 of the protected person, upon annual or semiannual review of

27 continued medical assistance eligibility, when any significant

28 change in the protected person's assets or income occurs, or

29 as otherwise requested by the department of human services.

30 Written reports shall be provided to the department of human

31 services office for the county in which the protected person

32 resides or the office in which the protected person's medical

33 assistance is administered.

34 Sec. .**NEW SECTION. 633.642 Responsibilities of**

35 **conservator.**

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1 1. The conservator, acting reasonably and consistent

2 with the fiduciary duties of the conservator to accomplish

3 the purpose of the conservatorship, and acting in a manner

4 consistent with the conservator's plan, and consistent with

5 the order establishing the conservatorship, including any

6 limitations in the order, shall, without the necessity of prior

7 court approval, have all the following powers on behalf of the

8 protected person:

9 *a.* Collect, receive, receipt for any principal or income,

10 and to enforce, defend against, or prosecute any claim by or

11 against the protected person or the conservator; and to sue on

12 and defend claims in favor of or against the protected person

13 or the conservator.

14 *b.* Sell and transfer personal property of a perishable

15 nature and tangible personal property for which there is a

16 regularly established market.

17 *c.* Vote at corporate meetings in person or by proxy.

18 *d.* Receive additional property from any source.

19 *e.* Notwithstanding the provisions of section 633.123,

20 continue to hold any investment or other property originally

21 received by the conservator, and also any increase thereof,

22 pending the timely filing of the first annual report.

23 *f.* Pay court costs, bond premiums, and court-approved

- 24 expenses.
- 25 *g.* Open a depository account.
- 26 *h.* Receive bank statements and investment reports and
27 correspond with financial institutions.
- 28 *i.* Buy, sell, invest, or reinvest assets, except real
29 estate, pursuant to section 633.123.
- 30 *j.* Make payments on any existing mortgage, including for
31 real estate taxes and for property and liability insurance.
- 32 *k.* Pay for the protected person's housing under an existing
33 agreement.
- 34 *l.* Pay health care insurance premiums and prescription
35 medications, medical expenses, hospital expenses, and ambulance

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- 1 bills.
- 2 *m.* Authorize preparation and filing of, and pay any amount
3 due for, state and federal income taxes.
- 4 *n.* Pay utilities on the real property owned or leased by the
5 protected person.
- 6 *o.* Purchase clothing.
- 7 *p.* Purchase food, cleaning supplies, toiletries, and
8 personal grooming for the protected person.
- 9 *q.* Reimburse the guardian or guardians for reasonable
10 out-of-pocket expenses advanced on behalf of the protected
11 person for health care and other items upon presentation of a
12 receipt or statement to the conservator.
- 13 *r.* Pay reasonable wages and any required employment taxes
14 to individuals or organizations that can assist the protected
15 person as needed with cooking, cleaning, shopping, and other
16 activities of daily living.
- 17 2. Except as otherwise ordered by the court, a conservator
18 must give notice to persons entitled to notice and receive
19 specific prior authorization by the court before the
20 conservator may take any other action on behalf of the
21 protected person. These other powers requiring court approval
22 include the authority of the conservator to:
- 23 *a.* Invest the protected person's assets consistent with
24 section 633.123.
- 25 *b.* Make gifts on the protected person's behalf from
26 conservatorship assets to persons or religious, educational,
27 scientific, charitable, or other nonprofit organizations to
28 whom or to which such gifts were regularly made prior to the
29 conservator's appointment; or on a showing that such gifts
30 would benefit the protected person from the perspective of
31 gift, estate, inheritance, or other taxes. No gift shall be
32 allowed which would foreseeably prevent adequate provision for
33 the protected person's best interest.
- 34 *c.* Make payments consistent with the conservator's plan
35 described above directly to the protected person or to others

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- 1 for the protected person's education and training needs.
 2 *d.* Use the protected person's income or assets to provide
 3 for any person that the protected person is legally obligated
 4 to support.
 5 *e.* Compromise, adjust, arbitrate, or settle any claim by or
 6 against the protected person or the conservator.
 7 *f.* Make elections for a protected person who is the
 8 surviving spouse as provided in sections 633.236 and 633.240.
 9 *g.* Exercise the right to disclaim on behalf of the protected
 10 person as provided in section 633E.5.
 11 *h.* Sell, mortgage, exchange, pledge, or lease the protected
 12 person's real and personal property consistent with subchapter
 13 VII, part 6 of this chapter regarding sale of property from a
 14 decedent's estate.

15 Sec. ____ Section 633.648, Code 2019, is amended to read as
 16 follows:

17 **633.648 Appointment of attorney in compromise of personal**
 18 **injury settlements.**

19 Notwithstanding the provisions of section ~~633.647~~ 633.642
 20 prior to authorizing a compromise of a claim for damages on
 21 account of personal injuries to the ward, the court may order
 22 an independent investigation by an attorney other than by the
 23 attorney for the conservator. The cost of such investigation,
 24 including a reasonable attorney fee, shall be taxed as part of
 25 the cost of the conservatorship.>

26 17. Page 26, by striking lines 9 through 23 and inserting:
 27 <Sec. ____ Section 633.670, Code 2019, is amended by
 28 striking the section and inserting in lieu thereof the
 29 following:

30 **633.670 Reports by conservators.**

31 1. A conservator shall file an initial plan for protecting,
 32 managing, investing, expending, and distributing the assets
 33 of the conservatorship estate within ninety days after
 34 appointment. The plan must be based on the needs of the
 35 protected person and take into account the best interest of the

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- 1 protected person as well as the protected person's preference,
 2 values, and prior directions to the extent known to, or
 3 reasonably ascertainable by, the conservator.
 4 *a.* The initial plan shall include all of the following:
 5 (1) A budget containing projected expenses and resources,
 6 including an estimate of the total amount of fees the
 7 conservator anticipates charging per year and a statement or
 8 list of the amount the conservator proposes to charge for each
 9 service the conservator anticipates providing to the protected
 10 person.
 11 (2) A statement as to how the conservator will involve
 12 the protected person in decisions about management of the

13 conservatorship estate.

14 (3) If ordered by the court, any step the conservator plans
15 to take to develop or restore the ability of the protected
16 person to manage the conservatorship estate.

17 (4) An estimate of the duration of the conservatorship.

18 *b.* Within two days after filing the initial plan, the
19 conservator shall give notice of the filing of the initial plan
20 with a copy of the plan to the protected person, the protected
21 person's attorney and court advisor, if any, and others as
22 directed by the court. The notice must state that any person
23 entitled to a copy of the plan must file any objections to the
24 plan not later than fifteen days after it is filed.

25 *c.* At least twenty days after the plan has been filed, the
26 court shall review and determine whether the plan should be
27 approved or revised, after considering objections filed and
28 whether the plan is consistent with the conservator's powers
29 and duties.

30 *d.* After approval by the court, the conservator shall
31 provide a copy of the approved plan and order approving the
32 plan to the protected person, the protected person's attorney
33 and court advisor, if any, and others as directed by the court.

34 *e.* The conservator shall file an amended plan when there has
35 been a significant change in circumstances or the conservator

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1 seeks to deviate significantly from the plan. Before the
2 amended plan is implemented, the provisions for court approval
3 of the plan shall be followed as provided in paragraphs "b",
4 "c", and "d".

5 2. A conservator shall file an inventory of the protected
6 person's assets within ninety days after appointment which
7 includes an oath or affirmation that the inventory is believed
8 to be complete and accurate as far as information permits.
9 Copies of the inventory shall be provided to the protected
10 person, the protected person's attorney and court advisor, if
11 any, and others as directed by the court. When the conservator
12 receives additional property of the protected person, or
13 becomes aware of its existence, a description of the property
14 shall be included in the conservator's next annual report.

15 3. A conservator shall file a written and verified report
16 for the period since the end of the preceding report period.
17 The court shall not waive these reports.

18 *a.* These reports shall include all of the following:

19 (1) Balance of funds on hand at the beginning and end of the
20 period.

21 (2) Disbursements made.

22 (3) Changes in the conservator's plan.

23 (4) List of assets as of the end of the period.

24 (5) Bond amount and surety's name.

25 (6) Residence and physical location of the protected
26 person.

27 (7) General physical and mental condition of the protected
28 person.

29 (8) Other information reflecting the condition of the
30 conservatorship estate.

31 b. These reports shall be filed:

32 (1) On an annual basis within sixty days of the end of the
33 reporting period unless the court orders an extension for good
34 cause shown in accordance with the rules of probate procedure.

35 (2) Within thirty days following removal of the

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1 conservator.

2 (3) Upon the conservator's filing of a resignation and
3 before the resignation is accepted by the court.

4 (4) Within sixty days following the termination of the
5 conservatorship.

6 (5) At other times as ordered by the court.

7 c. Reports required by this section shall be served on the
8 protected person's attorney and court advisor, if any, and the
9 veterans administration if the protected person is receiving
10 veterans benefits.>

11 18. Page 28, line 32, by striking <and>

12 19. Page 28, line 32, after <633.576,> by inserting
13 <633.646, 633.647, 633.649, 633.650, and 633.652,>

14 20. By renumbering, redesignating, and correcting internal
15 references as necessary.

HINSON of Linn

H-1026

1 Amend House File 265 as follows:

2 1. Page 1, line 11, by striking <the warrant shall be
3 sealed by the court> and inserting <and the warrant includes
4 the name of a specific person, the warrant shall be sealed by
5 the court upon application to the court by the person named in
6 the warrant>

7 2. Page 1, line 17, after <2.> by inserting <a.>

8 3. Page 1, line 21, after <upon> by inserting <application
9 to the court by the person named in the warrant following>

10 4. Page 1, after line 25 by inserting:

11 <b. This subsection shall only apply to a warrant
12 identifying one defendant and not multiple defendants.>

13 5. Title page, by striking lines 2 and 3 and inserting
14 <information.>

JONES of Clay

H-1027

1 Amend House File 500 as follows:

- 2 1. Page 2, after line 27 by inserting:
3 <7. No provision of this section shall be construed to
4 limit the rights and powers of a commercial service airport, as
5 defined in 49 U.S.C. §47102, to do any of the following:
6 a. Regulate the operation of electric scooters on the
7 airport's premises in accordance with rules, regulations, and
8 policies adopted for the orderly use of the airport.
9 b. Establish, alter, and collect rates, fees, rental
10 payments, or other charges for the use of the airport's
11 services and facilities.>
12 2. Page 2, line 28, by striking <7.> and inserting <8.>

WORTHAN of Buena Vista

H-1028

- 1 Amend House File 426, as passed by the House, as follows:
2 1. Page 1, line 18, before <An> by inserting <1.>
3 2. Page 1, after line 27 by inserting:
4 <2. The commissioner shall dedicate a minimum of two
5 insurance fraud bureau investigators to the investigation of
6 suspected workers' compensation fraud.>

SENATE AMENDMENT

H-1029

- 1 Amend House File 661 as follows:
2 1. Page 4, by striking lines 15 through 22 and inserting
3 <the Constitution of the United States.>

WOLFE of Clinton

H-1030

- 1 Amend House File 735 as follows:
2 1. Page 3, line 13, by striking <may> and inserting <shall>
3 2. Page 3, line 13, after <out> by inserting <individual.>
4 3. Page 3, line 14, by striking <district-wide> and
5 inserting <district-wide,>

MOMMSEN of Clinton

H-1031

- 1 Amend House File 702 as follows:
2 1. Page 1, before line 1 by inserting:
3 <Section 1. Section 907.4, subsection 2, Code 2019, is
4 amended to read as follows:
5 2. The permanent record provided for in this section
6 is a confidential record exempted from public access under
7 section 22.7 and shall be available only to justices of the
8 supreme court, judges of the court of appeals, district judges,

9 district associate judges, judicial magistrates, clerks of the
 10 district court, judicial district departments of correctional
 11 services, county attorneys, the department of public safety,
 12 ~~and the department of corrections, and the national guard as~~
 13 defined in section 29A.1 requesting information pursuant to
 14 this section, or the designee of a justice, judge, magistrate,
 15 clerk, judicial district department of correctional services,
 16 or county attorney, or ~~departments~~ the department of public
 17 safety, department of corrections, or national guard.>

18 2. Title page, line 1, after <to> by inserting <a deferred
 19 judgment, including>

20 3. By renumbering as necessary.

MITCHELL of Henry

H-1032

1 Amend House File 598 as follows:

2 1. Page 1, line 17, after <classroom.> by inserting
 3 <If, at the end of the initial grading period following the
 4 siblings' placement in the same classroom in accordance with
 5 this subsection, the school principal, in consultation with the
 6 siblings' classroom teacher, determines that placement in the
 7 same classroom is disruptive to the school, one or more of the
 8 siblings may be assigned to a different classroom.>

JAMES of Dubuque

H-1033

1 Amend House File 709 as follows:

2 1. Page 1, line 8, after <chapter,> by inserting <and the
 3 party who is obligated to pay support for the child notifies
 4 the juvenile court of the existing child support order,>
 5 2. Page 1, by striking lines 14 through 19 and inserting
 6 <shall suspend the support obligation of the party and the
 7 party's support obligation shall not accrue during the
 8 suspension period. The juvenile court shall also issue
 9 a notice to the appropriate district court regarding any
 10 subsequent order entered by the juvenile court transferring the
 11 child to an alternative placement that may require the district
 12 court to reinstate the child support obligation of the party
 13 obligated to pay support for the child.>

HITE of Mahaska

H-1034

1 Amend House File 666 as follows:

2 1. Page 1, line 14, after <recommendation> by inserting <
 3 including all supporting documents and documents related to the
 4 committee's work on the review,>

HUNTER of Polk

H-1035

- 1 Amend House File 666 as follows:
2 1. Page 2, after line 14 by inserting:
3 <Sec. ____ FUTURE REPEAL. The sections of this Act amending
4 sections 2.69 and 84A.5 are repealed effective July 1, 2027.
5 On that date the Code editor shall return the language in this
6 Act to the language appearing in the 2019 Code.>
7 2. Title page, by striking lines 3 and 4 and inserting
8 <for preapplication qualification reviews, providing fees, and
9 providing for a future repeal.>
10 3. By renumbering as necessary.

HUNTER of Polk

H-1036

- 1 Amend House File 500 as follows:
2 1. Page 1, after line 14 by inserting:
3 <Sec. ____ Section 321.20B, subsection 1, paragraph a, Code
4 2019, is amended to read as follows:
5 a. Notwithstanding chapter 321A, which requires certain
6 persons to maintain proof of financial responsibility, a
7 person shall not drive a motor vehicle on the highways of this
8 state, or an electric scooter on the highways, bikeways, or
9 sidewalks of this state, unless financial liability coverage,
10 as defined in section 321.1, subsection 24B, is in effect for
11 the motor vehicle or electric scooter and unless the driver
12 has in the motor vehicle or electric scooter the proof of
13 financial liability coverage card issued for the motor vehicle
14 or electric scooter, or if the vehicle or electric scooter is
15 registered in another state, other evidence that financial
16 liability coverage is in effect for the motor vehicle or
17 electric scooter. A proof of financial liability coverage card
18 may be produced in paper or electronic format. Acceptable
19 electronic formats include electronic images displayed on a
20 cellular telephone or any other portable electronic device that
21 has a display screen with touch input or a miniature keyboard.>
22 2. Page 2, by striking lines 9 and 10 and inserting:
23 <a. Licensure, registration, titling, and inspection.>
24 3. Page 2, after line 27 by inserting:
25 <7. A person renting or leasing an electric scooter shall
26 provide proof of financial liability coverage in effect equal
27 to the amounts required for motor vehicles pursuant to section
28 321A.1, subsection 11. If such coverage is not available, then
29 it shall be purchased as part of the rental or lease agreement.
30 A person who does not comply with section 321.20B is in
31 violation of this section and is subject to the provisions of
32 section 321.20B, including the violation provisions.>
33 4. Page 2, line 28, by striking <7.> and inserting <8.>

34 5. Title page, line 1, by striking <and providing penalties>
 35 and inserting <providing penalties, and making penalties

PAGE 2

1 applicable>
 2 6. By renumbering as necessary.

HEDDENS of Story

H-1037

1 Amend House File 700 as follows:
 2 1. Page 1, after line 11 by inserting:
 3 <Sec. NEW SECTION. 514C.18A **Emergency prescription**
 4 **drug refill coverage**.
 5 1. Notwithstanding the uniformity of treatment requirements
 6 of section 514C.6, a plan, policy, or contract providing for
 7 third-party payment or prepayment of health or medical expenses
 8 shall provide coverage, subject to applicable copayment and
 9 deductible requirements, once in a twelve-month period for the
 10 refilling of a prescription when dispensed without prescriber
 11 authorization pursuant to section 155A.29, subsection 3,
 12 paragraph "b".
 13 2.a. This section applies to the following classes of
 14 third-party payment provider plans, contracts, or policies
 15 delivered, issued for delivery, continued, or renewed in this
 16 state on or after July 1, 2019:
 17 (1) Individual or group accident and sickness insurance
 18 providing coverage on an expense-incurred basis.
 19 (2) An individual or group hospital or medical service
 20 contract issued pursuant to chapter 509, 514, or 514A.
 21 (3) An individual or group health maintenance organization
 22 contract regulated under chapter 514B.
 23 (4) Any other entity engaged in the business of insurance,
 24 risk transfer, or risk retention, which is subject to the
 25 jurisdiction of the commissioner.
 26 (5) A plan established pursuant to chapter 509A for public
 27 employees.
 28 b. This section shall not apply to accident-only,
 29 specified disease, short-term hospital or medical, hospital
 30 confinement indemnity, credit, dental, vision, Medicare
 31 supplement, long-term care, basic hospital and medical-surgical
 32 expense coverage as defined by the commissioner, disability
 33 income insurance coverage, coverage issued as a supplement
 34 to liability insurance, workers' compensation or similar
 35 insurance, or automobile medical payment insurance.>

FORBES of Polk

H-1038

1 Amend House File 690 as follows:

2 1. Page 5, line 1, by striking <the> and inserting <a>

3 2. Page 7, by striking lines 12 and 13 and inserting <of one
4 member representing the education system in the region. This
5 member shall be designated by the regional>

6 3. Page 7, line 29, by striking <an area education agency
7 administrator> and inserting <a member of the education system>

FRY of Clarke

H-1039

1 Amend House File 708 as follows:

2 1. Page 1, line 19, by striking <twelve> and inserting
3 <seventeen>

MITCHELL of Henry

H-1040

1 Amend House File 500 as follows:

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

3 <7.a. A person shall not operate an electric scooter on
4 a highway, bikeway, or sidewalk unless financial liability
5 coverage is in effect for the electric scooter in the amounts
6 required for a motor vehicle under section 321A.1, subsection
7 11, and unless the person carries proof of financial liability
8 coverage while operating the electric scooter. Proof of
9 financial liability coverage may be produced in paper or
10 electronic format, which electronic format shall be an
11 acceptable electronic format as set forth in section 321.20B
12 for proof of motor vehicle financial liability coverage.

13 b. A person offering an electric scooter for rent or lease
14 shall offer to a person renting or leasing an electric scooter
15 the option to purchase financial liability coverage as part of
16 the rental or lease agreement. A person renting or leasing
17 an electric scooter shall either provide proof of financial
18 liability coverage to the person offering the electric scooter
19 for rent or lease or purchase financial liability coverage as
20 part of the rental or lease agreement.

21 c. The commissioner of insurance may adopt rules pursuant to
22 chapter 17A to administer this subsection.>

23 2. Page 2, line 28, by striking <7.> and inserting <8.>

HEDDENS of Story

H-1041

1 Amend House File 690 as follows:

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

3 <DIVISION I

- 4 CHILDREN'S MENTAL HEALTH SYSTEM>
- 5 2. Page 1, line 5, by striking <behavioral> and inserting
- 6 <mental>
- 7 3. Page 1, line 7, after <disturbance> by inserting <,
8 substance use disorder, or neurobiological condition>
- 9 4. Page 1, line 8, by striking <behavioral> and inserting
- 10 <mental>
- 11 5. Page 1, line 9, by striking <behavioral> and inserting
- 12 <mental>
- 13 6. Page 1, after line 10 by inserting:
- 14 <NEW SUBSECTION. 8A. "Neurobiological condition" means an
- 15 illness of the nervous system caused by genetic, metabolic, or
- 16 other biological factors.>
- 17 7. Page 1, line 21, by striking <behavioral> and inserting
- 18 <mental>
- 19 8. Page 1, line 28, by striking <behavioral> and inserting
- 20 <mental>
- 21 9. Page 2, line 21, by striking <behavioral> and inserting
- 22 <mental>
- 23 10. Page 2, line 22, by striking <behavioral> and inserting
- 24 <mental>
- 25 11. Page 2, line 23, by striking <behavioral> and inserting
- 26 <mental>
- 27 12. Page 2, line 33, by striking <behavioral> and inserting
- 28 <mental>
- 29 13. Page 3, line 6, by striking <behavioral> and inserting
- 30 <mental>
- 31 14. Page 3, line 14, by striking <behavioral> and inserting
- 32 <mental>
- 33 15. Page 3, line 18, by striking <behavioral> and inserting
- 34 <mental>
- 35 16. Page 3, line 20, by striking <behavioral> and inserting <

PAGE 2

- 1 mental>
- 2 17. Page 3, line 22, by striking <behavioral> and inserting
- 3 <mental>
- 4 18. Page 3, line 24, after <disturbance> by inserting <,
5 substance use disorder, or neurobiological condition>
- 6 19. Page 3, line 30, by striking <behavioral> and inserting
- 7 <mental>
- 8 20. Page 3, line 33, by striking <behavioral> and inserting
- 9 <mental>
- 10 21. Page 4, line 32, by striking <behavioral> and inserting
- 11 <mental>
- 12 22. Page 5, after line 4 by inserting:
- 13 <r. One member shall be a children's psychiatrist.
- 14 s. One member shall be a children's psychologist.
- 15 t. One member shall be an early childhood educator.>
- 16 23. Page 5, line 5, by striking <r.> and inserting <u.>
- 17 24. Page 5, line 24, by striking <behavioral> and inserting

18 ~~mental~~
 19 25. Page 5, line 29, by striking ~~behavioral~~ and inserting
 20 ~~mental~~
 21 26. Page 5, line 32, by striking ~~behavioral~~ and inserting
 22 ~~mental~~
 23 27. Page 5, line 33, by striking ~~behavioral~~ and inserting
 24 ~~mental~~
 25 28. Page 5, line 34, after ~~disturbance~~ by inserting ~~,~~
 26 substance use disorder, or neurobiological condition>
 27 29. Page 6, after line 1 by inserting:
 28 ~~d.~~ Collect data information related to children's mental
 29 health outcomes and indicators utilizing a system that
 30 connects county mental health community services to determine
 31 eligibility, current services, and prior services.>
 32 30. Page 6, line 2, by striking ~~d.~~ and inserting ~~e.~~
 33 31. Page 6, line 6, by striking ~~behavioral~~ and inserting
 34 ~~mental~~
 35 32. Page 6, line 7, by striking ~~behavioral~~ and inserting <

PAGE 3

1 mental>
 2 33. Page 6, line 10, by striking ~~behavioral~~ and inserting
 3 ~~mental~~
 4 34. Page 7, line 5, by striking ~~behavioral~~ and inserting
 5 ~~mental~~
 6 35. Page 7, line 18, by striking ~~behavioral~~ and inserting
 7 ~~mental~~
 8 36. Page 7, line 31, by striking ~~behavioral~~ and inserting
 9 ~~mental~~
 10 37. Page 8, line 4, by striking ~~behavioral~~ and inserting
 11 ~~mental~~
 12 38. Page 8, line 15, by striking ~~behavioral~~ and inserting
 13 ~~mental~~
 14 39. Page 8, line 19, by striking ~~behavioral~~ and inserting
 15 ~~mental~~
 16 40. Page 8, line 21, by striking ~~behavioral~~ and inserting
 17 ~~mental~~
 18 41. Page 8, line 25, by striking ~~behavioral~~ and inserting
 19 ~~mental~~
 20 42. Page 8, line 29, by striking ~~behavioral~~ and inserting
 21 ~~mental~~
 22 43. Page 8, line 30, by striking ~~behavioral~~ and inserting
 23 ~~mental~~
 24 44. Page 9, line 14, by striking ~~behavioral~~ and inserting
 25 ~~mental~~
 26 45. Page 9, line 15, by striking ~~behavioral~~ and inserting
 27 ~~mental~~
 28 46. Page 9, line 16, by striking ~~behavioral~~ and inserting
 29 ~~mental~~
 30 47. Page 9, line 20, by striking ~~been diagnosed~~ and
 31 inserting ~~displayed symptoms consistent~~

32 48. Page 9, line 21, after <disturbance> by inserting <,
 33 substance use disorder, or neurobiological condition>
 34 49. Page 9, line 30, by striking <behavioral> and inserting
 35 <children's mental>

PAGE 4

1 50. Page 9, line 33, by striking <behavioral> and inserting
 2 <mental>
 3 51. Page 10, line 1, by striking <behavioral> and inserting
 4 <mental>
 5 52. Page 10, line 4, by striking <behavioral> and inserting
 6 <mental>
 7 53. Page 10, line 6, by striking <behavioral> and inserting
 8 <children's mental>
 9 54. Page 10, line 9, by striking <Subject to the available
 10 appropriations, the> and inserting <The>
 11 55. Page 10, line 10, by striking <behavioral> and inserting
 12 <children's mental>
 13 56. Page 10, line 27, by striking <behavioral> and inserting
 14 <mental>
 15 57. Page 11, line 2, by striking <behavioral> and inserting
 16 <mental>
 17 58. Page 11, line 5, after <disturbance,> by inserting
 18 <substance use disorder, or neurobiological condition,>
 19 59. Page 11, line 12, by striking <Behavioral> and inserting
 20 <Mental>
 21 60. Page 11, after line 12 by inserting:
 22 <(5) Home visitation services.
 23 (6) Transportation services.>
 24 61. Page 11, line 15, after <disturbance,> by inserting
 25 <substance use disorder, or neurobiological condition,>
 26 62. Page 11, line 19, by striking <Behavioral> and inserting
 27 <Mental>
 28 63. Page 11, by striking line 27 and inserting <emotional
 29 disturbance, substance use disorder, or neurobiological
 30 condition including but not limited to mental>
 31 64. Page 12, after line 14 by inserting:
 32 <Sec. __.MENTAL HEALTH AND DISABILITY SERVICES REGIONS —
 33 CHILDREN'S COMPLEX NEEDS IMPLEMENTATION. Each mental health
 34 and disability services region shall submit to the department
 35 of human services an implementation plan to implement and fund

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1 complex mental health services for children including all of
 2 the following:
 3 1. Subacute care.
 4 2. Intensive outpatient services.
 5 3. Day treatment.
 6 4. Juvenile justice screening and diversion.
 7 The implementation plan shall be submitted no later than

8 January 1, 2020.>
 9 65. Page 12, line 16, by striking <BEHAVIORAL> and inserting
 10 <MENTAL>
 11 66. Page 12, line 19, by striking <behavioral> and inserting
 12 <mental>
 13 67. Page 12, line 32, by striking <BEHAVIORAL> and inserting
 14 <MENTAL>
 15 68. Page 12, line 35, by striking <BEHAVIORAL> and inserting
 16 <MENTAL>
 17 69. Page 13, after line 1 by inserting:
 18 <DIVISION ____
 19 MENTAL HEALTH SUPPORTS AND SERVICES FOR CHILDREN AND ADULTS
 20 Sec. ____ Section 135.175, subsection 1, paragraph a, Code
 21 2019, is amended to read as follows:
 22 a. A health care workforce support initiative is established
 23 to provide for the coordination and support of various efforts
 24 to address the health care workforce shortage in this state.
 25 This initiative shall include the medical residency training
 26 state matching grants program created in section 135.176,
 27 the mental health professional fellowship program created in
 28 section 135.177, the nurse residency state matching grants
 29 program created in section 135.178, and the fulfilling Iowa's
 30 need for dentists matching grant program created in section
 31 135.179.
 32 Sec. ____ Section 135.175, subsection 5, Code 2019, is
 33 amended by adding the following new paragraph:
 34 NEW PARAGRAPH. e. The mental health professional fellowship
 35 program account. The mental health professional fellowship

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1 program account shall be under the control of the department
 2 and the moneys in the account shall be used for the purposes of
 3 the mental health professional fellowship program as specified
 4 in section 135.177. Moneys in the account shall consist of
 5 moneys appropriated or allocated for deposit in or received
 6 by the fund or the account and specifically dedicated to the
 7 mental health professional fellowship program or the account
 8 for the purposes of the account.
 9 Sec. ____ NEW SECTION. 135.177 Mental health professional
 10 fellowship program.
 11 1. For the purposes of this section, "*mental health*
 12 *professional shortage area*" means a geographic area in this
 13 state that has been designated by the United States department
 14 of health and human services, health resources and services
 15 administration, bureau of health professionals, as having a
 16 shortage of mental health professionals.
 17 2. The department, in cooperation with the college
 18 student aid commission, shall establish a mental health
 19 professional fellowship program in accordance with this
 20 section. Funding for the program may be provided through
 21 the health care workforce shortage fund or the mental health

22 professional fellowship program account created in section
 23 135.175. The purpose of the program is to determine the
 24 effect of specialized training and support for mental health
 25 professionals in providing mental health services to address
 26 Iowa's shortage of mental health professionals.
 27 3. The program shall provide for all of the following:
 28 a. Collaboration between Iowa institutions of higher
 29 education and mental health professional programs to educate
 30 mental health professionals.
 31 b. Elderly, youth, and general population clinical
 32 experiences, with a primary emphasis on youth clinical
 33 experiences and a secondary emphasis on elderly and general
 34 population clinical experiences.
 35 c. Supervision of students participating in the program

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1 provided by Iowa institutions of higher education and other
 2 clinical partners participating in the program.
 3 4. A contract for the program shall stipulate the time
 4 period the mental health professional shall practice in
 5 a mental health professional shortage area in this state.
 6 In addition, the contract shall stipulate that the mental
 7 health professional repay any funds paid on the mental health
 8 professional's behalf by the program if the mental health
 9 professional is unable to fulfill the time period in the
 10 contract.
 11 5. State and private entity clinical partners shall
 12 regularly evaluate and document their experiences with the
 13 approaches utilized and outcomes achieved by the program
 14 to identify an optimal model for operating the program.
 15 The evaluation process shall include but is not limited to
 16 identifying ways the program's clinical and training components
 17 could be modified to facilitate other students and practicing
 18 mental health professionals specializing as mental health
 19 professionals.
 20 Sec. _____. Section 135H.3, subsection 1, Code 2019, is
 21 amended to read as follows:
 22 1. A psychiatric medical institution for children shall
 23 utilize a team of professionals to direct an organized program
 24 of diagnostic services, psychiatric services, nursing care,
 25 and rehabilitative services to meet the needs of residents
 26 in accordance with a medical care plan developed for each
 27 resident. The membership of the team of professionals ~~may~~
 28 ~~shall include but is not limited to an advanced registered~~
 29 ~~nurse practitioner or a physician assistant~~ mental health
 30 professionals, Social Psychiatric, social, and rehabilitative
 31 services shall be provided under the direction of by a
 32 qualified mental health professional.
 33 Sec. _____. Section 225C.52, subsection 1, Code 2019, is
 34 amended to read as follows:
 35 1. Establishing a comprehensive community-based mental

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1 health services system for children and youth is part of
 2 fulfilling the requirements of the division and the commission
 3 to facilitate a comprehensive, continuous, and integrated state
 4 mental health and disability services plan in accordance with
 5 sections 225C.4, 225C.6, and 225C.6A, and other provisions
 6 of this chapter. The purpose of establishing the children's
 7 system is to improve access for children and youth with
 8 serious emotional disturbances and youth with other qualifying
 9 mental health disorders to mental health treatment, services,
 10 and other support in the least restrictive setting possible
 11 so the children and youth can live with their families and
 12 remain in their communities. The children's system is also
 13 intended to meet the needs of children and youth who have
 14 mental health disorders that co-occur with substance abuse,
 15 intellectual disability, developmental disabilities, or
 16 other disabilities. The children's system shall emphasize
 17 community-level collaborative efforts between children and
 18 youth and the families and the state's systems of education,
 19 child welfare, juvenile justice, health care, substance abuse,
 20 and mental health. The children's system shall ensure the
 21 children and youth served are provided treatment by a mental
 22 health professional as defined in section 228.1 or a person who
 23 has obtained an advanced degree that will qualify the person as
 24 a mental health professional following a period of professional
 25 supervision.

26 Sec. NEW SECTION. 279.70A Suicide prevention
 27 committee.

28 The board of directors of a school district shall require all
 29 schools in the school district to develop suicide prevention
 30 committees to develop professional development strategies and
 31 materials for teachers of students in kindergarten through
 32 grade twelve to support teacher effectiveness in the use
 33 of evidence-based teaching strategies for students with a
 34 serious emotional disturbance, substance use disorder, or
 35 neurobiological condition.

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1 Sec. NEW SECTION. 279.70B Children's mental health
 2 services.

3 The board of directors of a school district may develop and
 4 implement mental health services at each attendance center in
 5 the district. The school district may coordinate with mental
 6 health professionals within the school district to provide
 7 services at the attendance center for students who are in need
 8 of mental health services.

9 Sec. ADVERSE CHILDHOOD EXPERIENCES. The departments
 10 of human services and public health shall develop information
 11 related to the identification of adverse childhood experiences.

12 The information shall be distributed to the board of directors
 13 of a school district for distribution during required training
 14 pursuant to section 279.70. The departments shall provide
 15 support services to a school district following media reports
 16 relating to adverse childhood experiences impacting ten or more
 17 children within the school district or a report of a suicide of
 18 a child from the school district.

19 Sec. __. CHILDREN'S MENTAL HEALTH INFORMATION —
 20 DISTRIBUTION. The department of public health shall develop
 21 information relating to the identification of the early signs
 22 and symptoms of mental health concerns in children and shall
 23 coordinate with existing statewide mental health hotlines to
 24 distribute the information to members of the public utilizing
 25 telephone and text messaging systems.

26 DIVISION __

27 THIRD-PARTY PAYMENT OF COVERAGE BENEFITS FOR CHILDREN'S MENTAL
 28 HEALTH SERVICES PROVIDED AT A SCHOOL

29 Sec. __. NEW SECTION. 514C.35 Mental health services
 30 **provided at a school — coverage.**

31 1. As used in this section, unless the context otherwise
 32 requires:

33 a. *“Facility”*, *“health care professional”*, and *“health care*
 34 *services”* mean the same as defined in section 514J.102.

35 b. *“Mental health services”* means services provided by a

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1 health care professional operating within the scope of the
 2 health care professional's practice which address mental,
 3 emotional, medical, or behavioral conditions, illnesses,
 4 diseases, or problems.

5 c. *“School”* means a public or private school that provides
 6 premises for teaching any grade from kindergarten through grade
 7 twelve.

8 2. Notwithstanding the uniformity of treatment requirements
 9 of section 514C.6, a policy, contract, or plan providing for
 10 third-party payment or prepayment of health or medical expenses
 11 shall not discriminate between coverage benefits for mental
 12 health services that are provided in a facility and the same or
 13 similar mental health services that are provided at a school.

14 3. This section applies to the following classes of
 15 third-party payment provider policies, contracts, or plans
 16 delivered, issued for delivery, continued, or renewed in this
 17 state on or after January 1, 2020:

18 a. Individual or group accident and sickness insurance
 19 providing coverage on an expense-incurred basis.

20 b. An individual or group hospital or medical service
 21 contract issued pursuant to chapter 509, 514, or 514A.

22 c. An individual or group health maintenance organization
 23 contract regulated under chapter 514B.

24 d. A plan established pursuant to chapter 509A for public
 25 employees.

- 26 4. This section shall not apply to accident-only,
 27 specified disease, short-term hospital or medical, hospital
 28 confinement indemnity, credit, dental, vision, Medicare
 29 supplement, long-term care, basic hospital and medical-surgical
 30 expense coverage as defined by the commissioner, disability
 31 income insurance coverage, coverage issued as a supplement
 32 to liability insurance, workers' compensation or similar
 33 insurance, or automobile medical payment insurance.
 34 5. The commissioner of insurance, in collaboration with the
 35 state board of education, may adopt rules pursuant to chapter

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- 1 17A as necessary to administer this section.>
 2 70. Title page, by striking lines 1 through 5 and inserting
 3 <An Act relating to mental health and disability services for
 4 children and adults, by establishing a children's mental health
 5 system and a children's mental health system state board,
 6 requiring certain children's mental health core services,
 7 requiring third-party payment of coverage benefits for mental
 8 health services delivered at a school, and establishing a
 9 mental health professional fellowship program.>
 10 71. By renumbering, redesignating, and correcting internal
 11 references as necessary.

MASCHER of Johnson

H-1042

- 1 Amend the amendment, H-1032, to House File 598 as follows:
 2 1. Page 1, by striking lines 2 through 8 and inserting:
 3 <_. Page 1, by striking lines 11 through 17 and inserting:
 4 < 2.a. A parent or guardian of siblings may request of
 5 a school principal, that the children be placed in the same
 6 classroom or in separate classrooms if the children are in the
 7 same grade level academically for kindergarten through grade
 8 five. The school principal in consultation with the siblings'
 9 classroom teachers for the prior school year, may recommend
 10 classroom placement to the parent or guardian. The school
 11 principal shall provide the placement requested by the parent
 12 or guardian, unless the school principal makes a classroom
 13 placement determination as provided under paragraph "b" or
 14 if the placement would require the school district to add an
 15 additional class at the siblings' grade level. A request made
 16 by a parent or guardian under this paragraph must be submitted
 17 to the school principal at the time of registration for classes
 18 or, if the children are enrolled in the school district after
 19 the school year commences, within fourteen days after the
 20 children's first day of attendance during the school year.
 21 b. At the end of the initial grading period following
 22 the siblings' placement in the same classroom in accordance
 23 with paragraph "a", if the school principal, in consultation

24 with the siblings' classroom teacher and parent or guardian,
 25 determines that placement in the same classroom is disruptive
 26 to the class, the school principal may assign one or more of
 27 the siblings to a different classroom.
 28 c. For purposes of this subsection, "disruptive to the
 29 class" includes classroom placement of the siblings where it is
 30 determined that a sibling's behavior or actions are detrimental
 31 to other students' academic achievement or substantially
 32 interferes with other students' abilities to participate in or
 33 benefit from the services, activities, or privileges provided
 34 by the school.
 35 d. A parent or guardian may appeal the assignment of

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1 siblings made by a school principal under this subsection to
 2 the board of directors of the school district.>>

R. SMITH of Black Hawk
 JAMES of Dubuque

H-1043

1 Amend House File 726 as follows:
 2 1. Page 6, by striking lines 30 through 32 and inserting
 3 <commission's recommendation, to be submitted by the director
 4 of public health as proposed legislation in compliance with
 5 section 2.16 for consideration by the general assembly during
 6 the 2020 legislative session, to reduce the number of voting
 7 members from nine to seven members.>
 8 2. Page 9, after line 5 by inserting:
 9 <DIVISION ___
 10 MEDICAL ASSISTANCE ADVISORY COUNCIL
 11 Sec. ___.MEDICAL ASSISTANCE ADVISORY COUNCIL — VOTING
 12 MEMBER SUSPENSION. Notwithstanding any provision of law to the
 13 contrary, if a representative of a professional or business
 14 entity, a public member, or a member of the hawk-i board who
 15 is a voting member of the medical assistance advisory council
 16 pursuant to section 249A.4B, subsection 2, is absent for
 17 two consecutive meetings of the medical assistance advisory
 18 council, the member shall be suspended from participation in
 19 the deliberations of the advisory council for a period of
 20 twelve months from the date of the member's second absence.
 21 During the member's suspension period, the voting rights of the
 22 professional or business entity, consumer group or consumer
 23 organization, or the hawk-i board shall not be exercised, but
 24 the vacancy in voting membership shall not prohibit the medical
 25 assistance advisory council from achieving a quorum.>

FRY of Clarke

H-1044

- 1 Amend House File 716 as follows:
2 1. Page 1, line 34, after <5.> by inserting <The responsible
3 person with a valid hunting license who is at least twenty-one
4 years of age shall be responsible for the conveyance of the
5 pistol or revolver while the pistol or revolver is not actively
6 being used for hunting.>

WINDSCHITL of Harrison

H-1045

- 1 Amend House File 713 as follows:
2 1. Page 1, by striking line 17 and inserting <901D.7. The
3 participating law enforcement agency shall notify the>
4 2. Page 2, after line 22 by inserting:
5 <Sec. __. 2017 Iowa Acts, chapter 76, section 17, is
6 amended to read as follows:
7 SEC. 17.FUTURE REPEAL. This division of this Act is
8 repealed July 1, ~~2022~~ 2024.>

THORUP of Marion

H-1046

- 1 Amend the amendment, H-1041, to House File 690 as follows:
2 1. Page 10, line 10, after <expenses> by inserting <that
3 includes coverage for mental health services>

MASCHER of Johnson

H-1047

- 1 Amend Senate File 230, as passed by the Senate, as follows:
2 1. Page 2, line 9, after <license> by inserting <or a
3 manufacturer of native wine pursuant to a class "A" wine
4 permit>
5 2. Page 2, after line 9 by inserting:
6 <Sec. __. Section 123.56, subsection 5, Code 2019, is
7 amended to read as follows:
8 5. Notwithstanding any other provision of this chapter, a
9 person engaged in the business of manufacturing native wine may
10 sell native wine at retail for consumption on the premises of
11 the manufacturing facility by applying for a class "C" native
12 wine permit as provided in section 123.178B. A manufacturer
13 of native wine may be granted not more than one class "C"
14 native wine permit. A manufacturer of native wine may be
15 issued a class "C" native wine permit regardless of whether the
16 manufacturer is also a manufacturer of beer pursuant to a class
17 "A" beer permit or a manufacturer of native distilled spirits
18 pursuant to a class "A" native distilled spirits license.>
19 3. Title page, lines 1 and 2, by striking <native distilled

- 20 spirits and beer> and inserting <alcoholic beverages>
 21 4. By renumbering as necessary.

COMMITTEE ON COMMERCE

H-1048

- 1 Amend House File 321 as follows:
 2 1. Page 1, line 23, by striking <engaging> and inserting
 3 <who is engaged primarily>
 4 2. Page 4, line 8, by striking <engaging> and inserting <who
 5 is engaged primarily>

MOHR of Scott

H-1049

- 1 Amend House File 721 as follows:
 2 1. Page 1, after line 23 by inserting:
 3 <2. A parent, guardian, or legal custodian of a child shall
 4 not delegate any authority regarding the care or custody of
 5 the child to another person who has been convicted of child
 6 endangerment as defined in section 726.6.>
 7 2. Page 1, line 24, by striking <2.> and inserting <3.>
 8 3. Page 1, line 31, by striking <3.> and inserting <4.>
 9 4. Page 1, line 35, by striking <4.> and inserting <5.>
 10 5. Page 2, line 10, by striking <5.> and inserting <6.>
 11 6. Page 2, line 15, by striking <6.> and inserting <7.>
 12 7. Page 2, line 21, by striking <7.> and inserting <8.>
 13 8. Page 2, line 25, by striking <8.> and inserting <9.>

M. SMITH of Marshall

H-1050

- 1 Amend House File 535 as follows:
 2 1. Page 3, by striking lines 21 through 24 and inserting <A>
 3 2. Page 3, line 33, before <In> by inserting <1.>
 4 3. Page 4, after line 11 by inserting:
 5 <2. A system-equipped vehicle's owner, or a person on
 6 behalf of the vehicle's owner, shall make accessible for
 7 retrieval by reasonable means any data recorded by the vehicle
 8 associated with an accident in which the vehicle is involved
 9 to an insurance company, or to another party on behalf of an
 10 insurance company, for any purpose relating to the intake,
 11 investigation, evaluation, negotiation, or servicing of a claim
 12 or potential claim. The system-equipped vehicle's owner, or
 13 a person on behalf of the vehicle's owner, shall provide such
 14 data in a format that is consistent with the industry standard
 15 for vehicle technical specifications and that is capable of
 16 being consumed and downloaded by the requesting insurance

17 company or other party on behalf of the insurance company.>

HINSON of Linn

H-1051

1 Amend House File 683 as follows:

2 1. Page 4, after line 5 by inserting:

3 <Sec. __.REPEAL. Section 455D.15A, Code 2019, is
4 repealed.>

5 2. By renumbering as necessary.

SORENSEN of Adair

H-1052

1 Amend House File 721 as follows:

2 1. Page 2, after line 14 by inserting:

3 <6. As a condition of a temporary delegation of parental
4 authority pursuant to this section, an agent who is not an
5 adult relative of the child shall complete thirty hours of
6 training related to developing the understanding and abilities
7 that are essential to promote children's safety and well-being
8 offered or approved by the department of human services.>

9 2. Page 2, line 15, by striking <6.> and inserting <7.>

10 3. Page 2, line 21, by striking <7.> and inserting <8.>

11 4. Page 2, line 25, by striking <8.> and inserting <9.>

12 5. Page 8, after line 14 by inserting:

13 <Sec. __.DEPARTMENT OF HUMAN SERVICES — TEMPORARY
14 DELEGATION OF PARENTAL AUTHORITY — AGENT TRAINING. The
15 department of human services shall develop and implement
16 training related to developing the understanding and abilities
17 that are essential to promote children's safety and well-being
18 to be provided to an agent of a temporary delegation of
19 parental authority who is not an adult relative of the child.
20 The training may be similar to training required for potential
21 foster parents.>

22 6. By renumbering as necessary.

B. MEYER of Polk

H-1053

1 Amend House File 721 as follows:

2 1. Page 2, after line 14 by inserting:

3 <6. For an agent designated under this section, the
4 department of human services shall conduct criminal and
5 child abuse record checks in this state and may conduct these
6 checks in other states. The evaluation shall be performed in
7 accordance with procedures adopted for this purpose by the
8 department.>

9 2. Page 2, line 15, by striking <6.> and inserting <7.>

10 3. Page 2, line 21, by striking <7.> and inserting <8.>

11 4. Page 2, line 25, by striking <8.> and inserting <9.>

B. MEYER of Polk

H-1054

1 Amend House File 591 as follows:

- 2 1. Page 7, line 4, by striking <rule of civil procedure
3 1.305(2)> and inserting <the rules of civil procedure>
4 2. Page 7, lines 8 and 9, by striking <rule of civil
5 procedure 1.305> and inserting <the rules of civil procedure>
6 3. Page 7, line 22, by striking <may> and inserting <shall>
7 4. Page 11, by striking lines 31 through 33 and inserting:
8 <1. An adult person having physical and legal custody of
9 a minor may execute a verified petition for the appointment
10 of a guardian of the minor upon the express condition that
11 the petition shall be acted upon by the court only upon
12 the occurrence of an event specified or the existence of a
13 described condition of the mental or physical health of the
14 petitioner, the occurrence of which event, or the existence of
15 which condition, shall be established in the manner directed
16 in the petition. The petition, in addition to containing
17 the information required in section 232D.301, shall include
18 a statement that the petitioner understands the result of a
19 guardian being appointed for the minor. An appointment of a
20 guardian for a minor shall only be effective until the minor
21 attains full age.
22 2. A standby petition may nominate a person for appointment
23 to serve as guardian as well as alternate guardians if the
24 nominated person is unable or unwilling or is removed as
25 guardian. The court in appointing the guardian shall appoint
26 the person or persons nominated by the petitioner unless the
27 person or persons are not qualified or for other good cause and
28 shall give due regard to other requests and recommendations
29 contained in the petition.
30 3. A standby petition may be deposited with the clerk of the
31 county in which the minor resides or with any person nominated
32 by the petitioner to serve as guardian.
33 4. A standby petition may be revoked by the petitioner
34 at any time before appointment of a guardian by the court,
35 provided that the petitioner is of sound mind at the time

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- 1 of revocation. Revocation shall be accomplished by the
2 destruction of the petition by the petitioner, or by the
3 execution of an acknowledged instrument of revocation. If the
4 petition has been deposited with the clerk, the revocation may
5 likewise be deposited there.
6 5. If the standby petition has been deposited with the
7 clerk under the provisions of subsection 3 and has not been
8 revoked under the provisions of subsection 4, the petition may

9 be filed with the court upon the filing of a verified statement
 10 to the effect that the occurrence of the event or the condition
 11 provided for in the petition has occurred. If the petition
 12 has not been deposited with the clerk under the provisions of
 13 subsection 3 and has not been revoked under the provisions
 14 of subsection 4, then the petition shall be filed with the
 15 court at the time a verified statement that the occurrence
 16 of the event or the condition provided for in the petition
 17 has occurred is filed with the court in the county where the
 18 minor then resides. Upon filing of the petition and verified
 19 statement, the person filing the verified statement shall
 20 become the petitioner and the proceedings shall be thereafter
 21 conducted as provided for in this chapter.

22 6. A standby petition for the appointment of a guardian for
 23 a minor shall not supersede any contradictory provision in a
 24 will admitted to probate of a parent, guardian, or custodian
 25 having physical and legal custody of a minor in the event of
 26 the parent's, guardian's, or custodian's death.>

27 5. Page 14, after line 3 by inserting:

28 <7. A guardian shall promptly inform the court of any change
 29 in the minor's school or school district.>

HINSON of Linn

H-1055

1 Amend House File 721 as follows:

2 1. Page 2, after line 14 by inserting:

3 <6. An agent shall not exercise parental or legal authority
 4 under this chapter until the agent first registers with the
 5 department of human services.>

6 2. Page 2, line 15, by striking <6.> and inserting <7.>

7 3. Page 2, line 21, by striking <7.> and inserting <8.>

8 4. Page 2, line 25, by striking <8.> and inserting <9.>

9 5. Page 8, after line 14 by inserting:

10 <Sec. __. DEPARTMENT OF HUMAN SERVICES — TEMPORARY
 11 DELEGATION OF PARENTAL AUTHORITY — AGENT REGISTRY. The
 12 department of human services shall establish and maintain a
 13 temporary delegation of parental authority agent registry and
 14 shall adopt rules for its operation.>

15 6. By renumbering as necessary.

B. MEYER of Polk

H-1056

1 Amend House File 721 as follows:

2 1. Page 1, after line 23 by inserting:

3 <2. A parent, guardian, or legal custodian of a child shall
 4 not delegate any authority regarding the care or custody of
 5 the child to another person who has been convicted of human
 6 trafficking in violation of section 710A.2.>

- 7 2. Page 1, line 24, by striking <2.> and inserting <3.>
 8 3. Page 1, line 31, by striking <3.> and inserting <4.>
 9 4. Page 1, line 35, by striking <4.> and inserting <5.>
 10 5. Page 2, line 10, by striking <5.> and inserting <6.>
 11 6. Page 2, line 15, by striking <6.> and inserting <7.>
 12 7. Page 2, line 21, by striking <7.> and inserting <8.>
 13 8. Page 2, line 25, by striking <8.> and inserting <9.>

B. MEYER of Polk

H-1057

- 1 Amend the amendment, H-1025, to House File 610 as follows:
 2 1. Page 3, by striking lines 3 through 6 and inserting <for
 3 each of the ten continuous years.>>
 4 2. By striking page 4, line 21, through page 6, line 2.
 5 3. Page 6, by striking lines 7 through 16.
 6 4. By striking page 7, line 1, through page 8, line 16.
 7 5. Page 8, line 17, by striking <2.>
 8 6. Page 8, line 23, by striking <a.> and inserting <1.>
 9 7. Page 8, line 25, by striking <b.> and inserting <2.>
 10 8. Page 8, line 34, by striking <c.> and inserting <3.>
 11 9. Page 9, line 2, by striking <d.> and inserting <4.>
 12 10. Page 9, line 5, by striking <e.> and inserting <5.>
 13 11. Page 9, line 7, by striking <f.> and inserting <6.>
 14 12. Page 9, line 9, by striking <g.> and inserting <7.>
 15 13. Page 9, line 11, by striking <h.> and inserting <8.>
 16 14. By renumbering, redesignating, and correcting internal
 17 references as necessary.

HINSON of Linn

H-1058

- 1 Amend House File 698 as follows:
 2 1. By striking everything after the enacting clause and
 3 inserting:
 4 <Section 1. Section 331.325, subsection 3, Code 2019, is
 5 amended to read as follows:
 6 3.a. In lieu of management of the cemeteries, the
 7 board of supervisors may create, by ordinance, a cemetery
 8 commission to assume jurisdiction and management of the pioneer
 9 cemeteries in the county. The ordinance shall delineate the
 10 number of commissioners, the appointing authority, the term of
 11 office, officers, employees, organizational matters, rules of
 12 procedure, compensation and expenses, and other matters deemed
 13 pertinent by the board. The board may delegate any power and
 14 duties relating to cemeteries ~~which~~ that may otherwise be
 15 exercised by township trustees pursuant to sections 359.28
 16 through 359.40 to the cemetery commission except the commission
 17 shall not certify a tax levy pursuant to section 359.30 or
 18 359.33 and except that the expenses of the cemetery commission

19 shall be paid from the county general fund.
 20 b. The cemetery commission, once created, may continue to
 21 assume jurisdiction and management of a cemetery that would
 22 no longer qualify as a pioneer cemetery due to recent burials
 23 if the cemetery qualified as a pioneer cemetery upon or after
 24 creation of the cemetery commission. The choice to continue
 25 retaining jurisdiction and control of a cemetery that no longer
 26 qualifies as a pioneer cemetery shall be made jointly between
 27 the county board of supervisors and the cemetery commission.
 28 c. The board of supervisors and the cemetery commission
 29 may decide to jointly care for any cemetery that had between
 30 thirteen and twenty-four burials within the previous fifty
 31 years. However, a cemetery that had thirteen or more burials
 32 within the previous fifty years shall not be considered a
 33 pioneer cemetery.>

SEXTON of Calhoun

H-1059

1 Amend House File 716 as follows:
 2 1. Page 1, line 29, after <person> by inserting <has
 3 completed a hunter education course pursuant to section 483A.27
 4 and>

PRICHARD of Floyd

H-1060

1 Amend House File 721 as follows:
 2 1. Page 1, after line 23 by inserting:
 3 <2. A parent, guardian, or legal custodian of a child shall
 4 not delegate any authority regarding the care or custody of the
 5 child to another person who is required to register or is on
 6 the sex offender registry under chapter 692A.>
 7 2. Page 1, line 24, by striking <2> and inserting <3.>
 8 3. Page 1, line 31, by striking <3.> and inserting <4.>
 9 4. Page 1, line 35, by striking <4.> and inserting <5.>
 10 5. Page 2, line 10, by striking <5.> and inserting <6.>
 11 6. Page 2, line 15, by striking <6.> and inserting <7.>
 12 7. Page 2, line 21, by striking <7.> and inserting <8.>
 13 8. Page 2, line 25, by striking <8.> and inserting <9.>
 14 9. By renumbering, redesignating, and correcting internal
 15 references as necessary.

B. MEYER of Polk

H-1061

1 Amend House File 610 as follows:
 2 1. Page 29, by striking lines 5 through 10.
 3 2. By renumbering, redesignating, and correcting internal

4 references as necessary.

HINSON of Linn

H-1062

1 Amend House File 669 as follows:

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

4 <Section 1.NEW SECTION. **476.49 Private generation rates**
5 **— infrastructure support options for customers.**

6 1. The general assembly recognizes the importance of
7 electric utility infrastructure, including electric generation,
8 transmission, and distribution systems, to provide electric
9 service to all customers in this state, whether electricity
10 is generated by a public utility, by a customer, or on behalf
11 of a customer. The general assembly also recognizes that
12 tariffs for electric service are traditionally designed for
13 the provision of full electric service to customers, not
14 taking into account the private generation of electricity. It
15 is the intent of the general assembly to require customers
16 who utilize private generation to pay their share of costs
17 of electric utility infrastructure, thereby eliminating
18 cross-subsidization. It is also the intent of the general
19 assembly to provide private generation customers with options
20 to pay their share of costs.

21 2. For purposes of this section, unless the context
22 otherwise requires:

23 a. *“Avoided cost”* means the energy rate paid by an electric
24 utility for energy purchases from a private generation customer
25 established in the electric utility’s board-approved tariff for
26 cogeneration facilities and small power production facilities
27 and in accordance with section 476.43.

28 b. *“Private generation customer”* means an electric utility
29 customer who utilizes a private generation facility.

30 c.(1) *“Private generation facility”* means an alternate
31 energy production facility, as defined in section 476.42, that
32 is owned, leased, operated by, or operated on behalf of a
33 private generation customer and whose production of electricity
34 is used to offset a portion or all of the customer’s
35 electricity bill or usage that would otherwise be purchased

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1 from an electric utility.

2 (2) *“Private generation facility”* does not include any of
3 the following:

4 (a) A cogeneration facility as defined in 18 C.F.R. pt. 292,
5 subpt. B, including without limitation combined heat and power
6 facilities.

7 (b) A facility that produces renewable fuel as defined
8 in section 214A.1, which is registered with the United

9 States environmental protection agency as a manufacturer, in
10 accordance with the requirements set forth in 40 C.F.R. §79.4.

11 (c) A facility that utilizes a de minimus amount of biomass
12 in its operations. For purposes of this subparagraph division,
13 “*de minimus*” means less than ten percent of all fuel utilized in
14 the generation processes.

15 (d) A private generation facility with a nameplate
16 generating capacity greater than one megawatt.

17 3. A rate-regulated electric utility may file tariffs with
18 the board applicable to any private generation customer who
19 utilizes a private generation facility installed on or after
20 the date a tariff is approved pursuant to subsection 4. All
21 tariff rates charged to a private generation customer for
22 electric service shall recover the electric utility’s actual
23 cost of providing electric service to the applicable customer
24 class, as determined by the board in the electric utility’s
25 most recently approved rate proceeding. Tariffs filed pursuant
26 to this section shall be designed to ensure that a private
27 generation customer pays for electric utility infrastructure
28 costs. Tariffs filed pursuant to this section shall require a
29 private generation customer to choose one of the following rate
30 structures for the provision of electric service:

31 a. A minimum infrastructure charge rate structure whereby
32 the private generation customer pays a minimum amount each
33 month, or the private generation customer’s applicable standard
34 electric service bill, whichever is higher. The private
35 generation customer’s applicable standard electric service

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1 bill shall be calculated using the applicable standard retail
2 tariff. This tariff rate structure shall allow the private
3 generation facility to offset the private generation customer’s
4 energy usage, and shall allow excess energy to carry forward
5 in the form of excess energy credits to offset the private
6 generation customer’s energy usage in future billing periods.
7 This tariff rate structure shall also include an annual
8 cash-out of excess energy credits at a rate that does not
9 exceed the electric utility’s avoided cost.

10 b. A multi-part rate structure whereby rates applicable
11 to the customer include, at a minimum, a fixed basic service
12 charge, an energy charge designed to recover variable costs,
13 and a monthly demand charge designed to ensure that the
14 private generation customer pays for fixed electric utility
15 infrastructure costs. This tariff rate structure shall
16 allow the private generation facility to offset the private
17 generation customer’s energy usage, and shall allow excess
18 energy to carry forward in the form of excess energy credits to
19 offset the private generation customer’s energy usage in future
20 billing periods. This tariff rate structure shall also include
21 an annual cash-out of excess energy credits at a rate that does
22 not exceed the electric utility’s avoided cost.

23 c. A buy all and sell all rate structure whereby the private
24 generation facility's output is measured separately from the
25 private generation customer's consumption. All electricity
26 consumed shall be purchased from the electric utility and all
27 electricity generated shall be sold to the electric utility on
28 a monthly basis. Rates applicable to the private generation
29 customer for all electricity purchased from the electric
30 utility shall be the applicable standard retail tariff.
31 Rates applicable for electricity purchased from the private
32 generation customer shall not exceed the electric utility's
33 avoided cost.

34 d. A rate structure filed by the electric utility that
35 recovers the electric utility's cost of providing electric

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1 service to the applicable customer class, subject to board
2 approval.

3 4. The board shall review a tariff filed pursuant to this
4 section for compliance with this section, and shall approve the
5 tariff as filed or docket the tariff for review in a formal
6 proceeding pursuant to section 476.6, and thereafter either
7 approve the tariff or modify the tariff to meet compliance
8 with this section within six months of the date of docketing.
9 If the board fails to complete a review of the tariff within
10 six months of the date of filing, the tariff shall be deemed
11 approved. A tariff approved pursuant to this subsection shall
12 supersede any previously approved tariffs applicable to private
13 generation customers, except as provided in subsection 5.

14 5. A private generation customer who utilizes a private
15 generation facility pursuant to a tariff approved by the board
16 on or before the effective date of this Act may continue to
17 receive electric service pursuant to the preexisting tariff for
18 the remaining duration of the contract involving the private
19 generation facility, regardless of any subsequent change in
20 ownership of such private generation facility. However, if the
21 private generation customer terminates electric service with
22 the electric utility, the preexisting tariff shall no longer
23 apply and the private generation customer shall be required to
24 receive electric service pursuant to a tariff approved pursuant
25 to subsection 4, provided that the electric utility filed such
26 tariff with the board.

27 6. Nothing in this section shall preclude a customer
28 from entering into a contract with an electric utility as an
29 alternate energy production facility, cogeneration and small
30 power production facility, or a standby and supplemental power
31 service customer under the terms of the electric utility's
32 separate alternate energy production facility, cogeneration and
33 small power production facility, or standby and supplemental
34 power service tariffs filed pursuant to the federal Public
35 Utility Regulatory Policies Act of 1978, 16 U.S.C. §2601 et

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1 seq.>

MOHR of Scott

H-1063

1 Amend House File 667 as follows:

2 1. Page 31, after line 4 by inserting:

3 <Sec. __.EFFECTIVE DATE. This Act, being deemed of
4 immediate importance, takes effect upon enactment.>5 2. Title page, line 4, after <applicability> by inserting
6 <and effective date>

7 3. By renumbering as necessary.

JACOBSEN of Pottawattamie

H-1064

1 Amend the Senate amendment, H-1028, to House File 426, as
2 passed by the House, as follows:3 1. Page 1, line 6, after <fraud> by inserting <, suspected
4 fraud associated with a domestic entity that is registered
5 as a third-party administrator pursuant to chapter 510 and
6 that provides health benefits under a self-funded arrangement
7 pursuant to section 505.20, suspected fraud associated with
8 tax credits for emergency medical personnel pursuant to
9 section 422.12, suspected fraud associated with any insurance
10 policy held by any private business owner, and suspected fraud
11 associated with all insurance subject to the jurisdiction of
12 the commissioner>

HUNTER of Polk

H-1065

1 Amend House File 694 as follows:

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

3 <DIVISION I
4 EMERGENCY MEDICAL SERVICES PERSONNEL LICENSURE INTERSTATE
5 COMPACT>

6 2. Page 23, after line 20 by inserting:

7 <DIVISION __
8 IMPLEMENTING CHANGES9 Sec. __. Section 147A.1, subsection 4, Code 2019, is
10 amended to read as follows:11 4. *“Emergency medical care provider”* means an individual
12 trained to provide emergency and nonemergency medical care at
13 the emergency medical responder, emergency medical technician,
14 advanced emergency medical technician, paramedic, or other
15 certification levels adopted by rule by the department, who
16 has been issued a certificate by the department, or a person

17 practicing pursuant to chapter 147D.

18 Sec. ____ Section 147A.1A, Code 2019, is amended to read as
19 follows:

20 **147A.1A Lead agency.**

21 The department is designated as the lead agency for
22 coordinating and implementing the provision of emergency
23 medical services in this state. The department shall be the
24 state EMS authority for the purposes of chapter 147D.

25 Sec. ____ Section 147A.4, Code 2019, is amended by adding
26 the following new subsection:

27 NEW SUBSECTION. 5. The department shall recognize the
28 practice requirements of recognition of the emergency medical
29 services personnel licensure interstate compact, chapter 147D,
30 and shall adopt rules necessary for the implementation of the
31 compact.

32 Sec. ____ Section 147A.6, Code 2019, is amended to read as
33 follows:

34 **147A.6 Emergency medical care provider certificates — fees**
35 **and renewal.**

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1 1. The department, upon initial application and receipt
2 of the prescribed initial application fee, shall issue
3 a certificate to an individual who has met all of the
4 requirements for emergency medical care provider certification
5 established by the rules adopted under section 147A.4,
6 subsection 2. All fees received pursuant to this section
7 shall be deposited in the emergency medical services fund
8 established in section 135.25 retained by the department. The
9 moneys retained by the department shall be used for any of
10 the department's duties under this chapter, including but not
11 limited to the addition of full-time equivalent positions for
12 program services and investigations. Revenues retained by
13 the department pursuant to this section shall be considered
14 repayment receipts as defined in section 8.2. Notwithstanding
15 section 8.33, moneys retained by the department pursuant to
16 this section are not subject to reversion to the general fund
17 of the state.

18 2. The department, upon renewal application and receipt
19 of the prescribed renewal application fee, shall issue
20 a certificate to an individual who has met all of the
21 requirements for emergency medical care provider certification
22 established by the rules adopted under section 147A.4,
23 subsection 2. All fees collected pursuant to this section
24 shall be deposited in the emergency medical services fund
25 established in section 135.25.

26 2. 3. Emergency medical care provider certificates are
27 valid for the multiyear period determined by the department,
28 unless sooner suspended or revoked. The certificate shall
29 be renewed upon application of the holder and receipt of the
30 prescribed fee if the holder has satisfactorily completed

31 continuing medical education programs as required by rule.>

JENEARY of Plymouth

H-1066

1 Amend House File 712 as follows:

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

4 <Section 1. Section 356.15, Code 2019, is amended to read
5 as follows:

6 **356.15 Expenses.**

7 All charges and expenses for the safekeeping and maintenance
8 of prisoners shall be allowed by the board of supervisors,
9 except those committed or detained by the authority of the
10 courts of the United States, in which cases the United States
11 must pay such expenses to the county, or those committed for
12 violation of a city ordinance, in which case the city shall
13 pay expenses to the county, or those committed or detained
14 from another state, in which case the governmental entity from
15 the other state sending the prisoners shall pay expenses to
16 the county, or those committed or detained pursuant to section
17 902.3B, in which case the department of corrections shall pay
18 expenses to the county.

19 Sec. 2. NEW SECTION. 902.3B Indeterminate sentencing —
20 **pilot program for persons convicted of second degree theft.**

21 1. A pilot program for indeterminate sentencing of
22 persons convicted of second degree theft under section 714.2,
23 subsection 2, is created in the department of corrections
24 and shall be administered by a division of the department
25 of corrections in cooperation with the department of public
26 safety. The pilot program shall be for a period of three
27 years.

28 2.a. Notwithstanding section 902.3, when a judgment
29 of conviction under section 714.2, subsection 2, is entered
30 against a person, the court, in imposing a sentence of
31 confinement, may commit the person into the custody of
32 the director of the Iowa department of corrections for an
33 indeterminate term not to exceed five years, with a mandatory
34 minimum term of between thirty days and one year, to be served
35 in the county jail. A person shall not be sentenced to a county

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1 jail which does not have a work release program.

2 b. The court may make all determinations and orders
3 concerning the work release of a person sentenced under this
4 subsection pursuant to sections 356.26 to 356.35.

5 c. The department of corrections shall be responsible
6 for the costs and expenses associated with the housing
7 and work release supervision of a person ordered to serve
8 an indeterminate term in the county jail pursuant to this

9 subsection and shall reimburse the county for the costs and
 10 expenses incurred for housing and work release supervision of
 11 the person in the county jail.

12 3. Upon completion of the three-year pilot program, the
 13 department of corrections, in cooperation with the department
 14 of public safety, shall submit a pilot program progress
 15 report to the general assembly by December 1, 2023. The pilot
 16 program progress report shall detail the effectiveness of the
 17 pilot program established under this section and shall make
 18 recommendations concerning program continuation or termination.

19 4. This section is repealed July 1, 2024.>

20 2. Title page, by striking lines 1 and 2 and inserting
 21 <An Act relating to the establishment of an indeterminate
 22 sentencing pilot program for persons convicted of second degree
 23 theft.>

MITCHELL of Henry

H-1067

1 Amend the amendment, H-1058, to House File 698 as follows:

2 1. Page 1, by striking line 29 and inserting <may jointly
 3 decide to allow the cemetery commission to care for any
 4 cemetery that had between>

SEXTON of Calhoun

H-1068

1 Amend House File 516 as follows:

2 1. Page 1, line 2, by striking <subparagraph> and inserting
 3 <subparagraphs>

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

5 <NEW SUBPARAGRAPH. (4) The chief of police of each city
 6 operating a public safety answering point, or the chief of
 7 police's designee, is entitled to voting membership on the
 8 joint 911 service board of the county where the city is
 9 located.>

10 3. Title page, line 1, by striking <providing for county
 11 sheriff> and inserting <relating to>

THORUP of Marion

H-1069

1 Amend House File 690 as follows:

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

3 <DIVISION I
 4 CHILDREN'S MENTAL HEALTH SYSTEM>

5 2. Page 1, line 5, by striking <behavioral> and inserting
 6 <mental>

7 3. Page 1, line 7, after <disturbance> by inserting <,
 8 substance use disorder, or neurobiological condition>

- 9 4. Page 1, line 8, by striking *<behavioral>* and inserting
10 *<mental>*
- 11 5. Page 1, line 9, by striking *<behavioral>* and inserting
12 *<mental>*
- 13 6. Page 1, after line 10 by inserting:
14 <NEW SUBSECTION. 8A. “Neurobiological condition” means an
15 illness of the nervous system caused by genetic, metabolic, or
16 other biological factors.>
- 17 7. Page 1, line 21, by striking *<behavioral>* and inserting
18 *<mental>*
- 19 8. Page 1, line 28, by striking *<behavioral>* and inserting
20 *<mental>*
- 21 9. Page 2, line 21, by striking *<behavioral>* and inserting
22 *<mental>*
- 23 10. Page 2, line 22, by striking *<behavioral>* and inserting
24 *<mental>*
- 25 11. Page 2, line 23, by striking *<behavioral>* and inserting
26 *<mental>*
- 27 12. Page 2, line 33, by striking *<behavioral>* and inserting
28 *<mental>*
- 29 13. Page 3, line 6, by striking *<behavioral>* and inserting
30 *<mental>*
- 31 14. Page 3, line 14, by striking *<behavioral>* and inserting
32 *<mental>*
- 33 15. Page 3, line 18, by striking **<behavioral>** and inserting
34 **<mental>**
- 35 16. Page 3, line 20, by striking *<behavioral>* and inserting

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- 1 *<mental>*
- 2 17. Page 3, line 22, by striking *<behavioral>* and inserting
3 *<mental>*
- 4 18. Page 3, line 24, after *<disturbance>* by inserting *<*,
5 *substance use disorder, or neurobiological condition>*
- 6 19. Page 3, line 30, by striking *<behavioral>* and inserting
7 *<mental>*
- 8 20. Page 3, line 33, by striking *<behavioral>* and inserting
9 *<mental>*
- 10 21. Page 4, line 20, by striking *<an employee of>*
- 11 22. Page 4, line 22, by striking *<an employee of>*
- 12 23. Page 4, line 32, by striking *<behavioral>* and inserting
13 *<mental>*
- 14 24. Page 5, after line 4 by inserting:
15 *<r. One member shall be a children’s psychiatrist.*
16 *s. One member shall be a children’s psychologist.*
17 *t. One member shall be an early childhood educator.*
18 *u. One member shall be a children’s social worker.>*
- 19 25. Page 5, line 5, by striking *<r.>* and inserting *<v.>*
- 20 26. Page 5, line 12, by striking *<not>*
- 21 27. Page 5, line 20, by striking *<not>*
- 22 28. Page 5, line 21, by striking *<not>*

- 23 29. Page 5, line 24, by striking **<behavioral>** and inserting
 24 **<mental>**
 25 30. Page 5, line 29, by striking <behavioral> and inserting
 26 <mental>
 27 31. Page 5, line 32, by striking <behavioral> and inserting
 28 <mental>
 29 32. Page 5, line 33, by striking <behavioral> and inserting
 30 <mental>
 31 33. Page 5, line 34, after <disturbance> by inserting <,
 32 substance use disorder, or neurobiological condition>
 33 34. Page 6, line 6, by striking <behavioral> and inserting
 34 <mental>
 35 35. Page 6, line 7, by striking <behavioral> and inserting

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- 1 <mental>
 2 36. Page 6, line 10, by striking <behavioral> and inserting
 3 <mental>
 4 37. Page 7, line 5, by striking <behavioral> and inserting
 5 <mental>
 6 38. Page 7, line 18, by striking <behavioral> and inserting
 7 <mental>
 8 39. Page 7, line 31, by striking <behavioral> and inserting
 9 <mental>
 10 40. Page 8, line 4, by striking <behavioral> and inserting
 11 <mental>
 12 41. Page 8, line 15, by striking <behavioral> and inserting
 13 <mental>
 14 42. Page 8, line 19, by striking <behavioral> and inserting
 15 <mental>
 16 43. Page 8, line 21, by striking <behavioral> and inserting
 17 <mental>
 18 44. Page 8, line 25, by striking <behavioral> and inserting
 19 <mental>
 20 45. Page 8, line 29, by striking <behavioral> and inserting
 21 <mental>
 22 46. Page 8, line 30, by striking <behavioral> and inserting
 23 <mental>
 24 47. Page 9, line 14, by striking **<behavioral>** and inserting
 25 **<mental>**
 26 48. Page 9, line 15, by striking <behavioral> and inserting
 27 <mental>
 28 49. Page 9, line 16, by striking <behavioral> and inserting
 29 <mental>
 30 50. Page 9, line 20, by striking <been diagnosed> and
 31 inserting <displayed symptoms consistent>
 32 51. Page 9, line 21, after <disturbance> by inserting <,
 33 substance use disorder, or neurobiological condition>
 34 52. Page 9, line 30, by striking <behavioral> and inserting
 35 <children's mental>

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- 1 53. Page 9, line 33, by striking <behavioral> and inserting
2 <mental>
- 3 54. Page 10, line 1, by striking <behavioral> and inserting
4 <mental>
- 5 55. Page 10, line 4, by striking <behavioral> and inserting
6 <mental>
- 7 56. Page 10, line 6, by striking <behavioral> and inserting
8 <children's mental>
- 9 57. Page 10, line 10, by striking <behavioral> and inserting
10 <children's mental>
- 11 58. Page 10, line 27, by striking <behavioral> and inserting
12 <mental>
- 13 59. Page 11, line 2, by striking <behavioral> and inserting
14 <mental>
- 15 60. Page 11, line 5, after <disturbance,> by inserting
16 <substance use disorder, or neurobiological condition,>
- 17 61. Page 11, line 12, by striking <Behavioral> and inserting
18 <Mental>
- 19 62. Page 11, after line 12 by inserting:
20 <(5) Home visitation services.
21 (6) Transportation services.>
- 22 63. Page 11, line 15, after <disturbance,> by inserting
23 <substance use disorder, or neurobiological condition,>
- 24 64. Page 11, line 19, by striking <Behavioral> and inserting
25 <Mental>
- 26 65. Page 11, line 20, by striking <statewide> and inserting
27 <regional>
- 28 66. Page 11, by striking line 27 and inserting <emotional
29 disturbance, substance use disorder, or neurobiological
30 condition including but not limited to mental>
- 31 67. Page 12, after line 14 by inserting:
32 <Sec. __.MENTAL HEALTH AND DISABILITY SERVICES REGIONS —
33 CHILDREN'S COMPLEX NEEDS IMPLEMENTATION. Each mental health
34 and disability services region shall submit to the department
35 of human services an implementation plan to implement and fund

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- 1 complex mental health services for children including all of
2 the following:
- 3 1. Subacute care.
 - 4 2. Intensive outpatient services.
 - 5 3. Day treatment.
 - 6 4. Juvenile justice screening and diversion.
- 7 The implementation plan shall be submitted no later than
8 January 1, 2020.>
- 9 68. Page 12, line 16, by striking <BEHAVIORAL> and inserting
10 <MENTAL>
- 11 69. Page 12, line 19, by striking <behavioral> and inserting
12 <mental>

13 70. Page 12, line 32, by striking <BEHAVIORAL> and inserting
 14 <MENTAL>
 15 71. Page 12, line 35, by striking <BEHAVIORAL> and inserting
 16 <MENTAL>
 17 72. Page 13, after line 1 by inserting:
 18 <DIVISION ____
 19 MENTAL HEALTH SUPPORTS AND SERVICES FOR CHILDREN AND ADULTS
 20 Sec. ____ Section 135.175, subsection 1, paragraph a, Code
 21 2019, is amended to read as follows:
 22 a. A health care workforce support initiative is established
 23 to provide for the coordination and support of various efforts
 24 to address the health care workforce shortage in this state.
 25 This initiative shall include the medical residency training
 26 state matching grants program created in section 135.176,
 27 the mental health professional fellowship program created in
 28 section 135.177, the nurse residency state matching grants
 29 program created in section 135.178, and the fulfilling Iowa's
 30 need for dentists matching grant program created in section
 31 135.179.
 32 Sec. ____ Section 135.175, subsection 5, Code 2019, is
 33 amended by adding the following new paragraph:
 34 NEW PARAGRAPH e. The mental health professional fellowship
 35 program account. The mental health professional fellowship

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1 program account shall be under the control of the department
 2 and the moneys in the account shall be used for the purposes of
 3 the mental health professional fellowship program as specified
 4 in section 135.177. Moneys in the account shall consist of
 5 moneys appropriated or allocated for deposit in or received
 6 by the fund or the account and specifically dedicated to the
 7 mental health professional fellowship program or the account
 8 for the purposes of the account.
 9 Sec. ____ NEW SECTION. **135.177 Mental health professional**
 10 **fellowship program.**
 11 1. For the purposes of this section, "*mental health*
 12 *professional shortage area*" means a geographic area in this
 13 state that has been designated by the United States department
 14 of health and human services, health resources and services
 15 administration, bureau of health professionals, as having a
 16 shortage of mental health professionals.
 17 2. The department, in cooperation with the college
 18 student aid commission, shall establish a mental health
 19 professional fellowship program in accordance with this
 20 section. Funding for the program may be provided through
 21 the health care workforce shortage fund or the mental health
 22 professional fellowship program account created in section
 23 135.175. The purpose of the program is to determine the
 24 effect of specialized training and support for mental health
 25 professionals in providing mental health services to address
 26 Iowa's shortage of mental health professionals.

- 27 3. The program shall provide for all of the following:
28 a. Collaboration between Iowa institutions of higher
29 education and mental health professional programs to educate
30 mental health professionals.
31 b. Elderly, youth, and general population clinical
32 experiences, with a primary emphasis on youth clinical
33 experiences and a secondary emphasis on elderly and general
34 population clinical experiences.
35 c. Supervision of students participating in the program

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- 1 provided by Iowa institutions of higher education and other
2 clinical partners participating in the program.
3 4. A contract for the program shall stipulate the time
4 period the mental health professional shall practice in
5 a mental health professional shortage area in this state.
6 In addition, the contract shall stipulate that the mental
7 health professional repay any funds paid on the mental health
8 professional's behalf by the program if the mental health
9 professional is unable to fulfill the time period in the
10 contract.
11 5. State and private entity clinical partners shall
12 regularly evaluate and document their experiences with the
13 approaches utilized and outcomes achieved by the program
14 to identify an optimal model for operating the program.
15 The evaluation process shall include but is not limited to
16 identifying ways the program's clinical and training components
17 could be modified to facilitate other students and practicing
18 mental health professionals specializing as mental health
19 professionals.
20 Sec. ____ Section 135H.3, subsection 1, Code 2019, is
21 amended to read as follows:
22 1. A psychiatric medical institution for children shall
23 utilize a team of professionals to direct an organized program
24 of diagnostic services, psychiatric services, nursing care,
25 and rehabilitative services to meet the needs of residents
26 in accordance with a medical care plan developed for each
27 resident. The membership of the team of professionals ~~may~~
28 ~~shall include but is not limited to an advanced registered~~
29 ~~nurse practitioner or a physician assistant~~ mental health
30 professionals, Social Psychiatric, social, and rehabilitative
31 services shall be provided under the direction of by a
32 qualified mental health professional.
33 Sec. ____ Section 225C.52, subsection 1, Code 2019, is
34 amended to read as follows:
35 1. Establishing a comprehensive community-based mental

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- 1 health services system for children and youth is part of
2 fulfilling the requirements of the division and the commission

3 to facilitate a comprehensive, continuous, and integrated state
 4 mental health and disability services plan in accordance with
 5 sections 225C.4, 225C.6, and 225C.6A, and other provisions
 6 of this chapter. The purpose of establishing the children's
 7 system is to improve access for children and youth with
 8 serious emotional disturbances and youth with other qualifying
 9 mental health disorders to mental health treatment, services,
 10 and other support in the least restrictive setting possible
 11 so the children and youth can live with their families and
 12 remain in their communities. The children's system is also
 13 intended to meet the needs of children and youth who have
 14 mental health disorders that co-occur with substance abuse,
 15 intellectual disability, developmental disabilities, or
 16 other disabilities. The children's system shall emphasize
 17 community-level collaborative efforts between children and
 18 youth and the families and the state's systems of education,
 19 child welfare, juvenile justice, health care, substance abuse,
 20 and mental health. The children's system shall ensure the
 21 children and youth served are provided treatment by a mental
 22 health professional as defined in section 228.1 or a person who
 23 has obtained an advanced degree that will qualify the person as
 24 a mental health professional following a period of professional
 25 supervision.

26 Sec. NEW SECTION. **279.70A Suicide prevention**
 27 **committee.**

28 The board of directors of a school district shall require all
 29 schools in the school district to develop suicide prevention
 30 committees to develop professional development strategies and
 31 materials for teachers of students in kindergarten through
 32 grade twelve to support teacher effectiveness in the use
 33 of evidence-based teaching strategies for students with a
 34 serious emotional disturbance, substance use disorder, or
 35 neurobiological condition.

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1 Sec. NEW SECTION. **279.70B Children's mental health**
 2 **services.**

3 The board of directors of a school district may develop and
 4 implement mental health services at each attendance center in
 5 the district. The school district may coordinate with mental
 6 health professionals within the school district to provide
 7 services at the attendance center for students who are in need
 8 of mental health services.

9 Sec. ADVERSE CHILDHOOD EXPERIENCES. The departments
 10 of human services and public health shall develop information
 11 related to the identification of adverse childhood experiences.
 12 The information shall be distributed to the board of directors
 13 of a school district for distribution during required training
 14 pursuant to section 279.70. The departments shall provide
 15 support services to a school district following media reports
 16 relating to adverse childhood experiences impacting ten or more

17 children within the school district or a report of a suicide of
18 a child from the school district.

19 Sec. ____CHILDREN'S MENTAL HEALTH INFORMATION ____
20 DISTRIBUTION. The department of public health shall develop
21 information relating to the identification of the early signs
22 and symptoms of mental health concerns in children and shall
23 coordinate with existing statewide mental health hotlines to
24 distribute the information to members of the public utilizing
25 telephone and text messaging systems.

26 DIVISION ____
27 THIRD-PARTY PAYMENT OF COVERAGE BENEFITS FOR CHILDREN'S MENTAL
28 HEALTH SERVICES PROVIDED AT A SCHOOL

29 Sec. ____NEW SECTION. **514C.35 Mental health services**
30 **provided at a school — coverage.**

31 1. As used in this section, unless the context otherwise
32 requires:

33 a. *“Facility”*, *“health care professional”*, and *“health care*
34 *services”* mean the same as defined in section 514J.102.

35 b. *“Mental health services”* means services provided by a

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1 health care professional operating within the scope of the
2 health care professional's practice which address mental,
3 emotional, medical, or behavioral conditions, illnesses,
4 diseases, or problems.
5 c. *“School”* means a public or private school that provides
6 premises for teaching any grade from kindergarten through grade
7 twelve.

8 2. Notwithstanding the uniformity of treatment requirements
9 of section 514C.6, a policy, contract, or plan providing
10 for third-party payment or prepayment of health or medical
11 expenses that includes coverage for mental health services
12 shall not discriminate between coverage benefits for mental
13 health services that are provided in a facility and the same or
14 similar mental health services that are provided at a school.

15 3. This section applies to the following classes of
16 third-party payment provider policies, contracts, or plans
17 delivered, issued for delivery, continued, or renewed in this
18 state on or after January 1, 2020:

19 a. Individual or group accident and sickness insurance
20 providing coverage on an expense-incurred basis.

21 b. An individual or group hospital or medical service
22 contract issued pursuant to chapter 509, 514, or 514A.

23 c. An individual or group health maintenance organization
24 contract regulated under chapter 514B.

25 d. A plan established pursuant to chapter 509A for public
26 employees.

27 4. This section shall not apply to accident-only,
28 specified disease, short-term hospital or medical, hospital
29 confinement indemnity, credit, dental, vision, Medicare
30 supplement, long-term care, basic hospital and medical-surgical

31 expense coverage as defined by the commissioner, disability
 32 income insurance coverage, coverage issued as a supplement
 33 to liability insurance, workers' compensation or similar
 34 insurance, or automobile medical payment insurance.
 35 5. The commissioner of insurance, in collaboration with the

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1 state board of education, may adopt rules pursuant to chapter
 2 17A as necessary to administer this section.>
 3 73. Title page, by striking lines 1 through 5 and inserting
 4 <An Act relating to mental health and disability services for
 5 children and adults, by establishing a children's mental health
 6 system and a children's mental health system state board,
 7 requiring certain children's mental health core services,
 8 requiring third-party payment of coverage benefits for mental
 9 health services delivered at a school, and establishing a
 10 mental health professional fellowship program.>
 11 74. By renumbering, redesignating, and correcting internal
 12 references as necessary.

MASCHER of Johnson

H-1070

1 Amend House File 712 as follows:
 2 1. By striking everything after the enacting clause and
 3 inserting:
 4 <Section 1. Section 356.15, Code 2019, is amended to read
 5 as follows:
 6 **356.15 Expenses.**
 7 All charges and expenses for the safekeeping and maintenance
 8 of prisoners shall be allowed by the board of supervisors,
 9 except those committed or detained by the authority of the
 10 courts of the United States, in which cases the United States
 11 must pay such expenses to the county, or those committed for
 12 violation of a city ordinance, in which case the city shall
 13 pay expenses to the county, or those committed or detained
 14 from another state, in which case the governmental entity from
 15 the other state sending the prisoners shall pay expenses to
 16 the county, or those committed or detained pursuant to section
 17 902.3B, in which case the department of corrections shall pay
 18 expenses to the county.
 19 ~~Sec. 2.~~ **NEW SECTION. 902.3B Indeterminate sentencing —**
 20 **pilot program for persons convicted of second degree theft.**
 21 1. A pilot program for indeterminate sentencing of
 22 persons convicted of second degree theft under section 714.2,
 23 subsection 2, is created in the department of corrections
 24 and shall be administered by a division of the department
 25 of corrections in cooperation with the department of public
 26 safety. The pilot program shall be for a period of five years.
 27 2.a. Notwithstanding section 902.3, when a judgment

28 of conviction under section 714.2, subsection 2, is entered
 29 against a person, the court, in imposing a sentence of
 30 confinement, may commit the person into the custody of
 31 the director of the Iowa department of corrections for an
 32 indeterminate term not to exceed five years, with a mandatory
 33 minimum term of between thirty days and one year, to be served
 34 in the county jail. A person shall not be sentenced to a county
 35 jail which does not have a work release program.

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1 b. The court may make all determinations and orders
 2 concerning the work release of a person sentenced under this
 3 subsection pursuant to sections 356.26 to 356.35.
 4 c. The department of corrections shall be responsible
 5 for the costs and expenses associated with the housing
 6 and work release supervision of a person ordered to serve
 7 an indeterminate term in the county jail pursuant to this
 8 subsection and shall reimburse the county for the costs and
 9 expenses incurred for housing and work release supervision of
 10 the person in the county jail.
 11 3. Upon completion of the five-year pilot program, the
 12 department of corrections, in cooperation with the department
 13 of public safety, shall submit a pilot program progress
 14 report to the general assembly by December 1, 2025. The pilot
 15 program progress report shall detail the effectiveness of the
 16 pilot program established under this section and shall make
 17 recommendations concerning program continuation or termination.
 18 4. This section is repealed July 1, 2026.>
 19 2. Title page, by striking lines 1 and 2 and inserting
 20 <An Act relating to the establishment of an indeterminate
 21 sentencing pilot program for persons convicted of second degree
 22 theft.>

MITCHELL of Henry

H-1071

1 Amend House File 734 as follows:
 2 1. Page 3, line 17, by striking <motion> and inserting
 3 <~~motion~~ application>
 4 2. Page 4, line 7, by striking <motion> and inserting
 5 <~~motion~~ application>
 6 3. Page 4, line 14, by striking <motion> and inserting
 7 <~~motion~~ application>
 8 4. Page 4, line 20, by striking <motion> and inserting
 9 <~~motion~~ application>
 10 5. Page 8, line 10, by striking <motion> and inserting
 11 <application>
 12 6. Page 8, line 23, by striking <a motion> and inserting <an
 13 application>
 14 7. Page 9, line 9, by striking <a motion> and inserting <an

15 application>

MITCHELL of Henry

H-1072

1 Amend House File 666 as follows:

2 1. Page 1, lines 29 and 30, by striking <The general
 3 assembly shall vote on the adoption of each report.> and
 4 inserting <The report shall be assigned to a standing committee
 5 in each house of the general assembly during the succeeding
 6 legislative session following the submission of the report for
 7 review and recommendations.>

DEYOE of Story

H-1073

1 Amend House File 732 as follows:

2 1. By striking everything after the enacting clause and
 3 inserting:
 4 <Section 1. Section 124E.2, subsection 2, paragraphs b and
 5 i, Code 2019, are amended to read as follows:
 6 b. Multiple sclerosis ~~with severe and persistent muscle~~
 7 ~~spasms.~~
 8 i. ~~Untreatable pain~~ Severe or chronic pain.
 9 Sec. 2. Section 124E.2, subsection 2, Code 2019, is amended
 10 by adding the following new paragraphs:
 11 NEW PARAGRAPH. j. Glaucoma.
 12 NEW PARAGRAPH. k. Hepatitis C.
 13 NEW PARAGRAPH. l. Ehlers-Danlos syndrome.
 14 NEW PARAGRAPH. m. Post-traumatic stress disorder.
 15 NEW PARAGRAPH. n. Tourette's syndrome.
 16 NEW PARAGRAPH. o. Muscular dystrophy.
 17 NEW PARAGRAPH. p. Huntington's disease.
 18 NEW PARAGRAPH. q. Alzheimer's disease.
 19 NEW PARAGRAPH. r. Complex regional pain syndrome.
 20 NEW PARAGRAPH. s. Rheumatoid arthritis.
 21 NEW PARAGRAPH. t. Trigeminal neuralgia.
 22 NEW PARAGRAPH. u. Polyarteritis nodosa.
 23 NEW PARAGRAPH. v. Any other medical condition for which
 24 the patient's health care practitioner determines the use of
 25 medical cannabidiol could be medically beneficial pursuant to
 26 rules of the board licensing the health care practitioner.
 27 Sec. 3. Section 124E.2, subsection 5, Code 2019, is amended
 28 to read as follows:
 29 5. "Health care practitioner" means an individual licensed
 30 under chapter 148 to practice medicine and surgery or
 31 osteopathic medicine and surgery, a physician assistant
 32 licensed under chapter 148C, or an advanced registered nurse
 33 practitioner licensed under chapter 152 or 152E, who is a
 34 patient's primary care provider. "Health care practitioner"

35 ~~shall not include a physician assistant licensed under chapter~~

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1 ~~148C or an advanced registered nurse practitioner licensed~~
2 ~~pursuant to chapter 152 or 152E.~~

3 Sec. 4. Section 124E.2, subsection 6, Code 2019, is amended
4 by striking the subsection and inserting in lieu thereof the
5 following:

6 6. “*Medical cannabidiol*” means any species of the genus
7 cannabis plant, or any mixture or preparation of them,
8 including whole plant extracts and resins.

9 Sec. 5. Section 124E.2, subsection 8, Code 2019, is amended
10 by striking the subsection.

11 Sec. 6. Section 124E.3, subsection 1, Code 2019, is amended
12 by adding the following new paragraph:

13 NEW PARAGRAPH. *c.* For a certification issued under section
14 124E.2, subsection 2, paragraph “*v*”, determine whether the
15 certification would comply with rules of the board licensing
16 the health care practitioner, and if so, provide written
17 documentation to that effect to the patient.

18 Sec. 7. Section 124E.4, subsection 1, Code 2019, is amended
19 to read as follows:

20 1.*a.* *Issuance to patient.* ~~Subject~~ Except as otherwise
21 provided in paragraph “*b*”, and subject to subsection
22 7, the department may ~~approve the issuance of~~ issue a
23 medical cannabidiol registration card by the department of
24 ~~transportation~~ to a patient who:

25 ~~*a.*~~ (1) Is at least eighteen years of age.

26 ~~*b.*~~ (2) Is a permanent resident of this state.

27 ~~*c.*~~ (3) Submits a written certification to the department
28 signed by the patient’s health care practitioner that the
29 patient is suffering from a debilitating medical condition.

30 ~~*d.*~~ (4) Submits an application to the department, on a form
31 created by the department, ~~in consultation with the department~~
32 ~~of transportation~~, that contains all of the following:

33 (1) (a) The patient’s full name, Iowa residence address,
34 date of birth, and telephone number.

35 (2) (b) A copy of the patient’s valid photograph

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1 identification.

2 (3) (c) Full name, address, and telephone number of the
3 patient’s health care practitioner.

4 (4) (d) Full name, residence address, date of birth, and
5 telephone number of each primary caregiver of the patient, if
6 any.

7 (5) (e) Any other information required by rule.

8 ~~*e.*~~ (5) Submits a medical cannabidiol registration card
9 fee of one hundred dollars to the department. If the patient
10 attests to receiving social security disability benefits,

11 supplemental security insurance payments, or being enrolled in
 12 the medical assistance program, the fee shall be twenty-five
 13 dollars.
 14 ~~f. Has not been convicted of a disqualifying felony offense.~~
 15 b. Issuance to hospice patient. Subject to subsection 7,
 16 the department may issue a medical cannabidiol registration
 17 card to a patient who provides documentation to the department,
 18 on a form prescribed by the department, that the patient is
 19 receiving inpatient hospice care in this state.
 20 Sec. 8. Section 124E.4, subsection 2, unnumbered paragraph
 21 1, Code 2019, is amended to read as follows:
 22 A medical cannabidiol registration card issued to a patient
 23 by the department of ~~transportation~~ pursuant to subsection 1
 24 shall contain, at a minimum, all of the following:
 25 Sec. 9. Section 124E.4, subsection 3, unnumbered paragraph
 26 1, Code 2019, is amended to read as follows:
 27 For a patient in a primary caregiver's care, subject to
 28 subsection 7, the department may ~~approve the issuance of issue~~
 29 a medical cannabidiol registration card ~~by the department of~~
 30 ~~transportation~~ to the primary caregiver who:
 31 Sec. 10. Section 124E.4, subsection 3, paragraph b,
 32 unnumbered paragraph 1, Code 2019, is amended to read as
 33 follows:
 34 Submits an application to the department, on a form created
 35 by the department, ~~in consultation with the department of~~

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1 ~~transportation~~, that contains all of the following:
 2 Sec. 11. Section 124E.4, subsection 4, unnumbered paragraph
 3 1, Code 2019, is amended to read as follows:
 4 A medical cannabidiol registration card issued by the
 5 department of ~~transportation~~ to a primary caregiver pursuant to
 6 subsection 3 shall contain, at a minimum, all of the following:
 7 Sec. 12. Section 124E.4, subsection 6, Code 2019, is amended
 8 by striking the subsection.
 9 Sec. 13. Section 124E.5, subsection 1, paragraph a, Code
 10 2019, is amended to read as follows:
 11 a. A medical cannabidiol board is created consisting of
 12 eight practitioners representing the fields of neurology, pain
 13 management, gastroenterology, oncology, psychiatry, pediatrics,
 14 family medicine, and pharmacy, ~~and~~ one representative from law
 15 enforcement, and three patients with valid medical cannabidiol
 16 registration cards.
 17 Sec. 14. Section 124E.5, subsection 2, Code 2019, is amended
 18 to read as follows:
 19 2. The medical cannabidiol board shall convene at least
 20 twice but no more than ~~four~~ six times per year.
 21 Sec. 15. Section 124E.5, subsection 4, Code 2019, is amended
 22 to read as follows:
 23 4. Recommendations made by the medical cannabidiol board
 24 pursuant to subsection 3, paragraphs "b" and "c", shall be made

25 to the ~~board of medicine~~ department for consideration, and if
26 approved, shall be adopted by the ~~board of medicine~~ department
27 by rule.

28 Sec. 16. Section 124E.7, Code 2019, is amended by adding the
29 following new subsection:

30 NEW SUBSECTION. 13. A medical cannabidiol manufacturer may
31 deliver medical cannabidiol to a patient at the patient's Iowa
32 residence pursuant to rules of the department.

33 Sec. 17. Section 124E.8, subsection 1, paragraph a, Code
34 2019, is amended to read as follows:

35 a. The department shall issue a request for proposals

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1 to select and license by April 1, ~~2018~~ 2020, up to ~~five~~
2 thirty medical cannabidiol dispensaries to dispense medical
3 cannabidiol within this state consistent with the provisions
4 of this chapter. The department shall license new medical
5 cannabidiol dispensaries or relicense the existing medical
6 cannabidiol dispensaries by December 1 of each year.

7 Sec. 18. Section 124E.11, subsection 1, paragraph b,
8 subparagraph (1), subparagraph division (a), Code 2019, is
9 amended to read as follows:

10 (a) To authorized employees or agents of the department ~~and~~
11 ~~the department of transportation~~ as necessary to perform the
12 duties of the department ~~and the department of transportation~~
13 pursuant to this chapter.

14 Sec. 19. Section 124E.11, subsection 2, paragraph c, Code
15 2019, is amended to read as follows:

16 c. Establish the form and quantity of medical cannabidiol
17 allowed to be dispensed to a patient or primary caregiver
18 pursuant to this chapter as appropriate to serve the medical
19 needs of patients with debilitating medical conditions, subject
20 to recommendation by the medical cannabidiol board and approval
21 by the ~~board of medicine~~ department.

22 Sec. 20. Section 124E.11, subsection 2, paragraph i, Code
23 2019, is amended to read as follows:

24 i. Establish and implement a medical cannabidiol inventory
25 and delivery tracking system to track medical cannabidiol
26 from production by a medical cannabidiol manufacturer through
27 dispensing at a medical cannabidiol dispensary or delivery to a
28 patient at the patient's Iowa residence.

29 Sec. 21. Section 124E.11, subsection 2, Code 2019, is
30 amended by adding the following new paragraph:

31 NEW PARAGRAPH. j. Establish the circumstances under
32 which a medical cannabidiol manufacturer may deliver medical
33 cannabidiol to a patient at the patient's Iowa residence.

34 Sec. 22. Section 124E.12, subsection 6, Code 2019, is
35 amended to read as follows:

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1 6. The department, ~~the department of transportation,~~ and
 2 any ~~health care practitioner~~ person licensed, registered, or
 3 certified by an entity listed in section 272C.1, including any
 4 authorized agent or employee thereof, are not subject to any
 5 civil or disciplinary penalties by the board of medicine or
 6 any business, occupational, or professional licensing board or
 7 entity, solely for activities conducted relating to a patient's
 8 possession or use of medical cannabidiol as authorized under
 9 this chapter. Such an entity shall not subject a licensed,
 10 registered, or certified person to discipline relating to
 11 a patient's possession or use of medical cannabidiol as
 12 authorized under this chapter. Nothing in this section affects
 13 a professional licensing board from taking action in response
 14 to violations of any other section of law.

15 Sec. 23. Section 124E.12, subsection 7, Code 2019, is
 16 amended to read as follows:

17 7. Notwithstanding any law to the contrary, the department,
 18 ~~the department of transportation,~~ the governor, or any employee
 19 of any state agency shall not be held civilly or criminally
 20 liable for any injury, loss of property, personal injury, or
 21 death caused by any act or omission while acting within the
 22 scope of office or employment as authorized under this chapter.

23 Sec. 24. TRANSITION PROVISIONS. A medical cannabidiol
 24 registration card issued prior to July 1, 2019, remains
 25 effective and continues in effect as issued for the
 26 twelve-month period following its issuance.>

SHIPLEY of Jefferson

H-1074

1 Amend House File 732 as follows:

- 2 1. Page 1, line 31, by striking <A> and inserting
- 3 <a. Except as otherwise provided in paragraph "b", a>
- 4 2. Page 1, line 32, by striking <twenty> and inserting
- 5 <thirty>
- 6 3. Page 1, line 34, by striking <The department may
- 7 decrease>
- 8 4. By striking page 1, line 35, through page 2, line 1.
- 9 5. Page 2, before line 2 by inserting:
- 10 <b. The board of medicine shall adopt rules allowing the
- 11 health care practitioner who originally certified a patient
- 12 to receive a medical cannabidiol registration card to apply
- 13 for, and the board of medicine to grant, a waiver to permit the
- 14 patient and the patient's primary caregiver to receive more
- 15 than a combined total of thirty grams of tetrahydrocannabinol
- 16 in a ninety-day period if the health submits documentation
- 17 certifying all of the following:
- 18 (1) The health care practitioner performed a physical
- 19 examination of the patient and has determined that thirty

20 grams of tetrahydrocannabinol per ninety-day period is not an
21 adequate amount to alleviate the patient's debilitating medical
22 condition.

23 (2) The patient's debilitating medical condition is any of
24 the following:

- 25 (a) Severe or chronic pain.
- 26 (b) Amyotrophic lateral sclerosis.
- 27 (c) Cancer.>

PRICHARD of Floyd

H-1075

1 Amend House File 484 as follows:

- 2 1. Page 1, line 21, by striking <may have been> and
- 3 inserting <was>

OLSON of Polk

H-1076

1 Amend House File 722 as follows:

- 2 1. Page 1, by striking lines 1 through 9.
- 3 2. By striking page 1, line 23, through page 4, line 15.
- 4 3. Page 5, by striking lines 10 through 25.
- 5 4. Page 6, by striking lines 2 through 33 and inserting:
6 <Sec. ___. Section 229.21, Code 2019, is amended by adding
7 the following new subsection:
8 NEW SUBSECTION. 6. If an appellant appeals to the supreme
9 court pursuant to section 125.87 or 229.17, the district court
10 shall retain jurisdiction for the limited purpose of receiving
11 periodic reports filed with the district court pursuant to
12 section 125.86 and 229.15.>
- 13 5. Page 9, after line 17 by inserting:
14 <Sec. ___. Section 602.8102, subsection 41, Code 2019, is
15 amended to read as follows:
16 41. Carry out duties relating to the involuntary commitment
17 of persons with substance-related disorders as provided in
18 chapter 125 and the involuntary hospitalization of persons with
19 mental ~~impairments~~ illness as provided in chapter 229.>
- 20 6. Page 9, line 26, after <processes.> by inserting <The
21 departments shall develop recommendations for transportation
22 options for the transportation of persons with mental illness
23 or a substance use disorder.>
- 24 7. Page 9, line 30, by striking <SUPREME COURT> and
25 inserting <DEPARTMENT OF HUMAN SERVICES AND DEPARTMENT OF
26 PUBLIC HEALTH>
- 27 8. Page 9, line 32, by striking <supreme court> and
28 inserting <department of human services and department of
29 public health>
- 30 9. Page 9, line 33, after <court.> by inserting <mental
31 health advocates, law enforcement officers, psychiatric

32 hospitals, access centers, hospital emergency departments,
 33 persons with mental illness or a substance use disorder,
 34 families of persons with mental illness or a substance use
 35 disorder, substance use disorder treatment programs, mental

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1 health and disability services regions,>
 2 10. Page 10, by striking lines 1 through 4 and inserting
 3 <disorder. The department of human services and the department
 4 of public health shall utilize a request for proposals process
 5 to develop educational materials and a training curriculum
 6 based on recommendations from the report submitted by the
 7 commitment process review work group to the general assembly
 8 on December 31, 2018.>
 9 11. By renumbering, redesignating, and correcting internal
 10 references as necessary.

BERGAN of Winneshiek
 JAMES of Dubuque
 OSMUNDSON of Clayton

H-1077

1 Amend Senate File 86, as amended, passed, and reprinted by
 2 the Senate, as follows:
 3 1. Page 3, line 21, by striking <becoming an organ donor>
 4 and inserting <making an anatomical gift, including of an
 5 organ, an eye, or tissue.>

COMMITTEE ON NATURAL RESOURCES

H-1078

1 Amend House File 355 as follows:
 2 1. Page 1, by striking lines 26 and 27 and inserting:
 3 <b. For the purposes of this subsection;
 4 (1) “central “Central office equipment” means equipment
 5 utilized>

SORENSEN of Adair

H-1079

1 Amend the amendment, H-1074, to House File 732 as follows:
 2 1. Page 1, by striking lines 2 through 27 and inserting:
 3 <__. Page 1, by striking line 31 and inserting:
 4 <NEW SUBSECTION. 14.a. Except as otherwise provided in
 5 paragraph “b”, a medical cannabidiol dispensary shall>
 6 __. Page 1, line 32, by striking <twenty> and inserting
 7 <twenty-five>
 8 __. Page 1, line 34, by striking <The department may
 9 decrease>

10 _____. By striking page 1, line 35, through page 2, line 1.
 11 _____. Page 2, before line 2 by inserting:
 12 < b. The board of medicine shall adopt rules allowing the
 13 health care practitioner who originally certified a patient
 14 to receive a medical cannabidiol registration card to apply
 15 for, and the medical cannabidiol board to expeditiously
 16 and efficiently grant, a waiver to permit the patient and
 17 the patient's primary caregiver to receive more than a
 18 combined total of twenty-five grams of tetrahydrocannabinol
 19 in a ninety-day period if the health submits documentation
 20 certifying all of the following:
 21 (1) The health care practitioner performed a physical
 22 examination of the patient and has determined that twenty-five
 23 grams of tetrahydrocannabinol per ninety-day period is not an
 24 adequate amount to alleviate the patient's debilitating medical
 25 condition.
 26 (2) The patient's debilitating medical condition is a
 27 terminal illness with a life expectancy of less than one
 28 year.>>
 29 2. By renumbering as necessary.

PRICHARD of Floyd

H-1080

1 Amend the amendment, H-1074, to House File 732 as follows:
 2 1. Page 1, by striking lines 2 through 27 and inserting:
 3 < _____. Page 1, by striking line 31 and inserting:
 4 <NEW SUBSECTION. 14.a. Except as otherwise provided in
 5 paragraph "b", a medical cannabidiol dispensary shall>
 6 _____. Page 1, line 32, by striking <twenty> and inserting
 7 <twenty-five>
 8 _____. Page 1, line 34, by striking <The department may
 9 decrease>
 10 _____. By striking page 1, line 35, through page 2, line 1.
 11 _____. Page 2, before line 2 by inserting:
 12 <b. The board of medicine shall adopt rules allowing the
 13 health care practitioner who originally certified a patient
 14 to receive a medical cannabidiol registration card to apply
 15 for, and the medical cannabidiol board to expeditiously and
 16 efficiently grant, a waiver to permit the patient and the
 17 patient's primary caregiver to receive more than a combined
 18 total of twenty-five grams of tetrahydrocannabinol in a
 19 ninety-day period if the health care practitioner submits
 20 documentation certifying all of the following:
 21 (1) The health care practitioner performed a physical
 22 examination of the patient and has determined that twenty-five
 23 grams of tetrahydrocannabinol per ninety-day period is not an
 24 adequate amount to alleviate the patient's debilitating medical
 25 condition.
 26 (2) The patient's debilitating medical condition is a
 27 terminal illness with a life expectancy of less than one

28 year.>>

29 2. By renumbering as necessary.

PRICHARD of Floyd

H-1081

1 Amend House File 701 as follows:

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

4 <Section 1. Section 335.3, Code 2019, is amended to read as
5 follows:

6 **335.3 Powers.**

7 1. Subject to section 335.2, the board of supervisors
8 may by ordinance regulate and restrict the height, number of
9 structures, and size of buildings and other structures, the
10 percentage of lot that may be occupied, the size of yards,
11 courts, and other open spaces, the density of population,
12 and the location and use of buildings, structures, and land
13 for trade, industry, residence, or other purposes, and may
14 regulate, restrict, and prohibit the use for residential
15 purposes of tents, trailers, and portable or potentially
16 portable structures. However, such powers shall be exercised
17 only with reference to land and structures located within the
18 county but lying outside of the corporate limits of any city.

19 2. When there is a replacement of a preexisting
20 manufactured, modular, or mobile home with another
21 manufactured, modular, or mobile home containing no more than
22 the original number of dwelling units, or a replacement of
23 a preexisting site-built dwelling unit with a manufactured,
24 modular, or mobile home or site-built dwelling unit, within a
25 manufactured home community or a mobile home park, the board
26 of supervisors shall not adopt or enforce any ordinance,
27 regulation, or restriction that would prevent the continuance
28 of the property owner's lawful nonconforming use that had
29 existed relating to the preexisting home unless any of the
30 following apply:

31 a. A discontinuance is necessary for the safety of life or
32 property.

33 b. The nonconforming use has been discontinued for
34 the period of time established by ordinance, unless such
35 discontinuance is caused by circumstances outside the control

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1 of the property owner. The period of time so established shall
2 be not less than one year.

3 c. The replacement results in the overall nature and
4 character of the present use being substantially or entirely
5 different from the original lawful preexisting nonconforming
6 use.

7 d. The replacement results in an obstruction to a shared

8 driveway or shared sidewalk providing vehicular or pedestrian
 9 access to other homes and uses unless the property owner
 10 makes modifications to such shared driveway or sidewalk
 11 that extinguishes such obstruction or the effects of such
 12 obstruction.

13 Sec. 2. Section 414.1, subsection 1, Code 2019, is amended
 14 by adding the following new paragraph:

15 NEW PARAGRAPH. c. When there is a replacement of a
 16 preexisting manufactured, modular, or mobile home with another
 17 manufactured, modular, or mobile home containing no more than
 18 the original number of dwelling units, or a replacement of
 19 a preexisting site-built dwelling unit with a manufactured,
 20 modular, or mobile home or site-built dwelling unit, within a
 21 manufactured home community or a mobile home park, the city
 22 shall not adopt or enforce any ordinance, regulation, or
 23 restriction that would prevent the continuance of the property
 24 owner's lawful nonconforming use that had existed relating to
 25 the preexisting home unless any of the following apply:

26 (1) A discontinuance is necessary for the safety of life or
 27 property.

28 (2) The nonconforming use has been discontinued for
 29 the period of time established by ordinance, unless such
 30 discontinuance is caused by circumstances outside the control
 31 of the property owner. The period of time so established shall
 32 be not less than one year.

33 (3) The replacement results in the overall nature and
 34 character of the present use being substantially or entirely
 35 different from the original lawful preexisting nonconforming

PAGE 3

1 use.

2 (4) The replacement results in an obstruction to a shared
 3 driveway or shared sidewalk providing vehicular or pedestrian
 4 access to other homes and uses unless the property owner
 5 makes modifications to such shared driveway or sidewalk
 6 that extinguishes such obstruction or the effects of such
 7 obstruction.>

8 2. Title page, by striking lines 1 and 2 and inserting
 9 <An Act relating to the continuance of lawful preexisting
 10 nonconforming uses by manufactured, modular, and mobile homes
 11 and site-built dwelling units.>

MOORE of Cass

H-1082

1 Amend House File 680 as follows:

2 1. Page 1, after line 28 by inserting:

3 <d. "Otherwise qualified retail pharmacy" means a retail
 4 pharmacy that meets the requirements established by a pharmacy
 5 service administrative organization.>

- 6 2. Page 1, line 29, by striking <d.> and inserting <e.>
7 3. Page 1, line 31, by striking <e.> and inserting <f.>
8 4. Page 2, line 1, by striking <f.> and inserting <g.>
9 5. Page 2, line 3, after <drugs> by inserting <, other than
10 specialty drugs,>
11 6. Page 2, line 5, by striking <g.> and inserting <h.>
12 7. Page 2, line 8, by striking <h.> and inserting <i.>
13 8. Page 2, after line 12 by inserting:
14 <j. "Specialty drug" means a prescription drug that is
15 designated as a specialty drug by a health carrier and that has
16 either of the following characteristics:
17 (1) The drug has received an orphan drug designation by the
18 United States food and drug administration.
19 (2) The drug's manufacturer or the United States food and
20 drug administration restricts distribution of the drug to a
21 limited number of distributors.>
22 9. Page 2, line 22, after <drugs> by inserting <, other than
23 a specialty drug>
24 10. Page 2, line 25, by striking <as described> and
25 inserting <that meets the criteria>
26 11. Page 2, line 29, by striking <as described> and
27 inserting <that meets the criteria>
28 12. Page 3, by striking lines 8 through 11 and inserting
29 <the insurance commissioner.>
30 13. Page 3, line 18, after <prescription> by inserting
31 <drug, other than a specialty drug,>
32 14. Page 3, line 22, after <drug> by inserting <, other than
33 a specialty drug,>
34 15. Page 3, line 25, after <drug> by inserting <, other than
35 a specialty drug,>

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- 1 16. Page 3, line 31, after <drug> by inserting <, other than
2 a specialty drug,>
3 17. Page 4, line 4, after <drug> by inserting <, other than
4 a specialty drug,>
5 18. Page 4, by striking lines 6 through 20.
6 19. Page 4, line 21, by striking <4.> and inserting <3.>
7 20. Page 4, line 26, by striking <5.> and inserting <4.>
8 21. Page 4, line 29, by striking <6.> and inserting <5.>
9 22. Page 4, after line 31 by inserting:
10 <6. A pharmacy benefit manager shall reimburse the division
11 for all costs associated with any examination, investigation,
12 review, or audit of the pharmacy benefit manager, and a health
13 carrier shall reimburse the division for all costs associated
14 with any examination, investigation, review, or audit of the
15 health carrier.>
16 23. Page 4, by striking line 32 and inserting:
17 <7. The commissioner may adopt rules pursuant to chapter>
18 24. Page 5, line 7, after <drugs> by inserting <, other than
19 a specialty drug as defined in section 510C.1,>

- 20 25. Page 5, line 9, after <drugs> by inserting <, other than
 21 a specialty drug as defined in section 510C.1.>
 22 26. Page 5, by striking line 29 and inserting <insurance,
 23 automobile medical payment insurance, the medical assistance
 24 program pursuant to chapter 249A, the Iowa health and wellness
 25 plan pursuant to chapter 249N, or the healthy and well kids in
 26 Iowa program pursuant to chapter 514I.>
 27 27. Page 5, line 30, by striking <shall> and inserting <may>
 28 28. By renumbering, redesignating, and correcting internal
 29 references as necessary.

BEST of Carroll

H-1083

- 1 Amend House File 311 as follows:
 2 1. Page 1, after line 2 by inserting:
 3 <Sec. ___. Section 162.2A, Code 2019, is amended by adding
 4 the following new subsection:
 5 NEW SUBSECTION. 4A. A commercial establishment shall not
 6 be issued or renewed a state license by the department, unless
 7 a person applying for the state license presents the department
 8 with a valid, government-issued photo identification, or other
 9 form of similar identification approved by the department, as
 10 proof of identity that the person may legally act on behalf
 11 of the commercial establishment in making the application.
 12 The application must be signed by the person under penalty of
 13 perjury subject to the penalty provisions of section 162.13,
 14 subsection 1. Upon completion of the initial inspection,
 15 the issued or renewed state license shall include a unique
 16 identification number that is a public record under chapter
 17 22.>
 18 2. Title page, by striking lines 1 through 4 and inserting
 19 <An Act relating to applications involving state licenses
 20 issued or renewed by the department of agriculture and land
 21 stewardship to commercial establishments involved in the care
 22 of certain nonagricultural animals.>
 23 3. By renumbering as necessary.

MAXWELL of Poweshiek

H-1084

- 1 Amend Senate File 316, as passed by the Senate, as follows:
 2 1. Page 1, line 23, after <of education,> by inserting <the
 3 board of educational examiners, institutions of higher learning
 4 governed by the state board of regents,>
 5 2. Page 1, line 24, after <teachers,> by inserting <early
 6 childhood education teachers,>

MASCHER of Johnson

H-1085

1 Amend House File 311 as follows:

2 1. Page 1, by striking lines 1 and 2 and inserting:

3 <Section 1. Section 162.2A, subsection 3, paragraph d, Code
4 2019, is amended to read as follows:

5 *d.* The ~~last four digits of the person's identification~~

6 ~~number and the person's date of birth~~. Notwithstanding chapter

7 22, the department shall keep ~~the person's tax identification~~

8 ~~number this information~~ confidential except for purposes of

9 ~~tax administration by the department of revenue, including as~~
10 ~~provided in section 421.18.~~

11 Sec. ____ Section 162.2A, Code 2019, is amended by adding
12 the following new subsection:

13 NEW SUBSECTION. 6. The department shall require an initial

14 applicant to submit a completed fingerprint packet and shall

15 use the packet to facilitate a national criminal history

16 background check. The department of public safety shall

17 assist the department of agriculture and land stewardship in

18 conducting the national criminal history background check. A

19 person shall not be issued an authorization if the results

20 of the national criminal history background check show that,

21 within the past five years, the person has been convicted of

22 any of the following:

23 *a.* Animal abuse pursuant to section 717B.2, animal neglect

24 pursuant to section 717B.3, or animal torture pursuant to

25 section 717B.3A.

26 *b.* A criminal offense under any other state's statute

27 substantially corresponding to an offense described in

28 paragraph "a".>

29 2. Title page, by striking lines 1 and 2 and inserting <An

30 Act providing for requirements to obtain an authorization to>

31 3. By renumbering as necessary.

WOLFE of Clinton

H-1086

1 Amend House File 697 as follows:

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

3 <*d.* Disclosure of personal information included in a

4 judicial proceeding that is public pursuant to section

5 602.1601. Upon petition of an entity which is exempt from

6 taxation under section 501(c) of the federal Internal Revenue

7 Code, the court shall seal a case file that is otherwise public

8 in order to protect personal information contained in the

9 file.>

HOLT of Crawford

H-1087

- 1 Amend the amendment, H-1086, to House File 697 as follows:
2 1. Page 1, after line 1 by inserting:
3 <__. Page 1, line 11, by striking <501(c)> and inserting
4 <501(c)(3)>
5 __. Page 1, line 31, by striking <501(c)> and inserting
6 <501(c)(3)>
7 __. Page 2, line 5, by striking <501(c)> and inserting
8 <501(c)(3)>
9 __. Page 2, line 21, by striking <501(c)> and inserting
10 <501(c)(3)>>
11 2. By renumbering as necessary.

DERRY of Polk

H-1088

- 1 Amend House File 513 as follows:
2 1. Page 3, by striking lines 19 and 20 and inserting <employ
3 such a teacher. For purposes of this subsection, “*good-faith*
4 *effort*” means the same as defined in section 279.19A,>

MOORE of Cass

H-1089

- 1 Amend House File 569 as follows:
2 1. Page 1, by striking line 5 and inserting:
3 <(b)(i) “*Personal degradation*” means a willful act or
4 statement>
5 2. Page 1, by striking lines 18 through 31 and inserting <to
6 the personal dignity of a reasonable person.
7 (ii) “*Personal degradation*” does not include any of the
8 following:
9 (A) The taking, transmission, or display of an electronic
10 image of a dependent adult for the purpose of reporting
11 dependent adult abuse to law enforcement, the department,
12 or any other regulatory agency that oversees caretakers or
13 enforces abuse or neglect provisions, or for the purpose of
14 treatment or diagnosis or as part of an ongoing investigation.
15 (B) The taking, transmission, or display of an electronic
16 image by a caretaker who takes, transmits, or displays the
17 electronic image in accordance with the confidentiality policy
18 and release of information or consent policies of a contractor,
19 employer, or facility or program not covered under section
20 235E.1, subsection 5, paragraph “a”, subparagraph (3).
21 (C) A statement by a caretaker who is the spouse of a
22 dependent adult that is not intended to shame, degrade,
23 humiliate, or otherwise harm the personal dignity of the
24 dependent adult spouse.>
25 3. By renumbering, redesignating, and correcting internal

26 references as necessary.

BERGAN of Winneshiek

H-1090

1 Amend House File 752 as follows:
 2 1. Page 1, lines 29 and 30, by striking ~~<The general
 3 assembly shall vote on the adoption of each report.>~~ and
 4 inserting ~~<The report shall be assigned to a standing committee
 5 in each house of the general assembly during the succeeding
 6 legislative session following the submission of the report for
 7 review and recommendations.>~~

DEYOE of Story

H-1091

1 Amend House File 752 as follows:
 2 1. Page 1, line 14, after <recommendation> by inserting <
 3 including all supporting documents and documents related to the
 4 committee's work on the review,>

HUNTER of Polk

H-1092

1 Amend House File 752 as follows:
 2 1. Page 2, after line 14 by inserting:
 3 <Sec. __. FUTURE REPEAL. The sections of this Act amending
 4 sections 2.69 and 84A.5 are repealed effective July 1, 2027.
 5 On that date the Code editor shall return the language in this
 6 Act to the language appearing in the 2019 Code.>
 7 2. Title page, by striking lines 3 and 4 and inserting
 8 <for preapplication qualification reviews, providing fees, and
 9 providing for a future repeal.>
 10 3. By renumbering as necessary.

HUNTER of Polk

H-1093

1 Amend House File 697 as follows:
 2 1. Page 1, line 11, by striking <501(c)> and inserting
 3 <501(c)(3)>
 4 2. Page 1, line 31, by striking <501(c)> and inserting
 5 <501(c)(3)>
 6 3. Page 2, line 5, by striking <501(c)> and inserting
 7 <501(c)(3)>
 8 4. Page 2, line 21, by striking <501(c)> and inserting
 9 <501(c)(3)>

DERRY of Polk

H-1094

1 Amend the amendment, H-1092, to House File 752 as follows:

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

3 <__. Page 1, before line 1 by inserting:

4 <DIVISION I

5 PROFESSIONAL LICENSING>>

6 2. Page 1, by striking line 3 and inserting:

7 <<DIVISION __

8 MEDICARE MANAGED CARE CONTRACTS

9 Sec. __.TERMINATION OF MEDICAID MANAGED CARE

10 CONTRACTS RELATIVE TO LONG-TERM SERVICES AND SUPPORTS AND

11 MEDICARE-MEDICAID DUAL ELIGIBLE POPULATIONS — TRANSITION TO

12 FEE-FOR-SERVICE. The department of human services shall, upon

13 the effective date of this Act, provide written notice in

14 accordance with the termination provisions of the contract,

15 to each managed care organization with whom the department

16 executed a contract to administer the Iowa high quality health

17 care initiative as established by the department, to terminate

18 such contracts as applicable to the Medicaid long-term

19 services and supports and Medicare-Medicaid dual eligible

20 populations, following a sixty-day transition period. The

21 department shall transfer the long-term services and supports

22 and Medicare-Medicaid dual eligible populations to the Medicaid

23 fee-for-service payment and delivery system. The transition

24 shall be based on a transition plan developed by the department

25 and submitted to the council on human services and the medical

26 assistance advisory council for review. The department of

27 human services shall seek any Medicaid state plan or waiver

28 amendments necessary to complete the transition.

29 DIVISION __

30 FUTURE REPEAL

31 Sec. __.FUTURE REPEAL. The sections of this Act

32 amending>>

33 3. Page 1, by striking lines 7 through 9 and inserting:

34 <__. Title page, by striking lines 1 through 4 and

35 inserting <An Act relating to professional licensing and

PAGE 2

1 Medicaid managed care contracts, including by providing for a

2 review of professional licenses and allowing for preapplication

3 qualification reviews, providing fees, and providing for a

4 future repeal.>>

HEDDENS of Story

H-1095

1 Amend the amendment, H-1092, to House File 752 as follows:

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

3 <__. Page 1, before line 1 by inserting:
4 <DIVISION I
5 PROFESSIONAL LICENSING>>
6 2. Page 1, by striking line 3 and inserting:
7 <<DIVISION __
8 MEDICARE MANAGED CARE CONTRACTS
9 Sec. __.TERMINATION OF MEDICAID MANAGED CARE CONTRACTS —
10 ALTERNATIVES FOR HEALTH CARE DELIVERY AND PAYMENT REFORM.
11 1. The department of human services shall, upon the
12 effective date of this Act, provide written notice in
13 accordance with the termination provisions of the contract,
14 to each managed care organization with whom the department
15 executed a contract to administer the Iowa high quality health
16 care initiative, to terminate all such contracts.
17 2. The department shall continue to pursue other
18 initiatives to realign the health care delivery system and
19 provide holistic, integrated, patient-centered care while
20 moving toward a value-based model of payment reform, including
21 but not limited to the healthiest state initiative, the Iowa
22 health and wellness plan created pursuant to chapter 249N, the
23 state innovation models initiative utilizing accountable care
24 organizations, and integrated health homes.
25 DIVISION __
26 FUTURE REPEAL
27 Sec. __.FUTURE REPEAL. The sections of this Act
28 amending>>
29 3. Page 1, by striking lines 7 through 9 and inserting:
30 <__. Title page, by striking lines 1 through 4 and
31 inserting <An Act relating to professional licensing and
32 Medicaid managed care contracts, including by providing for a
33 review of professional licenses and allowing for preapplication
34 qualification reviews, providing fees, and providing for a
35 future repeal.>>

HEDDENS of Story

H-1096

1 Amend the amendment, H-1088, to House File 513 as follows:
2 1. Page 1, after line 1 by inserting:
3 <__. Page 1, before line 1 by inserting:
4 <DIVISION I
5 MEDICAID MANAGED CARE TO FEE-FOR-SERVICE TRANSITION —
6 LONG-TERM SERVICES AND SUPPORTS
7 Section 1.TERMINATION OF MEDICAID MANAGED CARE CONTRACTS
8 RELATIVE TO LONG-TERM SERVICES AND SUPPORTS POPULATION —
9 TRANSITION TO FEE-FOR-SERVICE. The department of human
10 services shall, upon the effective date of this division
11 of this Act, provide written notice in accordance with the
12 termination provisions of the contract, to each managed care
13 organization with whom the department executed a contract to
14 administer the Iowa high quality health care initiative as

15 established by the department, to terminate such contracts as
 16 applicable to the Medicaid long-term services and supports
 17 population, following a sixty-day transition period. The
 18 department shall transfer the long-term services and supports
 19 population to the Medicaid fee-for-service payment and delivery
 20 system. The transition shall be based on a transition plan
 21 developed by the department and submitted to the council on
 22 human services and the medical assistance advisory council
 23 for review. The department of human services shall seek any
 24 Medicaid state plan or waiver amendments necessary to complete
 25 the transition.

26 DIVISION ____

27 PRACTITIONER PREPARATION AND LICENSURE MATTERS>>

28 2. Page 1, after line 4 by inserting:

29 <____. Title page, by striking lines 1 through 4 and
 30 inserting <An Act relating to state-administered health and
 31 education systems.>

32 _____. By renumbering as necessary.>

33 3. By renumbering as necessary.

HEDDENS of Story

H-1097

1 Amend the amendment, H-1088, to House File 513 as follows:

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

3 <____. Page 1, before line 1 by inserting:

4 <DIVISION I

5 MANAGED CARE CONTRACTS

6 Section 1.TERMINATION OF MEDICAID MANAGED CARE CONTRACTS

7 — ALTERNATIVES FOR HEALTH CARE DELIVERY AND PAYMENT REFORM.

8 1. The department of human services shall, upon the
 9 effective date of this Act, provide written notice in
 10 accordance with the termination provisions of the contract,
 11 to each managed care organization with whom the department
 12 executed a contract to administer the Iowa high quality health
 13 care initiative, to terminate all such contracts.

14 2. The department shall continue to pursue other
 15 initiatives to realign the health care delivery system and
 16 provide holistic, integrated, patient-centered care while
 17 moving toward a value-based model of payment reform, including
 18 but not limited to the healthiest state initiative, the Iowa
 19 health and wellness plan created pursuant to chapter 249N, the
 20 state innovation models initiative utilizing accountable care
 21 organizations, and integrated health homes.

22 DIVISION ____

23 PRACTITIONER PREPARATION AND LICENSURE MATTERS>>

24 2. Page 1, after line 4 by inserting:

25 <____. Title page, by striking lines 1 through 4 and
 26 inserting <An Act relating to state-administered health and
 27 education systems.>

28 _____. By renumbering as necessary.>

29 3. By renumbering as necessary.

HEDDENS of Story

H-1098

1 Amend the amendment, H-1093, to House File 697 as follows:
 2 1. Page 1, after line 1 by inserting:
 3 <__. Page 1, before line 1 by inserting:
 4 <DIVISION I
 5 DISCLOSURE OF PERSONAL INFORMATION>>
 6 2. Page 1, after line 9 by inserting:
 7 <__. Page 3, after line 24 by inserting:
 8 <DIVISION __
 9 MEDICAID MANAGED CARE CONTRACTS
 10 Sec. __.TERMINATION OF MEDICAID MANAGED CARE
 11 CONTRACTS RELATIVE TO LONG-TERM SERVICES AND SUPPORTS AND
 12 MEDICARE-MEDICAID DUAL ELIGIBLE POPULATIONS — TRANSITION TO
 13 FEE-FOR-SERVICE. The department of human services shall, upon
 14 the effective date of this Act, provide written notice in
 15 accordance with the termination provisions of the contract,
 16 to each managed care organization with whom the department
 17 executed a contract to administer the Iowa high quality health
 18 care initiative as established by the department, to terminate
 19 such contracts as applicable to the Medicaid long-term
 20 services and supports and Medicare-Medicaid dual eligible
 21 populations, following a sixty-day transition period. The
 22 department shall transfer the long-term services and supports
 23 and Medicare-Medicaid dual eligible populations to the Medicaid
 24 fee-for-service payment and delivery system. The transition
 25 shall be based on a transition plan developed by the department
 26 and submitted to the council on human services and the medical
 27 assistance advisory council for review. The department of
 28 human services shall seek any Medicaid state plan or waiver
 29 amendments necessary to complete the transition.>
 30 __. Title page, line 1, after <Act> by inserting <relating
 31 to Medicaid managed care contracts and>
 32 __. By renumbering as necessary.>
 33 3. By renumbering as necessary.

HEDDENS of Story

H-1099

1 Amend the amendment, H-1093, to House File 697 as follows:
 2 1. Page 1, after line 1 by inserting:
 3 <__. Page 1, before line 1 by inserting:
 4 <DIVISION I
 5 DISCLOSURE OF PERSONAL INFORMATION>>
 6 2. Page 1, after line 9 by inserting:
 7 <__. Page 3, after line 24 by inserting:
 8 <DIVISION __

- 9 MEDICAID MANAGED CARE CONTRACTS
 10 Sec. ____ .TERMINATION OF MEDICAID MANAGED CARE CONTRACTS —
 11 ALTERNATIVES FOR HEALTH CARE DELIVERY AND PAYMENT REFORM.
 12 1. The department of human services shall, upon the
 13 effective date of this Act, provide written notice in
 14 accordance with the termination provisions of the contract,
 15 to each managed care organization with whom the department
 16 executed a contract to administer the Iowa high quality health
 17 care initiative, to terminate all such contracts.
 18 2. The department shall continue to pursue other
 19 initiatives to realign the health care delivery system and
 20 provide holistic, integrated, patient-centered care while
 21 moving toward a value-based model of payment reform, including
 22 but not limited to the healthiest state initiative, the Iowa
 23 health and wellness plan created pursuant to chapter 249N, the
 24 state innovation models initiative utilizing accountable care
 25 organizations, and integrated health homes.>
 26 ____ . Title page, line 1, after <Act> by inserting <relating
 27 to Medicaid managed care contracts and>
 28 ____ . By renumbering as necessary.>
 29 3. By renumbering as necessary.

HEDDENS of Story

H-1100

- 1 Amend House File 727 as follows:
 2 1. Page 7, line 16, by striking <plan> and inserting <plans>

LUNDGREN of Dubuque

H-1101

- 1 Amend House File 534 as follows:
 2 1. By striking everything after the enacting clause and
 3 inserting:
 4 <Section 1.**NEW SECTION. 708.16 Female genital mutilation.**
 5 1. Except as otherwise provided in subsection 2, a person
 6 who knowingly circumcises, excises, or infibulates, in whole or
 7 in part, the labia majora, labia minora, or clitoris of a minor
 8 commits a class “D” felony.
 9 2. A surgical procedure is not a violation of subsection
 10 1 if the procedure is performed by a medical professional who
 11 holds a current license in this state necessary to perform the
 12 surgical procedure under any of the following circumstances:
 13 a. When necessary to protect the health of the minor on whom
 14 the procedure is performed.
 15 b. When performed on a minor who is in labor or who has just
 16 given birth and is performed for medical purposes connected
 17 with that labor or birth.
 18 3. In determining whether a surgical procedure performed
 19 pursuant to subsection 2, paragraph “a”, is a violation of

20 subsection 1, consideration shall not be given to any belief
 21 the minor or any other person holds that the surgical procedure
 22 is required based on custom or ritual.
 23 4. A person who knowingly transports a minor within or
 24 outside of this state for the purpose of performing a procedure
 25 that would be a violation of subsection 1 if the procedure
 26 occurred in this state, commits a class "D" felony.>

HINSON of Linn

H-1102

1 Amend Senate File 346, as amended, passed, and reprinted by
 2 the Senate, as follows:
 3 1. Page 1, after line 23 by inserting:
 4 <Sec. __. EDUCATION CAMPAIGN — HEALTH RISKS, PROHIBITION,
 5 CRIMINAL PENALTIES — FEMALE GENITAL MUTILATION. The crime
 6 victims assistance division of the office of the attorney
 7 general, in collaboration with community insiders and
 8 culturally specific victims services programs, shall initiate
 9 an education campaign to increase awareness regarding the
 10 health risks of, the prohibitions against, and the criminal
 11 penalties associated with female genital mutilation as
 12 specified in this Act.>

HOLT of Crawford

H-1103

1 Amend House File 418 as follows:
 2 1. Page 2, after line 5 by inserting:
 3 <Sec. __. Section 321.449, subsection 1, Code 2019, is
 4 amended by adding the following new paragraph:
 5 NEW PARAGRAPH. c. The department may adopt rules pursuant
 6 to chapter 17A authorizing a person who is at least eighteen
 7 years of age or over, but under twenty-one years of age, to be
 8 licensed to operate a commercial motor vehicle in interstate
 9 commerce if the person holds a valid commercial driver's
 10 license and is authorized under federal law to operate a
 11 commercial motor vehicle in interstate commerce.
 12 Sec. __. COMMERCIAL DRIVER'S LICENSE DRIVING SKILLS TEST
 13 — STUDY. The department of transportation shall conduct
 14 a study on access in this state to the driving skills test
 15 required for issuance of a commercial driver's license. The
 16 department shall evaluate and may recommend additional testing
 17 options to increase access in this state to the driving skills
 18 test required for issuance of a commercial driver's license.
 19 The department shall submit a report, in paper or electronic
 20 format, containing the department's findings, evaluation,
 21 and any recommendations to the general assembly on or before
 22 December 31, 2019.>

23 2. By renumbering as necessary.

HINSON of Linn

H-1104

1 Amend House File 755 as follows:
2 1. Page 2, line 30, by striking <on> and inserting <an>
3 2. Page 3, after line 1 by inserting:
4 <Sec. ___.CONTINGENT EFFECTIVE DATE. This Act takes
5 effect either July 1, 2019, or upon the enactment of an Act
6 that amends the repeal date established in section 423.2A,
7 subsection 2, paragraph “c”, relating to the transfer of
8 revenues to the secure an advanced vision for education fund,
9 to a date after January 1, 2030, whichever is later.>
10 3. Title page, line 2, after <including> by inserting
11 <effective date and>
12 4. By renumbering as necessary.

BEST of Carroll

H-1105

1 Amend House File 678 as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <Section 1.NEW SECTION. 686.1 Definitions.
5 As used in this chapter, unless the context otherwise
6 requires:
7 1. “*Action*” means any civil action or arbitration proceeding
8 for damages or indemnity asserting a claim for injury to
9 property, real or personal, arising out of the unsafe or
10 defective condition of an improvement to real property based on
11 tort, breach of contract, or express or implied warranty.
12 2. “*Association*” means an entity or homeowners association
13 created for the purposes of managing the operations of a
14 community as set forth in a declaration of covenants or
15 declaration of submission of property to horizontal property
16 regime filed of record in the county that the property is
17 located.
18 3. “*Claimant*” means a private owner, a subsequent private
19 owner, or an association, who asserts a claim in a class action
20 for damages against a general contractor or subcontractor
21 concerning a construction defect. “*Claimant*” shall not include
22 a public corporation as defined in section 573.1.
23 4. “*Construction defect*” means an alleged or actual unsafe
24 or defective condition of an improvement to real property.
25 5. “*General contractor*” means a person who does work or
26 furnishes materials by contract, express or implied, with an
27 owner.
28 6. “*Owner*” means the legal or equitable titleholder of
29 record to real property or the holder of a leasehold interest.

30 7. “Serve”, “served”, or “service” means delivery by
 31 certified mail with a United States postal service record
 32 of evidence of delivery or attempted delivery to the last
 33 known address of the addressee, by hand delivery with written
 34 evidence of delivery, or by delivery by any courier with
 35 written evidence of delivery.

PAGE 2

1 8. “Subcontractor” means a person furnishing material
 2 or performing labor upon any building, erection, or other
 3 improvement to land, except those having contracts directly
 4 with the owner.

5 Sec. 2.NEW SECTION. 686.2 Action — compliance.

6 1. A claimant shall not file an action without first
 7 complying with the requirements of this chapter. If a claimant
 8 files an action alleging a construction defect without first
 9 complying with the requirements of this chapter, on timely
 10 motion by a party to the action, the court shall stay the
 11 action, without prejudice, and the action shall not proceed
 12 until the claimant has complied with the requirements.

13 2. An action filed prior to the expiration of the
 14 statute of limitations set forth in section 614.1, which is
 15 stayed pursuant to this section and for which the statute of
 16 limitations runs during the time the claimant is complying with
 17 this statute, shall not be deemed barred by the applicable
 18 statute of limitation for the pending action if the claimant
 19 complies with the requirements of this chapter and the action
 20 is otherwise allowed to proceed.

21 Sec. 3.NEW SECTION. 686.3 Notice and opportunity to
 22 **repair.**

23 1. Prior to commencing an action alleging a construction
 24 defect, the claimant shall, at least one hundred twenty days
 25 before filing an action, serve written notice of claim on the
 26 general contractor and subcontractor. The notice of claim
 27 shall refer to this chapter and must describe the claim in
 28 reasonable detail sufficient to determine the general nature of
 29 each alleged construction defect, a description of the damage
 30 or loss resulting from the defect, if known, and any work or
 31 inspections completed to determine the cause of the damage
 32 or loss or correct the construction defect. This subsection
 33 does not preclude a claimant from filing an action sooner than
 34 one hundred twenty days, after service of written notice as
 35 expressly provided in subsection 6, 7, or 8.

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1 2.a. Within sixty days after service of the notice
 2 of claim, the person served with the notice of claim under
 3 subsection 1 is entitled to perform a reasonable inspection
 4 of the property or of each unit subject to the claim to
 5 assess each alleged construction defect. The claimant shall

6 provide the person served with notice under subsection 1 and
7 the person's general contractors, subcontractors, or agents
8 reasonable access to the property during normal working hours
9 to inspect the property to determine the nature and cause of
10 each alleged construction defect and the nature and extent
11 of any repairs or replacements necessary to remedy each
12 construction defect. The person served with notice under
13 subsection 1 shall reasonably coordinate the timing and manner
14 of any and all inspections with the claimant to minimize the
15 number of inspections. The inspection may include reasonable
16 destructive testing by mutual agreement under the following
17 terms and conditions:

18 (1) If the person served with notice under subsection 1
19 determines that destructive testing is necessary to determine
20 the nature and cause of the alleged construction defects, the
21 person shall notify the claimant in writing.

22 (2) The notice shall describe the destructive testing
23 to be performed, the person selected to do the testing, the
24 estimated anticipated damage and repairs to or restoration of
25 the property resulting from the testing, the estimated amount
26 of time necessary for the testing and to complete the repairs
27 or restoration, and the financial responsibility offered for
28 covering the costs of repairs or restoration.

29 (3) The testing shall be done at a mutually agreeable time.

30 (4) The claimant or a representative of the claimant may be
31 present to observe the destructive testing.

32 b. If the claimant refuses to agree and permit reasonable
33 destructive testing, the claimant shall have no claim for
34 damages which could have been avoided or mitigated had
35 destructive testing been allowed when requested and had a

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1 feasible remedy been promptly implemented.

2 3. The general contractor or subcontractor may serve a
3 copy of the notice of claim to each subcontractor or general
4 contractor whom the general contractor or subcontractor
5 reasonably believes is responsible for a construction defect
6 specified in the notice of claim and shall note the specific
7 construction defect for which the subcontractor or general
8 contractor is alleged to be responsible. The notice described
9 in this subsection shall not be construed as an admission of
10 any kind. A general contractor or subcontractor may inspect
11 the property in the manner described in subsection 2.

12 4. Within thirty days after service of the notice of
13 claim pursuant to subsection 3, the general contractor or
14 subcontractor must serve a written response to the general
15 contractor or subcontractor who served the notice of claim.
16 The written response shall include a report, if any, of
17 the scope of any inspection of the property, the findings
18 and results of the inspection, a statement of whether the
19 subcontractor or general contractor is willing to make repairs

20 to the property or whether the claim is disputed, a description
21 of any repairs the subcontractor or general contractor is
22 willing to make to remedy the alleged construction defect, and
23 a timetable for the completion of the repairs. This response
24 may also be served on the initial claimant by the general
25 contractor or subcontractor.

26 5. Within seventy-five days after service of the notice of
27 claim, the person who was served the notice under subsection 1
28 shall serve a written response to the claimant. The response
29 shall be served to the attention of the person who signed the
30 notice of claim, unless otherwise designated in the notice
31 of claim. The written response must provide for one of the
32 following:

33 a. A written offer to remedy the alleged construction defect
34 at no cost to the claimant, a description of the proposed
35 repairs necessary to remedy the construction defect, and a

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1 timetable for the completion of such repairs.

2 b. A written offer to compromise and settle the claim by
3 monetary payment, that will not obligate the person's insurer,
4 and a timetable for making payment.

5 c. A written offer to compromise and settle the claim by
6 a combination of repairs and monetary payment that will not
7 obligate the person's insurer, and which includes a detailed
8 description of the proposed repairs and a timetable for the
9 completion of such repairs and making payment.

10 d. A written statement that the person disputes the claim
11 and will not remedy the construction defect or compromise and
12 settle the claim.

13 e. A written offer of a monetary payment, including
14 insurance proceeds, to be determined by the person and the
15 person's insurer, which the claimant may accept or reject.

16 6. If the person served with a notice of claim pursuant
17 to subsection 1 disputes the claim and will neither remedy
18 the construction defect nor compromise and settle the claim,
19 or does not respond to the claimant's notice of claim within
20 the time provided in subsection 5, the claimant may, without
21 further notice, proceed with an action against that person for
22 the claim described in the notice of claim. Nothing in this
23 chapter shall be construed to preclude a partial settlement or
24 compromise of the claim as agreed to by the parties and, in
25 that event, the claimant may, without further notice, proceed
26 with an action on the unresolved portions of the claim.

27 7. A claimant who receives a timely settlement offer shall
28 accept or reject the offer by serving written notice of such
29 acceptance or rejection on the person making the offer within
30 forty-five days after receiving the settlement offer. If
31 a claimant initiates an action without first accepting or
32 rejecting the offer, the court shall stay the action upon
33 timely motion until the claimant complies with this subsection.

34 8. If the claimant timely and properly accepts the offer
35 to repair an alleged construction defect, the claimant shall

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1 provide the offeror and the offeror's agents reasonable access
2 to the claimant's property during normal working hours to
3 perform the repair by the agreed-upon timetable as stated
4 in the offer. If the offeror does not make the payment or
5 repair the construction defect within the agreed time and in
6 the agreed manner, except for reasonable delays beyond the
7 control of the offeror, including but not limited to weather
8 conditions, delivery of materials, claimant's actions, or
9 issuance of any required permits, the claimant may, without
10 further notice, proceed with an action against the offeror
11 based upon the claim in the notice of claim. If the offeror
12 makes payment or repairs to the defect within the agreed
13 time and in the agreed manner, the claimant is barred from
14 proceeding with an action for the claim described in the notice
15 of claim or as otherwise provided in the accepted settlement
16 offer.

17 9. This section does not prohibit or limit a claimant from
18 making any necessary emergency repairs to the property as are
19 required to protect the health, safety, and welfare of any
20 person.

21 10. Any offer or failure to offer, pursuant to subsection 5,
22 to remedy a construction defect or to compromise and settle the
23 claim by monetary payment does not constitute an admission of
24 liability with respect to the defect and is not admissible in
25 an action that is subject to this chapter.

26 11. This section does not relieve the person who is served
27 a notice of claim under subsection 1 from complying with all
28 contractual provisions of any liability insurance policy as
29 a condition precedent to coverage for any claim under this
30 section.

31 **Sec. 4. NEW SECTION. 686.4 Multiple construction defects.**

32 The procedures in this chapter apply to each construction
33 defect. However, a claimant may include multiple defects in
34 one notice of claim. A claimant may amend the initial list of
35 construction defects to identify additional or new construction

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1 defects as the defects become known to the claimant. The court
2 shall allow the action to proceed to trial only as to alleged
3 construction defects that were noticed and for which the
4 claimant has complied with this chapter and as to construction
5 defects reasonably related to, or caused by, the construction
6 defects previously noticed. Nothing in this section shall
7 preclude subsequent or further actions.

8 **Sec. 5. NEW SECTION. 686.5 Limitations of chapter.**

9 This chapter does not do any of the following:

10 1. Bar or limit any rights, including the right of specific
 11 performance to the extent such right would be available in the
 12 absence of this chapter, any causes of action, or any theories
 13 on which liability may be based, except as specifically
 14 provided in this chapter.

15 2. Bar or limit any defense, or create any new defense,
 16 except as specifically provided in this chapter.

17 3. Create any new rights, causes of action, or theories on
 18 which liability may be based.

19 **Sec. 6. NEW SECTION. 686.6 Effect of arbitration clauses.**

20 To the extent that an arbitration clause in a contract for
 21 the sale, design, or construction of real property conflicts
 22 with this chapter, this chapter shall control.

23 **Sec. 7. NEW SECTION. 686.7 Application.**

24 1. This chapter applies to construction defects in new
 25 construction. This chapter does not apply to construction
 26 defects in renovations or remodels.

27 2. This chapter only applies to actions brought pursuant to
 28 a class action.

29 **Sec. 8. EFFECTIVE DATE.** This Act, being deemed of immediate
 30 importance, takes effect upon enactment.

31 **Sec. 9. APPLICABILITY.** This Act applies to actions for
 32 which litigation has not commenced prior to the effective date
 33 of this Act.>

LOHSE of Polk

H-1106

1 Amend House File 736 as follows:

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

4 <Section 1. Section 9B.1, Code 2019, is amended to read as
 5 follows:

6 **9B.1 Short title.**

7 This chapter may be cited as the *“Revised Uniform Law on*
 8 *Notarial Acts” Acts (2018)*.”

9 Sec. 2. Section 9B.2, subsection 10, paragraph b, Code 2019,
 10 is amended to read as follows:

11 *b. “Personal* Except as provided in section 9B.14A, “personal
 12 *appearance”* does not include appearances which require video,
 13 optical, or technology with similar capabilities.

14 Sec. 3. Section 9B.2, Code 2019, is amended by adding the
 15 following new subsections:

16 NEW SUBSECTION. 4A. *“Instrument affecting real property”*
 17 means a written instrument conveying or encumbering real
 18 property including an instrument affecting real estate as
 19 defined in section 558.1 or any similar instrument provided in
 20 chapter 558.

21 NEW SUBSECTION. 11A. *“Remote facilitator”* means a person
 22 who participates in performing a notarial act under section
 23 9B.14A, by doing any of the following:

24 a. Providing communication technology used by a public
25 notary or remotely located individual.
26 b. Creating, transmitting, or retaining audio-visual
27 recordings on behalf of a notary public.
28 Sec. 4. Section 9B.4, Code 2019, is amended by adding the
29 following new subsection:
30 NEW SUBSECTION. 2A. A notarial officer may certify that a
31 tangible copy of an electronic record is an accurate copy of
32 the electronic record as provided in section 9B.14A.
33 Sec. 5. Section 9B.6, Code 2019, is amended to read as
34 follows:
35 **9B.6 Personal appearance required.**

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1 1. If a notarial act relates to a statement made in or
2 a signature executed on a record, the individual making the
3 statement or executing the signature shall appear personally
4 before the notarial officer.
5 2. This section is satisfied by a remotely located
6 individual using communication technology to appear before a
7 notary public as provided in section 9B.14A.
8 Sec. 6. NEW SECTION. 9B.14A Notarial act performed for
9 remotely located individual.
10 1. As used in this section unless the context otherwise
11 requires:
12 a. *“Communication technology”* means an electronic device or
13 process that does all of the following:
14 (1) Allows a notary public and a remotely located individual
15 to communicate with each other simultaneously by sight and
16 sound.
17 (2) When necessary and consistent with other applicable
18 law, facilitates communication with a remotely located
19 individual who has a vision, hearing, or speech impairment.
20 b. *“Foreign state”* means a jurisdiction other than the
21 United States, a state, or a federally recognized Indian tribe.
22 c. *“Identity proofing”* means a process or service by which
23 a third person provides a notary public with a means to verify
24 the identity of a remotely located individual by a review of
25 personal information from public or private data sources.
26 d. *“Outside the United States”* means a location outside
27 the geographic boundaries of the United States, Puerto Rico,
28 the United States Virgin Islands, and any territory, insular
29 possession, or other location subject to the jurisdiction of
30 the United States.
31 e. *“Remotely located individual”* means an individual who is
32 not in the physical presence of the notary public who performs
33 a notarial act under subsection 3.
34 2. A remotely located individual may comply with section
35 9B.6 by using communication technology to appear before a

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- 1 notary public.
- 2 3. A notary public located in this state may perform a
3 notarial act using communication technology for a remotely
4 located individual if all of the following applies:
- 5 a. The notary public has any of the following:
- 6 (1) Personal knowledge under section 9B.7, subsection 1, of
7 the identity of the individual.
- 8 (2) Satisfactory evidence of the identity of the remotely
9 located individual by oath or affirmation from a credible
10 witness appearing before the notary public under section 9B.7,
11 subsection 2, or this section.
- 12 (3) Obtained satisfactory evidence of the identity of the
13 remotely located individual by using at least two different
14 types of identity proofing.
- 15 b. The notary public is able reasonably to confirm that a
16 record before the notary public is the same record in which the
17 remotely located individual made a statement or on which the
18 individual executed a signature.
- 19 c. The notary public, or a person acting on behalf of
20 the notary public, creates an audio-visual recording of the
21 performance of the notarial act.
- 22 d. For a remotely located individual located outside the
23 United States, all of the following applies:
- 24 (1) The record complies with any of the following:
- 25 (a) Is to be filed with or relates to a matter before a
26 public official or court, governmental entity, or other entity
27 subject to the jurisdiction of the United States.
- 28 (b) Involves property located in the territorial
29 jurisdiction of the United States or involves a transaction
30 substantially connected with the United States.
- 31 (2) The act of making the statement or signing the record
32 is not prohibited by the foreign state in which the remotely
33 located individual is located.
- 34 4. If a notarial act is performed under this section, the
35 certificate of notarial act required by section 9B.15 and the

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- 1 short-form certificate provided in section 9B.16 must indicate
2 that the notarial act was performed using communication
3 technology.
- 4 5. A short-form certificate provided in section 9B.16 for a
5 notarial act subject to this section is sufficient if any of
6 the following applies:
- 7 a. It complies with rules adopted under subsection 8,
8 paragraph "a".
- 9 b. It is in the form provided in section 9B.16 and contains
10 a statement substantially as follows: "This notarial act
11 involved the use of communication technology".
- 12 6. A notary public, a guardian, conservator, or agent of

13 a notary public, or a personal representative of a deceased
14 notary public shall retain the audio-visual recording created
15 under subsection 3, paragraph “c”, or cause the recording
16 to be retained by a repository designated by or on behalf
17 of the person required to retain the recording. Unless a
18 different period is required by rule adopted under subsection
19 8, paragraph “d”, the recording must be retained for a period of
20 at least ten years after the recording is made.

21 7. Before a notary public performs the notary public’s
22 initial notarial act under this section, the notary public
23 must notify the secretary of state that the notary public will
24 be performing notarial acts with respect to remotely located
25 individuals and identify the technologies the notary public
26 intends to use. If the secretary of state has established
27 standards under subsection 8 and section 9B.27 for approval
28 of communication technology or identity proofing, the
29 communication technology and identity proofing must conform to
30 the standards.

31 8. In addition to adopting rules under section 9B.27, the
32 secretary of state may adopt rules under this section regarding
33 performance of a notarial act. The rules may do all of the
34 following:

35 a. Prescribe the means and process, including training

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1 requirements, of performing a notarial act involving a remotely
2 located individual using communication technology.

3 b. Establish standards for communication technology and
4 identity proofing.

5 c. Establish requirements or procedures to approve providers
6 of communication technology and the process of identity
7 proofing.

8 d. Establish standards and a period for the retention of an
9 audio-visual recording created under subsection 3, paragraph
10 “c”.

11 9. Before adopting, amending, or repealing a rule governing
12 performance of a notarial act with respect to a remotely
13 located individual, the secretary of state must consider all
14 of the following:

15 a. The most recent standards regarding the performance of
16 a notarial act with respect to a remotely located individual
17 promulgated by national standard-setting organizations and the
18 recommendations of the national association of secretaries of
19 state.

20 b. Standards, practices, and customs of other jurisdictions
21 that have laws substantially similar to this section.

22 c. The views of governmental officials and entities and
23 other interested persons.

24 10. By allowing its communication technology or identity
25 proofing to facilitate a notarial act for a remotely located
26 individual or by providing storage of the audio-visual

27 recording created under subsection 3, paragraph “c”, the
 28 provider of the communication technology, identity proofing,
 29 or storage appoints the secretary of state as the provider’s
 30 agent for service of process in any civil action in this state
 31 related to the notarial act.

32 10A. A document purporting to convey or encumber real
 33 property that has been recorded by the county recorder for the
 34 jurisdiction in which the real property is located, although
 35 the document may not have been certified according to this

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1 section, shall give the same notice to third persons and be
 2 effective from the time of recording as if the document had
 3 been certified according to this section.

4 10B. A notary public who performs a notarial act under this
 5 section must be duly commissioned under and remain subject to
 6 the requirements of section 9B.21 and all other applicable
 7 requirements of this chapter.

8 Sec. 7. NEW SECTION. 9B.14B Remote facilitator.

9 To be eligible to directly facilitate a notarial act using
 10 communication technology for a remotely located individual as
 11 provided in section 9B.14A, a remote facilitator must designate
 12 and continuously maintain in this state one of the following:

13 1. Its usual place of business in this state.

14 2. A registered office, which need not be a place of its
 15 activity in this state, or a registered agent for service of
 16 process, as required by the secretary of state. In addition,
 17 the remote facilitator shall file a foreign entity authority
 18 statement with the secretary of state. The statement shall
 19 describe the current street and mailing address of the
 20 registered office or the name and current street and mailing
 21 address of the remote facilitator’s registered agent.

22 Sec. 8. NEW SECTION. 9B.14C Use of information.

23 1.a. As used in this section, unless the context
 24 otherwise requires, “*personally identifiable information*” means
 25 information about or pertaining to an individual in a record
 26 which identifies the individual, and includes information that
 27 can be used to distinguish or trace an individual’s identity,
 28 either alone or when combined with other information.

29 b. “*Personally identifiable information*” includes but is
 30 not limited to a person’s photograph, social security number,
 31 driver’s license number, name, address, and telephone number.

32 2. A notary public or a remote facilitator shall not sell,
 33 offer for sale, use, or transfer to another person personally
 34 identifiable information collected in the course of performing
 35 a notarial act for any purpose other than as follows:

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1 a. As required to perform the notarial act.

2 b. As necessary to effect, administer, enforce, service, or

3 process the transaction for which the personally identifiable
4 information was provided.

5 3. Subsection 2 does not apply to the transfer of personally
6 identifiable information to another person in any of the
7 following circumstances:

8 a. Upon written consent of the person for the use or release
9 of that person's personally identifiable information.

10 b. In response to a court order, subpoena, or other legal
11 process compelling disclosure.

12 c. As part of a change in the form of a business entity's
13 organization or a change in the control of a business
14 entity, including as a result of an acquisition, merger, or
15 consolidation. However, any reorganized or successor business
16 entity shall comply with the same requirements as provided in
17 subsection 2.

18 4. A person who violates this section is guilty of a simple
19 misdemeanor.

20 Sec. 9. Section 9B.20, Code 2019, is amended by adding the
21 following new subsection:

22 NEW SUBSECTION. 2A. The office of the recorder of a county
23 in which real estate is located may accept for recording
24 a tangible copy of an electronic record of an instrument
25 affecting real property, if the electronic record is evidenced
26 by a certificate of a notarial act pursuant to section 9B.15.

27 Sec. 10.RULEMAKING. The secretary of state shall
28 prepare a notice of intended action for the adoption of
29 rules necessary to administer this Act as provided in section
30 9B.27. The notice of intended action shall be submitted to
31 the administrative rules coordinator and the administrative
32 code editor as soon as possible after July 1, 2020. However,
33 nothing in this section authorizes the secretary of state to
34 adopt rules under section 17A.4, subsection 3, or section
35 17A.5, subsection 2, paragraph "b".

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1 Sec. 11.EFFECTIVE DATE.

2 1. Except as provided in subsection 2, this Act takes effect
3 July 1, 2020.

4 2. The section of this Act requiring the secretary of state
5 to prepare a notice of intended action for the adoption of
6 rules necessary to administer this Act shall take effect upon
7 enactment.>

8 2. Title page, by striking lines 1 through 3 and inserting
9 <An Act providing for notarial acts, including by providing for
10 the use of electronic media, providing penalties, and including
11 effective date provisions.>

H-1107

1 Amend House File 355 as follows:

2 1. Page 2, after line 21 by inserting:

3 <Sec. ____. Section 476.6, Code 2019, is amended by adding
4 the following new subsection:

5 **NEW SUBSECTION. 22. *Utility rate history — public***
6 ***dissemination.*** The board shall make publicly available in
7 paper format and on its internet site information regarding
8 the rates or charges of each rate-regulated public utility in
9 the previous ten-year period. The information provided shall
10 indicate any changes to the rates or charges of rate-regulated
11 public utilities in the previous ten-year period.>

12 2. By renumbering as necessary.

WOLFE of Clinton

H-1108

1 Amend House File 355 as follows:

2 1. Page 2, after line 21 by inserting:

3 <Sec. ____. Section 476.6, subsection 15, paragraph a,
4 subparagraph (2), Code 2019, is amended to read as follows:

5 (2) Gas and electric utilities required to be
6 rate-regulated under this chapter may request an energy
7 efficiency plan or demand response plan modification during the
8 course of a five-year plan. A modification may be requested
9 due to changes in funding as a result of public utility
10 customers requesting exemptions from the plan or for any other
11 reason identified by the gas or electric utility. ~~The board~~
12 ~~shall take action on a modification request made by a gas or~~
13 ~~electric utility within ninety days after the modification~~
14 ~~request is filed. If the board fails to take action within~~
15 ~~ninety days after a modification request is filed, the~~
16 ~~modification request shall be deemed approved.~~

17 Sec. ____. Section 476.6, subsection 15, paragraph c,
18 subparagraph (4), Code 2019, is amended to read as follows:

19 (4) ~~The board shall approve, reject, or modify a plan filed~~
20 ~~pursuant to this subsection no later than March 31, 2019. If~~
21 ~~the board fails to approve, reject, or modify a plan filed by a~~
22 ~~gas or electric utility on or before such date, any plan filed~~
23 ~~by the gas or electric utility that was approved by the board~~
24 ~~prior to May 4, 2018, shall be terminated.~~ The board shall
25 not require a gas or electric utility to implement an energy
26 efficiency plan or demand response plan that does not meet the
27 requirements of this subsection.

28 Sec. ____. Section 476.6, Code 2019, is amended by adding the
29 following new subsection:

30 **NEW SUBSECTION. 22. *Board action on filings — cost of***
31 ***living rate cap.*** Notwithstanding any other provision of law to
32 the contrary, the board shall not be required to take action on
33 any filing under this chapter within a specific time period and

34 shall be allotted any time period which the board determines
 35 is reasonably necessary and appropriate to make a final

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1 determination on such filing. Upon the review of any requested
 2 change in rate for a rate-regulated public utility and prior
 3 to the board's final determination, the rate-regulated public
 4 utility shall maintain a rate which does not exceed a current
 5 cost of living rate as determined by the board.>
 6 2. By renumbering as necessary.

BRECKENRIDGE of Jasper

H-1109

1 Amend House File 745 as follows:
 2 1. Page 14, line 33, by striking <regulatory> and inserting
 3 <investigative, regulatory,>

ISENHART of Dubuque

H-1110

1 Amend House File 723 as follows:
 2 1. By striking everything after the enacting clause and
 3 inserting:
 4 <DIVISION I
 5 UNIFORM PROTECTED SERIES ACT — ENACTMENT
 6 ARTICLE 12
 7 PART 1
 8 UNIFORM PROTECTED SERIES ACT
 9 SUBPART A
 10 GENERAL PROVISIONS
 11 Section 1. NEW SECTION. 489.12101 Short title.
 12 This part may be cited as the "*Uniform Protected Series Act*".
 13 Sec. 2. NEW SECTION. 489.12102 Definitions.
 14 As used in this part, unless the context otherwise requires:
 15 1. "*Asset*" means any of the following:
 16 a. Property in which a series limited liability company or
 17 protected series has rights.
 18 b. Property as to which the company or protected series has
 19 the power to transfer rights.
 20 2. "*Associated asset*" means an asset that meets the
 21 requirements of section 489.12301.
 22 3. "*Associated member*" means a member that meets the
 23 requirements of section 489.12302.
 24 4. "*Foreign protected series*" means an arrangement,
 25 configuration, or other structure established by a foreign
 26 limited liability company which has attributes comparable to a
 27 protected series established under this part. The term applies
 28 whether or not the law under which the foreign company is

29 organized refers to “protected series”.

30 5. “*Foreign series limited liability company*” means a
31 foreign limited liability company that has at least one foreign
32 protected series.

33 6. “*Nonassociated asset*” means any of the following:

34 a. An asset of a series limited liability company which is
35 not an associated asset of the company.

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1 b. An asset of a protected series of the company which is
2 not an associated asset of the protected series.

3 7. “*Person*” means the same as defined in section 4.1 and
4 includes a protected series.

5 8. “*Protected series*”, except in the phrase “*foreign*
6 *protected series*”, means a protected series established under
7 section 489.12201.

8 9. “*Protected-series manager*” means a person under whose
9 authority the powers of a protected series are exercised
10 and under whose direction the activities and affairs of the
11 protected series are managed under the operating agreement,
12 this part, and this chapter.

13 10. “*Protected-series transferable interest*” means a right to
14 receive a distribution from a protected series.

15 11. “*Protected-series transferee*” means a person to which
16 all or part of a protected-series transferable interest of a
17 protected series of a series limited liability company has
18 been transferred, other than the company. The term includes a
19 person that owns a protected-series transferable interest as
20 a result of ceasing to be an associated member of a protected
21 series.

22 12. “*Series limited liability company*”, except in the phrase
23 “*foreign series limited liability company*”, means a limited
24 liability company that has at least one protected series.

25 **Sec. 3. NEW SECTION. 489.12103 Nature of protected series.**

26 A protected series of a series limited liability company is a
27 person distinct from all of the following:

28 1. The company, subject to section 489.12104, subsection
29 3, section 489.12501, subsection 1, and section 489.12502,
30 subsection 4.

31 2. Another protected series of the company.

32 3. A member of the company, whether or not the member is an
33 associated member of the protected series.

34 4. A protected-series transferee of a protected series of
35 the company.

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1 5. A transferee of a transferable interest of the company.

2 **Sec. 4. NEW SECTION. 489.12104 Powers and duration of**
3 **protected series.**

4 1. A protected series of a series limited liability company

5 has the capacity to sue and be sued in its own name.

6 2. Except as otherwise provided in subsections 3 and 4, a
7 protected series of a series limited liability company has the
8 same powers and purposes as the company.

9 3. A protected series of a series limited liability company
10 ceases to exist not later than when the company completes its
11 winding up.

12 4. A protected series of a series limited liability company
13 shall not do any of the following:

14 a. Be a member of the company.

15 b. Establish a protected series.

16 c. Except as permitted by law of this state other than this
17 part, have a purpose or power that the law of this state other
18 than this part prohibits a limited liability company from doing
19 or having.

20 Sec. 5. NEW SECTION. **489.12105 Governing law.**

21 The law of this state governs all of the following:

22 1. The internal affairs of a protected series of a series
23 limited liability company, including all of the following:

24 a. Relations among any associated members of the protected
25 series.

26 b. Relations among the protected series and any of the
27 following:

28 (1) Any associated member.

29 (2) The protected-series manager.

30 (3) Any protected-series transferee.

31 c. Relations between any associated member and any of the
32 following:

33 (1) The protected-series manager.

34 (2) Any protected-series transferee.

35 d. The rights and duties of a protected-series manager.

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1 e. Governance decisions affecting the activities and affairs
2 of the protected series and the conduct of those activities and
3 affairs.

4 f. Procedures and conditions for becoming an associated
5 member or protected-series transferee.

6 2. The relations between a protected series of a series
7 limited liability company and each of the following:

8 a. The company.

9 b. Another protected series of the company.

10 c. A member of the company which is not an associated member
11 of the protected series.

12 d. A protected-series manager that is not a protected-series
13 manager of the protected series.

14 e. A protected-series transferee that is not a
15 protected-series transferee of the protected series.

16 3. The liability of a person for a debt, obligation, or
17 other liability of a protected series of a series limited
18 liability company if the debt, obligation, or liability is

- 19 asserted solely by reason of the person being or acting as any
 20 of the following:
- 21 *a.* An associated member, protected-series transferee, or
 - 22 protected-series manager of the protected series.
 - 23 *b.* A member of the company which is not an associated member
 - 24 of the protected series.
 - 25 *c.* A protected-series manager that is not a protected-series
 - 26 manager of the protected series.
 - 27 *d.* A protected-series transferee that is not a
 - 28 protected-series transferee of the protected series.
 - 29 *e.* A manager of the company.
 - 30 *f.* A transferee of a transferable interest of the company.
- 31 4. The liability of a series limited liability company for
 32 a debt, obligation, or other liability of a protected series of
 33 the company if the debt, obligation, or liability is asserted
 34 solely by reason of the company doing any of the following:
- 35 *a.* Having delivered to the secretary of state for filing

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- 1 under section 489.12201, subsection 2, a protected series
 2 designation pertaining to the protected series or under section
 3 489.12201, subsection 4, or section 489.12202, subsection 3,
 4 a statement of designation change pertaining to the protected
 5 series.
- 6 *b.* Being or acting as a protected-series manager of the
 - 7 protected series.
 - 8 *c.* Having the protected series be or act as a manager of the
 - 9 company.
 - 10 *d.* Owning a protected-series transferable interest of the
 - 11 protected series.
- 12 5. The liability of a protected series of a series limited
 13 liability company for a debt, obligation, or other liability of
 14 the company or of another protected series of the company if
 15 the debt, obligation, or liability is asserted solely by reason
 16 of any of the following:
- 17 *a.* The protected series is any of the following:
 - 18 (1) A protected series of the company or having as a
 - 19 protected-series manager the company or another protected
 - 20 series of the company.
 - 21 (2) Acting as a protected-series manager of another
 - 22 protected series of the company or a manager of the company.
 - 23 *b.* The company owning a protected-series transferable
 - 24 interest of the protected series.
- 25 **Sec. 6. NEW SECTION. 489.12106 Relation of operating**
 26 **agreement, this part, and this chapter.**
- 27 1. Except as otherwise provided in this section and subject
 28 to sections 489.12107 and 489.12108, the operating agreement
 29 of a series limited liability company governs all of the
 30 following:
- 31 *a.* The internal affairs of a protected series, including all
 - 32 of the following:

- 33 (1) Relations among any associated members of the protected
34 series.
35 (2) Relations among the protected series and any of the

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- 1 following:
2 (a) Any associated member.
3 (b) The protected-series manager.
4 (c) Any protected-series transferee.
5 (3) Relations between any associated member and any of the
6 following:
7 (a) The protected-series manager.
8 (b) Any protected-series transferee.
9 (4) The rights and duties of a protected-series manager.
10 (5) Governance decisions affecting the activities and
11 affairs of the protected series and the conduct of those
12 activities and affairs.
13 (6) Procedures and conditions for becoming an associated
14 member or protected-series transferee.
15 b. Relations among the protected series, the company, and
16 any other protected series of the company.
17 c. Relations between all of the following:
18 (1) The protected series, its protected-series manager,
19 any associated member of the protected series, or any
20 protected-series transferee of the protected series.
21 (2) A person in the person's capacity as any of the
22 following:
23 (a) A member of the company which is not an associated
24 member of the protected series.
25 (b) A protected-series transferee or protected-series
26 manager of another protected series.
27 (c) A transferee of the company.
28 2. If this chapter otherwise restricts the power of an
29 operating agreement to affect a matter, the restriction
30 applies to a matter under this part in accordance with section
31 489.12108.
32 3. If law of this state other than this part imposes a
33 prohibition, limitation, requirement, condition, obligation,
34 liability, or other restriction on a limited liability
35 company, a member, manager, or other agent of the company, or a

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- 1 transferee of the company, except as otherwise provided in law
2 of this state other than this part, the restriction applies in
3 accordance with section 489.12108.
4 4. Except as otherwise provided in section 489.12107, if
5 the operating agreement of a series limited liability company
6 does not provide for a matter described in subsection 1 in a
7 manner permitted by this article, the matter is determined in
8 accordance with the following rules:

- 9 *a.* To the extent this part addresses the matter, this part
10 governs.
- 11 *b.* To the extent this part does not address the matter, the
12 other articles of this chapter governs the matter in accordance
13 with section 489.12108.
- 14 Sec. 7. NEW SECTION. **489.12107 Additional limitations on**
15 **operating agreement.**
- 16 1. An operating agreement shall not vary the effect of any
17 of the following:
- 18 *a.* This section.
- 19 *b.* Section 489.12103.
- 20 *c.* Section 489.12104, subsection 1.
- 21 *d.* Section 489.12104, subsection 2, to provide a protected
22 series a power beyond the powers this chapter provides a
23 limited liability company.
- 24 *e.* Section 489.12104, subsection 3 or 4.
- 25 *f.* Section 489.12105.
- 26 *g.* Section 489.12106.
- 27 *h.* Section 489.12108.
- 28 *i.* Section 489.12201, except to vary the manner in which
29 a limited liability company approves establishing a protected
30 series.
- 31 *j.* Section 489.12202.
- 32 *k.* Section 489.12301.
- 33 *l.* Section 489.12302.
- 34 *m.* Section 489.12303, subsection 1 or 2.
- 35 *n.* Section 489.12304, subsection 3 or 6.

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- 1 *o.* Section 489.12401, except to decrease or eliminate a
2 limitation of liability stated in section 489.12401.
- 3 *p.* Section 489.12402.
- 4 *q.* Section 489.12403.
- 5 *r.* Section 489.12404.
- 6 *s.* Section 489.12501, subsections 1, 4, and 5.
- 7 *t.* Section 489.12502, except to designate a different person
8 to manage winding up.
- 9 *u.* Section 489.12503.
- 10 *v.* Article 6.
- 11 *w.* Article 7.
- 12 *x.* Article 8, except to vary any of the following:
- 13 (1) The manner in which a series limited liability company
14 may elect under section 489.12803, subsection 1, paragraph “b”,
15 to be subject to this part.
- 16 (2) The person that has the right to sign and deliver to the
17 secretary of state for filing a record under section 489.12803,
18 subsection 2, paragraph “b”.
- 19 *y.* A provision of this part pertaining to any of the
20 following:
- 21 (1) Registered agents.
- 22 (2) The secretary of state, including provisions pertaining

23 to records authorized or required to be delivered to the
24 secretary of state for filing under this part.

25 2. An operating agreement shall not unreasonably restrict
26 the duties and rights under section 489.12305 but may impose
27 reasonable restrictions on the availability and use of
28 information obtained under section 489.12305 and may provide
29 appropriate remedies, including liquidated damages, for a
30 breach of any reasonable restriction on use.

31 **Sec. 8. NEW SECTION. 489.12108 Rules for applying to**
32 **specified provisions of this chapter to specified provisions of**
33 **this part.**

34 1. Except as otherwise provided in subsection 2 and section
35 489.12107, the following rules apply in applying section

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1 489.12106, section 489.12304, subsections 3 and 6, section
2 489.12501, subsection 4, paragraph "a", section 489.12502,
3 subsection 1, and section 489.12503, subsection 2:

4 a. A protected series of a series limited liability company
5 is deemed to be a limited liability company that is formed
6 separately from the series limited liability company and is
7 distinct from the series limited liability company and any
8 other protected series of the series limited liability company.

9 b. An associated member of the protected series is deemed to
10 be a member of the company deemed to exist under paragraph "a".

11 c. A protected-series transferee of the protected series is
12 deemed to be a transferee of the company deemed to exist under
13 paragraph "a".

14 d. A protected-series transferable interest of the protected
15 series is deemed to be a transferable interest of the company
16 deemed to exist under paragraph "a".

17 e. A protected-series manager is deemed to be a manager of
18 the company deemed to exist under paragraph "a".

19 f. An asset of the protected series is deemed to be an asset
20 of the company deemed to exist under paragraph "a", whether or
21 not the asset is an associated asset of the protected series.

22 g. Any creditor or other obligee of the protected series
23 is deemed to be a creditor or obligee of the company deemed to
24 exist under paragraph "a".

25 2. Subsection 1 does not apply if its application would do
26 any of the following:

27 a. Contravene section 489.110.

28 b. Authorize or require the secretary of state to do any of
29 the following:

30 (1) Accept for filing a type of record that neither this
31 part nor any of the other articles of this chapter authorizes
32 or requires a person to deliver to the secretary of state for
33 filing.

34 (2) Make or deliver a record that neither this part nor
35 the other articles of this chapter authorizes or requires the

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1 secretary of state to make or deliver.

2 SUBPART B

3 ESTABLISHING PROTECTED SERIES

4 Sec. 9. NEW SECTION. 489.12201 Protected series designation
5 **— amendment.**

6 1. With the affirmative vote or consent of all members
7 of a limited liability company, the company may establish a
8 protected series.

9 2. To establish a protected series, a limited liability
10 company shall deliver to the secretary of state for filing a
11 protected series designation, signed by the company, stating
12 the name of the company and the name of the protected series to
13 be established.

14 3. A protected series is established when the protected
15 series designation takes effect under section 489.205.

16 4. To amend a protected series designation, a series limited
17 liability company shall deliver to the secretary of state
18 for filing a statement of designation change, signed by the
19 company, that changes the name of the company, the name of the
20 protected series to which the designation applies, or both.
21 The change takes effect when the statement of designation
22 change takes effect under section 489.205.

23 Sec. 10. NEW SECTION. 489.12202 Name.

24 1. Except as otherwise provided in subsection 2, the name of
25 a protected series must comply with section 489.108.

26 2. The name of a protected series of a series limited
27 liability company must do all of the following:

28 a. Begin with the name of the company, including any word or
29 abbreviation required by section 489.108.

30 b. Contain the phrase "*Protected Series*" or "*protected*
31 *series*" or the abbreviation "P.S." or "PS".

32 3. If a series limited liability company changes its name,
33 the company shall deliver to the secretary of state for filing
34 a statement of designation change for each of the company's
35 protected series, changing the name of each protected series to

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1 comply with this section.

2 Sec. 11. NEW SECTION. 489.12203 Registered agent.

3 1. The registered agent in this state for a series limited
4 liability company is the registered agent in this state for
5 each protected series of the company.

6 2. Before delivering a protected series designation to the
7 secretary of state for filing, a limited liability company
8 shall agree with a registered agent that the agent will serve
9 as the registered agent in this state for both the company and
10 the protected series.

11 3. A person that signs a protected series designation
12 delivered to the secretary of state for filing affirms as a

13 fact that the limited liability company on whose behalf the
14 designation is delivered has complied with subsection 2.

15 4. A person that ceases to be the registered agent for a
16 series limited liability company ceases to be the registered
17 agent for each protected series of the company.

18 5. A person that ceases to be the registered agent for a
19 protected series of a series limited liability company, other
20 than as a result of the termination of the protected series,
21 ceases to be the registered agent of the company and any other
22 protected series of the company.

23 6. Except as otherwise agreed by a series limited liability
24 company and its registered agent, the agent is not obligated to
25 distinguish between a process, notice, demand, or other record
26 concerning the company and a process, notice, demand, or other
27 record concerning a protected series of the company.

28 **Sec. 12. NEW SECTION. 489.12204 Service of process, notice,**
29 **demand, or other record.**

30 1. A protected series of a series limited liability company
31 may be served with a process, notice, demand, or other record
32 required or permitted by law by any of the following:

- 33 a. Serving the company.
34 b. Serving the registered agent of the protected series.
35 c. Other means authorized by law of this state other than

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1 the other articles of this chapter.

2 2. Service of a summons and complaint on a series limited
3 liability company is notice to each protected series of
4 the company of service of the summons and complaint and the
5 contents of the complaint.

6 3. Service of a summons and complaint on a protected series
7 of a series limited liability company is notice to the company
8 and any other protected series of the company of service of the
9 summons and complaint and the contents of the complaint.

10 4. Service of a summons and complaint on a foreign series
11 limited liability company is notice to each foreign protected
12 series of the foreign company of service of the summons and
13 complaint and the contents of the complaint.

14 5. Service of a summons and complaint on a foreign protected
15 series of a foreign series limited liability company is notice
16 to the foreign company and any other foreign protected series
17 of the company of service of the summons and complaint and the
18 contents of the complaint.

19 6. Notice to a person under subsection 2, 3, 4, or 5 is
20 effective whether or not the summons and complaint identify
21 the person if the summons and complaint name as a party and
22 identify any of the following:

- 23 a. The series limited liability company or a protected
24 series of the company.
25 b. The foreign series limited liability company or a foreign
26 protected series of the foreign company.

27 Sec. 13.NEW SECTION. **489.12205 Certificate of existence**
 28 **for protected series.**

29 1. On request of any person, the secretary of state shall
 30 issue a certificate of existence for a protected series of a
 31 series limited liability company or a certificate of authority
 32 for a foreign protected series in the following circumstances:

33 a. In the case of a protected series, if all of the
 34 following apply:
 35 (1) No statement of dissolution, termination, or relocation

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1 pertaining to the protected series has been filed.

2 (2) The company has delivered to the secretary of state
 3 for filing the most recent biennial report required by section
 4 489.209 and the report includes the name of the protected
 5 series, unless any of the following applies:

6 (a) When the company delivered the report for filing, the
 7 protected series designation pertaining to the protected series
 8 had not yet taken effect.

9 (b) After the company delivered the report for filing,
 10 the company delivered to the secretary of state for filing
 11 a statement of designation change changing the name of the
 12 protected series.

13 b. In the case of a foreign protected series, it is
 14 authorized to do business in this state.

15 2. A certificate issued under subsection 1 must state all
 16 of the following:

17 a. In the case of a protected series, all of the following:

18 (1) The name of the protected series of the series limited
 19 liability company and the name of the company.

20 (2) That the requirements of subsection 1 are met.

21 (3) The date the protected series designation pertaining to
 22 the protected series took effect.

23 (4) If a statement of designation change pertaining to
 24 the protected series has been filed, the effective date and
 25 contents of the statement.

26 b. In the case of a foreign protected series, that it is
 27 authorized to do business in this state.

28 c. That all fees, taxes, interest, and penalties due under
 29 this chapter or other law to the secretary of state have been
 30 paid if all of the following apply:

31 (1) Payment is reflected in the records of the secretary of
 32 state.

33 (2) Nonpayment affects the existence or good standing of the
 34 protected series.

35 d. Other facts reflected in the records of the secretary of

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1 state pertaining to the protected series or foreign protected
 2 series which the person requesting the certificate reasonably

3 requests.

4 3. Subject to any qualification stated by the secretary
5 of state in a certificate issued under subsection 1, the
6 certificate may be relied on as conclusive evidence of the
7 facts stated in the certificate.

8 **Sec. 14. NEW SECTION. 489.12206 Information required in**
9 **biennial report — effect of failure to provide.**

10 1. In the biennial report required by section 489.209, a
11 series limited liability company shall include the name of each
12 protected series of the company for which all of the following
13 applies:

14 a. For which the company has previously delivered to the
15 secretary of state for filing a protected series designation.

16 b. Which has not dissolved and completed winding up.

17 2. A failure by a series limited liability company to comply
18 with subsection 1 with regard to a protected series prevents
19 issuance of a certificate of good standing pertaining to the
20 protected series but does not otherwise affect the protected
21 series.

22 **SUBPART C**

23 **ASSOCIATED ASSET, ASSOCIATED MEMBER, PROTECTED-SERIES**
24 **TRANSFERABLE INTEREST, MANAGEMENT, AND RIGHT OF INFORMATION**

25 **Sec. 15. NEW SECTION. 489.12301 Associated asset.**

26 1. Only an asset of a protected series may be an associated
27 asset of the protected series. Only an asset of a series
28 limited liability company may be an associated asset of the
29 company.

30 2. An asset of a protected series of a series limited
31 liability company is an associated asset of the protected
32 series only if the protected series creates and maintains
33 records that state the name of the protected series and
34 describe the asset with sufficient specificity to permit
35 a disinterested, reasonable individual to do all of the

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1 following:

2 a. Identify the asset and distinguish it from any other
3 asset of the protected series, any asset of the company, and
4 any asset of any other protected series of the company.

5 b. Determine when and from what person the protected series
6 acquired the asset or how the asset otherwise became an asset
7 of the protected series.

8 c. If the protected series acquired the asset from the
9 company or another protected series of the company, determine
10 any consideration paid, the payor, and the payee.

11 3. An asset of a series limited liability company is an
12 associated asset of the company only if the company creates
13 and maintains records that state the name of the company and
14 describe the asset with sufficient specificity to permit
15 a disinterested, reasonable individual to do all of the
16 following:

- 17 *a.* Identify the asset and distinguish it from any other
 18 asset of the company and any asset of any protected series of
 19 the company.
- 20 *b.* Determine when and from what person the company acquired
 21 the asset or how the asset otherwise became an asset of the
 22 company.
- 23 *c.* If the company acquired the asset from a protected series
 24 of the company, determine any consideration paid, the payor,
 25 and the payee.
- 26 4. The records and recordkeeping required by subsections
 27 2 and 3 may be organized by specific listing, category,
 28 type, quantity, or computational or allocational formula or
 29 procedure, including a percentage or share of any asset, or in
 30 any other reasonable manner.
- 31 5. To the extent permitted by this section and law of this
 32 state other than this part, a series limited liability company
 33 or protected series of the company may hold an associated asset
 34 directly or indirectly, through a representative, nominee, or
 35 similar arrangement, except that all of the following applies:

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- 1 *a.* A protected series shall not hold an associated asset
 2 in the name of the company or another protected series of the
 3 company.
- 4 *b.* The company shall not hold an associated asset in the
 5 name of a protected series of the company.
- 6 Sec. 16. **NEW SECTION. 489.12302 Associated member.**
- 7 1. Only a member of a series limited liability company may
 8 be an associated member of a protected series of the company.
- 9 2. A member of a series limited liability company becomes an
 10 associated member of a protected series of the company if the
 11 operating agreement or a procedure established by the agreement
 12 states all of the following:
- 13 *a.* That the member is an associated member of the protected
 14 series.
- 15 *b.* The date on which the member became an associated member.
- 16 *c.* Any protected-series transferable interest the associated
 17 member has in connection with becoming or being an associated
 18 member.
- 19 3. If a person that is an associated member of a protected
 20 series of a series limited liability company is dissociated
 21 from the company, the person ceases to be an associated member
 22 of the protected series.
- 23 Sec. 17. **NEW SECTION. 489.12303 Protected-series**
 24 **transferable interest.**
- 25 1. A protected-series transferable interest of a protected
 26 series of a series limited liability company must be owned
 27 initially by an associated member of the protected series or
 28 the company.
- 29 2. If a protected series of a series limited liability
 30 company has no associated members when established, the

31 company owns the protected-series transferable interests in the
32 protected series.

33 3. In addition to acquiring a protected series transferable
34 series interest under subsection 2, a series limited liability
35 company may acquire a protected-series transferable interest

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1 through a transfer from another person or as provided in the
2 operating agreement.

3 4. Except for section 489.12108, subsection 1,
4 paragraph "c", a provision of this part which applies to
5 a protected-series transferee of a protected series of a
6 series limited liability company applies to the company in
7 its capacity as an owner of a protected-series transferable
8 interest of the protected series. A provision of the operating
9 agreement of a series limited liability company which applies
10 to a protected-series transferee of a protected series of the
11 company applies to the company in its capacity as an owner of a
12 protected-series transferable interest of the protected series.

13 **Sec. 18. NEW SECTION. 489.12304 Management.**

14 1. A protected series may have more than one
15 protected-series manager.

16 2. If a protected series has no associated members, the
17 series limited liability company is the protected-series
18 manager.

19 3. Section 489.12108 applies to determine any duties of
20 a protected-series manager of a protected series of a series
21 limited liability company to all of the following:

22 a. The protected series.

23 b. Any associated member of the protected series.

24 c. Any protected-series transferee of the protected series.

25 4. Solely by reason of being or acting as a protected-series
26 manager of a protected series of a series limited liability
27 company, a person owes no duty to any of the following:

28 a. The company.

29 b. Another protected series of the company.

30 c. Another person in that person's capacity as any of the
31 following:

32 (1) A member of the company which is not an associated
33 member of the protected series.

34 (2) A protected-series transferee or protected-series
35 manager of another protected series.

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1 (3) A transferee of the company.

2 5. An associated member of a protected series of a series
3 limited liability company has the same rights as any other
4 member of the company to vote on or consent to an amendment to
5 the company's operating agreement or any other matter being
6 decided by the members, whether or not the amendment or matter

7 affects the interests of the protected series or the associated
8 member.

9 6. Article 9 applies to a protected series in accordance
10 with section 489.12108.

11 **Sec. 19. NEW SECTION. 489.12305 Right of person not**
12 **associated member of protected series to information concerning**
13 **protected series.**

14 1. A member of a series limited liability company which
15 is not an associated member of a protected series of the
16 company has a right to information concerning the protected
17 series to the same extent, in the same manner, and under
18 the same conditions that a member that is not a manager of
19 a manager-managed limited liability company has a right to
20 information concerning the company under section 489.410,
21 subsection 2.

22 2. A person formerly an associated member of a protected
23 series has a right to information concerning the protected
24 series to the same extent, in the same manner, and under
25 the same conditions that a person dissociated as a member of
26 a manager-managed limited liability company has a right to
27 information concerning the company under section 489.410,
28 subsection 3.

29 3. If an associated member of a protected series dies, the
30 legal representative of the deceased associated member has a
31 right to information concerning the protected series to the
32 same extent, in the same manner, and under the same conditions
33 that the legal representative of a deceased member of a limited
34 liability company has a right to information concerning the
35 company under section 489.504.

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1 4. A protected-series manager of a protected series has a
2 right to information concerning the protected series to the
3 same extent, in the same manner, and under the same conditions
4 that a manager of a manager-managed limited liability company
5 has a right to information concerning the company under section
6 489.410, subsection 2.

7 **SUBPART D**

8 **LIMITATION ON LIABILITY AND ENFORCEMENT OF CLAIMS**

9 **Sec. 20. NEW SECTION. 489.12401 Limitations on liability.**

10 1. A person is not liable, directly or indirectly, by way
11 of contribution or otherwise, for a debt, obligation, or other
12 liability of any of the following:

13 a. A protected series of a series limited liability company
14 solely by reason of being or acting as any of the following:

15 (1) An associated member, protected-series manager, or
16 protected-series transferee of the protected series.

17 (2) A member, manager, or a transferee of the company.

18 b. A series limited liability company solely by reason
19 of being or acting as an associated member, protected-series
20 manager, or protected-series transferee of a protected series

21 of the company.

22 2. Subject to section 489.12404, all of the following rules
23 apply:

24 a. A debt, obligation, or other liability of a series
25 limited liability company is solely the debt, obligation, or
26 liability of the company.

27 b. A debt, obligation, or other liability of a protected
28 series is solely the debt, obligation, or liability of the
29 protected series.

30 c. A series limited liability company is not liable,
31 directly or indirectly, by way of contribution or otherwise,
32 for a debt, obligation, or other liability of a protected
33 series of the company solely by reason of the protected series
34 being a protected series of the company or the company for any
35 of the following:

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1 (1) Being or acting as a protected-series manager of the
2 protected series.

3 (2) Having the protected series manage the company.

4 (3) Owning a protected-series transferable interest of the
5 protected series.

6 d. A protected series of a series limited liability company
7 is not liable, directly or indirectly, by way of contribution
8 or otherwise, for a debt, obligation, or other liability of the
9 company or another protected series of the company solely by
10 reason of any of the following:

11 (1) Being a protected series of the company.

12 (2) Being or acting as a manager of the company or a
13 protected-series manager of another protected series of the
14 company.

15 (3) Having the company or another protected series of
16 the company be or act as a protected-series manager of the
17 protected series.

18 **Sec. 21. NEW SECTION. 489.12402 Claim seeking to disregard**
19 **limitation of liability.**

20 1. Except as otherwise provided in subsection 2, a claim
21 seeking to disregard a limitation in section 489.12401 is
22 governed by the principles of law and equity, including a
23 principle providing a right to a creditor or holding a person
24 liable for a debt, obligation, or other liability of another
25 person, which would apply if each protected series of a series
26 limited liability company were a limited liability company
27 formed separately from the series limited liability company
28 and distinct from the series limited liability company and any
29 other protected series of the series limited liability company.

30 2. The failure of a limited liability company or a protected
31 series to observe formalities relating to the exercise of
32 its powers or management of its activities and affairs is
33 not a ground to disregard a limitation in section 489.12401,
34 subsection 1, but may be a ground to disregard a limitation in

35 section 489.12401, subsection 2.

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1 3. This section applies to a claim seeking to disregard a
2 limitation of liability applicable to a foreign series limited
3 liability company or foreign protected series and comparable
4 to a limitation stated in section 489.12401, if any of the
5 following apply:

6 a. The claimant is a resident of this state or doing
7 business or authorized to do business in this state.

8 b. The claim is to establish or enforce a liability arising
9 under law of this state other than this part or from an act or
10 omission in this state.

11 **Sec. 22. NEW SECTION. 489.12403 Remedies of judgment**
12 **creditor of associated member or protected-series transferee.**

13 Section 489.503 applies to a judgment creditor of any of the
14 following:

15 1. An associated member or protected-series transferee of a
16 protected series.

17 2. A series limited liability company, to the extent the
18 company owns a protected-series transferable interest of a
19 protected series.

20 **Sec. 23. NEW SECTION. 489.12404 Enforcement against**
21 **nonassociated asset.**

22 1. As used in this section:

23 a. "*Enforcement date*" means 12:01 a.m. on the date on which
24 a claimant first serves process on a series limited liability
25 company or protected series in an action seeking to enforce
26 under this section a claim against an asset of the company or
27 protected series by attachment, levy, or the like.

28 b. Subject to section 489.12608, subsection 2, "*incurrence*
29 *date*" means the date on which a series limited liability company
30 or protected series incurred the liability giving rise to a
31 claim that a claimant seeks to enforce under this section.

32 2. If a claim against a series limited liability company or
33 a protected series of the company has been reduced to judgment,
34 in addition to any other remedy provided by law or equity,
35 the judgment may be enforced in accordance with the following

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1 rules:

2 a. A judgment against the company may be enforced against
3 an asset of a protected series of the company if any of the
4 following applies:

5 (1) The asset was a nonassociated asset of the protected
6 series on the incurrence date.

7 (2) The asset is a nonassociated asset of the protected
8 series on the enforcement date.

9 b. A judgment against a protected series may be enforced
10 against an asset of the company if any of the following apply:

- 11 (1) The asset was a nonassociated asset of the company on
12 the incurrence date.
- 13 (2) The asset is a nonassociated asset of the company on the
14 enforcement date.
- 15 c. A judgment against a protected series may be enforced
16 against an asset of another protected series of the company if
17 any of the following applies:
- 18 (1) The asset was a nonassociated asset of the other
19 protected series on the incurrence date.
- 20 (2) The asset is a nonassociated asset of the other
21 protected series on the enforcement date.
- 22 3. In addition to any other remedy provided by law or
23 equity, if a claim against a series limited liability company
24 or a protected series has not been reduced to a judgment
25 and law other than this part permits a prejudgment remedy by
26 attachment, levy, or the like, the court may apply subsection 2
27 as a prejudgment remedy.
- 28 4. In a proceeding under this section, the party asserting
29 that an asset is or was an associated asset of a series limited
30 liability company or a protected series of the company has the
31 burden of proof on the issue.
- 32 5. This section applies to an asset of a foreign series
33 limited liability company or foreign protected series if all of
34 the following applies:
- 35 a. The asset is real or tangible property located in this

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- 1 state.
- 2 b. The claimant is a resident of this state or doing
3 business or authorized to do business in this state, or the
4 claim under section 489.12404 is to enforce a judgment, or to
5 seek a prejudgment remedy, pertaining to a liability arising
6 from law of this state other than this part or an act or
7 omission in this state.
- 8 c. The asset is not identified in the records of the foreign
9 series limited liability company or foreign protected series
10 in a manner comparable to the manner required by section
11 489.12301.
- 12 **SUBPART E**
- 13 **DISSOLUTION AND WINDING UP OF PROTECTED SERIES**
- 14 **Sec. 24.NEW SECTION. 489.12501 **Events causing dissolution****
15 **of protected series.**
- 16 A protected series of a series limited liability company is
17 dissolved, and its activities and affairs must be wound up,
18 only on any of the following:
- 19 1. Dissolution of the company.
- 20 2. Occurrence of an event or circumstance the operating
21 agreement states causes dissolution of the protected series.
- 22 3. Affirmative vote or consent of all members.
- 23 4. Entry by the court of an order dissolving the
24 protected series on application by an associated member or

25 protected-series manager of the protected series subject to all
26 of the following:
27 *a.* In accordance with section 489.12108.
28 *b.* To the same extent, in the same manner, and on the same
29 grounds the court would enter an order dissolving a limited
30 liability company on application by a member or manager of the
31 company.
32 5. Entry by the court of an order dissolving the protected
33 series on application by the company or a member of the company
34 on the ground that the conduct of all or substantially all the
35 activities and affairs of the protected series is illegal.

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1 Sec. 25 **NEW SECTION. 489.12502 Winding up dissolved**
2 **protected series.**
3 1. Subject to subsections 2 and 3 and in accordance with
4 section 489.12108 all of the following apply:
5 *a.* A dissolved protected series shall wind up its activities
6 and affairs in the same manner that a limited liability company
7 winds up its activities and affairs under sections 489.702
8 through 489.704 subject to the same requirements and conditions
9 and with the same effects.
10 *b.* Judicial supervision or another judicial remedy is
11 available in the winding up of the protected series to the same
12 extent, in the same manner, under the same conditions, and with
13 the same effects that apply under section 489.702, subsection
14 5.
15 2. When a protected series of a series limited liability
16 company dissolves, the company may deliver to the secretary of
17 state for filing a statement of protected series dissolution
18 stating the name of the company and the protected series
19 and that the protected series is dissolved. The filing of
20 the statement by the secretary of state has the same effect
21 as the filing by the secretary of state of a statement of
22 dissolution under section 489.103, subsection 4, paragraph “*b*”,
23 subparagraph (1).
24 3. When a protected series of a series limited liability
25 company has completed winding up, the company may deliver to
26 the secretary of state for filing a statement of designation
27 cancellation stating the name of the company and the protected
28 series and that the protected series is terminated. The filing
29 of the statement by the secretary of state has the same effect
30 as the filing by the secretary of state of a statement of
31 termination under section 489.103, subsection 4, paragraph “*b*”,
32 subparagraph (2).
33 4. A series limited liability company has not completed its
34 winding up until each of the protected series of the company
35 has completed its winding up.

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1 Sec. 26. **NEW SECTION. 489.12503 Effect of reinstatement**
 2 **of series limited liability company or revocation of voluntary**
 3 **dissolution.**

4 If a series limited liability company that has been
 5 administratively dissolved is reinstated, or a series limited
 6 liability company that voluntarily dissolved rescinds its
 7 dissolution both of the following apply:

- 8 1. Each protected series of the company ceases winding up.
- 9 2. The provisions of section 489.706 apply to each protected
 10 series of the company in accordance with section 489.12108.

11 **SUBPART F**

12 **ENTITY TRANSACTIONS RESTRICTED**

13 Sec. 27. **NEW SECTION. 489.12601 Definitions.**

14 As used in this subpart:

- 15 1. "*After a merger*" or "*after the merger*" means when a merger
 16 under section 489.12604 becomes effective and afterwards.
- 17 2. "*Before a merger*" or "*before the merger*" means before a
 18 merger under section 489.12604 becomes effective.
- 19 3. "*Continuing protected series*" means a protected series of
 20 a surviving company which continues in uninterrupted existence
 21 after a merger under section 489.12604.
- 22 4. "*Merging company*" means a limited liability company that
 23 is party to a merger under section 489.12604.
- 24 5. "*Nonsurviving company*" means a merging company that
 25 does not continue in existence after a merger under section
 26 489.12604.
- 27 6. "*Relocated protected series*" means a protected series
 28 of a nonsurviving company which, after a merger under section
 29 489.12604, continues in uninterrupted existence as a protected
 30 series of the surviving company.
- 31 7. "*Surviving company*" means a merging company that
 32 continues in existence after a merger under section 489.12604.

33 Sec. 28. **NEW SECTION. 489.12602 Protected series shall not**
 34 **be party to entity transaction.**

35 A protected series shall not do any of the following:

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- 1 1. Be an acquiring, acquired, converting, converted,
 2 merging, or surviving entity.
- 3 2. Participate in a domestication.
- 4 3. Be a party to or be formed, organized, established, or
 5 created in a transaction substantially like a merger, interest
 6 exchange, conversion, or domestication.

7 Sec. 29. **NEW SECTION. 489.12603 Restriction on entity**
 8 **transaction involving protected series.**

9 A series limited liability company shall not be any of the
 10 following:

- 11 1. An acquiring, acquired, converting, converted,
 12 domesticating, or domesticated entity.

13 2. Except as otherwise provided in section 489.12604, a
 14 party to or the surviving company of a merger.
 15 Sec. 30. **NEW SECTION. 489.12604 Merger authorized —**
 16 **parties restricted.**
 17 A series limited liability company may be party to a merger
 18 in accordance with sections 489.1001 through 489.1005, this
 19 section, and sections 489.12605 through 489.12608 only if all
 20 of the following apply:
 21 1. Each other party to the merger is a limited liability
 22 company.
 23 2. The surviving company is not created in the merger.
 24 Sec. 31. **NEW SECTION. 489.12605 Plan of merger.**
 25 In a merger under section 489.12604, the plan of merger must
 26 do all of the following:
 27 1. Comply with section 489.1002.
 28 2. State in a record all of the following:
 29 a. For any protected series of a nonsurviving company,
 30 whether after the merger the protected series will be a
 31 relocated protected series or be dissolved, wound up, and
 32 terminated.
 33 b. For any protected series of the surviving company
 34 which exists before the merger, whether after the merger the
 35 protected series will be a continuing protected series or be

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1 dissolved, wound up, and terminated.
 2 c. For each relocated protected series or continuing
 3 protected series all of the following:
 4 (1) The name of any person that becomes an associated member
 5 or protected-series transferee of the protected series after
 6 the merger, any consideration to be paid by, on behalf of, or
 7 in respect of the person, the name of the payor, and the name
 8 of the payee.
 9 (2) The name of any person whose rights or obligations
 10 in the person's capacity as an associated member or
 11 protected-series transferee will change after the merger.
 12 (3) Any consideration to be paid to a person who before the
 13 merger was an associated member or protected-series transferee
 14 of the protected series and the name of the payor.
 15 (4) If after the merger the protected series will be a
 16 relocated protected series, its new name.
 17 d. For any protected series to be established by the
 18 surviving company as a result of the merger all of the
 19 following:
 20 (1) The name of the protected series.
 21 (2) Any protected-series transferable interest to be
 22 owned by the surviving company when the protected series is
 23 established.
 24 (3) The name of and any protected-series transferable
 25 interest owned by any person that will be an associated
 26 member of the protected series when the protected series is

27 established.

28 e. For any person that is an associated member of a
29 relocated protected series and will remain a member after
30 the merger, any amendment to the operating agreement of the
31 surviving company which is all of the following:
32 (1) Is or is proposed to be in a record.
33 (2) Is necessary or appropriate to state the rights and
34 obligations of the person as a member of the surviving company.
35 Sec. 32.**NEW SECTION. 489.12606 Articles of merger.**

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1 In a merger under section 489.12604, the articles of merger
2 must do all of the following:
3 1. Comply with section 489.1004.
4 2. Include as an attachment the following records, each to
5 become effective when the merger becomes effective upon any of
6 the following:
7 a. For a protected series of a merging company being
8 terminated as a result of the merger, a statement of
9 termination signed by the company.
10 b. For a protected series of a nonsurviving company which
11 after the merger will be a relocated protected series all of
12 the following:
13 (1) A statement of relocation signed by the nonsurviving
14 company which contains the name of the company and the name of
15 the protected series before and after the merger.
16 (2) A statement of protected series designation signed by
17 the surviving company.
18 c. For a protected series being established by the
19 surviving company as a result of the merger, a protected series
20 designation signed by the company.
21 Sec. 33.**NEW SECTION. 489.12607 Effect of merger.**
22 When a merger under section 489.12604 becomes effective, in
23 addition to the effects stated in section 489.1005, all of the
24 following apply:
25 1. As provided in the plan of merger, each protected series
26 of each merging company which was established before the merger
27 is any of the following:
28 a. Is a relocated protected series or continuing protected
29 series.
30 b. Is dissolved, wound up, and terminated.
31 2. Any protected series to be established as a result of the
32 merger is established.
33 3. Any relocated protected series or continuing protected
34 series is the same person without interruption as it was before
35 the merger.

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1 4. All property of a relocated protected series or
2 continuing protected series continues to be vested in the

3 protected series without transfer, reversion, or impairment.

4 5. All debts, obligations, and other liabilities of a
5 relocated protected series or continuing protected series
6 continue as debts, obligations, and other liabilities of the
7 protected series.

8 6. Except as otherwise provided by law or the plan of
9 merger, all the rights, privileges, immunities, powers,
10 and purposes of a relocated protected series or continuing
11 protected series remain in the protected series.

12 7. The new name of a relocated protected series may be
13 substituted for the former name of the protected series in any
14 pending action or proceeding.

15 8. If provided in the plan of merger all of the following
16 apply:

17 a. A person becomes an associated member or protected-series
18 transferee of a relocated protected series or continuing
19 protected series.

20 b. A person becomes an associated member of a protected
21 series established by the surviving company as a result of the
22 merger.

23 c. Any change in the rights or obligations of a person
24 in the person's capacity as an associated member or
25 protected-series transferee of a relocated protected series or
26 continuing protected series take effect.

27 d. Any consideration to be paid to a person that before the
28 merger was an associated member or protected-series transferee
29 of a relocated protected series or continuing protected series
30 is due.

31 9. Any person that is a member of a relocated protected
32 series becomes a member of the surviving company, if not
33 already a member.

34 **Sec. 34. NEW SECTION. 489.12608 Application of section**
35 **489.12404 after merger.**

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1 1. A creditor's right that existed under section 489.12404
2 immediately before a merger under section 489.12604 may
3 be enforced after the merger in accordance with all of the
4 following:

5 a. A creditor's right that existed immediately before the
6 merger against the surviving company, a continuing protected
7 series, or a relocated protected series continues without
8 change after the merger.

9 b. A creditor's right that existed immediately before the
10 merger against a nonsurviving company all of the following
11 apply:

12 (1) May be asserted against an asset of the nonsurviving
13 company which vested in the surviving company as a result of
14 the merger.

15 (2) Does not otherwise change.

16 c. Subject to subsection 2, all of the following apply:

17 (1) In addition to the remedy stated in paragraph “a”, a
 18 creditor with a right under section 489.12404 which existed
 19 immediately before the merger against a nonsurviving company or
 20 a relocated protected series may assert the right against any
 21 of the following:

22 (a) An asset of the surviving company, other than an asset
 23 of the nonsurviving company which vested in the surviving
 24 company as a result of the merger.

25 (b) An asset of a continuing protected series.

26 (c) An asset of a protected series established by the
 27 surviving company as a result of the merger.

28 (d) If the creditor’s right was against an asset of the
 29 nonsurviving company, an asset of a relocated series.

30 (e) If the creditor’s right was against an asset of a
 31 relocated protected series, an asset of another relocated
 32 protected series.

33 (2) In addition to the remedy stated in paragraph “b”,
 34 a creditor with a right that existed immediately before the
 35 merger against the surviving company or a continuing protected

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1 series may assert the right against any of the following:

2 (a) An asset of a relocated protected series.

3 (b) An asset of a nonsurviving company which vested in the
 4 surviving company as a result of the merger.

5 2. For the purposes of subsection 1, paragraph “c”, and
 6 section 489.12404, subsection 2, paragraph “a”, subparagraph
 7 (1); section 489.12404, subsection 2, paragraph “b”,
 8 subparagraph (1); and section 489.12404, subsection 2,
 9 paragraph “c”, subparagraph (1), the incurrence date is deemed
 10 to be the date on which the merger becomes effective.

11 3. A merger under section 489.12604 does not affect the
 12 manner in which section 489.12404 applies to a liability
 13 incurred after the merger.

14 SUBPART G

15 FOREIGN PROTECTED SERIES

16 Sec. 35. NEW SECTION. 489.12701 **Governing law.**

17 The law of the jurisdiction of formation of a foreign series
 18 limited liability company governs all of the following:

19 1. The internal affairs of a foreign protected series of the
 20 company, including all of the following:

21 a. Relations among any associated members of the foreign
 22 protected series.

23 b. Relations between the foreign protected series and any
 24 of the following:

25 (1) Any associated member.

26 (2) The protected-series manager.

27 (3) Any protected-series transferee.

28 c. Relations between any associated member and any of the
 29 following:

30 (1) The protected-series manager.

- 31 (2) Any protected-series transferee.
 32 *d.* The rights and duties of a protected-series manager.
 33 *e.* Governance decisions affecting the activities and affairs
 34 of the foreign protected series and the conduct of those
 35 activities and affairs.

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- 1 *f.* Procedures and conditions for becoming an associated
 2 member or protected-series transferee.
 3 2. Relations between the foreign protected series and all
 4 of the following:
 5 *a.* The company.
 6 *b.* Another foreign protected series of the company.
 7 *c.* A member of the company which is not an associated member
 8 of the foreign protected series.
 9 *d.* A foreign protected-series manager that is not a
 10 protected-series manager of the protected series.
 11 *e.* A foreign protected-series transferee that is not a
 12 foreign protected-series transferee of the protected series.
 13 *f.* A transferee of a transferable interest of the company.
 14 3. Except as otherwise provided in sections 489.12402 and
 15 489.12404, the liability of a person for a debt, obligation,
 16 or other liability of a foreign protected series of a foreign
 17 series limited liability company if the debt, obligation, or
 18 liability is asserted solely by reason of the person being or
 19 acting as any of the following:
 20 *a.* An associated member, protected-series transferee, or
 21 protected-series manager of the foreign protected series.
 22 *b.* A member of the company which is not an associated member
 23 of the foreign protected series.
 24 *c.* A protected-series manager of another foreign protected
 25 series of the company.
 26 *d.* A protected-series transferee of another foreign
 27 protected series of the company.
 28 *e.* A manager of the company.
 29 *f.* A transferee of a transferable interest of the company.
 30 4. Except as otherwise provided in sections 489.12402 and
 31 489.12404 all of the following apply:
 32 *a.* The liability of the foreign series limited liability
 33 company for a debt, obligation, or other liability of a foreign
 34 protected series of the company if the debt, obligation, or
 35 liability is asserted solely by reason of the foreign protected

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- 1 series being a foreign protected series of the company or the
 2 company as a consequence of any of the following:
 3 (1) Being or acting as a foreign protected-series manager of
 4 the foreign protected series.
 5 (2) Having the foreign protected series manage the company.
 6 (3) Owning a protected-series transferable interest of the

7 foreign protected series.

8 **b.** The liability of a foreign protected series for a
9 debt, obligation, or other liability of the company or
10 another protected series of the company if the debt,
11 obligation, or liability is asserted solely by reason of
12 the foreign protected series as a consequence of any of the
13 following:

14 (1) Being a foreign protected series of the company or
15 having the company or another foreign protected series of the
16 company be or act as foreign protected-series manager of the
17 foreign protected series.

18 (2) Managing the company or being or acting as a foreign
19 protected-series manager of another foreign protected series
20 of the company.

21 Sec. 36. **NEW SECTION. 489.12702 No attribution of**
22 **activities constituting doing business or for establishing**
23 **jurisdiction.**

24 In determining whether a foreign series limited liability
25 company or foreign protected series of the company does
26 business in this state or is subject to the personal
27 jurisdiction of the courts of this state all of the following
28 apply:

29 1. The activities and affairs of the company are not
30 attributable to a foreign protected series of the company
31 solely by reason of the foreign protected series being a
32 foreign protected series of the company.

33 2. The activities and affairs of a foreign protected
34 series are not attributable to the company or another foreign
35 protected series of the company solely by reason of the foreign

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1 protected series being a foreign protected series of the
2 company.

3 Sec. 37. **NEW SECTION. 489.12703 Authorization of foreign**
4 **protected series.**

5 1. Except as otherwise provided in this section and
6 subject to sections 489.12402 and 489.12404, the law of this
7 state governing the filing of a certificate of authority of
8 a foreign limited liability company to do business in this
9 state, including the consequences of not complying with that
10 law, applies to a foreign protected series of a foreign series
11 limited liability company as if the foreign protected series
12 were a foreign limited liability company formed separately
13 from the foreign series limited liability company and distinct
14 from the foreign series limited liability company and any
15 other foreign protected series of the foreign series limited
16 liability company.

17 2. An application by a foreign protected series of a foreign
18 series limited liability company for a certificate of authority
19 to do business in this state must include all of the following:

20 a. The name and jurisdiction of formation of the foreign

21 series limited liability company.

22 *b.* If the company has other foreign protected series,
23 the name and street and mailing address of an individual who
24 knows the name and street and mailing address of all of the
25 following:

26 (1) Each other foreign protected series of the foreign
27 series limited liability company.

28 (2) The foreign protected-series manager of and agent for
29 service of process for each other foreign protected series of
30 the foreign series limited liability company.

31 2A. If the jurisdiction under whose law the foreign
32 protected series was organized does not provide for the
33 protected series to obtain a certificate of existence,
34 the foreign protected series shall attach a certificate of
35 existence for the series limited liability company of which

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1 it is a protected series. In that case, a foreign protected
2 series of the foreign series limited liability company will
3 be deemed to be in existence and good standing as long as the
4 series limited liability company is in existence and good
5 standing.

6 3. The name of a foreign protected series applying for a
7 certificate of authority or authorized to do business in this
8 state must comply with section 489.12202 and may do so using a
9 fictitious name pursuant to section 489.108, if the fictitious
10 name complies with section 489.12202.

11 4. A foreign protected series that has in effect a
12 certificate of authority pursuant to this section shall file
13 with the secretary of state an amendment to its application if
14 there is any change in the information required by subsection
15 2.

16 **Sec. 38. NEW SECTION. 489.12704 Disclosure required when**
17 **foreign series limited liability company or foreign protected**
18 **series party to proceeding.**

19 1. Not later than thirty days after becoming a party
20 to a proceeding before a civil, administrative, or other
21 adjudicative tribunal of or located in this state or a tribunal
22 of the United States located in this state all of the following
23 apply:

24 *a.* A foreign series limited liability company shall disclose
25 to each other party the name and street and mailing address of
26 all of the following:

27 (1) Each foreign protected series of the company.

28 (2) Each foreign protected-series manager of and a
29 registered agent for service of process for each foreign
30 protected series of the company.

31 *b.* A foreign protected series of a foreign series limited
32 liability company shall disclose to each other party the name
33 and street and mailing address of all of the following:

34 (1) The company and each manager of the company and an agent

35 for service of process for the company.

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1 (2) Any other foreign protected series of the company and
2 each foreign protected-series manager of and an agent for
3 service of process for the other foreign protected series.
4 2. If a foreign series limited liability company or foreign
5 protected series challenges the personal jurisdiction of
6 the tribunal, the requirement that the foreign company or
7 foreign protected series make disclosure under subsection 1 is
8 tolled until the tribunal determines whether it has personal
9 jurisdiction.
10 3. If a foreign series limited liability company or foreign
11 protected series does not comply with subsection 1, a party to
12 the proceeding may do any of the following:
13 a. Request the tribunal to treat the noncompliance as a
14 failure to comply with the tribunal's discovery rules.
15 b. Bring a separate proceeding in the court to enforce
16 subsection 1.
17 SUBPART H
18 TRANSITIONAL PROVISIONS
19 Sec. 39. NEW SECTION. 489.12803 Transitional provisions.
20 1. Before July 1, 2021, this part governs only the
21 following:
22 a. A series limited liability company formed, or a protected
23 series established, on or after July 1, 2020.
24 b. A limited liability company that is a series limited
25 liability company before July 1, 2020, and elects, in the
26 manner provided in its operating agreement or by law for
27 amending the operating agreement, to be subject to this part.
28 2. If a series limited liability company elects under
29 subsection 1, paragraph "b", to be subject to this part:
30 a. The election applies to each protected series of the
31 company, whenever established.
32 b. A manager of the company has the right to sign and
33 deliver to the secretary of state for filing any record
34 necessary to comply with this part, whether the record pertains
35 to the company, a protected series of the company, or both.

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1 3. On and after July 1, 2021, this part governs all series
2 limited liability companies and protected series.
3 4. Until July 1, 2021, sections 489.12402 and 489.12404 do
4 not apply to a foreign protected series that was established
5 before July 1, 2020, or a foreign limited liability company
6 that became a foreign series limited liability company before
7 July 1, 2020.
8 5. This section is repealed on July 1, 2021.
9 Sec. 40. NEW SECTION. 489.12804 Savings clause.
10 This part does not affect an action commenced, proceeding

11 brought, or right accrued before July 1, 2020.

12 Sec. 41.EFFECTIVE DATE. This division of this Act takes
13 effect July 1, 2020.

14 DIVISION II

15 UNIFORM PROTECTED SERIES ACT — CONFORMING AMENDMENTS

16 Sec. 42. Section 10.1, subsections 9 and 17, Code 2019, are
17 amended to read as follows:

18 9.a. “Farmers cooperative limited liability company”

19 means a limited liability company organized under chapter 489,
20 if cooperative associations hold one hundred percent of all
21 membership interests in the limited liability company. Farmers
22 cooperative associations must hold at least seventy percent
23 of all membership interests in the limited liability company.
24 If more than one type of membership interest is established,
25 ~~including any series as provided in section 489.1201 or~~
26 ~~any class or group as provided in section 489.1201~~, farmers
27 cooperative associations must hold at least seventy percent of
28 all membership interests of each type.

29 b. As used in paragraph “a”, a type of membership interest
30 in a limited liability company includes any of the following:

31 (1)(a) A series as provided in chapter 489, article 12.

32 (b) This subparagraph is repealed on July 1, 2021.

33 (2) A protected series as provided in chapter 489, article
34 12.

35 17. “Networking farmers limited liability company” means a

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1 limited liability company, other than a family farm limited
2 liability company as defined in section 9H.1, organized under
3 chapter 489 if all of the following conditions are satisfied:

4 a.(1) Qualified farmers must hold at least fifty-one
5 percent of all membership interests in the limited liability
6 company. If more than one type of membership interest is
7 established, ~~including any series as provided in section~~
8 ~~489.1201 or any class or group as provided in section 489.1201,~~
9 qualified farmers must hold at least fifty-one percent of all
10 membership interests of each type.

11 ~~b. (2) Qualified persons must hold at least seventy percent~~
12 ~~of all membership interests in the limited liability company.~~
13 ~~If more than one type of membership interest is established,~~
14 ~~including any series as provided in section 489.1201 or any~~
15 ~~class or group as provided in section 489.1201, qualified~~
16 ~~persons must hold at least seventy percent of all membership~~
17 ~~interests of each type.~~

18 b. As used in paragraph “a”, a type of membership interest
19 in a limited liability company includes any of the following:

20 (1)(a) A series as provided in chapter 489, article 12.

21 (b) This subparagraph is repealed on July 1, 2021.

22 (2) A protected series of a series limited liability company
23 as provided in chapter 489, article 12.

24 Sec. 43. Section 10.10, subsection 1, paragraph c, Code

25 2019, is amended to read as follows:

26 c.(1) Less than fifty percent of the interest in the
 27 farmers cooperative limited liability company is held by
 28 members which are parties to intra-company loan agreements.
 29 If more than one type of membership interest is established,
 30 ~~including any series as provided in section 489.1201 or any~~
 31 ~~class or group as provided in section 489.1201~~, less than
 32 fifty percent of the interest in each type of membership shall
 33 be held by members which are parties to intra-company loan
 34 agreements.

35 (2) As used in subparagraph (1), a type of membership

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1 interest in a limited liability company includes any of the
 2 following:

3 (a)(i) A series as provided in chapter 489, article 12.

4 (ii) This subparagraph division is repealed on July 1, 2021.

5 (b) A protected series of a series limited liability company
 6 as provided in chapter 489, article 12.

7 Sec. 44. Section 489.101, Code 2019, is amended to read as
 8 follows:

9 **489.101 Short title.**

10 1. This chapter may be cited as the “Revised Uniform Limited
 11 Liability Company Act”.

12 2. In addition, article 12, part 1, of this chapter may be
 13 cited as provided in section 489.1201.

14 Sec. 45. Section 489.801, subsection 1, Code 2019, is
 15 amended to read as follows:

16 1. The Subject to sections 489.12402 and 489.12404, the
 17 law of the state or other jurisdiction under which a foreign
 18 limited liability company is formed governs all of the
 19 following:

20 a. The internal affairs of the company.

21 b. The liability of a member as member and a manager as
 22 manager for the debts, obligations, or other liabilities of the
 23 company.

24 Sec. 46. Section 489.1201, Code 2019, is amended by adding
 25 the following new subsection:

26 NEW SUBSECTION. 8. This section is repealed on July 1,
 27 2021.

28 Sec. 47. Section 489.1202, Code 2019, is amended by adding
 29 the following new subsection:

30 NEW SUBSECTION. 7. This section is repealed on July 1,
 31 2021.

32 Sec. 48. Section 489.1203, Code 2019, is amended by adding
 33 the following new subsection:

34 NEW SUBSECTION. 14. This section is repealed on July 1,
 35 2021.

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1 Sec. 49. Section 489.1204, Code 2019, is amended to read as
2 follows:

3 **489.1204 Dissociation from a series.**

4 1. Unless otherwise provided in the operating agreement,
5 a member shall cease to be associated with a series and to
6 have the power to exercise any rights or powers of a member
7 with respect to such series upon the assignment of all of the
8 member's transferable interest with respect to such series.
9 Except as otherwise provided in an operating agreement,
10 an event under this chapter or identified in an operating
11 agreement that causes a member to cease to be associated with
12 a series, by itself, shall not cause such member to cease to
13 be associated with any other series or terminate the continued
14 membership of a member in the limited liability company.

15 2. This section is repealed on July 1, 2021.

16 Sec. 50. Section 489.1205, Code 2019, is amended by adding
17 the following new subsection:

18 NEW SUBSECTION. 4. This section is repealed on July 1,
19 2021.

20 Sec. 51. Section 489.1206, Code 2019, is amended to read as
21 follows:

22 **489.1206 Foreign series.**

23 1. A foreign limited liability company that is authorized
24 to do business in this state under article 8 which is governed
25 by an operating agreement that establishes or provides for the
26 establishment of designated series of transferable interests
27 having separate rights, powers, or duties with respect to
28 specified property or obligations of the foreign limited
29 liability company, or profits and losses associated with the
30 specified property or obligations, shall indicate that fact on
31 the application for a certificate of authority as a foreign
32 limited liability company. In addition, the foreign limited
33 liability company shall state on the application whether the
34 debts, liabilities, and obligations incurred, contracted for,
35 or otherwise existing with respect to a particular series, if

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1 any, are enforceable against the assets of such series only,
2 and not against the assets of the foreign limited liability
3 company generally.

4 2. This section is repealed on July 1, 2021.

5 Sec. 52.CODE EDITOR DIRECTIVE.

6 1. The Code editor is directed to make the following
7 transfers:

8 a. Section 489.1201, as amended by this division of this
9 Act, to section 489.12901.

10 b. Section 489.1202, as amended by this division of this
11 Act, to section 489.12902.

12 c. Section 489.1203, as amended by this division of this

13 Act, to section 489.12903.

14 d. Section 489.1204, as amended by this division of this
15 Act, to section 489.12904.

16 e. Section 489.1205, as amended by this division of this
17 Act, to section 489.12905.

18 f. Section 489.1206, as amended by this division of this
19 Act, to section 489.12906.

20 2. The Code editor shall codify the sections described in
21 subsection 1 as new part 2 of article 12 of chapter 489.

22 3. The Code editor shall correct internal references in the
23 Code and in any enacted legislation as necessary due to the
24 enactment of this section.

25 Sec. 53.EFFECTIVE DATE. This division of this Act takes
26 effect July 1, 2020.

27 DIVISION III

28 MANAGEMENT OF LIMITED LIABILITY COMPANIES

29 Sec. 54. Section 489.407, subsection 2, paragraph f, Code
30 2019, is amended by striking the paragraph.

31 DIVISION IV

32 DISSOLUTION

33 Sec. 55. Section 489.105, subsection 2, paragraph a, Code
34 2019, is amended to read as follows:

35 a. Delivering to the secretary of state for filing a

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1 statement of change under section 489.114, an amendment to the
2 certificate under section 489.202, a statement of correction
3 under section 489.206, a biennial report under section 489.209,
4 a statement of withdrawal or a statement of rescission under
5 section 489.701A, or a statement of termination under section
6 489.702, subsection 2, paragraph “b”, subparagraph (6).

7 Sec. 56. Section 489.117, subsection 1, Code 2019, is
8 amended by adding the following new paragraphs:

9 NEW PARAGRAPH. 0a. Statement of rescission No fee

10 NEW PARAGRAPH. 00a. Statement of withdrawal No fee

11 Sec. 57.NEW SECTION. **489.701A Rescinding dissolution.**

12 1. A limited liability company may rescind its dissolution,
13 unless a statement of termination applicable to the company has
14 become effective, a district court has entered an order under
15 section 489.701, subsection 1, paragraph “d”, dissolving the
16 company, or the secretary of state has dissolved the company
17 under section 489.705.

18 2. Rescinding dissolution under this section requires all
19 of the following:

20 a. The affirmative vote or consent of each member.

21 b. If the limited liability company has delivered to the
22 secretary of state for filing a statement of dissolution and
23 any of the following applies:

24 (1) The statement has not become effective, delivery

25 to the secretary of state for filing of a statement of

26 withdrawal under section 489.205 applicable to the statement

27 of dissolution.

28 (2) If the statement of dissolution has become effective,
 29 delivery to the secretary of state for filing of a statement of
 30 rescission stating the name of the company and that dissolution
 31 has been rescinded under this section.

32 3. If a limited liability company rescinds its dissolution
 33 all of the following apply:

34 a. The company resumes carrying on its activities and
 35 affairs as if the dissolution had never occurred.

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1 b. Subject to paragraph "c", any liability incurred by the
 2 company after the dissolution and before the rescission has
 3 become effective is determined as if dissolution had never
 4 occurred.

5 c. The rights of a third party arising out of conduct in
 6 reliance on the dissolution before the third party knew or had
 7 notice of the rescission may not be adversely affected.>

8 2. Title page, by striking lines 1 through 4 and inserting
 9 <An Act relating to business entities, by providing for
 10 different types of limited liability companies and the
 11 dissolution of limited liability companies, and including
 12 effective date provisions.>

LOHSE of Polk

H-1111

1 Amend House File 355 as follows:

2 1. Page 2, after line 21 by inserting:

3 <Sec. ____. Section 476.6, subsection 8, Code 2019, is

4 amended by adding the following new paragraph:

5 NEW PARAGRAPH. c. A rate-regulated public utility that
 6 automatically adjusts rates or charges to increase consumer
 7 costs shall be subjected to a random audit by the board or the
 8 office of the consumer advocate and shall report to the board
 9 and the office of the consumer advocate all of the following
 10 information:

11 (1) The total amount of profits on the utility's investment
 12 returns.

13 (2) An explanation regarding how such increase in consumer
 14 costs will be spent or invested by the utility.

15 (3) The total amount of moneys used by the utility for
 16 funding weatherization assistance programs and other customer
 17 assistance programs.>

18 2. By renumbering as necessary.

HUNTER of Polk

H-1112

1 Amend House File 355 as follows:

2 1. Page 2, after line 21 by inserting:

3 <Sec. ____ Section 476.6, Code 2019, is amended by adding
4 the following new subsection:

5 NEW SUBSECTION. 22. *Public utility meters — customer*
6 *choice.*

7 *a.*(1) A rate-regulated public utility shall not install a
8 digital meter or smart meter at a customer's residence or place
9 of business on or after July 1, 2019, without first providing
10 the customer with educational information regarding the
11 full scope of the digital meter or smart meter's functioning
12 and effects, including but not limited to health and safety
13 warnings, and the opportunity to consent to the installation
14 or refuse such consent by electing to keep or receive an
15 electromechanical analog meter instead of the digital meter or
16 smart meter.

17 (2) A rate-regulated public utility shall offer to replace
18 a digital meter or smart meter with an electromechanical analog
19 meter free of charge and at any time upon a customer's request.

20 (3) A rate-regulated public utility shall not offer to
21 provide or provide discounted rates to customers in exchange
22 for obtaining the customer's consent to install a digital meter
23 or smart meter, and shall not charge a fee, assessment, or
24 higher rate to any customer choosing not to consent to the
25 installation of a digital meter or smart meter, or requesting
26 the replacement of a digital meter or smart meter with an
27 electromechanical analog meter.

28 (4) The board shall adopt rules to implement this
29 subsection.

30 *b.* For purposes of this subsection:

31 (1) "*Digital meter*" means a public utility meter which uses
32 electronic components and produces conducted emissions.

33 (2) "*Electromechanical analog meter*" means a public
34 utility meter which is purely electric and mechanical, uses
35 no electronic components, has no radio frequency or conducted

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1 emissions, and is not upgraded to function as a digital meter
2 or smart meter.

3 (3) "*Smart meter*" means an advanced metering infrastructure
4 device which uses radio or other wireless means for two-way
5 communication between the device and a public utility, an
6 advanced meter reading device using radio or other wireless
7 means for one-way communication between the device and a public
8 utility, or any public utility meter that emits wireless
9 radiofrequency electromagnetic radiation or requires a direct
10 current to operate.>

11 2. By renumbering as necessary.

SHIPLEY of Jefferson

H-1113

1 Amend House File 355 as follows:

2 1. Page 2, after line 21 by inserting:

3 <Sec. __. Section 476.6, Code 2019, is amended by adding
4 the following new subsection:

5 NEW SUBSECTION. 22. Rate base increase — proposed rate
6 increase filings — limits.

7 a. Notwithstanding any provision of law to the contrary,
8 the board shall not approve a proposed rate base increase for a
9 rate-regulated public utility which exceeds three percent of
10 the public utility's approved rate base for the previous year.

11 b. Notwithstanding any provision of law to the contrary,
12 the board shall prohibit a rate-regulated public utility from
13 filing more than one application for a proposed rate increase
14 in a single year or filing an application for a proposed rate
15 increase which proposes multiple-year rate increases.>

16 2. By renumbering as necessary.

RUNNING-MARQUARDT of Linn

H-1114

1 Amend Senate File 306 as follows:

2 1. Page 1, after line 19 by inserting:

3 <Sec. __. NEW SECTION. 455A.14B Waubonsie state park user
4 fee pilot program.

5 1. A Waubonsie state park user fee pilot program is
6 established within the department. Notwithstanding section
7 461A.35A, the department shall develop and administer the pilot
8 program at Waubonsie state park as follows:

9 a. The department shall charge an entrance fee of five
10 dollars per vehicle for a nonresident of the state.

11 b. A nonresident may pay a fee of forty dollars for an
12 annual pass that grants daily entrance into the state park
13 through one year after the date of purchase. The nonresident
14 may purchase a second annual pass for use for a different
15 vehicle for fifteen dollars.

16 c. The department has the authority to charge separate
17 fees to a resident and nonresident for campsite and shelter
18 reservations and for beach access.

19 d. The department shall determine the most effective and
20 efficient way to collect fees and provide proof of payment.

21 2. This section is repealed July 1, 2022.>

22 2. Title page, by striking line 2 and inserting <program and
23 a Waubonsie state park user fee pilot program.>

COMMITTEE ON WAYS AND MEANS

H-1115

1 Amend Senate File 567, as amended, passed, and reprinted by
2 the Senate, as follows:

3 1. Page 1, by striking lines 3 through 9 and inserting:
4 <NEW PARAGRAPH. e. Grant an exception for a person
5 who would otherwise be denied a license due to a criminal
6 conviction under specified circumstances. When considering
7 such an exception, the board shall consider the following: the
8 nature and seriousness of any offense of which the person was
9 convicted, all circumstances relative to the offense, including
10 mitigating circumstances or social conditions surrounding the
11 commission of the offense, the age of the person at the time
12 the offense was committed, the length of time that has elapsed
13 since the offense was committed, letters of reference, and all
14 other relevant evidence of rehabilitation and present fitness
15 presented. A person holding a license prior to July 1, 2019,
16 shall not be required to obtain an exception to maintain a
17 license.>

18 2. Page 1, by striking lines 12 through 15 and inserting:
19 <NEW SUBSECTION. 3. Conviction of a crime in Iowa that is
20 sexual abuse in violation of 709.4, a sexually violent offense
21 as defined in section 229A.2, the offense of dependent adult
22 abuse in violation of section 235B.20, a forcible felony as
23 defined in section 702.11, or the offense of domestic abuse
24 assault in violation of section 708.2A, shall be grounds for
25 denial, revocation, or suspension of a license. Conviction for
26 any other felony shall not be grounds for denial, revocation,
27 or suspension. A conviction of a crime in violation of
28 federal law or in violation of the law of another state shall
29 be given the same effect as it would if such conviction had
30 been under Iowa law. If federal law or the laws of another
31 state do not provide for offenses or violations denominated
32 or described in precisely the same words as Iowa law, the
33 department shall determine whether those offenses or violations
34 are substantially similar in nature to Iowa law and apply those
35 offenses or violations accordingly.>

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1 3. Page 1, by striking lines 18 through 21 and inserting:
2 <NEW SUBSECTION. 6. Conviction of a crime in Iowa that is
3 sexual abuse in violation of section 709.4, a sexually violent
4 offense as defined in section 229A.2, the offense of dependent
5 adult abuse in violation of section 235B.20, a forcible felony
6 as defined in section 702.11, or the offense of domestic abuse
7 assault in violation of section 708.2A, shall be grounds for
8 denial, revocation, or suspension of a license. Conviction for
9 any other felony shall not be grounds for denial, revocation,
10 or suspension. A conviction of a crime in violation of
11 federal law or in violation of the law of another state shall
12 be given the same effect as it would if such conviction had

13 been under Iowa law. If federal law or the laws of another
 14 state do not provide for offenses or violations denominated
 15 or described in precisely the same words as Iowa law, the
 16 department shall determine whether those offenses or violations
 17 are substantially similar in nature to Iowa law and apply those
 18 offenses or violations accordingly.>

19 4. Page 1, by striking lines 24 through 27 and inserting:
 20 <NEW SUBSECTION. 6. Conviction of a crime in Iowa that is
 21 sexual abuse in violation of section 709.4, a sexually violent
 22 offense as defined in section 229A.2, the offense of dependent
 23 adult abuse in violation of section 235B.20, a forcible felony
 24 as defined in section 702.11, or the offense of domestic abuse
 25 assault in violation of section 708.2A, shall be grounds for
 26 denial, revocation, or suspension of a license. Conviction for
 27 any other felony shall not be grounds for denial, revocation,
 28 or suspension. A conviction of a crime in violation of
 29 federal law or in violation of the law of another state shall
 30 be given the same effect as it would if such conviction had
 31 been under Iowa law. If federal law or the laws of another
 32 state do not provide for offenses or violations denominated
 33 or described in precisely the same words as Iowa law, the
 34 department shall determine whether those offenses or violations
 35 are substantially similar in nature to Iowa law and apply those

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1 offenses or violations accordingly.>
 2 5. Page 1, by striking lines 30 through 33 and inserting:
 3 <NEW SUBSECTION. 4. Conviction of a crime in Iowa that is
 4 sexual abuse in violation of section 709.4, a sexually violent
 5 offense as defined in section 229A.2, the offense of dependent
 6 adult abuse in violation of section 235B.20, a forcible felony
 7 as defined in 702.11, or the offense of domestic abuse assault
 8 in violation of section 708.2A, shall be grounds for denial,
 9 revocation, or suspension of a license. Conviction for any
 10 other felony shall not be grounds for denial, revocation, or
 11 suspension. A conviction of a crime in violation of federal
 12 law or in violation of the law of another state shall be given
 13 the same effect as it would if such conviction had been under
 14 Iowa law. If federal law or the laws of another state do not
 15 provide for offenses or violations denominated or described
 16 in precisely the same words as Iowa law, the department
 17 shall determine whether those offenses or violations are
 18 substantially similar in nature to Iowa law and apply those
 19 offenses or violations accordingly.>
 20 6. Page 2, by striking lines 1 through 4 and inserting:
 21 <NEW SUBSECTION. 4. Conviction of a crime in Iowa that is
 22 sexual abuse in violation of section 709.4, a sexually violent
 23 offense as defined in section 229A.2, the offense of dependent
 24 adult abuse in violation of section 235B.20, a forcible felony
 25 as defined in section 702.11, or the offense of domestic abuse
 26 assault in violation of section 708.2A, shall be grounds for

27 denial, revocation, or suspension of a license. Conviction for
28 any other felony shall not be grounds for denial, revocation,
29 or suspension. A conviction of a crime in violation of
30 federal law or in violation of the law of another state shall
31 be given the same effect as it would if such conviction had
32 been under Iowa law. If federal law or the laws of another
33 state do not provide for offenses or violations denominated
34 or described in precisely the same words as Iowa law, the
35 department shall determine whether those offenses or violations

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1 are substantially similar in nature to Iowa law and apply those
2 offenses or violations accordingly.>
3 7. Page 2, by striking lines 7 through 10 and inserting:
4 <NEW SUBSECTION. 7. Conviction of a crime in Iowa that is
5 sexual abuse in violation of section 709.4, a sexually violent
6 offense as defined in section 229A.2, the offense of dependent
7 adult abuse in violation of section 235B.20, a forcible felony
8 as defined in section 702.11, or the offense of domestic abuse
9 assault in violation of section 708.2A, shall be grounds for
10 denial, revocation, or suspension of a license. Conviction for
11 any other felony shall not be grounds for denial, revocation,
12 or suspension. A conviction of a crime in violation of
13 federal law or in violation of the law of another state shall
14 be given the same effect as it would if such conviction had
15 been under Iowa law. If federal law or the laws of another
16 state do not provide for offenses or violations denominated
17 or described in precisely the same words as Iowa law, the
18 department shall determine whether those offenses or violations
19 are substantially similar in nature to Iowa law and apply those
20 offenses or violations accordingly.>
21 8. Page 2, by striking lines 15 through 22 and inserting:
22 <NEW SUBSECTION. 5. The board may grant an exception
23 for a person who would otherwise be denied a license due to
24 a criminal conviction under specified circumstances. When
25 considering such an exception, the board shall consider the
26 following: the nature and seriousness of any offense of
27 which the person was convicted, all circumstances relative
28 to the offense, including mitigating circumstances or social
29 conditions surrounding the commission of the offense, the age
30 of the person at the time the offense was committed, the length
31 of time that has elapsed since the offense was committed,
32 letters of reference, and all other relevant evidence of
33 rehabilitation and present fitness presented. A person holding
34 a license prior to July 1, 2019, shall not be required to
35 obtain an exception to maintain a license.>

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1 9. By striking page 2, line 31, through page 3, line 6, and
2 inserting:

3 <Sec. ____ Section 105.22, subsection 4, Code 2019, is
 4 amended by striking the subsection and inserting in lieu
 5 thereof the following:
 6 4. Conviction of a crime in Iowa that is sexual abuse in
 7 violation of section 709.4, a sexually violent offense as
 8 defined in section 229A.2, the offense of dependent adult abuse
 9 in violation of section 235B.20, a forcible felony as defined
 10 in section 702.11, or the offense of domestic abuse assault
 11 in violation of section 708.2A, shall be grounds for denial,
 12 revocation, or suspension of a license. Conviction for any
 13 other felony shall not be grounds for denial, revocation, or
 14 suspension. A conviction of a crime in violation of federal
 15 law or in violation of the law of another state shall be given
 16 the same effect as it would if such conviction had been under
 17 Iowa law. If federal law or the laws of another state do not
 18 provide for offenses or violations denominated or described
 19 in precisely the same words as Iowa law, the department
 20 shall determine whether those offenses or violations are
 21 substantially similar in nature to Iowa law and apply those
 22 offenses or violations accordingly. A copy of the record of
 23 conviction or plea of guilty shall be conclusive evidence of
 24 such conviction.>
 25 10. Title page, line 3, by striking <felonies> and inserting
 26 <crimes>

COMMITTEE ON STATE GOVERNMENT

H-1116

1 Amend House File 758 as follows:
 2 1. Page 21, by striking lines 15 through 19 and inserting
 3 <eligible institutions. Of the moneys appropriated under this
 4 subsection, not more than eighty thousand dollars annually
 5 shall be used for tuition grants to qualified students who
 6 are attending an eligible institution under section 261.9,
 7 subsection 3, paragraph "b.">

KONFRST of Polk

H-1117

1 Amend House File 756 as follows:
 2 1. Page 2, by striking lines 31 through 35 and inserting
 3 <230A or applicable administrative rule. The department of
 4 human services shall utilize a request for proposals process
 5 to identify community mental health centers eligible for
 6 funding allocations, and may allocate funding to a juvenile
 7 shelter care home as defined under section 232.2. The funding
 8 distributed>

DEYOE of Story

H-1118

1 Amend Senate File 436, as passed by the Senate, as follows:

2 1. Page 1, after line 8 by inserting:

3 <Sec. ____ Section 321.69, subsections 1, 2, 3, 4, 7, 8, and
4 9, Code 2019, are amended to read as follows:

5 1. A certificate of title shall not be issued for a motor
6 vehicle unless a damage disclosure statement has been made
7 by the transferor of the vehicle and is furnished with the
8 application for certificate of title. A damage disclosure
9 statement shall be provided by the transferor to the transferee
10 in a transfer of ownership of a motor vehicle. The new
11 certificate of title and registration receipt shall state
12 on the face whether a prior owner ~~had~~ disclosed that the
13 vehicle was damaged to the extent that it was a ~~wrecked or~~
14 ~~salvage~~ severely damaged vehicle as defined in section 321.52,
15 ~~subsection 4, paragraph "e"~~.

16 2. The damage disclosure statement required by this section
17 shall, at a minimum, state whether the transferor knows if the
18 vehicle was titled as a salvage, rebuilt, or flood vehicle in
19 this or any other state prior to the transferor's ownership
20 of the vehicle and, if not, whether the transferor knows if
21 the vehicle was damaged to the extent that it was a ~~wrecked or~~
22 ~~salvage~~ severely damaged vehicle as defined in section 321.52,
23 ~~subsection 4, paragraph "e"~~, during or prior to the transferor's
24 ownership of the vehicle.

25 3. The damage disclosure statement shall be provided by the
26 transferor to the transferee at or before the time of sale.
27 If the transferor is not a resident of this state or if the
28 transferee acquired the vehicle by operation of law as provided
29 in section 321.47, the transferee shall not be required to
30 submit a damage disclosure statement from the transferor with
31 the transferee's application for title unless the state of the
32 transferor's residence requires a damage disclosure statement.
33 However, the transferee shall submit a damage disclosure
34 statement with the transferee's application for title
35 indicating whether a salvage, rebuilt, or flood title had ever

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1 existed for the vehicle, and if not, whether the vehicle was
2 damaged to the extent that it was a ~~wrecked or salvage~~ severely
3 damaged vehicle as defined in section 321.52, subsection 4,
4 ~~paragraph "e"~~, during or prior to the transferor's ownership
5 of the vehicle, and the year, make, and vehicle identification
6 number of the motor vehicle. The transferee shall not be
7 required to indicate whether the vehicle was damaged to the
8 extent that it was a ~~wrecked or salvage~~ severely damaged
9 vehicle as defined in section 321.52, subsection 4, paragraph
10 "e", under this subsection if the transferor's certificate of
11 title is from another state and if ~~it~~ the certificate of title
12 indicates that the vehicle is salvaged and not rebuilt or is

13 another state's salvage certificate of title.

14 4. A lessee who has executed a lease, as defined in section
 15 321F.1, shall provide a damage disclosure statement to the
 16 lessor at the termination of the lease. The damage disclosure
 17 statement shall be made on a separate disclosure document
 18 and shall state whether the vehicle was damaged during the
 19 term of the lease to the extent that it was a ~~wrecked or~~
 20 salvage severely damaged vehicle as defined in section ~~321.52,~~
 21 ~~subsection 4, paragraph "e"~~. The lessee's damage disclosure
 22 statement shall not be submitted with the application for
 23 title, but the lessor shall retain the lessee's damage
 24 disclosure statement for five years following the date of the
 25 statement.

26 7.a. The damage disclosure statements shall be made
 27 on the back of the certificate of title if the title is
 28 available to the transferor at the time of sale. If the title
 29 is not available at the time of sale or if the face of the
 30 transferor's Iowa title contains no indication that the vehicle
 31 was previously salvaged, ~~or~~ titled as a salvage, rebuilt,
 32 or flood vehicle, ~~or previously damaged to the extent that~~
 33 it was a severely damaged vehicle, and the transferor knows
 34 or reasonably should know that the vehicle was previously
 35 salvaged, ~~or~~ titled as a salvage, rebuilt, or flood vehicle,

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1 or previously damaged to the extent that it was a severely
 2 damaged vehicle in another state, the transferor shall
 3 make the disclosure on a separate disclosure document. The
 4 damage disclosure statement forms shall be as approved by the
 5 department. The treasurer shall not accept a damage disclosure
 6 statement and issue a title unless the back of the title or
 7 separate disclosure document has been fully completed and
 8 signed and dated by the transferee and the transferor, if
 9 applicable. If a separate damage disclosure document from a
 10 prior owner is required to be furnished with the application
 11 for title, the transferor shall provide a copy of the separate
 12 damage disclosure document to the transferee at or before the
 13 time of sale.

14 b. In addition to the information required in subsection
 15 2, a separate disclosure document shall state whether the
 16 vehicle's certificate of title indicates the existence of
 17 damage prior to the period of the transferor's ownership of
 18 the vehicle, ~~and~~ whether the vehicle was titled as a salvage,
 19 rebuilt, or flood vehicle, ~~and whether the vehicle was damaged~~
 20 to the extent that it was a severely damaged vehicle during the
 21 period of the transferor's ownership of the vehicle.

22 8. A person, authorized vehicle recycler licensed under
 23 chapter 321H, or motor vehicle dealer licensed under chapter
 24 322 shall not be liable to a subsequent owner, driver, or
 25 passenger of a vehicle because a prior owner or lessee gave a
 26 false or inaccurate damage disclosure statement or failed to

27 disclose that the vehicle had previously been damaged to the
28 extent that it was a severely damaged vehicle and repaired, or
29 had been titled on a salvage, rebuilt, or flood certificate
30 of title, unless the person, recycler, or dealer knew or
31 reasonably should have known that the prior owner or lessee
32 gave a false or inaccurate damage disclosure statement or
33 failed to disclose that the vehicle had been damaged to the
34 extent that it was a severely damaged vehicle and repaired, or
35 had been titled on a salvage, rebuilt, or flood certificate of

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1 title.
2 9. Except for subsections 10 and 11, this section does not
3 apply to motor trucks and truck tractors with a gross vehicle
4 weight rating of sixteen thousand pounds or more, vehicles more
5 than seven model years old, autocycles, motorcycles, motorized
6 bicycles, and special mobile equipment. This section does
7 apply to motor homes. The requirement in subsection 1 that
8 the new certificate of title and registration receipt shall
9 state on the face whether a prior owner had disclosed that
10 the vehicle was damaged to the extent that it was a ~~wrecked~~
11 ~~or salvage~~ severely damaged vehicle as defined in section
12 ~~321.52, subsection 4, paragraph “e”~~; does not apply to a vehicle
13 with a certificate of title bearing a designation that the
14 vehicle was previously titled on a salvage certificate of title
15 pursuant to section 321.52, subsection 4, paragraph “c”, or to
16 a vehicle with a certificate of title bearing a “REBUILT” or
17 “SALVAGE” designation pursuant to section 321.24, subsection
18 4 or 5. Except for subsections 10 and 11, this section does
19 not apply to new motor vehicles with a true mileage, as defined
20 in section 321.71, of one thousand miles or less, unless such
21 vehicle has incurred damage as described in subsection 2.
22 Sec. ____ Section 321.69, Code 2019, is amended by adding
23 the following new subsection:
24 NEW SUBSECTION. 13. For purposes of this section, “*severely*
25 *damaged vehicle*” means a motor vehicle that has been damaged to
26 the extent that the cost of repair exceeds fifty percent of the
27 fair market value of the vehicle, as determined in accordance
28 with rules adopted by the department, before the vehicle became
29 damaged.>
30 2. Page 1, after line 14 by inserting:
31 <Sec. ____ APPLICABILITY. This Act applies to applications
32 for a certificate of title submitted on or after July 1, 2019,
33 and to motor vehicle leases terminated on or after July 1,
34 2019.>
35 3. Title page, by striking line 1 and inserting <An Act

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1 relating to damaged motor vehicles, including wrecked or
2 salvage motor vehicles and damage disclosure statements, making

- 3 penalties applicable, and including applicability provisions.>
 4 4. By renumbering as necessary.

B. MEYER of Polk

H-1119

- 1 Amend House File 759 as follows:
 2 1. Page 1, after line 35 by inserting:
 3 <3. The department shall conduct a study regarding the
 4 feasibility, timeline, and costs of developing and maintaining
 5 a searchable database available on the department's internet
 6 site containing a listing, updated annually, of real property
 7 owned or leased by the state. Real property listed in the
 8 searchable database shall be listed by location and searchable
 9 by county, address, and any other method deemed beneficial
 10 to the public. If real property listed in the searchable
 11 database is leased by the state, the searchable database shall
 12 also include the rental or lease costs of such real property.
 13 The department shall submit its findings and recommendations
 14 in a report to the general assembly and to the chairpersons
 15 and ranking members of the senate and house committees on
 16 appropriations by December 31, 2019.>
 17 2. Page 19, by striking lines 11 through 13 and inserting
 18 <a listing of real property owned or leased by the state. The
 19 report shall be>
 20 3. Page 19, by striking lines 19 through 31.
 21 4. By renumbering as necessary.

LONDON of Polk

H-1120

- 1 Amend the amendment, H-1113, to House File 355 as follows:
 2 1. Page 1, line 4, by striking <subsection> and inserting
 3 <subsections>
 4 2. Page 1, after line 15 by inserting:
 5 <NEW SUBSECTION. 23. *Proposed rate increase — public*
 6 *input.* Notwithstanding any other provision of law to the
 7 contrary, upon the initiation of a formal proceeding to
 8 evaluate a rate-regulated public utility's application for a
 9 proposed rate increase, the board shall solicit input from
 10 customers and other interested members of the public regarding
 11 the proposed rate increase. The board shall consider such
 12 public input as part of its decision to approve, modify, or
 13 reject the proposed rate increase.>>

RUNNING-MARQUARDT of Linn

H-1121

- 1 Amend the amendment, H-1081, to House File 701 as follows:
 2 1. Page 3, by striking line 7 and inserting <obstruction.

- 3 Sec. .NEW SECTION. **562B.12A Increasing rent.**
 4 1. A landlord shall not increase the rent on any resident in
 5 a mobile home community unless the following have occurred:
 6 a. The landlord has provided notice at least one hundred
 7 eighty days in advance of the rent increase.
 8 b. The landlord has held a public forum with the residents
 9 of the community.
 10 c. The landlord has filed a justification report with the
 11 city council or county board of supervisors explaining why the
 12 rate increase is necessary.
 13 2. If a landlord increases the rent on a resident of a
 14 mobile home community by five percent or more, the resident is
 15 allowed to break the lease without penalty.>
 16 2. Page 3, by striking lines 8 through 11 and inserting:
 17 < . Title page, by striking lines 1 and 2 and inserting
 18 <An Act relating to the rent and use of manufactured, modular,
 19 and mobile homes and site-built dwelling units.>>
 20 3. By renumbering as necessary.

NIELSEN of Johnson

H-1122

- 1 Amend House File 758 as follows:
 2 1. Page 3, by striking lines 2 and 3 and inserting:
 3 <8. KIBBIE SKILLED WORKFORCE SCHOLARSHIPS 2020>

HALL of Woodbury

H-1123

- 1 Amend House File 758 as follows:
 2 1. Page 12, by striking lines 22 through 34 and inserting:
 3 <Sec. .LIMITATION OF STANDING APPROPRIATION — FY
 4 2019-2020. Notwithstanding the standing appropriation in
 5 section 285.2, for the fiscal year beginning July 1, 2019, and
 6 ending June 30, 2020, the amount appropriated from the general
 7 fund of the state pursuant to that section for the following
 8 designated purposes shall not exceed the following amount:
 9 For payment of claims for nonpublic school>
 10 2. Page 13, line 4, by striking <subsection> and inserting
 11 <section>
 12 3. By renumbering as necessary.

STECKMAN of Cerro Gordo

H-1124

- 1 Amend House File 758 as follows:
 2 1. Page 20, after line 26 by inserting:
 3 <Sec. . Section 20.3, subsection 11, Code 2019, is
 4 amended by adding the following new paragraph:
 5 NEW PARAGRAPH. g. A teacher licensed under chapter 272.>

6 2. By renumbering as necessary.

HUNTER of Polk

H-1125

1 Amend House File 758 as follows:

2 1. Page 3, line 1, by striking <200,000> and inserting
3 <250,000>

JAMES of Dubuque

H-1126

1 Amend House File 758 as follows:

2 1. By striking page 20, line 27, through page 21, line 2.
3 2. By renumbering as necessary.

MASCHER of Johnson

H-1127

1 Amend House File 758 as follows:

2 1. Page 8, line 35, before <Notwithstanding> by inserting
3 <a.>
4 2. Page 9, after line 4 by inserting:
5 < b. By January 15, 2020, the department shall submit a
6 written report to the general assembly regarding the program
7 and activities authorized under section 261E.8, subsection
8 7A, as enacted by 2018 Iowa Acts, chapter 1067, section 14.
9 The report shall include an analysis of the distribution of
10 funds to participating community colleges; the number of school
11 districts participating through a contractual arrangement
12 with each participating community college; information on the
13 programs and courses made available under each agreement; an
14 unduplicated count of enrollment and credit hours earned by
15 students participating under each agreement; and a summary of
16 major program costs.>
17 3. Page 11, by striking lines 6 and 7 and inserting
18 <educators:>
19 4. Page 11, by striking line 9 and inserting:
20 <From moneys appropriated in this subsection, \$1,400,000
21 shall be allocated to the area education agencies to provide
22 mental health awareness training for educators and schools,
23 \$1,400,000 shall be allocated to the area education agencies in
24 the manner determined by the area education agencies to be used
25 to identify a range of approaches to best meet the training
26 needs of schools and to strengthen community support for
27 students, and \$200,000 shall be allocated to the area education
28 agencies to create a clearinghouse of mental health resources
29 for use by schools and community providers.>
30 5. Page 18, line 31, by striking <4.00> and inserting <5.50>
31 6. Page 19, line 28, by striking <by> and inserting <but>

32 7. Page 21, after line 2 by inserting:
 33 <Sec. ___. Section 257.51, if enacted by 2019 Iowa Acts,
 34 House File 546, or successor legislation is amended by adding
 35 the following new subsection:

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1 NEW SUBSECTION. 4. The department of education shall
 2 annually report to the general assembly by January 15 the
 3 activities funded by and expenditures made from the career
 4 academy fund during the preceding fiscal year. The report
 5 shall summarize the amounts received by each grant recipient;
 6 the opportunities made available to students, including but
 7 not limited to coursework and work-based learning experiences;
 8 outcome measures for students participating in career academies
 9 funded through the career academy fund; delivery formats
 10 utilized; and the amount of any other state, federal, or
 11 private funding used by the grant recipient to supplement
 12 career academy fund moneys.>

13 8. Page 24, after line 9 by inserting:
 14 <Sec. ___. Section 284.6A, Code 2019, is amended by adding
 15 the following new subsection:

16 NEW SUBSECTION. 2A. By January 15 of each year, the
 17 department shall collect data from the prior fiscal year
 18 regarding the status of computer science in Iowa's school
 19 districts and accredited nonpublic schools and shall summarize
 20 the data in a report submitted to the general assembly. The
 21 report shall include computer science instruction provided
 22 by schools broken down by elementary, middle, and high
 23 school, moneys deposited in the fund from public and private
 24 sources, the amounts awarded, the impact of the provisions of
 25 this section on teachers, and the department's findings and
 26 recommendations.>

27 9. By renumbering, redesignating, and correcting internal
 28 references as necessary.

KERR of Louisa
 WINCKLER of Scott

H-1128

1 Amend House File 758 as follows:

2 1. Page 3, after line 8 by inserting:
 3 <From the moneys appropriated in this subsection, not
 4 less than \$400,000 shall be awarded to eligible students who
 5 are enrolled in eligible institutions in a program of study
 6 leading to high-demand jobs as child care workers. However,
 7 if the moneys allocated under this unnumbered paragraph exceed
 8 the amount needed to provide scholarships to such eligible
 9 students, moneys remaining after awards are distributed
 10 pursuant to this unnumbered paragraph may be used to award
 11 scholarships to eligible students pursuing other credentials

12 under section 261.131.>

WINCKLER of Scott
McCONKEY of Pottawattamie
EHLERT of Linn

H-1129

1 Amend House File 758 as follows:

2 1. Page 20, after line 26 by inserting:

3 <Sec. __.NEW SECTION. 2.57 **Minority impact statements.**

4 1. Beginning January 1, 2020, a minority impact statement
5 shall be attached to each bill and joint resolution prior to
6 debate on the floor of a chamber of the general assembly. The
7 statement shall include information concerning the impact of
8 the legislation upon minority persons in the state, including
9 but not limited to the impact upon economic opportunities,
10 employment, incarceration, educational opportunities, voter
11 rights and voting access, and other relevant matters. The
12 statement shall be factual and shall, if possible, provide
13 a reasonable estimate of both the immediate effect and the
14 long-range impact upon minority persons. The legislative
15 services agency shall develop a protocol for analyzing the
16 impact of legislation on minority persons pursuant to this
17 section. For purposes of this section, "*minority persons*" means
18 the same as defined in section 8.11.

19 2. The legislative services agency shall cause to be
20 prepared a minority impact statement within a reasonable time
21 after a bill or joint resolution is placed on the calendar of
22 either chamber of the general assembly. All minority impact
23 statements approved by the legislative services agency shall be
24 transmitted immediately to either the chief clerk of the house
25 or the secretary of the senate, after notifying the sponsor
26 of the legislation that the statement has been prepared for
27 publication. The chief clerk of the house or the secretary
28 of the senate shall attach the statement to the bill or joint
29 resolution as soon as it is available.

30 3. The legislative services agency may request the
31 cooperation of any state department or agency or political
32 subdivision in preparing a minority impact statement.

33 4. A revised minority impact statement shall be prepared
34 if the minority impact has been changed by the adoption of an
35 amendment, and may be requested by a member of the general

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1 assembly or be prepared upon a determination made by the
2 legislative services agency. However, a request for a revised
3 minority impact statement shall not delay action on the bill or
4 joint resolution unless so ordered by the presiding officer of
5 the chamber.>

6 2. Title page, line 4, after <regents,> by inserting <to

7 minority impact statements relating to education opportunities
8 and certain other relevant matters,>
9 3. By renumbering as necessary.

ABDUL-SAMAD of Polk
GAINES of Polk
R. SMITH of Black Hawk
THEDE of Scott

H-1130

1 Amend House File 758 as follows:
2 1. Page 15, by striking line 7 and inserting:
3 <..... \$ 18,000,000>

WILLIAMS of Black Hawk	ABDUL-SAMAD of Polk
ANDERSON of Polk	BEARINGER of Fayette
BENNETT of Linn	BRECKENRIDGE of Jasper
BROWN-POWERS of Black Hawk	COHOON of Des Moines
GASKILL of Wapello	HALL of Woodbury
HEDDENS of Story	HUNTER of Polk
ISENHART of Dubuque	JACOBY of Johnson
JAMES of Dubuque	KURTZ of Lee
LENSING of Johnson	MASCHER of Johnson
MATSON of Polk	McCONKEY of Pottawattamie
B. MEYER of Polk	NIELSEN of Johnson
OLDSON of Polk	OLSON of Polk
OURTH of Warren	RUNNING-MARQUARDT of Linn
M. SMITH of Marshall	R. SMITH of Black Hawk
STAED of Linn	STECKMAN of Cerro Gordo
SUNDE of Polk	THEDE of Scott
WESSEL-KROESCHELL of Story	WINCKLER of Scott
WOLFE of Clinton	DERRY of Polk
DONAHUE of Linn	EHLERT of Linn
FORBES of Polk	GAINES of Polk
JUDGE of Dallas	KACENA of Woodbury
KONFRST of Polk	KRESSIG of Black Hawk
KURTH of Scott	

H-1131

1 Amend Senate File 442, as amended, passed, and reprinted by
2 the Senate, as follows:
3 1. Page 1, before line 1 by inserting:
4 <Section 1. Section 321.1, subsection 6, Code 2019, is
5 amended to read as follows:
6 6. "Authorized emergency vehicle" means vehicles of the fire
7 department, police vehicles, ambulances, emergency management
8 vehicles, and emergency vehicles owned by the United States,
9 this state, any subdivision of this state, or any municipality
10 of this state, and privately owned vehicles as are designated
11 or authorized by the director of transportation under section

- 12 321.451.>
 13 2. By renumbering as necessary.

COMMITTEE ON TRANSPORTATION

H-1132

- 1 Amend the amendment, H-1127, to House File 758 as follows:
 2 1. Page 1, lines 25 and 26, by striking <training needs of
 3 schools> and inserting <mental health needs of students>

KERR of Louisa

H-1133

- 1 Amend Senate File 394, as passed by the Senate, as follows:
 2 1. Page 1, line 13, by striking <through a good faith
 3 effort>

COMMITTEE ON EDUCATION

H-1134

- 1 Amend Senate File 458, as passed by the Senate, as follows:
 2 1. By striking everything after the enacting clause and
 3 inserting:
 4 <Section 1. Section 561.21, subsection 3, Code 2019, is
 5 amended by striking the subsection and inserting in lieu
 6 thereof the following:
 7 3.a. Those secured by a mechanic's lien under chapter 572,
 8 including reasonable attorney fees as provided under section
 9 572.32, subsection 1.
 10 b. Those incurred for work done or material furnished,
 11 including principal and interest on any note securing the
 12 purchase of such material, exclusively for the improvement of
 13 the homestead.>

COMMITTEE ON JUDICIARY

H-1135

- 1 Amend Senate File 275, as passed by the Senate, as follows:
 2 1. Page 1, line 8, by striking <a class "D" felony> and
 3 inserting <an aggravated misdemeanor>
 4 2. Page 1, by striking lines 15 through 34.
 5 3. Title page, line 1, by striking <offenses> and inserting
 6 <offense>
 7 4. Title page, line 2, by striking <and cyberharassment,>

COMMITTEE ON JUDICIARY

H-1136

- 1 Amend Senate File 203, as passed by the Senate, as follows:
 2 1. Page 1, by striking lines 8 through 13.
 3 2. Title page, by striking lines 1 and 2 and inserting
 4 <An Act relating to stocking of waters located on private
 5 property.>

COMMITTEE ON NATURAL RESOURCES

H-1137

- 1 Amend Senate File 203, as passed by the Senate, as follows:
 2 1. Page 1, line 13, after <state.> by inserting <A person
 3 who owns the property on which a private pond is located shall
 4 not directly or indirectly impose a cost on a person who does
 5 not have a fishing license for fishing on the private pond.>

ISENHART of Dubuque

H-1138

- 1 Amend House File 670 as follows:
 2 1. By striking everything after the enacting clause and
 3 inserting:
 4 <Section 1. NEW SECTION. 578B.1 Short title.
 5 This Act shall be known as the “*Self-Service Storage*
 6 *Facilities Act*”.
 7 Sec. 2. NEW SECTION. 578B.2 Definitions.
 8 As used in this chapter, unless the context clearly requires
 9 otherwise:
 10 1. “*Commercially reasonable sale*” means a sale that is
 11 conducted at the self-service storage facility, at the nearest
 12 suitable place to where the personal property is held or
 13 stored, or on a publicly accessible internet site that conducts
 14 sales or auctions.
 15 2. “*Default*” means the failure by the occupant to perform on
 16 time any obligation or duty set forth in a rental agreement or
 17 this chapter.
 18 3. “*Emergency*” means any sudden, unexpected occurrence
 19 or circumstance at or near a self-service storage facility
 20 that requires immediate action to avoid injury to persons
 21 or property at or near the self-service storage facility,
 22 including a fire.
 23 4. “*Last-known address*” means the postal address or
 24 electronic mail address provided by an occupant in a rental
 25 agreement or the postal address or electronic mail address
 26 provided by the occupant in a subsequent written notice of a
 27 change of address.
 28 5. “*Late fee*” means any fee or charge assessed for an
 29 occupant’s failure to pay rent when due. “*Late fee*” does not
 30 include interest on a debt, reasonable expenses incurred in

31 the collection of unpaid rent, or costs associated with the
 32 enforcement of any other remedy provided by law or contract.
 33 6. *“Leased space”* means individual storage space at a
 34 self-service storage facility which is rented to an occupant
 35 pursuant to a rental agreement.

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1 7. *“Occupant”* means a person entitled to the use of leased
 2 space at a self-service storage facility under a rental
 3 agreement or the person’s successors or assigns.
 4 8. *“Operator”* means the owner, operator, lessor, or
 5 sublessor of a self-service storage facility or an agent or any
 6 other person authorized to manage the facility. *“Operator”* does
 7 not include a warehouse worker if the warehouse worker issues a
 8 warehouse receipt, bill of lading, or other document of title
 9 for the personal property stored.
 10 9. *“Personal property”* means movable property not affixed
 11 to land, including goods, wares, merchandise, motor vehicles,
 12 watercraft, household items, and furnishings.
 13 10. *“Property that has no commercial value”* means property
 14 offered for sale in a commercially reasonable sale that
 15 receives no bid or offer.
 16 11. *“Rental agreement”* means an agreement or lease, written
 17 or oral, that establishes or modifies the terms, conditions,
 18 or rules concerning the use and occupancy of leased space at a
 19 self-service storage facility.
 20 12. *“Self-service storage facility”* means real property
 21 designed and used for the purpose of renting or leasing
 22 individual storage space to occupants who are to have access
 23 to the space for the purpose of storing personal property. If
 24 an operator issues a warehouse receipt, bill of lading, or
 25 other document of title for the personal property stored, the
 26 operator and occupant are subject to chapter 554, article 7,
 27 and this chapter does not apply.
 28 13. *“Verified mail”* means any method of mailing offered by
 29 the United States postal service or private delivery service
 30 that provides evidence of the mailing.
 31 **Sec. 3. NEW SECTION. 578B.3 Facility not residence.**
 32 1. An operator shall not knowingly permit a leased space
 33 at a self-service storage facility to be used for residential
 34 purposes.
 35 2. An occupant shall not use a leased space for residential

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1 purposes.
 2 **Sec. 4. NEW SECTION. 578B.4 Notice and consent for**
 3 **inspection and repair.**
 4 Unless otherwise provided in a rental agreement, an
 5 occupant, upon reasonable request from the operator, shall
 6 allow the operator to enter a leased space for the purpose of

7 inspection or repair. If an emergency occurs, an operator may
8 enter a leased space for inspection or repair without notice to
9 or consent from the occupant.

10 Sec. 5. NEW SECTION. 578B.5 Lien — late fee — electronic
11 **communication permitted.**

12 1. The operator of a self-service storage facility and the
13 operator's heirs, executors, administrators, successors, and
14 assigns shall have a lien upon all of an occupant's personal
15 property located at the self-service storage facility for
16 delinquent rent, late fees, labor, or other charges incurred
17 pursuant to a rental agreement and for expenses incurred for
18 preservation, sale, or disposition of the personal property.
19 The lien established by this subsection shall have priority
20 over all other liens and security interests except for those
21 perfected prior to the time the personal property is brought to
22 the self-service storage facility.

23 2. The lien described in subsection 1 attaches on the date
24 on which personal property is brought to the self-service
25 storage facility.

26 3. If the rental agreement specifies a limit on the value
27 of personal property that the occupant may store in the leased
28 space, such limit shall be deemed to be the maximum value of
29 the personal property in the occupant's leased space.

30 4. A rental agreement under this chapter may provide for a
31 reasonable late fee for failure of the occupant to timely make
32 payments for the leased space when due. A monthly late fee of
33 twenty dollars or twenty percent of the monthly rental amount,
34 whichever is greater, shall be reasonable and is not a penalty.

35 5. The operator and occupant may agree to use electronic

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1 mail to satisfy all notice requirements under this chapter.
2 The parties, if consenting to use electronic mail for notice,
3 must consent to use electronic mail for all notices. If the
4 parties agree, the rental agreement shall contain a section
5 outlining the rights and duties for each party regarding the
6 use of electronic mail.

7 Sec. 6. NEW SECTION. 578B.6 Right to deny access due to
8 **default.**

9 If the occupant is in default, the operator shall have the
10 right to deny the occupant access to the leased space at the
11 self-service storage facility if such right is set forth in the
12 rental agreement.

13 Sec. 7. NEW SECTION. 578B.7 Enforcement of lien.

14 1. If an occupant is in default for a period of at least
15 thirty days, the operator may enforce the lien granted in
16 section 578B.5 by selling the occupant's personal property.
17 Sale of the occupant's personal property may be by public or
18 private proceedings. Such personal property may be sold as a
19 unit or in parcels, by way of one or more contracts, at any time
20 or place, and on any terms as long as the sale is commercially

21 reasonable. The operator may otherwise dispose of any property
22 that has no commercial value.

23 2. Before conducting a sale under this section, the operator
24 shall do all of the following:

25 a. Send notice of default to the occupant by hand mail,
26 verified mail, or electronic mail pursuant to subsection 7.

27 The notice of default shall include all of the following:

28 (1) A statement of the operator's claim showing that the
29 amount due at the time of the notice and the date when the
30 amount became due.

31 (2) A brief and general description of the personal property
32 subject to the lien. The description shall be reasonably
33 adequate to permit the occupant to identify the property,
34 except that any container including a trunk, valise, or box
35 that is locked, fastened, sealed, or tied in a manner which

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1 deters immediate access to the container's contents shall be
2 described as such and shall omit a description of the contents.

3 (3) A demand for payment of the charges due within a
4 specified time, which shall not be less than fourteen days
5 after the date of the notice.

6 (4) A statement that unless the claim is paid within the
7 time stated, the contents of the occupant's leased space will
8 be sold or otherwise disposed of after a specified time.

9 (5) The name, street address, and telephone number of the
10 operator or a designated agent whom the occupant may contact to
11 respond to the notice.

12 b. Notify all persons whom the operator has actual knowledge
13 who claim a security interest in the personal property. An
14 operator shall conduct a search to determine whether there
15 is a security interest in property subject to sale if the
16 property is registered under chapter 321 or 462A. At least
17 seven days before the sale, the operator shall also advertise
18 the time, place, and terms of the sale in a commercially
19 reasonable manner. The manner of advertisement is deemed
20 commercially reasonable if it is likely to attract at least
21 three independent bidders to attend or view the sale in person
22 or online at the time and place advertised. The operator may
23 buy the occupant's personal property at any public sale held
24 pursuant to this section.

25 3. If the personal property subject to the operator's lien
26 is a vehicle, watercraft, or trailer, and rent or other charges
27 remain due and unpaid for thirty days, the operator may have
28 the vehicle, watercraft, or trailer towed from the self-service
29 storage facility. The operator shall not be liable for any
30 damages to the vehicle, watercraft, or trailer once the tower
31 takes possession of the property. Removal of any vehicle,
32 watercraft, or trailer from the self-service storage facility
33 shall not release the operator's lien.

34 4. At any time before a sale is held under this section or

35 before a vehicle, watercraft, or trailer is towed under this

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1 section, the occupant may pay the amount necessary to satisfy
2 the lien and redeem the occupant's personal property.

3 5. In the event of a sale under this section, the operator
4 may satisfy the lien from the proceeds of the sale, but shall
5 hold the balance, if any, for a period of ninety days for
6 delivery on demand to the occupant. If the occupant does not
7 claim the balance within ninety days, the balance shall be paid
8 to the county treasurer in the county where the self-service
9 storage facility is located. The county treasurer shall hold
10 the funds for a period of two years. If a claim is not made by
11 the owner of the fund, then the fund shall become the property
12 of the county. There shall be no further recourse by any
13 person against the operator for an action pursuant to this
14 section.

15 6. A purchaser in good faith of any personal property sold
16 to satisfy a lien under this chapter takes the property free of
17 any rights of persons against whom the lien was valid, despite
18 noncompliance by the operator with the requirements of this
19 chapter. The purchaser of a motor vehicle shall apply for a
20 new title to the vehicle by the procedures outlined in section
21 321.47. For all other property which has a written title,
22 the purchaser shall follow the applicable procedures for the
23 property for the transfer of title by operation of law.

24 7. Notice to the occupant under subsection 2, paragraph
25 "a", shall be sent to the occupant's last-known address by hand
26 delivery, verified mail, or electronic mail. Notices sent
27 by hand delivery shall be deemed delivered when the occupant
28 has signed an acknowledgment of delivery. Notices sent by
29 verified mail shall be deemed delivered when deposited with the
30 United States postal service or private delivery service if the
31 notices are properly addressed with postage prepaid. Notices
32 sent by electronic mail shall be deemed delivered when an
33 electronic mail is sent to the last-known address provided by
34 the occupant. If the operator sends notice by electronic mail
35 and receives an automated message stating that the electronic

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1 mail cannot be delivered, the operator shall send notice by
2 hand delivery or by verified mail to the occupant's last-known
3 address with postage prepaid.

4 8. If the operator complies with the requirements of this
5 section, the operator's liability:

6 a. To the occupant, shall be limited to the net proceeds
7 received from the sale of the occupant's personal property
8 less any proceeds paid to the holders of any lien or security
9 interest of record on the personal property being sold.

10 b. To the holders of any lien or security interest of record

11 on the personal property being sold, shall be limited to the
 12 net proceeds received from the sale of the personal property
 13 subject to the holder's lien or security interest.

14 Sec. 8. NEW SECTION. 578B.8 Exclusive care, custody, and
 15 **control of personal property vested in occupant.**

16 Unless the rental agreement specifically provides otherwise
 17 and until a lien sale under section 578B.7, the exclusive care,
 18 custody, and control of all personal property stored in a
 19 leased space remains vested in the occupant.

20 Sec. 9. NEW SECTION. 578B.9 Supplemental nature of chapter.

21 This chapter does not impair the powers of the parties to a
 22 rental agreement to create rights, duties, or obligations that
 23 do not arise from this chapter. This chapter does not impair
 24 or impact the rights of parties to create liens by special
 25 contract or agreement, nor does it affect or impair other liens
 26 arising at common law or in equity, or by a statute of this
 27 state. The rights provided to an operator by this chapter are
 28 in addition to all other rights provided by law to a creditor
 29 against a debtor.

30 Sec. 10. NEW SECTION. 578B.10 Disclosure of flood zone.

31 The operator shall disclose in the rental agreement whether
 32 the self-service storage facility is located in a "special
 33 flood hazard area" as defined by the federal emergency
 34 management agency in 44 C.F.R. pt. 61, Appendix A(3).

35 Sec. 11. NEW SECTION. 578B.11 Fire, flood, or other

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1 **catastrophic event damage or destruction.**

2 If the self-service storage facility is damaged or destroyed
 3 by a fire, flood, or other catastrophic event to the extent
 4 that the leased space is rendered unusable, the operator
 5 shall make a good faith effort to notify the occupant of the
 6 event and the occupant may terminate the rental agreement by
 7 giving the required notice in the rental agreement. If the
 8 occupant terminates the rental agreement under this section,
 9 the occupant shall remove all contents of the leased space as
 10 soon as is reasonably practicable. Any prepaid rent is due to
 11 the occupant upon removal of the occupant's property from the
 12 leased space.

13 Sec. 12. Section 321.20, subsection 1, unnumbered paragraph
 14 1, Code 2019, is amended to read as follows:

15 Except as provided in this chapter, an owner of a vehicle
 16 subject to registration shall make application to the county
 17 treasurer of the county of the owner's residence, or if a
 18 nonresident, to the county treasurer of the county where the
 19 primary users of the vehicle are located, or if a lessor of
 20 the vehicle pursuant to chapter 321F which vehicle has a
 21 gross vehicle weight of less than ten thousand pounds, to the
 22 county treasurer of the county of the lessee's residence,
 23 or if a firm, association, or corporation with vehicles in
 24 multiple counties, the owner may make application to the county

25 treasurer of the county where the primary user of the vehicle
26 is located, for the registration and issuance of a certificate
27 of title for the vehicle upon the appropriate form furnished
28 by the department. However, upon the transfer of ownership,
29 the owner of a vehicle subject to the apportioned registration
30 provisions of chapter 326 shall make application for issuance
31 of a certificate of title to either the department or the
32 appropriate county treasurer. The owner of a vehicle purchased
33 pursuant to section 578B.7 shall present documentation that
34 such sale was completed in compliance with that section. The
35 application shall be accompanied by a fee of twenty dollars,

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1 and shall bear the owner's signature. A nonresident owner
2 of two or more vehicles subject to registration may make
3 application for registration and issuance of a certificate
4 of title for all vehicles subject to registration to the
5 county treasurer of the county where the primary user of any
6 of the vehicles is located. The owner of a mobile home or
7 manufactured home shall make application for a certificate
8 of title under this section from the county treasurer of the
9 county where the mobile home or manufactured home is located.
10 The application shall contain:

11 Sec. 13. Section 321.20A, subsection 1, Code 2019, is
12 amended to read as follows:

13 1. Notwithstanding other provisions of this chapter,
14 the owner of a commercial vehicle subject to the apportioned
15 registration provisions of chapter 326 may make application
16 to the department or the appropriate county treasurer
17 for a certificate of title. The owner of a commercial
18 vehicle purchased pursuant to section 578B.7 shall present
19 documentation that such sale was completed in compliance
20 with that section. The application for certificate of title
21 shall be made within thirty days of purchase or transfer and
22 shall be accompanied by a twenty dollar title fee and the
23 appropriate fee for new registration. The department or the
24 county treasurer shall deliver the certificate of title to the
25 owner if there is no security interest. If there is a security
26 interest, the title, when issued, shall be delivered to the
27 first secured party. Delivery may be made using electronic
28 means.

29 Sec. 14. Section 321.23, subsection 1, paragraph a, Code
30 2019, is amended to read as follows:

31 a. If the vehicle to be registered is a specially
32 constructed vehicle, reconstructed vehicle, street rod, replica
33 vehicle, or foreign vehicle, such fact shall be stated in the
34 application. A fee of ten dollars shall be paid by the person
35 making the application upon issuance of a certificate of title

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1 by the county treasurer. For a specially constructed vehicle,
 2 reconstructed vehicle, street rod, or replica vehicle subject
 3 to registration, the application shall be accompanied by a
 4 statement from the department authorizing the motor vehicle
 5 to be titled and registered in this state. The owner of a
 6 specially constructed vehicle, reconstructed vehicle, street
 7 rod, replica vehicle, or foreign vehicle purchased pursuant to
 8 section 578B.7 shall present documentation that such sale was
 9 completed in compliance with that section.

10 Sec. 15. Section 321.47, subsection 1, Code 2019, is amended
 11 to read as follows:

12 1. If ownership of a vehicle is transferred by operation of
 13 law upon inheritance, devise or bequest, dissolution decree,
 14 order in bankruptcy, insolvency, replevin, foreclosure or
 15 execution sale, abandoned vehicle sale, or when the engine of a
 16 motor vehicle is replaced by another engine, or a vehicle is
 17 sold or transferred to satisfy an artisan's lien as provided
 18 in chapter 577, a landlord's lien as provided in chapter 570,
 19 a self-service storage facility lien as provided in section
 20 578B.7, a storage lien as provided in chapter 579, a judgment
 21 in an action for abandonment of a manufactured or mobile home
 22 as provided in chapter 555B, upon presentation of an affidavit
 23 relating to the disposition of a valueless mobile, modular, or
 24 manufactured home as provided in chapter 555C, or repossession
 25 is had upon default in performance of the terms of a security
 26 agreement, the county treasurer in the transferee's county of
 27 residence or, in the case of a mobile home or manufactured
 28 home, the county treasurer of the county where the mobile home
 29 or manufactured home is located, upon the surrender of the
 30 prior certificate of title or the manufacturer's or importer's
 31 certificate, or when that is not possible, upon presentation
 32 of satisfactory proof to the county treasurer of ownership
 33 and right of possession to the vehicle and upon payment of a
 34 fee of twenty dollars and the presentation of an application
 35 for registration and certificate of title, may issue to the

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1 applicant a registration card for the vehicle and a certificate
 2 of title to the vehicle. A person entitled to ownership of
 3 a vehicle under a decree of dissolution shall surrender a
 4 reproduction of a certified copy of the dissolution and upon
 5 fulfilling the other requirements of this chapter is entitled
 6 to a certificate of title and registration receipt issued in
 7 the person's name.

8 Sec. 16. Section 462A.77, Code 2019, is amended by adding
 9 the following new subsection:

10 NEW SUBSECTION. 10. The buyer of a vessel sold pursuant to
 11 section 578B.7 shall present documentation that such sale was
 12 completed in compliance with that section.

13 Sec. 17. Section 462A.82, subsection 1, Code 2019, is
 14 amended to read as follows:

15 1. If ownership of a vessel is transferred by operation of
 16 law, such as by inheritance, order in bankruptcy, insolvency,
 17 replevin, or execution sale, or in compliance with section
 18 578B.7, the transferee, within thirty days after acquiring the
 19 right to possession of the vessel by operation of law, shall
 20 mail or deliver to the county recorder satisfactory proof of
 21 ownership as the county recorder requires, together with an
 22 application for a new certificate of title, and the required
 23 fee. A title tax is not required on these transactions.

24 Sec. 18.REPEAL. Chapter 578A, Code 2019, is repealed.>

SORENSEN of Adair

H-1139

1 Amend House File 759 as follows:

2 1. Page 20, after line 6 by inserting:

3 <Sec. ____ Section 19B.12, subsection 4, Code 2019, is
 4 amended to read as follows:

5 4.a. The department of administrative services for
 6 all state agencies, and the state board of regents for its
 7 institutions, shall adopt rules and appropriate internal,
 8 confidential grievance procedures to implement this section,
 9 and shall adopt procedures for determining violations of
 10 this section and for ordering appropriate dispositions that
 11 may include, but are not limited to, discharge, suspension,
 12 or reduction in rank or grade as defined in section 8A.413,
 13 subsection 19.

14 b. Upon receipt or referral of a complaint alleging
 15 sexual harassment from a state employee, the department of
 16 administrative services or the state board of regents, as
 17 applicable, shall initiate an investigation of the complaint
 18 and shall complete the investigation within one hundred eighty
 19 days of the receipt or referral of the complaint.

20 c. Notwithstanding any provision of law to the contrary, a
 21 state employee alleging to be aggrieved by a violation of this
 22 section may file a civil action within two years after the date
 23 of the alleged violation in a court of competent jurisdiction
 24 in the county where the violation is alleged to have occurred
 25 or where the employer has its principal office.>

26 2. By renumbering as necessary.

WESSEL-KROESCHELL of Story

H-1140

1 Amend House File 759 as follows:

2 1. Page 19, before line 5 by inserting:

3 <Sec. ____ **NEW SECTION. 2.57 Minority impact statements.**

4 1. Beginning January 1, 2020, a minority impact statement

5 shall be attached to each bill and joint resolution prior to
 6 debate on the floor of a chamber of the general assembly. The
 7 statement shall include information concerning the impact of
 8 the legislation upon minority persons in the state, including
 9 but not limited to the impact upon economic opportunities,
 10 employment, incarceration, educational opportunities, voter
 11 rights and voting access, and other relevant matters. The
 12 statement shall be factual and shall, if possible, provide
 13 a reasonable estimate of both the immediate effect and the
 14 long-range impact upon minority persons. The legislative
 15 services agency shall develop a protocol for analyzing the
 16 impact of legislation on minority persons pursuant to this
 17 section. For purposes of this section, "*minority persons*" means
 18 the same as defined in section 8.11.

19 2. The legislative services agency shall cause to be
 20 prepared a minority impact statement within a reasonable time
 21 after a bill or joint resolution is placed on the calendar of
 22 either chamber of the general assembly. All minority impact
 23 statements approved by the legislative services agency shall be
 24 transmitted immediately to either the chief clerk of the house
 25 or the secretary of the senate, after notifying the sponsor
 26 of the legislation that the statement has been prepared for
 27 publication. The chief clerk of the house or the secretary
 28 of the senate shall attach the statement to the bill or joint
 29 resolution as soon as it is available.

30 3. The legislative services agency may request the
 31 cooperation of any state department or agency or political
 32 subdivision in preparing a minority impact statement.

33 4. A revised minority impact statement shall be prepared
 34 if the minority impact has been changed by the adoption of an
 35 amendment, and may be requested by a member of the general

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1 assembly or be prepared upon a determination made by the
 2 legislative services agency. However, a request for a revised
 3 minority impact statement shall not delay action on the bill or
 4 joint resolution unless so ordered by the presiding officer of
 5 the chamber.>

6 2. By renumbering as necessary.

ABDUL-SAMAD of Polk
 GAINES of Polk
 R. SMITH of Black Hawk
 THEDE of Scott

H-1141

1 Amend House File 759 as follows:

- 2 1. Page 16, line 3, before <For> by inserting <a.>
- 3 2. Page 16, line 8, before <The> by inserting <b.>
- 4 3. Page 16, after line 10 by inserting:

5 <c. The secretary of state shall conduct an audit of all
6 counties in this state to determine the number of voters in
7 the state who, unable to produce acceptable identification at
8 the time of voting, signed an oath of identification to verify
9 identity to vote in the 2018 general election. The secretary
10 of state shall use such information to develop and implement
11 a comprehensive and statewide public education plan in order
12 to inform such voters and any other voters registered after
13 the 2018 general election of the state's voter identification
14 requirements for voting in subsequent elections. The secretary
15 of state shall submit its findings and recommendations in a
16 report to the general assembly by December 1, 2019.>

HUNTER of Polk

H-1142

1 Amend House File 759 as follows:
2 1. Page 16, line 3, before <For> by inserting <a.>
3 2. Page 16, line 8, before <The> by inserting <b.>
4 3. Page 16, after line 10 by inserting:
5 <c. The secretary of state shall develop and implement
6 a strategic plan for ensuring compliance with all applicable
7 notice, publication, filing, and other procedural requirements
8 for proposed constitutional amendments. The secretary of state
9 shall submit a report on the strategic plan, including any
10 recommendations, to the general assembly by December 1, 2019.>

HUNTER of Polk

H-1143

1 Amend House File 759 as follows:
2 1. Page 20, after line 6 by inserting:
3 <Sec. ____ Section 53.11, Code 2019, is amended by adding
4 the following new subsection:
5 NEW SUBSECTION. 2A. Notwithstanding subsection 1, the
6 commissioner shall establish a satellite absentee voting
7 station within or adjacent to the campus grounds of each
8 institution of higher education in the state. For purposes of
9 this subsection, "*institution of higher education*" means the
10 same as defined in section 722.11.>
11 2. By renumbering as necessary.

HUNTER of Polk

H-1144

1 Amend House File 759 as follows:
2 1. Page 16, line 3, before <For> by inserting <a.>
3 2. Page 16, line 8, before <The> by inserting <b.>
4 3. Page 16, after line 10 by inserting:
5 <c. From the moneys appropriated in paragraph "a", the

6 secretary of state shall use \$100,000 for training regarding
 7 voter education and outreach for minority, disabled, and new
 8 citizen voters in the state.>

ABDUL-SAMAD of Polk

H-1145

1 Amend House File 759 as follows:
 2 1. Page 20, after line 6 by inserting:
 3 <Sec. __.NEW SECTION. **68A.303A Dependent care expenses.**
 4 1. In addition to the uses permitted under sections 68A.302
 5 and 68A.303, a candidate or candidate's committee may use
 6 campaign funds to pay for expenses related to the care of any
 7 dependent of the candidate if all of the following conditions
 8 are met:
 9 a. The expense is incurred as a direct result of campaign
 10 activity.
 11 b. The candidate would not have needed the dependent care
 12 but for the candidate's candidacy for office.
 13 c. The candidate could not participate in the campaign
 14 activity without dependent care.
 15 d. The payment to the dependent care provider is reasonable
 16 and customary for the services rendered.
 17 e. The dependent care provider is not the spouse or
 18 dependent child of the candidate.
 19 2. A candidate using campaign funds for dependent care
 20 expenses shall keep a log detailing the date, campaign purpose,
 21 length of time of care, name of dependent care provider, and
 22 cost for each dependent care expense paid or owed by the
 23 campaign. Such a log shall be provided to the board upon
 24 request. Upon receipt of such a log, the board shall determine
 25 whether the expenditure constitutes a legitimate campaign
 26 expense.
 27 3. For purposes of this section, "*dependent*" means the same
 28 as defined in section 152 of the Internal Revenue Code.>
 29 2. By renumbering as necessary.

ABDUL-SAMAD of Polk

H-1146

1 Amend House File 759 as follows:
 2 1. Page 1, line 16, by striking <3,524,611> and inserting
 3 <3,451,892>
 4 2. Page 10, line 17, by striking <2,570,605> and inserting
 5 <2,643,324>

HUNTER of Polk

H-1147

1 Amend House File 759 as follows:

- 2 1. Page 7, line 2, by striking <2,303,954> and inserting
3 <2,103,954>
4 2. Page 7, line 3, by striking <21.00> and inserting <19.00>

DERRY of Polk

H-1148

- 1 Amend House File 759 as follows:
2 1. Page 16, line 3, before <For> by inserting <a.>
3 2. Page 16, line 8, before <The> by inserting <b.>
4 3. Page 16, after line 10 by inserting:
5 < c. From the moneys appropriated in paragraph “a”, the
6 secretary of state shall use \$20,000 to reimburse county
7 commissioners of elections for the tracking and counting of
8 mailed absentee ballots.>
9 4. Page 20, after line 6 by inserting:
10 <Sec. ___. Section 53.17, subsection 1, paragraph b, Code
11 2019, is amended to read as follows:
12 b. The sealed return envelope may be mailed to the
13 commissioner by the registered voter or by the voter’s
14 designee. If mailed by the voter’s designee, the envelope
15 must be mailed within seventy-two hours of retrieving it from
16 the voter or within time to be postmarked or, if applicable,
17 to have the ~~intelligent mail~~ postal service barcode traced to
18 a date of entry into the federal mail system not later than
19 the day before the election, as provided in section 53.17A,
20 whichever is earlier.
21 Sec. ___. Section 53.17, subsection 2, Code 2019, is amended
22 to read as follows:
23 2. In order for the ballot to be counted, the return
24 envelope must be received in the commissioner’s office before
25 the polls close on election day or be clearly postmarked by an
26 officially authorized postal service or bear an ~~intelligent~~
27 ~~mail~~ a postal service barcode traceable to a date of entry
28 into the federal mail system not later than the day before the
29 election, as provided in section 53.17A, and received by the
30 commissioner not later than noon on the Monday following the
31 election.
32 Sec. ___. Section 53.17, subsection 4, paragraph f, Code
33 2019, is amended to read as follows:
34 f. A statement that the completed absentee ballot will
35 be delivered to the commissioner’s office within seventy-two

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- 1 hours of retrieving it from the voter or before the closing of
2 the polls on election day, whichever is earlier, or that the
3 completed absentee ballot will be mailed to the commissioner
4 within seventy-two hours of retrieving it from the voter or
5 within time to be postmarked or, if applicable, to have the
6 ~~intelligent mail~~ postal service barcode traced to a date of

7 entry into the federal mail system not later than the day
 8 before the election, as provided in section 53.17A, whichever
 9 is earlier.

10 Sec. NEW SECTION. 53.17A Absentee ballot tracking.

11 1. For the purposes of this chapter:

12 a. *“Postal service barcode”* means a barcode purchased by the
 13 sender and supplied by the United States postal service that is
 14 used to sort and track letters and flat packages and is printed
 15 on an absentee ballot return envelope at the direction of the
 16 commissioner before the envelope is sent to the voter.

17 b. *“Tracking information database”* means a database
 18 administered by the United States postal service that is
 19 accessible to the commissioner and contains information
 20 regarding letters or flat packages.

21 2.a. Prior to implementing for the first time,
 22 discontinuing the usage of, or reimplementing the usage
 23 of a postal service barcode and tracking information, the
 24 commissioner shall send notice to the state commissioner prior
 25 to October 1, 2020, for an election taking place in 2020 after
 26 that date, and by October 1 of each year thereafter.

27 b. The commissioner shall not implement or discontinue
 28 the use of a postal service barcode or tracking information
 29 database during an election after an absentee ballot has been
 30 mailed for that election pursuant to section 53.8.

31 c. The state commissioner shall adopt rules regarding
 32 the statewide implementation of a postal service barcode and
 33 tracking information database, including procedures to be
 34 followed when usage of a postal service barcode or the tracking
 35 information database is negatively impacted. Each commissioner

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1 shall use a postal service barcode and tracking information
 2 database consistent with rules of the state commissioner.

3 Every commissioner shall send notice to the state commissioner
 4 and implement the use of a postal service barcode and tracking
 5 information database prior to October 1, 2020.

6 3.a. An absentee ballot received after the polls close
 7 on election day but prior to the official canvass shall be
 8 counted if the commissioner determines that the ballot entered
 9 the federal mail system by the deadline specified in section
 10 53.17 or 53.22. The date of entry of such an absentee ballot
 11 into the federal mail system shall only be verified as provided
 12 in paragraph “b”.

13 b.(1) If the postmark indicates that the absentee ballot
 14 entered the federal mail system by the deadline specified
 15 in section 53.17 or 53.22, the ballot shall be included for
 16 canvass by the absentee and special voters precinct board.

17 (2) If the postmark is illegible, missing, or dated on or
 18 after election day, the commissioner shall attempt to verify
 19 the ballot’s date of entry into the federal mail system by
 20 querying the postal service barcode in the tracking information

21 database. If the tracking information database indicates that
22 the absentee ballot entered the federal mail system by the
23 deadline specified in section 53.17 or 53.22, the ballot shall
24 be included for canvass by the absentee and special voters
25 precinct board. The commissioner shall provide a report to
26 the absentee and special voters precinct board regarding the
27 information available in the tracking information database.

28 (3) If there is a discrepancy between the date indicated by
29 the postmark and the postal service barcode, the earlier of the
30 two shall determine the date of entry of the absentee ballot
31 into the federal mail system.

32 (4)(a) If neither the postmark nor the postal service
33 barcode indicates that the absentee ballot entered the federal
34 mail system by the deadline specified in section 53.17 or
35 53.22, the absentee ballot shall be sent to the absentee

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1 and special voters precinct board pursuant to subparagraph
2 division (b) with the numeric value assigned to the postal
3 service barcode and a full report from the tracking information
4 database.

5 (b) An absentee and special voters precinct board member
6 from each political party for partisan elections, or any
7 two members of the board for nonpartisan elections, shall
8 review the postal service barcode and tracking database
9 information report of each absentee ballot submitted pursuant
10 to subparagraph division (a) and certify that the tracking
11 information database report corresponds to the absentee ballot
12 by initialing the report and the absentee ballot envelope.
13 If the board concludes that the postal service barcode and
14 tracking information database report verify that the absentee
15 ballot entered the federal mail system by the deadline
16 specified in section 53.17 or 53.22, the ballot shall be
17 counted. Otherwise, the ballot shall not be counted.

18 4. The commissioner shall file a report regarding absentee
19 ballot tracking and counting for each general election no later
20 than December 1 following each general election. The report
21 shall be in a form prescribed by the state commissioner.

22 Sec. ____ Section 53.22, subsection 6, paragraph b, Code
23 2019, is amended to read as follows:

24 b. Absentee ballots voted under this subsection shall be
25 delivered to the commissioner no later than the time the polls
26 are closed on election day. If the ballot is returned by mail
27 the return envelope must be received by the time the polls
28 close, or be clearly postmarked by an officially authorized
29 postal service or bear ~~an intelligent mail a postal service~~
30 barcode traceable to a date of entry into the federal mail
31 system not later than the day before the election, as provided
32 in section 53.17A, and received by the commissioner no later
33 than the time established for the canvass by the board of
34 supervisors for that election.>

35 5. By renumbering as necessary.

HUNTER of Polk

H-1149

1 Amend House File 765 as follows:

- 2 1. Page 9, line 24, by striking <three> and inserting <two>
 3 2. Page 12, line 9, by striking <three> and inserting <two>

MOHR of Scott
 COHOON of Des Moines

H-1150

1 Amend Senate File 227, as passed by the Senate, as follows:

- 2 1. By striking everything after the enacting clause and
 3 inserting:
 4 <Section 1. Section 321.37, subsection 2, Code 2019, is
 5 amended to read as follows:
 6 2. ~~Registration plates issued for~~ Notwithstanding
 7 subsection 1, a motor vehicle which is twenty-five model year
 8 ~~1948 years old~~ or older, ~~and or a~~ reconstructed or specially
 9 constructed ~~vehicles~~ vehicle built to resemble a vehicle
 10 which is twenty-five model year ~~1948 vehicle~~ years old or
 11 older, other than a truck registered for more than five tons,
 12 autogyro, motorcycle, or truck tractor, may display one
 13 registration plate on the rear of the vehicle if the other
 14 registration plate issued to the vehicle is carried in the
 15 vehicle at all times when the vehicle is operated on a public
 16 highway.
 17 Sec. 2.STUDY AND REPORT. The department of transportation
 18 and the department of public safety shall jointly conduct a
 19 study on the means available to identify a motor vehicle from
 20 the front of the vehicle other than the display of a front
 21 registration plate. The departments shall jointly submit
 22 the results of the study, along with any recommendations, in
 23 electronic form to the general assembly on or before December
 24 31, 2019.>

COMMITTEE ON TRANSPORTATION

H-1151

1 Amend House File 765 as follows:

- 2 1. Page 6, after line 7 by inserting:
 3 <As a condition of the appropriation in this lettered
 4 paragraph, a public shallow lake or wetland or a significant
 5 public lake for purposes of the department's annual lake
 6 restoration plan and report shall include, notwithstanding any
 7 provision of section 456A.33B to the contrary, a water body

8 that is owned by a public entity organized under chapter 357E.>

HINSON of Linn
HEIN of Jones
ZUMBACH of Linn

H-1152

1 Amend Senate File 507, as passed by the Senate, as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <Section 1. Section 85.61, Code 2019, is amended by adding
5 the following new subsection:
6 NEW SUBSECTION. 7A. "*Physician*" means a physician chosen
7 by an employee filing for workers' compensation benefits for
8 a personal injury arising out of and in the course of the
9 employment.>
10 2. Title page, by striking lines 1 through 3 and inserting
11 <An Act relating to the definition of physician for purposes of
12 filing for workers' compensation benefits.>

HUNTER of Polk

H-1153

1 Amend Senate File 507, as passed by the Senate, as follows:
2 1. Page 1, line 3, by striking <Personal> and inserting
3 <Unless there is a specific workplace factor increasing the
4 extent of injury, contributing to the cause of injury, or
5 increasing the likelihood of injury, personal>

WOLFE of Clinton

H-1154

1 Amend Senate File 507, as passed by the Senate, as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <Section 1.NEW SECTION. **19B.7A State contracts — race**
5 **and gender compensation reporting.**
6 1. For purposes of ensuring compliance with chapter 216
7 and this chapter, a nonstate party to a contract for goods or
8 services with the state shall submit the following information
9 regarding each of its employees in a report to the department
10 of administrative services and the civil rights commission
11 annually by January 1:
12 a. Total annual compensation.
13 b. Occupation.
14 c. Sex.
15 d. Race.
16 e. Length of employment.
17 f. Highest level of education attained.
18 g. Years of experience relevant to the employee's job.

19 2. Names of employees shall not be included in the report.
 20 Sec. 2. Section 216.6A, Code 2019, is amended by adding the
 21 following new subsections:
 22 NEW SUBSECTION. 2A. It shall be an unfair or discriminatory
 23 practice for any employer or agent of any employer to do any of
 24 the following:
 25 a. Require, as a condition of employment, that an employee
 26 refrain from disclosing, discussing, or sharing information
 27 about the amount of the employee's wages, benefits, or other
 28 compensation or from inquiring, discussing, or sharing
 29 information about any other employee's wages, benefits, or
 30 other compensation.
 31 b. Require, as a condition of employment, that an employee
 32 sign a waiver or other document that requires an employee to
 33 refrain from engaging in any of the activities permitted under
 34 paragraph "a".
 35 c. Discriminate or retaliate against an employee for

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1 engaging in any of the activities permitted under paragraph "a".
 2 d. Seek salary history information, including but not
 3 limited to information on compensation and benefits, from
 4 a potential employee as a condition of a job interview or
 5 employment. This paragraph shall not be construed to prohibit
 6 a prospective employer from asking a prospective employee what
 7 salary level the prospective employee would require in order to
 8 accept a job.
 9 e. Release the salary history, including but not limited
 10 to information on compensation and benefits, of any current
 11 or former employee to any prospective employer in response to
 12 a request as part of an interview or hiring process without
 13 written authorization from such current or former employee.
 14 f. Publish, list, or post within the employer's
 15 organization, with any employment agency, job-listing
 16 service, or internet site, or in any other public manner, an
 17 advertisement to recruit candidates for hire or independent
 18 contractors to fill a position within the employer's
 19 organization without including the minimum rate of pay of the
 20 position. The rate of pay may be by the hour, shift, day, week,
 21 salary, piece, commission, or other applicable rate. The rate
 22 of pay shall include overtime and allowances, if any, claimed
 23 as part of the minimum wage, including but not limited to
 24 tipped wages.
 25 g. Pay a newly hired employee at less than the rate of pay
 26 advertised for the employee's position under paragraph "f".
 27 NEW SUBSECTION. 5. The commission shall establish a
 28 statewide, toll-free telephone hotline for the purpose of
 29 receiving reports of violations of this section.
 30 Sec. 3. Section 216.6A, subsection 3, Code 2019, is amended
 31 to read as follows:
 32 3.a. It shall be an affirmative defense to a claim arising

33 under this section if any of the following applies:
 34 ~~a.~~ (1) Payment of wages is made pursuant to a seniority
 35 system.

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1 ~~b.~~ (2) Payment of wages is made pursuant to a merit system.
 2 ~~e.~~ (3) Payment of wages is made pursuant to a system which
 3 measures earnings by quantity or quality of production.
 4 ~~f.~~ (4) Pay differential is based on any other bona fide
 5 factor other than the age, race, creed, color, sex, sexual
 6 orientation, gender identity, national origin, religion,
 7 or a bona fide factor relating to education, training, or
 8 experience. This defense shall apply only if the employer
 9 demonstrates that the factor is not based on or derived from
 10 a differential in compensation based on age, race, creed,
 11 color, sex, sexual orientation, gender identity, national
 12 origin, religion, or disability; is job related with respect
 13 to the position in question; and is consistent with a business
 14 necessity. For purposes of this subparagraph, "business
 15 necessity" means an overriding legitimate business purpose
 16 such that the factor relied upon effectively fulfills the
 17 business purpose it is supposed to serve. This affirmative
 18 defense shall not apply if the employee demonstrates that an
 19 alternative business practice exists that would serve the same
 20 business purpose without producing the wage differential.
 21 b. An affirmative defense under this subsection is not
 22 applicable unless one or more of the defenses listed in
 23 paragraph "a" account for the entire pay differential that is
 24 the subject of the claim.

25 Sec. 4.EQUAL PAY TASK FORCE AND REPORT.
 26 1. An equal pay task force is created. The task force shall
 27 consist of the following members:
 28 a. The director of the civil rights commission, or the
 29 director's designee.
 30 b. The director of the department of human rights, or the
 31 director's designee.
 32 c. An employee of the labor market information division
 33 of the department of workforce development designated by the
 34 director of the department.
 35

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1 d. A representative of the association of business and
 2 industry, appointed by the president of the association.
 3 e. A member of a statewide labor organization appointed by
 4 the president of the organization.
 5 f. Two representatives of organizations whose objectives
 6 include the elimination of pay disparities between men and
 7 women and minorities and nonminorities and that have undertaken
 8 advocacy, educational, or legislative initiatives in pursuit

9 of such objectives appointed by the director of the civil
10 rights commission in consultation with the leadership of those
11 organizations.

12 g. Two representatives of postsecondary education
13 institutions who have experience and expertise in the
14 collection and analysis of data concerning pay disparities
15 between men and women and minorities and nonminorities
16 and whose research has been used in efforts to promote the
17 elimination of such disparities appointed by the director of
18 the civil rights commission in consultation with the leadership
19 of those institutions.

20 h. Four members of the general assembly serving as
21 ex officio, nonvoting members, one representative to be
22 appointed by the speaker of the house of representatives, one
23 representative to be appointed by the minority leader of the
24 house of representatives, one senator to be appointed by the
25 majority leader of the senate, and one senator to be appointed
26 by the minority leader of the senate.

27 2. The task force shall study all of the following:

28 a. The extent of wage disparities, both in the public and
29 private sectors, between men and women and between minorities
30 and nonminorities.

31 b. Factors that cause, or which tend to cause, such
32 disparities, including segregation between women and
33 men and between minorities and nonminorities across and
34 within occupations, payment of lower wages for work in
35 female-dominated occupations, child-rearing responsibilities,

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1 the number of women who are heads of households, education,
2 hours worked, and years on the job.

3 c. The consequences of such disparities on the economy and
4 affected families.

5 d. Actions likely to lead to the elimination and prevention
6 of such disparities.

7 3. The civil rights commission shall provide staffing
8 services for the task force.

9 4. The voting members shall elect a chairperson from the
10 voting membership of the task force. A majority of the voting
11 members of the task force constitutes a quorum.

12 5. Voting members of the task force shall receive
13 reimbursement for actual expenses incurred while serving
14 in their official capacity only if they are not eligible
15 for reimbursement by the organization that they represent.
16 Legislative members shall be paid the per diem and expenses
17 specified in section 2.10.

18 6. The task force shall submit a report regarding its
19 findings and its recommendations regarding potential actions
20 for the elimination and prevention of disparities in wages
21 between men and women and minorities and nonminorities to the
22 governor and the general assembly no later than December 18,

23 2020.>

24 2. Title page, by striking lines 1 through 3 and inserting
 25 <An Act relating to wage discrimination under the Iowa civil
 26 rights Act of 1965 and in state contracting, making penalties
 27 applicable, and establishing an equal pay task force.>

HUNTER of Polk

H-1155

1 Amend Senate File 507, as passed by the Senate, as follows:

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

4 <Section 1. Section 96.14, subsection 2, paragraph e, Code
 5 2019, is amended to read as follows:

6 e.(1) If the department finds that any employer has
 7 willfully failed to pay any contribution or part thereof when
 8 required by this chapter and the rules of the department,
 9 with intent to defraud the department, then such employer
 10 shall in addition to such contribution or part thereof, pay
 11 a contribution equal to fifty percent of the amount of such
 12 contribution or part thereof, as the case may be.

13 (2) If the department finds that such a failure to pay by an
 14 employer involves the misclassification of an employee's wages
 15 on a federal 1099 record, for any subsequent finding by the
 16 department of such a failure to pay by that employer involving
 17 the misclassification of an employee's wages on a federal 1099
 18 record, the additional contribution required by subparagraph
 19 (1) shall instead equal one hundred percent of the amount the
 20 employer failed to pay due to misclassification.>

21 2. Title page, by striking lines 1 through 3 and inserting
 22 <An Act increasing certain penalties for employers willfully
 23 misclassifying employees for unemployment compensation
 24 contribution purposes.>

HUNTER of Polk

H-1156

1 Amend Senate File 507, as passed by the Senate, as follows:

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

4 <Section 1.**NEW SECTION. 91A.5B Treatment of adoptive**
 5 **parent employees.**

6 1. For purposes of this section, "*adoption*" means the
 7 permanent placement for adoption in this state of a child
 8 by the department of human services, by an adoption service
 9 provider as defined in section 600A.2, or by an agency that
 10 meets the provisions of the interstate compact in section
 11 232.158.

12 2. An employer shall treat an employee who adopts a child in
 13 the same manner as an employee who is the biological parent of

14 a newborn child for purposes of employment policies, benefits,
 15 and protections for the first year of the adoption.>
 16 2. Title page, by striking lines 1 through 3 and inserting
 17 <An Act relating to the treatment of adoptive parent employees
 18 and making penalties applicable.>

HUNTER of Polk

H-1157

1 Amend Senate File 507, as passed by the Senate, as follows:
 2 1. By striking everything after the enacting clause and
 3 inserting:
 4 <Section 1. Section 7E.5, subsection 1, paragraph h, Code
 5 2019, is amended to read as follows:
 6 *h.* The department of workforce development, created
 7 in section 84A.1, which has primary responsibility for
 8 administering the laws relating to unemployment compensation
 9 insurance, job placement and training, employment safety, labor
 10 standards, workers' compensation, the family leave and medical
 11 insurance program, and related matters.
 12 Sec. 2. NEW SECTION. 96A.1 Short title.
 13 This chapter may be cited as the "*Iowa Family and Medical*
 14 *Leave Act*".
 15 Sec. 3. NEW SECTION. 96A.2 Definitions.
 16 As used in this chapter, unless the context otherwise
 17 requires:
 18 1. "*Child*" means a biological, adopted, or foster child,
 19 a stepchild, a legal ward, or a child of a person standing in
 20 loco parentis, regardless of the child's age or dependency
 21 status.
 22 2. "*Covered employer*" means a private sector employer who
 23 has ten or more employees for each working day during each of
 24 twenty or more calendar workweeks in the current or previous
 25 calendar year and a public employer without regard to the
 26 number of employees employed.
 27 3. "*Department*" means the department of workforce
 28 development.
 29 4. "*Director*" means the director of the department of
 30 workforce development.
 31 5. "*Employee*" means the same as defined in section 91A.2.
 32 "*Employee*" does not include an independent contractor, a self-
 33 employed person, or a patient or inmate employed by a state
 34 or local institution to which the patient or inmate has been
 35 sentenced or committed.

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1 6. "*Employer*" means the same as defined in 91A.2.
 2 "*Employer*" includes a temporary staffing agency or employment
 3 agency.
 4 7. "*Employment benefits*" means all benefits provided or

5 made available to an employee by an employer, including group
6 life insurance, health insurance, disability insurance, sick
7 leave, annual leave, educational benefits, and pensions except
8 benefits that are provided by a practice or written policy of
9 an employer or through an employee benefit plan as defined in
10 29 U.S.C. §1002(3).

11 8. *“Family leave”* means a leave taken from work by an
12 employee for any of the following reasons:

13 a. To participate in providing care, including physical or
14 psychological care, for a family member of the employee made
15 necessary by a serious health condition of the family member.

16 b. To bond with the employee’s child after the child’s
17 birth or with a child under the age of eighteen placed with the
18 employee for adoption or foster care.

19 c. Because of a qualifying exigency for a family member as
20 permitted under the federal Family and Medical Leave Act of
21 1993, as amended, and federal regulations as provided in 29
22 C.F.R. §825.126.

23 9. *“Family member”* means a child, parent, or spouse of an
24 employee.

25 10. *“Gross earnings”* means the same as defined in section
26 85.61.

27 11. *“Health care provider”* means a physician or other
28 health care practitioner licensed, accredited, registered, or
29 certified to perform specified health care services consistent
30 with state law.

31 12. *“In loco parentis”* means an individual who has
32 day-to-day responsibilities to care for or financially support
33 a child.

34 13. *“Inpatient care”* means an overnight stay in a hospital,
35 hospice, or residential medical care facility, including any

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1 period of incapacity, or any subsequent treatment in connection
2 with such inpatient care.

3 14. *“Medical leave”* means a leave from work taken by an
4 employee made necessary by the employee’s own serious health
5 condition.

6 15. *“Parent”* means a biological, adoptive, step, or foster
7 father or mother, or any other individual who stands in
8 loco parentis to an employee or who stood in loco parentis
9 when the employee was a child. *“Parent”* does not include a
10 parent-in-law.

11 16. *“Period of incapacity”* means an inability to work,
12 attend school, or perform other regular daily activities due
13 to a serious health condition, treatment of a serious health
14 condition, or recovery from a serious health condition.

15 17. *“Premium”* or *“premiums”* means the payments required by
16 section 96A.12 and paid to the department for deposit in the
17 family and medical leave insurance account pursuant to section
18 96A.22.

19 18. *“Public employer”* means the state of Iowa, its
20 boards, commissions, agencies, departments, and its political
21 subdivisions including school districts and other special
22 purpose districts.

23 19. *“Serious health condition”* means an illness, injury,
24 impairment, physical condition, or mental condition that
25 involves inpatient care in a hospital, hospice, medical care
26 facility, or continued treatment or continuing supervision by
27 a health care provider.

28 20. *“Spendable weekly earnings”* means the amount remaining
29 after payroll taxes are deducted from an employee’s gross
30 weekly earnings.

31 21. *“Spouse”* means the person with whom an individual has
32 entered into marriage as defined or recognized under state law
33 for purposes of marriage in the state in which the marriage
34 was entered into or, in the case of a marriage entered into
35 outside of any state, if the marriage is valid in the place

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1 where the marriage was entered into and the marriage could have
2 been entered into in at least one state, including a same sex
3 or common law marriage.

4 22. *“Wages”* means the same as defined in section 91A.2.

5 **Sec. 4. NEW SECTION. 96A.3 Benefit eligibility.**

6 An employee is eligible for family leave and medical leave
7 as provided in this chapter after working for a covered
8 employer for both a minimum of twelve consecutive months
9 immediately preceding the employee’s request for leave and a
10 minimum of one thousand two hundred fifty hours during that
11 twelve-consecutive-month period.

12 **Sec. 5. NEW SECTION. 96A.4 Leave entitlement for a defined
13 twelve-month period.**

14 1. An employee is entitled to a maximum of twelve weeks
15 of family leave during a defined period of twelve consecutive
16 months.

17 2. An employee is entitled to a maximum of twelve weeks of
18 medical leave during a defined period of twelve consecutive
19 months unless the employee experiences a serious health
20 condition, which is pregnancy-related, that results in a longer
21 period of incapacity in which case any extended medical leave
22 beyond twelve weeks shall conform with section 216.6.

23 3. An employee is entitled to a maximum combined total of
24 paid family leave and medical leave of sixteen weeks during a
25 defined period of twelve consecutive months.

26 4. An employee is not entitled to family leave or medical
27 leave of less than eight consecutive hours.

28 **Sec. 6. NEW SECTION. 96A.5 Calculating the defined
29 twelve-month period.**

30 The defined period of twelve consecutive months for
31 calculation of an eligible employee’s family leave or medical
32 leave entitlement begins on any of the following:

33 1. The date of birth of an employee's child or the date
34 of placement of a child for adoption or foster care with the
35 employee.

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1 2. The first day of family leave that an employee takes for
2 a family member's serious health condition or a family member's
3 qualifying exigency.

4 3. The first day of medical leave.

5 Sec. 7. NEW SECTION. 96A.6 Disqualification from leave
6 **entitlement.**

7 An eligible employee is disqualified for family leave or
8 medical leave benefits under this chapter for any of the
9 following:

10 1. An absence due to the employee's willful intention to
11 injure or cause a sickness to the employee or to the employee's
12 family member.

13 2. An injury or sickness caused by the employee engaging in
14 an illegal act.

15 3. The employee's absence due to an employer taking any
16 disciplinary action against the employee.

17 Sec. 8. NEW SECTION. 96A.7 Employee notice to employer of
18 **intent to take leave.**

19 1. If leave for the birth of a child or placement of a child
20 for adoption or foster care with an employee is foreseeable,
21 the employee shall provide written notice not less than thirty
22 calendar days before the date the leave is to begin.

23 2. If the birth of a child or placement of a child for
24 adoption or foster care with an employee requires leave to
25 begin in less than thirty calendar days, the employee shall
26 provide written notice as far in advance as is practicable.

27 3. If leave for a family member's serious health condition
28 or an employee's serious health condition is foreseeable based
29 on planned medical treatment, the employee shall do all of the
30 following:

31 a. Make a reasonable effort to schedule such medical
32 treatment, subject to the recommendation of the employee's or
33 family member's health care provider as appropriate, to not
34 unduly disrupt the operations of the employer.

35 b. Provide the employer with not less than thirty calendar

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1 days prior written notice of the employee's intention to take
2 leave for a family member's serious health condition or the
3 employee's serious health condition.

4 4. If leave for a family member's serious health condition
5 or an employee's serious health condition is not foreseeable,
6 the employee shall provide written notice as far in advance as
7 is practicable.

8 Sec. 9. NEW SECTION. 96A.8 Weekly claim, certification, and

9 **verification.**

10 Beginning January 1, 2024, family leave or medical leave
 11 insurance benefits are payable to an employee during a period
 12 in which the employee is unable to perform the employee's
 13 regular or customary work because the employee is on family
 14 leave or medical leave if the employee meets all of the
 15 following requirements:

16 1. The employee files a weekly claim for benefits with the
 17 department as required per rules adopted by the director.

18 2. The employee meets the eligibility requirements pursuant
 19 to section 96A.3 or the elective coverage requirements pursuant
 20 to section 96A.14.

21 3. The employee consents to the disclosure of information or
 22 records that may be deemed private or confidential under state
 23 or federal law. Disclosure of such information and records by
 24 another state agency or an employer to the department shall
 25 be solely for purposes related to the administration of this
 26 chapter. Information and records disclosed by an employee
 27 under this chapter shall not be public records as defined in
 28 section 22.1.

29 4. The employee authorizes the health care provider of the
 30 employee's family member or of the employee, as applicable, to
 31 complete a certification of a serious health condition in a
 32 form as required by the director.

33 5. The employee attests that written notice has been
 34 provided to the employee's employer per section 96A.7.

35 6. The employee provides documentation of a family member's

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1 qualifying exigency if requested by the employee's employer.

2 **Sec. 10. NEW SECTION. 96A.9 Waiting period for leave**
 3 **benefits.**

4 Family leave or medical leave insurance benefits shall be
 5 payable to an eligible employee following a waiting period
 6 consisting of the first seven calendar days of leave. However,
 7 no such waiting period applies to a leave for the birth or
 8 placement of a child with an eligible employee.

9 **Sec. 11. NEW SECTION. 96A.10 Weekly leave benefit amount.**

10 1. The basis for the calculation of a leave benefit amount
 11 shall be the weekly earnings of an eligible employee on the
 12 day the leave is granted. "*Weekly earnings*" means the gross
 13 earnings of an employee to which such employee would have been
 14 entitled had the employee worked the employee's customary hours
 15 for the full pay period in which the employee is on family
 16 leave or medical leave. Weekly earnings shall be computed as
 17 follows, rounded to the nearest dollar, for an employee who is
 18 paid on the following basis:

19 a. On a weekly pay period basis, the weekly earnings are the
 20 weekly gross earnings.

21 b. On a biweekly pay period basis, the weekly earnings are
 22 one-half of the biweekly gross earnings.

- 23 c. On a semimonthly pay period basis, the weekly earnings
24 are the semimonthly gross earnings multiplied by twenty-four
25 and then divided by fifty-two.
- 26 d. On a monthly pay period basis, the weekly earnings
27 are the monthly gross earnings multiplied by twelve and then
28 divided by fifty-two.
- 29 e. On a yearly pay period basis, the weekly earnings shall
30 be the yearly earnings divided by fifty-two.
- 31 f. On a daily or hourly basis, or by the output of an
32 employee, the weekly earnings shall be computed by dividing by
33 thirteen the earnings, including shift differential pay but
34 not including overtime or premium pay, of the employee earned
35 in the last completed period of thirteen consecutive calendar

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- 1 weeks immediately preceding the start day of the leave. If
2 the employee was absent from employment for personal reasons
3 during part of the thirteen calendar weeks preceding the
4 leave, the employee's weekly earnings shall be the amount the
5 employee would have earned had the employee worked when work
6 was available to other employees of the employer in a similar
7 occupation. A week that does not fairly reflect the employee's
8 customary earnings shall be replaced by the closest previous
9 week with earnings that fairly represent the employee's
10 customary earnings.
- 11 2. If on the date that leave begins an employee's hourly
12 earnings cannot be ascertained, the earnings for the purpose
13 of calculating the benefit amount shall be the usual earnings
14 for similar services where such services are rendered by paid
15 employees.
- 16 3. If an employee earns either no wages or less than the
17 usual weekly earnings of a regular full-time adult laborer
18 in the line of work in which the employee is working in
19 that locality, the weekly earnings shall be one-fiftieth of
20 the total earnings which the employee has earned from all
21 employment during the twelve consecutive calendar months
22 immediately preceding the date that the employee's leave
23 begins.
- 24 4. The weekly leave benefit amount payable to an employee
25 for any one week shall be eighty percent of the employee's
26 spendable weekly earnings, but shall not exceed an amount equal
27 to two hundred percent of the statewide average weekly wage
28 paid to employees as determined by the department pursuant to
29 section 96.19 and in effect on the date that the employee's
30 leave commences. However, the weekly leave benefit amount
31 shall be a minimum equal to the lesser of the weekly leave
32 benefit amount of a person whose gross weekly earnings are
33 thirty-five percent of the statewide average weekly wage, or to
34 the spendable weekly earnings of the employee.
- 35 Sec. 12.NEW SECTION. 96A.11 Payment of benefits to an

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1 **eligible employee.**

2 1. The department shall send the first benefit payment to
3 an employee within ten calendar days after the first properly
4 completed weekly claim from the employee is received by
5 the department. Subsequent payments shall be sent at least
6 biweekly to an eligible employee if a properly completed weekly
7 claim from the employee is received by the department.

8 2. If an employer contests an employee's initial claim
9 for family leave or medical leave benefits, the employer must
10 notify the employee and the department in the manner prescribed
11 by the director within ten calendar days of the employer's
12 receipt of notice from the department of the employee's filing
13 of a claim for benefits pursuant to section 96A.21, subsection
14 3. Failure to timely contest an initial application shall
15 constitute a waiver of objection to the family leave or medical
16 leave claim.

17 3. If the department or the employer contests an employee's
18 eligibility for benefits after the employee begins receiving
19 benefits the employee shall continue to be paid benefits
20 conditionally for any weeks for which the employee files a
21 claim for benefits. The employee's right to retain such
22 benefit payments shall be conditioned upon the department's
23 finding that the employee is eligible for such benefit
24 payments.

25 a. At an employee's request, the department shall hold
26 conditional benefit payments until the department resolves the
27 employee's eligibility status.

28 b. Payment shall be issued promptly for any withheld benefit
29 payments if the department determines that an employee is
30 eligible for benefits.

31 c. If the department determines that an employee is
32 ineligible for the conditionally paid benefits, the employee
33 shall repay the overpayment per rules as adopted by the
34 director.

35 **Sec. 13. NEW SECTION. 96A.12 Funding the family leave and**

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1 **medical leave insurance program.**

2 1. Beginning on January 1, 2022, and ending December
3 31, 2023, the department shall assess for each employee
4 in employment with a covered employer a premium rate of
5 four-tenths of one percent of an employee's wages based on the
6 amount of the individual's wages, subject to subsection 6.

7 a. The premium rate for family leave benefits shall be equal
8 to one-third of the total premium rate.

9 b. The premium rate for medical leave benefits shall be
10 equal to two-thirds of the total premium rate.

11 2. For calendar year 2024 and subsequent calendar years the
12 director shall determine the percentage of paid claims related

13 to family leave benefits and the percentage of paid claims
14 related to medical leave benefits and adjust the premium rates
15 set in subsection 1 by the proportional share of claims paid
16 for both types of leave.

17 3. For family leave premiums a covered employer may deduct
18 up to forty-five percent of the full amount of the required
19 premiums from the wages of each employee. The remaining
20 fifty-five percent of the required premiums shall be paid by
21 the covered employer.

22 4. For medical leave premiums a covered employer may deduct
23 up to forty-five percent of the full amount of the required
24 premiums from the wages of each employee. The remaining
25 fifty-five percent of the required premiums shall be paid by
26 the covered employer.

27 5. A covered employer may elect to pay all or any portion of
28 the employee's share of the premiums for family leave benefits
29 or medical leave benefits or both.

30 6. The director shall annually set a maximum limit on the
31 amount of an employee's wages that are subject to a premium
32 assessment under this section that is equal to the contribution
33 and benefit base for the calendar year as determined by the
34 United States social security administration for purposes of
35 26 U.S.C. §3121(a).

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1 7. For calendar year 2024 and subsequent calendar years,
2 the total premium rate shall be based on the family leave and
3 medical leave insurance account balance ratio as of September
4 30 of the previous year. The director shall calculate the
5 account balance ratio by dividing the balance of the family
6 leave and medical leave insurance account by the total wages
7 paid by covered employers. The division shall be carried
8 to the fourth decimal place with the remaining fraction
9 disregarded unless it amounts to five hundred thousandths or
10 more in which case the fourth decimal place shall be rounded
11 to the next higher digit. If the family leave and medical
12 leave insurance account balance ratio is any of the following
13 percentages, the premium shall be the following percentage of
14 an employee's wages subject to a premium assessment:

15 a. If the ratio is zero to nine hundredths of one percent,
16 the premium shall be six-tenths of one percent.

17 b. If the ratio is one-tenth of one percent to nineteen
18 hundredths of one percent, the premium shall be five-tenths of
19 one percent.

20 c. If the ratio is two-tenths of one percent to twenty-nine
21 hundredths of one percent, the premium shall be four-tenths of
22 one percent.

23 d. If the ratio is three-tenths of one percent to
24 thirty-nine hundredths of one percent, the premium shall be
25 three-tenths of one percent.

26 e. If the ratio is four-tenths of one percent to forty-nine

27 hundredths of one percent, the premium shall be two-tenths of
28 one percent.

29 *f.* If the ratio is five-tenths of one percent or greater,
30 the premium shall be one-tenth of one percent.

31 8. Beginning January 1, 2024, if the account balance ratio
32 calculated in subsection 7 is below five hundredths of one
33 percent, the director shall assess a solvency surcharge at
34 the lowest rate necessary to provide revenue to pay for the
35 administrative and benefit costs of family leave and medical

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1 leave insurance for the calendar year. The solvency surcharge
2 shall be at least one-tenth of one percent and no more than
3 six-tenths of one percent and shall be added to the total
4 premium rate assessed to each employee of a covered employer
5 for family leave and medical leave benefits.

6 9. A covered employer shall collect all required premiums
7 and surcharges from the employer's employees through payroll
8 deductions and shall remit the amount collected and the amount
9 to be paid by the employer to the department as required by
10 rules adopted by the director.

11 10. On September 30 of each year the department shall
12 average the number of employees reported by an employer over
13 the last four completed calendar quarters to determine the
14 number of employees employed by the employer for the purpose
15 of determining if an employer shall be considered a covered
16 employer for the next calendar year.

17 **Sec. 14. NEW SECTION. 96A.13 Waiver of premium for**
18 **out-of-state employee.**

19 1. An employer may file an application with the department
20 for a conditional waiver of the payment of family leave and
21 medical leave premiums assessed under section 96A.12 for an
22 employee who meets all of the following requirements:

23 *a.* The employee is physically based outside of the state.

24 *b.* The employee is physically working in the state on a
25 limited or temporary work schedule.

26 *c.* The employee is not expected to be physically working
27 in the state for one thousand two hundred fifty hours or more
28 during any consecutive twelve-month period.

29 2. The department shall approve an application that is
30 signed by both the employee and the employee's employer
31 attesting to compliance with the requirements of subsection 1.

32 3. If the employee physically works in the state for one
33 thousand two hundred fifty hours or more in any consecutive
34 twelve-month period, the conditional waiver shall expire and
35 the employer and employee shall be responsible for all premiums

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1 pursuant to section 96A.12 for the consecutive twelve-month
2 period in which the employee worked one thousand two hundred

3 fifty hours or more. Upon submission of the premiums by the
4 employer to the department, the employee shall be credited for
5 the hours worked during that consecutive twelve-month period
6 and shall be eligible for benefits under this chapter.

7 **Sec. 15. NEW SECTION. 96A.14 Self-employed persons elective**
8 **participation in the family leave and medical leave insurance**
9 **program.**

10 1. A self-employed person electing to participate in the
11 family leave and medical leave insurance program shall be
12 considered either an employer or employee under this chapter as
13 the context so dictates.

14 2. For benefits payable beginning January 1, 2024, a
15 self-employed person may elect to participate in the family
16 leave and medical leave insurance program under this chapter
17 if the self-employed person meets all of the following
18 requirements:

19 a. The initial participation period for the self-employed
20 person must be a minimum of three years.

21 b. Any subsequent period of participation by the
22 self-employed person must be for a minimum of one year.

23 c. The self-employed person must participate in both family
24 leave and medical leave.

25 d. One hundred percent of all premiums assessed under
26 section 96A.12 shall be paid by the self-employed person.

27 3. A self-employed person shall file a written notice of
28 election of elective coverage with the department in the manner
29 required by the director.

30 4. A self-employed person shall be eligible for
31 family leave and medical leave benefits after working one
32 thousand two hundred fifty hours in the state during the
33 twelve-consecutive-month period immediately following the date
34 of the written notice the self-employed person filed pursuant
35 to subsection 3.

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1 5. A self-employed person who has elected coverage may
2 withdraw from coverage within thirty calendar days after the
3 end of each participation period pursuant to subsection 2,
4 paragraph "a" or "b", by filing a written notice of withdrawal
5 as required by the director. The withdrawal shall take effect
6 no sooner than thirty calendar days after the self-employed
7 person files the notice of withdrawal.

8 6. If a self-employed person fails to submit the required
9 premium payments, the department may cancel the person's
10 elective coverage. The cancellation shall be effective no
11 sooner than thirty days from the date of a written notice
12 from the department to the self-employed person advising the
13 self-employed person of the impending cancellation of the
14 self-employed person's elective coverage. The department shall
15 collect all due and unpaid premiums from the self-employed
16 person for the remainder of the participation period pursuant

17 to subsection 2, paragraph “a” or “b”.

18 **Sec. 16. NEW SECTION. 96A.15 Employment protection.**

19 1. An eligible employee who takes family leave or medical
20 leave under this chapter is entitled to any of the following on
21 the employee’s return from leave:

22 a. To be restored to the same position held by the employee
23 when the employee’s leave commenced.

24 b. To be restored to an equivalent position with equivalent
25 employment benefits, pay, and other terms and conditions of
26 employment.

27 2. As a condition of restoration under subsection 1 for an
28 employee who has taken medical leave, the employer may apply
29 a uniform policy to the employee that requires an employee to
30 provide certification from the employee’s health care provider
31 that the employee is able to resume work.

32 3. Taking leave under this chapter shall not result in the
33 loss of any employment benefits accrued by an employee prior to
34 the date on which the employee’s leave commenced.

35 4. This section shall not be construed to entitle a restored

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1 employee to any of the following:

2 a. The accrual of any seniority or employment benefits
3 during any period of leave.

4 b. Any right, benefit, or position of employment other than
5 any right, benefit, or position of employment to which the
6 employee would have been entitled had the employee not taken
7 leave.

8 5. This section shall not be construed to prohibit an
9 employer from requiring an employee on leave to report
10 periodically to the employer on the status and intention of the
11 employee to return to work.

12 6. An employer may deny restoration under this section to
13 a salaried employee who is among the ten percent highest-paid
14 employees employed by the employer within seventy-five miles
15 of the facility at which the employee is employed if all of the
16 following apply:

17 a. Denial of restoration is necessary to prevent substantial
18 and grievous economic injury to the operations of the employer.

19 b. The employer notifies the employee of the intent of the
20 employer to deny restoration on such basis at the time the
21 employer determines such basis exists.

22 c. The employee is on leave and elects not to return
23 to employment after receiving the employer’s notice of the
24 employer’s intent not to restore the employee.

25 7. This section shall not be construed as providing an
26 employee greater restoration rights than those required under
27 the federal Family and Medical Leave Act of 1993, as amended.

28 **Sec. 17. NEW SECTION. 96A.16 Maintenance of existing health**
29 **benefits.**

30 If required by the federal Family and Medical Leave

31 Act of 1993, as amended, an employer shall maintain any
32 existing health benefits of an employee for the duration of
33 an employee's leave under this chapter. If the employer and
34 the employee normally share the cost of such existing health
35 benefits, the employee shall remain responsible for the

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1 employee's share of the cost of such.

2 **Sec. 18. NEW SECTION. 96A.17 Employer submission of reports**
3 **and maintenance of records.**

4 1. As specified by the director and in the form and at the
5 time as required by the director, an employer shall submit
6 reports and furnish information related to the family leave and
7 medical leave insurance program to the director.

8 2. An employer shall maintain at the employer's primary
9 place of business a record of employment for each employee from
10 which any information needed by the department for purposes of
11 this chapter may be obtained. Such record shall be maintained
12 for ten years from the date on which an eligible employee
13 applies for family leave or medical leave under this chapter.
14 The record shall be open for inspection by the director at all
15 times. All personnel and employee medical records shall be
16 maintained by the employer in compliance with all applicable
17 federal and state laws.

18 **Sec. 19. NEW SECTION. 96A.18 Coordination of family leave**
19 **and medical leave with other laws and with employer policies.**

20 1. Family leave or medical leave taken by an employee under
21 this chapter shall be in addition to any leave available to
22 an employee as required by applicable state or federal law
23 for sickness or temporary disability because of pregnancy or
24 childbirth.

25 2. Family leave or medical leave taken by an employee under
26 this chapter shall be taken concurrently with any leave taken
27 under the federal Family and Medical Leave Act of 1993, as
28 amended.

29 3. An employer may allow an employee who has accrued
30 vacation, sick, or other paid time off to choose to use either
31 such accrued time or to receive paid family leave or medical
32 leave insurance benefits under this chapter.

33 **Sec. 20. NEW SECTION. 96A.19 Relationship to other state**
34 **and federal benefits.**

35 In any week an employee is eligible to receive benefits under

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1 chapter 85, 85A, 85B, or 96, or any other applicable state or
2 federal unemployment compensation, workers' compensation, or
3 disability insurance laws, the employee is disqualified from
4 receiving family leave or medical leave insurance benefits
5 under this chapter.

6 **Sec. 21. NEW SECTION. 96A.20 Discrimination prohibited.**

7 This chapter shall not be construed to modify or affect any
 8 federal, state, or local law prohibiting discrimination on the
 9 basis of age, race, creed, color, sex, sexual orientation,
 10 gender identity, national origin, religion, disability, or
 11 other protected category.

12 **Sec. 22. NEW SECTION. 96A.21 Department to administer**
 13 **family leave and medical leave insurance program and conduct**
 14 **outreach.**

15 1. The director shall establish and administer the family
 16 leave and medical leave insurance program and disburse family
 17 leave and medical leave benefits to an eligible employee as
 18 specified in this chapter.

19 2. The director shall establish procedures and forms for
 20 an employee to file an application for benefits under this
 21 chapter.

22 3. The department shall notify an employer within five
 23 business days of an employee filing a claim for family leave or
 24 medical leave insurance benefits.

25 4. Information and records pertaining to an employee under
 26 this chapter that are maintained by the department shall
 27 be confidential and shall only be available to department
 28 personnel in the performance of official duties.

29 5. The director shall develop and implement an outreach
 30 program to ensure that employers and employees are aware of
 31 the family leave and medical leave insurance program and are
 32 aware of the leave benefits available to eligible employees.
 33 Outreach information shall explain in an easy-to-understand
 34 format all of the following:

35 a. Eligibility requirements.

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1 b. The application process.

2 c. How weekly benefits are calculated and the minimum and
 3 maximum weekly benefit amount.

4 d. Restoration rights.

5 e. Nondiscrimination rights.

6 f. Confidentiality.

7 g. The relationship between employment protection, leave
 8 from employment, wage replacement benefits under this chapter
 9 and other laws, and employer policies.

10 6. The department shall be authorized to inspect and audit
 11 an employer's files and records relating to the family leave
 12 and medical leave insurance program under this chapter.

13 **Sec. 23. NEW SECTION. 96A.22 Family leave and medical leave**
 14 **insurance account.**

15 1. The family leave and medical leave insurance account
 16 is created as a separate account in the state treasury in the
 17 custody of the treasurer of state.

18 2. The director shall deposit all receipts from premiums
 19 imposed under this chapter into such account. Expenditures
 20 from the account shall be used only for the purposes of the

21 family leave and medical leave insurance program and only as
 22 authorized by the director.
 23 3. All premiums deposited in the account shall remain in
 24 the account until expended pursuant to the requirements of this
 25 chapter.
 26 Sec. 24. NEW SECTION. 96A.23 Rules.
 27 The director shall adopt rules pursuant to chapter 17A as
 28 necessary to implement and administer this chapter.
 29 Sec. 25. NEW SECTION. 96A.24 Enforcement.
 30 The director may take any action under the director's
 31 authority to enforce compliance with this chapter.
 32 Sec. 26. Section 84A.1, subsection 1, Code 2019, is amended
 33 to read as follows:
 34 1. The department of workforce development is created to
 35 administer the laws of this state relating to unemployment

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1 compensation insurance, job placement and training, employment
 2 safety, labor standards, ~~and workers' compensation, and the~~
 3 family leave and medical leave insurance program.
 4 Sec. 27. DIRECTOR ANALYSIS OF FUNDING THE FAMILY LEAVE
 5 AND MEDICAL LEAVE INSURANCE PROGRAM AND REPORT TO THE GENERAL
 6 ASSEMBLY. The director of the department of workforce
 7 development shall conduct an analysis of the family leave
 8 and medical leave insurance program as funded pursuant to
 9 section 96A.12, as enacted in this Act, and of the benefits
 10 paid pursuant to section 96A.10, as enacted in this Act. The
 11 director shall determine if the premium rates and benefit
 12 levels are appropriate to fully fund and maintain the solvency
 13 of the family leave and medical leave insurance account.
 14 The director shall submit the director's findings to the
 15 general assembly pursuant to section 7A.11 no later than
 16 January 14, 2020.>
 17 2. Title page, by striking lines 1 through 3 and inserting
 18 <An Act relating to a family leave and medical leave insurance
 19 program that provides for paid, job-protected leave for certain
 20 family leave and medical leave reasons for eligible employees
 21 of specified employers.>

B. MEYER of Polk

H-1158

1 Amend House File 766 as follows:
 2 1. Page 79, after line 35 by inserting:
 3 <DIVISION ___
 4 DISTRIBUTION OF FEDERAL FUNDS — RESTRICTIONS — ABORTION
 5 Sec. ___. DISTRIBUTION OF FEDERAL PUBLIC HEALTH SERVICES
 6 ACT FUNDS FOR FAMILY PLANNING.
 7 1. The department of public health shall annually apply
 8 to the United States department of health and human services

9 for grant funding under Tit. X of the federal Public Health
 10 Services Act, 42 U.S.C. §300 et seq. The department shall
 11 distribute all grant funding received to applicants in the
 12 following order of priority:

13 a. Public entities that provide family planning services
 14 including state, county, or local community health clinics,
 15 federally qualified health centers, and community action
 16 organizations.

17 b. Nonpublic entities that, in addition to family planning
 18 services, provide required primary health services as described
 19 in 42 U.S.C. §254b(b)(1)(A).

20 c. Nonpublic entities that provide family planning
 21 services but do not provide required primary health services as
 22 described in 42 U.S.C. §254b(b)(1)(A).

23 2. Distribution of funds under this section shall be made in
 24 a manner that continues access to family planning services.

25 3.a.(1) Distribution of funds under this section shall
 26 not be made to any entity that performs abortions, promotes
 27 abortions, maintains or operates a facility where abortions are
 28 performed or promoted, contracts or subcontracts with an entity
 29 that performs or promotes abortions, becomes or continues to be
 30 an affiliate of any entity that performs or promotes abortions,
 31 or regularly makes referrals to an entity that provides or
 32 promotes abortions or maintains or operates a facility where
 33 abortions are performed. However, the prohibition specified
 34 in this subparagraph (1) shall not be interpreted to include
 35 a nonpublic entity that is a distinct location of a nonprofit

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1 health care delivery system, if the distinct location provides
 2 family planning services but does not perform abortions
 3 or maintain or operate as a facility where abortions are
 4 performed.

5 (2) The department of public health shall adopt rules
 6 pursuant to chapter 17A to require that as a condition of
 7 eligibility as an applicant under this section, each distinct
 8 location of a nonprofit health care delivery system shall be
 9 assigned a distinct provider identification number and complete
 10 an attestation that abortions are not performed at the distinct
 11 location.

12 b. For the purposes of this section, “nonprofit health
 13 care delivery system” means an Iowa nonprofit corporation
 14 that controls, directly or indirectly, a regional health
 15 care network consisting of hospital facilities and various
 16 ambulatory and clinic locations that provide a range of
 17 primary, secondary, and tertiary inpatient, outpatient, and
 18 physician services.

19 c. For the purposes of this section, “abortion” does not
 20 include any of the following:

21 (1) The treatment of a woman for a physical disorder,
 22 physical injury, or physical illness, including a

23 life-endangering physical condition caused by or arising from
24 the pregnancy itself, that would, as certified by a physician,
25 place the woman in danger of death.

26 (2) The treatment of a woman for a spontaneous abortion,
27 commonly known as a miscarriage, when not all of the products
28 of human conception are expelled.

29 4. Funds distributed in accordance with this section shall
30 not be used for direct or indirect costs, including but not
31 limited to administrative costs or expenses, overhead, employee
32 salaries, rent, and telephone and other utility costs, related
33 to providing or promoting abortions as specified in this
34 section.

35 5. The department of public health shall submit a report to

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1 the governor and the general assembly, annually by January 1,
2 listing any entities that received funds pursuant to subsection
3 1, paragraph "c", and the amount and type of funds received by
4 such entities during the preceding calendar year. The report
5 shall provide a detailed explanation of how the department
6 determined that distribution of funds to such an entity,
7 instead of to an entity described in subsection 1, paragraph
8 "a" or "b", was necessary to prevent severe limitation or
9 elimination of access to family planning services in the region
10 of the state where the entity is located.

11 Sec. __.ADMINISTRATION OF PERSONAL RESPONSIBILITY
12 EDUCATION PROGRAM AND SEXUAL RISK AVOIDANCE EDUCATION GRANT
13 PROGRAM FUNDS.

14 1. Any contract entered into on or after July 1, 2019, by
15 the department of public health to administer the personal
16 responsibility education program as specified in 42 U.S.C.
17 §713 or to administer the sexual risk avoidance education
18 grant program authorized pursuant to section 510 of Tit.
19 V of the federal Social Security Act, 42 U.S.C. §710, as
20 amended by section 50502 of the federal Bipartisan Budget
21 Act of 2018, Pub. L. No. 115-123, and as further amended by
22 division S, Title VII, section 701 of the federal Consolidated
23 Appropriations Act of 2018, Pub. L. No. 115-141, shall exclude
24 as an eligible applicant, any applicant entity that performs
25 abortions, promotes abortions, maintains or operates a
26 facility where abortions are performed or promoted, contracts
27 or subcontracts with an entity that performs or promotes
28 abortions, becomes or continues to be an affiliate of any
29 entity that performs or promotes abortions, or regularly makes
30 referrals to an entity that provides or promotes abortions or
31 maintains or operates a facility where abortions are performed.
32 However, the prohibition specified in this section shall not be
33 interpreted to include a nonpublic entity that is a distinct
34 location of a nonprofit health care delivery system, if the
35 distinct location provides personal responsibility education

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1 program or sexual risk avoidance education grant program
 2 services but does not perform abortions or maintain or operate
 3 as a facility where abortions are performed.

4 2. The department of public health shall adopt rules
 5 pursuant to chapter 17A to require that as a condition of
 6 eligibility as an applicant, grantee, grantee contractor,
 7 or grantee subcontractor under the personal responsibility
 8 education program or sexual risk avoidance education grant
 9 program, each distinct location of a nonprofit health care
 10 delivery system shall be assigned a distinct identification
 11 number and complete an attestation that abortions are not
 12 performed at the distinct location.

13 3. For the purposes of this section, “nonprofit health
 14 care delivery system” means an Iowa nonprofit corporation
 15 that controls, directly or indirectly, a regional health
 16 care network consisting of hospital facilities and various
 17 ambulatory and clinic locations that provide a range of
 18 primary, secondary, and tertiary inpatient, outpatient, and
 19 physician services.

20 4. For the purposes of this section, “abortion” does not
 21 include any of the following:

22 a. The treatment of a woman for a physical disorder,
 23 physical injury, or physical illness, including a
 24 life-endangering physical condition caused by or arising from
 25 the pregnancy itself, that would, as certified by a physician,
 26 place the woman in danger of death.

27 b. The treatment of a woman for a spontaneous abortion,
 28 commonly known as a miscarriage, when not all of the products
 29 of human conception are expelled.

30 Sec. __.AWARD OF COMMUNITY ADOLESCENT PREGNANCY
 31 PREVENTION AND SERVICES PROGRAM GRANT FUNDS.

32 1. Any contract entered into on or after July 1, 2019,
 33 by the department of human services to award a community
 34 adolescent pregnancy prevention and services program grant
 35 using federal temporary assistance for needy families block

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1 grant funds appropriated to the department shall exclude
 2 from eligibility any applicant, grantee, grantee contractor,
 3 or grantee subcontractor that performs abortions, promotes
 4 abortions, maintains or operates a facility where abortions are
 5 performed or promoted, contracts or subcontracts with an entity
 6 that performs or promotes abortions, becomes or continues to be
 7 an affiliate of any entity that performs or promotes abortions,
 8 or regularly makes referrals to an entity that provides or
 9 promotes abortions or maintains or operates a facility where
 10 abortions are performed.

11 2. The eligibility exclusion specified in subsection 1
 12 shall not be interpreted to include a nonpublic entity that

13 is a distinct location of a nonprofit health care delivery
 14 system, if the distinct location provides community adolescent
 15 pregnancy prevention program services but does not perform
 16 abortions or maintain or operate as a facility where abortions
 17 are performed.

18 3. The department of human services shall adopt rules
 19 pursuant to chapter 17A to require that as a condition of
 20 eligibility as an applicant, grantee, grantee contractor,
 21 or grantee subcontractor under the adolescent pregnancy
 22 prevention and services program, each distinct location of
 23 a nonprofit health care delivery system shall be assigned a
 24 distinct identification number and complete an attestation that
 25 abortions are not performed at the distinct location.

26 4. For the purposes of this section, “nonprofit health
 27 care delivery system” means an Iowa nonprofit corporation
 28 that controls, directly or indirectly, a regional health
 29 care network consisting of hospital facilities and various
 30 ambulatory and clinic locations that provide a range of
 31 primary, secondary, and tertiary inpatient, outpatient, and
 32 physician services.

33 5. For the purposes of this section, “abortion” does not
 34 include any of the following:

35 a. The treatment of a woman for a physical disorder,

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1 physical injury, or physical illness, including a
 2 life-endangering physical condition caused by or arising from
 3 the pregnancy itself, that would, as certified by a physician,
 4 place the woman in danger of death.

5 b. The treatment of a woman for a spontaneous abortion,
 6 commonly known as a miscarriage, when not all of the products
 7 of human conception are expelled.

8 Sec. __.SEVERABILITY. If any provision of this division
 9 of this Act or the application of this division of this Act to
 10 any person or circumstances is held invalid, the invalidity
 11 shall not affect other provisions or applications of this
 12 division of this Act which can be given effect without the
 13 invalid provisions or application and, to this end, the
 14 provisions of this division of this Act are severable.

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

SALMON of Black Hawk

H-1159

1 Amend the amendment, H-1149, to House File 765 as follows:

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

3 <__. Page 5, line 31, before <For the> by inserting <a.>

4 __. Page 5, after line 34 by inserting:

5 <b. For a grant to a nonprofit agency that provides expert

6 care for children with medical complexity to expand its
7 services to those children who reach adulthood in their care
8 by providing infrastructure funding for expanding its nursing
9 facility:
10 FY 2019-2020:
11 \$ 1,250,000>>
12 2. By renumbering as necessary.

KURTZ of Lee

H-1160

1 Amend the amendment, H-1149, to House File 765 as follows:
2 1. Page 1, after line 1 by inserting:
3 <__. Page 5, after line 34 by inserting:
4 <__. IOWA FINANCE AUTHORITY
5 For deposit in the housing trust fund created in section
6 16.181:
7 FY 2019-2020:
8 \$ 50,000>>
9 2. Page 1, after line 3 by inserting:
10 <__. By renumbering, redesignating, and correcting
11 internal references as necessary.>

COHOON of Des Moines

H-1161

1 Amend the amendment, H-1149, to House File 765 as follows:
2 1. Page 1, after line 1 by inserting:
3 <__. Page 7, after line 32 by inserting:
4 <c. For antenna replacement for Iowa public radio:
5 \$ 125,000>>
6 2. Page 1, after line 3 by inserting:
7 __. <By renumbering as necessary.>

MASCHER of Johnson

H-1162

1 Amend the amendment, H-1139, to House File 759 as follows:
2 1. Page 1, after line 25 by inserting:
3 <__. Page 20, after line 10 by inserting:
4 <Sec. __. Section 216.15, subsection 13, Code 2019, is
5 amended to read as follows:
6 13. Except as provided in section 614.8, a claim under this
7 chapter shall not be maintained unless a complaint is filed
8 with the commission within ~~three hundred days~~ two years after
9 the alleged discriminatory or unfair practice occurred.>>
10 2. By renumbering as necessary.

WESSEL-KROESCHELL of Story

H-1163

- 1 Amend the amendment, H-1151, to House File 765 as follows:
2 1. Page 1, line 7, after <body> by inserting <that has
3 a watershed-to-lake surface area ratio of greater than two
4 hundred to one and>

HINSON of Linn

H-1164

- 1 Amend House File 679, as passed by the House, as follows:
2 1. Page 36, by striking lines 18 through 22.
3 2. By renumbering as necessary.

SENATE AMENDMENT

H-1165

- 1 Amend House File 700, as passed by the House, as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <Section 1. Section 155A.29, Code 2019, is amended to read
5 as follows:
6 **155A.29 Prescription refills.**
7 1. Except as specified in subsection 2 or 3, a prescription
8 for any prescription drug or device which is not a controlled
9 substance shall not be filled or refilled more than eighteen
10 months after the date on which the prescription was issued and
11 a prescription which is authorized to be refilled shall not be
12 refilled more than twelve times.
13 2. A pharmacist may exercise professional judgment by
14 refilling a prescription without prescriber authorization if
15 all of the following are true:
16 a. The pharmacist is unable to contact the prescriber after
17 reasonable ~~effort~~ efforts.
18 b. Failure to refill the prescription might result in
19 an interruption of therapeutic regimen or create patient
20 suffering.
21 c. The pharmacist informs the patient or the patient's
22 representative at the time of dispensing, and the practitioner
23 at the earliest convenience that prescriber reauthorization is
24 required.
25 ~~3. d.~~ Prescriptions may be refilled once pursuant to
26 subsection 2 for a period of time reasonably necessary for the
27 pharmacist to secure prescriber authorization.
28 3.a. In addition to the authorization for a pharmacist to
29 refill a prescription without prescriber authorization pursuant
30 to subsection 2, a pharmacist may exercise professional
31 judgment and refill a prescription for and dispense insulin
32 without prescriber authorization if all of the following
33 conditions are met:

34 (1) The pharmacy has a record of the patient's expired
 35 prescription.

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1 (2) The pharmacist is unable to contact the prescriber after
 2 reasonable efforts.

3 (3) The insulin is essential to the health of the patient
 4 and the patient will be harmed if the insulin is not dispensed.

5 b. The pharmacist may dispense insulin pursuant to this
 6 subsection in an amount not to exceed a thirty-day supply and
 7 only once in a twelve-month period.

8 4. An authorization to refill a prescription drug order
 9 shall be transmitted to a pharmacy by a prescriber or the
 10 prescriber's authorized agent pursuant to section 155A.27,
 11 except that prescription drug orders for controlled substances
 12 shall be transmitted pursuant to section 124.308, and, if not
 13 transmitted directly by the practitioner, shall also include
 14 the name and title of the practitioner's agent completing the
 15 transmission.

16 Sec. 2. NEW SECTION. 514C.18A Insulin coverage.

17 1. Notwithstanding the uniformity of treatment requirements
 18 of section 514C.6, a policy or contract providing for
 19 third-party payment or prepayment of insulin when prescribed
 20 by a practitioner as defined in section 155A.3, shall provide
 21 coverage for insulin dispensed without authorization pursuant
 22 to section 155A.29, subsection 3, for an amount not to exceed a
 23 thirty-day supply and only once in a twelve-month period.

24 2.a. This section applies to the following classes of
 25 third-party payment provider contracts or policies delivered,
 26 issued for delivery, continued, or renewed in this state on or
 27 after July 1, 2019:

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

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

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

34 (4) Any other entity engaged in the business of insurance,
 35 risk transfer, or risk retention, which is subject to the

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1 jurisdiction of the commissioner.

2 (5) A plan established pursuant to chapter 509A for public
 3 employees.

4 b. This section shall not apply to accident-only,
 5 specified disease, short-term hospital or medical, hospital
 6 confinement indemnity, credit, dental, vision, Medicare
 7 supplement, long-term care, basic hospital and medical-surgical
 8 expense coverage as defined by the commissioner, disability
 9 income insurance coverage, coverage issued as a supplement

10 to liability insurance, workers' compensation or similar
 11 insurance, or automobile medical payment insurance.>
 12 2. Title page, by striking lines 1 and 2 and inserting
 13 <An Act relating to the dispensing of insulin in emergency
 14 situations, and providing for insurance coverage.>

SENATE AMENDMENT

H-1166

1 Amend House File 421 as follows:
 2 1. Page 2, after line 8 by inserting:
 3 <Sec. ___. Section 232.102, subsections 4 and 5, Code 2019,
 4 are amended by striking the subsections.
 5 Sec. ___. Section 232.103, subsection 7, Code 2019, is
 6 amended by striking the subsection.
 7 Sec. ___. Section 257.11, subsection 4, paragraph e,
 8 subparagraph (3), Code 2019, is amended to read as follows:
 9 (3) The pupil is not in the state training school ~~or the~~
 10 ~~Iowa juvenile home~~ pursuant to a court order entered under
 11 chapter 232 under the care and custody of the department of
 12 human services.
 13 Sec. ___. Section 257.41, subsection 4, paragraph c, Code
 14 2019, is amended to read as follows:
 15 c. The student is not in the state training school ~~or the~~
 16 ~~Iowa juvenile home~~ pursuant to a court order entered under
 17 chapter 232 under the care and custody of the department of
 18 human services.
 19 Sec. ___. Section 259A.6, Code 2019, is amended to read as
 20 follows:
 21 **259A.6 Residents of juvenile institutions and juvenile**
 22 **probationers.**
 23 Notwithstanding the provisions of section 259A.2 a minor
 24 who is a resident of a state training school ~~or the Iowa~~
 25 ~~juvenile home~~ or a minor who is placed under the supervision
 26 of a juvenile probation office may make application for a high
 27 school equivalency diploma and upon successful completion of
 28 the program receive a high school equivalency diploma.
 29 Sec. ___. Section 331.424, subsection 1, paragraph a,
 30 subparagraph (1), subparagraph division (b), Code 2019, is
 31 amended by striking the subparagraph division.
 32 Sec. ___. Section 331.756, subsection 51, Code 2019, is
 33 amended by striking the subsection.
 34 Sec. ___. Section 331.802, subsection 3, paragraph k, Code
 35 2019, is amended to read as follows:

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1 k. Death of a person committed or admitted to a state
 2 mental health institute, a state resource center, or the state
 3 training school, ~~or the Iowa juvenile home~~.
 4 Sec. ___. REPEAL. Chapter 233B, Code 2019, is repealed.>

- 5 2. Title page, by striking lines 1 and 2 and inserting
 6 <An Act relating to institutions under the control of the
 7 department of human services, including providing for the
 8 transfer>
 9 3. By renumbering as necessary.

SALMON of Black Hawk

H-1167

- 1 Amend House File 766 as follows:
 2 1. Page 13, by striking lines 32 through 34 and inserting
 3 <to administer such program or activity internally, the
 4 department shall continue the contract in effect on June
 5 30, 2019, to administer such program or activity, but shall
 6 issue a request for proposals and execute a contract with the
 7 contractor selected beginning January 1, 2021, to administer
 8 such program or activity.>
 9 2. Page 61, by striking lines 2 through 4 and inserting <to
 10 administer such program or activity internally, the department
 11 shall continue the contract in effect on June 30, 2019, to
 12 administer such program or activity, but shall issue a request
 13 for proposals and execute a contract with the contractor
 14 selected beginning January 1, 2021, to administer such program
 15 or activity.>

HEDDENS of Story

H-1168

- 1 Amend House File 766 as follows:
 2 1. Page 32, after line 7 by inserting:
 3 < _____. Of the funds appropriated in this section, \$5,600,000
 4 shall be used to adjust all current supported community living
 5 provider daily rate cells under the tiered rate reimbursement
 6 methodology effective with dates of service beginning July 1,
 7 2019.>
 8 2. Page 76, after line 17 by inserting:
 9 <Sec. _____. 2017 Iowa Acts, chapter 174, section 51, as
 10 amended by 2018 Iowa Acts, chapter 1165, section 20, is amended
 11 to read as follows:
 12 25.a. The department of human services shall utilize
 13 \$3,000,000 of the funds appropriated under this section to
 14 adjust current supported community living provider daily rate
 15 cells under the tiered rate reimbursement methodology effective
 16 with dates of service beginning July 1, 2018. The department
 17 shall work with the Medicaid program actuary to evaluate
 18 the current tiered rates and the tiered rates phase-in plan
 19 to determine the necessary apportionment of such funds. In
 20 addition, the department, working with the Medicaid program
 21 actuary, shall review the current tiered rates and the tiered
 22 rates phase-in plan and shall propose recommendations for any

23 changes. The department shall convene the tiered rate provider
 24 workgroup initially convened in the fiscal year beginning July
 25 1, 2016, to review the actuarial findings and recommendations.
 26 The tiered rates may be adjusted based upon the actuarial
 27 findings and recommendations if such adjustments are budget
 28 neutral. A report of the actuarial findings, recommendations,
 29 and comments provided by the tiered rate provider workgroup
 30 shall be submitted to the governor and the general assembly by
 31 December 15, 2018. If additional funding is appropriated to
 32 implement the recommendations, the additional funding shall be
 33 incorporated into the managed care organization capitation rate
 34 setting process for the fiscal year beginning July 1, 2019.
 35 b. In addition to utilization of the funds as specified in

PAGE 2

1 paragraph "a", of the funds appropriated under this section,
 2 the department of human services shall utilize an additional
 3 \$4,000,000 of the funds appropriated under this section to
 4 adjust all current supported community living provider daily
 5 rate cells under the tiered rate reimbursement methodology
 6 effective with dates of service beginning July 1, 2018.>

HEDDENS of Story

H-1169

1 Amend House File 766 as follows:
 2 1. Page 79, after line 35 by inserting:
 3 <DIVISION ____
 4 MEDICAID MANAGED CARE — LONG-TERM SERVICES AND SUPPORTS
 5 POPULATION — CAPITATION RATES
 6 Sec. ____TERMINATION OF MEDICAID MANAGED CARE CONTRACTS
 7 RELATIVE TO LONG-TERM SERVICES AND SUPPORTS POPULATION —
 8 TRANSITION TO FEE-FOR-SERVICE. The department of human
 9 services shall, upon the effective date of this Act, provide
 10 written notice in accordance with the termination provisions
 11 of the contract, to each managed care organization with whom
 12 the department executed a contract to administer the Iowa
 13 high quality health care initiative as established by the
 14 department, to terminate such contracts as applicable to
 15 the Medicaid long-term services and supports population,
 16 following a sixty-day transition period. The department shall
 17 transfer the long-term services and supports population to
 18 fee-for-service program administration. The transition shall
 19 be based on a transition plan developed by the department and
 20 submitted to the council on human services and the medical
 21 assistance advisory council for review.
 22 Sec. ____RECALCULATION OF CERTAIN CAPITATION RATES UNDER
 23 MEDICAID MANAGED CARE. For the fiscal year beginning July 1,
 24 2019, the department of human services shall utilize Medicaid
 25 program claims paid data for the period beginning April 1,

26 2015, and ending March 31, 2016, as base data to develop and
 27 certify capitation rates for home and community-based services
 28 provided through the intellectual disability waiver under
 29 Medicaid managed care.

30 Sec. ____MEDICAID STATE PLAN OR WAIVER AMENDMENTS. The
 31 department of human services shall seek any Medicaid state plan
 32 or waiver amendments necessary to administer this division of
 33 this Act.

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

PAGE 2

1 2. By renumbering as necessary.

HEDDENS of Story

H-1170

1 Amend House File 766 as follows:

2 1. Page 79, after line 35 by inserting:

3 <DIVISION ____

4 MEDICAID MANAGED CARE — DISCHARGE PLANNING — REIMBURSEMENT
 5 ASSESSMENTS

6 Sec. ____MEDICAID MANAGED CARE — DISCHARGE PLANNING AND
 7 PLACEMENT — REIMBURSEMENT OF SERVICES PROVIDED IN GOOD FAITH
 8 — INTEREST ON LATE PAYMENTS AND OTHER PAYMENTS — SUPPORTS
 9 INTENSITY SCALE ADMINISTRATION.

10 1. The department of human services shall contractually
 11 require a Medicaid managed care organization and the Medicaid
 12 managed care organization's case managers, not individual
 13 providers of services, to be responsible for the discharge
 14 planning and relocation to an appropriate alternative placement
 15 of a Medicaid member transitioning from one level of care or
 16 placement to another. The Medicaid managed care organization
 17 shall have appropriate processes in place to reduce disruption
 18 to the Medicaid member during the discharge planning and
 19 relocation processes.

20 2. The department of human services shall contractually
 21 prohibit a Medicaid managed care organization from denying
 22 payment for services rendered by a Medicaid provider who,
 23 in good faith, provides services to a Medicaid member in
 24 accordance with a service plan and reimbursement agreement.
 25 Additionally, under such circumstances, payments shall not
 26 be recouped by the department or a Medicaid managed care
 27 organization if, subsequent to the provision of such services,
 28 the Medicaid managed care organization or the department
 29 determines that the member was not eligible for such services
 30 and if the provider of services is able to demonstrate, based
 31 on the information available to the provider, that the services
 32 were authorized at the time the services were rendered.

33 3. The department of human services shall contractually

34 require that a Medicaid managed care organization that fails
 35 to pay, deny, or settle a clean claim in full within the time

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1 frame established by the contract shall pay the Medicaid
 2 provider claimant interest equal to twelve percent per annum
 3 on the total amount of the claim ultimately authorized.
 4 Additionally, if a claim is ultimately found to be incorrectly
 5 denied or underpaid through an appeals process or audit,
 6 a Medicaid managed care organization shall pay a Medicaid
 7 provider claimant, in addition to the amount determined to be
 8 owed, interest of twenty percent per annum on the total amount
 9 of the claim ultimately authorized as calculated from fifteen
 10 calendar days after the date the claim was submitted.

11 4. The department of human services shall contract with
 12 an independent third party to administer a conflict-free
 13 uniform supports intensity scale assessment for persons with
 14 an intellectual disability or developmental disability. The
 15 assessment tool shall include an evaluation of the functional
 16 skills and abilities of the Medicaid member at the following
 17 three levels: without the provision of any supports and
 18 services, with the provision of the current level of supports
 19 and services, and with the provision of additional supports
 20 and services to assist the member in reaching the member's
 21 full potential. The assessment tool shall include a narrative
 22 portion to more fully reflect and identify the unique supports
 23 and service needs and concerns of the member as well as the
 24 member's family and caregivers.>

25 2. By renumbering as necessary.

HEDDENS of Story

H-1171

1 Amend House File 766 as follows:

2 1. By striking page 78, line 7, through page 79, line 35,
 3 and inserting:

4 <DIVISION __

5 TASK FORCE ON ACCOUNTABILITY AND TRANSPARENCY IN EXECUTIVE
 6 BRANCH ADMINISTRATION

7 Sec. __. TASK FORCE ON ACCOUNTABILITY AND TRANSPARENCY IN
 8 EXECUTIVE BRANCH ADMINISTRATION.

9 1. The legislative council shall establish a task force
 10 on accountability and transparency in executive branch
 11 administration to study and make recommendations regarding the
 12 oversight and supervision of the executive or administrative
 13 head of an agency of state government and the mechanisms in
 14 place for employees under the authority of the executive or
 15 administrative head of an agency to address human resource
 16 matters. The task force may utilize the expertise of national
 17 nonpartisan organizations such as the national conference of

18 state legislatures or the council of state governments to
 19 facilitate the work of the task force, provide information, and
 20 examine the policies and mechanisms utilized in other states.
 21 The membership of the task force shall include, at a minimum,
 22 the director of the department of administrative services,
 23 a representative of the office of the governor, members of
 24 the general assembly, and at least one individual with human
 25 resource management expertise. The task force shall report its
 26 findings and recommendations to the governor and the general
 27 assembly by December 15, 2019.

28 2. For the purposes of this section:

29 a. "Agency of state government" means a department,
 30 division or other subunit of a department, authority,
 31 independent agency, board, or commission of the executive
 32 branch of state government, including the state board of
 33 regents.

34 b. "Executive or administrative head of an agency of state
 35 government" means the elective officer, director, commissioner,

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1 or other official in charge of the agency of state government,
 2 including the executive officer, executive director, or
 3 director of a board or commission who among other duties
 4 performs administrative duties of the board or commission and
 5 receives an annual salary for such service.>

6 2. By renumbering as necessary.

WESSEL-KROESCHELL of Story

H-1172

1 Amend House File 766 as follows:

2 1. Page 6, line 2, by striking <5,817,057> and inserting
 3 <5,917,057>

4 2. Page 7, after line 26 by inserting:

5 < _____. Of the funds appropriated in this subsection,
 6 \$100,000 shall be used by the department of public health
 7 to continue to administer the program to assist parents in
 8 this state with costs resulting from the death of a child in
 9 accordance with the provisions of 2014 Iowa Acts, chapter 1140,
 10 section 22, subsection 12.>

11 3. By renumbering, redesignating, and correcting internal
 12 references as necessary.

KRESSIG of Black Hawk
 BROWN-POWERS of Black Hawk

H-1173

1 Amend House File 766 as follows:

2 1. Page 79, after line 35 by inserting:

3 <DIVISION ____
 4 IOWA FAMILY PLANNING NETWORK — MEDICAID STATE PLAN AMENDMENT
 5 Sec. ____IOWA FAMILY PLANNING NETWORK — MEDICAID STATE
 6 PLAN AMENDMENT. The department of human services shall submit
 7 a Medicaid state plan amendment to the centers for Medicare
 8 and Medicaid services of the United States department of
 9 health and human services for approval to establish the Iowa
 10 family planning network with the same benefits, eligibility
 11 requirements, and other provisions included in the Medicaid
 12 Iowa family planning network waiver as approved by the centers
 13 for Medicare and Medicaid services of the United States
 14 department of health and human services in effect on June 30,
 15 2017.
 16 Sec. ____EFFECTIVE DATE. This division of this Act, being
 17 deemed of immediate importance, takes effect upon enactment.
 18 DIVISION ____
 19 REPEAL OF STATE FAMILY PLANNING SERVICES PROGRAM
 20 Sec. ____REPEAL. Section 217.41B, Code 2019, is repealed.
 21 Sec. ____NONREVERSION OF FUNDS — CRISIS INTERVENTION
 22 SERVICES FOR CHILDREN — OFFICE OF LONG-TERM CARE
 23 OMBUDSMAN. Notwithstanding section 8.33, moneys appropriated
 24 to the department of human services for the state family
 25 planning services program that remain unencumbered or
 26 unobligated on the effective date of this division of this
 27 Act shall not revert but \$160,000 shall be transferred to
 28 the office of long-term care ombudsman to be used for 2.00
 29 additional full-time equivalent managed care ombudsman
 30 positions and the remainder shall be used by the department of
 31 human services to support the costs of the provision of crisis
 32 intervention services for children.
 33 Sec. ____CONTINGENT EFFECTIVE DATE. The following take
 34 effect upon receipt of approval by the department of human
 35 services from the centers for Medicare and Medicaid services

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1 of the United States department of health and human services
 2 of the Medicaid state plan amendment submitted pursuant to
 3 division I of this Act to establish the Iowa family planning
 4 network:
 5 The section of this division of this Act repealing section
 6 217.41B, Code 2019.>
 7 2. By renumbering as necessary.

DONAHUE of Linn
 MATSON of Polk

H-1174

1 Amend House File 766 as follows:
 2 1. Page 76, by striking lines 5 through 17.
 3 2. Page 79, after line 35 by inserting:

4 <DIVISION ____
5 MEDICAL ASSISTANCE PROGRAM ADJUSTMENT
6 Sec. ____ 2017 Iowa Acts, chapter 174, section 51,
7 unnumbered paragraph 2, as amended by 2018 Iowa Acts, chapter
8 1165, section 18, is amended to read as follows:
9 For medical assistance program reimbursement and associated
10 costs as specifically provided in the reimbursement
11 methodologies in effect on June 30, 2018, except as otherwise
12 expressly authorized by law, consistent with options under
13 federal law and regulations, and contingent upon receipt of
14 approval from the office of the governor of reimbursement for
15 each abortion performed under the program:
16 \$ 1,337,841,375
17 1,488,141,375
18 Sec. ____CONTINGENT IMPLEMENTATION.
19 1. Of the amount appropriated in this division of this
20 Act, \$11,400,000 shall be expended to provide for managed care
21 organization incentive payments only following verification
22 by the department of human services that payment of all
23 clean claims for services billed by Medicaid providers on or
24 before June 30, 2019, have been paid in full by the respective
25 Medicaid managed care organization.
26 2. Of the amount appropriated in this division of this
27 Act, \$105,907,245 shall be expended to provide for managed
28 care organization capitation rate increases only following
29 verification by the department of human services that payment
30 of all clean claims for services billed by Medicaid providers
31 on or before June 30, 2019, have been paid in full by the
32 respective Medicaid managed care organization.
33 Sec. ____EFFECTIVE DATE. This division of this Act, being
34 deemed of immediate importance, takes effect upon enactment.
35 Sec. ____RETROACTIVE APPLICABILITY. This division of this

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- 1 Act applies retroactively to July 1, 2018.>
- 2 3. By renumbering as necessary.

HEDDENS of Story

H-1175

- 1 Amend House File 766 as follows:
- 2 1. Page 42, line 8, by striking <and so> and inserting
- 3 <so that \$50,000 is awarded to establish a satellite child
- 4 protection center in a city in north central Iowa that is the
- 5 county seat of a county with a population between 44,000 and
- 6 45,000 according to the 2010 federal decennial census, and so>

STECKMAN of Cerro Gordo
KRESSIG of Black Hawk

H-1176

1 Amend House File 766 as follows:

2 1. Page 79, after line 35 by inserting:

3 <DIVISION ____

4 MINORITY IMPACT STATEMENTS

5 Sec. ____.NEW SECTION. 2.57 Minority impact statements.

6 1. Beginning January 1, 2020, a minority impact statement
7 shall be attached to each bill and joint resolution prior to
8 debate on the floor of a chamber of the general assembly. The
9 statement shall include information concerning the impact of
10 the legislation upon minority persons in the state, including
11 but not limited to the impact upon economic opportunities,
12 employment, incarceration, educational opportunities, voter
13 rights and voting access, and other relevant matters. The
14 statement shall be factual and shall, if possible, provide
15 a reasonable estimate of both the immediate effect and the
16 long-range impact upon minority persons. The legislative
17 services agency shall develop a protocol for analyzing the
18 impact of legislation on minority persons pursuant to this
19 section. For purposes of this section, "*minority persons*" means
20 the same as defined in section 8.11.

21 2. The legislative services agency shall cause to be
22 prepared a minority impact statement within a reasonable time
23 after a bill or joint resolution is placed on the calendar of
24 either chamber of the general assembly. All minority impact
25 statements approved by the legislative services agency shall be
26 transmitted immediately to either the chief clerk of the house
27 or the secretary of the senate, after notifying the sponsor
28 of the legislation that the statement has been prepared for
29 publication. The chief clerk of the house or the secretary
30 of the senate shall attach the statement to the bill or joint
31 resolution as soon as it is available.

32 3. The legislative services agency may request the
33 cooperation of any state department or agency or political
34 subdivision in preparing a minority impact statement.

35 4. A revised minority impact statement shall be prepared

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1 if the minority impact has been changed by the adoption of an
2 amendment, and may be requested by a member of the general
3 assembly or be prepared upon a determination made by the
4 legislative services agency. However, a request for a revised
5 minority impact statement shall not delay action on the bill or
6 joint resolution unless so ordered by the presiding officer of
7 the chamber.>

8 2. By renumbering as necessary.

ABDUL-SAMAD of Polk
GAINES of Polk
R. SMITH of Black Hawk
THEDE of Scott

H-1177

- 1 Amend House File 766 as follows:
 2 1. Page 79, after line 35 by inserting:
 3 <DIVISION ____
 4 MENTAL HEALTH AWARENESS — SUICIDE PREVENTION
 5 Sec. ____ Section 256.11, subsection 5, paragraph j,
 6 subparagraph (1), Code 2019, is amended to read as follows:
 7 (1) One unit of health education which shall include
 8 personal health; food and nutrition; environmental health;
 9 safety and survival skills; consumer health; family life;
 10 age-appropriate and research-based human growth and
 11 development; substance abuse and nonuse; emotional and social
 12 health, including mental health awareness, coping skills,
 13 and suicide prevention; health resources; and prevention
 14 and control of disease, including age-appropriate and
 15 research-based information regarding sexually transmitted
 16 diseases, including HPV and the availability of a vaccine to
 17 prevent HPV, and acquired immune deficiency syndrome.>
 18 2. By renumbering as necessary.

BENNETT of Linn

H-1178

- 1 Amend House File 766 as follows:
 2 1. Page 32, after line 7 by inserting:
 3 <____. Of the funds appropriated in this section, the
 4 department shall use a sufficient amount to audit all
 5 prescription drug benefit claims managed by a pharmacy
 6 benefit manager under the Medicaid program. The audit shall
 7 address issues including but not limited to transparency of
 8 data on pharmacy services, the relationship between pharmacy
 9 reimbursement and overall costs to the Medicaid program or
 10 spread pricing, any potential conflicts of interest related
 11 to a retail pharmacy chain that is affiliated with a pharmacy
 12 benefit manager and any reported reductions in pharmacy
 13 reimbursements, and the impact of reduction in pharmacy
 14 reimbursement on access to care, especially in rural areas.
 15 The department shall report the findings and recommendations of
 16 the audit to the governor and the general assembly by December
 17 15, 2019.>
 18 2. By renumbering, redesignating, and correcting internal
 19 references as necessary.

FORBES of Polk

H-1179

- 1 Amend House File 766 as follows:
 2 1. Page 68, after line 31 by inserting:
 3 <Sec. ____ AUDITOR REPORT OF MEDICAID MANAGED CARE

4 OUTSTANDING CLAIMS — NOTIFICATION TO GENERAL ASSEMBLY. The
5 auditor of state shall audit each Medicaid managed care
6 organization under contract with the state to determine
7 the balance of all outstanding unpaid or disputed Medicaid
8 provider clean claims and shall notify the governor and the
9 general assembly of the balance applicable to each managed care
10 organization by December 15, 2019.>
11 2. By renumbering as necessary.

PRICHARD of Floyd

H-1180

1 Amend House File 766 as follows:
2 1. Page 10, by striking lines 30 through 32 and inserting:
3 <__. (1) Of the funds appropriated in this subsection,
4 \$15,000 shall be used by the department to continue to
5 implement the recommendations in the final report submitted by
6 the direct care worker advisory council to the governor and
7 the general assembly in March 2012, including by continuing
8 to develop, promote, and make available on a statewide basis
9 the prepare-to-care core curriculum and its associated modules
10 and specialties through various formats including online
11 access, community colleges, and other venues; exploring new and
12 maintaining existing specialties including but not limited to
13 oral health and dementia care; supporting instructor training;
14 and assessing and making recommendations concerning the Iowa
15 care book and information technology systems and infrastructure
16 uses and needs.
17 (2) Of the funds appropriated in this subsection, \$176,000
18 shall be allocated for continuation of the contract with an
19 independent statewide direct care worker organization with
20 over twenty-five years of experience carrying out direct care
21 work force recruitment and retention initiatives that was
22 previously selected through a request for proposals process.
23 The contract shall continue to include performance and outcomes
24 measures, and shall continue to allow the contractor to use a
25 portion of the funds received under the contract to collect
26 data to determine results based on the performance and outcomes
27 measures.>
28 2. By renumbering as necessary.

HALL of Woodbury

H-1181

1 Amend the amendment, H-1171, to House File 766 as follows:
2 1. By striking page 1, line 2, through page 2, line 6, and
3 inserting:
4 <__. By striking page 78, line 10, through page 79, line
5 35, and inserting:
6 <Sec. __. TASK FORCE ON ACCOUNTABILITY AND TRANSPARENCY

7 OF ADMINISTRATION OF BOARD OF MEDICINE, BOARD OF NURSING,
 8 BOARD OF PHARMACY, AND THE DENTAL BOARD. The legislative
 9 council shall establish a task force on accountability and
 10 transparency of the administration of the board of medicine,
 11 the board of nursing, the board of pharmacy, and the dental
 12 board to study and make recommendations regarding the oversight
 13 and supervision of the executive directors of each of the
 14 boards and the mechanisms in place for employees under the
 15 authority of each executive director to address human resource
 16 matters. The task force may utilize the expertise of national
 17 nonpartisan organizations such as the national conference of
 18 state legislatures or the council of state governments to
 19 facilitate the work of the task force, provide information, and
 20 examine the policies and mechanisms utilized in other states.
 21 The membership of the task force shall include, at a minimum,
 22 the director of the department of administrative services,
 23 a representative of the office of the governor, members of
 24 the general assembly, and at least one individual with human
 25 resource management expertise. The task force shall report its
 26 findings and recommendations to the governor and the general
 27 assembly by December 15, 2019.>>
 28 2. By renumbering as necessary.

WESSEL-KROESCHELL of Story

H-1182

1 Amend the amendment, H-1134, to Senate File 458, as passed by
 2 the Senate, as follows:
 3 1. Page 1, after line 13 by inserting:
 4 <Sec. __.EFFECTIVE DATE. This Act, being deemed of
 5 immediate importance, takes effect upon enactment.
 6 __. Title page, line 4, after <costs> by inserting <, and
 7 including effective date provisions>>

JONES of Clay

H-1183

1 Amend Senate File 570, as amended, passed, and reprinted by
 2 the Senate, as follows:
 3 1. Page 1, line 1, by striking <registered> and inserting
 4 <licensed>
 5 2. Page 1, line 3, by striking <registered> and inserting
 6 <licensed>
 7 3. Page 1, line 10, by striking <registered> and inserting
 8 <licensed>
 9 4. Page 1, line 18, by striking <registered> and inserting
 10 <licensed>
 11 5. Page 1, after line 21 by inserting:
 12 <Sec. __.EFFECTIVE DATE. This Act, being deemed of
 13 immediate importance, takes effect upon enactment.>

- 14 6. Title page, line 2, by striking <registered> and
 15 inserting <licensed>
 16 7. Title page, line 3, after <circumstances> by inserting
 17 <and including effective date provisions>
 18 8. By renumbering as necessary.

BERGAN of Winneshiek

H-1184

- 1 Amend House File 766 as follows:
 2 1. Page 13, after line 14 by inserting:
 3 <__. The department of public health shall review
 4 current data, regarding the increase in diagnoses of sexually
 5 transmitted diseases on the state and national level, to
 6 determine the causes of the increase, and the best strategies
 7 to enhance public awareness about the risks and means of
 8 avoiding transmission and the importance of testing. The
 9 department shall report its findings and strategies to the
 10 governor and the general assembly by December 15, 2019.>
 11 2. By renumbering, redesignating, and correcting internal
 12 references as necessary.

BENNETT of Linn

H-1185

- 1 Amend House File 766 as follows:
 2 1. Page 47, after line 33 by inserting:
 3 <__. If a resident of a state mental health institute
 4 is confined as a prisoner in a county jail, all charges and
 5 expenses for the safekeeping and maintenance of the prisoner
 6 shall be paid by the state.>

BEARINGER of Fayette

H-1186

- 1 Amend House File 766 as follows:
 2 1. Page 68, by striking lines 1 through 16 and inserting:
 3 <DIVISION __
 4 PLAN FOR TRANSFER OF DIVISION OF MENTAL HEALTH AND DISABILITY
 5 SERVICES, BUREAU OF COMMUNITY SERVICES AND PLANNING FROM
 6 DEPARTMENT OF HUMAN SERVICES TO DEPARTMENT OF PUBLIC HEALTH
 7 Sec. __. PLAN FOR TRANSFER OF DIVISION OF MENTAL HEALTH
 8 AND DISABILITY SERVICES, BUREAU OF COMMUNITY SERVICES AND
 9 PLANNING FROM DEPARTMENT OF HUMAN SERVICES TO DEPARTMENT
 10 OF PUBLIC HEALTH. The department of public health and the
 11 department of human services shall collaborate to develop a
 12 plan to transfer the duties; full-time equivalent positions
 13 and associated expenses; federal, state, and other funds; and
 14 all other associated operations of the department of human
 15 services, division of mental health and disability services,

16 bureau of community services and planning to the department of
 17 public health. The plan shall be submitted to the governor and
 18 the general assembly by December 15, 2019.>
 19 2. By renumbering as necessary.

M. SMITH of Marshall

H-1187

1 Amend Senate File 346, as amended, passed, and reprinted by
 2 the Senate, as follows:
 3 1. Page 1, line 1, by striking <mutilation> and inserting
 4 <cutting>
 5 2. Title page, line 2, by striking <mutilation> and
 6 inserting <cutting>

BENNETT of Linn

H-1188

1 Amend House File 766 as follows:
 2 1. Page 79, after line 35 by inserting:
 3 <DIVISION ____
 4 THIRD-PARTY PAYMENT OF COVERAGE BENEFITS FOR CHILDREN'S MENTAL
 5 HEALTH SERVICES PROVIDED AT A SCHOOL
 6 Sec. ____NEW SECTION. **514C.35 Mental health services**
 7 **provided at a school — coverage.**
 8 1. As used in this section, unless the context otherwise
 9 requires:
 10 a. *“Facility”*, *“health care professional”*, and *“health care*
 11 *services”* mean the same as defined in section 514J.102.
 12 b. *“Mental health services”* means services provided by a
 13 health care professional operating within the scope of the
 14 health care professional’s practice which address mental,
 15 emotional, medical, or behavioral conditions, illnesses,
 16 diseases, or problems.
 17 c. *“School”* means a public or private school that provides
 18 premises for teaching any grade from kindergarten through grade
 19 twelve.
 20 2. Notwithstanding the uniformity of treatment requirements
 21 of section 514C.6, if a policy, contract, or plan providing for
 22 third-party payment or prepayment of health or medical expenses
 23 includes coverage for mental health services provided in a
 24 facility, the policy, contract, or plan may provide coverage
 25 for the same or similar mental health services provided at a
 26 school.
 27 3. This section applies to the following classes of
 28 third-party payment provider policies, contracts, or plans
 29 delivered, issued for delivery, continued, or renewed in this
 30 state on or after January 1, 2020:
 31 a. Individual or group accident and sickness insurance
 32 providing coverage on an expense-incurred basis.

- 33 *b.* An individual or group hospital or medical service
 34 contract issued pursuant to chapter 509, 514, or 514A.
 35 *c.* An individual or group health maintenance organization

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- 1 contract regulated under chapter 514B.
 2 *d.* A plan established pursuant to chapter 509A for public
 3 employees.
 4 4. This section shall not apply to accident-only,
 5 specified disease, short-term hospital or medical, hospital
 6 confinement indemnity, credit, dental, vision, Medicare
 7 supplement, long-term care, basic hospital and medical-surgical
 8 expense coverage as defined by the commissioner, disability
 9 income insurance coverage, coverage issued as a supplement
 10 to liability insurance, workers' compensation or similar
 11 insurance, or automobile medical payment insurance.
 12 5. The commissioner of insurance, in collaboration with the
 13 state board of education, may adopt rules pursuant to chapter
 14 17A as necessary to administer this section.>
 15 2. By renumbering as necessary.

KRESSIG of Black Hawk

H-1189

- 1 Amend House File 766 as follows:
 2 1. Page 37, after line 12 by inserting:
 3 < __. The department shall study the prevalence of child
 4 care deserts in the state. The study shall determine, at a
 5 minimum, the geographic location of child care deserts in the
 6 state; the number of people affected by race, urbanicity,
 7 income, and other relevant demographic factors; the effect that
 8 adequate reimbursement has on access; and the actual cost of
 9 child care for families living in child care deserts. The
 10 department shall report its findings and recommendations to the
 11 governor and the general assembly by December 15, 2019. For
 12 the purposes of this section, "child care desert" means any
 13 census tract in the state with more than 50 children under five
 14 years of age that contains either no child care provider or
 15 so few options that there are more than three times as many
 16 children as licensed child care slots.>
 17 2. By renumbering, redesignating, and correcting internal
 18 references as necessary.

MASCHER of Johnson

H-1190

- 1 Amend House File 766 as follows:
 2 1. Page 79, after line 35 by inserting:
 3 <DIVISION __

4 DEPARTMENT OF HUMAN SERVICES — REGISTERED CHILD DEVELOPMENT
 5 HOMES
 6 Sec. ___.DEPARTMENT OF HUMAN SERVICES — REGISTERED CHILD
 7 DEVELOPMENT HOMES. The department of human services shall
 8 adopt rules pursuant to chapter 17A to allow registered child
 9 development homes providing care to school-aged children to
 10 exceed the child-staff ratio for school-aged children when a
 11 school-aged child's school starts late, is dismissed early,
 12 or is canceled due to inclement weather or structural damage
 13 regardless of whether the child development home provider is
 14 able to be assisted by a department-approved assistant or
 15 co-provider, provided the child is currently enrolled at the
 16 registered child development home and the registered child
 17 development home does not exceed the child development home's
 18 licensed capacity.>
 19 2. By renumbering as necessary.

EHLERT of Linn

H-1191

1 Amend House File 766 as follows:
 2 1. Page 79, after line 35 by inserting:
 3 <DIVISION __
 4 REVIEW OF PROGRAMS AND FACILITIES UNDER THE PURVIEW OF THE
 5 DEPARTMENT OF HUMAN SERVICES.
 6 Sec. ___.REVIEW OF PROGRAMS AND FACILITIES UNDER THE
 7 PURVIEW OF THE DEPARTMENT OF HUMAN SERVICES. The legislative
 8 council shall establish a legislative interim committee to
 9 review the environments, conditions, and policies of, and the
 10 staffing for, facilities and programs under the purview of the
 11 department of human services, including but not limited to
 12 the institutions controlled by the department and privately
 13 managed facilities and programs both on and not attached to the
 14 campus of the main institution as program developments require,
 15 pursuant to section 218.1. The interim committee shall
 16 perform site visits and receive testimony from the department,
 17 consumers, and other stakeholders, and shall report findings
 18 and recommendations regarding ongoing oversight, staffing, and
 19 policy changes to protect the rights and meet the needs of
 20 consumers and their families receiving services, and to provide
 21 trained, accountable, sufficient staff for the programs and
 22 facilities.>
 23 2. By renumbering as necessary.

HEDDENS of Story

H-1192

1 Amend Senate File 346, as amended, passed, and reprinted by
 2 the Senate, as follows:
 3 1. Page 1, by striking line 5 and inserting <, commits an

4 aggravated misdemeanor.>
5 2. Page 1, by striking line 23 and inserting <occurred in
6 this state, commits an aggravated misdemeanor.>

ANDERSON of Polk

H-1193

1 Amend Senate File 346, as amended, passed, and reprinted by
2 the Senate, as follows:
3 1. Page 1, by striking lines 15 through 19.
4 2. By renumbering, redesignating, and correcting internal
5 references as necessary.

ANDERSON of Polk

H-1194

1 Amend Senate File 346, as amended, passed, and reprinted by
2 the Senate, as follows:
3 1. Page 1, after line 23 by inserting:
4 <Sec. ___.EDUCATIONAL PROGRAMMING — FEMALE GENITAL
5 MUTILATION. The university of Iowa hospitals and clinics
6 shall develop educational programming including protocols for
7 physicians to provide safe health care and treatment to women
8 who are victims of female genital mutilation.>
9 2. By renumbering as necessary.

ANDERSON of Polk

H-1195

1 Amend House File 591, as amended, passed, and reprinted by
2 the House, as follows:
3 1. Page 24, by striking lines 21 and 22.
4 2. By renumbering as necessary.

SENATE AMENDMENT

H-1196

1 Amend House File 766 as follows:
2 1. Page 6, by striking lines 4 through 7 and inserting:
3 <a. Of the funds appropriated in this subsection, not more
4 than \$734,000 shall be used for the healthy opportunities for
5 parents to experience success (HOPEs)-healthy families Iowa
6 (HFI) program established pursuant to section 135.106. The
7 funding shall be distributed to renew the grants that were
8 provided to the grantees that operated the program during the
9 fiscal year ending June 30, 2018. However, the department
10 shall issue a request for proposals and distribute grants to
11 the grantees selected to operate the program no later than
12 January 1, 2020. The department shall not retain any portion

- 13 of the allocation under this paragraph for administrative
 14 costs.>
- 15 2. Page 7, by striking lines 3 through 7 and inserting:
 16 <d. Of the funds appropriated in this subsection, \$64,000
 17 shall be distributed to a statewide dental carrier to provide
 18 funds to continue the donated dental services program patterned
 19 after the projects developed by the lifeline network to provide
 20 dental services to indigent individuals who are elderly or with
 21 disabilities.>
- 22 3. Page 8, by striking lines 2 through 9 and inserting:
 23 <b. Of the funds appropriated in this subsection,
 24 \$1,055,000 shall be used for the brain injury services program
 25 pursuant to section 135.22B, including for contracting with an
 26 existing nationally affiliated and statewide organization whose
 27 purpose is to educate, serve, and support Iowans with brain
 28 injury and their families, for resource facilitator services
 29 in accordance with section 135.22B, subsection 9, and for
 30 contracting to enhance brain injury training and recruitment
 31 of service providers on a statewide basis. Of the amount
 32 allocated in this paragraph, \$95,000 shall be used to fund
 33 one full-time equivalent position to serve as the state brain
 34 injury services program manager.>
- 35 4. Page 8, by striking lines 10 through 16 and inserting:

PAGE 2

- 1 <c. Of the funds appropriated in this subsection, \$144,000
 2 shall be used for the public purpose of continuing to contract
 3 with an existing national-affiliated organization to provide
 4 education, client-centered programs, and client and family
 5 support for people living with epilepsy and their families.
 6 The amount allocated in this paragraph shall be matched
 7 dollar-for-dollar by the organization specified.>
- 8 5. By striking page 9, line 35, through page 10, line 9, and
 9 inserting:
 10 <b. Of the funds appropriated in this subsection,
 11 \$48,000 shall be used for a grant to a statewide association
 12 of psychologists, that is affiliated with the American
 13 psychological association, to be used for continuation of a
 14 program to rotate intern psychologists in placements in urban
 15 and rural mental health professional shortage areas. For the
 16 purposes of this paragraph “b”, “mental health professional
 17 shortage area” means a geographic area in this state that has
 18 been designated by the United States department of health and
 19 human services, health resources and services administration,
 20 bureau of health professionals, as having a shortage of mental
 21 health professionals.>
- 22 6. Page 10, by striking lines 14 through 29 and inserting:
 23 <(1) Not less than \$542,000 is allocated to the Iowa
 24 prescription drug corporation for continuation of the
 25 pharmaceutical infrastructure for safety net providers as
 26 described in 2007 Iowa Acts, chapter 218, section 108, and for

27 the prescription drug donation repository program created in
28 chapter 135M.

29 (2)(a) Not less than \$334,000 is allocated to free
30 clinics and free clinics of Iowa for necessary infrastructure,
31 statewide coordination, provider recruitment, service delivery,
32 and provision of assistance to patients in securing a medical
33 home inclusive of oral health care. However, the department
34 shall issue a request for proposals and execute a contract
35 with the contractor selected, to perform the activities under

PAGE 3

1 this subparagraph division no later than January 1, 2020. The
2 department shall not retain any portion of the allocation under
3 this subparagraph division for administrative costs.

4 (b) Not less than \$25,000 is allocated to the Iowa
5 association of rural health clinics for necessary
6 infrastructure and service delivery transformation. However,
7 the department shall issue a request for proposals and
8 execute a contract with the contractor selected to perform
9 the activities under this subparagraph division no later
10 than January 1, 2020. The department shall not retain any
11 portion of the allocation under this subparagraph division for
12 administrative costs.

13 (c) Not less than \$205,000 is allocated to the Polk county
14 medical society for continuation of the safety net provider
15 patient access to specialty health care initiative as described
16 in 2007 Iowa Acts, chapter 218, section 109. However, the
17 department shall issue a request for proposals and execute a
18 contract with the contractor selected to operate the initiative
19 under this subparagraph division no later than January 1, 2020.
20 The department shall not retain any portion of the allocation
21 under this subparagraph division for administrative costs.

22 (3) The department may combine the allocations and
23 activities specified in subparagraph (2) for the purposes of
24 issuing a request for proposals.>

25 7. Page 10, by striking lines 33 through 35 and inserting:
26 <e. Of the funds appropriated in this subsection, \$96,000
27 shall be used for a matching dental education loan repayment
28 program to be allocated to a dental nonprofit health service
29 corporation to continue to develop the criteria and implement
30 the loan repayment program.>

31 8. Page 11, by striking lines 4 through 19 and inserting:
32 <g. Of the funds appropriated in this subsection, \$96,000
33 shall be used for continuation of a grant to a nationally
34 affiliated volunteer eye organization that has an established
35 program for children and adults and that is solely dedicated to

PAGE 4

1 preserving sight and preventing blindness through education,
2 nationally certified vision screening and training, and

3 community and patient service programs. The contractor
 4 shall submit a report to the individuals identified in this
 5 Act for submission of reports regarding the use of funds
 6 allocated under this paragraph “g”. The report shall include
 7 the objectives and results for the program year including
 8 the target population and how the funds allocated assisted
 9 the program in meeting the objectives; the number, age, and
 10 location within the state of individuals served; the type of
 11 services provided to the individuals served; the distribution
 12 of funds based on services provided; and the continuing needs
 13 of the program.>

14 9. By striking page 12, line 30, through page 13, line 2,
 15 and inserting:

16 <b. Of the funds appropriated in this subsection, up
 17 to \$243,000 shall be used for sexual violence prevention
 18 programming through a statewide organization representing
 19 programs serving victims of sexual violence through the
 20 department’s sexual violence prevention program, and for
 21 continuation of a training program for sexual assault
 22 response team (SART) members, including representatives of
 23 law enforcement, victim advocates, prosecutors, and certified
 24 medical personnel. However, the department shall issue
 25 a request for proposals and execute a contract with the
 26 contractor selected to provide the programming and training
 27 as specified in this paragraph no later than January 1, 2020.
 28 The amount allocated in this paragraph “b” shall not be used
 29 to supplant funding administered for other sexual violence
 30 prevention or victims assistance programs. The department
 31 shall not retain any portion of the allocation under this
 32 paragraph for administrative costs.>

33 10. Page 13, line 22, by striking <The> and inserting <a.
 34 The>

35 11. Page 13, after line 26 by inserting:

PAGE 5

1 <b. The department of public health shall collaborate
 2 with applicable stakeholders to review the allocations,
 3 grants, and other distributions of funds appropriated under
 4 this division of this Act and shall submit a report to the
 5 individuals identified in this Act for submission of reports by
 6 December 15, 2019, regarding a proposal for the distribution
 7 of funds that more clearly reflects the department’s stated
 8 priorities and goals, provides increased flexibility in the
 9 distribution of funds to meet these priorities and goals, and
 10 ensures stakeholder accountability and a discernable return on
 11 investment.>

12 12. By striking page 13, line 27, through page 14, line 20,
 13 and inserting:

14 <Sec. __. CONTRACTED SERVICES — PROHIBITED USE OF GENERAL
 15 FUND MONEYS FOR LOBBYING.

16 1. The department shall submit a report to the individuals

17 identified in this Act for submission of reports by January 1,
18 2020, regarding the outcomes of any program or activity for
19 which funding is appropriated or allocated from the general
20 fund of the state to the department under this division of
21 this Act, and for which a request for proposals process is
22 specifically required.

23 2. The department shall incorporate into the general
24 conditions applicable to all award documents involving funding
25 appropriated or allocated from the general fund of the state to
26 the department under this division of this Act, a prohibition
27 against the use of such funding for the compensation of a
28 lobbyist. For the purposes of this section, "lobbyist" means
29 the same as defined in section 68B.2; however, "lobbyist"
30 does not include a person employed by a state agency of the
31 executive branch of state government who represents the agency
32 relative to the passage, defeat, approval, or modification of
33 legislation that is being considered by the general assembly.>

34 13. Page 23, line 10, by striking <39,849,365> and inserting
35 <40,365,037>

PAGE 6

1 14. Page 24, by striking lines 9 through 13 and inserting:
2 <__. Of the funds appropriated in this section, \$195,000
3 shall be used for continuation of a grant to an Iowa-based
4 nonprofit organization with a history of providing tax
5 preparation assistance to low-income Iowans in order to expand
6 the usage of the earned income tax credit. The purpose of the
7 grant is to supply this assistance to underserved areas of
8 the state. However, the department shall issue a request for
9 proposals and execute a contract with the contractor selected
10 to administer the program no later than January 1, 2020. The
11 department shall not retain any portion of the allocation under
12 this subsection for administrative costs.>

13 15. Page 24, by striking lines 14 through 22 and inserting:
14 <__. Of the funds appropriated in this section, \$70,000
15 shall be used for the continuation of the parenting program, as
16 specified in 441 IAC ch. 100, relating to parental obligations,
17 in which the child support recovery unit participates, to
18 support the efforts of a nonprofit organization committed
19 to strengthening the community through youth development,
20 healthy living, and social responsibility headquartered in
21 a county with a population over 350,000 according to the
22 latest certified federal census. The funds allocated in this
23 subsection shall be used by the recipient organization to
24 develop a larger community effort, through public and private
25 partnerships, to support a broad-based multi-county fatherhood
26 parenthood initiative that promotes payment of child support
27 obligations, improved family relationships, and full-time
28 employment. However, the department shall issue a request for
29 proposals and execute a contract with the contractor selected
30 to administer the program no later than January 1, 2020. The

31 department shall not retain any portion of the allocation under
 32 this subsection for administrative costs.>
 33 16. Page 25, line 4, by striking <15,265,040> and inserting
 34 <14,749,368>
 35 17. Page 30, after line 6 by inserting:

PAGE 7

1 <__a. The department may increase the amounts allocated
 2 for salaries, support, maintenance, and miscellaneous purposes
 3 associated with the medical assistance program, as necessary,
 4 to sustain cost management efforts. The department shall
 5 report any such increase to the legislative services agency and
 6 the department of management.
 7 b. If the savings to the medical assistance program from
 8 ongoing cost management efforts exceed the associated cost
 9 for the fiscal year beginning July 1, 2019, the department
 10 may transfer any savings generated for the fiscal year due
 11 to medical assistance program cost management efforts to the
 12 appropriation made in this division of this Act for medical
 13 contracts or general administration to defray the costs
 14 associated with implementing the efforts.>
 15 18. Page 32, line 2, by striking <\$1,500,000> and inserting
 16 <a sufficient amount>
 17 19. Page 32, by striking line 4 and inserting <settlement
 18 process under both fee-for-service and managed care
 19 administration of the Medicaid program for critical>
 20 20. Page 37, line 32, after <nurse> by inserting <, or
 21 comparable additional,>
 22 21. Page 42, line 10, after <served.> by inserting <To
 23 increase access to child protection center services for
 24 children in rural areas, the funding formula for the awarding
 25 of the remaining funds shall provide for the awarding of an
 26 enhanced amount to eligible grantees to develop and maintain
 27 satellite centers in underserved regions of the state.>
 28 22. Page 47, line 8, after <support staff> by inserting <,
 29 or comparable additional,>
 30 23. Page 47, line 17, after <staff> by inserting <, or
 31 comparable additional,>
 32 24. Page 49, line 32, after <staff> by inserting <,
 33 comparable additional,>
 34 25. Page 54, line 32, by striking <critical> and inserting
 35 <under both fee-for-service and managed care administration of

PAGE 8

1 the Medicaid program, critical>
 2 26. Page 58, line 15, after <the> by inserting <additional>
 3 27. Page 60, line 28, by striking <the> and inserting <any>
 4 28. By striking page 60, line 32, through page 61, line 25,
 5 and inserting:
 6 <Sec. __. CONTRACTED SERVICES — PROHIBITED USE OF STATE

7 FUNDING FOR LOBBYING.

8 1. The department shall submit a report to the individuals
9 identified in this Act for submission of reports by December
10 15, 2019, regarding the outcomes of any program or activity for
11 which funding is appropriated or allocated from the general
12 fund of the state to the department under this division of this
13 Act, and for which a request for proposals process is required.

14 2. The department shall incorporate into the general
15 conditions applicable to all award documents involving funding
16 appropriated or allocated from the general fund of the state to
17 the department under this division of this Act, a prohibition
18 against the use of such funding for the compensation of a
19 lobbyist. For the purposes of this section, "lobbyist" means
20 the same as defined in section 68B.2; however, "lobbyist"
21 does not include a person employed by a state agency of the
22 executive branch of state government who represents the agency
23 relative to the passage, defeat, approval, or modification of
24 legislation that is being considered by the general assembly.>

25 29. Page 61, after line 25 by inserting:

26 <Sec. __.LEGISLATIVE INTERIM COMMITTEE — HEALTH
27 DATA COLLECTION. The legislative council shall establish
28 a legislative interim committee to review the collection,
29 maintaining, and disseminating of hospital inpatient,
30 outpatient, and ambulatory data pursuant to section 135.166.
31 The committee shall report findings and recommendations to the
32 general assembly by December 15, 2019.>

33 30. Page 66, line 27, by striking <by July 1, 2020>

34 31. Page 66, line 32, by striking <by July 1, 2020>

35 32. Page 66, after line 32 by inserting:

PAGE 9

1 <c. Develop an action plan to transfer administration of the
2 juvenile detention home fund created in section 232.142 from
3 the department to the office of the state court administrator
4 or other appropriate state entity.>

5 33. Page 66, line 33, by striking <c.> and inserting <d.>

6 34. Page 67, line 6, by striking <d.> and inserting <e.>

7 35. Page 67, line 12, by striking <e.> and inserting <f.>

8 36. Page 67, line 18, by striking <f.> and inserting <g.>

9 37. Page 67, line 26, by striking <g.> and inserting <h.>

10 38. Page 68, by striking lines 1 through 16 and inserting:

11 <DIVISION __
12 CO-OCCURRING CONDITIONS — ENHANCED DELIVERY OF SERVICES REVIEW
13 Sec. __.REVIEW TO PROVIDE ENHANCED DELIVERY OF SERVICES
14 FOR CO-OCCURRING CONDITIONS. The director of the department
15 of public health and the director of the department of human
16 services shall develop recommendations for the enhanced
17 delivery of co-occurring conditions services. The directors
18 shall examine the current service delivery system to identify
19 opportunities for reducing the administrative burden on the
20 departments and providers, evaluate the use of an integrated

21 helpline and website and improvements in data collection
 22 and sharing of outcomes, and create a structure for ongoing
 23 collaboration. The directors shall submit a report including
 24 findings, a five-year plan to address co-occurring conditions
 25 across provider types and payors, and other recommendations to
 26 the governor and general assembly by December 15, 2019.>

27 39. Page 79, after line 35 by inserting:

28 <DIVISION ____
 29 MEDICAID PRIOR AUTHORIZATION — UNIFORM PROCESS — CENTRAL
 30 PORTAL

31 Sec. __.MEDICAID — PRIOR AUTHORIZATION UNIFORM
 32 PROCESS. The department of human services shall adopt rules
 33 pursuant to chapter 17A to require, and shall contractually
 34 require, that both managed care and fee-for-service payment
 35 and delivery systems utilize a uniform process, including but

PAGE 10

1 not limited to uniform forms, information requirements, and
 2 time frames, to request prior authorization under the Medicaid
 3 program no later than October 1, 2019.

4 Sec. __.MEDICAID MANAGEMENT INFORMATION SYSTEM — CENTRAL
 5 PORTAL — REVIEW. The department shall review the costs
 6 associated with expanding the medical assistance management
 7 information system to integrate a single, statewide system
 8 to serve as a central portal for submission of all prior
 9 authorization requests for the Medicaid program. The portal
 10 shall not be designed to make or review final determinations
 11 of managed care organization prior authorization requests, but
 12 shall only serve as a conduit to deliver prior authorization
 13 requests to the appropriate managed care organization. The
 14 results of the study shall be submitted to the governor and the
 15 general assembly no later than March 31, 2020.

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

18 DIVISION ____
 19 HEALTH AND HUMAN SERVICES EXECUTIVE BRANCH ENTITIES — REFORM
 20 IOWA COLLABORATIVE SAFETY NET PROVIDER NETWORK

21 Sec. __. Section 135.24, subsection 7, paragraph e, Code
 22 2019, is amended to read as follows:

23 e. “*Specialty health care provider office*” means the
 24 private office or clinic of an individual specialty health
 25 care provider or group of specialty health care providers as
 26 referred by the Iowa collaborative safety net provider network
 27 established in section 135.153, but does not include a field
 28 dental clinic, a free clinic, or a hospital.

29 Sec. __. Section 135.159, subsection 1, paragraph h, Code
 30 2019, is amended by striking the paragraph.

31 Sec. __.REPEAL. Section 135.153, Code 2019, is repealed.
 32 HOSPITAL HEALTH CARE ACCESS TRUST FUND BOARD

33 Sec. __. Section 249M.4, Code 2019, is amended to read as
 34 follows:

35 249M.4 Hospital health care access trust fund —board.

PAGE 11

1 1. A hospital health care access trust fund is created
2 in the state treasury under the authority of the department.
3 Moneys received through the collection of the hospital health
4 care access assessment imposed under this chapter and any
5 other moneys specified for deposit in the trust fund shall be
6 deposited in the trust fund.

7 2. Moneys in the trust fund shall be used, subject to
8 their appropriation by the general assembly, by the department
9 to reimburse participating hospitals the medical assistance
10 program upper payment limit for inpatient and outpatient
11 hospital services as calculated in this section. Following
12 payment of such upper payment limit to participating hospitals,
13 any remaining funds in the trust fund on an annual basis may be
14 used for any of the following purposes:

15 a. To support medical assistance program utilization
16 shortfalls.

17 b. To maintain the state's capacity to provide access to and
18 delivery of services for vulnerable Iowans.

19 c. To fund the health care workforce support initiative
20 created pursuant to section 135.175.

21 d. To support access to health care services for uninsured
22 Iowans.

23 e. To support Iowa hospital programs and services which
24 expand access to health care services for Iowans.

25 3. The trust fund shall be separate from the general fund
26 of the state and shall not be considered part of the general
27 fund. The moneys in the trust fund shall not be considered
28 revenue of the state, but rather shall be funds of the hospital
29 health care access assessment program. The moneys deposited
30 in the trust fund are not subject to section 8.33 and shall not
31 be transferred, used, obligated, appropriated, or otherwise
32 encumbered, except to provide for the purposes of this chapter.
33 Notwithstanding section 12C.7, subsection 2, interest or
34 earnings on moneys deposited in the trust fund shall be
35 credited to the trust fund.

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1 4. The department shall adopt rules pursuant to chapter
2 17A to administer the trust fund and reimbursements and
3 expenditures as specified in this chapter made from the trust
4 fund.

5 5.a. Beginning July 1, 2010, or the implementation date
6 of the hospital health care access assessment program as
7 determined by receipt of approval from the centers for Medicare
8 and Medicaid services of the United States department of health
9 and human services, whichever is later, the department shall
10 increase the diagnostic related groups and ambulatory patient

11 classifications base rates to provide payments to participating
 12 hospitals at the Medicare upper payment limit for the fiscal
 13 year beginning July 1, 2010, calculated as of July 31, 2010.
 14 Each participating hospital shall receive the same percentage
 15 increase, but the percentage may differ depending on whether
 16 the basis for the base rate increase is the diagnostic related
 17 groups or ambulatory patient classifications.

18 *b.* The percentage increase shall be calculated by dividing
 19 the amount calculated under subparagraph (1) by the amount
 20 calculated under subparagraph (2) as follows:

21 (1) The amount under the Medicare upper payment limit for
 22 the fiscal year beginning July 1, 2010, for participating
 23 hospitals.

24 (2) The projected expenditures for participating hospitals
 25 for the fiscal year beginning July 1, 2010, as determined by
 26 the fiscal management division of the department, plus the
 27 amount calculated under subparagraph (1).

28 6. For the fiscal year beginning July 1, 2011, and for
 29 each fiscal year beginning July 1, thereafter, the payments to
 30 participating hospitals shall continue to be calculated based
 31 on the upper payment limit as calculated for the fiscal year
 32 beginning July 1, 2010.

33 7. Reimbursement of participating hospitals shall
 34 incorporate the rebasing process for inpatient and outpatient
 35 services for state fiscal year 2012. However, the total amount

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1 of increased funding available for reimbursement attributable
 2 to rebasing shall not exceed four million five hundred thousand
 3 dollars for state fiscal year 2012 and six million dollars for
 4 state fiscal year 2013.

5 8. Any payments to participating hospitals under this
 6 section shall result in budget neutrality to the general fund
 7 of the state.

8 ~~9.a. A hospital health care access trust fund board is
 9 established consisting of the following members:~~

10 ~~(1) The co-chairpersons and the ranking members of the joint
 11 appropriations subcommittee on health and human services.~~

12 ~~(2) The Iowa medical assistance program director.~~

13 ~~(3) Two hospital executives representing the two largest
 14 private health care systems in the state.~~

15 ~~(4) The president of the Iowa hospital association.~~

16 ~~(5) A representative of a consumer advocacy group, involved
 17 in both state and national initiatives, that provides data on
 18 key indicators of well-being for children and families in order
 19 to inform policymakers to help children and families succeed.~~

20 *b.* ~~The board shall do all of the following:~~

21 ~~(1) Provide oversight of the trust fund.~~

22 ~~(2) Make recommendations regarding the hospital health care
 23 access assessment program, including recommendations regarding
 24 the assessment calculation, assessment amounts, payments to~~

25 participating hospitals, and use of the moneys in the trust
 26 fund.
 27 (3) ~~Submit an annual report to the governor and the general~~
 28 ~~assembly regarding the use and expenditure of moneys deposited~~
 29 ~~in the trust fund.~~
 30 ~~e. The department shall provide administrative assistance~~
 31 ~~to the board.~~
 32 ADVISORY COMMITTEE TO THE CENTER FOR RURAL HEALTH AND PRIMARY
 33 CARE
 34 Sec. __. Section 135.107, subsection 5, Code 2019, is
 35 amended by striking the subsection.

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1 Sec. __. Section 262.78, subsection 3, Code 2019, is
 2 amended to read as follows:
 3 3. The president of the university of Iowa, in consultation
 4 with the president of Iowa state university of science and
 5 technology, shall employ a full-time director of the center.
 6 The center may employ staff to carry out the center's purpose.
 7 The director shall coordinate the agricultural health and
 8 safety programs of the center. The director shall regularly
 9 meet and consult with the ~~advisory committee to the center for~~
 10 rural health and primary care. The director shall provide
 11 the board of regents with relevant information regarding the
 12 center.
 13 GOVERNMENTAL PUBLIC HEALTH ADVISORY COUNCIL
 14 Sec. __. Section 135A.2, subsection 2, Code 2019, is
 15 amended by striking the subsection.
 16 Sec. __. Section 135A.9, subsection 1, Code 2019, is
 17 amended by striking the subsection.
 18 Sec. __. REPEAL. Section 135A.4, Code 2019, is repealed.
 19 PATIENT-CENTERED HEALTH ADVISORY COUNCIL
 20 Sec. __. REPEAL. Section 135.159, Code 2019, is repealed.
 21 COMBINING STATE MEDICAL EXAMINER ADVISORY COUNCIL WITH THE
 22 INTERAGENCY COORDINATING COUNCIL
 23 Sec. __. Section 691.6B, Code 2019, is amended to read as
 24 follows:
 25 **691.6B Interagency coordinating council.**
 26 1. An interagency coordinating council is created to advise
 27 do all of the following:
 28 a. Advise and consult with the state medical examiner on a
 29 range of issues affecting the organization and functions of the
 30 office of the state medical examiner and the effectiveness of
 31 the medical examiner system in the state.
 32 b. Advise the state medical examiner concerning the
 33 assurance of effective coordination of the functions and
 34 operations of the office of the state medical examiner with the
 35 needs and interests of the departments of public safety and

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1 public health.

2 2. Members of the interagency coordinating council shall
3 include ~~the all of the following:~~

4 a. The state medical examiner, or when the state medical
5 examiner is not available, the deputy state medical examiner;
6 ~~the.~~

7 b. The commissioner of public safety or the commissioner's
8 designee; ~~the.~~

9 c. The director of public health or the director's designee;
10 ~~and the.~~

11 d. The governor or the governor's designee.

12 e. Representatives from the office of the attorney
13 general, the Iowa county attorneys association, the Iowa
14 medical society, the Iowa association of pathologists, the
15 Iowa association of county medical examiners, the statewide
16 emergency medical system, and the Iowa funeral directors
17 association.

18 3. The interagency coordinating council shall meet on
19 a regular basis, and shall be organized and function as
20 established by the state medical examiner by rule.

21 Sec. . REPEAL. Section 691.6C, Code 2019, is repealed.

22 TOBACCO USE PREVENTION AND CONTROL COMMISSION — MEMBERSHIP —
23 MEETINGS — EXPENSES

24 Sec. . Section 142A.3, subsection 6, Code 2019, is
25 amended to read as follows:

26 ~~6. Citizen members shall be reimbursed for actual and~~
27 ~~necessary expenses incurred in performance of their duties.~~
28 ~~Citizen members shall be paid a per diem as specified in~~
29 ~~section 7E.6. Legislative members are eligible for per diem~~
30 ~~and expenses as provided in section 2.10.~~

31 Sec. . Section 142A.3, subsection 9, Code 2019, is
32 amended to read as follows:

33 9. The commission shall elect a chairperson from among its
34 voting members and may select other officers from among its
35 voting members, as determined necessary by the commission.

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1 The commission shall meet ~~regularly no more than quarterly~~ as
2 determined by the commission, upon the call of the chairperson,
3 or upon the call of a majority of the voting members.

4 Sec. . TOBACCO USE PREVENTION AND CONTROL COMMISSION —
5 MEMBERSHIP REDUCTION. The tobacco use prevention and control
6 commission shall evaluate the membership of the commission
7 and shall submit to the department of public health the
8 commission's recommendation, to be submitted by the director
9 of public health as proposed legislation in compliance with
10 section 2.16 for consideration by the general assembly during
11 the 2020 legislative session, to reduce the number of voting
12 members from nine to seven members.

13 TRAUMA SYSTEM ADVISORY COUNCIL

14 Sec. __. Section 147A.24, subsection 2, Code 2019, is
15 amended to read as follows:

16 2. The council shall consist of seven members to be
17 appointed by the director from the recommendations of
18 the organizations in subsection 1 for terms of two years.
19 Vacancies on the council shall be filled for the remainder of
20 the term of the original appointment. Members whose terms
21 expire may be reappointed.

22 Sec. __. TRANSITION PROVISIONS. Notwithstanding any
23 provision of section 147A.24, subsection 2, to the contrary, a
24 member of the trauma system advisory council on July 1, 2019,
25 shall continue serving until the expiration of that member's
26 term or until a vacancy occurs prior to the expiration of the
27 applicable term, and such vacancy shall only be filled to the
28 extent consistent with and necessary to maintain the total
29 number of members of the council specified in section 147A.24,
30 subsection 2, as amended in this Act.

31 TELECONFERENCE OPTION FOR STATE ENTITIES

32 Sec. __. NEW SECTION. 135.11B Statutory board, commission,
33 **committee, or council of committee — teleconference option.**

34 Any statutorily established board, commission, committee, or
35 council established under the purview of the department shall

PAGE 17

1 provide for a teleconference option for board, commission,
2 committee, or council members to participate in official
3 meetings.

4 ELIMINATION OF PAYMENT OF EXPENSES FOR PUBLIC MEMBERS OF
5 CERTAIN STATE ENTITIES

6 Sec. __. Section 105.3, subsection 6, Code 2019, is amended
7 by striking the subsection.

8 Sec. __. Section 135.43, subsection 2, unnumbered
9 paragraph 1, Code 2019, is amended to read as follows:

10 The membership of the review team is subject to the
11 provisions of sections 69.16 and 69.16A, relating to political
12 affiliation and gender balance. Review team members who
13 are not designated by another appointing authority shall be
14 appointed by the state medical examiner. Membership terms
15 shall be for three years. A membership vacancy shall be filled
16 in the same manner as the original appointment. The review
17 team shall elect a chairperson and other officers as deemed
18 necessary by the review team. The review team shall meet upon
19 the call of the state medical examiner or as determined by
20 the review team. ~~The members of the team are eligible for~~
21 ~~reimbursement of actual and necessary expenses incurred in the~~
22 ~~performance of their official duties.~~ The review team shall
23 include the following:

24 Sec. __. Section 135.62, subsection 2, paragraph e, Code
25 2019, is amended by striking the paragraph.

26 Sec. __. Section 147A.3, Code 2019, is amended to read as

27 follows:

28 **147A.3 Meetings of the council — quorum — expenses.**

29 Membership, terms of office, ~~and~~ quorum, ~~and expenses~~ shall
30 be determined by the director pursuant to chapter 135.

31 Sec. ___. Section 256I.3, subsection 3, Code 2019, is
32 amended by striking the subsection.

33 ELIMINATION OF CHILD WELFARE ADVISORY COMMITTEE, CHILD
34 SUPPORT ADVISORY COMMITTEE, CHILDREN'S MENTAL HEALTH WAIVER

PAGE 18

1 IMPLEMENTATION COMMITTEE, AND PROPERTY TAX RELIEF FUND RISK
2 POOL

3 Sec. ___. Section 217.3A, subsection 1, Code 2019, is
4 amended to read as follows:

5 1. *General.* The council on human services shall establish
6 and utilize the advisory ~~committees~~ committee identified in
7 this section and may establish and utilize other advisory
8 committees. The council shall establish appointment
9 provisions, membership terms, operating guidelines, and other
10 operational requirements for committees established pursuant to
11 this section.

12 Sec. ___. Section 217.3A, subsections 3 and 4, Code 2019,
13 are amended by striking the subsections.

14 Sec. ___. Section 426B.5, subsection 1, Code 2019, is
15 amended by striking the subsection.

16 Sec. ___. 2005 Iowa Acts, chapter 117, section 4, subsection
17 3, is amended by striking the subsection.

18 MEDICAL ASSISTANCE ADVISORY COUNCIL

19 Sec. ___.MEDICAL ASSISTANCE ADVISORY COUNCIL — VOTING
20 MEMBER SUSPENSION. Notwithstanding any provision of law to the
21 contrary, if a representative of a professional or business
22 entity, a public member, or a member of the hawk-i board who
23 is a voting member of the medical assistance advisory council
24 pursuant to section 249A.4B, subsection 2, is absent for
25 two consecutive meetings of the medical assistance advisory
26 council, the member shall be suspended from participation in
27 the deliberations of the advisory council for a period of
28 twelve months from the date of the member's second absence.
29 During the member's suspension period, the voting rights of the
30 professional or business entity, consumer group or consumer
31 organization, or the hawk-i board shall not be exercised, but
32 the vacancy in voting membership shall not prohibit the medical
33 assistance advisory council from achieving a quorum.

34 DIVISION __

35 MEDICAID MANAGED CARE TERMINATION — EXPEDITED CLAIMS DISPUTE

PAGE 19

1 PROCESS

2 Sec. ___.MEDICAID MANAGED CARE TERMINATION — EXPEDITED
3 CLAIMS DISPUTE PROCESS. No later than July 1, 2019, the

4 department of human services shall require an expedited claims
 5 dispute process for all outstanding claims to be applicable
 6 if a managed care organization terminates coverage under the
 7 Medicaid program. Such an expedited claims dispute process
 8 shall, beginning on the date a managed care organization
 9 terminates coverage, allow a provider, a member, or a member's
 10 authorized representative the option to dispute the managed
 11 care organization's claim adjudication within the required time
 12 frames and consistent with this section. The managed care
 13 organization shall report all disputed claims being processed
 14 and the outcomes of such disputed claims to the department on a
 15 monthly basis for at least two years following termination of
 16 the managed care organization's contract with the state.>
 17 40. By renumbering, redesignating, and correcting internal
 18 references as necessary.

FRY of Clarke

H-1197

1 Amend House File 610, as amended, passed, and reprinted by
 2 the House, as follows:
 3 1. By striking page 2, line 35, through page 3, line 1, and
 4 inserting:
 5 <NEW SUBSECTION. 1B. *Assistive animal*— means a simian
 6 or other animal specially trained or in the process of being
 7 trained to assist a person with a disability.>
 8 2. Page 35, after line 17 by inserting:
 9 <Sec. __.EFFECTIVE DATE. This Act takes effect January
 10 1, 2020.
 11 Sec. __.APPLICABILITY. This Act applies to guardianships
 12 and guardianship proceedings for adults and conservatorships
 13 and conservatorship proceedings for adults and minors
 14 established or pending before, on, or after January 1, 2020.>
 15 3. Title page, line 3, after <conservatorships> by
 16 inserting <and including effective date and applicability
 17 provisions>
 18 4. By renumbering as necessary.

SENATE AMENDMENT

H-1198

1 Amend Senate File 567, as amended, passed, and reprinted by
 2 the Senate, as follows:
 3 1. Page 3, before line 7 by inserting:
 4 <Sec. __. Section 158.3, Code 2019, is amended by adding
 5 the following new subsection:
 6 NEW SUBSECTION. 3. Notwithstanding the provisions of
 7 subsection 1, any person who completes the application
 8 form prescribed by the board and who completes a barbering
 9 apprenticeship training program registered by the office of

10 apprenticeship of the United States department of labor while
 11 committed to the custody of the director of the Iowa department
 12 of corrections shall be allowed to take the examination for a
 13 license to practice barbering.>
 14 2. By renumbering as necessary.

BOSSMAN of Woodbury

H-1199

1 Amend House File 766 as follows:
 2 1. Page 58, line 12, after <2019.> by inserting <However,
 3 subject to available funds, the department may reimburse
 4 members of the Iowa department of public health integrated
 5 provider network in accordance with the alternative
 6 reimbursement rate methodology for community mental health
 7 centers approved by the department of human services in effect
 8 on June 30, 2019.>

HALL of Woodbury

H-1200

1 Amend House File 746 as follows:
 2 1. Page 4, line 16, by striking <establish> and inserting
 3 <implement>
 4 2. Page 4, line 20, by striking <Beginning August 1, 2019,>
 5 and inserting <Beginning January 1, 2020,>
 6 3. Page 4, line 26, by striking <Beginning July 1, 2020,>
 7 and inserting <Beginning January 1, 2020,>
 8 4. Page 5, line 31, after <history> by inserting <form>
 9 5. Page 6, line 28, by striking <establish> and inserting
 10 <implement>

JONES of Clay

H-1201

1 Amend Senate File 502, as passed by the Senate, as follows:
 2 1. Page 1, before line 1 by inserting:
 3 <Section 1. Section 70A.28, subsections 2 and 5, Code 2019,
 4 are amended to read as follows:
 5 2. A person shall not discharge an employee from or take
 6 or fail to take action regarding an employee's appointment or
 7 proposed appointment to, promotion or proposed promotion to,
 8 or any advantage in, a position in a state employment system
 9 administered by, or subject to approval of, a state agency as a
 10 reprisal for a failure by that employee to inform the person
 11 that the employee made a disclosure of information permitted
 12 by this section, or for a disclosure of any information by
 13 that employee to a member or employee of the general assembly,
 14 a disclosure of information to the office of ombudsman, a
 15 disclosure of information to a person providing human resource

16 management for the state, or a disclosure of information to any
 17 other public official or law enforcement agency if the employee
 18 reasonably believes the information evidences a violation
 19 of law or rule, mismanagement, a gross abuse of funds, an
 20 abuse of authority, or a substantial and specific danger to
 21 public health or safety. However, an employee may be required
 22 to inform the person that the employee made a disclosure
 23 of information permitted by this section if the employee
 24 represented that the disclosure was the official position of
 25 the employee's immediate supervisor or employer.

26 5. Subsection 2 may be enforced through a civil action.

27 a. A person who violates subsection 2 is liable to
 28 an aggrieved employee for affirmative relief including
 29 reinstatement, with or without back pay, ~~or civil damages in an~~
 30 amount not to exceed three times the annual wages and benefits
 31 received by the aggrieved employee prior to the violation of
 32 subsection 2, and any other equitable relief the court deems
 33 appropriate, including attorney fees and costs.

34 b. When a person commits, is committing, or proposes to
 35 commit an act in violation of subsection 2, an injunction may

PAGE 2

1 be granted through an action in district court to prohibit the
 2 person from continuing such acts. The action for injunctive
 3 relief may be brought by an aggrieved employee, ~~or the attorney~~
 4 general, or a person providing human resource management for
 5 the state.>

6 2. Title page, line 2, after <employees of> by inserting
 7 <the state and>

8 3. By renumbering as necessary.

COMMITTEE ON STATE GOVERNMENT

H-1202

1 Amend House File 535 as follows:

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

4 <Section 1.**NEW SECTION. 321.514 Definitions.**

5 As used in this section and sections 321.515 through
 6 321.519, unless the context otherwise requires:

7 1. "*Automated driving system*" means the hardware and
 8 software collectively capable of performing all dynamic driving
 9 tasks on a sustained basis, regardless of whether the system is
 10 limited to a specific operational design domain, if any.

11 2. "*Conventional human driver*" means a natural person
 12 who manually controls the in-vehicle accelerating, braking,
 13 steering, and transmission gear selection input devices in
 14 order to operate a motor vehicle.

15 3. "*Driverless-capable vehicle*" means a system-equipped
 16 vehicle capable of performing all dynamic driving tasks within

17 the automated driving system's operational design domain, if
 18 any, including but not limited to achievement of a minimal risk
 19 condition without intervention or supervision by a conventional
 20 human driver.

21 4. "*Dynamic driving task*" means any real-time operational
 22 and tactical function required to operate a motor vehicle on
 23 a highway in traffic within an automated driving system's
 24 specific operational design domain, if any. "*Dynamic driving*
 25 *task*" does not include any strategic function such as trip
 26 scheduling or the selection of destinations and waypoints.

27 5. "*Minimal risk condition*" means a reasonably safe state
 28 to which an automated driving system brings a system-equipped
 29 vehicle upon experiencing a performance-relevant failure of the
 30 system that renders the system unable to perform any dynamic
 31 driving task, including but not limited to removing the vehicle
 32 to the nearest shoulder if the vehicle is capable of doing so,
 33 bringing the vehicle to a complete stop, and activating the
 34 vehicle's emergency signal lamps.

35 6. "*On-demand driverless-capable vehicle network*" means a

PAGE 2

1 transportation service network that uses a software application
 2 or other digital means to dispatch driverless-capable vehicles
 3 for the purposes of transporting persons or goods, including
 4 transportation for hire as defined in section 325A.1, and
 5 public transportation.

6 7. "*Operational design domain*" means a set of constraints
 7 used to define the domain under which an automated driving
 8 system is designed to properly operate, including but not
 9 limited to types of highways, speed ranges, environmental
 10 conditions such as weather or time of day, and other
 11 constraints.

12 8. "*System-equipped vehicle*" means a motor vehicle equipped
 13 with an automated driving system.

14 **Sec. 2. NEW SECTION. 321.515 Operation.**

15 1. A driverless-capable vehicle may operate on the public
 16 highways of this state without a conventional human driver
 17 physically present in the vehicle, if the vehicle meets all of
 18 the following conditions:

19 a. The vehicle is capable of achieving a minimal risk
 20 condition if a malfunction of the automated driving system
 21 occurs that renders the system unable to perform any dynamic
 22 driving task within the system's intended operational design
 23 domain, if any.

24 b. While in driverless operation, the vehicle is capable of
 25 operating in compliance with the applicable traffic and motor
 26 vehicle safety laws and regulations of this state that govern
 27 the performance of dynamic driving tasks, unless an exemption
 28 has been granted to the vehicle by the department.

29 c. The vehicle has been certified by the vehicle's
 30 manufacturer to be in compliance with all applicable federal

31 motor vehicle safety standards, except to the extent an
32 exemption has been granted for the vehicle under applicable
33 federal law or by the national highway traffic safety
34 administration.
35 2.a. The operation of a system-equipped vehicle capable

PAGE 3

1 of performing all dynamic driving tasks within the automated
2 driving system's operational design domain on the public
3 highways of this state while a conventional human driver is
4 present in the vehicle shall be lawful. During such operation,
5 the conventional human driver shall possess a valid driver's
6 license pursuant to section 321.174. The conventional human
7 driver shall operate the system-equipped vehicle according
8 to the manufacturer's requirements and specifications, and
9 shall regain manual control of the vehicle when prompted by the
10 automated driving system.

11 b. An automated driving system, while engaged, shall be
12 designed to operate within the system's operational design
13 domain in compliance with the applicable traffic and motor
14 vehicle safety laws and regulations of this state that govern
15 the performance of dynamic driving tasks, unless an exemption
16 has been granted to the vehicle by the department.

17 3. Except as provided in this section, the motor vehicle
18 laws of this state shall not be construed to require a
19 conventional human driver to operate a driverless-capable
20 vehicle that is being operated by an automated driving system.
21 The automated driving system, while engaged, shall be deemed
22 to fulfill any physical acts required of a conventional human
23 driver to perform dynamic driving tasks.

24 Sec. 3.NEW SECTION. **321.516 Insurance.**

25 Before a system-equipped vehicle is allowed to operate on
26 the public highways of this state, the owner shall submit to
27 the department proof of financial liability coverage for the
28 vehicle in a manner and form determined by the department. A
29 system-equipped vehicle shall not operate on the highways of
30 this state unless financial liability coverage is in effect for
31 the vehicle and unless proof of financial liability coverage is
32 carried in the vehicle. If a system-equipped vehicle operates
33 on a highway in violation of this section, the owner of the
34 vehicle may be charged and convicted of a violation of section
35 321.20B as though the owner was operating the vehicle.

PAGE 4

1 Sec. 4.NEW SECTION. **321.517 Accidents.**

2 In the event of an accident in which a system-equipped
3 vehicle is involved, the vehicle shall remain at the scene of
4 the accident and the operation of the vehicle shall otherwise
5 comply with sections 321.261 through 321.273 where applicable
6 and to the extent possible, and the vehicle's owner or a person

7 on behalf of the vehicle's owner shall promptly report the
 8 accident to law enforcement authorities. If a system-equipped
 9 vehicle fails to remain at the scene of an accident or the
 10 operation of the vehicle fails to otherwise comply with
 11 sections 321.261 through 321.273 where applicable and to the
 12 extent possible as required by this section, the vehicle's
 13 failure shall be imputed to the vehicle's owner, and the
 14 vehicle's owner may be charged and convicted of a violation of
 15 sections 321.261 through 321.273, as applicable. However, if
 16 the vehicle's failure is due to an error or malfunction in the
 17 automated driving system, the vehicle's failure shall instead
 18 be imputed to the vehicle's manufacturer, and the vehicle's
 19 manufacturer may be charged and convicted for a violation of
 20 sections 321.261 through 321.373, as applicable.

21 Sec. 5. NEW SECTION. 321.518 On-demand driverless-capable
 22 vehicle network.

23 A person may operate an on-demand driverless-capable vehicle
 24 network. An on-demand driverless-capable vehicle network may
 25 be used to facilitate the transportation of persons or goods,
 26 including transportation for hire as defined in section 325A.1,
 27 and public transportation. An on-demand driverless-capable
 28 vehicle network may connect passengers to driverless-capable
 29 vehicles either exclusively or as part of a digital network
 30 that also connects passengers to conventional human drivers
 31 who provide transportation services, consistent with chapter
 32 321N or any other applicable laws, in vehicles that are not
 33 driverless-capable vehicles.

34 Sec. 6. NEW SECTION. 321.519 Authority.

35 1. Automated driving systems and system-equipped vehicles

PAGE 5

1 shall be governed by sections 321.514 through 321.518, this
 2 section, and all applicable traffic and motor vehicle safety
 3 laws and regulations of this state. Automated driving systems
 4 and system-equipped vehicles shall be regulated exclusively by
 5 the department. The department may adopt rules pursuant to
 6 chapter 17A to administer sections 321.514 through 321.518, and
 7 this section.

8 2. A political subdivision of the state shall not impose
 9 requirements, including but not limited to performance
 10 standards, specific to the operation of system-equipped
 11 vehicles, automated driving systems, or on-demand
 12 driverless-capable vehicle networks that are in addition to
 13 the requirements set forth under sections 321.514 through
 14 321.518. A political subdivision of the state shall not
 15 impose a tax on system-equipped vehicles, automated driving
 16 systems, or on-demand driverless-capable vehicle networks
 17 where such tax relates specifically to the operation of
 18 system-equipped vehicles, automated driving systems, or
 19 on-demand driverless-capable vehicle networks.>

H-1203

1 Amend the amendment, H-1200, to House File 746 as follows:
 2 1. Page 1, by striking lines 2 through 10 and inserting:
 3 <__. Page 1, line 28, after <contrary> by inserting <and
 4 unless the juvenile court or district court, for good cause,
 5 orders that a noncertified copy of an original certificate of
 6 birth shall not be issued under this section>
 7 __. Page 2, after line 18 by inserting:
 8 <1A. A juvenile court or district court, for good cause,
 9 may order that a noncertified copy of the original certificate
 10 of birth not be issued to an adult adopted person under this
 11 section. A biological parent may file an affidavit with the
 12 juvenile court or district court requesting that the juvenile
 13 court or district court prohibit an adult adopted person from
 14 being issued a noncertified copy of the original certificate of
 15 birth under this section, and the juvenile court or district
 16 court shall consider any such affidavit in determining whether
 17 good cause is shown.>
 18 __. Page 3, line 13, after <section> by inserting <, unless
 19 the juvenile court or district court, for good cause, orders
 20 that a noncertified copy of an original certificate of birth
 21 shall not be issued under this section>
 22 __. Page 4, line 16, by striking <establish> and inserting
 23 <implement>
 24 __. Page 4, by striking lines 20 through 25.
 25 __. Page 4, by striking lines 26 through 32 and inserting:
 26 <b. Beginning January 1, 2020, an application may be
 27 submitted under this section by an adult adopted person or
 28 an entitled person to obtain a noncertified copy of an adult
 29 adopted person's original certificate of birth in accordance
 30 with this section.>
 31 __. Page 5, line 31, after <history> by inserting <form>
 32 __. Page 6, line 28, by striking <establish> and inserting
 33 <implement>>
 34 2. By renumbering, redesignating, and correcting internal
 35 references as necessary.

JONES of Clay

H-1204

1 Amend House File 760 as follows:
 2 1. Page 1, by striking lines 3 through 6 and inserting:
 3 <1. The sales price from the renting of lodging ~~which is~~
 4 ~~rented by the same person to a person where the lodging is~~
 5 ~~rented by the same person~~ for a period of more than thirty-one
 6 consecutive days, and where a landlord tenant relationship
 7 ~~exists.~~
 8 Sec. __. Section 423A.5, Code 2019, is amended by adding
 9 the following new subsection:
 10 NEW SUBSECTION. 4. The sales price from the renting of

- 11 lodging which is rented by the same person for the period
 12 beginning after ninety consecutive days of rental by such
 13 person.>
 14 2. By renumbering as necessary.

HITE of Mahaska

H-1205

- 1 Amend the amendment, H-1200, to House File 746 as follows:
 2 1. Page 1, after line 1 by inserting:
 3 <__. Page 1, line 28, after <contrary> by inserting <and
 4 unless the juvenile court or court, for good cause, orders that
 5 a noncertified copy of an original certificate of birth shall
 6 not be issued under this section>
 7 __. Page 2, after line 18 by inserting:
 8 <1A. A juvenile court or court, for good cause, shall order
 9 that a noncertified copy of the original certificate of birth
 10 not be issued to an adult adopted person under this section. A
 11 biological parent may file an affidavit with the juvenile court
 12 or court requesting that the juvenile court or court prohibit
 13 an adult adopted person from being issued a noncertified copy
 14 of the original certificate of birth under this section, and
 15 the juvenile court or court shall consider any such affidavit
 16 in determining whether good cause is shown.>
 17 __. Page 3, line 13, after <section> by inserting <, unless
 18 the juvenile court or court, for good cause, orders that a
 19 noncertified copy of an original certificate of birth shall not
 20 be issued under this section>
 21 __. By renumbering, redesignating, and correcting internal
 22 references as necessary.>

JONES of Clay

H-1206

- 1 Amend Senate File 609, as amended, passed, and reprinted by
 2 the Senate, as follows:
 3 1. By striking everything after the enacting clause and
 4 inserting:
 5 <DIVISION I
 6 DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP
 7 GENERAL APPROPRIATION
 8 Section 1.GENERAL FUND — DEPARTMENT.
 9 1. There is appropriated from the general fund of the state
 10 to the department of agriculture and land stewardship for the
 11 fiscal year beginning July 1, 2019, and ending June 30, 2020,
 12 the following amount, or so much thereof as is necessary, to be
 13 used for the purposes designated:
 14 For purposes of supporting the department, including its
 15 divisions, for administration, regulation, and programs; for
 16 salaries, support, maintenance, and miscellaneous purposes; and

17 for not more than the following full-time equivalent positions:

18 \$ 18,623,339
19 FTEs 372.00

20 2. Of the amount appropriated in subsection 1, the following
21 amount is transferred to Iowa state university of science and
22 technology, to be used for the university’s midwest grape and
23 wine industry institute:

24 \$ 288,000

25 3. The department shall submit a report each quarter of the
26 fiscal year to the legislative services agency, the department
27 of management, the members of the joint appropriations
28 subcommittee on agriculture and natural resources, and the
29 chairpersons and ranking members of the senate and house
30 committees on appropriations. The report shall describe in
31 detail the expenditure of moneys appropriated in this section
32 to support the department’s administration, regulation, and
33 programs.

34 DESIGNATED APPROPRIATIONS

35 MISCELLANEOUS FUNDS

PAGE 2

1 Sec. 2.UNCLAIMED PARI-MUTUEL WAGERING WINNINGS —
2 HORSE AND DOG RACING. There is appropriated from the moneys
3 available under section 99D.13 to the department of agriculture
4 and land stewardship for the fiscal year beginning July 1,
5 2019, and ending June 30, 2020, the following amount, or so
6 much thereof as is necessary, to be used for the purposes
7 designated:

8 For purposes of supporting the department’s administration
9 and enforcement of horse and dog racing law pursuant to section
10 99D.22, including for salaries, support, maintenance, and
11 miscellaneous purposes:

12 \$ 305,516

13 Sec. 3.RENEWABLE FUEL INFRASTRUCTURE FUND — MOTOR
14 FUEL INSPECTION. There is appropriated from the renewable
15 fuel infrastructure fund created in section 159A.16 to the
16 department of agriculture and land stewardship for the fiscal
17 year beginning July 1, 2019, and ending June 30, 2020, the
18 following amount, or so much thereof as is necessary, to be
19 used for the purposes designated:

20 For purposes of the inspection of motor fuel, including
21 salaries, support, maintenance, and miscellaneous purposes:

22 \$ 500,000

23 SPECIAL APPROPRIATIONS

24 GENERAL FUND

25 Sec. 4.DAIRY REGULATION.

26 1. There is appropriated from the general fund of the state
27 to the department of agriculture and land stewardship for the
28 fiscal year beginning July 1, 2019, and ending June 30, 2020,
29 the following amount, or so much thereof as is necessary, to be
30 used for the purposes designated:

31 For purposes of performing functions pursuant to section
 32 192.109, including conducting a survey of grade “A” milk and
 33 certifying the results to the secretary of agriculture:
 34 \$ 189,196
 35 2. Notwithstanding section 8.33, moneys appropriated in

PAGE 3

1 this section that remain unencumbered or unobligated at the
 2 close of the fiscal year shall not revert but shall remain
 3 available to be used for the purposes designated until the
 4 close of the succeeding fiscal year.

5 Sec. 5.LOCAL FOOD AND FARM PROGRAM.

6 1. There is appropriated from the general fund of the state
 7 to the department of agriculture and land stewardship for the
 8 fiscal year beginning July 1, 2019, and ending June 30, 2020,
 9 the following amount, or so much thereof as is necessary, to be
 10 used for the purposes designated:

11 For purposes of supporting the local food and farm program
 12 pursuant to chapter 267A:

13 \$ 75,000

14 2. The department shall enter into a cost-sharing agreement
 15 with Iowa state university of science and technology to support
 16 the local food and farm program coordinator position as part of
 17 the university’s cooperative extension service in agriculture
 18 and home economics pursuant to chapter 267A.

19 3. Notwithstanding section 8.33, moneys appropriated in
 20 this section that remain unencumbered or unobligated at the
 21 close of the fiscal year shall not revert but shall remain
 22 available to be used for the purposes designated until the
 23 close of the succeeding fiscal year.

24 Sec. 6.AGRICULTURAL EDUCATION.

25 1. There is appropriated from the general fund of the state
 26 to the department of agriculture and land stewardship for the
 27 fiscal year beginning July 1, 2019, and ending June 30, 2020,
 28 the following amount, or so much thereof as is necessary, to be
 29 used for the purposes designated:

30 For purposes of allocating moneys to an Iowa association
 31 affiliated with a national organization which promotes
 32 agricultural education providing for future farmers:

33 \$ 25,000

34 2. Notwithstanding section 8.33, moneys appropriated in
 35 this section that remain unencumbered or unobligated at the

PAGE 4

1 close of the fiscal year shall not revert but shall remain
 2 available to be used for the purposes designated until the
 3 close of the succeeding fiscal year.

4 Sec. 7.FOREIGN ANIMAL DISEASES AFFLICTING LIVESTOCK.

5 There is appropriated from the general fund of the state to the
 6 department of agriculture and land stewardship for the fiscal

7 year beginning July 1, 2019, and ending June 30, 2020, the
 8 following amount, or so much thereof as is necessary, to be
 9 used for the purposes designated:
 10 For deposit in the foreign animal disease preparedness and
 11 response fund created in section 163.3B:

12 \$ 500,000

13 DIVISION II

14 GENERAL FUND

15 DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

16 WATER QUALITY INITIATIVE

17 Sec. 8. WATER QUALITY INITIATIVE — GENERAL.

18 1. There is appropriated from the general fund of the state
 19 to the department of agriculture and land stewardship for the
 20 fiscal year beginning July 1, 2019, and ending June 30, 2020,
 21 the following amount, or so much thereof as is necessary, to be
 22 used for the purposes designated:

23 For deposit in the water quality initiative fund created in
 24 section 466B.45, for purposes of supporting the water quality
 25 initiative administered by the division of soil conservation
 26 and water quality as provided in section 466B.42, including
 27 salaries, support, maintenance, and miscellaneous purposes:

28 \$ 3,000,000

29 2.a. The moneys appropriated in subsection 1 shall be
 30 used to support projects in subwatersheds as designated by the
 31 division that are part of high-priority watersheds identified
 32 by the water resources coordinating council established
 33 pursuant to section 466B.3.

34 b. The moneys appropriated in subsection 1 shall be used to
 35 support projects in watersheds generally, including regional

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1 watersheds, as designated by the division and high-priority
 2 watersheds identified by the water resources coordinating
 3 council established pursuant to section 466B.3.

4 3. In supporting projects in subwatersheds and watersheds
 5 as provided in subsection 2, all of the following shall apply:

6 a. The demonstration projects shall utilize water quality
 7 practices as described in the Iowa nutrient reduction strategy
 8 as defined in section 455B.171.

9 b. The division shall implement demonstration projects as
 10 provided in paragraph "a" by providing for participation by
 11 persons who hold a legal interest in agricultural land used in
 12 farming. To every extent practical, the division shall provide
 13 for collaborative participation by such persons who hold a
 14 legal interest in agricultural land located within the same
 15 subwatershed.

16 c. The division shall implement a demonstration project on
 17 a cost-share basis as determined by the division. However,
 18 except for edge-of-field practices, the state's share of the
 19 amount shall not exceed 50 percent of the estimated cost of
 20 establishing the practice as determined by the division or

21 50 percent of the actual cost of establishing the practice,
 22 whichever is less.

23 d. The demonstration projects shall be used to educate other
 24 persons about the feasibility and value of establishing similar
 25 water quality practices. The division shall promote field day
 26 events for purposes of allowing interested persons to establish
 27 water quality practices on their agricultural land.

28 e. The division shall conduct water quality evaluations
 29 within supported subwatersheds. Within a reasonable period
 30 after accumulating information from such evaluations, the
 31 division shall create an aggregated database of water quality
 32 practices. Any information identifying a person holding a
 33 legal interest in agricultural land or specific agricultural
 34 land shall be a confidential record under section 22.7.

35 4. The moneys appropriated in subsection 1 shall be used

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1 to support education and outreach in a manner that encourages
 2 persons who hold a legal interest in agricultural land used for
 3 farming to implement water quality practices, including the
 4 establishment of such practices in watersheds generally, and
 5 not limited to subwatersheds or high-priority watersheds.

6 5. The moneys appropriated in subsection 1 may be used
 7 to contract with persons to coordinate the implementation of
 8 efforts provided in this section.

9 6. The moneys appropriated in subsection 1 may be used by
 10 the department to support urban soil and water conservation
 11 efforts, which may include but are not limited to management
 12 practices related to bioretention, landscaping, the use of
 13 permeable or pervious pavement, and soil quality restoration.
 14 The moneys shall be allocated on a cost-share basis as provided
 15 in chapter 161A.

16 7. Notwithstanding any other provision of law to the
 17 contrary, the department may use moneys appropriated in
 18 subsection 1 to carry out the provisions of this section on a
 19 cost-share basis in combination with other moneys available to
 20 the department from a state or federal source.

21 8. Not more than 10 percent of the moneys appropriated in
 22 this section may be used to pay for the costs of administering
 23 and implementing the water quality initiative by the
 24 department's division of soil conservation and water quality as
 25 provided in section 466B.42 and this section.

26 DIVISION III

27 DEPARTMENT OF NATURAL RESOURCES

28 Sec. 9.GENERAL FUND — DEPARTMENT.

29 1. There is appropriated from the general fund of the state
 30 to the department of natural resources for the fiscal year
 31 beginning July 1, 2019, and ending June 30, 2020, the following
 32 amount, or so much thereof as is necessary, to be used for the
 33 purposes designated:

34 For purposes of supporting the department, including its

35 divisions, for administration, regulation, and programs; for

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1 salaries, support, maintenance, and miscellaneous purposes; and
 2 for not more than the following full-time equivalent positions:
 3 \$ 12,054,987
 4 FTEs 1,145.95

5 2. Of the amount appropriated in subsection 1, not more
 6 than \$250,000 shall be allocated exclusively to support three
 7 additional park rangers constituting three full-time equivalent
 8 positions from the full-time equivalent positions authorized
 9 in this section. On June 30, 2020, any unencumbered or
 10 unobligated moneys from the moneys allocated to support the
 11 three full-time equivalent positions identified under this
 12 subsection shall revert to the general fund of the state.

13 3. Of the number of full-time equivalent positions
 14 authorized to the department pursuant to subsection 1, 50.00
 15 full-time equivalent positions shall be allocated by the
 16 department for seasonal employees for purposes of providing
 17 maintenance, upkeep, and sanitary services at state parks.
 18 This subsection shall not impact park ranger or park manager
 19 positions within the department.

20 4. The department shall submit a report each quarter of the
 21 fiscal year to the legislative services agency, the department
 22 of management, the members of the joint appropriations
 23 subcommittee on agriculture and natural resources, and the
 24 chairpersons and ranking members of the senate and house
 25 committees on appropriations. The report shall describe in
 26 detail the expenditure of moneys appropriated under this
 27 section to support the department's administration, regulation,
 28 and programs.

29 Sec. 10.STATE FISH AND GAME PROTECTION FUND — REGULATION
 30 AND ADVANCEMENT OF OUTDOOR ACTIVITIES.

31 1. There is appropriated from the state fish and game
 32 protection fund created pursuant to section 456A.17 to the
 33 department of natural resources for the fiscal year beginning
 34 July 1, 2019, and ending June 30, 2020, the following amount,
 35 or so much thereof as is necessary, to be used for the purposes

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1 designated:
 2 For purposes of supporting the regulation or advancement of
 3 hunting, fishing, or trapping, or the protection, propagation,
 4 restoration, management, or harvest of fish or wildlife,
 5 including for administration, regulation, law enforcement, and
 6 programs; and for salaries, support, maintenance, equipment,
 7 and miscellaneous purposes:
 8 \$ 44,007,044

9 2. Notwithstanding section 455A.10, the department may use
 10 the unappropriated balance remaining in the state fish and game

11 protection fund to provide for the funding of health and life
12 insurance premium payments from unused sick leave balances of
13 conservation peace officers employed in a protection occupation
14 who retire, pursuant to section 97B.49B.

15 3. Notwithstanding section 455A.10, the department of
16 natural resources may use the unappropriated balance remaining
17 in the state fish and game protection fund for the fiscal
18 year beginning July 1, 2019, and ending June 30, 2020, as is
19 necessary to fund salary adjustments for departmental employees
20 for which the general assembly has made an operating budget
21 appropriation in subsection 1.

22 Sec. 11.GROUNDWATER PROTECTION FUND — WATER
23 QUALITY. There is appropriated from the groundwater protection
24 fund created in section 455E.11 to the department of natural
25 resources for the fiscal year beginning July 1, 2019,
26 and ending June 30, 2020, from those moneys which are not
27 allocated pursuant to that section, the following amount, or
28 so much thereof as is necessary, to be used for the purposes
29 designated:

30 For purposes of supporting the department’s protection
31 of the state’s groundwater, including for administration,
32 regulation, and programs, and for salaries, support,
33 maintenance, equipment, and miscellaneous purposes:

34 \$ 3,455,832

35 DESIGNATED APPROPRIATIONS

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1 MISCELLANEOUS FUNDS

2 Sec. 12.SPECIAL SNOWMOBILE FUND — SNOWMOBILE
3 PROGRAM. There is appropriated from the special snowmobile
4 fund created under section 321G.7 to the department of natural
5 resources for the fiscal year beginning July 1, 2019, and
6 ending June 30, 2020, the following amount, or so much thereof
7 as is necessary, to be used for the purpose designated:

8 For purposes of administering and enforcing the state
9 snowmobile programs:

10 \$ 100,000

11 Sec. 13.UNASSIGNED REVENUE FUND — UNDERGROUND STORAGE
12 TANKS SECTION EXPENSES. There is appropriated from the
13 unassigned revenue fund administered by the Iowa comprehensive
14 petroleum underground storage tank fund board established
15 pursuant to section 455G.4 to the department of natural
16 resources for the fiscal year beginning July 1, 2019, and
17 ending June 30, 2020, the following amount, or so much thereof
18 as is necessary, to be used for the purpose designated:

19 For purposes of paying for administration expenses of the
20 department’s underground storage tanks section:

21 \$ 200,000

22 SPECIAL APPROPRIATIONS

23 GENERAL FUND

24 Sec. 14.FLOODPLAIN MANAGEMENT AND DAM SAFETY.

25 1. There is appropriated from the general fund of the state
26 to the department of natural resources for the fiscal year
27 beginning July 1, 2019, and ending June 30, 2020, the following
28 amount, or so much thereof as is necessary, to be used for the
29 purpose designated:

30 For purposes of supporting floodplain management and dam
31 safety:

32 \$ 1,510,000

33 2. Of the amount appropriated in subsection 1, up to
34 \$400,000 may be used by the department to acquire or install
35 stream gages for purposes of tracking and predicting flood

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1 events and for compiling necessary data to improve flood
2 frequency analysis.

3 3. Notwithstanding section 8.33, moneys appropriated in
4 subsection 1 that remain unencumbered or unobligated at the
5 close of the fiscal year shall not revert but shall remain
6 available for expenditure for the purposes designated until the
7 close of the succeeding fiscal year.

8 Sec. 15.FORESTRY HEALTH MANAGEMENT.

9 1. There is appropriated from the general fund of the state
10 to the department of natural resources for the fiscal year
11 beginning July 1, 2019, and ending June 30, 2020, the following
12 amount, or so much thereof as is necessary, to be used for the
13 purposes designated:

14 For purposes of providing for forestry health management
15 programs:

16 \$ 500,000

17 2. Notwithstanding section 8.33, moneys appropriated in
18 this section that remain unencumbered or unobligated at the
19 close of the fiscal year shall not revert but shall remain
20 available to be used for the purposes designated until the
21 close of the succeeding fiscal year.

22 DIVISION IV

23 IOWA STATE UNIVERSITY

24 SPECIAL GENERAL FUND APPROPRIATION

25 VETERINARY DIAGNOSTIC LABORATORY

26 Sec. 16.VETERINARY DIAGNOSTIC LABORATORY.

27 1. There is appropriated from the general fund of the state
28 to Iowa state university of science and technology for the
29 fiscal year beginning July 1, 2019, and ending June 30, 2020,
30 the following amount, or so much thereof as is necessary, to be
31 used for the purposes designated:

32 For purposes of supporting the college of veterinary
33 medicine for the operation of the veterinary diagnostic
34 laboratory and for not more than the following full-time
35 equivalent positions:

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1 \$ 4,300,000
 2 FTEs 51.00
 3 2.a. Iowa state university of science and technology
 4 shall not reduce the amount that it allocates to support the
 5 college of veterinary medicine from any other source due to the
 6 appropriation made in this section.
 7 b. Paragraph “a” does not apply to a reduction made to
 8 support the college of veterinary medicine, if the same
 9 percentage of reduction imposed on the college of veterinary
 10 medicine is also imposed on all of Iowa state university of
 11 science and technology’s budget units.
 12 3. If by June 30, 2020, Iowa state university of science and
 13 technology fails to allocate the moneys appropriated in this
 14 section to the college of veterinary medicine in accordance
 15 with this section, the moneys appropriated in this section for
 16 that fiscal year shall revert to the general fund of the state.

DIVISION V

STATE UNIVERSITY OF IOWA

SPECIAL GENERAL FUND APPROPRIATIONS

FARM AND RURAL HEALTH

Sec. 17.IOWA’S CENTER FOR AGRICULTURAL SAFETY AND HEALTH (I-CASH).

23 1. There is appropriated from the general fund of the state
 24 to the state university of Iowa for the fiscal year beginning
 25 July 1, 2019, and ending June 30, 2020, the following amount,
 26 or so much thereof as is necessary, to be used for the purposes
 27 designated:

28 For supporting the operations of Iowa’s center for
 29 agricultural safety and health, as part of the university’s
 30 college of public health, and in cooperation with the
 31 department of agriculture and land stewardship, to anticipate,
 32 recognize, and prevent occupational illness and injury among
 33 members of the agricultural community:

34 \$ 130,000

35 2. As a condition of the appropriation in subsection 1,

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1 the state university of Iowa shall retain the director of
 2 Iowa’s center for agricultural safety and health employed on
 3 the effective date of this Act for at least the same number of
 4 hours for the fiscal year beginning July 1, 2019, as worked by
 5 the director during the fiscal year beginning July 1, 2018.

Sec. 18.FARMERS WITH DISABILITIES PROGRAM.

7 1. There is appropriated from the general fund of the state
 8 to the state university of Iowa for the fiscal year beginning
 9 July 1, 2019, and ending June 30, 2020, the following amount,
 10 or so much thereof as is necessary, to be used for the purposes
 11 designated:

12 For purposes of supporting a program for farmers with

13 disabilities:

14 \$ 200,000

15 2. The moneys appropriated in subsection 1 shall be used for
16 the public purpose of providing a grant to a national nonprofit
17 organization with over 80 years of experience in assisting
18 children and adults with disabilities and special needs. The
19 moneys shall be used to support a nationally recognized program
20 that began in 1986 and has been replicated in at least 30 other
21 states, but which is not available through any other entity
22 in this state, and that provides assistance to farmers with
23 disabilities in all 99 counties to allow the farmers to remain
24 in their own homes and be gainfully engaged in farming through
25 provision of agricultural worksite and home modification
26 consultations, peer support services, services to families,
27 information and referral, and equipment loan services.

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

33 Sec. 19.USE OF MONEYS.

34 1. The state university of Iowa shall not reduce the amount
35 allocated to support Iowa’s center for agricultural safety or

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1 health or the program for farmers disabilities from any other
2 source due to the appropriation made in this division of this
3 Act.

4 2. If by June 30, 2020, the state university of Iowa fails
5 to use the moneys appropriated in a section of this division
6 of this Act in accordance with purposes and conditions of that
7 section, any unencumbered and unobligated moneys appropriated
8 in that section for the fiscal year beginning July 1, 2019,
9 and ending June 30, 2020, shall revert to the general fund
10 of the state. In addition, if moneys are required to be
11 reverted pursuant to this subsection, the state university of
12 Iowa shall transfer to the general fund from any otherwise
13 unencumbered and unobligated moneys from any other general
14 fund appropriation or from any moneys available from other
15 funding sources an amount equal to the amount appropriated in
16 the applicable section of this division of this Act less any
17 amount reverted to the general fund of the state pursuant to
18 this subsection.

19 DIVISION VI

20 ENVIRONMENT FIRST FUND

21 GENERAL APPROPRIATIONS

22 Sec. 20.DEPARTMENT OF AGRICULTURE AND LAND
23 STEWARDSHIP. There is appropriated from the environment first
24 fund created in section 8.57A to the department of agriculture
25 and land stewardship for the fiscal year beginning July 1,
26 2019, and ending June 30, 2020, the following amounts, or so

27 much thereof as is necessary, to be used for the purposes
 28 designated:
 29 1. CONSERVATION RESERVE ENHANCEMENT PROGRAM (CREP)
 30 a. For the conservation reserve enhancement program to
 31 restore and construct wetlands for the purposes of intercepting
 32 tile line runoff, reducing nutrient loss, improving water
 33 quality, and enhancing agricultural production practices:
 34 \$ 1,000,000
 35 b. Not more than 10 percent of the moneys appropriated

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1 in paragraph “a” may be used for costs of administration and
 2 implementation of soil and water conservation practices.
 3 c. Notwithstanding any other provision in law, the
 4 department may use moneys appropriated in this subsection,
 5 in combination with other appropriate environment first
 6 fund appropriations, for cost sharing to match United States
 7 department of agriculture, natural resources conservation
 8 service, wetlands reserve enhancement program (WREP) funding
 9 available to Iowa.

10 2. WATERSHED PROTECTION

11 a. For continuation of a program that provides
 12 multiobjective resource protections for flood control, water
 13 quality, erosion control, and natural resource conservation:
 14 \$ 900,000

15 b. Not more than 10 percent of the moneys appropriated
 16 in paragraph “a” may be used for costs of administration and
 17 implementation of soil and water conservation practices.

18 3. SOIL AND WATER CONSERVATION — ADMINISTRATION

19 a. For use by the department for costs of administration and
 20 implementation of soil and water conservation practices:
 21 \$ 3,800,000

22 b. Of the moneys appropriated in paragraph “a”, \$150,000
 23 is allocated to support field staff providing technical
 24 assistance.

25 4. CONSERVATION RESERVE PROGRAM (CRP)

26 a. To encourage and assist farmers in enrolling in and the
 27 implementation of the federal conservation reserve program and
 28 to work with them to enhance their revegetation efforts to
 29 improve water quality and habitat:

30 \$ 900,000

31 b. Not more than 10 percent of the moneys appropriated
 32 in paragraph “a” may be used for costs of administration and
 33 implementation of soil and water conservation practices.

34 5. SOIL AND WATER CONSERVATION

35 a. For use by the department in providing for soil and water

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1 conservation:
 2 \$ 8,325,000

- 3 b.(1) Of the amount appropriated in paragraph “a”, for
- 4 transfer to the loess hills development and conservation fund
- 5 created in section 161D.2:
- 6 \$ 490,000
- 7 (2)(a) Of the amount transferred to the loess hills
- 8 development and conservation fund in subparagraph (1), \$450,000
- 9 shall be allocated to the fund’s hungry canyons account.
- 10 (b) Not more than 10 percent of the moneys allocated to
- 11 the fund’s hungry canyons account as provided in subparagraph
- 12 division (a) may be used for administrative costs.
- 13 (3)(a) Of the amount transferred to the loess hills
- 14 development and conservation fund in subparagraph (1), \$40,000
- 15 shall be allocated to the fund’s loess hills alliance account.
- 16 (b) Not more than 10 percent of the moneys allocated to the
- 17 fund’s loess hills alliance account as provided in subparagraph
- 18 division (a) may be used for administrative costs.
- 19 c. Of the remaining amount appropriated in paragraph “a”,
- 20 for use by the department in providing for soil and water
- 21 conservation administration, the conservation of soil and
- 22 water resources, or the support of soil and water conservation
- 23 districts:
- 24 \$ 7,835,000
- 25 d. Of the amount appropriated in paragraph “c” that the
- 26 department allocates to a soil and water conservation district,
- 27 the first \$15,000 may be expended by the district for the
- 28 purpose of providing financial incentives under section 161A.73
- 29 to establish management practices for the control of soil
- 30 erosion on land that is row-cropped, including but not limited
- 31 to nontill planting, ridge-till planting, and contouring
- 32 strip-cropping. Of any remaining amount of that appropriation
- 33 allocated by the department to a district, 30 percent may be
- 34 expended by the district for that same purpose.
- 35 e. Not more than 5 percent of the moneys appropriated in

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- 1 paragraph “c” may be allocated for cost sharing to address
- 2 complaints filed under section 161A.47.
- 3 f. Of the moneys appropriated in paragraph “c”, 5 percent
- 4 shall be allocated for financial incentives to establish
- 5 practices to protect watersheds above publicly owned lakes of
- 6 the state from soil erosion and sediment as provided in section
- 7 161A.73.
- 8 g. The state soil conservation and water quality committee
- 9 established by section 161A.4 may allocate moneys appropriated
- 10 in paragraph “c” to conduct research and demonstration projects
- 11 to promote conservation tillage and nonpoint source pollution
- 12 control practices.
- 13 h. The allocation of moneys as financial incentives as
- 14 provided in section 161A.73 may be used in combination with
- 15 moneys allocated by the department of natural resources.
- 16 i. Not more than 15 percent of the moneys appropriated

17 in paragraph “c” may be used for costs of administration and
18 implementation of soil and water conservation practices.

19 Sec. 21.DEPARTMENT OF NATURAL RESOURCES. There is
20 appropriated from the environment first fund created in section
21 8.57A to the department of natural resources for the fiscal
22 year beginning July 1, 2019, and ending June 30, 2020, the
23 following amounts, or so much thereof as is necessary, to be
24 used for the purposes designated:

25 1. STATE PARKS MAINTENANCE AND OPERATIONS

26 a. For regular maintenance and operations of state parks and
27 staff time associated with these activities:

28 \$ 6,235,000

29 b. Of the amount appropriated in paragraph “a”, up to
30 \$100,000 shall be allocated for statewide coordination of
31 volunteer efforts.

32 2. GEOGRAPHIC INFORMATION SYSTEM (GIS)

33 To provide local watershed managers with geographic
34 information system data for their use in developing,
35 monitoring, and displaying results of their watershed work:

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1 \$ 195,000

2 3. WATER QUALITY MONITORING

3 For continuing the establishment and operation of water
4 quality monitoring stations:

5 \$ 2,955,000

6 4. PUBLIC WATER SUPPLY SYSTEM ACCOUNT

7 For deposit in the public water supply system account of the
8 water quality protection fund created in section 455B.183A:

9 \$ 500,000

10 5. REGULATION OF ANIMAL FEEDING OPERATIONS

11 For the regulation of animal feeding operations, including
12 as provided for in chapters 459, 459A, and 459B:

13 \$ 1,320,000

14 6. AMBIENT AIR QUALITY

15 For the abatement, control, and prevention of ambient
16 air pollution in this state, including measures as necessary
17 to assure attainment and maintenance of ambient air quality
18 standards from particulate matter:

19 \$ 425,000

20 7. FLOODPLAIN MANAGEMENT AND DAM SAFETY

21 For supporting floodplain management and dam safety:

22 \$ 375,000

23 Sec. 22.STATE UNIVERSITY OF IOWA — IOWA GEOLOGICAL

24 SURVEY. There is appropriated from the environment first
25 fund created in section 8.57A to the state university of Iowa
26 for the fiscal year beginning July 1, 2019, and ending June
27 30, 2020, the following amounts, or so much thereof as is
28 necessary, to be used for the purposes designated:

29 1. OPERATIONS

30 For purposes of supporting the operations of the Iowa

31 geological survey of the state as created within the state
32 university of Iowa pursuant to section 456.1, including but not
33 limited to providing analysis; data maintenance, collection,
34 and compilation; investigative programs; and information for
35 water supply development and protection:

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1 \$ 200,000
2 2. WATER RESOURCE MANAGEMENT
3 For purposes of supporting the Iowa geological survey in
4 measuring, assessing, and evaluating the quantity of water
5 sources in this state and assisting the department of natural
6 resources in regulating water quantity as provided in chapter
7 455B, division III, part 4, pursuant to sections 455B.262B and
8 456.14:
9 \$ 495,000
10 Sec. 23.REVERSION.
11 1.a. Except as provided in paragraph “b”, and
12 notwithstanding section 8.33, moneys appropriated for the
13 fiscal year beginning July 1, 2019, in this division of this
14 Act that remain unencumbered or unobligated at the close of the
15 fiscal year shall not revert but instead shall remain available
16 to be used for the purposes designated until the close of the
17 succeeding fiscal year, or until the project for which the
18 appropriation was made is completed, whichever is earlier.
19 b. Notwithstanding section 8.33, moneys appropriated for
20 the fiscal year beginning July 1, 2019, in this division of
21 this Act to the department of agriculture and land stewardship
22 to provide financial assistance for the establishment of
23 permanent soil and water conservation practices that remain
24 unencumbered or unobligated at the close of the fiscal year
25 shall not revert but instead shall remain available for
26 expenditure for the purposes designated until the close of the
27 fiscal year beginning July 1, 2022.
28 2. Subsection 1 does not apply to moneys transferred
29 pursuant to this division to the loess hills development and
30 conservation fund created in section 161D.2 which shall not
31 revert as provided in that section.
32 DIVISION VII
33 ENVIRONMENT FIRST FUND
34 SPECIAL APPROPRIATIONS
35 Sec. 24.WATER QUALITY INITIATIVE — DEPARTMENT OF

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1 AGRICULTURE AND LAND STEWARDSHIP.
2 1. There is appropriated from the environment first fund
3 created in section 8.57A to the department of agriculture
4 and land stewardship for the fiscal year beginning July 1,
5 2019, and ending June 30, 2020, the following amount, or so
6 much thereof as is necessary, to be used for the purposes

7 designated:

8 For deposit in the water quality initiative fund created in
 9 section 466B.45, for purposes of supporting the water quality
 10 initiative administered by the division of soil conservation
 11 and water quality as provided in section 466B.42, including
 12 salaries, support, maintenance, and miscellaneous purposes:
 13 \$ 2,375,000

14 2.a. The moneys appropriated in subsection 1 shall be
 15 used to support projects in subwatersheds as designated by the
 16 division that are part of high-priority watersheds identified
 17 by the water resources coordinating council established
 18 pursuant to section 466B.3.

19 b. The moneys appropriated in subsection 1 shall be used to
 20 support projects in watersheds generally, including regional
 21 watersheds, as designated by the division and high-priority
 22 watersheds identified by the water resources coordinating
 23 council established pursuant to section 466B.3.

24 3. In supporting projects in subwatersheds and watersheds
 25 as provided in subsection 2, all of the following shall apply:

26 a. The demonstration projects shall utilize water quality
 27 practices as described in the Iowa nutrient reduction strategy
 28 as defined in section 455B.171.

29 b. The division shall implement demonstration projects as
 30 provided in paragraph "a" by providing for participation by
 31 persons who hold a legal interest in agricultural land used in
 32 farming. To every extent practical, the division shall provide
 33 for collaborative participation by such persons who hold a
 34 legal interest in agricultural land located within the same
 35 subwatershed.

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1 c. The division shall implement a demonstration project on
 2 a cost-share basis as determined by the division. However,
 3 except for edge-of-field practices, the state's share of the
 4 amount shall not exceed 50 percent of the estimated cost of
 5 establishing the practice as determined by the division or
 6 50 percent of the actual cost of establishing the practice,
 7 whichever is less.

8 d. The demonstration projects shall be used to educate other
 9 persons about the feasibility and value of establishing similar
 10 water quality practices. The division shall promote field day
 11 events for purposes of allowing interested persons to establish
 12 water quality practices on their agricultural land.

13 e. The division shall conduct water quality evaluations
 14 within supported subwatersheds. Within a reasonable period
 15 after accumulating information from such evaluations, the
 16 division shall create an aggregated database of water quality
 17 practices. Any information identifying a person holding a
 18 legal interest in agricultural land or specific agricultural
 19 land shall be a confidential record under section 22.7.

20 4. The moneys appropriated in subsection 1 shall be used

21 to support education and outreach in a manner that encourages
22 persons who hold a legal interest in agricultural land used for
23 farming to implement water quality practices, including the
24 establishment of such practices in watersheds generally, and
25 not limited to subwatersheds or high-priority watersheds.

26 5. The moneys appropriated in subsection 1 may be used
27 to contract with persons to coordinate the implementation of
28 efforts provided in this section.

29 6. The moneys appropriated in subsection 1 may be used by
30 the department to support urban soil and water conservation
31 efforts, which may include but are not limited to management
32 practices related to bioretention, landscaping, the use of
33 permeable or pervious pavement, and soil quality restoration.
34 The moneys shall be allocated on a cost-share basis as provided
35 in chapter 161A.

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1 7. Notwithstanding any other provision of law to the
2 contrary, the department may use moneys appropriated in
3 subsection 1 to carry out the provisions of this section on a
4 cost-share basis in combination with other moneys available to
5 the department from a state or federal source.

6 8. Not more than 10 percent of the moneys appropriated in
7 this section may be used to pay for the costs of administering
8 and implementing the water quality initiative by the
9 department's division of soil conservation and water quality as
10 provided in section 466B.42 and this section.

11 DIVISION VIII

12 IOWA RESOURCES ENHANCEMENT AND PROTECTION FUND

13 Sec. 25.REAP — IN LIEU OF GENERAL FUND APPROPRIATION. In
14 lieu of the standing appropriation in section 455A.18, there is
15 appropriated from the environment first fund created in section
16 8.57A to the Iowa resources enhancement and protection fund
17 for the fiscal year beginning July 1, 2019, and ending June
18 30, 2020, the following amount, to be allocated as provided in
19 section 455A.19:

20 \$ 12,000,000

21 Sec. 26.REAP — OPEN SPACES ACCOUNT — STATE PARK
22 MAINTENANCE AND REPAIR. Notwithstanding section 455A.19,
23 subsection 1, paragraph “a”, subparagraph (1), of the moneys
24 allocated to the open spaces account of the Iowa resources
25 enhancement and protection fund, up to \$1,000,000 may be
26 used by the department of natural resources for state park
27 maintenance and repair for the fiscal year beginning July 1,
28 2019, and ending on June 30, 2020.

29 Sec. 27.REAP — OPEN SPACES ACCOUNT — FLOOD DAMAGE REPAIR,
30 RESTORATION, OR REHABILITATION.

31 1. Notwithstanding section 455A.19, subsection 1, paragraph
32 “a”, subparagraph (1), of the moneys allocated to the open
33 spaces account of the Iowa resources enhancement and protection
34 fund, any amount in that account that is unencumbered and

35 unobligated on the effective date of this section, are

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1 appropriated to the department of natural resources for the
2 repair, restoration, or rehabilitation of property under the
3 jurisdiction or control of the department, including such
4 property located in southwestern Iowa, that has been damaged
5 by flood waters, for the fiscal year beginning July 1, 2018,
6 and ending June 30, 2019.

7 2. Notwithstanding section 8.33, moneys appropriated in
8 this section that remain unencumbered or unobligated at the
9 close of the fiscal year beginning July 1, 2018, and ending
10 June 30, 2019, shall not revert but shall remain available for
11 expenditure for the purposes designated until the close of the
12 succeeding fiscal year.

13 Sec. 28.EFFECTIVE DATE. The following, being deemed of
14 immediate importance, takes effect upon enactment:

15 1. The section of this division of this Act appropriating
16 moneys to the department of natural resources from moneys
17 allocated to the open spaces account of the Iowa resources
18 enhancement and protection fund for purposes of the repair,
19 restoration, or rehabilitation of property under the
20 jurisdiction or control of the department, for the fiscal year
21 beginning July 1, 2018, and ending June 30, 2019.

22 DIVISION IX

23 RELATED CODE CHANGES — DEPARTMENT OF AGRICULTURE AND LAND
24 STEWARDSHIP — PROGRAMS TO AUDIT MOTOR FUEL

25 Sec. 29.**NEW SECTION. 214A.2C Auditing programs.**

26 The department shall establish and administer programs
27 for the auditing of motor fuel including biofuel processing
28 and production plants, for screening and testing motor fuel,
29 including renewable fuel, and for the inspection of motor fuel
30 sold by dealers, including retail dealers who sell and dispense
31 motor fuel from motor fuel pumps.

32 DIVISION X

33 RELATED CODE CHANGES — STATE UNIVERSITY OF IOWA — IOWA
34 GEOLOGICAL SURVEY

35 Sec. 30. Section 352.4, subsection 4, Code 2019, is amended

PAGE 23

1 to read as follows:

2 4. The ~~state~~ department of agriculture and land
3 stewardship, department of management, department of natural
4 resources, Iowa geological survey, state agricultural extension
5 service, and the economic development authority shall, upon
6 request, provide to each county commission any pertinent land
7 use information available to assist in the compiling of the
8 county land use inventories.

9 Sec. 31. Section 456.1, Code 2019, is amended to read as
10 follows:

11 **456.1 Geological Iowa geological survey created.**

12 A ~~An~~ Iowa geological survey of the state is created within
13 the state university of Iowa, under the jurisdiction and
14 authority of the state board of regents.

15 Sec. 32. Section 456.10, Code 2019, is amended to read as
16 follows:

17 **456.10 Distribution of reports.**

18 All publications of the Iowa geological survey shall be made
19 available electronically via an internet site maintained for
20 that purpose.

21 Sec. 33. Section 456.13, Code 2019, is amended to read as
22 follows:

23 **456.13 Maps property of state — custody — copies.**

24 The maps so delivered to the state geologist shall be the
25 property of the state and shall remain in the custody of the
26 state geologist. They shall be kept at the office of the Iowa
27 geological survey and be open to examination by all persons
28 interested in the maps; but such examination shall only be made
29 in the presence of the state geologist or a designee, and the
30 state geologist shall not permit any copies of the maps to be
31 made without the written consent of the operator or the owner
32 of the property, except as provided in section 456.11 or if the
33 mine has been abandoned for at least five years.>

34 2. Title page, line 4, by striking <protection> and
35 inserting <protection, and including effective date provisions>

PAGE 24

1 3. By renumbering as necessary.

COMMITTEE ON APPROPRIATIONS

H-1207

1 Amend House File 669 as follows:

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

4 <Section 1. Section 476.6, Code 2019, is amended by adding
5 the following new subsection:

6 **NEW SUBSECTION. 22. Value of distributed solar tariff and**
7 **credit — methodology.**

8 a. For purposes of this subsection:

9 (1) “*Distributed solar facility*” means a solar distributed
10 generation facility as defined in section 476.58.

11 (2) “*Net metering*” means the interconnection of an alternate
12 energy production facility or small hydro facility with an
13 electric utility whereby electricity produced by the facility
14 and consumed on site offsets electricity that would otherwise
15 be purchased from the electric utility, excess electricity
16 produced by the facility is transferred to the utility’s
17 electrical grid, and the customer is provided a credit for the
18 electricity transferred to the utility’s electrical grid.

19 *b.* The general assembly recognizes that distributed solar
 20 facilities provide a wide range of benefits to the electric
 21 distribution grid, and to electric utilities and their
 22 customers. The general assembly also recognizes that many
 23 states and electric utilities have evaluated and quantified
 24 the benefits in value of solar studies. The general assembly
 25 additionally recognizes that once quantified, this information
 26 can be used to establish rates for customers that utilize
 27 distributed solar facilities that reflect and compensate
 28 such customers for these benefits. The general assembly
 29 further recognizes that states have evaluated and quantified
 30 numerous values and benefits with respect to distributed solar
 31 facilities, including avoided fuel costs, energy and capacity
 32 costs, reduction in peak load, electric grid benefits, and
 33 local economic development.

34 *c.* The board shall establish a methodology to derive a value
 35 of distributed solar tariff and credit as an alternative to

PAGE 2

1 net metering for distributed solar facility customers. The
 2 methodology shall account for the value of a distributed solar
 3 facility and its output, as well as the value of any affiliated
 4 energy storage facility. In establishing the methodology, the
 5 board shall initiate a formal proceeding to gather input from
 6 electric utilities and other interested stakeholders. The
 7 methodology shall, at a minimum, fully account for the value of
 8 energy and its delivery, including at peak times, generation
 9 capacity, avoided transmission and distribution capacity,
 10 avoided transmission and distribution line losses, avoided fuel
 11 costs, fuel cost stability and hedge value, avoided reserve
 12 capacity costs, avoided or deferred electric infrastructure
 13 costs, including initial capital costs and ongoing fixed and
 14 variable costs, and avoided federally mandated pollution
 15 mitigation costs. To the extent feasible, the methodology
 16 shall also consider other benefits and values, including the
 17 installation of distributed solar facilities at high-value
 18 locations on the electric distribution grid. The methodology
 19 may take into account electric distribution grid integration
 20 costs which are directly attributable to distributed solar
 21 facilities and are not directly paid by the customer during the
 22 interconnection process. However, the methodology shall not
 23 consider wholesale market energy and capacity costs.

24 *d.* The board shall review and consider changes to the
 25 methodology established under paragraph “c” every three years.

26 *e.* The board shall submit a report to the general assembly
 27 containing the results of the methodology established under
 28 paragraph “c” by December 31, 2020, and by the same date every
 29 three years thereafter.>

30 2. Title page, by striking lines 1 and 2 and inserting
 31 <An Act providing for a methodology to establish tariffs and
 32 credits applicable to certain solar facilities.>

PAUSTIAN of Scott
 MITCHELL of Henry
 LUNDGREN of Dubuque
 McKEAN of Jones
 LOHSE of Polk
 KLEIN of Washington
 BERGAN of Winneshiek

ZUMBACH of Linn
 MAXWELL of Poweshiek
 THOMPSON of Greene
 BLOOMINGDALE of Worth
 SHIPLEY of Jefferson
 KERR of Louisa

H-1208

- 1 Amend House File 669 as follows:
- 2 1. Page 1, line 33, after <utility.> by inserting <“Private
- 3 *generation facility*” does not include a facility that is used in
- 4 a farm operation as defined in section 352.2.>

KLEIN of Washington
 ZUMBACH of Linn
 MAXWELL of Poweshiek
 THOMPSON of Greene
 McKEAN of Jones
 LOHSE of Polk
 KERR of Louisa

PAUSTIAN of Scott
 MITCHELL of Henry
 LUNDGREN of Dubuque
 GERHOLD of Benton
 BLOOMINGDALE of Worth
 SHIPLEY of Jefferson

H-1209

- 1 Amend Senate File 267 as follows:
- 2 1. Page 1, line 4, before <The> by inserting <1.>
- 3 2. Page 1, after line 13 by inserting:
- 4 <2. It shall be an affirmative defense to a prosecution
- 5 for a violation of subsection 1, in addition to any other
- 6 affirmative defenses for which the defendant might be eligible,
- 7 that the defendant is a victim of a crime that is a violation
- 8 of section 710A.2.>

KONFRST of Polk

H-1210

- 1 Amend House File 489 as follows:
- 2 1. By striking everything after the enacting clause and
- 3 inserting:
- 4 <Section 1.**NEW SECTION. 510C.1 Definitions.**
- 5 As used in this chapter unless the context otherwise
- 6 requires:
- 7 1. “*Administrative fees*” means a fee or payment, other than
- 8 a rebate, under a contract between a pharmacy benefit manager
- 9 and a pharmaceutical drug manufacturer in connection with the
- 10 pharmacy benefit manager’s management of a health carrier’s
- 11 prescription drug benefit, that is paid by a pharmaceutical
- 12 drug manufacturer to a pharmacy benefit manager or is retained
- 13 by the pharmacy benefit manager.

- 14 2. *“Aggregate retained rebate percentage”* means the
 15 percentage of all rebates received by a pharmacy benefit
 16 manager that is not passed on to the pharmacy benefit manager’s
 17 health carrier clients.
- 18 3. *“Commissioner”* means the commissioner of insurance.
- 19 4. *“Covered person”* means the same as defined in section
 20 514J.102.
- 21 5. *“Formulary”* means a complete list of prescription drugs
 22 eligible for coverage under a health benefit plan.
- 23 6. *“Health benefit plan”* means the same as defined in
 24 section 514J.102.
- 25 7. *“Health carrier”* means the same as defined in section
 26 514J.102.
- 27 8. *“Health carrier administrative service fee”* means a fee
 28 or payment under a contract between a pharmacy benefit manager
 29 and a health carrier in connection with the pharmacy benefit
 30 manager’s administration of the health carrier’s prescription
 31 drug benefit that is paid by a health carrier to a pharmacy
 32 benefit manager or is otherwise retained by a pharmacy benefit
 33 manager.
- 34 9. *“Pharmacy benefit manager”* means a person who, pursuant
 35 to a contract or other relationship with a health carrier,

PAGE 2

- 1 either directly or through an intermediary, manages a
 2 prescription drug benefit provided by the health carrier.
- 3 10. *“Prescription drug benefit”* means a health benefit
 4 plan providing for third-party payment or prepayment for
 5 prescription drugs.
- 6 11. *“Rebate”* means all discounts and other negotiated price
 7 concessions paid directly or indirectly by a pharmaceutical
 8 manufacturer or other entity, other than a covered person,
 9 in the prescription drug supply chain to a pharmacy benefit
 10 manager, and which may be based on any of the following:
- 11 a. A pharmaceutical manufacturer’s list price for a
 12 prescription drug.
- 13 b. Utilization.
- 14 c. To maintain a net price for a prescription drug for
 15 a specified period of time for the pharmacy benefit manager
 16 in the event the pharmaceutical manufacturer’s list price
 17 increases.
- 18 d. Reasonable estimates of the volume of a prescribed drug
 19 that will be dispensed by a pharmacy to covered persons.
- 20 **Sec. 2.NEW SECTION. 510C.2 Annual report to the**
 21 **commissioner.**
- 22 1. Each pharmacy benefit manager shall provide a report
 23 annually by February 15 to the commissioner that contains
 24 all of the following information regarding prescription drug
 25 benefits provided to covered persons of each health carrier
 26 with whom the pharmacy manager has contracted during the prior
 27 calendar year:

- 28 *a.* The aggregate dollar amount of all rebates received by
29 the pharmacy benefit manager.
- 30 *b.* The aggregate dollar amount of all administrative fees
31 received by the pharmacy benefit manager.
- 32 *c.* The aggregate dollar amount of all health carrier
33 administrative service fees received by the pharmacy benefit
34 manager.
- 35 *d.* The aggregate dollar amount of all rebates received by

PAGE 3

- 1 the pharmacy benefit manager that the pharmacy benefit manager
2 did not pass through to the health carrier.
- 3 *e.* The aggregate amount of all administrative fees received
4 by the pharmacy benefit manager that the pharmacy benefit
5 manager did not pass through to the health carrier.
- 6 *f.* The aggregate retained rebate percentage as calculated by
7 dividing the dollar amount in paragraph “*d*” by the dollar amount
8 in paragraph “*a*”.
- 9 *g.* Across all health carrier clients with whom the pharmacy
10 manager was contracted, the highest and the lowest aggregate
11 retained rebate percentages.
- 12 *2.a.* A pharmacy benefit manager shall provide the
13 information pursuant to subsection 1 to the commissioner in a
14 format approved by the commissioner that does not directly or
15 indirectly disclose any of the following:
- 16 (1) The identity of a specific health carrier.
- 17 (2) The price charged by a specific pharmaceutical
18 manufacturer for a specific prescription drug or for a class
19 of prescription drugs.
- 20 (3) The amount of rebates provided for a specific
21 prescription drug or class of prescription drugs.
- 22 *b.* Information provided under this section by a pharmacy
23 benefit manager to the commissioner that may reveal the
24 identity of a specific health carrier, the price charged
25 by a specific pharmaceutical manufacturer for a specific
26 prescription drug or class of prescription drugs, or the amount
27 of rebates provided for a specific prescription drug or class
28 of prescription drugs shall be considered a confidential record
29 and be recognized and protected as a trade secret pursuant to
30 section 22.7, subsection 3.
- 31 3. The commissioner shall publish, within sixty calendar
32 days of receipt, the nonconfidential information received by
33 the commissioner on a publicly accessible internet site. The
34 information shall be made available to the public in a format
35 that complies with subsection 2, paragraph “*a*”.

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- 1 **Sec. 3. NEW SECTION. 510C.3 Rules.**
- 2 The commissioner of insurance shall adopt rules pursuant to
- 3 chapter 17A as necessary to administer this chapter.

4 Sec. 4. NEW SECTION. 510C.4 Enforcement.

5 The commissioner may take any action within the
6 commissioner's authority to enforce compliance with this
7 chapter.

8 Sec. 5. NEW SECTION. 510C.5 Applicability.

9 This chapter is applicable to a health benefit plan that is
10 delivered, issued for delivery, continued, or renewed in this
11 state on or after January 1, 2020.>

12 2. Title page, by striking lines 1 through 3 and inserting
13 <An Act relating to pharmacy benefit managers and information
14 related to the management of prescription drug benefits, and
15 including applicability provisions.>

BEST of Carroll

H-1211

1 Amend House File 727 as follows:

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

4 <Section 1. Section 155A.3, Code 2019, is amended by adding
5 the following new subsections:

6 NEW SUBSECTION. 10A. *"Department"* means the department of
7 public health.

8 NEW SUBSECTION. 44A. *"Self-administered hormonal*
9 *contraceptive"* means a self-administered hormonal contraceptive
10 that is approved by the United States food and drug
11 administration to prevent pregnancy. *"Self-administered*
12 *hormonal contraceptive"* includes an oral hormonal contraceptive,
13 a hormonal vaginal ring, and a hormonal contraceptive patch,
14 but does not include any drug intended to induce an abortion as
15 defined in section 146.1.

16 NEW SUBSECTION. 44B. *"Standing order"* means a preauthorized
17 medication order with specific instructions from the medical
18 director of the department to dispense a medication under
19 clearly defined circumstances.

20 Sec. 2. NEW SECTION. 155A.47 Pharmacist dispensing of
21 self-administered hormonal contraceptives — standing order —
22 requirements — limitations of liability.

23 1.a. Notwithstanding any provision of law to the contrary,
24 a pharmacist may dispense a self-administered hormonal
25 contraceptive to a patient, who is at least eighteen years of
26 age, pursuant to a standing order established by the medical
27 director of the department in accordance with this section.

28 b. In dispensing a self-administered hormonal contraceptive
29 to a patient under this section, a pharmacist shall comply with
30 the following:

31 (1) For an initial dispensing of a self-administered
32 hormonal contraceptive, the pharmacist may dispense only up
33 to a three-month supply at one time of the self-administered
34 hormonal contraceptive.

35 (2) For any subsequent dispensing of the same

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- 1 self-administered hormonal contraceptive, the pharmacist
2 may dispense up to a twelve-month supply at one time of the
3 self-administered hormonal contraceptive.
- 4 2. A pharmacist who dispenses a self-administered hormonal
5 contraceptive in accordance with this section shall not
6 require any other prescription drug order authorized by a
7 practitioner prior to dispensing the self-administered hormonal
8 contraceptive to a patient.
- 9 3. The medical director of the department may establish a
10 standing order authorizing the dispensing of self-administered
11 hormonal contraceptives by a pharmacist who does all of the
12 following:
- 13 a. Complies with the standing order established pursuant to
14 this section.
- 15 b. Retains a record of each patient to whom a
16 self-administered hormonal contraceptive is dispensed under
17 this section and submits the record to the department.
- 18 4. The standing order shall require a pharmacist who
19 dispenses self-administered hormonal contraceptives under this
20 section to do all of the following:
- 21 a. Complete a standardized training program and continuing
22 education requirements approved by the board in consultation
23 with the department that are related to prescribing
24 self-administered hormonal contraceptives and include education
25 regarding all contraceptive methods approved by the United
26 States food and drug administration.
- 27 b. Obtain a completed self-screening risk assessment,
28 approved by the department in collaboration with the board and
29 the board of medicine, from each patient, verify the identity
30 and age of each patient, and perform a blood pressure screening
31 on each patient, prior to dispensing the self-administered
32 hormonal contraceptive to the patient.
- 33 c. Provide the patient with all of the following:
- 34 (1) Written information regarding all of the following:
- 35 (a) The importance of completing an appointment with the

PAGE 3

- 1 patient's primary care or women's health care practitioner
2 to obtain preventative care, including but not limited to
3 recommended tests and screenings.
- 4 (b) The effectiveness and availability of long-acting
5 reversible contraceptives as an alternative to
6 self-administered hormonal contraceptives.
- 7 (2) A copy of the record of the pharmacist's encounter with
8 the patient that includes all of the following:
- 9 (a) The patient's completed self-screening risk assessment.
- 10 (b) A description of the contraceptive dispensed, or the
11 basis for not dispensing a contraceptive.

- 12 (3) Patient counseling regarding all of the following:
- 13 (a) The appropriate administration and storage of the
- 14 self-administered hormonal contraceptive.
- 15 (b) Potential side effects and risks of the
- 16 self-administered hormonal contraceptive.
- 17 (c) The need for backup contraception.
- 18 (d) When to seek emergency medical attention.
- 19 (e) The risk of contracting a sexually transmitted
- 20 infection or disease, and ways to reduce such a risk.
- 21 5. The standing order established pursuant to this section
- 22 shall prohibit a pharmacist who dispenses a self-administered
- 23 hormonal contraceptive under this section from doing any of the
- 24 following:
- 25 a. Requiring a patient to schedule an appointment with
- 26 the pharmacist for the prescribing or dispensing of a
- 27 self-administered hormonal contraceptive.
- 28 b. Dispensing self-administered hormonal contraceptives to
- 29 a patient for more than twenty-four months after the date a
- 30 self-administered hormonal contraceptive is initially dispensed
- 31 to the patient without the patient's attestation that the
- 32 patient has consulted with a primary care or women's health
- 33 care practitioner during the preceding twenty-four months.
- 34 c. Dispensing a self-administered hormonal contraceptive to
- 35 a patient if the results of the self-screening risk assessment

PAGE 4

- 1 completed by a patient pursuant to subsection 4, paragraph
- 2 "b", indicate it is unsafe for the pharmacist to dispense the
- 3 self-administered hormonal contraceptive to the patient, in
- 4 which case the pharmacist shall refer the patient to a primary
- 5 care or women's health care practitioner.
- 6 6. A pharmacist who dispenses a self-administered hormonal
- 7 contraceptive and the medical director of the department who
- 8 establishes a standing order in compliance with this section
- 9 shall be immune from criminal and civil liability arising from
- 10 any damages caused by the dispensing, administering, or use of
- 11 a self-administered hormonal contraceptive or the establishment
- 12 of the standing order, provided that the pharmacist acts
- 13 reasonably and in good faith. The medical director of the
- 14 department shall be considered to be acting within the scope
- 15 of the medical director's office and employment for purposes
- 16 of chapter 669 in the establishment of a standing order in
- 17 compliance with this section.
- 18 7. The department, in collaboration with the board and
- 19 the board of medicine, and in consideration of the guidelines
- 20 established by the American congress of obstetricians and
- 21 gynecologists, shall adopt rules pursuant to chapter 17A to
- 22 administer this chapter.
- 23 Sec. 3. Section 514C.19, Code 2019, is amended to read as
- 24 follows:
- 25 **514C.19 Prescription contraceptive coverage.**

26 1. Notwithstanding the uniformity of treatment requirements
27 of section 514C.6, a group policy, ~~or~~ contract, or plan
28 providing for third-party payment or prepayment of health or
29 medical expenses shall ~~not do either of the following~~ comply
30 as follows:
31 a. ~~Exclude~~ Such policy, contract, or plan shall not
32 exclude or restrict benefits for prescription contraceptive
33 drugs or prescription contraceptive devices which prevent
34 conception and which are approved by the United States
35 food and drug administration, or generic equivalents

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1 approved as substitutable by the United States food and drug
2 administration, if such policy, ~~or~~ contract, or plan provides
3 benefits for other outpatient prescription drugs or devices.
4 However, such policy, contract, or plan shall specifically
5 provide for payment, including reimbursement for pharmacist
6 consultations, for a self-administered hormonal contraceptive,
7 as prescribed by a practitioner as defined in section
8 155A.3, or as prescribed by standing order and dispensed by a
9 pharmacist pursuant to section 155A.47, including payment for
10 up to an initial three-month supply of the self-administered
11 hormonal contraceptive dispensed at one time and for up to a
12 twelve-month supply of the same self-administered hormonal
13 contraceptive subsequently dispensed at one time.
14 b. ~~Exclude~~ Such policy, contract, or plan shall not exclude
15 or restrict benefits for outpatient contraceptive services
16 which are provided for the purpose of preventing conception if
17 such policy, ~~or~~ contract, or plan provides benefits for other
18 outpatient services provided by a health care professional.
19 2. A person who provides a group policy, ~~or~~ contract, or
20 plan providing for third-party payment or prepayment of health
21 or medical expenses which is subject to subsection 1 shall not
22 do any of the following:
23 a. Deny to an individual eligibility, or continued
24 eligibility, to enroll in or to renew coverage under the terms
25 of the policy, ~~or~~ contract, or plan because of the individual's
26 use or potential use of such prescription contraceptive drugs
27 or devices, or use or potential use of outpatient contraceptive
28 services.
29 b. Provide a monetary payment or rebate to a covered
30 individual to encourage such individual to accept less than the
31 minimum benefits provided for under subsection 1.
32 c. Penalize or otherwise reduce or limit the reimbursement
33 of a health care professional because such professional
34 prescribes contraceptive drugs or devices, or provides
35 contraceptive services.

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1 d. Provide incentives, monetary or otherwise, to a health

2 care professional to induce such professional to withhold
3 from a covered individual contraceptive drugs or devices, or
4 contraceptive services.

5 3. This section shall not be construed to prevent a
6 third-party payor from including deductibles, coinsurance, or
7 copayments under the policy, ~~or~~ contract, or plan as follows:

8 a. A deductible, coinsurance, or copayment for benefits
9 for prescription contraceptive drugs shall not be greater than
10 such deductible, coinsurance, or copayment for any outpatient
11 prescription drug for which coverage under the policy, ~~or~~
12 contract, or plan is provided.

13 b. A deductible, coinsurance, or copayment for benefits for
14 prescription contraceptive devices shall not be greater than
15 such deductible, coinsurance, or copayment for any outpatient
16 prescription device for which coverage under the policy, ~~or~~
17 contract, or plan is provided.

18 c. A deductible, coinsurance, or copayment for benefits for
19 outpatient contraceptive services shall not be greater than
20 such deductible, coinsurance, or copayment for any outpatient
21 health care services for which coverage under the policy, ~~or~~
22 contract, or plan is provided.

23 4. This section shall not be construed to require a
24 third-party payor under a policy, ~~or~~ contract, or plan
25 to provide benefits for experimental or investigational
26 contraceptive drugs or devices, or experimental or
27 investigational contraceptive services, except to the extent
28 that such policy, ~~or~~ contract, or plan provides coverage for
29 other experimental or investigational outpatient prescription
30 drugs or devices, or experimental or investigational outpatient
31 health care services.

32 5. This section shall not be construed to limit or otherwise
33 discourage the use of generic equivalent drugs approved by the
34 United States food and drug administration, whenever available
35 and appropriate. This section, when a brand name drug is

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1 requested by a covered individual and a suitable generic
2 equivalent is available and appropriate, shall not be construed
3 to prohibit a third-party payor from requiring the covered
4 individual to pay a deductible, coinsurance, or copayment
5 consistent with subsection 3, in addition to the difference of
6 the cost of the brand name drug less the maximum covered amount
7 for a generic equivalent.

8 6. A person who provides an individual policy, ~~or~~ contract,
9 or plan providing for third-party payment or prepayment of
10 health or medical expenses shall make available a coverage
11 provision that satisfies the requirements in subsections
12 1 through 5 in the same manner as such requirements are
13 applicable to a group policy, ~~or~~ contract, or plan under those
14 subsections. The policy, ~~or~~ contract, or plan shall provide
15 that the individual policyholder may reject the coverage

16 provision at the option of the policyholder.

17 7.a. This section applies to the following classes of
18 third-party payment provider contracts, ~~or~~ policies, or plan
19 delivered, issued for delivery, continued, or renewed in this
20 state on or after ~~July 1, 2000~~ January 1, 2020:

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

23 (2) An individual or group hospital or medical service

24 contract issued pursuant to chapter 509, 514, or 514A.

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

27 (4) Any other entity engaged in the business of insurance,
28 risk transfer, or risk retention, which is subject to the
29 jurisdiction of the commissioner.

30 (5) A plan established pursuant to chapter 509A for public
31 employees.

32 b. This section shall not apply to accident-only,
33 specified disease, short-term hospital or medical, hospital
34 confinement indemnity, credit, dental, vision, Medicare
35 supplement, long-term care, basic hospital and medical-surgical

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1 expense coverage as defined by the commissioner, disability
2 income insurance coverage, coverage issued as a supplement
3 to liability insurance, workers' compensation or similar
4 insurance, or automobile medical payment insurance.

5 8. This section shall not be construed to require a
6 third-party payor to provide payment to a practitioner for the
7 dispensing of a self-administered hormonal contraceptive to
8 replace a self-administered hormonal contraceptive that has
9 been dispensed to a covered person and that has been misplaced,
10 stolen, or destroyed. This section shall not be construed to
11 require a third-party payor to replace covered prescriptions
12 that are misplaced, stolen, or destroyed.

13 9. For the purposes of this section:

14 a. "Self-administered hormonal contraceptive" means a
15 self-administered hormonal contraceptive that is approved
16 by the United States food and drug administration to prevent
17 pregnancy. "Self-administered hormonal contraceptive" includes
18 an oral hormonal contraceptive, a hormonal vaginal ring, and
19 a hormonal contraceptive patch, but does not include any drug
20 intended to induce an abortion as defined in section 146.1.

21 b. "Standing order" means a preauthorized medication order
22 with specific instructions from the medical director of the
23 department of public health to dispense a medication under
24 clearly defined circumstances.

25 Sec. 4.MEDICAID COVERAGE — SELF-ADMINISTERED HORMONAL
26 CONTRACEPTIVES. The department of human services shall,
27 contractually and by administrative rules adopted pursuant
28 to chapter 17A, require under Medicaid fee-for-service
29 and Medicaid managed care administration, coverage for

30 a self-administered hormonal contraceptive as prescribed
 31 by a practitioner as defined in section 155A.3, or as
 32 prescribed by standing order and dispensed by a pharmacist
 33 pursuant to section 155A.47, including payment for up to
 34 an initial three-month supply of the self-administered
 35 hormonal contraceptive dispensed at one time and for up to a

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1 twelve-month supply of the same self-administered hormonal
 2 contraceptive subsequently dispensed at one time.>

LUNDGREN of Dubuque

H-1212

1 Amend Senate File 302, as amended, passed, and reprinted by
 2 the Senate, as follows:
 3 1. Page 1, lines 5 and 6, by striking <all dynamic driving
 4 tasks> and inserting <the entire dynamic driving task>
 5 2. Page 1, line 13, by striking <all dynamic driving tasks>
 6 and inserting <the entire dynamic driving task>
 7 3. Page 1, line 18, by striking <any> and inserting <all>
 8 4. Page 1, line 19, by striking <function> and inserting
 9 <functions>
 10 5. Page 1, line 27, by striking <any> and inserting <the
 11 entire>
 12 6. Page 2, line 18, by striking <any> and inserting <the
 13 entire>
 14 7. Page 2, line 24, by striking <dynamic driving tasks> and
 15 inserting <the dynamic driving task>
 16 8. Page 2, line 33, by striking <all dynamic driving tasks>
 17 and inserting <the entire dynamic driving task>
 18 9. Page 3, line 3, after <321.174> by inserting <and shall
 19 be subject to the financial liability coverage requirements and
 20 penalties set forth under section 321.20B>
 21 10. Page 3, line 12, by striking <dynamic driving tasks> and
 22 inserting <the dynamic driving task>
 23 11. Page 3, line 20, by striking <dynamic driving tasks> and
 24 inserting <the dynamic driving task>
 25 12. Page 3, by striking lines 22 through 32 and inserting:
 26 <Before a system-equipped vehicle is allowed to operate
 27 on the public highways of this state, the owner shall
 28 obtain financial liability coverage for the vehicle. A
 29 system-equipped vehicle shall not operate on the highways of
 30 this state unless financial liability coverage is in effect for
 31 the vehicle and unless proof of financial liability coverage is
 32 carried in the vehicle pursuant to section 321.20B.>
 33 13. Page 4, by striking lines 12 through 17 and inserting
 34 <sections 321.261 through 321.273, as applicable.>

HINSON of Linn

H-1213

1 Amend House File 721 as follows:

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

4 <Section 1.NEW SECTION. **633F.1 Definitions.**

5 1. “*Agent*” means a person granted authority to act for a
6 parent, guardian, or legal custodian under a power of attorney
7 created under this chapter.

8 2. “*Child*” means a person under eighteen years of age.

9 3. “*Power of attorney*” means a writing that grants authority
10 to an agent to act in the place of a parent, guardian, or legal
11 custodian regarding the care or custody of a child.

12 Sec. 2.NEW SECTION. **633F.2 Power of attorney — temporary**
13 **delegation of parental authority.**

14 1. A parent, guardian, or legal custodian of a child, by a
15 properly executed power of attorney, may delegate to another
16 person any authority regarding the care or custody of the child
17 except for any of the following powers:

18 a. The power to consent to the child’s marriage.

19 b. The power to consent to the child’s adoption.

20 c. The power to consent to the performance or inducement of
21 an abortion on or for the child.

22 d. The power to consent to the termination of the parental
23 rights of a parent of the child.

24 e. The power to transfer the power of attorney to another
25 person unless the other person is designated as a successor
26 agent in the power of attorney.

27 2. A power of attorney executed under this chapter must be
28 signed by all parents, guardians, and legal custodians. The
29 power of attorney must be acknowledged before a notary public
30 or other individual authorized by law to take acknowledgments.
31 An agent named in the power of attorney shall not notarize the
32 principal’s signature. An acknowledged signature on a power of
33 attorney is presumed to be genuine.

34 3. A parent, guardian, or legal custodian of the child shall
35 have the authority to revoke or terminate a power of attorney

PAGE 2

1 created under this chapter at any time by giving notice of the
2 revocation in writing to the agent.

3 4. A power of attorney created under this chapter shall be
4 for a period of time not to exceed three months. A parent,
5 guardian, or legal custodian of the child may execute a new
6 power of attorney for an additional period of three months, but
7 in no case shall a power of attorney created under this chapter
8 be valid for more than six months. If a parent, guardian, or
9 legal custodian revokes or terminates the power of attorney,
10 the child shall be returned to the care and custody of the
11 parent, guardian, or legal custodian within twenty-four hours

12 of the date of the revocation or termination.

13 5. An agent shall exercise parental or legal authority on a
14 continuous basis without compensation for the duration of the
15 power of attorney and shall not be considered to be a foster
16 parent subject to licensure by the department of human services
17 pursuant to chapter 237.

18 6. A power of attorney executed under this chapter by a
19 parent, guardian, or legal custodian shall not constitute
20 abandonment, abuse, or neglect of the child under chapter 232
21 by the parent, guardian, or legal custodian unless the parent,
22 guardian, or legal custodian fails to take custody of the child
23 upon the expiration of the power of attorney.

24 7. A power of attorney executed under this chapter by a
25 parent, guardian, or legal custodian shall not be valid if the
26 purpose is to avoid the filing of a child in need of assistance
27 petition.

28 8. This chapter shall not apply to a power of attorney
29 created pursuant to section 598C.204.

30 Sec. 3. NEW SECTION. 633F.3 Power of attorney temporary
31 **delegation of parental authority — form.**

32 A document substantially in the following form may be used
33 to create a power of attorney temporary delegation of parental
34 authority that has the meaning and effect prescribed by this
35 chapter:

PAGE 3

1 POWER OF ATTORNEY TEMPORARY DELEGATION OF PARENTAL AUTHORITY
2 FORM

3 1. POWER OF ATTORNEY

4 This power of attorney authorizes another person (your
5 agent) to make decisions concerning your child or children for
6 you (the principal). Your agent will be able to make decisions
7 and act with respect to your child or children. The meaning
8 of authority over the child or children listed on this form is
9 explained in Iowa Code chapter 633F. This power of attorney
10 does not grant the agent the power to consent to a child's
11 marriage or adoption, to the performance or inducement of an
12 abortion on or for a child, or to the termination of parental
13 rights of a parent of a child or to the transfer of the power
14 of attorney to a person other than to a person designated as a
15 successor agent in this power of attorney.

16 You should select someone you trust to serve as your agent.

17 Your agent is not entitled to compensation unless you state
18 otherwise in the optional Special Instructions.

19 This form provides for designation of one agent. If you
20 wish to name more than one agent, you may name a coagent in the
21 optional Special Instructions. Coagents must act by majority
22 rule unless you provide otherwise in the optional Special
23 Instructions.

24 If your agent is unable or unwilling to act for you, your
25 power of attorney will end unless you have named a successor

26 agent. You may also name a second successor agent.
 27 This power of attorney becomes effective immediately upon
 28 signature and acknowledgment unless you state otherwise in the
 29 optional Special Instructions.
 30 If you have questions about this power of attorney or the
 31 authority you are granting to your agent, you should seek legal
 32 advice before signing this form.
 33 DESIGNATION OF AGENT
 34 I _____ (name of principal) name the
 35 following person as my agent:

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1 Name of Agent _____
 2 Agent's Address _____
 3 Agent's Telephone Number _____
 4 DESIGNATION OF SUCCESSOR AGENT(S) (OPTIONAL)
 5 If my agent is unable or unwilling to act for me, I name as
 6 my successor agent:
 7 Name of Successor Agent _____
 8 Successor Agent's Address _____
 9 Successor Agent's Telephone Number _____
 10 If my successor agent is unable or unwilling to act for me, I
 11 name as my second successor agent:
 12 Name of Second Successor Agent _____
 13 Second Successor Agent's Address _____
 14 Second Successor Agent's Telephone Number _____
 15 GRANT OF GENERAL AUTHORITY
 16 I grant my agent and any successor agent general authority to
 17 act for me with respect to my child or my children as defined in
 18 Iowa Code chapter 633F.
 19 SPECIAL INSTRUCTIONS
 20 You may give special instructions including the name and
 21 date of birth of the child on the following lines:
 22 _____
 23 _____
 24 _____
 25 _____
 26 _____
 27 _____
 28 _____
 29 _____
 30 _____
 31 _____
 32 _____
 33 _____
 34 EFFECTIVE DATE _____

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1 This power of attorney is effective immediately upon
 2 signature and acknowledgment unless I have stated otherwise in

3 the optional Special Instructions.

4 RELIANCE ON THIS POWER OF ATTORNEY

5 Any person, including my agent, may rely upon the validity of
6 this power of attorney or a copy of it unless that person knows
7 it has terminated or is invalid.

8 SIGNATURE AND ACKNOWLEDGMENT

9 _____
10 Your Signature Date _____

11 _____
12 Your Name Printed

13 _____
14 _____

15 Your Address

16 _____
17 Your Telephone Number

18 State of _____

19 County of _____

20 This document was acknowledged before me on _____
21 (date), by _____ (name of principal)

22 _____ (Seal, if any)

23 Signature of Notary

24 My commission expires _____

25 This document prepared by _____
26 _____
27 _____

28 2. IMPORTANT INFORMATION FOR AGENT

29 AGENT'S DUTIES

30 When you accept the authority granted under this power of
31 attorney, a special legal relationship is created between the
32 principal and you. This relationship imposes upon you legal
33 duties that continue until you resign or the power of attorney
34 is terminated or revoked. You must do all of the following:

35 Act in good faith.

PAGE 6

1 Do nothing beyond the authority granted in this power of
2 attorney.

3 Disclose your identity as an agent whenever you act for the
4 principal by writing or printing the name of the principal and
5 signing your own name as agent in the following manner:

6 _____ (principal's name) by
7 _____ (your signature) as Agent

8 Unless the Special Instructions in this power of attorney
9 state otherwise, you must also do all of the following:

10 Act loyally for the child's or children's and principal's
11 benefit.

12 Avoid conflicts that would impair your ability to act in the
13 child or children's and principal's best interest.

14 Act with care, competence, and diligence.

15 TERMINATION OF AGENT'S AUTHORITY

16 You must stop acting on behalf of the principal if you learn

17 of any event that terminates this power of attorney or your
18 authority under this power of attorney. Events that terminate
19 a power of attorney or your authority to act under a power of
20 attorney include any of the following:

21 The principal's revocation of the power of attorney or your
22 authority.

23 The occurrence of a termination event stated in the power of
24 attorney.

25 The purpose of the power of attorney is fully accomplished.

26 The time period specified in the power of attorney has
27 expired.

28 The three-month time period permitted under Iowa Code
29 chapter 633F has expired.

30 The three-month extension time period permitted under Iowa
31 Code chapter 633F has expired.

32 **LIABILITY OF AGENT**

33 The meaning of the authority granted to you is defined in
34 Iowa Code chapter 633F. If you violate Iowa Code chapter 633F,

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1 or act outside the authority granted, you may be liable for any
2 damages caused by your violation.

3 If there is anything about this document or your duties that
4 you do not understand, you should seek legal advice.

5 **Sec. 4. NEW SECTION. 633F.4 Agent's certification —**
6 **optional form.**

7 The following optional form may be used by an agent to
8 certify facts concerning a power of attorney:

9 **IOWA STATUTORY POWER OF ATTORNEY TEMPORARY DELEGATION OF**
10 **PARENTAL AUTHORITY AGENT'S CERTIFICATION FORM**
11 **AGENT'S CERTIFICATION OF VALIDITY OF POWER OF ATTORNEY AND**
12 **AGENT'S AUTHORITY**

13 State of _____

14 County of _____

15 I, _____ (name of agent), certify
16 under penalty of perjury that _____

17 (name of principal) granted me authority as an agent
18 or successor agent in a power of attorney dated

19 _____.

20 I further certify all of the following to my knowledge:

21 The principal is alive and has not revoked the power of
22 attorney or the Power of Attorney and my authority to act under
23 the Power of Attorney have not terminated.

24 If the power of attorney was drafted to become effective
25 upon the happening of an event or contingency, the event or
26 contingency has occurred.

27 If I was named as a successor agent, the prior agent is no
28 longer able or willing to serve.

29 _____
30 _____
31 _____.

32 (Insert other relevant statements)

33 SIGNATURE AND ACKNOWLEDGMENT

34 _____
35 Agent's Signature Date _____

PAGE 8

1 _____
2 Agent's Name Printed

3 _____
4 _____

5 Agent's Address
6 _____

7 Agent's Telephone Number

8 This document was acknowledged before me on _____

9 (date), by _____ (name of agent)
10 _____ (Seal, if any)

11 Signature of Notary

12 My commission expires _____

13 This document prepared by

14 _____
15 _____>

McKEAN of Jones

H-1214

1 Amend House File 768 as follows:

2 1. Page 2, by striking lines 6 through 13.

3 2. Page 2, by striking lines 23 through 26.

4 3. Page 12, line 34, by striking <estimated>

5 4. Page 13, by striking lines 1 and 2 and inserting:

6 <5. The amount of tax credits that may be awarded to an
7 eligible taxpayer for any one year under all agreements shall
8 not exceed fifty thousand dollars.>

9 5. By striking page 13, line 33, through page 14, line 15,
10 and inserting:

11 <1.a. The authority shall calculate the total amount of
12 the tax credits for each pending application as provided in
13 section 16.82. For purposes of this subsection, the total
14 amount of the tax credits equals the sum of all amounts of tax
15 credits for all tax years based on the term of the agricultural
16 lease agreement as provided in section 16.79A.

17 b. The sum of the tax credit amounts calculated under
18 paragraph "a" for all applications approved by the authority in
19 the current application year shall not exceed twelve million
20 dollars.

21 2.a. After an application is approved, the authority shall
22 issue tax credit certificates to each eligible taxpayer not
23 later than December 15 of each year in the amount calculated
24 in section 16.82 for each year of the agreement until the
25 agreement expires or is terminated.>

26 6. By renumbering, redesignating, and correcting internal
27 references as necessary.

ZUMBACH of Linn

H-1215

1 Amend Senate File 563, as amended, passed, and reprinted by
2 the Senate, as follows:
3 1. Page 4, line 8, by striking <2020> and inserting <2019>

BEST of Carroll

H-1216

1 Amend House File 677 as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <DIVISION I
5 ADMINISTRATIVE APPEALS TIMELINE
6 Section 1.NEW SECTION. **455B.110 Administrative appeal**
7 **orders — deadline.**
8 1. An order issued by the director or the department
9 pursuant to authority granted in this chapter may be appealed,
10 resulting in the scheduling of a contested case hearing as
11 provided for in chapter 17A. The appeal must be received
12 by the director within the applicable timeframe established
13 in this section. If the appeal is not received within the
14 applicable timeframe, the appeal is not timely and the order
15 is final agency action.
16 2. For a person that holds a permit issued by the
17 department, an appeal must be received by the director within
18 sixty days of the issuance of the order to the address of
19 the person identified in the permit and the address of the
20 responsible party listed in the permit, if any.
21 3. For a person that is required to maintain a registered
22 agent or a registered office in the state and does not hold a
23 permit issued by the department, an appeal must be received by
24 the director within sixty days of the issuance of the order
25 to the official registered agent address on file with the
26 secretary of state.
27 4. For any other person, an appeal must be received by
28 the director within sixty days of issuance to the last known
29 address.
30 5. The director or the department shall provide a copy of
31 the order by ordinary mail or electronic mail to the person's
32 attorney if the attorney has been identified to the department
33 as representing the person.
34 6.a. For the purposes of this section, the date of
35 issuance of an order by the director or the department is the

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1 postmarked date that the order is sent by the department to the
2 registered agent or party by certified mail. For the purposes
3 of this section, the date of receipt by the director is the
4 postmarked date that the appeal was sent to the director.

5 Sec. 2. Section 455B.138, subsection 1, Code 2019, is
6 amended to read as follows:

7 1. When the director has evidence that a violation of
8 any provision of division II of this chapter or chapter 459,
9 subchapter II, or rule, standard or permit established or
10 issued under division II or chapter 459, subchapter II, has
11 occurred, the director shall notify the alleged violator and,
12 by informal negotiation, attempt to resolve the problem.
13 If the negotiations fail to resolve the problem within a
14 reasonable period of time, the director shall issue an order
15 directing the violator to prevent, abate or control the
16 emissions or air pollution involved. The order shall prescribe
17 the date by which the violation shall cease and may prescribe
18 timetables for necessary action to prevent, abate or control
19 the emissions of air pollution. The order may be appealed to
20 the commission. The applicable timeframes for the issuance and
21 appeal of the order are defined in section 455B.110.

22 Sec. 3. Section 455B.175, subsection 1, paragraph a, Code
23 2019, is amended to read as follows:

24 a. The director may issue an order directing the person
25 to desist in the practice which constitutes the violation or
26 to take such corrective action as may be necessary to ensure
27 that the violation will cease. The person to whom such order
28 is issued may cause to be commenced a contested case within
29 the meaning of the Iowa administrative procedure Act, chapter
30 17A, by filing with the director ~~within thirty days~~ a notice
31 of appeal to the commission. The applicable timeframes for
32 the issuance and appeal of the order are defined in section
33 455B.110. On appeal the commission may affirm, modify or
34 vacate the order of the director; or

35 Sec. 4. Section 455B.183, Code 2019, is amended by adding

PAGE 3

1 the following new subsection:

2 NEW SUBSECTION. 9. A rural water association organized
3 under chapter 357A or chapter 504 that employs or retains
4 a licensed engineer shall be considered to have met the
5 permitting requirements of this section for the purposes
6 of sewer extensions and water supply distribution system
7 extensions. The department shall not disqualify a rural
8 water system if the system's hydraulic modeling complies with
9 standards for water supply distribution systems adopted by the
10 commission pursuant to this chapter.

11 Sec. 5. Section 455B.279, subsection 1, Code 2019, is
12 amended to read as follows:

13 1. The director may issue any order necessary to secure
14 compliance with or prevent a violation of this part or the
15 rules adopted pursuant to this part. ~~Within thirty days of~~
16 ~~issuance, the~~ The order may be appealed to the commission by
17 filing a notice of appeal with the director. The appeal shall
18 be conducted as a contested case pursuant to chapter 17A and
19 the commission may affirm, modify, or revoke the order. The
20 department may request legal services as required from the
21 attorney general, including any legal proceeding necessary to
22 obtain compliance with this part and rules and orders issued
23 under this part. The applicable timeframes for the issuance
24 and appeal of an order are defined in section 455B.110.

25 Sec. 6. Section 455B.308, Code 2019, is amended to read as
26 follows:

27 **455B.308 Appeal from order.**

28 Any person aggrieved by an order of the director may appeal
29 the order by filing a written notice of appeal with the
30 director ~~within thirty days of the issuance of the order in~~
31 accordance with section 455B.110. The director shall schedule
32 a hearing for the purpose of hearing the arguments of the
33 aggrieved person within thirty days of the filing of the notice
34 of appeal. The hearing may be held before the commission
35 or its designee. A complete record shall be made of the

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1 proceedings. The director shall issue the findings in writing
2 to the aggrieved person within thirty days of the conclusion
3 of the hearing. Judicial review may be sought of actions
4 of the commission in accordance with the terms of the Iowa
5 administrative procedure Act, chapter 17A. Notwithstanding the
6 terms of the Act, petitions for judicial review may be filed
7 in the district court of the county where the acts in issue
8 occurred.

9 Sec. 7. Section 455B.476, subsection 1, Code 2019, is
10 amended to read as follows:

11 1. If there is substantial evidence that a person has
12 violated or is violating a provision of this part or a
13 rule adopted under this part the director may issue an
14 order directing the person to desist in the practice which
15 constitutes the violation, and to take corrective action as
16 necessary to ensure that the violation will cease, and may
17 impose appropriate administrative penalties pursuant to section
18 455B.109. The person to whom the order is issued may appeal
19 the order to the commission as provided in chapter 17A. On
20 appeal, the commission may affirm, modify or vacate the order
21 of the director. The applicable timeframes for the issuance
22 and appeal of the order are defined in section 455B.110.

23 Sec. 8. Section 455D.23, Code 2019, is amended to read as
24 follows:

25 **455D.23 Administrative enforcement — compliance orders.**

26 The director may issue any order necessary to secure

27 compliance with or prevent a violation of the provisions of
 28 this chapter or any rule adopted or permit or order issued
 29 pursuant to this chapter. Any order issued to enforce section
 30 455D.4A may include a requirement to remove and properly
 31 dispose of materials being accumulated speculatively from a
 32 property and impose costs and penalties as determined by the
 33 department by rule. The person to whom such compliance order
 34 is issued may cause to be commenced a contested case within the
 35 meaning of chapter 17A by filing ~~within thirty days~~ a notice

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1 of appeal to the commission. On appeal, the commission may
 2 affirm, modify, or vacate the order of the director. The
 3 applicable timeframes for the issuance and appeal of the order
 4 are defined in section 455B.110.
 5 Sec. 9. Section 458A.11, subsection 2, Code 2019, is amended
 6 to read as follows:
 7 2. An order or amendment of an order, except in an
 8 emergency, shall not be made by the department without a
 9 public hearing upon at least ten days' notice. The public
 10 hearing shall be held at the time and place prescribed by the
 11 department, and any interested person is entitled to be heard.
 12 The applicable timeframes for the issuance and appeal of the
 13 order are defined in section 455B.110.

14 DIVISION II

15 ADMINISTRATIVE CHANGES FOR WASTE DISPOSAL SYSTEMS AND PUBLIC 16 WATER SUPPLY SYSTEMS

17 Sec. 10. Section 455B.103A, subsection 1, paragraph b, Code
 18 2019, is amended to read as follows:

19 b. Following the effective date of a general permit, a
 20 person proposing to conduct activities covered by the general
 21 permit shall provide a notice of intent to conduct a covered
 22 activity on a form provided by the department. ~~A person shall~~
 23 ~~also provide public notice of intent to conduct activities~~
 24 ~~covered under the general permit by publishing notice in one~~
 25 ~~newspaper with the largest circulation in the area in which the~~
 26 ~~facility is located.~~ Notice of intent to conduct activities
 27 covered under the general permit shall also be provided by
 28 the department electronically. Notice of the discontinuation
 29 of a permitted activity other than storm water and allowable
 30 nonstorm water discharges shall be provided in the same manner.

31 Sec. 11. Section 455B.183, subsection 1, paragraph c, Code
 32 2019, is amended to read as follows:

33 c. The operation of any waste disposal system or public
 34 water supply system or any part of or extension or addition
 35 to the system. This ~~provision~~ paragraph does not apply to a

PAGE 6

1 pretreatment system, the effluent of which is to be discharged
 2 directly to another disposal system for final treatment and

3 disposal; a semipublic sewage disposal system, the construction
4 of which has been approved by the department and ~~which that~~
5 does not discharge into a water of the state; or a private
6 sewage disposal system ~~which that~~ does not discharge into
7 a water of the state. The commission may adopt additional
8 exemptions for a class of disposal systems that do not
9 discharge into a water of the state or the director may waive
10 the permit requirement for an individual system that does
11 not discharge into a water of the state. The commission or
12 director shall consider the volume, location, frequency, and
13 nature of disposal from a system or class of systems before
14 granting a waiver or exemption. Sludge from a semipublic
15 or private sewage disposal system shall be disposed of in
16 accordance with the rules adopted by the department pursuant to
17 chapter 17A. ~~The exemption of this paragraph shall not apply~~
18 ~~to any industrial waste discharges.~~

19 Sec. 12. Section 455B.265, subsection 5, Code 2019, is
20 amended to read as follows:

21 5. Prior to the issuance of a new permit or modification
22 of a permit under this section to a community public water
23 supply, the department shall publish a notice of recommendation
24 to grant a permit. The notice shall include a brief summary
25 of the proposed permit ~~and shall be published in a newspaper~~
26 ~~of general circulation within the county of the proposed~~
27 ~~water source as provided in section 618.3. If the newspaper~~
28 ~~of general circulation is not the newspaper of the nearest~~
29 ~~locality to the proposed water source that publishes a~~
30 ~~newspaper, the notice shall also be published in the newspaper~~
31 ~~of the nearest locality to the proposed water source that~~
32 ~~publishes a newspaper and the department may charge the~~
33 ~~applicant for the expenses associated with publishing the~~
34 ~~notice in the second newspaper.~~

35 Sec. 13. Section 455B.265, subsection 6, paragraphs a and c,

PAGE 7

1 Code 2019, are amended to read as follows:

2 a. The amount of a fee shall be based on the department's
3 reasonable cost of reviewing applications, issuing permits,
4 ensuring compliance with the terms of the permits, and
5 resolving water interference complaints. The commission shall
6 calculate the fees to produce total revenues of not more than
7 five hundred thousand dollars for each fiscal year, ~~commencing~~
8 ~~with the fiscal year beginning July 1, 2009, and ending June~~
9 ~~30, 2010.~~

10 c. The commission shall annually review the amount of moneys
11 generated by the fees, the balance in the water use permit
12 fund, and the anticipated expenses for ~~the~~ succeeding fiscal
13 ~~year years.~~>

H-1217

- 1 Amend the amendment, H-1115, to Senate File 567, as amended,
 2 passed, and reprinted by the Senate, as follows:
 3 1. Page 1, after line 2 by inserting:
 4 <__. Page 1, line 2, by striking <paragraph> and inserting
 5 <paragraphs>>
 6 2. Page 1, line 17, by striking <license.>> and inserting
 7 <license.
 8 NEW PARAGRAPH. f. By January 1 of each year, issue a report
 9 to the general assembly regarding the reasons licenses were
 10 denied, including the demographic information of individuals
 11 whose applications for a license were accepted and denied, in
 12 the five years preceding submission of the report.>>
 13 3. Page 4, after line 20 by inserting:
 14 <__. Page 2, line 14, by striking <subsection> and
 15 inserting <subsections>>
 16 4. Page 4, line 35, by striking <license.>> and inserting
 17 <license.
 18 NEW SUBSECTION. 6. The board shall, by January 1 of
 19 each year, issue a report to the general assembly regarding
 20 the reasons licenses were denied, including the demographic
 21 information of individuals whose applications for a license
 22 were accepted and denied, in the five years preceding
 23 submission of the report.>>

NIELSEN of Johnson

H-1218

- 1 Amend House File 750 as follows:
 2 1. Page 1, line 6, by striking <service,> and inserting
 3 <service and in consultation with stakeholders>
 4 2. Page 1, line 8, by striking <and> and inserting <and>
 5 3. Page 1, line 9, by striking <state> and inserting <state,
 6 and convene task forces to study the effects of evolving
 7 atmospheric conditions and weather patterns on agriculture
 8 and make recommendations to the governor and general assembly
 9 regarding how the state can prevent, mitigate, and adapt to
 10 their associated risks and impacts>

ISENHART of Dubuque

H-1219

- 1 Amend House File 774 as follows:
 2 1. By striking everything after the enacting clause and
 3 inserting:
 4 <Section 1.NEW SECTION. 321.492C Use of automated or
 5 remote systems for traffic law enforcement prohibited — sharing
 6 related information prohibited.
 7 1. The state or a political subdivision of the state shall

8 not place or cause to be placed on or adjacent to a highway, or
 9 maintain or employ the use of, any automated or remote system
 10 for traffic law enforcement.

11 2. The department and the department of public safety shall
 12 not share or provide information used to impose or collect a
 13 civil penalty that results from a violation captured by an
 14 automated or remote system for traffic law enforcement through
 15 any existing interstate compact that does not specifically
 16 allow or require information to be shared or provided for that
 17 explicit purpose.

18 3. For purposes of this section, “*automated or remote system*
 19 *for traffic law enforcement*” means a camera or other optical
 20 device designed to work in conjunction with an official traffic
 21 control signal or speed measuring device to identify motor
 22 vehicles operating in violation of traffic laws, the use of
 23 which results in the issuance of citations sent through the
 24 mail or by electronic means.

25 Sec. 2.REMOVAL OF AUTOMATED OR REMOTE SYSTEMS FOR
 26 TRAFFIC LAW ENFORCEMENT — VALIDITY OF PRIOR NOTICES AND
 27 CITATIONS. Prior to July 1, 2020, a local authority using an
 28 automated or remote system for traffic law enforcement shall
 29 discontinue using the system and remove the system equipment.
 30 Effective July 1, 2020, all local ordinances authorizing the
 31 use of automated or remote systems for traffic law enforcement
 32 are void. However, any citation issued or mailed pursuant
 33 to such an ordinance prior to July 1, 2020, shall not be
 34 invalidated by the enactment of this Act and shall be processed
 35 according to the provisions of law under which the citation was

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1 authorized.

2 Sec. 3.EFFECTIVE DATE. The following takes effect July 1,
 3 2020:

4 The section of this Act enacting section 321.492C.>

5 2. Title page, by striking lines 1 through 3 and inserting
 6 <An Act prohibiting the use of automated or remote systems for
 7 traffic law enforcement, including prohibiting the sharing
 8 of related information and requiring the removal of existing
 9 systems, and including effective date provisions.>

WILLS of Dickinson

H-1220

1 Amend the amendment, H-1206, to Senate File 609, as amended,
 2 passed, and reprinted by the Senate, as follows:

3 1. Page 23, after line 33 by inserting:

4 <DIVISION ____
 5 WAREHOUSE OPERATORS — LIEN

6 Sec. ____ Section 554.7209, Code 2019, is amended by adding
 7 the following new subsection:

8 NEW SUBSECTION. 3A. Notwithstanding any provision in
 9 this section to the contrary, a warehouse's lien created in
 10 subsection 1, that is in favor of a warehouse operator licensed
 11 under either chapter 203C or the United States Warehouse Act, 7
 12 U.S.C. ch. 10, is effective against all persons and is superior
 13 against all other competing security interests and agricultural
 14 liens.
 15 Sec. __.EFFECTIVE DATE. This division of this Act, being
 16 deemed of immediate importance, takes effect upon enactment.>
 17 2. By renumbering as necessary.

PAUSTIAN of Scott

H-1221

1 Amend Senate File 170, as passed by the Senate, as follows:
 2 1. Page 1, after line 17 by inserting:
 3 <Sec. __. Section 176A.9, subsection 2, Code 2019, is
 4 amended to read as follows:
 5 2. The extension district, its council, or a member or
 6 an employee as a representative of either one or the other
 7 shall not engage in commercial or other private enterprises,
 8 ~~legislative programs, nor attempt in any manner by the adoption~~
 9 ~~of resolutions or otherwise to influence legislation, either~~
 10 ~~state or national~~, or other activities not authorized by this
 11 chapter.>
 12 2. By renumbering as necessary.

ISENHART of Dubuque
 BEARINGER of Fayette

H-1222

1 Amend House File 532, as passed by the House, as follows:
 2 1. Page 1, by striking line 12 and inserting <offer persons
 3 to whom a primary care, including psychiatry, residency
 4 position is awarded, the>
 5 2. Page 1, line 16, by striking <CANDIDATES. The university
 6 of Iowa hospitals and> and inserting <CANDIDATES — FOURTH YEAR
 7 ELECTIVES.>
 8 3. Page 1, before line 17 by inserting:
 9 <1. The university of Iowa hospitals and>
 10 4. Page 1, by striking lines 23 and 24 and inserting
 11 <hospitals and clinics shall also provide persons to whom a
 12 primary care, including psychiatry, residency position is
 13 awarded, the opportunity to participate in>
 14 5. Page 1, after line 26 by inserting:
 15 <2. The university of Iowa carver college of medicine shall
 16 review the feasibility of offering additional fourth-year
 17 electives to students attending Des Moines university.
 18 Sec. __.PHYSICIAN WORKFORCE STUDY. The university of
 19 Iowa carver college of medicine shall conduct a study regarding

20 the state's workforce challenges related to the recruitment
 21 and retention of primary and specialty care physicians. The
 22 study shall include, at a minimum, an examination of current
 23 physician workforce data, the identification of projected
 24 physician workforce shortages by region of the state, and
 25 an analysis of the availability of residency positions, and
 26 shall specifically emphasize the recruitment and retention
 27 of physicians in rural Iowa. The university of Iowa carver
 28 college of medicine shall submit a report of the findings of
 29 the study and policy recommendations to address physician
 30 workforce needs to the governor and the general assembly by
 31 January 15, 2020.>

32 6. Title page, line 1, after <the> by inserting <physician
 33 workforce in the state including the>

34 7. By renumbering as necessary.

SENATE AMENDMENT

H-1223

1 Amend House File 292, as passed by the House, as follows:

2 1. Page 1, line 3, by striking <an annual> and inserting <~~an~~
 3 ~~annual~~ a semiannual>

4 2. Page 1, by striking line 13 and inserting <assembly on a
 5 ~~biannual~~ semiannual basis and the department shall>

6 3. Page 1, line 15, after <analysis.> by inserting <However,
 7 beginning July 1, 2021, the report of the analysis and findings
 8 shall be submitted to the governor and the general assembly on
 9 an annual rather than a semiannual basis.>

10 4. Title page, line 1, by striking <annual>

SENATE AMENDMENT

H-1224

1 Amend the amendment, H-1206, to Senate File 609, as amended,
 2 passed, and reprinted by the Senate, as follows:

3 1. Page 22, after line 6 by inserting:

4 < ___. Nothing in this section requires the department
 5 to expend any or a certain amount of moneys appropriated in
 6 subsection 1 for the purposes described in that subsection.>

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

MOMMSEN of Clinton

H-1225

1 Amend House File 718 as follows:

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

4 <Section 1. Section 414.1, subsection 1, Code 2019, is
 5 amended by adding the following new paragraph:

6 NEW PARAGRAPH. *c.* A city shall not adopt or enforce
 7 any regulation, restriction, or other ordinance related to
 8 residential property rental permit caps on single-family homes
 9 or duplexes.
 10 Sec. 2.EFFECTIVE DATE. This Act, being deemed of immediate
 11 importance, takes effect upon enactment.>
 12 2. Title page, by striking lines 1 and 2 and inserting
 13 <An Act relating to the power of cities to regulate certain
 14 building restrictions, and including effective date
 15 provisions.>

SEXTON of Calhoun

H-1226

1 Amend House File 728 as follows:
 2 1. By striking everything after the enacting clause and
 3 inserting:
 4 <DIVISION I
 5 IOWA PRESCRIPTION MONITORING PROGRAM INFORMATION
 6 Section 1. Section 124.554, subsection 1, paragraph g, Code
 7 2019, is amended to read as follows:
 8 g. Including all ~~schedule~~ schedules II, III, and IV
 9 controlled substances, ~~those substances in schedules III and IV~~
 10 ~~that the advisory council and board determine can be addictive~~
 11 ~~or fatal if not taken under the proper care and direction~~
 12 ~~of a prescribing practitioner, and schedule V controlled~~
 13 substances including when dispensed by a pharmacist without
 14 a prescription, except for sales of pseudoephedrine which
 15 are reported to the real-time electronic repository, opioid
 16 antagonists, and other prescription substances that the board
 17 and advisory council determine can be addictive or fatal if
 18 not taken under the proper care and direction of a prescribing
 19 practitioner.
 20 Sec. 2. Section 124.554, subsection 2, unnumbered paragraph
 21 1, Code 2019, is amended to read as follows:
 22 Beginning ~~January~~ February 1, 2007 ~~2020~~, and annually by
 23 ~~January~~ February 1 thereafter, the board and advisory council
 24 shall present to the general assembly and the governor a
 25 report prepared consistent with section 124.555, subsection 3,
 26 paragraph “d”, which shall include but not be limited to the
 27 following:
 28 DIVISION II
 29 CONTROLLED SUBSTANCE SCHEDULES
 30 Sec. 3. Section 124.204, subsection 2, Code 2019, is amended
 31 by adding the following new paragraph:
 32 NEW PARAGRAPH. *be.* MT-45 (1-cyclohexyl-4-(1,2-
 33 diphenylethyl)piperazine).
 34 Sec. 4. Section 124.204, subsection 4, paragraph m, Code
 35 2019, is amended to read as follows:

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1 ~~m. Marijuana, except as otherwise provided by rules of the~~
2 ~~board for medicinal purposes.~~
3 Sec. 5. Section 124.204, subsection 4, paragraph u,
4 unnumbered paragraph 1, Code 2019, is amended to read as
5 follows:
6 ~~Tetrahydrocannabinols, except as otherwise provided~~
7 ~~by rules of the board for medicinal purposes, meaning~~
8 tetrahydrocannabinols naturally contained in a plant of
9 the genus Cannabis (Cannabis plant) as well as synthetic
10 equivalents of the substances contained in the Cannabis plant,
11 or in the resinous extractives of such plant, and synthetic
12 substances, derivatives, and their isomers with similar
13 chemical structure and pharmacological activity to those
14 substances contained in the plant, such as the following:
15 Sec. 6. Section 124.204, subsection 6, paragraph i, Code
16 2019, is amended by adding the following new subparagraph:
17 NEW SUBPARAGRAPH. (27) 1-(1,3-benzodioxol-5-yl)-2-
18 (ethylamino)-pentan-1-one. Other names: N-ethylpentylone or
19 ephylone.
20 Sec. 7. Section 124.204, subsection 7, Code 2019, is amended
21 by striking the subsection.
22 Sec. 8. Section 124.204, subsection 9, Code 2019, is amended
23 by adding the following new paragraphs:
24 NEW PARAGRAPH. *af.* N-(1-phenethylpiperidin-4-yl)-N-
25 phenylcyclopropanecarboxamide, its isomers, esters, ethers,
26 salts and salts of isomers, esters, and ethers. Other name:
27 cyclopropyl fentanyl.
28 NEW PARAGRAPH. *ag.* N-(1-phenethylpiperidin-4-yl)-N-
29 phenylpentanamide, its isomers, esters, ethers, salts and salts
30 of isomers, esters and ethers. Other name: valeryl fentanyl.
31 NEW PARAGRAPH. *ah.* N-(4-fluorophenyl)-N-(1-
32 phenethylpiperidin-4-yl)butyramide, its isomers, esters,
33 ethers, salts and salts of isomers, esters, and ethers. Other
34 name: para-fluorobutyryl fentanyl.
35 NEW PARAGRAPH. *ai.* N-(4-methoxyphenyl)-N-

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1 (1-phenethylpiperidin-4-yl)butyramide, its isomers, esters,
2 ethers, salts and salts of isomers, esters, and ethers. Other
3 name: para-methoxybutyryl fentanyl.
4 NEW PARAGRAPH. *aj.* N-(4-chlorophenyl)-N-(1-
5 phenethylpiperidin-4-yl)isobutyrylamide, its isomers, esters,
6 ethers, salts and salts of isomers, esters, and ethers. Other
7 name: para-chloroisobutyryl fentanyl.
8 NEW PARAGRAPH. *ak.* N-(1-phenethylpiperidin-4-yl)-
9 N-phenylisobutyrylamide, its isomers, esters, ethers, salts and
10 salts of isomers, esters, and ethers. Other name: isobutyryl
11 fentanyl.
12 NEW PARAGRAPH. *al.* N-(1-phenethylpiperidin-4-yl)-

13 N-phenylcyclopentanecarboxamide, its isomers, esters, ethers,
 14 salts and salts of isomers, esters, and ethers. Other name:
 15 cyclopentyl fentanyl.

16 NEW PARAGRAPH. *am.* N-(2-fluorophenyl)-2-methoxy-N-
 17 (1-phenethylpiperidin-4-yl)acetamide, its isomers, esters,
 18 ethers, salts and salts of isomers, esters, and ethers. Other
 19 name: ocfentanil.

20 NEW PARAGRAPH. *an.* Fentanyl-related substances, their
 21 isomers, esters, ethers, salts and salts of isomers, esters
 22 and ethers. “*Fentanyl-related substance*” means any substance
 23 not otherwise listed under this schedule or another schedule,
 24 and for which no exemption or approval is in effect under
 25 section 505 of the federal Food, Drug, and Cosmetic Act that
 26 is structurally related to fentanyl by one or more of the
 27 following modifications:

28 (1) Replacement of the phenyl portion of the phenethyl group
 29 by any monocycle, whether or not further substituted in or on
 30 the monocycle.

31 (2) Substitution in or on the phenethyl group with alkyl,
 32 alkenyl, alkoxy, hydroxyl, halo, haloalkyl, amino, or nitro
 33 groups.

34 (3) Substitution in or on the piperidine ring with alkyl,
 35 alkenyl, alkoxy, ester, ether, hydroxyl, halo, haloalkyl,

PAGE 4

1 amino, or nitro groups.

2 (4) Replacement of the aniline ring with any aromatic
 3 monocycle whether or not further substituted in or on the
 4 aromatic monocycle.

5 (5) Replacement of the *N*-propionyl group by another acyl
 6 group.

7 NEW PARAGRAPH. *ao.* Naphthalen-1-yl 1-(5-fluoropentyl)-
 8 1*H*-indole-3-carboxylate. Other names: NM2201 or CBL2201.

9 NEW PARAGRAPH. *ap.* *N*-(1-amino-3-methyl-1-oxobutan-
 10 2-yl)-1-(5-fluoropentyl)-1*H*-indazole-3-carboxamide. Other
 11 name: 5F-AB-PINACA.

12 NEW PARAGRAPH. *aq.* 1-(4-cyanobutyl)-*N*-(2-phenylpropan-
 13 2-yl)-1*H*-indazole-3-carboxamide. Other names:
 14 4-CN-CUMYL-BUTINACA, 4-cyano-CUMYL-BUTINACA, 4-CN-CUMYL
 15 BINACA, CUMYL-4CN-BINACA, or SGT-78.

16 NEW PARAGRAPH. *ar.* Methyl 2-(1-(cyclohexylmethyl)-1*H*-
 17 indole-3-carboxamido)-3-methylbutanoate. Other names:
 18 MMB-CHMICA or AMB-CHMICA.

19 NEW PARAGRAPH. *as.* 1-(5-fluoropentyl)-*N*-(2-
 20 phenylpropan-2-yl)-1*H*-pyrrolo[2,3-*b*]pyridine-3-carboxamide.
 21 Other name: 5F-CUMYL-P7AICA.

22 Sec. 9. Section 124.206, subsection 7, paragraph a, Code
 23 2019, is amended by striking the paragraph.

24 Sec. 10. Section 124.208, subsection 3, paragraph c, Code
 25 2019, is amended to read as follows:

26 c. Any substance which contains any quantity of a derivative

27 of barbituric acid or any salt thereof including but not
 28 limited to Fioricet.
 29 Sec. 11. Section 124.212, Code 2019, is amended by adding
 30 the following new subsection:
 31 NEW SUBSECTION. 6. *Approved cannabidiol drugs.* A drug
 32 product in finished dosage formulation that
 33 has been approved by the United States food and
 34 drug administration that contains cannabidiol
 35 (2-[1R-3-methyl-6R-(1-methylethenyl)-2-cyclohexen-1-yl]-5-

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1 pentyl-1,3-benzenediol) derived from cannabis and no more than
 2 0.1 percent (w/w) residual tetrahydrocannabinols.
 3 Sec. 12.EFFECTIVE DATE. This division of this Act, being
 4 deemed of immediate importance, takes effect upon enactment.>

JENEARY of Plymouth

H-1227

1 Amend House File 774 as follows:
 2 1. Page 1, before line 1 by inserting:
 3 <Section 1.NEW SECTION. **80.47 Public safety equipment**
 4 **fund.**
 5 1. A public safety equipment fund is created in the state
 6 treasury under the control of the department. The fund shall
 7 consist of moneys deposited in the fund pursuant to section
 8 321.492C and any other moneys appropriated to or deposited
 9 in the fund. Moneys in the fund are appropriated to the
 10 department for the purchase, maintenance, and replacement of
 11 equipment used by the department.
 12 2. Notwithstanding section 8.33, moneys in the fund
 13 that remain unencumbered or unobligated at the close of a
 14 fiscal year shall not revert but shall remain available for
 15 expenditure for the purposes designated. Notwithstanding
 16 section 12C.7, subsection 2, interest or earnings on moneys in
 17 the fund shall be credited to the fund.
 18 Sec. _____. Section 135.25, Code 2019, is amended to read as
 19 follows:
 20 **135.25 Emergency medical services fund.**
 21 An emergency medical services fund is created in the state
 22 treasury under the control of the department. The fund
 23 includes, but is not limited to, amounts appropriated by the
 24 general assembly, and other moneys available from federal or
 25 private sources which are to be used for purposes of this
 26 section. Funds remaining in the fund at the end of each
 27 fiscal year shall not revert to the general fund of the state
 28 but shall remain in the emergency medical services fund,
 29 notwithstanding section 8.33. The fund is established to
 30 assist counties by matching, on a dollar-for-dollar basis,
 31 moneys spent by a county for the acquisition of equipment for

32 the provision of emergency medical services and by providing
 33 grants to counties for education and training in the delivery
 34 of emergency medical services, as provided in this section and
 35 section 422D.6. A county seeking matching funds under this

PAGE 2

1 section shall apply to the emergency medical services division
 2 of the department. Moneys deposited in the fund pursuant to
 3 section 321.492C shall be allocated as required under this
 4 section, but shall be used to assist counties in providing
 5 emergency medical services in rural, underserved areas of
 6 the state. The department shall adopt rules concerning the
 7 application and awarding process for the matching funds and
 8 the criteria for the allocation of moneys in the fund if the
 9 moneys are insufficient to meet the emergency medical services
 10 needs of the counties. Moneys allocated by the department to a
 11 county for emergency medical services purposes may be used for
 12 equipment or training and education as determined by the board
 13 of supervisors pursuant to section 422D.6.>

14 2. Page 8, by striking lines 1 through 6 and inserting
 15 <percent shall be transferred to the treasurer of state. The
 16 treasurer of state shall deposit thirty-four percent of the
 17 moneys received under this subsection in the public safety
 18 equipment fund created in section 80.47 and sixty-six percent
 19 of the moneys received under this subsection in the emergency
 20 medical services fund created in section 135.25.>

21 3. By renumbering as necessary.

KLEIN of Washington

H-1228

1 Amend Senate File 188, as passed by the Senate, as follows:

2 1. By striking everything after the enacting clause and
 3 inserting:
 4 <Section 1.LEGISLATIVE INTERIM STUDY — CAMPUS
 5 SECURITY. The legislative council is requested to establish an
 6 interim study committee to review and study private and public
 7 college campus security policies and the occurrence of criminal
 8 activity on such campuses. The interim study committee shall
 9 review and examine tools and resources that may be necessary
 10 to strengthen private and public college campus security,
 11 including any necessary funding or appropriations from the
 12 legislature. The interim study committee shall include but
 13 not be limited to an administrator and a representative of the
 14 student government from each private and public college campus
 15 in the state. The committee shall issue its findings and
 16 recommendations in a report to the general assembly by January
 17 1, 2020.>

JAMES of Dubuque

H-1229

1 Amend Senate File 188, as passed by the Senate, as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <Section 1. Section 260C.14, Code 2019, is amended by adding
5 the following new subsection:
6 NEW SUBSECTION. 25. Develop and implement a written policy
7 addressing the carrying, transportation, or possession of a
8 dangerous weapon producing a high-voltage pulse designed to
9 immobilize a person in the buildings or on the grounds of
10 an institution governed by the board of directors of each
11 community college.
12 Sec. 2. Section 262.9, Code 2019, is amended by adding the
13 following new subsection:
14 NEW SUBSECTION. 39. Develop and implement a written policy
15 addressing the carrying, transportation, or possession of a
16 dangerous weapon producing a high-voltage pulse designed to
17 immobilize a person in the buildings or on the grounds of an
18 institution governed by the board.>

THEDE of Scott

H-1230

1 Amend Senate File 188, as passed by the Senate, as follows:
2 1. Page 1, by striking line 31 and inserting:
3 <1. Notwithstanding subsection 2, the governing board of a
4 university under the control of>
5 2. Page 2, after line 9 by inserting:
6 <2. This section shall not apply to any policy or rule
7 adopted or enforced by the governing board of a university
8 under the control of the state board of regents as provided in
9 chapter 262 or a community college under the jurisdiction of
10 a board of directors for a merged area as provided in chapter
11 260C that prohibits persons who have been convicted of a felony
12 from carrying, transporting, or possessing a dangerous weapon
13 that directs an electric current, impulse, wave, or beam that
14 produces a high-voltage pulse designed to immobilize a person
15 in the buildings or on the grounds of such a university or
16 community college.>
17 3. By renumbering, redesignating, and correcting internal
18 references as necessary.

MASCHER of Johnson

H-1231

1 Amend Senate File 540, as amended, passed, and reprinted by
2 the Senate, as follows:
3 1. By striking everything after the enacting clause and
4 inserting:

5 <Section 1.NEW SECTION. **633F.1 Definitions.**

6 1. “*Agent*” means a person granted authority to act for a
7 parent under a power of attorney created under this chapter.

8 2. “*Child*” means a person under eighteen years of age.

9 3. “*Power of attorney*” means a writing that grants authority
10 to an agent to act in the place of a parent regarding the care
11 or custody of a child.

12 Sec. 2.NEW SECTION. **633F.2 Power of attorney — temporary**
13 **delegation of parental authority.**

14 1. A parent of a child, by a properly executed power
15 of attorney, may delegate to another person any authority
16 regarding the care or custody of the child except for any of
17 the following powers:

18 a. The power to consent to the child’s marriage.

19 b. The power to consent to the child’s adoption.

20 c. The power to consent to the performance or inducement of
21 an abortion on or for the child.

22 d. The power to consent to the termination of the parental
23 rights of a parent of the child.

24 e. The power to transfer the power of attorney to another
25 person unless the other person is designated as a successor
26 agent in the power of attorney.

27 f. The power to take the child outside of the child’s home
28 country.

29 2. A parent of a child shall not delegate any authority
30 regarding the care or custody of the child to any of the
31 following:

32 a. Another person who has been convicted of child
33 endangerment as defined in section 726.6.

34 b. Another person who has been convicted of human
35 trafficking in violation of section 710A.2.

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1 c. Another person who is required to register for or is on
2 the sex offender registry under chapter 692A.

3 3. A power of attorney executed under this chapter must
4 be signed by all parents. The power of attorney must be
5 acknowledged before a notary public or other individual
6 authorized by law to take acknowledgments. An agent named
7 in the power of attorney shall not notarize the principal’s
8 signature. An acknowledged signature on a power of attorney is
9 presumed to be genuine.

10 4. A parent of the child shall have the authority to revoke
11 or terminate a power of attorney created under this chapter at
12 any time by giving notice of the revocation in writing to the
13 agent.

14 5. A power of attorney created under this chapter shall
15 be for a period of time not to exceed three months. A parent
16 of the child may execute a new power of attorney for an
17 additional period of three months, but in no case shall a power
18 of attorney created under this chapter be valid for more than

19 six months. If a parent revokes or terminates the power of
20 attorney, the child shall be returned to the care and custody
21 of the parent within twenty-four hours of the date of the
22 revocation or termination.

23 6. An agent shall exercise parental or legal authority on a
24 continuous basis without compensation for the duration of the
25 power of attorney and shall not be considered to be a foster
26 parent subject to licensure by the department of human services
27 pursuant to chapter 237.

28 7. A power of attorney executed under this chapter by a
29 parent shall not constitute abandonment, abuse, or neglect of
30 the child under chapter 232 by the parent unless the parent
31 fails to take custody of the child upon the expiration of the
32 power of attorney.

33 8. A power of attorney executed under this chapter by a
34 parent shall not be valid if the purpose is to avoid the filing
35 of a child in need of assistance petition.

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1 9. This chapter shall not apply to a power of attorney
2 created pursuant to section 598C.204.

3 Sec. 3.NEW SECTION. **633F.3 Temporary delegation of**
4 **parental authority power of attorney — form.**

5 A document substantially in the following form may be used
6 to create a temporary delegation of parental authority power
7 of attorney that has the meaning and effect prescribed by this
8 chapter:

9 TEMPORARY DELEGATION OF PARENTAL AUTHORITY
10 POWER OF ATTORNEY FORM

11 1. POWER OF ATTORNEY

12 This power of attorney authorizes another person (your
13 agent) to make decisions concerning your child or children for
14 you (the principal). Your agent will be able to make decisions
15 and act with respect to your child or children. The meaning
16 of authority over the child or children listed on this form is
17 explained in Iowa Code chapter 633F. This power of attorney
18 does not grant the agent the power to consent to a child's
19 marriage or adoption, to the performance or inducement of an
20 abortion on or for a child, to the termination of parental
21 rights of a parent of a child, to transfer the power of
22 attorney to a person other than to a person designated as a
23 successor agent in this power of attorney, or to take a child
24 outside of the child's home country.

25 You should select someone you trust to serve as your agent.

26 Your agent is not entitled to compensation.

27 This form provides for designation of one agent. If you
28 wish to name more than one agent, you may name a coagent in the
29 optional Special Instructions. Coagents must act by majority
30 rule unless you provide otherwise in the optional Special
31 Instructions.

32 If your agent is unable or unwilling to act for you, your

33 power of attorney will end unless you have named a successor
34 agent. You may also name a second successor agent.

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1 This power of attorney becomes effective immediately upon
2 signature and acknowledgment unless you state otherwise in the
3 optional Special Instructions.

4 If you have questions about this power of attorney or the
5 authority you are granting to your agent, you should seek legal
6 advice before signing this form.

7 DESIGNATION OF AGENT

8 I (we) _____ (name of principal or
9 principals) name the following person as my (our) agent:

10 Name of Agent _____

11 Agent's Address _____

12 Agent's Telephone Number _____

13 DESIGNATION OF SUCCESSOR AGENT(S) (OPTIONAL)

14 If my (our) agent is unable or unwilling to act for me (us),

15 I (we) name as my (our) successor agent:

16 Name of Successor Agent _____

17 Successor Agent's Address _____

18 Successor Agent's Telephone Number _____

19 If my (our) successor agent is unable or unwilling to act for
20 me (us), I (we) name as my (our) second successor agent:

21 Name of Second Successor Agent _____

22 Second Successor Agent's Address _____

23 Second Successor Agent's Telephone Number _____

24 GRANT OF GENERAL AUTHORITY

25 I grant my agent and any successor agent general authority to
26 act for me with respect to my child or my children as defined in
27 Iowa Code chapter 633F.

28 CHILDREN'S INFORMATION AND SPECIAL INSTRUCTIONS

29 You may include the name and date of birth of each child and
30 may give special instructions on the following lines:

31 _____
32 _____
33 _____
34 _____
35 _____

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1 _____
2 _____
3 _____
4 _____
5 _____
6 _____
7 _____.

8 EFFECTIVE DATE

9 This power of attorney is effective immediately upon

10 signature and acknowledgment unless I (we) have stated
11 otherwise in the Special Instructions.

12 RELIANCE ON THIS POWER OF ATTORNEY

13 Any person, including my (our) agent, may rely upon the
14 validity of this power of attorney or a copy of it unless that
15 person knows it has terminated or is invalid.

16 SIGNATURE AND ACKNOWLEDGMENT

17 _____
18 Signature (parent, guardian, custodian) _____ Date

19 _____
20 Name Printed

21 _____
22 Signature (parent, if applicable)

23 _____
24 Name Printed

25 _____
26 _____

27 Address

28 _____
29 Telephone Number

30 State of _____
31 County of _____

32 This document was acknowledged before me on _____
33 (date), by _____ (name of principal)

34 _____ (Seal, if any)
35 Signature of Notary

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1 My commission expires _____
2 This document prepared by

3 _____
4 _____

5 2. IMPORTANT INFORMATION FOR AGENT
6 AGENT'S DUTIES

7 When you accept the authority granted under this power of
8 attorney, a special legal relationship is created between the
9 principal (principals) and you. This relationship imposes upon
10 you legal duties that continue until you resign or the power
11 of attorney is terminated or revoked. You must do all of the
12 following:

13 Act in good faith.

14 Do nothing beyond the authority granted in this power of
15 attorney.

16 Disclose your identity as an agent whenever you act for the
17 principal (principals) by writing or printing the name of the
18 principal (principals) and signing your own name as agent in
19 the following manner:

20 _____ (principal's name or principals' names)
21 by _____ (your signature) as Agent

22 Unless the Special Instructions in this power of attorney
23 state otherwise, you must also do all of the following:

24 Act loyally for the child's or children's and principal's
 25 (principals') benefit.
 26 Avoid conflicts that would impair your ability to act in the
 27 child or children's and principal's (principals') best interest
 28 (interests).
 29 Act with care, competence, and diligence.
 30 TERMINATION OF AGENT'S AUTHORITY
 31 You must stop acting on behalf of the principal (principals)
 32 if you learn of any event that terminates this power of
 33 attorney or your authority under this power of attorney.
 34 Events that terminate a power of attorney or your authority to
 35 act under a power of attorney include any of the following:

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1 The principal's (principals') revocation of the power of
 2 attorney or your authority.
 3 The occurrence of a termination event stated in the power of
 4 attorney.
 5 The purpose of the power of attorney is fully accomplished.
 6 The time period specified in the power of attorney has
 7 expired.
 8 The three-month time period permitted under Iowa Code
 9 chapter 633F has expired.
 10 The three-month extension time period permitted under Iowa
 11 Code chapter 633F has expired.
 12 LIABILITY OF AGENT
 13 The meaning of the authority granted to you is defined in
 14 Iowa Code chapter 633F. If you violate Iowa Code chapter 633F,
 15 or act outside the authority granted, you may be liable for any
 16 damages caused by your violation.
 17 If there is anything about this document or your duties that
 18 you do not understand, you should seek legal advice.
 19 Sec. 4.NEW SECTION. 633F.4 Agent's certification —
 20 **optional form.**
 21 The following optional form may be used by an agent to
 22 certify facts concerning a power of attorney:
 23 IOWA STATUTORY POWER OF ATTORNEY TEMPORARY DELEGATION OF
 24 PARENTAL AUTHORITY AGENT'S CERTIFICATION FORM
 25 AGENT'S CERTIFICATION OF VALIDITY OF POWER OF ATTORNEY AND
 26 AGENT'S AUTHORITY
 27 State of _____
 28 County of _____
 29 I, _____ (name of agent), certify
 30 under penalty of perjury that _____
 31 (name of principal or names of principals) granted me authority
 32 as an agent or successor agent in a power of attorney dated
 33 _____.
 34 I further certify all of the following to my knowledge:

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1 The principal (principals) is (are) alive and has (have) not
2 revoked the power of attorney and my authority to act under the
3 power of attorney has not terminated.

4 If the power of attorney was drafted to become effective
5 upon the happening of an event or contingency, the event or
6 contingency has occurred.

7 If I was named as a successor agent, the prior agent is no
8 longer able or willing to serve.

9 _____
10 _____
11 _____.

12 (Insert other relevant statements)
13 SIGNATURE AND ACKNOWLEDGMENT

14 _____
15 Agent's Signature Date _____

16 _____>
17 2. Title page, line 2, by striking <parent, guardian, or
18 legal custodian> and inserting <parent>

19 3. By renumbering, redesignating, and correcting internal
20 references as necessary.

McKEAN of Jones

H-1232

1 Amend the amendment, H-1206, to Senate File 609, as amended,
2 passed, and reprinted by the Senate, as follows:

3 1. Page 21, after line 10 by inserting:

4 <DIVISION ____
5 ENVIRONMENT FIRST FUND — TRANSFER
6 Sec. ____TRANSFER TO THE GENERAL FUND. Notwithstanding
7 section 8.57A, subsection 3, there is transferred from the
8 environment first fund created in section 8.57A to the general
9 fund of the state for the fiscal year beginning July 1, 2019,
10 and ending June 30, 2020, the following amount:
11 \$ 12,000,000>

12 2. Page 21, by striking lines 13 through 20.

13 3. By renumbering, redesignating, and correcting internal
14 references as necessary.

OURTH of Warren

H-1233

1 Amend the amendment, H-1206, to Senate File 609, as amended,
2 passed, and reprinted by the Senate, as follows:

3 1. Page 1, after line 24 by inserting:

4 <____a. Of the amount appropriated in subsection 1,
5 not more than \$25,000 shall be used by the department to
6 evaluate the use and value of the master matrix adopted by the

7 department pursuant to section 459.305 and the extent to which
 8 the process of evaluating and approving or disapproving the
 9 construction of a confinement feeding operation structure by
 10 the department of natural resources may be improved.

11 b. As part of the evaluation, the department shall prepare
 12 and submit a report to the governor and general assembly
 13 not later than December 13, 2019. The report shall include
 14 findings and recommendations, including proposed legislation
 15 for consideration by the eighty-eighth general assembly and a
 16 proposed notice of intended action for the adoption of rules
 17 for consideration by the environmental protection commission.>

18 2. By renumbering, redesignating, and correcting internal
 19 references as necessary.

STAED of Linn
 STECKMAN of Cerro Gordo

H-1234

1 Amend Senate File 409, as amended, passed, and reprinted by
 2 the Senate, as follows:

- 3 1. Page 5, by striking lines 14 through 27.
- 4 2. By renumbering as necessary.

SEXTON of Calhoun

H-1235

1 Amend the amendment, H-1229, to Senate File 188, as passed by
 2 the Senate, as follows:

- 3 1. Page 1, line 11, after <college.> by inserting <The
 4 written policy shall prohibit the carrying, transportation,
 5 or possession of a dangerous weapon producing a high-voltage
 6 pulse designed to immobilize a person at any sporting event,
 7 hospital, clinic, or child care facility associated with
 8 an institution governed by the board of directors of each
 9 community college.>
- 10 2. Page 1, line 18, after <board.> by inserting <The
 11 written policy shall prohibit the carrying, transportation,
 12 or possession of a dangerous weapon producing a high-voltage
 13 pulse designed to immobilize a person at any sporting event,
 14 hospital, clinic, or child care facility associated with an
 15 institution governed by the board.>

MASCHER of Johnson

H-1236

1 Amend the amendment, H-1206, to Senate File 609, as amended,
 2 passed, and reprinted by the Senate, as follows:

- 3 1. Page 22, after line 21 by inserting:
 4 <DIVISION ____
 5 MENTAL HEATH SERVICES FOR FARMERS AND FARM FAMILIES

6 Sec. ____MONEYS CREDITED TO THE WATERSHED IMPROVEMENT
7 FUND — MENTAL HEALTH SERVICES FOR FARMERS AND FARM
8 FAMILIES. Notwithstanding 2017 Iowa Acts, chapter 168, section
9 22, as amended by 2017 Iowa Acts, chapter 170, section 42,
10 of the moneys credited to the watershed improvement fund
11 that are unencumbered or unobligated and managed by and
12 otherwise appropriated to the department of agriculture and
13 land stewardship pursuant to those sections, the department
14 shall expend the following amount, or so much thereof as is
15 necessary, for the fiscal year beginning July 1, 2019, and
16 ending June 30, 2020, for the purpose designated:

17 1. To assist Iowa farmers and farm families affected by
18 lower commodity prices and land value reductions to access
19 mental health services:

20 \$ 1,000,000

21 2. The department of agriculture and land stewardship
22 shall allocate the moneys to the mental health and disability
23 services commission who shall award the moneys to accredited
24 mental health centers for outreach and payment for group and
25 individual mental health therapy. The commission shall adopt
26 rules to ensure that data is collected regarding the number of
27 farmers and farm families served.>

28 2. By renumbering as necessary.

M. SMITH of Marshall

H-1237

1 Amend House File 767 as follows:

2 1. Page 14, by striking lines 5 through 10.

HINSON of Linn

H-1238

1 Amend House File 764 as follows:

2 1. Page 3, line 19, after <with> by inserting <one of>

KLEIN of Washington

H-1239

1 Amend House File 336 as follows:

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

4 <Section 1. Section 822.6, subsection 1, Code 2019, is
5 amended to read as follows:

6 1. Within thirty days after the docketing of the
7 application, or within any further time the court may fix,
8 the state shall respond by answer or by motion which may
9 be supported by affidavits. At any time prior to entry of
10 judgment the court may grant leave to withdraw the application.
11 The court may make appropriate orders for amendment of the

12 application or any pleading or motion, for pleading over, for
 13 filing further pleadings or motions, or for extending the time
 14 of the filing of any pleading. In considering the application
 15 the court shall take account of substance regardless of defects
 16 of form. ~~If the application is not accompanied by the record
 17 of the proceedings challenged therein, the respondent shall
 18 file with its answer the record or portions thereof that are
 19 material to the questions raised in the application.~~

20 Sec. 2. NEW SECTION. 822.6A Underlying trial court record
 21 **part of application.**

22 The underlying trial court record containing the conviction
 23 for which an applicant seeks postconviction relief, as well as
 24 the court file containing any previous application filed by the
 25 applicant relating to the same conviction, shall automatically
 26 become part of the record in a claim for postconviction relief
 27 under this chapter.

28 Sec. 3. NEW SECTION. 822.6B Electronic access to trial
 29 **court records.**

30 1. Upon the filing of an application, the clerk of the
 31 district court shall make the underlying trial court record
 32 accessible to the applicant's attorney, the county attorney,
 33 and the attorney general, without the necessity of a court
 34 order. If the underlying trial court record is not available
 35 in electronic format, the clerk of the district court shall

PAGE 2

1 convert the record to an electronic format and make the record
 2 available to the applicant's attorney, the county attorney, and
 3 the attorney general, without the necessity of a court order.

4 2. Upon request by an attorney of record, the clerk of
 5 the district court shall make the court file containing
 6 any previous application filed by the applicant relating to
 7 the same conviction accessible to the applicant's attorney,
 8 the county attorney, and the attorney general, without the
 9 necessity of a court order. If the court file containing any
 10 previous application is not available in an electronic format,
 11 the clerk of the district court shall convert the court file
 12 containing any previous application to an electronic format
 13 and make the court file containing any previous application
 14 available to the applicant's attorney, the county attorney, and
 15 the attorney general, without the necessity of a court order.

16 Sec. 4. NEW SECTION. 822.6C Associated costs.

17 Costs shall not be charged to the applicant, the applicant's
 18 attorney, the county attorney, or the attorney general
 19 for converting a court file to an electronic format or for
 20 otherwise providing access to a court file under this chapter.>

H-1240

1 Amend Senate File 572, as passed by the Senate, as follows:

2 1. Page 1, by striking line 2 and inserting:

3 <CONTROLLED SUBSTANCES — IOWA PRESCRIPTION MONITORING PROGRAM
4 INFORMATION

5 Section 1. Section 124.201A, subsection 1, Code 2019, is
6 amended to read as follows:

7 1. If a cannabidiol or nabiximols investigational product
8 approved as a prescription drug medication by the United States
9 food and drug administration is eliminated from or revised in
10 the federal schedule of controlled substances by the federal
11 drug enforcement agency and notice of the elimination or
12 revision is given to the board, the board shall similarly
13 eliminate or revise the prescription drug medication in the
14 schedule of controlled substances under this chapter. Such
15 action by the board shall be immediately effective upon the
16 date of publication of the final regulation containing the
17 elimination or revision in the federal register.>

18 2. Page 1, by striking lines 5 through 16 and inserting:

19 <g. Including all ~~schedule~~ schedules II, III, and IV
20 controlled substances, ~~those substances in schedules III and IV~~
21 ~~that the advisory council and board determine can be addictive~~
22 ~~or fatal if not taken under the proper care and direction of a~~
23 ~~prescribing practitioner, and opioid antagonists.>~~

24 3. By renumbering as necessary.

JENEARY of Plymouth

H-1241

1 Amend House File 774 as follows:

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

3 <Section 1.NEW SECTION. 80.47 Public safety equipment
4 **fund.**

5 1. A public safety equipment fund is created in the state
6 treasury under the control of the department. The fund shall
7 consist of moneys deposited in the fund pursuant to section
8 321.492C and any other moneys appropriated to or deposited
9 in the fund. Moneys in the fund are appropriated to the
10 department for the purchase, maintenance, and replacement of
11 equipment used by the department.

12 2. Notwithstanding section 8.33, moneys in the fund
13 that remain unencumbered or unobligated at the close of a
14 fiscal year shall not revert but shall remain available for
15 expenditure for the purposes designated. Notwithstanding
16 section 12C.7, subsection 2, interest or earnings on moneys in
17 the fund shall be credited to the fund.

18 Sec. _____. Section 135.25, Code 2019, is amended to read as
19 follows:

20 **135.25 Emergency medical services fund.**

21 An emergency medical services fund is created in the state

22 treasury under the control of the department. The fund
 23 includes, but is not limited to, amounts appropriated by the
 24 general assembly, and other moneys available from federal or
 25 private sources which are to be used for purposes of this
 26 section. Funds remaining in the fund at the end of each
 27 fiscal year shall not revert to the general fund of the state
 28 but shall remain in the emergency medical services fund,
 29 notwithstanding section 8.33. The fund is established to
 30 assist counties by matching, on a dollar-for-dollar basis,
 31 moneys spent by a county for the acquisition of equipment for
 32 the provision of emergency medical services and by providing
 33 grants to counties for education and training in the delivery
 34 of emergency medical services, as provided in this section and
 35 section 422D.6. A county seeking matching funds under this

PAGE 2

1 section shall apply to the emergency medical services division
 2 of the department. Moneys deposited in the fund pursuant to
 3 section 321.492C shall be allocated as required under this
 4 section, but shall be used to assist counties in providing
 5 emergency medical services in rural, underserved areas of
 6 the state. The department shall adopt rules concerning the
 7 application and awarding process for the matching funds and
 8 the criteria for the allocation of moneys in the fund if the
 9 moneys are insufficient to meet the emergency medical services
 10 needs of the counties. Moneys allocated by the department to a
 11 county for emergency medical services purposes may be used for
 12 equipment or training and education as determined by the board
 13 of supervisors pursuant to section 422D.6.>

14 2. Page 7, line 9, after <proceedings.> by inserting <An
 15 administrative process created by a local authority prior to
 16 the effective date of this Act which provides due process and
 17 an opportunity for judicial review shall be deemed to fulfill
 18 the requirements of this subparagraph division.>

19 3. By striking page 7, line 30, through page 8, line 6, and
 20 inserting:

21 <3.a. Before July 1, 2020, one hundred percent of the
 22 moneys collected by a local authority from citations issued as
 23 a result of the use of an automated traffic law enforcement
 24 system shall be used by the local authority for purposes of
 25 public safety. On and after July 1, 2020, forty percent of
 26 such moneys shall be used by the local authority for purposes
 27 of public safety and sixty percent shall be transferred
 28 to the treasurer of state. The treasurer of state shall
 29 deposit thirty-four percent of the moneys received under this
 30 subsection in the public safety equipment fund created in
 31 section 80.47 and sixty-six percent of the moneys received
 32 under this subsection in the emergency medical services fund
 33 created in section 135.25.

34 b. The amounts referred to in paragraph "a" shall be
 35 calculated after subtracting moneys ordered refunded by a

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1 court or through an administrative process, moneys used for
 2 the installation, operation, administration, and maintenance
 3 of the automated traffic law enforcement system, and costs and
 4 fees withheld by or paid to an entity operating the automated
 5 traffic law enforcement system on the local authority's behalf.
 6 c. On and after the effective date of this Act, a local
 7 authority shall not enter into any contract or agreement that
 8 requires more than twenty-five percent of a civil penalty
 9 collected as a result of the use of an automated traffic law
 10 enforcement system be paid to an entity operating the automated
 11 traffic law enforcement system on the local authority's behalf,
 12 or any other third party, for providing services relating to
 13 the enforcement of the local authority's ordinances or the
 14 collection of civil penalties imposed as a result of the use
 15 of an automated traffic law enforcement system. A contract or
 16 agreement entered into in violation of this paragraph is void.
 17 This paragraph does not apply to a contract or agreement in
 18 effect prior to the effective date of this Act. However, such
 19 a contract or agreement shall not be renewed or extended beyond
 20 the terms of such contract or agreement unless the contract or
 21 agreement complies with this paragraph.>
 22 4. By renumbering as necessary.

HINSON of Linn
 KLEIN of Washington

H-1242

1 Amend Senate File 548, as amended, passed, and reprinted by
 2 the Senate, as follows:
 3 1. Page 1, by striking lines 13 through 27 and inserting:
 4 <a.(1) In the context of water pollution control
 5 facilities, the acquisition, construction, reconstruction,
 6 extension, equipping, improvement, or rehabilitation of any
 7 works and facilities useful for the collection, treatment, and
 8 disposal of sewage and industrial waste in a sanitary manner
 9 including treatment works as defined in section 212 of the
 10 Clean Water Act, or the implementation and development of
 11 management programs established under sections 319 and 320 of
 12 the Clean Water Act, including construction and undertaking of
 13 nonpoint source water pollution control projects and related
 14 development activities authorized under those sections.
 15 (2) On and after July 1, 2019, nonpoint source water
 16 pollution control projects for purposes of subparagraph (1),
 17 shall not include the acquisition of real property by a private
 18 entity for future donation or sale to a political subdivision,
 19 the department, or the federal government except as included in
 20 subparagraph (3).
 21 (3) Subparagraph (2) does not apply to the acquisition of

22 land by a private entity intended for such future donation when
 23 the private entity acquires any of the following:

24 (a) Only that portion of land on which an edge-of-field
 25 practice consistent with the Iowa nutrient reduction strategy
 26 is installed to provide water quality benefits beyond the
 27 geographic footprint of the practice.

28 (b) Any necessary setbacks to a portion of land included in
 29 subparagraph division (a) as authorized by the department.>

30 2. Page 1, line 30, after <2.> by inserting <a.>

31 3. Page 2, line 18, by striking <2019.> and inserting
 32 <2019, or to finance, subsidize, or acquire an edge-of-field
 33 practice or setback included in section 455B.291, subsection 9,
 34 paragraph "a", subparagraph (3).>

35 4. Page 2, after line 30 by inserting:

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1 <b. For purposes of this subsection, "edge-of-field
 2 practice" means a bioreactor, saturated buffer, wetland, or
 3 buffer.>

MOMMSEN of Clinton

H-1243

1 Amend the House amendment, S-3163, to Senate File 567, as
 2 amended, passed, and reprinted by the Senate, as follows:

3 1. Page 1, line 19, by striking <crime> and inserting
 4 <felony>

5 2. Page 2, line 2, by striking <crime> and inserting
 6 <felony>

7 3. Page 2, line 20, by striking <crime> and inserting
 8 <felony>

9 4. Page 3, line 3, by striking <crime> and inserting
 10 <felony>

11 5. Page 3, line 21, by striking <crime> and inserting
 12 <felony>

13 6. Page 4, line 4, by striking <crime> and inserting
 14 <felony>

15 7. Page 5, line 6, by striking <crime> and inserting
 16 <felony>

SENATE AMENDMENT

H-1244

1 Amend House File 692, as passed by the House, as follows:

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

4 <DIVISION I

5 PROCEDURES FOR PROPOSED AMENDMENTS TO THE IOWA CONSTITUTION

6 Section 1. Section 49.43, subsection 2, Code 2019, is

7 amended to read as follows:

8 2. Constitutional amendments and other public measures ~~may~~
9 shall be summarized by the commissioner as provided in sections
10 49.44 and 52.25.

11 Sec. 2. Section 49.44, subsection 1, Code 2019, is amended
12 to read as follows:

13 1. When a proposed constitutional amendment or other public
14 measure to be decided by the voters of the entire state is to
15 be voted upon, the state commissioner shall prepare a written
16 summary of the amendment or measure including the number of
17 the amendment or statewide public measure assigned by the
18 state commissioner. The summary shall be printed immediately
19 preceding the text of the proposed amendment or measure on the
20 paper ballot or optical scan ballot referred to in section
21 49.43. If the complete text of the proposed amendment or
22 public measure will not fit on the ballot it shall be posted
23 inside the voting booth. A copy of the full text shall be
24 included with any absentee ballots.

25 Sec. 3. Section 49A.1, Code 2019, is amended to read as
26 follows:

27 **49A.1 Publication of proposed amendment.**

28 1. Whenever any proposition to amend the Constitution has
29 passed the general assembly and been referred to the next
30 succeeding legislature, the state commissioner of elections
31 shall endeavor to cause the same to be published, once each
32 month, in two newspapers of general circulation in each
33 congressional district in the state, for the time required by
34 the Constitution.

35 2.a. The legislative services agency shall maintain on

PAGE 2

1 the internet site of the agency a list of all propositions
2 to amend the Constitution as they are filed for each general
3 assembly commencing on or after the effective date of this Act.
4 Such lists shall include links to the text of the proposed
5 amendments.

6 b. The legislative services agency shall maintain on the
7 internet site of the agency separate lists for propositions to
8 amend the Constitution that have been passed by one general
9 assembly and by two consecutive general assemblies. Such lists
10 shall include links to the text of the proposed amendments and
11 shall be updated no later than one week after the conclusion of
12 each session of the general assembly. A proposition to amend
13 the Constitution published consistent with this paragraph shall
14 be considered published as required by the Constitution.

15 Sec. 4.REPEAL. Sections 49A.10 and 49A.11, Code 2019, are
16 repealed.

17 DIVISION II
18 ISSUANCE OF BONDS

19 Sec. 5. Section 49.45, Code 2019, is amended to read as
20 follows:

21 **49.45 General form of ballot.**

22 1. Ballots referred to in section 49.43 shall be

23 substantially in the following form:

24 Shall the following amendment to the Constitution (or public
25 measure) be adopted?

26 Yes

27 No

28 (Here insert the summary, if it is for a constitutional
29 amendment or statewide public measure, and in full the proposed
30 constitutional amendment or public measure. The number
31 assigned by the state commissioner or the letter assigned
32 by the county commissioner shall be included on the ballot
33 centered above the question, "Shall the following amendment to
34 the Constitution [or public measure] be adopted?")

35 2. A public measure to approve the issuance of a bond

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1 pursuant to chapter 75 or 296 shall include on the ballot the
2 current property tax levy, which shall immediately follow
3 the proposed levy, and the term of the bond. Such a public
4 measure shall also include on the ballot the average increase
5 or decrease in the property tax burden of an average home in
6 each county, as well as the average of such averages, according
7 to data provided by the United States census bureau.

8 DIVISION III

9 SELF-PROMOTION WITH TAXPAYER FUNDS

10 Sec. 6. Section 68A.405A, subsection 1, paragraph b, Code
11 2019, is amended by striking the paragraph.

12 Sec. 7. Section 68A.405A, Code 2019, is amended by adding
13 the following new subsections:

14 NEW SUBSECTION. 3. For the purposes of this section,
15 "*direct mass mailing*" means a mailing, regardless of whether
16 the mailing was sent in response to a request or due to the
17 recipient's enrollment in a program, the purpose of which is to
18 attract public attention to a person, policy, product, service,
19 program, initiative, law, legislation, event, or activity
20 promoted by the statewide elected official that is all of the
21 following:

22 a. Printed material delivered by the United States mail or
23 other delivery service.

24 b. Sent to more than two hundred physical addresses.

25 c. Substantially similar or identical as regards each
26 mailing.

27 d. Sent at the same time or within a thirty-day period.

28 NEW SUBSECTION. 4. For the purposes of this section,
29 only moneys appropriated to the offices of the governor and
30 lieutenant governor are considered under the control of the
31 governor or lieutenant governor.

32 DIVISION IV

33 HOSPITAL BOARD OF TRUSTEES ELECTIONS

34 Sec. 8. Section 347.9, subsection 1, Code 2019, is amended

35 to read as follows:

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1 1. When it has been determined by the voters of a county
2 to establish a county public hospital, the board shall appoint
3 five or seven trustees chosen from among the resident citizens
4 of the county with reference to their fitness for office.
5 The appointed trustees shall hold office until the following
6 general election, at which time their successors shall be
7 elected, three for a term of four years and the remainder
8 for a term of two years, and they shall determine by lot
9 their respective terms, and thereafter their successors shall
10 be elected for regular terms of four years each, except as
11 provided in subsection 3.

12 Sec. 9. Section 347.9, Code 2019, is amended by adding the
13 following new subsection:

14 NEW SUBSECTION. 3. Trustees in a county with a population
15 of at least four hundred thousand shall serve for a term of six
16 years. A trustee elected to a term of four years in or after
17 January 2018 shall instead serve a term of six years.

18 Sec. 10. Section 347.10, Code 2019, is amended to read as
19 follows:

20 **347.10 Vacancies.**

21 Vacancies on the board of trustees may, ~~until the next~~
22 ~~general election~~, be filled by appointment by the remaining
23 members of the board of trustees or, if fewer than a
24 majority of the trustees remain on the board, by the board of
25 supervisors for the period until the vacancies are filled by
26 election. An appointment made under this section shall be for
27 the unexpired balance of the term of the preceding trustee. If
28 a board member is absent for four consecutive regular board
29 meetings, without prior excuse, or fails to comply with more
30 stringent attendance requirements for regular board meetings
31 included in the bylaws governing the board, the member's
32 position shall be declared vacant and filled as set out in this
33 section.

34 Sec. 11. HOSPITAL BOARD OF TRUSTEES ELECTIONS.

35 Notwithstanding section 347.9, for elections held pursuant to

PAGE 5

1 section 347.9 in 2022 in which more than seventy percent of
2 trustee positions on a board are on the ballot:

3 1. If there are seven trustees on the board:

4 a. If six trustees are to be elected, the four elected who
5 receive the highest number of votes are elected for four-year
6 terms. The remainder are elected for two-year terms. In case
7 of a tie, the county auditor shall determine by lot which of
8 the trustees with the lowest number of winning votes shall
9 serve two-year terms and thereafter their successors shall be
10 elected for regular terms as provided in section 347.9.

11 b. If five trustees are to be elected, the four elected who
 12 receive the highest number of votes are elected for four-year
 13 terms. The remaining trustee is elected for a two-year term.
 14 In case of a tie, the county auditor shall determine by lot
 15 which of the trustees with the lowest number of winning votes
 16 shall serve the two-year term and thereafter their successors
 17 shall be elected for regular terms as provided in section
 18 347.9.

19 2. If there are five trustees on the board, if four trustees
 20 are to be elected, the three elected who receive the highest
 21 number of votes are elected for four-year terms. The remaining
 22 trustee is elected for a two-year term. In case of a tie, the
 23 county auditor shall determine by lot which of the trustees
 24 with the lowest number of winning votes shall serve the
 25 two-year term and thereafter their successors shall be elected
 26 for regular terms as provided in section 347.9.

27 DIVISION V

28 TECHNICAL CHANGES

29 Sec. 12. Section 39A.3, subsection 1, paragraph a, Code
 30 2019, is amended by adding the following new subparagraph:
 31 NEW SUBPARAGRAPH. (5) Falsely or fraudulently signs
 32 nomination papers on behalf of another person.

33 Sec. 13. Section 39A.3, subsection 1, Code 2019, is amended
 34 by adding the following new paragraph:

35 NEW PARAGRAPH. c. *Miscellaneous offenses.* Uses voter

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1 registration information, including resale or redistribution
 2 of the voter registration list without written permission of
 3 the state registrar, for purposes other than those permitted
 4 by section 48A.39.

5 Sec. 14. Section 39A.4, subsection 1, paragraph c,
 6 subparagraph (5), Code 2019, is amended by striking the
 7 subparagraph.

8 Sec. 15. Section 39A.6, Code 2019, is amended to read as
 9 follows:

10 **39A.6 Technical infractions — notice.**

11 1. If the state commissioner or county commissioner becomes
 12 aware of an apparent technical violation of a provision of
 13 chapters 39 through 53, the state commissioner or county
 14 commissioner may administratively provide a written notice
 15 and letter of instruction to the responsible person regarding
 16 proper compliance procedures.

17 2. If the state commissioner sends a notice of such a
 18 technical infraction to a county commissioner, the state
 19 commissioner may require a written explanation of the
 20 occurrence, and measures that the person took to redress the
 21 issues contained within the notice.

22 3. This notice is not a final determination of facts or law
 23 in the matter, and does not entitle a person to a proceeding
 24 under chapter 17A.

25 Sec. 16. Section 43.14, subsection 1, Code 2019, is amended
26 by adding the following new paragraph:
27 NEW PARAGRAPH. g. The printed name, signature, address,
28 and phone number of the person responsible for circulating the
29 petition page. The petition page shall clearly indicate that a
30 candidate circulating the page shall provide the information
31 required by this paragraph.
32 Sec. 17. Section 43.14, subsection 2, Code 2019, is amended
33 to read as follows:
34 2.a. Signatures on a petition page shall be counted only
35 if the information required in subsection 1 is written or

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1 printed at the top of the page.
2 b. Nomination papers on behalf of candidates for seats in
3 the general assembly need only designate the number of the
4 senatorial or representative district, as appropriate, and
5 not the county or counties, in which the candidate and the
6 petitioners reside.
7 c. A signature line shall not be counted if the line
8 lacks the signature of the eligible elector and the signer's
9 residential address, with street and number, if any, and city.
10 A signature line shall not be counted if an eligible elector
11 supplies only a partial address or a post office box address,
12 or if the signer's address is obviously outside the boundaries
13 of the district.
14 d. A signature line shall not be counted if any of the
15 required information is crossed out or redacted at the time
16 the nomination papers are filed with the state commissioner or
17 commissioner.
18 Sec. 18. Section 43.14, subsection 4, Code 2019, is amended
19 by adding the following new paragraph:
20 NEW PARAGRAPH. f. Any other information required by section
21 43.18.
22 Sec. 19. Section 43.15, subsection 2, Code 2019, is amended
23 to read as follows:
24 2. Each signer shall add the signer's ~~residence~~ residential
25 address, with street and number, if any, and the date of
26 signing.
27 Sec. 20. Section 43.22, unnumbered paragraph 1, Code 2019,
28 is amended to read as follows:
29 The state commissioner shall, at least sixty-nine days
30 before a primary election, or as soon as practicable if an
31 objection under section 43.24 is pending, furnish to the
32 commissioner of each county a certificate under the state
33 commissioner's hand and seal, which certificate shall show:
34 Sec. 21. Section 43.24, subsection 1, paragraph b,
35 subparagraphs (1) and (2), Code 2019, are amended to read as

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1 follows:

2 (1) Those filed with the state commissioner, not less than
3 seventy-four days before the date of the election, or for
4 certificates of nomination filed under section 43.23, not less
5 than sixty-nine days before the date of the election.

6 (2) Those filed with the commissioner, not less than
7 ~~sixty-four~~sixty-seven days before the date of the election, or
8 for certificates of nomination filed under section 43.23, not
9 less than sixty-two days before the date of the election.

10 Sec. 22. Section 45.5, subsection 1, Code 2019, is amended
11 by adding the following new paragraph:

12 NEW PARAGRAPH. f. The printed name, signature, address,
13 and phone number of the person responsible for circulating the
14 petition page.

15 Sec. 23. Section 45.5, subsection 2, Code 2019, is amended
16 to read as follows:

17 2.a. Signatures on a petition page shall be counted only
18 if the information required in subsection 1 is written or
19 printed at the top of the page.

20 b. Nomination papers on behalf of candidates for seats in
21 the general assembly need only designate the number of the
22 senatorial or representative district, as appropriate, and
23 not the county or counties, in which the candidate and the
24 petitioners reside.

25 c. A signature line in a nomination petition shall not be
26 counted if the line lacks the signature of the eligible elector
27 and the signer's residential address, with street and number,
28 if any, and city. A signature line shall not be counted if
29 an eligible elector supplies only a partial address or a post
30 office box address, or if the signer's address is obviously
31 outside the boundaries of the appropriate ward, city, school
32 district or school district director district, legislative
33 district, or other district.

34 d. A signature line shall not be counted if any of the
35 required information is crossed out or redacted at the time

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1 the nomination papers are filed with the state commissioner or
2 commissioner.

3 Sec. 24. Section 45.6, subsection 2, Code 2019, is amended
4 to read as follows:

5 2. Each signer shall add the signer's residence residential
6 address, with street and number, if any, and city.

7 Sec. 25. Section 47.1, subsection 6, Code 2019, is amended
8 to read as follows:

9 6. The state commissioner may, at the state commissioner's
10 discretion, examine the records of a commissioner to evaluate
11 complaints and to ensure compliance with the provisions
12 of chapters 39 through 53. This examination shall include

13 assessments conducted or authorized by private or government
14 entities to evaluate a county's security readiness for
15 elections-related technology or physical facilities. The state
16 commissioner shall adopt rules pursuant to chapter 17A to
17 require a commissioner to provide written explanations related
18 to examinations conducted pursuant to this subsection. Any
19 information that is requested by or in the possession of the
20 state commissioner pursuant to this chapter shall not lose its
21 confidential status pursuant to section 22.7, subsection 50.

22 Sec. 26. Section 47.1, Code 2019, is amended by adding the
23 following new subsections:

24 NEW SUBSECTION. 7. The state commissioner may share
25 information a county provides to an appropriate government
26 agency to safeguard against cybersecurity or physical threats.

27 NEW SUBSECTION. 8. The state commissioner may adopt rules
28 pursuant to chapter 17A to create minimum security protocols
29 applicable to county commissioners of elections. If a county
30 fails to adhere to these protocols, the state commissioner may
31 limit access to the statewide voter registration system.

32 Sec. 27. Section 47.2, Code 2019, is amended by adding the
33 following new subsection:

34 NEW SUBSECTION. 7. The county commissioner of elections
35 shall, to maintain election security, do all of the following:

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1 a. When the county commissioner believes that a
2 cybersecurity incident or data breach has occurred, the county
3 commissioner shall immediately inform the state commissioner
4 of elections.

5 b. If the county commissioner has no reason to believe
6 that a cybersecurity incident or data breach has occurred,
7 the county commissioner shall certify that fact to the state
8 commissioner on an annual basis.

9 Sec. 28. Section 47.7, subsection 2, paragraph d, Code 2019,
10 is amended to read as follows:

11 d. The state registrar shall prescribe by rule the
12 procedures for access to the state voter registration file,
13 security requirements, and access protocols for adding,
14 changing, or deleting information from the state voter
15 registration file including all of the following:

16 (1) Access protocols for adding, changing, or deleting
17 information from the state voter registration file.

18 (2) Training requirements for all state voter registration
19 file users.

20 (3) Technology safeguards, including county information
21 technology network requirements, necessary to access the state
22 voter registration file.

23 (4) Breach incident response requirements and protocols on
24 all matters related to elections.

25 Sec. 29. Section 47.7, subsection 2, Code 2019, is amended
26 by adding the following new paragraph:

27 NEW PARAGRAPH. *e.* The state registrar may rescind access to
 28 the statewide voter registration file from a user who is not in
 29 compliance with the prescribed rules.

30 Sec. 30. Section 48A.9, subsection 4, Code 2019, is amended
 31 to read as follows:

32 4. Registration forms submitted to voter registration
 33 agencies, to motor vehicle driver's license stations, and to
 34 county treasurer's offices participating in county issuance of
 35 driver's licenses under chapter 321M shall be considered on

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1 time if they are received no later than ~~5:00~~ 11:59 p.m. on the
 2 day registration closes for that election. Offices or agencies
 3 other than the county commissioner's office are not required
 4 to be open for voter registration purposes at times other than
 5 their usual office hours.

6 Sec. 31. Section 48A.26, subsection 1, Code 2019, is amended
 7 to read as follows:

8 *1.a.* Except as otherwise provided in ~~paragraph~~
 9 paragraphs "b" and "c" of this subsection, or section 48A.26A,
 10 within seven working days of receipt of a voter registration
 11 form or change of information in a voter registration record
 12 the commissioner shall send an acknowledgment to the registrant
 13 at the mailing address shown on the registration form. The
 14 acknowledgment shall be sent by nonforwardable mail.

15 *b.* For a voter registration form or change of information
 16 in a voter registration record submitted at a precinct caucus,
 17 the commissioner shall send an acknowledgment within forty-five
 18 days of receipt of the form or change of information.

19 *c.* For a voter registration form or change of information in
 20 a voter registration record submitted within fourteen days of a
 21 regularly scheduled election, the commissioner shall send an
 22 acknowledgment within forty-eight hours of receipt of the form
 23 or change of information.

24 Sec. 32. Section 49.11, Code 2019, is amended by adding the
 25 following new subsection:

26 NEW SUBSECTION. 4. Notice of changes made pursuant to
 27 subsection 3 shall be reported to the state commissioner at
 28 least twenty-five days before the next election in which the
 29 temporary precinct will be active, or, for elections held
 30 pursuant to section 69.14 while the general assembly is in
 31 session or within forty-five days of the convening of a session
 32 of the general assembly, at least ten days before election day.

33 Sec. 33. Section 49.31, subsection 1, paragraph a, Code
 34 2019, is amended to read as follows:

35 *a.* All ballots shall be arranged with the names of

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1 candidates for each office listed below the office title.
 2 For partisan elections the name of the political party or

3 organization which nominated each candidate shall be listed
4 after or below each candidate's name. The state commissioner
5 may prescribe, and a county commissioner may use, uniform
6 abbreviations for political parties and organizations.

7 Sec. 34. Section 49.57, subsection 2, Code 2019, is amended
8 to read as follows:

9 2. After the name of each candidate for a partisan office
10 the name of the candidate's political party shall be printed
11 in at least six point type. The names of political parties
12 and nonparty political organizations may be abbreviated on
13 the remainder of the ballot if both the full name and the
14 abbreviation appear in the voter instruction area of the
15 ballot.

16 Sec. 35. Section 50.51, subsection 6, Code 2019, is amended
17 to read as follows:

18 6. The state commissioner shall adopt rules, pursuant
19 to chapter 17A, to implement this section, which may include
20 the establishment of pilot programs related to post-election
21 audits.

22 Sec. 36. **NEW SECTION. 53.1A Rules.**

23 The state commissioner shall adopt rules pursuant to chapter
24 17A for the implementation of this chapter.

25 Sec. 37. Section 53.8, subsection 1, paragraph a,
26 unnumbered paragraph 1, Code 2019, is amended to read as
27 follows:

28 Upon receipt of an application for an absentee ballot
29 and immediately after the absentee ballots are printed,
30 but not more than twenty-nine days before the election, the
31 commissioner shall mail an absentee ballot to the applicant
32 within twenty-four hours, except as otherwise provided in
33 subsection 3. When the United States post office is closed
34 in observance of a federal holiday and is not delivering mail
35 on the twenty-ninth day before the election, the first day to

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1 mail absentee ballots is the next business day on which mail
2 delivery is available. The absentee ballot shall be sent to
3 the registered voter by one of the following methods:

4 Sec. 38. **EFFECTIVE DATE.** This division of this Act, being
5 deemed of immediate importance, takes effect upon enactment.

6 DIVISION VI

7 MISCELLANEOUS PROVISIONS

8 Sec. 39. Section 54.9, Code 2019, is amended to read as
9 follows:

10 **54.9 Compensation.**

11 The electors shall each receive a compensation of
12 five dollars one-half of the federal general services
13 administration's per diem rate for the relevant date and
14 location for every day's attendance, and the same mileage as
15 members of the general assembly which shall be paid from funds
16 not otherwise appropriated from the general fund of the state.

17 Sec. 40. Section 68.9, subsection 1, Code 2019, is amended
18 to read as follows:

19 1. When an impeachment is presented, the senate shall, ~~after~~
20 ~~the hour of final adjournment of the legislature as soon as~~
21 practicable, be ~~forthwith~~ organized as a court of impeachment
22 for the trial thereof, at the capitol.

23 Sec. 41. Section 68.14, Code 2019, is amended to read as
24 follows:

25 **68.14 Compensation — fees — payment.**

26 The presiding officer and members of the senate, while
27 sitting as a court of impeachment, and the managers elected
28 by the house of representatives, shall ~~receive the sum of~~
29 ~~six dollars each per day~~ be compensated the same as for a
30 special session of the general assembly, but shall receive
31 no additional compensation during a regular session of the
32 general assembly, and shall be reimbursed for mileage expense
33 in going from and returning to their places of residence by the
34 ordinary traveled routes; the secretary, sergeant at arms, and
35 all subordinate officers, clerks, and reporters, shall receive

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1 such amount as shall be determined upon by a majority vote of
2 the members of such court. The same fees shall be allowed to
3 witnesses, to officers, and to other persons serving process or
4 orders, as are allowed for like services in criminal cases, but
5 no fees can be demanded in advance. The state treasurer shall,
6 upon the presentation of certificates signed by the presiding
7 officer and secretary of the senate, pay all of the foregoing
8 compensations and the expenses of the senate incurred under the
9 provisions of this chapter.

10 DIVISION VII

11 CONDUCT OF ELECTIONS

12 Sec. 42. Section 39.2, subsection 4, paragraphs a, b, and c,
13 Code 2019, are amended to read as follows:

14 a. For a county, ~~on the day of the general election, on~~
15 ~~the day of the regular city election, on the date of a special~~
16 ~~election held to fill a vacancy in the same county, or on the~~
17 ~~first Tuesday in March in an odd-numbered year, the first~~
18 ~~Tuesday in May March, or the first second Tuesday in August~~
19 ~~of each year September, or the first Tuesday after the first~~
20 Monday in November. For a county, in an even-numbered year,
21 the first Tuesday in March or the second Tuesday in September.

22 b. For a city, ~~on the day of the general election, on the~~
23 ~~day of the regular city election, on the date of a special~~
24 ~~election held to fill a vacancy in the same city, or on the~~
25 ~~first Tuesday in March in an odd-numbered year, the first~~
26 ~~Tuesday in May March, or the first second Tuesday in August~~
27 ~~of each year September, or the first Tuesday after the first~~
28 Monday in November. For a city, in an even-numbered year, the
29 first Tuesday in March or the second Tuesday in September.

30 c. For a school district or merged area, in the odd-numbered

31 year, the first Tuesday in ~~February~~ March, the first Tuesday in
 32 ~~April~~, the last ~~second~~ Tuesday in ~~June~~ September, or the ~~second~~
 33 first Tuesday after the first Monday in ~~September~~ November.
 34 For a school district or merged area, in the even-numbered
 35 year, the first Tuesday in ~~February~~, the first Tuesday in

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1 ~~April~~ March, or the second Tuesday in September, ~~or the second~~
 2 ~~Tuesday in December~~.

3 Sec. 43. Section 39.12, Code 2019, is amended to read as
 4 follows:

5 **39.12 Failure to vacate.**

6 An elected official who has been elected to another elective
 7 office to which section 39.11 applies shall choose only one
 8 office in which to serve. The official shall resign from all
 9 but one of the offices to which section 39.11 applies before
 10 the beginning of the term of the office to which the person
 11 was most recently elected. Failure to submit the required
 12 resignation will result in a vacancy in ~~all the~~ the first elective
 13 ~~offices~~ office to which the person was elected.

14 Sec. 44. Section 43.11, subsection 1, Code 2019, is amended
 15 to read as follows:

16 1. For an elective county office, in the office of the
 17 county commissioner not earlier than ninety-two days nor later
 18 than 5:00 p.m. on the ~~sixty-ninth~~ seventy-fourth day before the
 19 day fixed for holding the primary election.

20 Sec. 45. Section 43.16, subsection 2, paragraph b, Code
 21 2019, is amended to read as follows:

22 b. A person who has filed nomination papers with the
 23 commissioner may withdraw as a candidate not later than the
 24 ~~sixty-seventh~~ sixty-ninth day before the primary election by
 25 notifying the commissioner in writing.

26 Sec. 46. Section 43.23, Code 2019, is amended to read as
 27 follows:

28 **43.23 Death or withdrawal of primary candidate.**

29 1. If a person who has filed nomination papers with the
 30 state commissioner as a candidate in a primary election dies
 31 or withdraws up to the seventy-sixth day before the primary
 32 election, the appropriate convention or central committee of
 33 that person's political party may designate one ~~additional~~
 34 primary election candidate for the nomination that person
 35 was seeking, if the designation is submitted to the state

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1 commissioner in writing by 5:00 p.m. on the seventy-first day
 2 before the date of the primary election. The name of any
 3 candidate so submitted shall be included in the appropriate
 4 certificate or certificates furnished by the state commissioner
 5 under section 43.22.

6 2. If a person who has filed nomination papers with the

7 commissioner as a candidate in a primary election dies or
 8 withdraws up to the ~~sixty-seventh~~ sixty-ninth day before
 9 the primary election, the appropriate convention or central
 10 committee of that person's political party may designate one
 11 ~~additional~~ primary election candidate for the nomination
 12 that person was seeking, if the designation is submitted to
 13 the commissioner in writing by 5:00 p.m. on the ~~sixty-third~~
 14 sixty-fourth day before the primary election. The name of
 15 any candidate so submitted shall be placed on the appropriate
 16 ballot or ballots by the commissioner.

17 Sec. 47. Section 43.30, subsection 2, Code 2019, is amended
 18 to read as follows:

19 2. The commissioner shall make sample ballots available to
 20 the public upon request. The sample ballots shall be clearly
 21 marked as sample ballots. A reasonable fee may be charged for
 22 printing costs if a person requests multiple copies of sample
 23 ballots. The commissioner shall not distribute sample ballots
 24 except as provided in this subsection.

25 Sec. 48. Section 43.36, Code 2019, is amended to read as
 26 follows:

27 **43.36 Australian ballot.**

28 The Australian ballot system as now used in this state,
 29 except as herein modified, shall be used at said primary
 30 election. The endorsement of the precinct election officials
 31 and the ~~facsimile of the commissioner's signature~~ county
 32 seal shall appear upon the ballots as provided for general
 33 elections.

34 Sec. 49. Section 43.78, subsection 2, Code 2019, is amended
 35 to read as follows:

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1 2. The name of any candidate designated to fill a vacancy
 2 on the general election ballot in accordance with subsection
 3 1, paragraph "a", "b", or "c" shall be submitted in writing
 4 to the state commissioner not later than 5:00 p.m. on the
 5 ~~seventy-third~~ seventy-sixth day before the date of the general
 6 election.

7 Sec. 50. Section 43.79, Code 2019, is amended to read as
 8 follows:

9 **43.79 Death of candidate after time for withdrawal.**

10 The death of a candidate nominated as provided by law for any
 11 office to be filled at a general election, during the period
 12 beginning on the ~~eighty-first~~ seventy-fifth day before the
 13 general election, in the case of any candidate whose nomination
 14 papers were filed with the state commissioner, or beginning
 15 on the seventy-third day before the general election, in the
 16 case of any candidate whose nomination papers were filed with
 17 the commissioner, and ending ~~on the last day before at the~~
 18 time the polls close on the day of the general election shall
 19 not operate to remove the deceased candidate's name from the
 20 general election ballot. If the deceased candidate was seeking

21 the office of senator or representative in the Congress of
 22 the United States, governor, attorney general, senator or
 23 representative in the general assembly or county supervisor,
 24 section 49.58 shall control. If the deceased candidate was
 25 seeking any other office, and as a result of the candidate's
 26 death a vacancy is subsequently found to exist, the vacancy
 27 shall be filled as provided by chapter 69.

28 Sec. 51. Section 44.1, Code 2019, is amended to read as
 29 follows:

30 **44.1 ~~Political nonparty~~ Nonparty political organizations.**

31 Any convention or caucus of eligible electors representing
 32 a political organization which is not a political party as
 33 defined by law, may, for the state, or for any division or
 34 municipality thereof, or for any county, or for any subdivision
 35 thereof, for which such convention or caucus is held, make one

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1 nomination of a candidate for each office to be filled therein
 2 at the general election. However, in order to qualify for
 3 any nomination made for a statewide elective office by such
 4 a political organization there shall be in attendance at the
 5 convention or caucus where the nomination is made a minimum of
 6 ~~two hundred fifty five~~ five hundred eligible electors including at
 7 least one eligible elector from each of twenty-five counties.
 8 In order to qualify for any nomination to the office of United
 9 States representative there shall be in attendance at the
 10 convention or caucus where the nomination is made a minimum
 11 of ~~fifty two~~ two hundred eligible electors who are residents of
 12 the congressional district including at least one eligible
 13 elector from each of at least one-half of the counties of
 14 the congressional district. In order to qualify for any
 15 nomination to an office to be filled by the voters of a county
 16 or of a city there shall be in attendance at the convention or
 17 caucus where the nomination is made a minimum of ~~ten~~ twenty
 18 eligible electors who are residents of the county or city,
 19 as the case may be, including at least one eligible elector
 20 from at least one-half of the voting precincts in that county
 21 or city. In order to qualify for any nomination made for
 22 the general assembly there shall be in attendance at the
 23 convention or caucus where the nomination is made a minimum
 24 of ~~ten~~ twenty-five eligible electors who are residents of the
 25 representative district or ~~twenty~~ fifty eligible electors who
 26 are residents of the senatorial district, as the case may be,
 27 with at least one eligible elector from one-half of the voting
 28 precincts in the district in each case. The names of all
 29 delegates in attendance at such convention or caucus and such
 30 fact shall be certified to the state commissioner together with
 31 the other certification requirements of this chapter.

32 Sec. 52. Section 44.4, Code 2019, is amended to read as
 33 follows:

34 **44.4 Nominations and objections — time and place of filing.**

35 1.a. Nominations made pursuant to this chapter and

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1 chapter 45 which are required to be filed in the office of the
 2 state commissioner shall be filed in that office not more than
 3 ninety-nine days nor later than 5:00 p.m. on the ~~seventy-third~~
 4 eighty-first day before the ~~date of the general election to be~~
 5 held in November first Tuesday after the first Monday in June
 6 in each even-numbered year. Nominations made for a special
 7 election called pursuant to section 69.14 shall be filed by
 8 5:00 p.m. not less than twenty-five days before the date of
 9 an election called upon at least forty days' notice and not
 10 less than fourteen days before the date of an election called
 11 upon at least eighteen days' notice. Nominations made for
 12 a special election called pursuant to section 69.14A shall
 13 be filed by 5:00 p.m. not less than twenty-five days before
 14 the date of the election. Nominations made pursuant to this
 15 chapter and chapter 45 which are required to be filed in the
 16 office of the commissioner shall be filed in that office not
 17 more than ninety-two days nor later than 5:00 p.m. on the
 18 ~~sixty-ninth~~ seventy-fourth day before the ~~date of the general~~
 19 election first Tuesday after the first Monday in June in each
 20 even-numbered year. Nominations made pursuant to this chapter
 21 or chapter 45 for city office shall be filed not more than
 22 seventy-two days nor later than 5:00 p.m. on the forty-seventh
 23 day before the city election with the county commissioner
 24 of elections responsible under section 47.2 for conducting
 25 elections held for the city, who shall process them as provided
 26 by law.

27 b. Notwithstanding paragraph "a", nominations for president
 28 and vice president of the United States shall be filed in the
 29 office of the state commissioner not more than ninety-nine days
 30 nor later than 5:00 p.m. on the eighty-first day before the
 31 date of the general election to be held in November.

32 2.a. Objections to the legal sufficiency of a certificate
 33 of nomination or nomination petition or to the eligibility
 34 of a candidate may be filed by any person who would have the
 35 right to vote for a candidate for the office in question.

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1 The objections must be filed with the officer with whom the
 2 certificate or petition is filed and within the following time:

3 (1) Those filed with the state commissioner, not less than
 4 ~~sixty-eight~~ seventy-four days before the date of the election.

5 (2) Those filed with the commissioner, not less than
 6 sixty-four days before the date of the election, except as
 7 provided in subparagraph (3).

8 (3) Those filed with the commissioner for an elective city
 9 office, at least forty-two days before the regularly scheduled
 10 or special city election. However, for those cities that may

11 be required to hold a primary election, at least sixty-three
12 days before the regularly scheduled or special city election.

13 (4) In the case of nominations to fill vacancies occurring
14 after the time when an original nomination for an office is
15 required to be filed, objections shall be filed within three
16 days after the filing of the certificate.

17 b. Objections shall be filed no later than 5:00 p.m. on the
18 final date for filing.

19 Sec. 53. Section 44.9, subsections 1 and 2, Code 2019, are
20 amended to read as follows:

21 1. In the office of the state commissioner, ~~at least~~
22 ~~sixty eight days before the date of the election as provided~~
23 in section 43.76.

24 2. In the office of the appropriate commissioner, ~~at least~~
25 ~~sixty four days before the date of the election, except as~~
26 ~~otherwise provided in subsection 6 as provided in section~~
27 43.76.

28 Sec. 54. Section 47.2, subsection 2, Code 2019, is amended
29 to read as follows:

30 2.a. When an election is to be held as required by law
31 or is called by a political subdivision of the state and the
32 political subdivision is located in more than one county, the
33 county commissioner of elections of the county having the
34 greatest taxable base within the political subdivision shall
35 conduct that election. The county commissioners of elections

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1 of the other counties in which the political subdivision
2 is located shall cooperate with the county commissioner of
3 elections who is conducting the election.

4 b. Notwithstanding paragraph "a", for a city primary
5 election, city runoff election or a special election for
6 a city, school district, or merged area, if a political
7 subdivision is located in more than one county, the county
8 commissioner of elections of a county not having the greatest
9 taxable base within the political subdivision may designate
10 that the controlling commissioner of the political subdivision
11 shall conduct that election if fewer than one hundred and
12 twenty-five registered voters of the political subdivision
13 are located within such county commissioner's county. If the
14 controlling commissioner is so designated, section 50.24,
15 subsections 3A and 3B, as enacted by 2017 Iowa Acts, ch. 155,
16 828, shall not apply. For the purposes of this paragraph, the
17 number of registered voters shall be the number of registered
18 voters in the political subdivision of a county not having the
19 greatest taxable base on May 1 immediately preceding the first
20 day of the filing period for candidates for the election. If
21 May 1 falls on a day when the county commissioner's office is
22 closed for business, the county commissioner shall use the
23 number of registered voters on the next day that the county
24 commissioner's office is open for business to determine the

25 number of registered voters.

26 Sec. 55. Section 47.2, Code 2019, is amended by adding the
27 following new subsection:

28 NEW SUBSECTION. 7. The county commissioner shall not
29 participate in an absentee ballot drive or collection effort in
30 cooperation with a candidate, candidate's committee, political
31 party, or nonparty political organization. However, when a
32 county commissioner is a candidate for election, such a county
33 commissioner may participate in an absentee ballot drive or
34 collection effort, but shall not aid any other candidate,
35 candidate's committee, political party, or nonparty political

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1 organization.

2 Sec. 56.NEW SECTION. 47.12 Electronic poll books —
3 **mandatory.**

4 Each county commissioner of elections shall, by February 26,
5 2020, ensure that each election precinct uses an electronic
6 poll book.

7 Sec. 57. Section 48A.9, subsection 1, Code 2019, is amended
8 to read as follows:

9 1. Registration closes at 5:00 p.m. eleven days before each
10 election ~~except general elections. For general elections,~~
11 ~~registration closes at 5:00 p.m. ten days before the election.~~
12 An eligible elector may register during the time registration
13 is closed in the elector's precinct but the registration shall
14 not become effective until registration opens again in the
15 elector's precinct, except as otherwise provided in section
16 48A.7A.

17 Sec. 58.NEW SECTION. 49.2 Oversight by the state
18 **commissioner.**

19 The state commissioner, or a designee of the state
20 commissioner, may, at the discretion of the state commissioner,
21 oversee the activities of a county commissioner of elections
22 during a period beginning sixty days before an election and
23 ending sixty days after an election. For the purposes of this
24 section, "*oversee*" means to observe election-related activity,
25 correct any activity not in accordance with law, and issue a
26 written notice and instructions pursuant to section 39A.6 for
27 any technical infractions that are observed.

28 Sec. 59. Section 49.21, Code 2019, is amended by adding the
29 following new subsection:

30 NEW SUBSECTION. 4. The commissioner shall remove or obscure
31 from the view of voters any published material displaying the
32 name of a candidate or elected official other than a ballot or
33 sample ballot or envelope.

34 Sec. 60.NEW SECTION. 49.42B Form of official ballot —
35 **candidates for president and vice president.**

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1 When candidates for president and vice president of the
2 United States appear on the ballot, the following statement
3 shall appear directly above the section of the ballot listing
4 such candidates:

5 [A ballot cast for the named candidates for president
6 and vice president of the United States is considered to be
7 cast for the slate of presidential electors nominated by
8 the political party, nonparty political organization, or
9 independent candidate.]

10 Sec. 61. NEW SECTION. 49.49 Certain sample ballots
11 **prohibited.**

12 The commissioner and state commissioner of elections shall
13 not distribute or authorize the distribution of sample ballots
14 to voters other than as provided in sections 49.53 and 52.29.

15 Sec. 62. Section 49.51, Code 2019, is amended to read as
16 follows:

17 **49.51 Commissioner to control printing.**

18 The commissioner shall have charge of the printing of the
19 ballots to be used for any election held in the county, unless
20 the commissioner delegates that authority as permitted by this
21 section. The commissioner may delegate this authority only
22 to another commissioner who is responsible under section 47.2
23 for conducting the elections held for a political subdivision
24 which lies in more than one county, and only with respect to
25 printing of ballots containing only public questions or the
26 names of candidates to be voted upon by the registered voters
27 of that political subdivision. Only one ~~faesimile signature~~
28 county seal, that of the county of the commissioner under
29 whose direction the ballot is printed, shall appear on the
30 ballot. It is the duty of the commissioner to insure that the
31 arrangement of any ballots printed under the commissioner's
32 direction conforms to all applicable requirements of this
33 chapter.

34 Sec. 63. Section 49.57, subsection 6, Code 2019, is amended
35 to read as follows:

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1 6. A portion of the ballot shall include the words "Official
2 ballot", the unique identification number or name assigned by
3 the commissioner to the ballot style, the date of the election,
4 and a ~~faesimile of the signature~~ the county seal of the county
5 of the commissioner who has caused the ballot to be printed
6 pursuant to section 49.51.

7 Sec. 64. Section 49.58, subsection 1, Code 2019, is amended
8 to read as follows:

9 1. If any candidate nominated by a political party,
10 as defined in section 43.2, for the office of senator or
11 representative in the Congress of the United States, governor,
12 attorney general, or senator or representative in the general

13 assembly dies during the period beginning on the ~~eighty-eighth~~
 14 ~~eighty-first~~ day and ending at the time the polls close on the
 15 last day before of the general election, or if any candidate
 16 so nominated for the office of county supervisor dies during
 17 the period beginning on the ~~seventy-third~~ seventy-fourth day
 18 and ending at the time the polls close on the last day before
 19 of the general election, the vote cast at the general election
 20 for that office shall not be canvassed as would otherwise be
 21 required by chapter 50. Instead, a special election shall be
 22 held on the first Tuesday after the second Monday in December,
 23 for the purpose of electing a person to fill that office.

24 Sec. 65. Section 49.73, subsection 2, Code 2019, is amended
 25 to read as follows:

26 2.a. The commissioner shall not shorten voting hours for
 27 any election if there is filed in the commissioner's office, at
 28 least twenty-five days before the election, a petition signed
 29 by at least fifty eligible electors of the school district
 30 or city, as the case may be, requesting that the polls be
 31 opened not later than 7:00 a.m. All polling places where the
 32 candidates of or any public question submitted by any one
 33 political subdivision are being voted upon shall be opened at
 34 the same hour, except that this requirement shall not apply
 35 to merged areas established under chapter 260C. The hours at

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1 which the respective precinct polling places are to open shall
 2 not be changed after publication of the notice required by
 3 section 49.53. The polling places shall be closed at ~~9:00 p.m.~~
 4 ~~for state primary and general elections and other partisan~~
 5 ~~elections, and for any other election held concurrently~~
 6 ~~therewith, and at 8:00 p.m. for all other elections.~~

7 b. The legislative services agency shall place on the
 8 internet site of the agency information regarding the opening
 9 and closing times of polling places until and including
 10 November 7, 2023. This paragraph is repealed effective July
 11 1, 2024.

12 Sec. 66. Section 49.82, Code 2019, is amended to read as
 13 follows:

14 **49.82 Voter to receive one ballot — endorsement.**

15 When an empty voting booth is available, one of the precinct
 16 election officials shall endorse the official's initials on
 17 each ballot the voter will receive. The initials shall be
 18 placed so that they may be seen when the ballot is properly
 19 folded or enclosed in a secrecy folder. The name or signature
 20 of the commissioner shall not appear on the ballot except as
 21 part of the list of candidates when the commissioner is a
 22 candidate for election. The official shall give the voter one
 23 and only one of each of the ballots to be voted at that election
 24 in that precinct, except as provided by section 49.100. No
 25 ballot without the required official endorsement shall be
 26 placed in the ballot box.

27 Sec. 67. Section 49A.6, Code 2019, is amended to read as
28 follows:

29 **49A.6 Certification — sample ballot.**

30 The state commissioner of elections shall, not less than
31 ~~sixty-nine~~ sixty-three days preceding any election at which a
32 constitutional amendment or public measure is to be submitted
33 to a vote of the entire people of the state, transmit to the
34 county commissioner of elections of each county a certified
35 copy of the amendment or measure and a sample of the ballot to

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1 be used in such cases, prepared in accordance with law.

2 Sec. 68. Section 50.44, Code 2019, is amended to read as
3 follows:

4 **50.44 Tie vote.**

5 1. If Except as otherwise provided in this subsection,
6 if more than the requisite number of persons, including
7 presidential electors, are found to have an equal and the
8 highest number of votes, the election of one of them shall be
9 determined by lot. The name of each of such candidates shall
10 be written on separate pieces of paper, as nearly uniform in
11 size and material as possible, and placed in a receptacle so
12 that the names cannot be seen. In the presence of the board of
13 canvassers, one of them shall publicly draw one of such names,
14 and such person shall be declared elected. The result of such
15 drawing shall be entered upon the abstract of votes and duly
16 recorded, and a certificate of election issued to such person,
17 as provided in this chapter.

18 2. If more than the requisite number of candidates for
19 United States senator or representative to the United States
20 house of representatives are found to have an equal and highest
21 number of votes, a special election shall be held sixty-six
22 days after the final canvass or recount, whichever is later,
23 in which each such candidate shall be the only candidates on
24 the ballot.

25 3. If more than the requisite number of candidates for
26 a statewide elected office, member of the general assembly,
27 member of a board of supervisors, or a partisan office to
28 be filled by a vote of the residents of a whole county, are
29 found to have an equal and highest number of votes, a special
30 election shall be held consistent with section 69.14, in which
31 each such candidate shall be the only candidates on the ballot.

32 4. If more than the requisite number of presidential
33 electors are found to have an equal and the highest number of
34 votes, the presidential electors shall be assigned one-half
35 to each candidate. If there is an odd number of presidential

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1 electors, the remaining elector shall be assigned by lot.

2 Sec. 69. Section 50.48, subsection 3, Code 2019, is amended

3 by adding the following new paragraph:

4 NEW PARAGRAPH. c. In addition to the persons listed in
 5 paragraph "a", the candidate requesting the recount and the
 6 apparent winning candidate may each submit a request to a
 7 commissioner from a county other than the county conducting the
 8 recount to be present at the recount. Such a commissioner may
 9 report any irregularities observed by the commissioner at any
 10 time after the election to the state commissioner.

11 Sec. 70. Section 50.48, subsection 4, paragraph b, Code
 12 2019, is amended to read as follows:

13 b. Any member of the recount board may at any time during
 14 the recount proceedings for an election for a statewide
 15 electd official as defined in section 68B.2 or a United States
 16 senator extend the recount of votes cast for the office or
 17 nomination in question to any other precinct or precincts in
 18 the same county, or from which the returns were reported to
 19 the commissioner responsible for conducting the election,
 20 without the necessity of posting additional bond. The recount
 21 proceedings for an election for any other office shall include
 22 all precincts in which a ballot for the election was cast.

23 Sec. 71. NEW SECTION. 50.52 Enforcement.

24 Members of local law enforcement agencies and the state
 25 patrol are authorized to take all reasonable actions to prevent
 26 violations of this chapter.

27 Sec. 72. Section 53.2, subsection 4, paragraph b, Code 2019,
 28 is amended to read as follows:

29 b. If insufficient information has been provided, including
 30 the absence of a voter verification number, either on the
 31 prescribed form or on an application created by the applicant,
 32 the commissioner shall, ~~by the best means available, obtain~~
 33 ~~the additional necessary information~~ within twenty-four hours
 34 after the receipt of the absentee ballot request, ~~contact the~~
 35 applicant by telephone and electronic mail, if such information

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1 has been provided by the applicant. If the commissioner is
 2 unable to contact the applicant by telephone or electronic
 3 mail, the commissioner shall send a notice to the applicant
 4 at the address where the applicant is registered to vote, or
 5 to the applicant's mailing address if it is different from
 6 the residence address. If the applicant has requested the
 7 ballot to be sent to an address that is not the applicant's
 8 residential or mailing address, the commissioner shall send an
 9 additional notice to the address where the applicant requested
 10 the ballot to be sent. A commissioner shall not use the voter
 11 registration system to obtain additional necessary information.
 12 A voter requesting or casting a ballot pursuant to section
 13 53.22 shall not be required to provide a voter verification
 14 number. The state commissioner shall adopt rules to implement
 15 this section.

16 Sec. 73. Section 53.2, subsection 4, Code 2019, is amended

17 by adding the following new paragraph:

18 NEW PARAGRAPH. *d.* If an applicant does not have current
19 access to the applicant's voter verification number, the
20 commissioner shall verify the applicant's identity prior to
21 supplying the voter verification number by asking the applicant
22 to provide at least two of the following facts about the
23 applicant:

24 (1) Date of birth.

25 (2) The last four digits of the applicant's social security
26 number, if applicable.

27 (3) Residential address.

28 (4) Mailing address.

29 (5) Middle name.

30 (6) Voter verification number as defined in paragraph "c".

31 Sec. 74. Section 53.10, subsection 2, paragraph a, Code
32 2019, is amended to read as follows:

33 *a.* Each person who wishes to vote by absentee ballot at
34 the commissioner's office shall first sign an application
35 for a ballot including the following information: name,

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1 current address, voter verification number, and the election
2 for which the ballot is requested. The person may report a
3 change of address or other information on the person's voter
4 registration record at that time. Prior to furnishing a
5 ballot, the commissioner shall verify the person's identity
6 as provided in section 49.78. The registered voter shall
7 immediately mark the ballot; enclose the ballot in a secrecy
8 envelope, if necessary, and seal it in the envelope marked
9 with the affidavit; subscribe to the affidavit on the reverse
10 side of the envelope; and return the absentee ballot to the
11 commissioner. The commissioner shall record the numbers
12 appearing on the application and affidavit envelope along with
13 the name of the registered voter.

14 Sec. 75. Section 53.10, subsection 2, Code 2019, is amended
15 by adding the following new paragraph:

16 NEW PARAGRAPH. *c.* If an unregistered person offering to
17 vote an absentee ballot pursuant to this section prior to
18 the deadline in section 48A.9 does not have an Iowa driver's
19 license, an Iowa nonoperator's identification card, or a voter
20 identification number assigned to the voter by the state
21 commissioner pursuant to section 47.7, subsection 2, the person
22 may satisfy identity and residence requirements as provided in
23 section 49.78. This section shall also apply to a registered
24 voter casting a ballot pursuant to this section who has not yet
25 received a voter verification number.

26 Sec. 76. Section 53.11, subsection 1, paragraph a, Code
27 2019, is amended to read as follows:

28 *a.* Not more than twenty-nine days before the date of
29 an election, satellite absentee voting stations ~~may be~~
30 ~~established throughout the cities and county at the direction~~

31 ~~of the commissioner and~~ shall be established upon receipt
 32 of a petition signed by not less than one hundred eligible
 33 electors requesting that a satellite absentee voting station
 34 be established at a location to be described on the petition.
 35 However, if a special election is scheduled in the county on a

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1 date that falls between the date of the regular city election
 2 and the date of the city runoff election, the commissioner is
 3 not required to establish a satellite absentee voting station
 4 for the city runoff election.
 5 Sec. 77. Section 53.11, subsection 2, paragraph e, Code
 6 2019, is amended to read as follows:
 7 e. For a special election, no later than ~~thirty-two~~ eighteen
 8 days before the special election.
 9 Sec. 78. Section 53.11, Code 2019, is amended by adding the
 10 following new subsection:
 11 NEW SUBSECTION. 6. The commissioner shall remove or obscure
 12 from the view of voters any published material displaying the
 13 name of a candidate or elected official other than a ballot or
 14 sample ballot or envelope.
 15 Sec. 79. Section 53.18, subsections 2 and 3, Code 2019, are
 16 amended to read as follows:
 17 2.a. If the commissioner receives the return envelope
 18 containing the completed absentee ballot by 5:00 p.m. on the
 19 Saturday before the election for general elections and by 5:00
 20 p.m. on the Friday before the election for all other elections,
 21 the commissioner shall review the affidavit marked on the
 22 return envelope, if applicable, for completeness or shall open
 23 the return envelope to review the affidavit for completeness.
 24 ~~If the affidavit is incomplete, the commissioner shall, within~~
 25 ~~twenty-four hours of the time the envelope was received,~~
 26 ~~notify the voter of that fact and that the voter may complete~~
 27 ~~the affidavit in person at the office of the commissioner by~~
 28 ~~5:00 p.m. on the day before the election, vote a replacement~~
 29 ~~ballot in the manner and within the time period provided in~~
 30 ~~subsection 3, or appear at the voter's precinct polling place~~
 31 ~~on election day and cast a ballot in accordance with section~~
 32 ~~53.19, subsection 3.~~
 33 (1) If the affidavit lacks the signature of the registered
 34 voter, the commissioner shall, within twenty-four hours of the
 35 receipt of the envelope, notify the voter of the deficiency

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1 and inform the voter that the voter may vote a replacement
 2 ballot as provided in subsection 3, cast a ballot as provided
 3 in section 53.19, subsection 3, or complete the affidavit in
 4 person at the office of the commissioner not later than noon on
 5 the Monday following the election, or if the law authorizing
 6 the election specifies that the votes be canvassed earlier than

7 the Monday following the election, before the canvass of the
8 election.

9 (2) If the affidavit appears to have been signed by someone
10 other than the registered voter, the commissioner shall, within
11 twenty-four hours of the receipt of the envelope, notify the
12 voter of the deficiency and inform the voter that the voter may
13 vote a replacement ballot as provided in subsection 3, cast a
14 ballot as provided in section 53.19, subsection 3, or complete
15 the affidavit in person at the office of the commissioner by
16 providing proof of identity as provided in section 49.78 not
17 later than noon on the Monday following the election, or if
18 the law authorizing the election specifies that the votes be
19 canvassed earlier than the Monday following the election,
20 before the canvass of the election.

21 b. If the commissioner receives the return envelope
22 containing the completed absentee ballot after the deadline
23 in paragraph "a", the commissioner shall submit the affidavit
24 to the absentee and special voters precinct board for review.
25 If the absentee and special voters precinct determines that
26 the affidavit is incomplete, the commissioner shall, within
27 twenty-four hours of the determination, notify the voter.

28 (1) If the affidavit lacks the signature of the registered
29 voter, the commissioner shall notify the voter that the voter
30 may complete the affidavit in person at the office of the
31 commissioner not later than noon on the Monday following the
32 election, or if the law authorizing the election specifies that
33 the votes be canvassed earlier than the Monday following the
34 election, before the canvass of the election.

35 (2) If the affidavit appears to have been signed by someone

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1 other than the registered voter, the commissioner shall
2 notify the voter that the voter may complete the affidavit in
3 person at the office of the commissioner by providing proof of
4 identity as provided in section 49.78 not later than noon on
5 the Monday following the election, or if the law authorizing
6 the election specifies that the votes be canvassed earlier than
7 the Monday following the election, before the canvass of the
8 election.

9 3. If the affidavit envelope or the return envelope marked
10 with the affidavit contains a defect that would cause the
11 absentee ballot to be rejected by the absentee and special
12 voters precinct board, the commissioner shall immediately
13 notify the voter of that fact and that the voter's absentee
14 ballot shall not be counted unless the voter requests and
15 returns a replacement ballot in the time permitted under
16 section 53.17, subsection 2. For the purposes of this section,
17 a return envelope marked with the affidavit shall be considered
18 to contain a defect if it appears to the commissioner that
19 the signature on the envelope has been signed by someone
20 other than the registered voter, in comparing the signature

21 ~~on the envelope to the signature on record of the registered~~
 22 ~~voter named on the envelope. A signature or marking made~~
 23 ~~in accordance with section 39.3, subsection 17, shall not~~
 24 ~~be considered a defect for purposes of this section. The~~
 25 voter may request a replacement ballot in person, in writing,
 26 or over the telephone. The same serial number that was
 27 assigned to the records of the original absentee ballot
 28 application shall be used on the envelope and records of the
 29 replacement ballot. The envelope marked with the affidavit and
 30 containing the completed replacement ballot shall be marked
 31 "Replacement ballot". The envelope marked with the affidavit
 32 and containing the original ballot shall be marked "Defective"
 33 and the replacement ballot shall be attached to such envelope
 34 containing the original ballot and shall be stored in a secure
 35 place until they are delivered to the absentee and special

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1 voters precinct board, notwithstanding sections 53.26 and
 2 53.27.
 3 Sec. 80. Section 53.18, Code 2019, is amended by adding the
 4 following new subsection:
 5 NEW SUBSECTION. 04. For the purposes of this section, a
 6 return envelope marked with the affidavit shall be considered
 7 incomplete if it lacks the registered voter's signature or it
 8 appears to the commissioner that the signature on the envelope
 9 has been signed by someone other than the registered voter,
 10 in comparing the signature on the envelope to the signature
 11 on record of the registered voter named on the envelope. A
 12 signature or marking made in accordance with section 39.3,
 13 subsection 17, shall not cause an affidavit to be considered
 14 incomplete.
 15 Sec. 81. Section 53.22, subsection 3, Code 2019, is amended
 16 to read as follows:
 17 3. Any registered voter who becomes a patient, tenant, or
 18 resident of a hospital, assisted living program, or health care
 19 facility in the county where the voter is registered to vote
 20 ~~within three days prior to the date of any election~~ after the
 21 deadline to make a written application for an absentee ballot
 22 as provided in section 53.2 or on election day may request an
 23 absentee ballot during that period or on election day. As an
 24 alternative to the application procedure prescribed by section
 25 53.2, the registered voter may make the request directly to
 26 the officers who are delivering and returning absentee ballots
 27 under this section. Alternatively, the request may be made by
 28 telephone to the office of the commissioner not later than four
 29 hours before the close of the polls. If the requester is found
 30 to be a registered voter of that county, these officers shall
 31 deliver the appropriate absentee ballot to the registered voter
 32 in the manner prescribed by this section.
 33 Sec. 82. Section 53.22, subsection 6, paragraph a, Code
 34 2019, is amended to read as follows:

35 a. If the registered voter becomes a patient, tenant, or

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1 resident of a hospital, assisted living program, or health
 2 care facility outside the county where the voter is registered
 3 to vote ~~within three days before the date of any election~~
 4 after the deadline to make a written application for an
 5 absentee ballot as provided in section 53.2 or on election
 6 day, the voter may designate a person to deliver and return
 7 the absentee ballot. The designee may be any person the voter
 8 chooses except that no candidate for any office to be voted
 9 upon for the election for which the ballot is requested may
 10 deliver a ballot under this subsection. The request for an
 11 absentee ballot may be made by telephone to the office of the
 12 commissioner not later than four hours before the close of the
 13 polls. If the requester is found to be a registered voter of
 14 that county, the ballot shall be delivered by mail or by the
 15 person designated by the voter. An application form shall be
 16 included with the absentee ballot and shall be signed by the
 17 voter and returned with the ballot.

18 Sec. 83. Section 53.22, Code 2019, is amended by adding the
 19 following new subsection:

20 NEW SUBSECTION. 9. A person voting pursuant to this section
 21 shall not be subject to signature verification pursuant to
 22 section 53.18.

23 Sec. 84. Section 58.1, Code 2019, is amended to read as
 24 follows:

25 **58.1 Notice — grounds.**

26 The contestant for the office of governor shall, within
 27 ~~thirty~~ fourteen days after the proclamation of the result of
 28 the election, deliver to the presiding officer of each house
 29 of the general assembly a notice of intent to contest, and a
 30 specification of the grounds of such contest, as provided in
 31 chapter 62.

32 Sec. 85. Section 58.4, subsections 1 and 2, Code 2019, are
 33 amended to read as follows:

34 1. The names of members of each house, except the presiding
 35 officer and the majority and minority leaders, written on

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1 similar paper tickets, shall be placed in a box, the names of
 2 the senators in their presence by their secretary, and the
 3 names of the representatives in their presence by their clerk.

4 2. The secretary of the senate in the presence of the
 5 senate, and the clerk of the house of representatives in
 6 the presence of the house, shall draw from their respective
 7 boxes the names of ~~seven~~ five members each. The majority and
 8 minority leaders of each house shall also serve on the contest
 9 court.

10 Sec. 86. Section 68A.405, subsection 1, paragraph a,

11 subparagraph (3), Code 2019, is amended to read as follows:

12 (3) *“Published material”* means any newspaper, magazine,
 13 shopper, outdoor advertising facility, poster, direct mailing,
 14 brochure, internet site, campaign sign, or any other form of
 15 printed or electronic general public political advertising.
 16 *“Published material”* includes television, video, or motion
 17 picture advertising, automated telephone calls, or text
 18 messages.

19 Sec. 87. Section 68A.405, subsection 1, Code 2019, is
 20 amended by adding the following new paragraph:

21 NEW PARAGRAPH. *i.* An organization that sends a text message
 22 described by this section may abbreviate the words “paid for
 23 by” as “Pfb:”. An organization may use the full name of the
 24 organization or the last name of the candidate followed by
 25 the organization’s committee identification number. If the
 26 organization is a political party, the name of the organization
 27 may be abbreviated.

28 Sec. 88. NEW SECTION. 68A.507 Deceptive names prohibited.

29 No person shall place on any published material, as defined
 30 in section 68A.405, a name or abbreviation of a name intended
 31 to cause a voter to believe that the person represents a
 32 political party or nonparty political organization of which the
 33 person is not a candidate.

34 Sec. 89. Section 69.9, Code 2019, is amended to read as
 35 follows:

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1 **69.9 Person removed not eligible.**

2 No person can be appointed to fill a vacancy who has been
 3 removed from office ~~within one year next preceding.~~

4 Sec. 90. Section 69.14, Code 2019, is amended to read as
 5 follows:

6 **69.14 Special election to fill vacancies.**

7 1. A special election to fill a vacancy shall be held for a
 8 representative in Congress, when Congress is in session or will
 9 convene prior to the next general election, or for a senator or
 10 representative in the general assembly, ~~when the body in which~~
 11 ~~such vacancy exists is in session, or the general assembly will~~
 12 ~~convene prior to the next general election,~~ and the governor
 13 shall order, not later than five days from the date the vacancy
 14 exists, a special election, giving not less than forty days’
 15 notice of such election.

16 2. In the event the special election is to fill a vacancy
 17 in the general assembly while it is in session or within
 18 forty-five days of the convening of any session, ~~the time limit~~
 19 ~~provided in this section shall not apply and~~ the governor
 20 shall order ~~such,~~ not later than five days after the day the
 21 vacancy occurs, a special election at the earliest practical
 22 time, giving at least ~~eighteen~~ twenty-one, but no more than
 23 forty-two, days’ notice of the special election. Any special
 24 election called under this section must be held on a Tuesday

25 and shall not be held on the same day as a school election
26 within the district.

27 Sec. 91. Section 445.5, subsection 1, Code 2019, is amended
28 by adding the following new paragraph:

29 NEW PARAGRAPH. *i.* Until November 7, 2023, the hours during
30 which polling places are open on election days. This paragraph
31 is repealed effective July 1, 2024.

32 Sec. 92.SATELLITE ABSENTEE VOTING LOCATION REPORTS.

33 1. Each county commissioner of elections shall complete
34 a report to be submitted to the general assembly on each
35 state-owned building in the county that may be petitioned for a

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1 satellite absentee voting location. The report shall address
2 all of the following:

3 a. The impact on the safety of the public, including
4 students where applicable, using the building other than for
5 satellite voting.

6 b. The impact on the function and public use of the
7 building and state-owned property caused by hosting a satellite
8 absentee voting location, including but not limited to hours of
9 operation, space removed from public use, parking, and building
10 access.

11 c. The cost of using state-owned public buildings to host
12 and operate satellite absentee voting locations.

13 d. The impact of electioneering laws on first amendment
14 rights of the Constitution of the United States in state-owned
15 buildings.

16 2. Each report shall be submitted to the general assembly by
17 December 1, 2019.

18 DIVISION VIII

19 CONFLICTS OF INTEREST

20 Sec. 93. Section 314.2, Code 2019, is amended by striking
21 the section and inserting in lieu thereof the following:

22 **314.2 Conflicts of interest.**

23 A state or county official who is a voting member of a
24 governmental entity responsible for awarding a contract
25 pursuant to section 314.1 and is the apparent low bidder for
26 the contract shall not participate in a vote to award the
27 contract and shall include an explanation of the official's
28 conflict in the resolution entered pursuant to section 26.12.

29 Sec. 94.EFFECTIVE DATE. This division of this Act takes
30 effect January 1, 2023.

31 DIVISION IX

32 VOTER REGISTRATION

33 Sec. 95. Section 47.7, Code 2019, is amended by adding the
34 following new subsection:

35 NEW SUBSECTION. 3. The state registrar of voters shall use

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1 information from the electronic registration information center
 2 to update information in the statewide voter registration
 3 system, including but not limited to the following reports:
 4 a. In-state duplicates.
 5 b. In-state updates.
 6 c. Cross-state matches.
 7 d. Deceased.
 8 e. Eligible but unregistered.
 9 f. National change of address.

10 Sec. 96. Section 48A.10A, subsection 1, Code 2019, is
 11 amended to read as follows:
 12 1. The state registrar shall compare lists of persons who
 13 are registered to vote with the department of transportation's
 14 driver's license and nonoperator's identification card files
 15 and shall, on an initial basis, issue a voter identification
 16 card to each active, registered voter whose name does not
 17 appear in the department of transportation's files. The voter
 18 identification card shall include the name of the registered
 19 voter, a signature line above which the registered voter shall
 20 sign the voter identification card, the registered voter's
 21 identification number assigned to the voter pursuant to section
 22 47.7, subsection 2, ~~and~~ an additional four-digit personal
 23 identification number assigned by the state commissioner, and
 24 the times during which polling places will be open on election
 25 days.

26 Sec. 97. Section 48A.26B, Code 2019, is amended to read as
 27 follows:
 28 **48A.26B Form of acknowledgment.**
 29 The state registrar shall adopt rules pursuant to chapter
 30 17A to prescribe the form of written acknowledgments sent to
 31 a registrant by a commissioner pursuant to section 48A.26 or
 32 48A.26A. An acknowledgment sent after March 1, 2022, shall
 33 include the times during which polling places will be open on
 34 election days.

35 Sec. 98. Section 48A.27, subsection 4, paragraph c,

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1 subparagraph (2), Code 2019, is amended to read as follows:
 2 (2) The notice shall contain a statement in substantially
 3 the following form:
 4 Information received from the United States postal service
 5 indicates that you are no longer a resident of, and therefore
 6 not eligible to vote in (name of county) County, Iowa. If this
 7 information is not correct, and you still live in (name of
 8 county) County, please complete and mail the attached postage
 9 paid card at least ~~ten days before the primary or general~~
 10 ~~election and at least~~ eleven days before any other election at
 11 which you wish to vote. If the information is correct and you
 12 have moved, please contact a local official in your new area

13 for assistance in registering there. If you do not mail in
 14 the card, you may be required to show identification before
 15 being allowed to vote in (name of county) County. If you do not
 16 return the card, and you do not vote in an election in (name
 17 of county) County, Iowa, on or before (date of second general
 18 election following the date of the notice) your name will be
 19 removed from the list of voters in that county.

20 Sec. 99. Section 48A.28, subsections 1 and 2, Code 2019, are
 21 amended to read as follows:

22 1. Each commissioner shall conduct a systematic program
 23 that makes a reasonable effort to remove from the official list
 24 of registered voters the names of registered voters who have
 25 changed residence from their registration addresses. ~~Either or~~
 26 ~~both of the methods described in this section may be used.~~

27 2.a. A commissioner ~~may~~ shall participate in the United
 28 States postal service national change of address program, as
 29 provided in section 48A.27. The state voter registration
 30 commission shall adopt rules establishing specific requirements
 31 for participation and use of the national change of address
 32 program.

33 b. A commissioner participating in the national change of
 34 address program, ~~in the first quarter of each calendar year~~
 35 during the January immediately following each presidential

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1 election, shall send a notice and preaddressed, postage paid
 2 return card by forwardable mail to each registered voter
 3 whose name was not reported by the national change of address
 4 program and who has not voted in ~~two or more consecutive~~
 5 general elections the previous presidential election and has
 6 not registered again, or who has not reported a change to an
 7 existing registration, ~~or who has not responded to a notice~~
 8 ~~from the commissioner or registrar during the period between~~
 9 ~~and following the previous two general elections.~~ Registered
 10 voters receiving such notice shall be marked inactive. The
 11 form and language of the notice and return card shall be
 12 specified by the state voter registration commission by rule.
 13 A registered voter shall not be sent a notice and return card
 14 under this subsection more frequently than once in a four-year
 15 period.

16 Sec. 100. Section 48A.28, subsection 3, Code 2019, is
 17 amended by striking the subsection.

18 Sec. 101. Section 48A.29, subsection 1, paragraph b, Code
 19 2019, is amended to read as follows:

20 b. The notice shall contain a statement in substantially the
 21 following form:

22 Information received from the United States postal service
 23 indicates that you are no longer a resident of (residence
 24 address) in (name of county) County, Iowa. If this information
 25 is not correct, and you still live in (name of county) County,
 26 please complete and mail the attached postage paid card at

27 ~~least ten days before the primary or general election and~~ at
 28 least eleven days before any ~~other~~ election at which you wish
 29 to vote. If the information is correct, and you have moved,
 30 please contact a local official in your new area for assistance
 31 in registering there. If you do not mail in the card, you may
 32 be required to show identification before being allowed to vote
 33 in (name of county) County. If you do not return the card, and
 34 you do not vote in some election in (name of county) County,
 35 Iowa, on or before (date of second general election following

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1 the date of the notice) your name will be removed from the list
 2 of voters in that county.
 3 Sec. 102. Section 48A.29, subsection 3, paragraph b, Code
 4 2019, is amended to read as follows:
 5 b. The notice shall contain a statement in substantially the
 6 following form:
 7 Information received by this office indicates that you are no
 8 longer a resident of (residence address) in (name of county)
 9 County, Iowa. If the information is not correct, and you still
 10 live at that address, please complete and mail the attached
 11 postage paid card ~~at least ten days before the primary or~~
 12 ~~general election and~~ at least eleven days before any ~~other~~
 13 election at which you wish to vote. If the information is
 14 correct, and you have moved within the county, you may update
 15 your registration by listing your new address on the card and
 16 mailing it back. If you have moved outside the county, please
 17 contact a local official in your new area for assistance in
 18 registering there. If you do not mail in the card, you may be
 19 required to show identification before being allowed to vote in
 20 (name of county) County. If you do not return the card, and you
 21 do not vote in some election in (name of county) County, Iowa,
 22 on or before (date of second general election following the
 23 date of the notice) your name will be removed from the list of
 24 registered voters in that county.
 25 Sec. 103. Section 48A.30, subsection 1, paragraph g, Code
 26 2019, is amended to read as follows:
 27 g. The registered voter's registration record has been
 28 inactive pursuant to section ~~48A.28 or 48A.29~~ for two
 29 ~~successive~~ consecutive general elections after notice was sent.
 30 Sec. 104. Section 48A.37, subsection 2, Code 2019, is
 31 amended to read as follows:
 32 2. Electronic records shall include a status code
 33 designating whether the records are active, inactive,
 34 incomplete, pending, or canceled. Inactive records are records
 35 of registered voters to whom notices have been sent pursuant

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1 to section 48A.28, ~~subsection 3,~~ and who have not returned
 2 the card or otherwise responded to the notice, and those

3 records have been designated inactive pursuant to section
4 48A.29. Inactive records are also records of registered
5 voters to whom notices have been sent pursuant to section
6 48A.26A and who have not responded to the notice. Incomplete
7 records are records missing required information pursuant to
8 section 48A.11, subsection 8. Pending records are records of
9 applicants whose applications have not been verified pursuant
10 to section 48A.25A. Canceled records are records that have
11 been canceled pursuant to section 48A.30. All other records
12 are active records. An inactive record shall be made active
13 when the registered voter requests an absentee ballot, votes
14 at an election, registers again, or reports a change of name,
15 address, telephone number, or political party or organization
16 affiliation. An incomplete record shall be made active when
17 a completed application is received from the applicant and
18 verified pursuant to section 48A.25A. A pending record shall
19 be made active upon verification or upon the voter providing
20 identification pursuant to section 48A.8.

21 Sec. 105.~~NEW SECTION.~~ **48A.39A Voter list maintenance**
22 **reports.**

23 1. The commissioner of registration shall annually
24 submit to the state registrar of voters a report regarding
25 the number of voter registration records marked inactive or
26 canceled pursuant to sections 48A.28 through 48A.30. The state
27 registrar of voters shall publish such reports on the internet
28 site of the state registrar of voters.

29 2. The state registrar of voters shall determine by rule the
30 form and submission deadline of reports submitted pursuant to
31 subsection 1.

32 DIVISION X
33 BALLOT ORDER

34 Sec. 106. Section 49.31, subsection 1, paragraph b, Code
35 2019, is amended to read as follows:

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1 ~~b.(1) The commissioner shall determine the order of~~
2 ~~political parties and nonparty political organizations~~
3 ~~candidates on the ballot as provided in this paragraph. The~~
4 ~~sequence order shall be the same for each office on the ballot~~
5 ~~and for each precinct in the county voting in the election.~~

6 (2) The state commissioner shall compile a list of each
7 county in the state in alphabetical order and assign a number
8 to each county such that the first county listed is number
9 one, the second county listed is number two, and continuing
10 in descending order in the same manner. The commissioner
11 shall put in alphabetical order the top two political parties
12 receiving the highest votes from the most recent election.

13 (3) The commissioner of each county assigned an even number
14 pursuant to subparagraph (2) shall arrange the ballot as
15 follows:

16 (a) The candidates of the first political party by

17 alphabetical order pursuant to subparagraph (2) shall appear
18 first on the ballot for the first general election at which the
19 president of the United States is to be elected following the
20 effective date of this Act and second on the ballot for the
21 first general election at which the governor will be elected
22 following the effective date of this Act and second on the
23 ballot for the second general election at which the president
24 of the United States is to be elected following the effective
25 date of this Act and first on the ballot for the second general
26 election at which the governor will be elected following the
27 effective date of this Act, and thereafter alternating with the
28 candidates of the second political party by alphabetical order
29 pursuant to subparagraph (2).
30 (b) The candidates of the second political party by
31 alphabetical order pursuant to subparagraph (2) shall appear
32 second on the ballot for the first general election at which
33 the president of the United States is to be elected following
34 the effective date of this Act and first on the ballot for
35 the first general election at which the governor will be

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1 elected following the effective date of this Act and first
2 on the ballot for the second general election at which the
3 president of the United States is to be elected following the
4 effective date of this Act and second on the ballot for the
5 second general election at which the governor will be elected
6 following the effective date of this Act, and thereafter
7 alternating with the candidates of the first political party by
8 alphabetical order pursuant to subparagraph (2).
9 (4) The commissioner of each county assigned an odd number
10 pursuant to subparagraph (2) shall arrange the ballot as
11 follows:
12 (a) The candidates of the second political party by
13 alphabetical order pursuant to subparagraph (2) shall appear
14 first on the ballot for the first general election at which the
15 president of the United States is to be elected following the
16 effective date of this Act and second on the ballot for the
17 first general election at which the governor will be elected
18 following the effective date of this Act and second on the
19 ballot for the second general election at which the president
20 of the United States is to be elected following the effective
21 date of this Act and first on the ballot for the second general
22 election at which the governor will be elected following the
23 effective date of this Act, and thereafter alternating with the
24 candidates of the first political party by alphabetical order
25 pursuant to subparagraph (2).
26 (b) The candidates of the first political party by
27 alphabetical order pursuant to subparagraph (2) shall appear
28 second on the ballot for the first general election at which
29 the president of the United States is to be elected following
30 the effective date of this Act and first on the ballot for

31 the first general election at which the governor will be
 32 electd following the effective date of this Act and first
 33 on the ballot for the second general election at which the
 34 president of the United States is to be elected following the
 35 effective date of this Act and second on the ballot for the

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1 second general election at which the governor will be elected
 2 following the effective date of this Act, and thereafter
 3 alternating with the candidates of the second political party
 4 by alphabetical order pursuant to subparagraph (2).
 5 (c) The commissioner shall determine the order of
 6 candidates of nonparty political organizations on the ballot.
 7 The order shall be the same for each office on the ballot and
 8 for each precinct in the county voting in the election.

9 Sec. 107. Section 49.31, subsection 2, paragraph b, Code
 10 2019, is amended to read as follows:

11 b. The Notwithstanding any provision of subsection 1,
 12 paragraph "b", to the contrary, the commissioner shall then
 13 arrange the surnames of each political party's candidates for
 14 each office to which two or more persons are to be elected at
 15 large alphabetically for the respective offices for the first
 16 precinct on the list; thereafter, for each political party and
 17 for each succeeding precinct, the names appearing first for
 18 the respective offices in the last preceding precinct shall
 19 be placed last, so that the names that were second before the
 20 change shall be first after the change. The commissioner may
 21 also rotate the names of candidates of a political party in the
 22 reverse order of that provided in this subsection or alternate
 23 the rotation so that the candidates of different parties shall
 24 not be paired as they proceed through the rotation. The
 25 procedure for arrangement of names on ballots provided in this
 26 section shall likewise be substantially followed in elections
 27 in political subdivisions of less than a county.

DIVISION XI

MUNICIPAL ELECTIONS

30 Sec. 108. Section 44.9, subsection 3, Code 2019, is amended
 31 to read as follows:

32 3. In the office of the proper school board secretary, at
 33 ~~least thirty five forty-two~~ days before the day of a regularly
 34 scheduled school election.

35 Sec. 109. Section 50.48, subsection 7, Code 2019, is amended

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1 to read as follows:

2 ~~7. If the election is an election held by a city which~~
 3 ~~is not the final election for the office in question a city~~
 4 primary election held pursuant to section 376.7, the recount
 5 shall progress according to the times provided by this
 6 subsection. If this subsection applies the canvass shall be

7 held by the second day after the election, the request for
 8 a recount must be made by the third day after the election,
 9 the board shall convene to conduct the recount by the sixth
 10 day after the election, and the report shall be filed by the
 11 ~~eleventh~~ eighth day after the election.

12 Sec. 110. Section 50.48, Code 2019, is amended by adding the
 13 following new subsection:

14 NEW SUBSECTION. 8. When a city council has chosen a runoff
 15 election pursuant to section 376.9, the recount shall progress
 16 according to the times provided by this subsection. If this
 17 subsection applies, the canvass shall be conducted pursuant
 18 to section 50.24. The request for a recount must be made
 19 by the day after the canvass, and the board shall convene
 20 for the first time not later than the first Friday following
 21 the canvass. The report shall be filed not later than the
 22 fourteenth day after the election.

23 Sec. 111. Section 260C.12, subsection 1, as amended by
 24 2017 Iowa Acts, chapter 155, section 2, is amended to read as
 25 follows:

26 1. The board of directors of the merged area shall organize
 27 at the first regular meeting following the regular school
 28 election or at a special meeting called by the secretary of the
 29 board to organize the board in advance of the first regular
 30 meeting ~~following the regular school election after the canvass~~
 31 for the regular school election. Organization of the board
 32 shall be effected by the election of a president and other
 33 officers from the board membership as board members determine.
 34 The board of directors shall appoint a secretary and a
 35 treasurer who shall each give bond as prescribed in section

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1 291.2 and who shall each receive the salary determined by the
 2 board. The secretary and treasurer shall perform duties under
 3 chapter 291 and additional duties the board of directors deems
 4 necessary. However, the board may appoint one person to serve
 5 as the secretary and treasurer. If one person serves as the
 6 secretary and treasurer, only one bond is necessary for that
 7 person. The frequency of meetings other than organizational
 8 meetings shall be as determined by the board of directors but
 9 the president or a majority of the members may call a special
 10 meeting at any time.

11 Sec. 112. Section 260C.15, subsection 5, as amended by
 12 2017 Iowa Acts, chapter 155, section 4, is amended to read as
 13 follows:

14 5. The votes cast in the election shall be canvassed and
 15 abstracts of the votes cast shall be certified as required by
 16 section 277.20. In each county whose commissioner of elections
 17 is responsible under section 47.2 for conducting elections
 18 held for a merged area, the county board of supervisors shall
 19 convene ~~on the last Monday in November or at the last regular~~
 20 board meeting in November, on the second Monday or Tuesday

21 after the day of the election to canvass the abstracts of votes
 22 cast and declare the results of the voting. The commissioner
 23 shall at once issue certificates of election to each person
 24 declared elected, and shall certify to the merged area board in
 25 substantially the manner prescribed by section 50.27 the result
 26 of the voting on any public question submitted to the voters
 27 of the merged area. Members elected to the board of directors
 28 of a merged area shall qualify by taking the oath of office
 29 prescribed in section 277.28.

30 Sec. 113. Section 277.4, subsection 3, Code 2019, is amended
 31 to read as follows:

32 3. The secretary of the school board shall accept the
 33 petition for filing if on its face it appears to have the
 34 requisite number of signatures and if it is timely filed. The
 35 secretary of the school board shall note upon each petition

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1 and affidavit accepted for filing the date and time that the
 2 petition was filed. The secretary of the school board shall
 3 deliver all nomination petitions, together with the complete
 4 text of any public measure being submitted by the board to the
 5 electorate, to the county commissioner of elections on the day
 6 following the last day on which nomination petitions can be
 7 filed, and not later than ~~5:00 p.m.~~ 12:00 noon on that day.

8 Sec. 114. Section 279.1, subsection 1, Code 2019, is amended
 9 to read as follows:

10 1. The board of directors of each school corporation shall
 11 meet and organize at the first regular meeting or at a special
 12 meeting called by the secretary of the board to organize the
 13 board in advance of the first regular meeting after the canvass
 14 for the regular school election at some suitable place to be
 15 designated by the secretary. Notice of the place and hour of
 16 the meeting shall be given by the secretary to each member and
 17 member-elect of the board.

18 Sec. 115. Section 279.7, subsection 3, Code 2019, is amended
 19 to read as follows:

20 3. In the case of a special election as provided in this
 21 section to fill a vacancy occurring among the elective officers
 22 or members of a school board before the expiration of a full
 23 term, the person so elected shall qualify within ten days
 24 ~~thereafter from the final canvass of the election by the county~~
 25 board in the manner required by section 277.28 and shall hold
 26 office for the residue of the unexpired term and until a
 27 successor is elected, or appointed, and qualified.

28 Sec. 116. Section 376.5, Code 2019, is amended to read as
 29 follows:

30 **376.5 Publication of ballot.**

31 Notice containing a copy of the ballot for each regular,
 32 special, primary, or runoff city election must be published by
 33 the county commissioner of elections as provided in section
 34 362.3, except that notice of a regular, primary, or runoff

35 election may be published not less than four days before the

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1 date of the election. The published ballot notice must contain
 2 the names of all candidates, and may not contain any party
 3 designations. The published ballot notice must contain any
 4 question to be submitted to the voters.
 5 Sec. 117. Section 376.7, Code 2019, is amended by adding the
 6 following new subsection:
 7 NEW SUBSECTION. 3. If the city holding a primary
 8 election is located in more than one county, the controlling
 9 commissioner for that city under section 47.2, subsection
 10 2, shall conduct a second canvass on the first Monday or
 11 Tuesday after the day of the election. However, if a recount
 12 is requested pursuant to section 50.48, the controlling
 13 commissioner shall conduct the second canvass within two
 14 business days after the conclusion of the recount proceeding.
 15 Each commissioner conducting a canvass for the city pursuant
 16 to section 50.24, subsection 1, shall transmit abstracts for
 17 the offices of that city to the controlling commissioner for
 18 that city, along with individual tallies for each write-in
 19 candidate. At the second canvass, the county board of
 20 supervisors of the county of the controlling commissioner shall
 21 canvass the abstracts received pursuant to this subsection and
 22 shall prepare a combined city abstract stating the number of
 23 votes cast in the city for each office. The combined city
 24 abstract shall further indicate the name of each person who
 25 received votes for each office on the ballot, and the number of
 26 votes each person received for that office. The votes of all
 27 write-in candidates who each received less than five percent
 28 of the total votes cast in the city for an office shall be
 29 reported collectively under the heading "scattering".
 30 Sec. 118. Section 376.9, subsection 1, Code 2019, is amended
 31 to read as follows:
 32 1. A runoff election may be held only for positions unfilled
 33 because of failure of a sufficient number of candidates to
 34 receive a majority vote in the regular city election. When a
 35 council has chosen a runoff election in lieu of a primary, the

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1 county board of supervisors shall publicly canvass the tally
 2 lists of the vote cast in the regular city election, following
 3 the procedures prescribed in section 50.24, ~~at a meeting to be~~
 4 ~~held on the second day following the regular city election, and~~
 5 ~~beginning no earlier than 1:00 p.m. on that day.~~ Candidates
 6 who do not receive a majority of the votes cast for an office,
 7 but who receive the highest number of votes cast for that
 8 office in the regular city election, to the extent of twice
 9 the number of unfilled positions, are candidates in the runoff
 10 election.

11 Sec. 119. 2017 Iowa Acts, chapter 155, section 45, is
 12 amended to read as follows:
 13 SEC. 45.TERM OF OFFICE — TRANSITION PROVISIONS.
 14 1. Notwithstanding the provisions of section 260C.11
 15 designating a term of four years for members of a board of
 16 directors of a merged area, the term of office for a seat on a
 17 board of directors filled at the regular school election held
 18 on:
 19 a. September 8, 2015, shall expire ~~November 5, 2019~~ upon
 20 the board's organizational meeting held pursuant to section
 21 260C.12, subsection 1.
 22 b. September 12, 2017, shall expire ~~November 2, 2021~~ upon
 23 the board's organizational meeting held pursuant to section
 24 260C.12, subsection 1.
 25 2. Notwithstanding the provisions of section 273.8,
 26 subsection 1, designating a term of four years for members of
 27 a board of directors of an area education agency, the term of
 28 office for a seat on a board of directors filled by election
 29 in:
 30 a. September 2015 shall expire November 30, 2019.
 31 b. September 2017 shall expire November 30, 2021.
 32 3. Notwithstanding the provisions of section 274.7
 33 designating a term of four years for members of a board of
 34 directors of a school district, the term of office for a seat
 35 on a board of directors filled at the regular school election

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1 held on:
 2 a. September 8, 2015, shall expire ~~November 5, 2019~~ upon the
 3 board's organizational meeting held pursuant to section 279.1.
 4 b. September 12, 2017, shall expire ~~November 2, 2021~~ upon
 5 the board's organizational meeting held pursuant to section
 6 279.1.

DIVISION XII

ABSENTEE BALLOT COUNTING

9 Sec. 120. Section 49.128, subsection 3, Code 2019, is
 10 amended to read as follows:
 11 3. The commissioner shall file a copy of ~~the~~ a certification
 12 or report under this section with the state commissioner.
 13 Sec. 121. Section 49.128, Code 2019, is amended by adding
 14 the following new subsection:
 15 NEW SUBSECTION. 6. The commissioner shall place on
 16 file in the commissioner's office a report, and shall file
 17 a copy of the report with the state commissioner, regarding
 18 absentee ballot tracking and counting no later than December 1
 19 following each general election. The report shall be in a form
 20 prescribed by the state commissioner.
 21 Sec. 122. Section 53.17, subsection 1, paragraph b, Code
 22 2019, is amended to read as follows:
 23 b. The sealed return envelope may be mailed to the
 24 commissioner by the registered voter or by the voter's

25 designee. If mailed by the voter's designee, the envelope
 26 must be mailed within seventy-two hours of retrieving it from
 27 the voter or within time to be postmarked or, if applicable,
 28 to have the ~~intelligent mail~~ postal service barcode traced to
 29 a date of entry into the federal mail system not later than
 30 the day before the election, as provided in section 53.17A,
 31 whichever is earlier.

32 Sec. 123. Section 53.17, subsection 2, Code 2019, is amended
 33 to read as follows:

34 2. In order for the ballot to be counted, the return
 35 envelope must be received in the commissioner's office before

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1 the polls close on election day or be clearly postmarked by an
 2 officially authorized postal service or bear ~~an intelligent~~
 3 ~~mail~~ a postal service barcode traceable to a date of entry
 4 into the federal mail system not later than the day before the
 5 election, as provided in section 53.17A, and received by the
 6 commissioner not later than noon on the Monday following the
 7 election.

8 Sec. 124. Section 53.17, subsection 4, paragraph f, Code
 9 2019, is amended to read as follows:

10 *f.* A statement that the completed absentee ballot will
 11 be delivered to the commissioner's office within seventy-two
 12 hours of retrieving it from the voter or before the closing of
 13 the polls on election day, whichever is earlier, or that the
 14 completed absentee ballot will be mailed to the commissioner
 15 within seventy-two hours of retrieving it from the voter or
 16 within time to be postmarked or, if applicable, to have the
 17 ~~intelligent mail~~ postal service barcode traced to a date of
 18 entry into the federal mail system not later than the day
 19 before the election, as provided in section 53.17A, whichever
 20 is earlier.

21 Sec. 125. NEW SECTION. 53.17A Absentee ballot tracking.

22 1. For the purposes of this chapter:

23 *a.* "Postal service barcode" means a barcode purchased by the
 24 sender and supplied by the United States postal service that is
 25 used to sort and track letters and flat packages and is printed
 26 on an absentee ballot return envelope at the direction of the
 27 commissioner before the envelope is sent to the voter.

28 *b.* "Tracking information database" means a database
 29 administered by the United States postal service that is
 30 accessible to the commissioner and contains information
 31 regarding letters or flat packages.

32 *2.a.* Prior to implementing for the first time,
 33 discontinuing the usage of, or reimplementing the usage
 34 of a postal service barcode and tracking information, the
 35 commissioner shall send notice to the state commissioner prior

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1 to October 1, 2020, for an election taking place in 2020 after
2 that date, and by October 1 of each year thereafter.

3 *b.* The commissioner shall not implement or discontinue
4 the use of a postal service barcode or tracking information
5 database during an election after an absentee ballot has been
6 mailed for that election pursuant to section 53.8.

7 *c.* The state commissioner shall adopt rules regarding
8 the statewide implementation of a postal service barcode and
9 tracking information database, including procedures to be
10 followed when usage of a postal service barcode or the tracking
11 information database is negatively impacted. Each commissioner
12 shall use a postal service barcode and tracking information
13 database consistent with rules of the state commissioner.
14 Every commissioner shall send notice to the state commissioner
15 and implement the use of a postal service barcode and tracking
16 information database prior to October 1, 2020.

17 *3.a.* An absentee ballot received after the polls close
18 on election day but prior to the official canvass shall be
19 counted if the commissioner determines that the ballot entered
20 the federal mail system by the deadline specified in section
21 53.17 or 53.22. The date of entry of such an absentee ballot
22 into the federal mail system shall only be verified as provided
23 in paragraph "b".

24 *b.(1)* If the postmark indicates that the absentee ballot
25 entered the federal mail system by the deadline specified
26 in section 53.17 or 53.22, the ballot shall be included for
27 canvass by the absentee and special voters precinct board.

28 *(2)* If the postmark is illegible, missing, or dated on or
29 after election day, the commissioner shall attempt to verify
30 the ballot's date of entry into the federal mail system by
31 querying the postal service barcode in the tracking information
32 database. If the tracking information database indicates that
33 the absentee ballot entered the federal mail system by the
34 deadline specified in section 53.17 or 53.22, the ballot shall
35 be included for canvass by the absentee and special voters

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1 precinct board. The commissioner shall provide a report to
2 the absentee and special voters precinct board regarding the
3 information available in the tracking information database.

4 *(3)* If there is a discrepancy between the date indicated by
5 the postmark and the postal service barcode, the earlier of the
6 two shall determine the date of entry of the absentee ballot
7 into the federal mail system.

8 *(4)(a)* If neither the postmark nor the postal service
9 barcode indicates that the absentee ballot entered the federal
10 mail system by the deadline specified in section 53.17 or
11 53.22, the absentee ballot shall be sent to the absentee
12 and special voters precinct board pursuant to subparagraph

13 division (b) with the numeric value assigned to the postal
 14 service barcode and a full report from the tracking information
 15 database.

16 (b) Up to five absentee and special voters precinct board
 17 members from each political party for partisan elections,
 18 or any two members of the board for nonpartisan elections,
 19 shall review the postal service barcode and tracking database
 20 information report of each absentee ballot submitted pursuant
 21 to subparagraph division (a) and certify that the tracking
 22 information database report corresponds to the absentee ballot
 23 by initialing the report and the absentee ballot envelope.
 24 If the board concludes that the postal service barcode and
 25 tracking information database report verify that the absentee
 26 ballot entered the federal mail system by the deadline
 27 specified in section 53.17 or 53.22, the ballot shall be
 28 counted. Otherwise, the ballot shall not be counted.

29 Sec. 126. Section 53.22, subsection 6, paragraph b, Code
 30 2019, is amended to read as follows:

31 b. Absentee ballots voted under this subsection shall be
 32 delivered to the commissioner no later than the time the polls
 33 are closed on election day. If the ballot is returned by mail
 34 the return envelope must be received by the time the polls
 35 close, or be clearly postmarked by an officially authorized

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1 postal service or bear ~~an intelligent mail~~ a postal service
 2 barcode traceable to a date of entry into the federal mail
 3 system not later than the day before the election, as provided
 4 in section 53.17A, and received by the commissioner no later
 5 than the time established for the canvass by the board of
 6 supervisors for that election.

7 DIVISION XIII

8 FUTURE CHANGES TO ABSENTEE BALLOT COUNTING

9 Sec. 127. Section 53.17, subsection 1, paragraph b, Code
 10 2019, as amended by this Act, is amended by striking the
 11 paragraph and inserting in lieu thereof the following:

12 b. The sealed return envelope may be mailed to the
 13 commissioner by the registered voter or by the voter's
 14 designee. If mailed by the voter's designee, the envelope must
 15 be mailed within seventy-two hours of retrieving it from the
 16 voter.

17 Sec. 128. Section 53.17, subsection 2, Code 2019, as
 18 amended by this Act, is amended by striking the subsection and
 19 inserting in lieu thereof the following:

20 2. In order for the ballot to be counted, the return
 21 envelope must be received in the commissioner's office before
 22 the polls close on election day.

23 Sec. 129. Section 53.17, subsection 4, paragraph f, Code
 24 2019, as amended by this Act, is amended by striking the
 25 paragraph and inserting in lieu thereof the following:

26 f. A statement that the completed absentee ballot will

27 be delivered to the commissioner's office within seventy-two
 28 hours of retrieving it from the voter or before the closing of
 29 the polls on election day, whichever is earlier, or that the
 30 completed absentee ballot will be mailed to the commissioner
 31 within seventy-two hours of retrieving it from the voter.
 32 Sec. 130. Section 53.22, subsection 6, paragraph b, Code
 33 2019, as amended by this Act, is amended by striking the
 34 paragraph and inserting in lieu thereof the following:
 35 b. Absentee ballots voted under this subsection shall be

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1 delivered to the commissioner no later than the time the polls
 2 are closed on election day. If the ballot is returned by mail
 3 the return envelope must be received by the time the polls
 4 close.
 5 Sec. 131.REPEAL. Section 53.17A, as enacted by this Act,
 6 is repealed.
 7 Sec. 132.EFFECTIVE DATE. This division of this Act takes
 8 effect May 1, 2023.>
 9 2. Title page, by striking lines 1 and 2 and inserting
 10 <An Act relating to the conduct of state and local elections,
 11 providing penalties, and including effective date elections
 12 provisions.>

SENATE AMENDMENT

H-1245

1 Amend the amendment, H-1241, to House File 774 as follows:
 2 1. Page 2, line 29, by striking <thirty-four> and inserting
 3 <fifty>
 4 2. Page 2, line 31, by striking <sixty-six> and inserting
 5 <fifty>

KLEIN of Washington

H-1246

1 Amend House File 772 as follows:
 2 1. Page 1, after line 26 by inserting:
 3 <Sec. ___. Section 8B.1, Code 2019, is amended by adding the
 4 following new subsection:
 5 NEW SUBSECTION. 12A. "*Underserved area*" means any portion
 6 of a targeted service area within which no communications
 7 service provider offers or facilitates broadband service
 8 meeting the download and upload speeds specified in the
 9 definition of targeted service area in this section.>
 10 2. Page 1, line 31, by striking <or> and inserting <~~or~~ and>
 11 3. Page 2, line 4, by striking <or> and inserting <and>
 12 4. By striking page 2, line 32, through page 3, line 10, and
 13 inserting:

14 <3. Communications service providers may apply to
 15 the office for a grant pursuant to this section for the
 16 installation of broadband infrastructure that facilitates
 17 broadband service at or above twenty-five megabits per second
 18 of download speed and three megabits per second of upload speed
 19 in targeted service areas at or above the download and upload
 20 speeds specified in the definition of targeted service area in
 21 section 8B.1. The office may, by rule, increase the minimum
 22 download and upload speeds for grant eligibility pursuant to
 23 this section. The office shall include representatives from
 24 schools, communities, agriculture, industry, and other areas
 25 as appropriate to review and recommend grant awards. The
 26 office shall conduct an open application review process and
 27 include that includes the opportunity for the public to submit
 28 factual information as part of a validation process to address
 29 claims that a targeted service area is currently served with
 30 broadband service at or above the download and upload speeds
 31 specified in the definition of targeted service area in section
 32 8B.1. Upon completion of the validation process, the office
 33 may modify a proposed targeted service area to account for
 34 information received during the validation process. The office
 35 shall make available a public internet site for identifying all

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1 publicly available information contained in the applications,
 2 the members of the review committee, a summary of the review
 3 committee's recommended results, and any results of performance
 4 testing conducted after the project is completed.>
 5 5. By renumbering as necessary.

CARLSON of Muscatine

H-1247

1 Amend House File 772 as follows:
 2 1. Page 6, after line 24 by inserting:
 3 <Sec. __. Section 15.119, Code 2019, is amended by adding
 4 the following new subsection:
 5 NEW SUBSECTION. 5. Notwithstanding subsection 1, and
 6 in addition to amounts allocated pursuant to subsection 2,
 7 paragraph "g", the authority shall allocate ten million dollars
 8 to the workforce housing tax incentives program administered
 9 pursuant to sections 15.351 through 15.356, for qualified
 10 housing projects located in a county that has been declared
 11 a major disaster by the president of the United States on
 12 or after March 12, 2019, and that is also a county in which
 13 individuals are eligible for federal individual assistance.>
 14 2. Page 6, after line 34 by inserting:
 15 <Sec. __. Section 15.353, subsection 2, Code 2019, is
 16 amended by adding the following new paragraph:
 17 NEW PARAGRAPH. f. For a housing project located in any

18 county that has been declared a major disaster by the president
19 of the United States on or after March 12, 2019, and that is
20 also a county in which individuals are eligible for federal
21 individual assistance, development at a greenfield site.>
22 3. Page 7, after line 7 by inserting:
23 <Sec. ____ Section 15.354, subsection 1, Code 2019, is
24 amended by adding the following new paragraph:
25 NEW PARAGRAPH. c. In addition to complying with all
26 applicable requirements in paragraph “b”, a housing business
27 that chooses to be considered as an applicant for tax credits
28 reserved pursuant to section 15.119, subsection 5, shall also
29 submit a certification that the applicant’s housing project is
30 located in a county that has been declared a major disaster by
31 the president of the United States on or after March 12, 2019,
32 and is also a county in which individuals are eligible for
33 federal individual assistance. The housing business must also
34 submit documentation that provides evidence that the qualified
35 housing project is needed due to impact of the disaster that is

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1 the subject of the presidential major disaster declaration.>
2 4. Page 12, after line 34 by inserting:
3 <Sec. ____ Section 15.354, Code 2019, is amended by adding
4 the following new subsection:
5 NEW SUBSECTION. 6. *Disaster recovery housing projects.*
6 a. For purposes of this subsection, “disaster recovery
7 housing project” means a qualified housing project located in a
8 county that has been declared a major disaster by the president
9 of the United States on or after March 12, 2019, and that is
10 also a county in which individuals are eligible for federal
11 individual assistance.
12 b. Notwithstanding subsection 1, the authority may accept
13 applications for disaster recovery housing projects on a
14 continuous basis.
15 c. Notwithstanding subsection 2, paragraphs “a”, “b”, and
16 “d”, upon review of a housing business’s application, the
17 authority may make a tax incentive award to a disaster recovery
18 housing project. The tax incentive award shall represent the
19 maximum amount of tax incentives that the disaster recovery
20 housing project may qualify for under the program. In
21 determining a tax incentive award, the authority shall not use
22 an amount of project costs that exceeds the amount included in
23 the application of the housing business. Tax incentive awards
24 shall be approved by the director of the authority.
25 d. The authority shall administer tax credit allocations
26 for disaster recovery housing projects separately from the
27 general allocation and separately from the allocation reserved
28 for small cities in section 15.119, subsection 2, paragraph
29 “g”. The authority shall issue tax incentives under the
30 program for disaster recovery housing projects on a first-come,
31 first-served basis until the maximum amount of tax incentives

32 allocated under section 15.119, subsection 5, is reached. The
 33 authority shall maintain a list of disaster recovery housing
 34 projects awarded tax incentives under the program, so that if
 35 the maximum aggregate amount of tax incentives allocated for

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1 disaster recovery housing projects under the program is reached
 2 in a given fiscal year, such disaster recovery housing projects
 3 that were completed but for which tax incentives were not
 4 issued shall be placed on a wait list in the order the disaster
 5 recovery housing projects were awarded tax incentives pursuant
 6 to paragraph "c", and shall be given priority for receiving tax
 7 incentives in succeeding fiscal years.>

8 5. Page 13, after line 20 by inserting:
 9 <Sec. ____ Section 15.355, subsection 3, paragraph a, Code
 10 2019, is amended by adding the following new subparagraph:
 11 NEW SUBPARAGRAPH. (3) For a housing project located in a
 12 county that has been declared a major disaster by the president
 13 of the United States on or after March 12, 2019, and that is
 14 also a county in which individuals are eligible for federal
 15 individual assistance, twenty percent of the qualifying new
 16 investment of a housing project.>

17 6. Page 13, after line 35 by inserting:
 18 <Sec. ____ EMERGENCY RULES. The economic development
 19 authority may adopt emergency rules under section 17A.4,
 20 subsection 3, and section 17A.5, subsection 2, paragraph "b",
 21 to implement the provisions of this division of this Act and
 22 the rules shall be effective immediately upon filing unless
 23 a later date is specified in the rules. Any rules adopted
 24 in accordance with this section shall also be published as a
 25 notice of intended action as provided in section 17A.4.
 26 Sec. ____ EFFECTIVE DATE. This division of this Act, being
 27 deemed of immediate importance, takes effect upon enactment.>

28 7. Title page, line 3, before <applicability> by inserting
 29 <effective date and>

30 8. By renumbering as necessary.

CARLSON of Muscatine

H-1248

1 Amend House File 772 as follows:

2 1. Page 14, after line 12 by inserting:

3 <DIVISION ____

4 RURAL ECONOMIC REVITALIZATION CENTER AND BOARD AND HIGH QUALITY
 5 JOBS PROGRAM

6 Sec. ____ Section 15.102, Code 2019, is amended by adding
 7 the following new subsection:

8 NEW SUBSECTION. 08. "Rural community" means any city
 9 located in this state with a population of thirty thousand
 10 or less in a county with a population of fifty thousand or

11 less. A rural community located in more than one county shall
 12 be considered to be located in the county having the greatest
 13 taxable base within the city.

14 Sec. .**NEW SECTION. 15.106F Rural economic**
 15 **revitalization center and board.**

16 1.a. A rural economic revitalization center is established
 17 within the authority. The center shall develop a separate
 18 partnership program with a lead council of government in each
 19 congressional district as determined under paragraph "b".

20 b. In order for the partnership program to receive funding
 21 from the authority, all councils of governments located within
 22 a congressional district shall enter into an agreement under
 23 chapter 28E, as authorized pursuant to section 28H.5, that
 24 identifies the lead council of government for the partnership
 25 program with the center.

26 2. The rural economic revitalization center shall support
 27 rural communities by doing all of the following:

28 a. Identify and study successful strategies to attract and
 29 grow economic development and the workforce.

30 b. Identify and assist in applications for economic
 31 development programs.

32 c. Identify and provide pathways for rural community
 33 improvement.

34 d. Assist in and serve as a conduit for rural policy
 35 development.

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1 3.a. A rural economic revitalization board is established
 2 and shall serve as the governing body of the rural economic
 3 revitalization center. The board is located within the
 4 authority for administrative purposes. The members of the
 5 board are entitled to receive reimbursement for actual expenses
 6 incurred while engaged in the performance of official duties.
 7 The director shall budget moneys to cover the expenses of the
 8 board. The board shall provide an annual report to the general
 9 assembly and the governor relating to rural revitalization
 10 issues and efforts by January 15, 2021, and by every January
 11 15, thereafter.

12 b. The board shall consist of three voting members from each
 13 congressional district appointed by the governor as follows:

14 (1) Each member shall reside or be employed in a rural
 15 community.

16 (2) At least one member from each congressional district
 17 shall reside or be employed in a rural community where an
 18 accredited public or private postsecondary educational
 19 institution is located in the rural community.

20 Sec. .**NEW SECTION. 15.328 Program expenditures by**
 21 **congressional district.**

22 Each fiscal year, the authority shall make available in each
 23 congressional district at least seven hundred fifty thousand
 24 dollars of the moneys appropriated to fund the program for use

25 in a qualifying rural community.

26 Sec. ____ Section 15.329, subsection 3, paragraph a, Code
27 2019, is amended to read as follows:

28 a. The quality of the jobs to be created or retained. In
29 rating the quality of the jobs, the authority shall place
30 greater emphasis on those jobs that have a higher wage scale;
31 have a lower turnover rate; are full-time or career-type
32 positions; provide comprehensive health benefits; or have
33 other related factors which could be considered to be higher
34 in quality, than to other jobs, including agricultural-related
35 or retail-related jobs in a rural community. Businesses that

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1 have wage scales substantially below that of existing Iowa
2 businesses in that area should be rated as providing the lowest
3 quality of jobs and should therefore be given the lowest
4 ranking for providing such assistance.

5 Sec. ____ Section 15.329, subsection 3, paragraph c,
6 subparagraph (6), Code 2019, is amended by striking the
7 subparagraph.

8 Sec. ____ Section 15.335A, subsection 1, unnumbered
9 paragraph 1, Code 2019, is amended to read as follows:

10 ~~Tax~~ Except as provided in subsection 1A, tax incentives are
11 available to eligible businesses as provided in this ~~section~~
12 subsection. The incentives are based upon the number of jobs
13 created or retained that pay at least one hundred twenty
14 percent of the qualifying wage threshold and the amount of the
15 qualifying investment made according to the following schedule:

16 Sec. ____ Section 15.335A, Code 2019, is amended by adding
17 the following new subsection:

18 NEW SUBSECTION. 1A. Tax incentives are available to
19 eligible businesses in rural communities as provided in this
20 subsection. The incentives are based upon the number of
21 jobs created or retained that pay at least one hundred ten
22 percent of the qualifying wage threshold and the amount of the
23 qualifying investment made according to the following schedule:

24 a. The number of jobs is zero and economic activity is
25 furthered by the qualifying investment and the amount of the
26 qualifying investment is one of the following:

27 (1) Less than fifty thousand dollars, then the tax incentive
28 is the investment tax credit of up to two percent.

29 (2) At least fifty thousand dollars but less than two
30 hundred fifty thousand dollars, then the tax incentives are the
31 investment tax credit of up to two percent and the sales tax
32 refund.

33 (3) At least two hundred fifty thousand dollars, then the
34 tax incentives are the investment tax credit of up to two
35 percent, the sales tax refund, and the additional research and

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- 1 development tax credit.
- 2 *b.* The number of jobs is one but not more than five and the
3 amount of the qualifying investment is one of the following:
- 4 (1) Less than fifty thousand dollars, then the tax incentive
5 is the investment tax credit of up to three percent.
- 6 (2) At least fifty thousand dollars but less than two
7 hundred fifty thousand dollars, then the tax incentives are the
8 investment tax credit of up to three percent and the sales tax
9 refund.
- 10 (3) At least two hundred fifty thousand dollars, then the
11 tax incentives are the investment tax credit of up to three
12 percent, the sales tax refund, and the additional research and
13 development tax credit.
- 14 *c.* The number of jobs is six but not more than ten and the
15 amount of the qualifying investment is one of the following:
- 16 (1) Less than fifty thousand dollars, then the tax incentive
17 is the investment tax credit of up to four percent.
- 18 (2) At least fifty thousand dollars but less than two
19 hundred fifty thousand dollars, then the tax incentives are the
20 investment tax credit of up to four percent and the sales tax
21 refund.
- 22 (3) At least two hundred fifty thousand dollars, then the
23 tax incentives are the investment tax credit of up to four
24 percent, the sales tax refund, and the additional research and
25 development tax credit.
- 26 *d.* The number of jobs is eleven but not more than fifteen
27 and the amount of the qualifying investment is one of the
28 following:
- 29 (1) Less than fifty thousand dollars, then the tax incentive
30 is the investment tax credit of up to five percent.
- 31 (2) At least fifty thousand dollars but less than two
32 hundred fifty thousand dollars, then the tax incentives are the
33 investment tax credit of up to five percent and the sales tax
34 refund.
- 35 (3) At least two hundred fifty thousand dollars, then the

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- 1 tax incentives are the investment tax credit of up to five
2 percent, the sales tax refund, and the additional research and
3 development tax credit.
- 4 *e.* The number of jobs is sixteen or more and the amount of
5 the qualifying investment is one of the following:
- 6 (1) Less than fifty thousand dollars, then the tax incentive
7 is the investment tax credit of up to six percent.
- 8 (2) At least fifty thousand dollars but less than two
9 hundred fifty thousand dollars, then the tax incentives are the
10 investment tax credit of up to six percent and the sales tax
11 refund.
- 12 (3) At least two hundred fifty thousand dollars, then the

13 tax incentives are the investment tax credit of up to six
 14 percent, the sales tax refund, and the additional research and
 15 development tax credit.

16 *f.* The number of jobs is thirty-one but not more than forty
 17 and the amount of the qualifying investment is at least two
 18 million dollars, then the tax incentives are the local property
 19 tax exemption, the investment tax credit of up to seven
 20 percent, the sales tax refund, and the additional research and
 21 development tax credit.

22 *g.* The number of jobs is forty-one but not more than sixty
 23 and the amount of the qualifying investment is at least five
 24 million dollars, then the tax incentives are the local property
 25 tax exemption, the investment tax credit of up to eight
 26 percent, the sales tax refund, and the additional research and
 27 development tax credit.

28 *h.* The number of jobs is sixty-one but not more than
 29 eighty and the amount of the qualifying investment is at least
 30 five million dollars, then the tax incentives are the local
 31 property tax exemption, the investment tax credit of up to nine
 32 percent, the sales tax refund, and the additional research and
 33 development tax credit.

34 *i.* The number of jobs is eighty-one but not more than one
 35 hundred and the amount of the qualifying investment is at least

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1 five million dollars, then the tax incentives are the local
 2 property tax exemption, the investment tax credit of up to ten
 3 percent, the sales tax refund, and the additional research and
 4 development tax credit.

5 *j.* The number of jobs is at least one hundred one and the
 6 amount of the qualifying investment is at least ten million
 7 dollars, then the tax incentives are the local property
 8 tax exemption, the investment tax credit of up to eleven
 9 percent, the sales tax refund, and the additional research and
 10 development tax credit.

11 Sec. ____ Section 15.335B, subsection 3, paragraph c, Code
 12 2019, is amended to read as follows:

13 c.(1) Consider the amount and type of the local community
 14 match- as follows:

15 (a) In a community with a population of less than five
 16 thousand, a community match shall not be required.

17 (b) In a community with a population equal to or greater
 18 than five thousand but less than fifteen thousand, a community
 19 match of at least five percent of the projected funds to be
 20 expended shall be required.

21 (c) In a community with a population equal to or greater
 22 than fifteen thousand but less than thirty thousand, a
 23 community match of at least ten percent of the projected funds
 24 to be expended shall be required.

25 (d) In a community with a population equal to or greater
 26 than thirty thousand, a community match of at least twenty

27 percent of the projected funds to be expended shall be
 28 required.
 29 (2) The Notwithstanding subparagraph (1), the authority may
 30 provide assistance to an early-stage business in a high-growth
 31 industry regardless of the amount of local match involved.
 32 Sec. ____. Section 28H.3, Code 2019, is amended by adding the
 33 following new subsection:
 34 NEW SUBSECTION. 5. Coordinate with the economic
 35 development authority and other councils of government as

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1 provided in section 15.106F.>
 2 2. Title page, line 2, by striking <and workforce housing>
 3 and inserting <, workforce housing, and high quality jobs>

GRASSLEY of Butler

H-1249

1 Amend Senate File 572, as passed by the Senate, as follows:
 2 1. Page 1, by striking line 2 and inserting:
 3 <CONTROLLED SUBSTANCES — IOWA PRESCRIPTION MONITORING PROGRAM
 4 INFORMATION
 5 Section 1. Section 124.201A, subsection 1, Code 2019, is
 6 amended to read as follows:
 7 1. If a cannabidiol or nabiximols investigational product
 8 approved as a prescription drug medication by the United States
 9 food and drug administration is eliminated from or revised in
 10 the federal schedule of controlled substances by the federal
 11 drug enforcement agency and notice of the elimination or
 12 revision is given to the board, the board shall similarly
 13 eliminate or revise the prescription drug medication in the
 14 schedule of controlled substances under this chapter. Such
 15 action by the board shall be immediately effective upon the
 16 date of publication of the final regulation containing the
 17 elimination or revision in the federal register.>
 18 2. Page 1, by striking lines 5 through 16 and inserting:
 19 <g. Including all ~~schedule~~ schedules II, III, and IV
 20 controlled substances, those substances in schedules III and IV
 21 that the advisory council and board determine can be addictive
 22 or fatal if not taken under the proper care and direction of a
 23 prescribing practitioner, and opioid antagonists.>
 24 3. Page 5, after line 1 by inserting:
 25 <DIVISION ____
 26 PHARMACEUTICAL COLLECTION AND DISPOSAL PROGRAM
 27 Sec. ____. Section 155A.43, Code 2019, is amended to read as
 28 follows:
 29 **155A.43 Pharmaceutical collection and disposal program —**
 30 **annual allocation.**
 31 **1.** Of the fees collected by the board pursuant to sections
 32 124.301 and 147.80 and this chapter, and retained by the board

33 pursuant to section 147.82, the board may annually allocate a
 34 sum deemed by the board to be adequate for administering the
 35 pharmaceutical collection and disposal program. The program

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1 shall provide for the management and disposal of unused,
 2 excess, and expired pharmaceuticals, including the management
 3 and disposal of controlled substances pursuant to state and
 4 federal regulations. The board may contract with one or more
 5 vendors for the provision of supplies and services to manage
 6 and maintain the program and to safely and appropriately
 7 dispose of pharmaceuticals collected through the program.
 8 2. Participation in a pharmaceutical collection and
 9 disposal program shall be voluntary. No tax, fee, assessment,
 10 or other charge shall be imposed for administering or
 11 participating in a pharmaceutical collection and disposal
 12 program.

13 DIVISION ____
 14 PHARMACY PRACTICE

15 Sec. ____ Section 155A.46, subsection 1, paragraph d, Code
 16 2019, is amended to read as follows:

17 *d.* Prior to the ordering and administration of a
 18 ~~vaccination or an immunization~~ or vaccination authorized by
 19 this subsection, pursuant to statewide protocols, a licensed
 20 pharmacist shall consult and review the statewide immunization
 21 registry or health information network, except for influenza
 22 immunizations or vaccinations and other emergency immunizations
 23 or vaccinations administered to persons eighteen years of age
 24 or older in response to a public health emergency. The board
 25 shall adopt rules requiring the reporting of the administration
 26 of ~~vaccines and immunizations~~ and vaccinations authorized by
 27 this subsection to a patient's primary health care provider,
 28 primary physician, and a statewide immunization registry or
 29 health information network.

30 Sec. ____ 2018 Iowa Acts, chapter 1142, section 8, is
 31 amended to read as follows:

32 SEC. 8.FUTURE REPEAL. Section 155A.44, Code 2018, is
 33 repealed effective July 1, ~~2019~~ 2020.

34 4. Title page, line 1, after <substances> by inserting <and
 35 pharmacy practice>

JENEARY of Plymouth

H-1250

1 Amend Senate File 323, as passed by the Senate, as follows:

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

3 <Section 1. Section 123.3, subsections 7 and 48, Code 2019,
 4 are amended to read as follows:

5 7. "Beer" means any liquid, excluding wine, capable of
 6 being used for beverage purposes made by the fermentation of

7 an infusion in potable water of barley, malt, and hops, with
8 or without unmalted grains or decorticated and degerminated
9 grains or made by the fermentation of or by distillation of
10 the fermented products of fruit, fruit extracts, or other
11 agricultural products, containing more than one-half of one
12 percent of alcohol by volume but not more than five percent of
13 alcohol by weight or six and twenty-five hundredths percent of
14 alcohol by volume but not including mixed drinks or cocktails
15 mixed on the premises.

16 48. "*Wine*" means any beverage containing more than ~~five~~
17 one and one-half percent of alcohol by weight but not more
18 than seventeen percent of alcohol by weight or twenty-one and
19 twenty-five hundredths percent of alcohol by volume obtained
20 by the fermentation of the natural sugar contents of fruits
21 or other agricultural products but excluding any product
22 containing alcohol derived from malt or by the distillation
23 process from grain, cereal, molasses, or cactus.>

24 2. Title page, line 1, by striking <canned cocktails> and
25 inserting <alcoholic beverages>

26 3. By renumbering as necessary.

LUNDGREN of Dubuque

H-1251

1 Amend House File 748 as follows:

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

4 <DIVISION I
5 SPORTS WAGERING

6 Section 1. Section 99D.7, subsection 23, Code 2019, is
7 amended to read as follows:

8 23. To establish a process to allow a person to be
9 voluntarily excluded from advance deposit wagering as defined
10 in section 99D.11, from an internet fantasy sports contest
11 as defined in section 99E.1, from advance deposit sports
12 wagering as defined in section 99F.9, from the wagering area
13 of a racetrack enclosure and from the gaming floor and sports
14 wagering area, as defined in section 99F.1, of all other
15 licensed facilities under this chapter and chapter 99F as
16 provided in this subsection. The process shall provide that an
17 initial request by a person to be voluntarily excluded shall be
18 for a period of five years or life and any subsequent request
19 following any five-year period shall be for a period of five
20 years or life. The process established shall require that
21 licensees be provided electronic access to names and social
22 security numbers of persons voluntarily excluded through a
23 secured interactive internet site maintained by the commission
24 and information regarding persons voluntarily excluded shall
25 be disseminated to all licensees under this chapter, chapter
26 99E, and chapter 99F. The names, social security numbers, and
27 information regarding persons voluntarily excluded shall be

28 kept confidential unless otherwise ordered by a court or by
29 another person duly authorized to release such information.
30 The process established shall also require a person requesting
31 to be voluntarily excluded be provided information compiled
32 by the Iowa department of public health on gambling treatment
33 options. The state and any licensee under this chapter,
34 chapter 99E, or chapter 99F shall not be liable to any person
35 for any claim which may arise from this process. In addition

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1 to any other penalty provided by law, any money or thing of
2 value that has been obtained by, or is owed to, a voluntarily
3 excluded person as a result of wagers made by the person after
4 the person has been voluntarily excluded shall be forfeited by
5 the person and shall be credited to the general fund of the
6 state.

7 Sec. 2. Section 99F.1, subsection 1, Code 2019, is amended
8 to read as follows:

9 1. "*Adjusted gross receipts*" means the gross receipts less
10 winnings paid to wagerers on gambling games. However, "*adjusted*
11 *gross receipts*" does not include promotional play receipts
12 received after the date in any fiscal year that the commission
13 determines that the wagering tax imposed pursuant to section
14 99F.11 on all licensees in that fiscal year on promotional
15 play receipts exceeds twenty-five million eight hundred twenty
16 thousand dollars.

17 Sec. 3. Section 99F.1, Code 2019, is amended by adding the
18 following new subsections:

19 NEW SUBSECTION. 2A. "*Authorized sporting event*" means
20 a professional sporting event, collegiate sporting event,
21 international sporting event, or professional motor race
22 event. "*Authorized sporting event*" does not include a race as
23 defined in section 99D.2, a fantasy sports contest as defined
24 in section 99E.1, minor league sporting event, or any athletic
25 event or competition of an interscholastic sport as defined in
26 section 9A.102.

27 NEW SUBSECTION. 4A. "*Collegiate sporting event*" means an
28 athletic event or competition of an intercollegiate sport as
29 defined in section 9A.102.

30 NEW SUBSECTION. 16A. "*International sporting event*" means
31 an international team or individual sporting event governed by
32 an international sports federation or sports governing body,
33 including sporting events governed by the international olympic
34 committee and the international federation of association
35 football.

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1 NEW SUBSECTION. 18A. "*Minor league sporting event*" means
2 a sporting event conducted by a sports league which is not
3 regarded as the premier league in the sport as determined by

4 the commission.

5 NEW SUBSECTION. 19A. *“Professional sporting event”* means an
6 event, excluding a minor league sporting event, at which two
7 or more persons participate in sports or athletic events and
8 receive compensation in excess of actual expenses for their
9 participation in such event.

10 NEW SUBSECTION. 23. *“Sports wagering”* means the acceptance
11 of wagers on an authorized sporting event by any system of
12 wagering as authorized by the commission. *“Sports wagering”*
13 does not include placing a wager on the performance or
14 nonperformance of any individual athlete participating in
15 a single game or match of a collegiate sporting event in
16 which a collegiate team from this state is a participant, or
17 placing a wager on the performance of athletes in an individual
18 international sporting event governed by the international
19 olympic committee in which any participant in the international
20 sporting event is under eighteen years of age.

21 NEW SUBSECTION. 24. *“Sports wagering area”* means an area,
22 as designated by the commission, in which sports wagering is
23 conducted.

24 NEW SUBSECTION. 25. *“Sports wagering net receipts”* means
25 the gross receipts less winnings paid to wagerers on sports
26 wagering.

27 Sec. 4. Section 99F.1, subsection 17, Code 2019, is amended
28 to read as follows:

29 17. *“Licensee”* means any person licensed under section 99F.7
30 or 99F.7A.

31 Sec. 5. Section 99F.3, Code 2019, is amended to read as
32 follows:

33 **99F.3 Gambling games and sports wagering authorized.**

34 The system of wagering on a gambling game and sports wagering
35 as provided by this chapter is legal, when conducted ~~on an~~

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1 ~~excursion gambling boat, gambling structure, or racetrack~~
2 ~~enclosure at authorized locations~~ by a licensee as provided in
3 this chapter.

4 Sec. 6. Section 99F.4, subsections 3 and 22, Code 2019, are
5 amended to read as follows:

6 3. To adopt standards under which all excursion gambling
7 boat operations shall be held and standards for the facilities
8 within which the gambling operations are to be held. The
9 commission may authorize the operation of gambling games on
10 an excursion gambling boat and sports wagering in a sports
11 wagering area which is also licensed to sell or serve alcoholic
12 beverages, wine, or beer as defined in section 123.3.

13 22. To establish a process to allow a person to be
14 voluntarily excluded from advance deposit wagering as defined
15 in section 99D.11, from an internet fantasy sports contest as
16 defined in section 99E.1, from advance deposit sports wagering
17 as defined in section 99F.9, from the gaming floor and sports

18 wagering area of an excursion gambling boat, from the wagering
 19 area, as defined in section 99D.2, and from the gaming floor
 20 and sports wagering area of all other licensed facilities under
 21 this chapter and chapter 99D as provided in this subsection.
 22 The process shall provide that an initial request by a person
 23 to be voluntarily excluded shall be for a period of five years
 24 or life and any subsequent request following any five-year
 25 period shall be for a period of five years or life. The process
 26 established shall require that licensees be provided electronic
 27 access to names and social security numbers of persons
 28 voluntarily excluded through a secured interactive internet
 29 site maintained by the commission and information regarding
 30 persons voluntarily excluded shall be disseminated to all
 31 licensees under this chapter, ~~and~~ chapter 99D, and chapter 99E.
 32 The names, social security numbers, and information regarding
 33 persons voluntarily excluded shall be kept confidential
 34 unless otherwise ordered by a court or by another person
 35 duly authorized to release such information. The process

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1 established shall also require a person requesting to be
 2 voluntarily excluded be provided information compiled by the
 3 Iowa department of public health on gambling treatment options.
 4 The state and any licensee under this chapter, ~~or~~ chapter 99D, and
 5 or chapter 99E shall not be liable to any person for any claim
 6 which may arise from this process. In addition to any other
 7 penalty provided by law, any money or thing of value that has
 8 been obtained by, or is owed to, a voluntarily excluded person
 9 as a result of wagers made by the person after the person has
 10 been voluntarily excluded shall be forfeited by the person and
 11 shall be credited to the general fund of the state.

12 Sec. 7. Section 99F.4, Code 2019, is amended by adding the
 13 following new subsection:

14 NEW SUBSECTION. 27. To adopt standards under which all
 15 sports wagering is conducted, including the scope and type of
 16 wagers allowed, to identify occupations within sports wagering
 17 which require licensing, and to adopt standards for licensing
 18 and background qualifications for occupations including
 19 establishing fees for the occupational license. All revenue
 20 received by the commission under this chapter from license fees
 21 shall be deposited in the general fund of the state and shall
 22 be subject to the requirements of section 8.60. All revenue
 23 received by the commission from regulatory fees shall be
 24 deposited into the gaming regulatory revolving fund established
 25 in section 99F.20.

26 Sec. 8. Section 99F.5, subsection 1, Code 2019, is amended
 27 to read as follows:

28 1. A qualified sponsoring organization may apply to the
 29 commission for a license to conduct gambling games on an
 30 excursion gambling boat or gambling structure as provided in
 31 this chapter. A person may apply to the commission for a

32 license to operate an excursion gambling boat. An operating
33 agreement entered into on or after May 6, 2004, between
34 a qualified sponsoring organization and an operator of an
35 excursion gambling boat or gambling structure shall provide for

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1 a minimum distribution by the qualified sponsoring organization
2 for educational, civic, public, charitable, patriotic, or
3 religious uses as defined in section 99B.1, that averages at
4 least three percent of the adjusted gross receipts for each
5 license year and, if applicable, three-quarters of one percent
6 of sports wagering net receipts for each license year. The
7 application shall be filed with the administrator of the
8 commission at least ninety days before the first day of the
9 next excursion season as determined by the commission, shall
10 identify the excursion gambling boat upon which gambling games
11 will be authorized, shall specify the exact location where
12 the excursion gambling boat will be docked, and shall be in
13 a form and contain information as the commission prescribes.
14 The minimum capacity of an excursion gambling boat or gambling
15 structure is two hundred fifty persons.

16 Sec. 9. Section 99F.6, subsection 4, paragraph a,
17 subparagraphs (2) and (3), Code 2019, are amended to read as
18 follows:

19 (2) A qualified sponsoring organization licensed to operate
20 gambling games under this chapter shall distribute the receipts
21 of all gambling games, less reasonable expenses, charges,
22 taxes, fees, and deductions allowed under this chapter, as
23 winnings to players or participants or shall distribute the
24 receipts for educational, civic, public, charitable, patriotic,
25 or religious uses as defined in section 99B.1. However, a
26 licensee to conduct gambling games under this chapter shall,
27 unless an operating agreement for an excursion gambling boat
28 otherwise provides, distribute at least three percent of the
29 adjusted gross receipts and, if applicable, three-quarters of
30 one percent of sports wagering net receipts for each license
31 year for educational, civic, public, charitable, patriotic,
32 or religious uses as defined in section 99B.1. However, if a
33 licensee who is also licensed to conduct pari-mutuel wagering
34 at a horse racetrack has unpaid debt from the pari-mutuel
35 racetrack operations, the first receipts of the gambling

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1 games operated within the racetrack enclosure less reasonable
2 operating expenses, taxes, and fees allowed under this chapter
3 shall be first used to pay the annual indebtedness.

4 (3) The commission shall authorize, subject to the debt
5 payments for horse racetracks and the provisions of paragraph
6 "b" for dog racetracks, a licensee who is also licensed to
7 conduct pari-mutuel dog or horse racing to use receipts

8 from gambling games and sports wagering within the racetrack
 9 enclosure to supplement purses for races particularly for
 10 Iowa-bred horses pursuant to an agreement which shall be
 11 negotiated between the licensee and representatives of the
 12 dog or horse owners. For agreements subject to commission
 13 approval concerning purses for horse racing beginning on or
 14 after January 1, 2006, the agreements shall provide that total
 15 annual purses for all horse racing shall be four percent of
 16 sports wagering net receipts and no less than eleven percent of
 17 the first two hundred million dollars of net receipts, and six
 18 percent of net receipts above two hundred million dollars. In
 19 addition, live standardbred horse racing shall not be conducted
 20 at the horse racetrack in Polk county, but the purse moneys
 21 designated for standardbred racing pursuant to section 99D.7,
 22 subsection 5, paragraph "b", shall be included in calculating
 23 the total annual purses required to be paid pursuant to this
 24 subsection. Agreements that are subject to commission approval
 25 concerning horse purses for a period of time beginning on
 26 or after January 1, 2006, shall be jointly submitted to the
 27 commission for approval.

28 **Sec. 10.NEW SECTION. 99F.7A Sports wagering — license —**
 29 **terms and conditions — fees.**

30 1. The commission shall, upon payment of an initial license
 31 fee of forty-five thousand dollars and submission of an
 32 application to the commission consistent with the requirements
 33 of section 99F.6, issue a license to conduct sports wagering
 34 to a licensee authorized to conduct gambling games at a
 35 pari-mutuel racetrack enclosure or a licensee authorized to

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1 operate an excursion gambling boat or gambling structure,
 2 subject to the requirements of this chapter. The annual
 3 renewal fee for a license to conduct sports wagering shall be
 4 ten thousand dollars.

5 2. A licensee under this section shall do all of the
 6 following:

7 a. Include on the internet site or mobile application used
 8 by the licensee to conduct advance deposit sports wagering as
 9 authorized in section 99F.9 the statewide telephone number
 10 authorized by the Iowa department of public health to provide
 11 problem gambling information and extensive responsible gaming
 12 features in addition to those described in section 99F.4,
 13 subsection 22.

14 b. Establish, subject to commission approval, sports
 15 wagering rules that specify the amounts to be paid on winning
 16 sports wagers, the effect of changes in the scheduling of an
 17 authorized sporting event subject to sports wagering, and the
 18 source of the information used to determine the outcome of a
 19 sports wager. The sports wagering rules shall be displayed in
 20 the licensee's sports wagering area, posted on the internet
 21 site or mobile application used by the licensee to conduct

22 advance deposit sports wagering as authorized in section 99F.9,
23 and included in the terms and conditions of the licensee's
24 advance deposit sports wagering system.

25 3. A licensee under this section may enter into operating
26 agreements with one or two entities to have up to a total of
27 two individually branded internet sites to conduct advance
28 deposit sports wagering for the licensee, unless one additional
29 operating agreement or individually branded internet site is
30 authorized by the commission.

31 4. A licensee issued a license to conduct sports wagering
32 under this section shall employ reasonable steps to prohibit
33 coaches, athletic trainers, officials, players, or other
34 individuals who participate in an authorized sporting event
35 that is the subject of sports wagering from sports wagering

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1 under this chapter. In addition, a licensee shall employ
2 reasonable steps to prohibit persons who are employed in
3 a position with direct involvement with coaches, players,
4 athletic trainers, officials, players, or participants in
5 an authorized sporting event that is the subject of sports
6 wagering from sports wagering under this chapter.

7 Sec. 11. Section 99F.8, Code 2019, is amended to read as
8 follows:

9 **99F.8 Bond of licensee.**

10 A licensee licensed under section 99F.7 shall post a bond
11 to the state of Iowa before the license is issued in a sum
12 as the commission shall fix, with sureties to be approved by
13 the commission. The bond shall be used to guarantee that the
14 licensee faithfully makes the payments, keeps its books and
15 records and makes reports, and conducts its gambling games and
16 sports wagering in conformity with this chapter and the rules
17 adopted by the commission. The bond shall not be canceled by
18 a surety on less than thirty days' notice in writing to the
19 commission. If a bond is canceled and the licensee fails to
20 file a new bond with the commission in the required amount on
21 or before the effective date of cancellation, the licensee's
22 license shall be revoked. The total and aggregate liability
23 of the surety on the bond is limited to the amount specified in
24 the bond.

25 Sec. 12. Section 99F.9, subsection 1, Code 2019, is amended
26 to read as follows:

27 1. Except as permitted in this section, the licensee shall
28 not permit ~~ne~~ sports wagering or any form of wagering on
29 gambling games.

30 Sec. 13. Section 99F.9, Code 2019, is amended by adding the
31 following new subsection:

32 **NEW SUBSECTION. 3A.a.** For the purposes of this section,
33 unless the context otherwise requires:

34 (1) "*Advance deposit sports wagering*" means a method of
35 sports wagering in which an eligible individual may, in an

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1 account established with a licensee under section 99F.7A,
 2 deposit moneys into the account and use the account balance to
 3 pay for sports wagering. Prior to January 1, 2021, an account
 4 must be established by an eligible individual in person with
 5 a licensee.

6 (2) *“Advance deposit sports wagering operator”* means an
 7 advance deposit sports wagering operator licensed by the
 8 commission who has entered into an agreement with a licensee
 9 under section 99F.7A to provide advance deposit sports
 10 wagering.

11 (3) *“Eligible individual”* means an individual who is at
 12 least twenty-one years of age or older who is located within
 13 this state.

14 b. The commission may authorize a licensee under section
 15 99F.7A to conduct advance deposit sports wagering. An advance
 16 deposit sports wager may be placed in person in the sports
 17 wagering area, or from any other location via a telephone-type
 18 device or any other electronic means. The commission may also
 19 issue an advance deposit sports wagering operator license to
 20 an entity who complies with this subsection and section 99F.6
 21 and may require the advance deposit sports wagering operator to
 22 conduct an audit consistent with the requirements of section
 23 99F.13.

24 c. An unlicensed person taking or receiving sports wagers
 25 from residents of this state is guilty of a class “D” felony.

26 Sec. 14. Section 99F.9, subsection 4, Code 2019, is amended
 27 to read as follows:

28 4. A person under the age of twenty-one years shall not make
 29 or attempt to make a wager pursuant to subsection 3A or on an
 30 excursion gambling boat, gambling structure, or in a racetrack
 31 enclosure and shall not be allowed on the gaming floor of
 32 an excursion gambling boat or gambling structure or in the
 33 wagering area, as defined in section 99D.2, or on the gaming
 34 floor of a racetrack enclosure. However, a person eighteen
 35 years of age or older may be employed to work on the gaming

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1 floor of an excursion gambling boat or gambling structure or
 2 in the wagering area or on the gaming floor of a racetrack
 3 enclosure. A person who violates this subsection with respect
 4 to making or attempting to make a wager commits a scheduled
 5 violation under section 805.8C, subsection 5, paragraph “a”.

6 Sec. 15. Section 99F.11, subsection 3, unnumbered paragraph
 7 1, Code 2019, is amended to read as follows:

8 The taxes imposed by this section on adjusted gross receipts
 9 from gambling games authorized under this chapter shall be paid
 10 by the licensee to the treasurer of state within ten days after
 11 the close of the day when the wagers were made and shall be

12 distributed as follows:

13 Sec. 16. Section 99F.11, Code 2019, is amended by adding the
14 following new subsection:

15 NEW SUBSECTION. 4.a. A tax is imposed on the sports
16 wagering net receipts received each fiscal year by a licensed
17 operator from sports wagering authorized under this chapter at
18 the rate of six and three-quarters percent.

19 *b.* The taxes imposed by this subsection for sports wagering
20 authorized under this chapter shall be paid by the licensed
21 operator to the treasurer of state as determined by the
22 commission and shall be credited as provided in section 8.57,
23 subsection 6.

24 Sec. 17. Section 99F.12, subsection 2, Code 2019, is amended
25 to read as follows:

26 2.a. The licensee shall furnish to the commission reports
27 and information as the commission may require with respect to
28 the licensee's activities.

29 *b.* A licensee under section 99F.7A shall promptly report
30 to the commission any criminal or disciplinary proceedings
31 commenced against the licensee or its employees in connection
32 with the licensee conducting sports wagering or advance
33 deposit sports wagering, any abnormal wagering activity or
34 patterns that may indicate a concern about the integrity of an
35 authorized sporting event or events, and any other conduct with

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1 the potential to corrupt a wagering outcome of an authorized
2 sporting event for purposes of financial gain, including
3 but not limited to match fixing, and suspicious or illegal
4 wagering activities, including the use of funds derived from
5 illegal activity, wagers to conceal or launder funds derived
6 from illegal activity, use of agents to place wagers, or use
7 of false identification. The commission is required to share
8 any information received pursuant to this paragraph with the
9 division of criminal investigation, any other law enforcement
10 entity upon request, or any regulatory agency the commission
11 deems appropriate. The commission shall promptly report any
12 information received pursuant to this paragraph with any
13 sports team or sports governing body as the commission deems
14 appropriate, but shall not share any information that would
15 interfere with an ongoing criminal investigation.

16 *c.* The gross receipts and adjusted gross receipts from
17 gambling shall be separately handled and accounted for from
18 all other moneys received from operation of an excursion
19 gambling boat or from operation of a racetrack enclosure or
20 gambling structure licensed to conduct gambling games. The
21 commission may designate a representative to board a licensed
22 excursion gambling boat or to enter a racetrack enclosure or
23 gambling structure licensed to conduct gambling games. The
24 representative shall have full access to all places within the
25 enclosure of the boat, the gambling structure, or the racetrack

26 enclosure and shall directly supervise the handling and
 27 accounting of all gross receipts and adjusted gross receipts
 28 from gambling. The representative shall supervise and check
 29 the admissions. The compensation of a representative shall be
 30 fixed by the commission but shall be paid by the licensee.
 31 d. With the approval of the commission, a licensee under
 32 section 99F.7A shall cooperate with investigations conducted
 33 by sports governing bodies, including but not limited to
 34 providing or facilitating the provision of account-level
 35 betting information and audio or video files relating to

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1 persons placing wagers. However, a licensee shall not share
 2 information that would interfere with an ongoing criminal
 3 investigation.
 4 Sec. 18. Section 99F.15, subsection 1, paragraph c, Code
 5 2019, is amended to read as follows:
 6 c. Acting, or employing a person to act, as a shill or
 7 decoy to encourage participation in a gambling game or sports
 8 wagering.
 9 Sec. 19. Section 99F.15, subsection 4, paragraphs d, h, and
 10 i, Code 2019, are amended to read as follows:
 11 d. Cheats at a gambling game, including but not limited to
 12 committing any act which alters the outcome of the game, or
 13 cheats at sports wagering.
 14 h. Claims, collects, or takes, or attempts to claim,
 15 collect, or take, money or anything of value in or from the
 16 gambling games or sports wagering, with intent to defraud,
 17 without having made a wager contingent on winning a gambling
 18 game or sports wager, or claims, collects, or takes an amount
 19 of money or thing of value of greater value than the amount
 20 won.
 21 i. Knowingly entices or induces a person to go to any place
 22 where a gambling game or sports wagering is being conducted or
 23 operated in violation of the provisions of this chapter with
 24 the intent that the other person plays or participates in that
 25 gambling game or sports wagering.
 26 Sec. 20. Section 99F.20, subsection 1, Code 2019, is amended
 27 to read as follows:
 28 1. A gaming regulatory revolving fund is created in
 29 the state treasury under the control of the department of
 30 inspections and appeals. The fund shall consist of fees
 31 collected and deposited into the fund paid by licensees
 32 pursuant to section 99D.14, subsection 2, paragraph "c", fees
 33 paid by licensees pursuant to section 99E.5, subsection 4,
 34 paragraph "c", regulatory fees paid by licensees pursuant
 35 to section 99F.4, subsection 27, and fees paid by licensees

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1 pursuant to section 99F.10, subsection 4, paragraph "c". All

2 costs relating to racetrack, excursion boat, and gambling
 3 structure, internet fantasy sports contests as defined in
 4 section 99E.1, and sports wagering regulation shall be paid
 5 from the fund as provided in appropriations made for this
 6 purpose by the general assembly. The department shall provide
 7 quarterly reports to the department of management and the
 8 legislative services agency specifying revenues billed and
 9 collected and expenditures from the fund in a format as
 10 determined by the department of management in consultation with
 11 the legislative services agency.

12 Sec. 21.EMERGENCY RULES. The state racing and gaming
 13 commission created under section 99D.5 may adopt emergency
 14 rules under section 17A.4, subsection 3, and section 17A.5,
 15 subsection 2, paragraph "b", to implement the provisions of
 16 this division of this Act and the rules shall be effective
 17 immediately upon filing unless a later date is specified in the
 18 rules but in no event earlier than July 4, 2019. Any rules
 19 adopted in accordance with this section shall also be published
 20 as a notice of intended action as provided in section 17A.4.

21 Sec. 22.IMPLEMENTATION. The racing and gaming commission
 22 shall not implement this division of this Act until the later
 23 of July 4, 2019, or the date the commission has adopted rules
 24 pursuant to chapter 17A providing for such implementation and
 25 such rules have become effective.

26 Sec. 23.EFFECTIVE DATE. This division of this Act, being
 27 deemed of immediate importance, takes effect upon enactment.

28 DIVISION II

29 FANTASY SPORTS CONTESTS

30 Sec. 24. Section 80.25A, Code 2019, is amended to read as
 31 follows:

32 **80.25A Pari-mutuel and gambling game Gaming operations**
 33 **investigation and enforcement.**

34 The commissioner of public safety shall direct the chief
 35 of the division of criminal investigation to establish a

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1 subdivision to be the primary criminal investigative and
 2 enforcement agency for the purpose of enforcement of chapters
 3 99D, 99E, and 99F. The commissioner of public safety shall
 4 appoint or assign other agents to the division as necessary to
 5 enforce chapters 99D, 99E, and 99F. All enforcement officers,
 6 assistants, and agents of the division are subject to section
 7 80.15 except clerical workers.

8 Sec. 25. Section 80.43, subsection 1, Code 2019, is amended
 9 to read as follows:

10 1. A gaming enforcement revolving fund is created in the
 11 state treasury under the control of the department. The fund
 12 shall consist of fees collected and deposited into the fund
 13 paid by licensees pursuant to section 99D.14, subsection 2,
 14 paragraph "b", fees and costs paid by applicants pursuant
 15 to section 99E.4, subsection 4, and fees paid by licensees

16 pursuant to section 99F.10, subsection 4, paragraph “b”. All
 17 costs for agents and officers plus any direct support costs
 18 for such agents and officers of the division of criminal
 19 investigation’s racetrack, excursion boat, ~~or~~ gambling
 20 structure, and internet fantasy sports contests as defined in
 21 section 99E.1 enforcement activities shall be paid from the
 22 fund as provided in appropriations made for this purpose by the
 23 general assembly.

24 Sec. 26. NEW SECTION. 99E.1 Definitions.

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

27 1. “*Applicant*” means an internet fantasy sports contest
 28 service provider applying for a license to conduct internet
 29 fantasy sports contests under this chapter.

30 2. “*Commission*” means the state racing and gaming commission
 31 created under section 99D.5.

32 3. “*Fantasy sports contest*” includes any fantasy or
 33 simulated game or contest in which the fantasy sports contest
 34 operator is not a participant in the game or contest, the value
 35 of all prizes and awards offered to winning participants are

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1 established and made known to the participants in advance
 2 of the contest, all winning outcomes reflect the relative
 3 knowledge and skill of the participants and shall be determined
 4 by accumulated statistical results of the performance of
 5 individuals, including athletes in the case of sporting events,
 6 and no winning outcome is solely based on the score, point
 7 spread, or any performance or performances of any single actual
 8 team or solely on any single performance of an individual
 9 athlete or player in any single actual event. However, until
 10 May 1, 2020, “*fantasy sports contest*” does not include any
 11 fantasy or simulated game or contest in which any winning
 12 outcomes are based on statistical results from a collegiate
 13 sporting event as defined in section 99F.1.

14 4. “*Internet fantasy sports contest*” means a method of
 15 entering a fantasy sports contest by which a person may
 16 establish an account with an internet fantasy sports contest
 17 service provider, deposit money into the account, and use
 18 the account balance for entering a fantasy sports contest by
 19 utilizing electronic communication.

20 5. “*Internet fantasy sports contest adjusted revenues*” means,
 21 for each internet fantasy sports contest, the amount equal to
 22 the total charges and fees collected from all participants
 23 entering the internet fantasy sports contest less winnings paid
 24 to participants in the contest, multiplied by the location
 25 percentage.

26 6. “*Internet fantasy sports contest player*” means a person
 27 who is at least twenty-one years of age and participates in an
 28 internet fantasy sports contest operated by an internet fantasy
 29 sports contest service provider.

30 7. *“Internet fantasy sports contest service provider”* means
 31 a person, including a licensee under chapter 99D or 99F, who
 32 conducts an internet fantasy sports contest as authorized by
 33 this chapter.

34 8. *“Licensee”* means any person licensed under section 99E.5
 35 to conduct internet fantasy sports contests.

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1 9. *“Location percentage”* means, for each internet fantasy
 2 sports contest, the percentage, rounded to the nearest tenth of
 3 a percent, equal to the total charges and fees collected from
 4 all internet fantasy sports contest players located in this
 5 state divided by the total charges and fees collected from all
 6 participants in the internet fantasy sports contest.

7 **Sec. 27. NEW SECTION. 99E.2 Internet fantasy sports**
 8 **contests authorized.**

9 The system of entering an internet fantasy sports contest as
 10 provided by this chapter is legal when conducted by a licensed
 11 internet fantasy sports contest service provider as provided in
 12 this chapter.

13 **Sec. 28. NEW SECTION. 99E.3 Commission — powers.**

14 1. The commission shall have full jurisdiction over and
 15 shall supervise internet fantasy sports contests and internet
 16 fantasy sports contest service providers as governed by this
 17 chapter.

18 2. The commission shall have the following powers and shall
 19 adopt rules pursuant to chapter 17A to administer and implement
 20 this chapter:

21 *a.* To review and investigate applicants and determine the
 22 eligibility of applicants for a license to conduct internet
 23 fantasy sports contests, pursuant to rules adopted by the
 24 commission.

25 *b.* To license and regulate internet fantasy sports contest
 26 service providers subject to the requirements of this chapter.

27 *c.* To provide for the prevention of practices detrimental to
 28 the public and to provide for the best interests of internet
 29 fantasy sports contests.

30 *d.* To investigate alleged violations of this chapter
 31 or the commission rules, orders, or final decisions and to
 32 take appropriate disciplinary action against a licensee, or
 33 institute appropriate legal action for enforcement, or both.
 34 Information gathered during an investigation is confidential
 35 during the pendency of the investigation.

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1 *e.* To assess fines and revoke or suspend licenses and to
 2 impose penalties for violations of this chapter.

3 *f.* To take any other action as may be reasonable or
 4 appropriate to enforce this chapter and the commission rules.

5 **Sec. 29. NEW SECTION. 99E.4 Requirements of applicant —**

6 **fee.**

7 1. An applicant for a license to conduct internet fantasy
8 sports contests shall complete and sign an application on
9 the form prescribed and published by the commission. The
10 application shall include such information of the applicant
11 that the commission deems necessary for purposes of issuing a
12 license pursuant to this chapter.

13 2. An applicant shall submit fingerprints and information
14 that the commission deems necessary to the commission in the
15 manner prescribed on the application forms. The fingerprints
16 may be submitted to the federal bureau of investigation by
17 the department of public safety through the state criminal
18 history repository for the purpose of a national criminal
19 history check. The results of a criminal history record check
20 conducted pursuant to this subsection shall be considered a
21 confidential record under chapter 22.

22 3. Before a license is granted, the division of criminal
23 investigation of the department of public safety shall conduct
24 a thorough background investigation of the applicant for a
25 license to conduct internet fantasy sports contests. The
26 applicant shall provide information on a form as required by
27 the division of criminal investigation.

28 4. The commission shall charge the applicant a reasonable
29 fee set by the division of criminal investigation of the
30 department of public safety, to defray those costs associated
31 with the fingerprint and national criminal history check
32 requirements of subsection 2 and background investigations
33 conducted by agents of the division of criminal investigation
34 as provided in subsection 3. These fees and costs are in
35 addition to any other license fees and costs charged by the

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1 commission. The fees and costs received by the commission
2 shall be deposited in the gaming enforcement revolving fund
3 established in section 80.43.

4 5. The commission shall not grant a license to an applicant
5 if there is substantial evidence that any of the following
6 apply:

7 *a.* A license issued to the applicant to conduct internet
8 fantasy sports contests in another jurisdiction has been
9 revoked, or a request for a license to conduct internet fantasy
10 sports contests in another jurisdiction has been denied, by
11 an entity licensing persons to conduct such contests in that
12 jurisdiction.

13 *b.* The applicant has not demonstrated financial
14 responsibility sufficient to adequately meet the requirements
15 of the enterprise proposed.

16 *c.* The applicant does not adequately disclose the true
17 owners of the enterprise proposed.

18 *d.* The applicant has knowingly made a false statement of a
19 material fact to the commission.

20 *e.* The applicant has failed to meet a monetary obligation in
21 connection with conducting an internet fantasy sports contest.

22 *f.* The applicant is not of good repute and moral character
23 or the applicant has pled guilty to, or has been convicted of,
24 a felony.

25 *g.* Any member of the board of directors of the applicant is
26 not twenty-one years of age or older.

27 6. A person who knowingly makes a false statement on the
28 application is guilty of an aggravated misdemeanor.

29 7. For the purposes of this section, “*applicant*” includes
30 each member of the board of directors of an internet fantasy
31 sports contest service provider.

32 **Sec. 30. NEW SECTION. 99E.5 Licenses — fees — terms and**
33 **conditions — revocation.**

34 1. If the commission is satisfied that the requirements
35 of this chapter and its rules adopted under this chapter

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1 applicable to licensees have been or will be complied with, the
2 commission shall, upon payment of an initial license fee of
3 five thousand dollars, issue a license for a period of not more
4 than three years to an applicant to conduct internet fantasy
5 sports contests in this state.

6 2. A licensed internet fantasy sports contest service
7 provider shall use reasonable methods to comply with all of the
8 following requirements:

9 *a.* Prevent employees of the internet fantasy sports contest
10 service provider and relatives living in the same household of
11 such employees from competing in any internet fantasy sports
12 contest on the service provider’s digital platform in which the
13 service provider offers a cash prize to the public.

14 *b.* Verify that an internet fantasy sports contest player
15 located in this state is twenty-one years of age or older.

16 *c.* Ensure that coaches, officials, players, contestants,
17 or other individuals who participate in a game or contest
18 that is the subject of an internet fantasy sports contest are
19 restricted from entering an internet fantasy sports contest in
20 which the outcome is determined, in whole or in part, by the
21 accumulated statistical results of a team of individuals in the
22 game or contest in which they participate.

23 *d.* Include on the internet site or mobile application used
24 by the licensee to conduct internet fantasy sports contests the
25 statewide telephone number authorized by the Iowa department
26 of public health to provide problem gambling information and
27 extensive responsible gaming features in addition to those
28 described in section 99F.4, subsection 22.

29 *e.* Allow individuals to establish an account with an
30 internet fantasy sports contest service provider by utilizing
31 electronic communication.

32 *f.* Disclose the number of entries a single internet fantasy
33 sports contest player may submit to each internet fantasy

34 sports contest and take reasonable steps to prevent players
 35 from submitting more than the allowable number of entries for

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1 that internet fantasy sports contest.
 2 *g.* Segregate internet fantasy sports contest player funds
 3 from operational funds or maintain a reserve in the form of
 4 cash, cash equivalents, an irrevocable letter of credit,
 5 payment processor reserves and receivables, a bond, or a
 6 combination thereof in the amount of the deposits in internet
 7 fantasy sports contest player accounts for the benefit and
 8 protection of internet fantasy sports contest player funds held
 9 in internet fantasy sports contest accounts by the internet
 10 fantasy sports contest service provider.
 11 *h.* Conduct an annual audit under section 99E.9.
 12 *i.* Pay the tax as provided in section 99E.6.
 13 3. The annual license fee to conduct internet fantasy sports
 14 contests shall be one thousand dollars or, for a licensed
 15 internet fantasy sports contest service provider with total
 16 annual internet fantasy sports contest adjusted revenues for
 17 the year prior to the annual license fee renewal date of
 18 one hundred fifty thousand dollars or greater, five thousand
 19 dollars. Moneys collected by the commission from the license
 20 fees paid under this section shall be considered repayment
 21 receipts as defined in section 8.2.
 22 4.a. A licensed internet fantasy sports contest service
 23 provider shall pay a regulatory fee to the commission. The
 24 regulatory fee shall be established by the commission based on
 25 the costs of administering and enforcing this chapter.
 26 *b.* A licensed internet fantasy sports contest service
 27 provider shall receive a credit for the amount of the
 28 regulatory fee paid by the provider against the taxes to be
 29 paid pursuant to section 99E.6.
 30 *c.* Notwithstanding section 8.60, the portion of the fee
 31 paid pursuant to paragraph “a” relating to the costs of the
 32 commission shall be deposited into the gaming regulatory
 33 revolving fund established in section 99F.20.
 34 5. Upon a violation of any of the conditions listed in
 35 section 99E.4 or this section by a licensee, the commission

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1 shall immediately revoke the license.
 2 **Sec. 31. NEW SECTION. 99E.6 Internet fantasy sports contest**
 3 **tax — rate.**
 4 1. A tax is imposed on internet fantasy sports contest
 5 adjusted revenues received each fiscal year by an internet
 6 fantasy sports contest service provider from internet fantasy
 7 sports contests authorized under this chapter at the rate of
 8 six and three-quarters percent.
 9 2. The taxes imposed by this section for internet fantasy

10 sports contests authorized under this chapter shall be paid by
11 the internet fantasy sports contest service provider to the
12 treasurer of state as determined by the commission and shall be
13 credited as provided in section 8.57, subsection 6.

14 **Sec. 32. NEW SECTION. 99E.7 Internet fantasy sports**
15 **contests — age restrictions.**

16 A person under the age of twenty-one years shall not enter an
17 internet fantasy sports contest. A person who violates this
18 section with respect to entering an internet fantasy sports
19 contest commits a scheduled violation under section 805.8C,
20 subsection 12.

21 **Sec. 33. NEW SECTION. 99E.8 Licensees — records — reports**
22 **— confidentiality.**

23 1. An internet fantasy sports contest service provider
24 shall keep its books and records so as to clearly show the
25 internet fantasy sports contest adjusted revenues for each
26 internet fantasy sports contest subject to tax in this state.

27 2.a. The licensee shall furnish to the commission reports
28 and information as the commission may require with respect to
29 the licensee's activities.

30 b. A licensee shall promptly report to the commission any
31 criminal or disciplinary proceedings commenced against the
32 licensee or its employees in connection with the licensee
33 conducting an internet fantasy sports contest, any abnormal
34 contest activity or patterns that may indicate a concern about
35 the integrity of an internet fantasy sports contest, and any

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1 other conduct with the potential to corrupt an outcome of an
2 internet fantasy sports contest for purposes of financial gain,
3 including but not limited to match fixing, and suspicious or
4 illegal internet fantasy sports contest activities, including
5 the use of funds derived from illegal activity, deposits of
6 money to enter an internet fantasy sports contest to conceal
7 or launder funds derived from illegal activity, use of agents
8 to enter an internet fantasy sports contest, or use of false
9 identification. The commission is required to share any
10 information received pursuant to this paragraph with the
11 division of criminal investigation, any other law enforcement
12 entity upon request, or any regulatory agency the commission
13 deems appropriate. The commission shall promptly report any
14 information received pursuant to this paragraph with any
15 sports team or sports governing body as the commission deems
16 appropriate, but shall not share any information that would
17 interfere with an ongoing criminal investigation.

18 3. Except as provided in subsection 4, the books and records
19 kept by a licensee as provided by this section are public
20 records and the examination, publication, and dissemination of
21 the books and records are governed by the provisions of chapter
22 22.

23 4. The records of the commission shall be governed by the

24 provisions of chapter 22, provided that, in addition to records
 25 that may be kept confidential pursuant to section 22.7, the
 26 following records provided by a licensee to the commission
 27 shall be kept confidential, unless otherwise ordered by a
 28 court, by the lawful custodian of the records, or by another
 29 person duly authorized to release such information:

- 30 a. Patron and customer records.
- 31 b. Security reports and network audits.
- 32 c. Internal control and compliance records.
- 33 d. Employee records.
- 34 e. Marketing expenses.
- 35 f. Supplemental schedules to the certified audit, except for

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1 those books and records as described in subsection 1 of this
 2 section, that are obtained by the commission in connection with
 3 the annual audit under section 99E.9.

4 g. Any information specifically requested for inspection by
 5 the commission or a representative of the commission.

6 **Sec. 34. NEW SECTION. 99E.9 Annual audit of licensee**
 7 **operations.**

8 Within one hundred eighty days after the end of the
 9 licensee's fiscal year, the licensee shall transmit to the
 10 commission an audit of the licensee's total internet fantasy
 11 sports contest operations, including an itemization of all
 12 expenses and subsidies. Each audit shall be conducted by a
 13 certified public accountant authorized to practice in the state
 14 of Iowa under chapter 542 who is selected by the licensee and
 15 approved by the commission.

16 **Sec. 35. NEW SECTION. 99E.10 Civil penalty.**

17 A person who willfully fails to comply with the requirements
 18 of this chapter and the rules adopted pursuant to chapter 17A
 19 under this chapter shall be liable for a civil penalty of not
 20 more than one thousand dollars for each violation, not to
 21 exceed ten thousand dollars for violations arising out of the
 22 same transaction or occurrence, which shall accrue to the state
 23 and may be recovered in a civil action.

24 **Sec. 36.** Section 99F.2, Code 2019, is amended to read as
 25 follows:

26 **99F.2 Scope of provisions.**

27 This chapter does not apply to the pari-mutuel system of
 28 wagering used or intended to be used in connection with the
 29 horse-race or dog-race meetings as authorized under chapter
 30 99D, internet fantasy sports contests authorized under chapter
 31 99E, lottery or lotto games authorized under chapter 99G, or
 32 bingo or games of skill or chance authorized under chapter 99B.

33 **Sec. 37.** Section 99F.4B, Code 2019, is amended to read as
 34 follows:

35 **99F.4B Rules.**

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1 The department of inspections and appeals shall cooperate
2 to the maximum extent possible with the division of criminal
3 investigation in adopting rules relating to the gaming
4 operations in this chapter and ~~chapter~~ chapters 99D and 99E.

5 Sec. 38. Section 232C.4, subsection 3, Code 2019, is amended
6 to read as follows:

7 3. An emancipated minor shall remain subject to voting
8 restrictions under chapter 48A, gambling restrictions under
9 chapter 99B, 99D, 99F, 99G, or 725, internet fantasy sports
10 contest restrictions under chapter 99E, alcohol restrictions
11 under chapter 123, compulsory attendance requirements under
12 chapter 299, and cigarette tobacco restrictions under chapter
13 453A.

14 Sec. 39. Section 714B.10, subsection 1, Code 2019, is
15 amended to read as follows:

16 1. Advertising by sponsors registered pursuant to chapter
17 557B, licensed pursuant to chapter 99B, or regulated pursuant
18 to chapter 99D, 99E, 99F, or 99G.

19 Sec. 40. Section 725.7, subsection 1, paragraph e, Code
20 2019, is amended to read as follows:

21 e. Engage in bookmaking, except as permitted in chapters 99E
22 and 99F.

23 Sec. 41. Section 725.13, Code 2019, is amended to read as
24 follows:

25 **725.13 Definition of bookmaking.**

26 "*Bookmaking*" means advancing gambling activity by accepting
27 bets upon the outcome of future contingent events as a business
28 other than as permitted in chapters 99B, 99D, 99E, and 99F.
29 These events include, but are not limited to, the results of
30 a trial or contest of skill, speed, power, or endurance of
31 a person or beast or between persons, beasts, fowl, motor
32 vehicles, or mechanical apparatus or upon the result of any
33 chance, casualty, unknown, or contingent event.

34 Sec. 42. Section 725.15, Code 2019, is amended to read as
35 follows:

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1 **725.15 Exceptions for legal gambling.**

2 Sections 725.5 through 725.10 and 725.12 do not apply to
3 a game, activity, ticket, or device when lawfully possessed,
4 used, conducted, or participated in pursuant to chapter 99B,
5 99E, 99F, or 99G.

6 Sec. 43. Section 805.8C, Code 2019, is amended by adding the
7 following new subsection:

8 NEW SUBSECTION. 12. *Internet fantasy sports contest*
9 *violations.* For violations of legal age for entering an
10 internet fantasy sports contest under section 99E.7, the
11 scheduled fine is five hundred dollars. Failure to pay the
12 fine by a person under the age of eighteen shall not result in

13 the person being detained in a secure facility.

14 Sec. 44. EMERGENCY RULES. The state racing and gaming
15 commission created under section 99D.5 may adopt emergency
16 rules under section 17A.4, subsection 3, and section 17A.5,
17 subsection 2, paragraph "b", to implement the provisions of
18 this division of this Act and the rules shall be effective
19 immediately upon filing unless a later date is specified in the
20 rules but in no event earlier than July 4, 2019. Any rules
21 adopted in accordance with this section shall also be published
22 as a notice of intended action as provided in section 17A.4.

23 Sec. 45. IMPLEMENTATION. The racing and gaming commission
24 shall not implement this division of this Act until the later
25 of July 4, 2019, or the date the commission has adopted rules
26 pursuant to chapter 17A providing for such implementation and
27 such rules have become effective.

28 Sec. 46. EFFECTIVE DATE. This division of this Act, being
29 deemed of immediate importance, takes effect upon enactment.

30 DIVISION III

31 GAMBLING REGULATION

32 Sec. 47. Section 8.57, Code 2019, is amended by adding the
33 following new subsection:

34 NEW SUBSECTION. 6.a. A sports wagering receipts fund is
35 created under the authority of the department of management.

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1 The fund shall consist of appropriations made to the fund and
2 transfers of interest, earnings, and moneys from other funds
3 or sources as provided by law. The sports wagering receipts
4 fund shall be separate from the general fund of the state and
5 the balance in the sports wagering receipts fund shall not
6 be considered part of the balance of the general fund of the
7 state. However, the sports wagering receipts fund shall be
8 considered a special account for the purposes of section 8.53,
9 relating to generally accepted accounting principles.

10 b. Moneys in the sports wagering receipts fund are not
11 subject to section 8.33. Notwithstanding section 12C.7,
12 subsection 2, interest or earnings on moneys in the sports
13 wagering receipts fund shall be credited to the fund. Moneys
14 in the sports wagering receipts fund may be used for cash flow
15 purposes during a fiscal year provided that any moneys so
16 allocated are returned to the fund by the end of that fiscal
17 year.

18 c. Moneys in the sports wagering receipts fund in a fiscal
19 year shall be used as directed by the general assembly.

20 d. Annually, on or before January 15 of each year, a
21 state agency that received an appropriation from the sports
22 wagering receipts fund shall report to the legislative services
23 agency and the department of management the status of all
24 projects completed or in progress. The report shall include
25 a description of the project, the progress of work completed,
26 the total estimated cost of the project, a list of all revenue

27 sources being used to fund the project, the amount of funds
 28 expended, the amount of funds obligated, and the date the
 29 project was completed or an estimated completion date of the
 30 project, where applicable.

31 e. Annually, on or before December 31 of each year, a
 32 recipient of moneys from the sports wagering receipts fund
 33 for any purpose shall report to the state agency to which the
 34 moneys are appropriated the status of all projects completed
 35 or in progress. The report shall include a description of the

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1 project, the progress of work completed, the total estimated
 2 cost of the project, a list of all revenue sources being used
 3 to fund the project, the amount of funds expended, the amount
 4 of funds obligated, and the date the project was completed or
 5 an estimated completion date of the project, where applicable.

6 Sec. 48. Section 15E.311, subsection 3, paragraph a, Code
 7 2019, is amended to read as follows:

8 a. At the end of each fiscal year, moneys in the fund
 9 shall be transferred into separate accounts within the fund
 10 and designated for use by each county in which no licensee
 11 authorized to conduct gambling games under chapter 99F was
 12 located during that fiscal year. Moneys transferred to
 13 county accounts shall be divided equally among the counties.
 14 Moneys transferred into an account for a county shall be
 15 transferred by the department to an eligible county recipient
 16 for that county. Of the moneys transferred, an eligible county
 17 recipient shall distribute seventy-five percent of the moneys
 18 as grants to charitable organizations for charitable purposes
 19 in that county and shall retain twenty-five percent of the
 20 moneys for use in establishing a permanent endowment fund
 21 for the benefit of charitable organizations for charitable
 22 purposes. In addition, of the moneys transferred from moneys
 23 appropriated to the fund from the sports wagering receipts
 24 fund created in section 8.57, subsection 6, and distributed,
 25 eligible county recipients shall give consideration for grants,
 26 upon application, to a charitable organization that operates
 27 a racetrack facility that conducts automobile races in that
 28 county. Of the amounts distributed, eligible county recipients
 29 shall give special consideration to grants for projects that
 30 include significant vertical infrastructure components designed
 31 to enhance quality of life aspects within local communities.
 32 In addition, as a condition of receiving a grant, the governing
 33 body of a charitable organization receiving a grant shall
 34 approve all expenditures of grant moneys and shall allow a
 35 state audit of expenditures of all grant moneys.

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1 Sec. 49. Section 99B.41, Code 2019, is amended by adding the
 2 following new subsection:

3 NEW SUBSECTION. 1A. “*Social fantasy sports contest*” means
 4 any fantasy or simulated game or contest in which the value
 5 of all prizes and awards offered to winning participants are
 6 established and made known to the participants in advance of
 7 the contest and do not exceed a total of one thousand dollars
 8 or equivalent consideration, all winning outcomes reflect
 9 the relative knowledge and skill of the participants and
 10 shall be determined by accumulated statistical results of the
 11 performance of individuals in events occurring over more than
 12 a twenty-four-hour period, including athletes in the case of
 13 sporting events, and no winning outcome is solely based on the
 14 score, point spread, or any performance or performances of
 15 any single actual team or solely on any single performance of
 16 an individual athlete or player in any single actual event.
 17 “*Social fantasy sports contest*” does not include an internet
 18 fantasy sports contest as defined in section 99E.1.

19 Sec. 50. Section 99B.45, subsection 2, Code 2019, is amended
 20 by adding the following new paragraph:

21 NEW PARAGRAPH. c. A social fantasy sports contest.

22 Sec. 51. Section 99F.6, Code 2019, is amended by adding the
 23 following new subsection:

24 NEW SUBSECTION. 9. The board of directors of a qualified
 25 sponsoring organization licensed to operate gambling games
 26 under this chapter shall be residents of this state and shall
 27 include, as ex officio, nonvoting members of the board, a
 28 member of the county board of supervisors and a member of a
 29 city council for each county and city that has a licensed
 30 gambling games facility operated by the qualified sponsoring
 31 organization. The ex officio members shall serve terms of the
 32 same duration as voting members of the board. However, this
 33 subsection shall not apply to an agency, instrumentality, or
 34 political subdivision of the state that is licensed to conduct
 35 gambling games under this chapter.

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1 Sec. 52.EFFECTIVE DATE. The following, being deemed of
 2 immediate importance, takes effect upon enactment:

3 The section of this division of this Act amending section
 4 8.57.>

5 2. Title page, by striking lines 1 through 4 and inserting
 6 <An Act relating to gambling regulation and wagering, by
 7 providing for sports wagering and fantasy sports contests,
 8 providing for taxes and fees, making penalties applicable, and
 9 including implementation and effective date provisions.>

KAUFMANN of Cedar

H-1252

1 Amend Senate File 447, as amended, passed, and reprinted by
 2 the Senate, as follows:

3 1. Page 1, line 2, by striking <paragraph> and inserting
4 <paragraphs>
5 2. Page 1, line 3, by striking <A> and inserting <Except as
6 provided in paragraph “d”, a>
7 3. Page 1, after line 6 by inserting:
8 <NEW PARAGRAPH. d.(1) The prohibition in paragraph “c”
9 shall not be construed to prevent a city from adopting or
10 enforcing a regulation, restriction, or other ordinance related
11 to residential property rental permit caps on single-family
12 homes or duplexes applicable to a historical site as defined in
13 section 303.2, subsection 2, paragraph “a”, subparagraph (2).
14 (2) The prohibition in paragraph “c” shall not be construed
15 to prevent a city from adopting or enforcing a regulation,
16 restriction, or other ordinance related to residential property
17 rental permit caps applicable to a particular single-family
18 home or duplex if none of the following hardships apply:
19 (a) The property has been publicly listed for sale
20 for twelve consecutive months and received no offers from
21 prospective owner-occupants equal to or greater than the most
22 recent assessed value of the property.
23 (b) The property is contiguous only to properties with a
24 rental permit.
25 (c) The property will be occupied by one or more immediate
26 family members of the owner at all times.
27 (d) The owner’s disability or age, or the disability or age
28 of a dependent of the owner, requires an immediate move to an
29 accessible dwelling.>

MASCHER of Johnson

H-1253

1 Amend House File 746 as follows:
2 1. Page 1, line 35, after <section> by inserting
3 <, including with any required redaction of personally
4 identifiable information pursuant to subsection 2, paragraph
5 “a”, subparagraph (4)>
6 2. Page 2, line 15, after <applicant> by inserting <in
7 accordance with this section, including any required redaction
8 of personally identifiable information pursuant to subsection
9 2, paragraph “a”, subparagraph (4)>
10 3. Page 2, line 18, after <and 3> by inserting <in
11 accordance with this section, including any required redaction
12 of personally identifiable information pursuant to subsection
13 2, paragraph “a”, subparagraph (4), and subsection 3, paragraph
14 “a”, subparagraph (4)>
15 4. Page 3, after line 7 by inserting:
16 <(4) “I do not want to be contacted. I request that my
17 personally identifiable information be redacted from the
18 noncertified copy of the original certificate of birth and
19 my contact preference form. I have completed this contact
20 preference form and am filing the form with the state

21 registrar. I may change this preference by filing a subsequent
 22 contract preference form with the state registrar.>
 23 5. Page 3, line 13, after <section> by inserting <,
 24 including any required redaction of personally identifiable
 25 information pursuant to subsection 2, paragraph “a”,
 26 subparagraph (4)>
 27 6. Page 3, after line 29 by inserting:
 28 <(4) “I wish to provide the following medical information
 29 included in the attached form. However, I request that my
 30 personally identifiable information be redacted from the
 31 medical information form prior to its release under Iowa Code
 32 section 144.24A.”>
 33 7. Page 4, line 16, by striking <establish> and inserting
 34 <implement>
 35 8. Page 4, by striking line 20 and inserting:

PAGE 2

1 <b. An application may be submitted>
 2 9. Page 4, line 25, by striking <1970> and inserting <1950>
 3 10. Page 4, line 26, by striking <July> and inserting
 4 <January>
 5 11. Page 5, line 13, after <decree> by inserting <, and any
 6 contact preference form or medical history form associated with
 7 the certified copy of any adoption decree for the purposes of
 8 section 144.24A.>
 9 12. Page 5, line 31, after <history> by inserting <form>
 10 13. Page 6, by striking lines 26 through 32 and inserting:
 11 <Sec. __.EFFECTIVE DATE. The following, being deemed of
 12 immediate importance, take effect upon enactment:
 13 1. The section of this Act enacting section 144.24A,
 14 subsection 7, paragraph “a”, requiring the department of public
 15 health to implement a public awareness and notification period
 16 to promote awareness and to allow time for a biological parent
 17 to file contact preference and medical history forms.
 18 2. The section of this Act enacting section 144.24A,
 19 subsection 7, paragraph “b”, providing for the submission of an
 20 application by an adult adopted person or an entitled person
 21 to obtain a noncertified copy of an adult adopted person’s
 22 original certificate of birth, if the adult adopted person who
 23 is the subject of the original certificate of birth was born
 24 before January 1, 1950.>
 25 14. By renumbering, redesignating, and correcting internal
 26 references as necessary.

JONES of Clay
 BOSSMAN of Woodbury
 BERGAN of Winneshiek

H-1254

1 Amend Senate File 616, as passed by the Senate, as follows:

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

4 <DIVISION I

5 FY 2019-2020 APPROPRIATIONS

6 Section 1.JUDICIAL BRANCH.

7 1. There is appropriated from the general fund of the state
8 to the judicial branch for the fiscal year beginning July 1,
9 2019, and ending June 30, 2020, the following amounts, or so
10 much thereof as is necessary, to be used for the purposes
11 designated:

12 a. For salaries of supreme court justices, appellate court
13 judges, district court judges, district associate judges,
14 associate juvenile judges, associate probate judges, judicial
15 magistrates and staff, state court administrator, clerk of the
16 supreme court, district court administrators, clerks of the
17 district court, juvenile court officers, board of law examiners
18 and board of examiners of shorthand reporters and judicial
19 qualifications commission; receipt and disbursement of child
20 support payments; reimbursement of the auditor of state for
21 expenses incurred in completing audits of the offices of the
22 clerks of the district court during the fiscal year beginning
23 July 1, 2019; and maintenance, equipment, and miscellaneous
24 purposes:

25 \$182,390,991

26 b. For deposit in the revolving fund created pursuant to
27 section 602.1302, subsection 3, for jury and witness fees,
28 mileage, costs related to summoning jurors, costs and fees for
29 interpreters and translators, and reimbursement of attorney
30 fees paid by the state public defender:

31 \$ 3,100,000

32 2. The judicial branch, except for purposes of internal
33 processing, shall use the current state budget system, the
34 state payroll system, and the Iowa finance and accounting
35 system in administration of programs and payments for services,

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1 and shall not duplicate the state payroll, accounting, and
2 budgeting systems.

3 3. The judicial branch shall submit monthly financial
4 statements to the legislative services agency and the
5 department of management containing all appropriated accounts
6 in the same manner as provided in the monthly financial status
7 reports and personal services usage reports of the department
8 of administrative services. The monthly financial statements
9 shall include a comparison of the dollars and percentage
10 spent of budgeted versus actual revenues and expenditures on
11 a cumulative basis for full-time equivalent positions and
12 dollars.

13 4. The judicial branch shall focus efforts upon the
14 collection of delinquent fines, penalties, court costs, fees,
15 surcharges, or similar amounts.

16 5. It is the intent of the general assembly that the offices
 17 of the clerks of the district court operate in all 99 counties
 18 and be accessible to the public as much as is reasonably
 19 possible in order to address the relative needs of the citizens
 20 of each county.

21 6. In addition to the requirements for transfers under
 22 section 8.39, the judicial branch shall not change the
 23 appropriations from the amounts appropriated to the judicial
 24 branch in this division of this Act, unless notice of the
 25 revisions is given to the legislative services agency prior
 26 to the effective date. The notice shall include information
 27 on the branch's rationale for making the changes and details
 28 concerning the workload and performance measures upon which the
 29 changes are based.

30 7. The judicial branch shall submit a semiannual update
 31 to the legislative services agency specifying the amounts of
 32 fines, surcharges, and court costs collected using the Iowa
 33 court information system since the last report. The judicial
 34 branch shall continue to facilitate the sharing of vital
 35 sentencing and other information with other state departments

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1 and governmental agencies involved in the criminal justice
 2 system through the Iowa court information system.

3 8. The judicial branch shall provide a report to the general
 4 assembly by January 1, 2020, concerning the amounts received
 5 and expended from the enhanced court collections fund created
 6 in section 602.1304 and the court technology and modernization
 7 fund created in section 602.8108, subsection 9, during the
 8 fiscal year beginning July 1, 2018, and ending June 30, 2019,
 9 and the plans for expenditures from each fund during the fiscal
 10 year beginning July 1, 2019, and ending June 30, 2020. A copy
 11 of the report shall be provided to the legislative services
 12 agency.

13 Sec. 2.CIVIL TRIALS — LOCATION. Notwithstanding any
 14 provision to the contrary, for the fiscal year beginning July
 15 1, 2019, and ending June 30, 2020, if all parties in a case
 16 agree, a civil trial including a jury trial may take place in a
 17 county contiguous to the county with proper jurisdiction, even
 18 if the contiguous county is located in an adjacent judicial
 19 district or judicial election district. If the trial is moved
 20 pursuant to this section, court personnel shall treat the case
 21 as if a change of venue occurred. However, if a trial is moved
 22 to an adjacent judicial district or judicial election district,
 23 the judicial officers serving in the judicial district or
 24 judicial election district receiving the case shall preside
 25 over the case.

26 Sec. 3.TRAVEL REIMBURSEMENT. Notwithstanding section
 27 602.1509, for the fiscal year beginning July 1, 2019, and
 28 ending June 30, 2020, a judicial officer may waive travel
 29 reimbursement for any travel outside the judicial officer's

30 county of residence to conduct official judicial business.
 31 Sec. 4.JUDICIAL OFFICER — UNPAID LEAVE. Notwithstanding
 32 the annual salary rates for judicial officers established by
 33 2013 Iowa Acts, chapter 140, section 40, for the fiscal year
 34 beginning July 1, 2019, and ending June 30, 2020, the supreme
 35 court may by order place all judicial officers on unpaid leave

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1 status on any day employees of the judicial branch are placed
 2 on temporary layoff status. The biweekly pay of the judicial
 3 officers shall be reduced accordingly for the pay period in
 4 which the unpaid leave date occurred in the same manner as
 5 for noncontract employees of the judicial branch. Through
 6 the course of the fiscal year, the judicial branch may use an
 7 amount equal to the aggregate amount of salary reductions due
 8 to the judicial officer unpaid leave days for any purpose other
 9 than for judicial salaries.
 10 Sec. 5.IOWA COMMUNICATIONS NETWORK. It is the intent
 11 of the general assembly that the judicial branch utilize
 12 the Iowa communications network or other secure electronic
 13 communications in lieu of traveling for the fiscal year
 14 beginning July 1, 2019, and ending June 30, 2020.

15 DIVISION II

16 JUDICIAL SALARIES

17 Sec. 6. Section 602.1501, Code 2019, is amended to read as
 18 follows:

19 **602.1501 Judicial salaries.**

20 1. a. The following persons shall receive the salary set
 21 by the general assembly:
 22 (1) The chief justice and each justice of the supreme court
 23 ~~shall receive the salary set by the general assembly.~~
 24 2. (2) The chief judge and each judge of the court of
 25 ~~appeals shall receive the salary set by the general assembly.~~
 26 3. (3) The chief judge of each judicial district and each
 27 ~~district judge shall receive the salary set by the general~~
 28 ~~assembly.~~
 29 4. (4) District associate judges ~~shall receive the salary~~
 30 ~~set by the general assembly.~~
 31 5. (5) Full-time associate juvenile judges and full-time
 32 ~~associate probate judges shall receive the salary set by the~~
 33 ~~general assembly.~~
 34 6. b. Magistrates Subject to section 602.6402, magistrates
 35 ~~shall receive the salary set by the general assembly, subject~~

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1 ~~to section 602.6402.~~
 2 2. For the fiscal year beginning July 1, 2019, and ending
 3 June 30, 2020, and each subsequent fiscal year, the supreme
 4 court may increase the annual salary rates set pursuant
 5 to subsection 1 by an amount not to exceed two percent of

6 the salary rate established for each judicial position in
 7 subsection 1. Persons receiving salary rate adjustments under
 8 this section shall not receive any additional salary adjustment
 9 other than those provided by this subsection, unless authorized
 10 by the general assembly.

11 DIVISION III

12 LEARNING CENTER MUSEUM

13 Sec. 7. NEW SECTION. 602.1615 Learning center museum
 14 corporation.

15 1. The judicial branch may establish the learning center
 16 museum corporation as a nonprofit corporation organized under
 17 chapter 504 and qualifying under section 501(c)(3) of the
 18 Internal Revenue Code as an organization exempt from taxation.
 19 Unless otherwise provided in this section, this corporation
 20 is subject to the provisions of chapter 504. The corporation
 21 shall be established for the purpose of soliciting funds and
 22 accepting donations, gifts, and bequests and disbursing those
 23 funds for an interactive museum of legal history within the
 24 judicial branch building.

25 2. If the learning center museum corporation is established
 26 in subsection 1, the corporation shall collaborate with
 27 the judicial branch as described in this section, but the
 28 corporation shall not be considered, in whole or in part, an
 29 agency, department, or administrative unit of the state.

30 a. The corporation shall not receive appropriations from the
 31 state.

32 b. The corporation shall not be required to reimburse the
 33 state for the cost of utilities consumed operating the learning
 34 center museum in the judicial branch building.

35 c. The corporation shall not be required to comply with

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1 any requirements that apply to a state agency, department, or
 2 administrative unit and shall not exercise any sovereign power
 3 of the state.

4 d. The corporation does not have authority to pledge the
 5 credit of the state, and the state shall not be liable for
 6 the debts or obligations of the corporation. All debts and
 7 obligations of the corporation shall be payable solely from the
 8 corporation's funds.

9 3. If the learning center museum corporation is established
 10 in subsection 1, the corporation shall be established so that
 11 donations and bequests to it qualify as tax deductible under
 12 state income tax laws and under section 501(c)(3) of the
 13 Internal Revenue Code.

14 4. If the learning center museum corporation is established
 15 in subsection 1, the articles of the corporation shall provide
 16 for its governance and its efficient management. In providing
 17 for its governance, the articles of the corporation shall
 18 address the following:

19 a. A board of directors to govern the corporation.

20 (1) The board of directors shall initially be comprised
21 of seven members appointed by the chief justice to concurrent
22 terms of four years. Two of such members shall be subject to
23 confirmation by the senate.

24 (2) For appointments subsequent to the initial appointments
25 pursuant to subparagraph (1), two of the members shall be
26 appointed by the chief justice, subject to confirmation by
27 the senate, to staggered terms of four years each, and the
28 remaining five members shall be selected by a majority vote of
29 the board of directors of the corporation for terms the length
30 of which shall be provided in the articles of the corporation.

31 (3) The chief justice and the board of directors of the
32 corporation shall not appoint or select any person who is
33 either the spouse or a relative within the first degree of
34 consanguinity of a serving member of the board of directors or
35 of the supreme court.

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1 b. The appointment of a chief executive officer by the board
2 to manage the corporation's daily operations.

3 c. The delegation of such powers and responsibilities
4 to the chief executive officer as may be necessary for the
5 corporation's efficient operation.

6 d. The employment of personnel necessary for the efficient
7 performance of the duties assigned to the corporation. All
8 such personnel shall be considered employees of a private,
9 nonprofit corporation and shall be exempt from the personnel
10 requirements imposed on state agencies, departments, and
11 administrative units.

12 e. The financial operations of the corporation including the
13 authority to receive and expend funds from public and private
14 sources and to use its property, money, or other resources for
15 the purpose of the corporation.

16 5. If the learning center museum is established, the board
17 of directors of the corporation and the chief executive officer
18 shall act to ensure all of the following:

19 a. That the corporation reviews and, at the board's
20 direction, implements the applicable portions of the strategic
21 plan developed by the judicial branch.

22 b. That the corporation prepares an annual budget that
23 includes funding levels for the corporation's activities and
24 that shows sufficient moneys are available to support those
25 activities.

26 c. That the corporation annually completes and files an
27 information return as described in section 422.15 and that the
28 information return is submitted to the general assembly.>

H-1255

1 Amend Senate File 615, as amended, passed, and reprinted by
2 the Senate, as follows:

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

5 <DIVISION I
6 FY 2019-2020
7 APPROPRIATIONS

8 Section 1.DEPARTMENT OF JUSTICE.

9 1. There is appropriated from the general fund of the state
10 to the department of justice for the fiscal year beginning July
11 1, 2019, and ending June 30, 2020, the following amounts, or
12 so much thereof as is necessary, to be used for the purposes
13 designated:

14 a. For the general office of attorney general for salaries,
15 support, maintenance, and miscellaneous purposes, including
16 the prosecuting attorneys training program, matching funds
17 for federal violence against women grant programs, victim
18 assistance grants, office of drug control policy prosecuting
19 attorney program, and odometer fraud enforcement, and for not
20 more than the following full-time equivalent positions:

21	\$ 5,989,473
22	FTEs 215.00

23 As a condition of receiving the appropriation provided
24 in this lettered paragraph, the department of justice shall
25 maintain a record of the estimated time incurred representing
26 each agency or department.

27 The general office of attorney general may temporarily
28 exceed and draw more than the amount appropriated in this
29 lettered paragraph and incur a negative cash balance as long
30 as there are receivables equal to or greater than the negative
31 balances and the amount appropriated in this paragraph is not
32 exceeded at the close of the fiscal year.

33 b. For victim assistance grants:
34

35 The moneys appropriated in this lettered paragraph shall be

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1 used to provide grants to care providers providing services to
2 crime victims of domestic abuse or to crime victims of rape and
3 sexual assault.

4 The balance of the victim compensation fund established
5 in section 915.94 may be used to provide salary and support
6 of not more than 24.00 full-time equivalent positions and to
7 provide maintenance for the victim compensation functions
8 of the department of justice. In addition to the full-time
9 equivalent positions authorized pursuant to this paragraph,
10 5.00 full-time equivalent positions are authorized and shall
11 be used by the department of justice to employ one accountant
12 and four program planners. The department of justice may

13 employ the additional 5.00 full-time equivalent positions
 14 authorized pursuant to this paragraph that are in excess of the
 15 number of full-time equivalent positions authorized only if
 16 the department of justice receives sufficient federal moneys
 17 to maintain employment for the additional full-time equivalent
 18 positions during the current fiscal year. The department
 19 of justice shall only employ the additional 5.00 full-time
 20 equivalent positions in succeeding fiscal years if sufficient
 21 federal moneys are received during each of those succeeding
 22 fiscal years.

23 The department of justice shall transfer at least \$150,000
 24 from the victim compensation fund established in section 915.94
 25 to the victim assistance grant program.

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

31 c. For legal services for persons in poverty grants as
 32 provided in section 13.34:

33 \$ 2,634,601

34 2.a. The department of justice, in submitting budget
 35 estimates for the fiscal year commencing July 1, 2020, pursuant

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1 to section 8.23, shall include a report of funding from sources
 2 other than amounts appropriated directly from the general fund
 3 of the state to the department of justice or to the office of
 4 consumer advocate. These funding sources shall include but
 5 are not limited to reimbursements from other state agencies,
 6 commissions, boards, or similar entities, and reimbursements
 7 from special funds or internal accounts within the department
 8 of justice. The department of justice shall also report actual
 9 reimbursements for the fiscal year commencing July 1, 2018,
 10 and actual and expected reimbursements for the fiscal year
 11 commencing July 1, 2019.

12 b. The department of justice shall include the report
 13 required under paragraph "a", as well as information regarding
 14 any revisions occurring as a result of reimbursements actually
 15 received or expected at a later date, in a report to the
 16 co-chairpersons and ranking members of the joint appropriations
 17 subcommittee on the justice system and the legislative services
 18 agency. The department of justice shall submit the report on
 19 or before January 15, 2020.

20 3.a. The department of justice shall fully reimburse
 21 the costs and necessary related expenses incurred by the Iowa
 22 law enforcement academy to continue to employ one additional
 23 instructor position who shall provide training for human
 24 trafficking-related issues throughout the state.

25 b. The department of justice shall obtain the moneys
 26 necessary to reimburse the Iowa law enforcement academy to

27 employ such an instructor from unrestricted moneys from either
 28 the victim compensation fund established in section 915.94, the
 29 human trafficking victim fund established in section 915.95, or
 30 the human trafficking enforcement fund established in 2015 Iowa
 31 Acts, chapter 138, section 141.

32 Sec. 2.OFFICE OF CONSUMER ADVOCATE. There is appropriated
 33 from the department of commerce revolving fund created in
 34 section 546.12 to the office of consumer advocate of the
 35 department of justice for the fiscal year beginning July 1,

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1 2019, and ending June 30, 2020, the following amount, or so
 2 much thereof as is necessary, to be used for the purposes
 3 designated:

4 For salaries, support, maintenance, and miscellaneous
 5 purposes, and for not more than the following full-time
 6 equivalent positions:

7 \$ 3,137,588
 8 FTEs 22.00

9 Sec. 3.DEPARTMENT OF CORRECTIONS — FACILITIES.

10 1. There is appropriated from the general fund of the state
 11 to the department of corrections for the fiscal year beginning
 12 July 1, 2019, and ending June 30, 2020, the following amounts,
 13 or so much thereof as is necessary, to be used for the purposes
 14 designated:

15 a. For the operation of the Fort Madison correctional
 16 facility, including salaries, support, maintenance, and
 17 miscellaneous purposes:

18 \$ 41,213,841

19 b. For the operation of the Anamosa correctional facility,
 20 including salaries, support, maintenance, and miscellaneous
 21 purposes:

22 \$ 32,414,148

23 c. For the operation of the Oakdale correctional facility,
 24 including salaries, support, maintenance, and miscellaneous
 25 purposes:

26 \$ 61,812,427

27 d. For the operation of the Newton correctional facility,
 28 including salaries, support, maintenance, and miscellaneous
 29 purposes:

30 \$ 28,327,158

31 e. For the operation of the Mount Pleasant correctional
 32 facility, including salaries, support, maintenance, and
 33 miscellaneous purposes:

34 \$ 25,676,413

35 f. For the operation of the Rockwell City correctional

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1 facility, including salaries, support, maintenance, and
 2 miscellaneous purposes:

3 \$ 10,521,861
4 g. For the operation of the Clarinda correctional facility,
5 including salaries, support, maintenance, and miscellaneous
6 purposes:

7 \$ 24,847,950
8 Moneys received by the department of corrections as
9 reimbursement for services provided to the Clarinda youth
10 corporation are appropriated to the department and shall be
11 used for the purpose of operating the Clarinda correctional
12 facility.

13 h. For the operation of the Mitchellville correctional
14 facility, including salaries, support, maintenance, and
15 miscellaneous purposes:

16 \$ 23,294,090

17 i. For the operation of the Fort Dodge correctional
18 facility, including salaries, support, maintenance, and
19 miscellaneous purposes:

20 \$ 30,067,231

21 j. For reimbursement of counties for temporary confinement
22 of prisoners, as provided in sections 901.7, 904.908, and
23 906.17, and for offenders confined pursuant to section 904.513:

24 \$ 1,082,635

25 k. For federal prison reimbursement, reimbursements for
26 out-of-state placements, and miscellaneous contracts:

27 \$ 234,411

28 2. The department of corrections shall use moneys
29 appropriated in subsection 1 to continue to contract for the
30 services of a Muslim imam and a Native American spiritual
31 leader.

32 Sec. 4.DEPARTMENT OF CORRECTIONS — ADMINISTRATION.

33 There is appropriated from the general fund of the state to the
34 department of corrections for the fiscal year beginning July
35 1, 2019, and ending June 30, 2020, the following amounts, or

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1 so much thereof as is necessary, to be used for the purposes
2 designated:

3 1. For general administration, including salaries and the
4 adjustment of salaries throughout the department, support,
5 maintenance, employment of an education director to administer
6 a centralized education program for the correctional system,
7 and miscellaneous purposes:

8 \$ 9,866,436

9 a. It is the intent of the general assembly that each
10 lease negotiated by the department of corrections with a
11 private corporation for the purpose of providing private
12 industry employment of inmates in a correctional institution
13 shall prohibit the private corporation from utilizing inmate
14 labor for partisan political purposes for any person seeking
15 election to public office in this state and that a violation
16 of this requirement shall result in a termination of the lease

17 agreement.

18 b. It is the intent of the general assembly that as a
19 condition of receiving the appropriation provided in this
20 subsection the department of corrections shall not enter into
21 a lease or contractual agreement pursuant to section 904.809
22 with a private corporation for the use of building space for
23 the purpose of providing inmate employment without providing
24 that the terms of the lease or contract establish safeguards to
25 restrict, to the greatest extent feasible, access by inmates
26 working for the private corporation to personal identifying
27 information of citizens.

28 2. For educational programs for inmates at state penal
29 institutions:

30 \$ 2,608,109

31 a. To maximize the funding for educational programs,
32 the department shall establish guidelines and procedures to
33 prioritize the availability of educational and vocational
34 training for inmates based upon the goal of facilitating an
35 inmate’s successful release from the correctional institution.

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1 b. The director of the department of corrections may
2 transfer moneys from Iowa prison industries and the canteen
3 operating funds established pursuant to section 904.310, for
4 use in educational programs for inmates.

5 c. Notwithstanding section 8.33, moneys appropriated in
6 this subsection that remain unobligated or unexpended at the
7 close of the fiscal year shall not revert but shall remain
8 available to be used only for the purposes designated in this
9 subsection until the close of the succeeding fiscal year.

10 3. For the development and operation of the Iowa corrections
11 offender network (ICON) data system:

12 \$ 2,000,000

13 4. For offender mental health and substance abuse
14 treatment:

15 \$ 28,065

16 Sec. 5.JUDICIAL DISTRICT DEPARTMENTS OF CORRECTIONAL
17 SERVICES.

18 1. There is appropriated from the general fund of the state
19 to the department of corrections for the fiscal year beginning
20 July 1, 2019, and ending June 30, 2020, for salaries, support,
21 maintenance, and miscellaneous purposes, the following amounts,
22 or so much thereof as is necessary, to be used for the purposes
23 designated:

24 a. For the first judicial district department of
25 correctional services:

26 \$ 15,069,356

27 It is the intent of the general assembly that the first
28 judicial district department of correctional services maintain
29 the drug courts operated by the district department.

30 b. For the second judicial district department of

31 correctional services:
 32 \$ 11,618,090
 33 It is the intent of the general assembly that the second
 34 judicial district department of correctional services maintain
 35 two drug courts to be operated by the district department.

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1 c. For the third judicial district department of
 2 correctional services:
 3 \$ 7,318,308
 4 d. For the fourth judicial district department of
 5 correctional services:
 6 \$ 5,811,273
 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 \$ 21,986,762
 11 It is the intent of the general assembly that the fifth
 12 judicial district department of correctional services maintain
 13 the drug court operated by the district department.

14 f. For the sixth judicial district department of
 15 correctional services:
 16 \$ 14,839,165
 17 It is the intent of the general assembly that the sixth
 18 judicial district department of correctional services maintain
 19 the drug court operated by the district department.

20 g. For the seventh judicial district department of
 21 correctional services:
 22 \$ 7,919,692
 23 It is the intent of the general assembly that the seventh
 24 judicial district department of correctional services maintain
 25 the drug court operated by the district department.

26 h. For the eighth judicial district department of
 27 correctional services:
 28 \$ 8,443,071

29 2. Each judicial district department of correctional
 30 services, within the funding available, shall continue programs
 31 and plans established within that district to provide for
 32 intensive supervision, sex offender treatment, diversion of
 33 low-risk offenders to the least restrictive sanction available,
 34 job development, and expanded use of intermediate criminal
 35 sanctions.

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1 3. Each judicial district department of correctional
 2 services shall provide alternatives to prison consistent with
 3 chapter 901B. The alternatives to prison shall ensure public
 4 safety while providing maximum rehabilitation to the offender.
 5 A judicial district department of correctional services may
 6 also establish a day program.

7 4. The governor's office of drug control policy shall
 8 consider federal grants made to the department of corrections
 9 for the benefit of each of the eight judicial district
 10 departments of correctional services as local government
 11 grants, as defined pursuant to federal regulations.

12 5. The department of corrections shall continue to contract
 13 with a judicial district department of correctional services to
 14 provide for the rental of electronic monitoring equipment which
 15 shall be available statewide.

16 6. The public safety assessment shall not be utilized
 17 in pretrial hearings when determining whether to detain or
 18 release a defendant before trial, and the use of the public
 19 safety assessment pilot program shall be terminated as of the
 20 effective date of this subsection, until such time the use of
 21 the public safety assessment has been specifically authorized
 22 by the general assembly.

23 Sec. 6.DEPARTMENT OF CORRECTIONS — REALLOCATION OF
 24 APPROPRIATIONS. Notwithstanding section 8.39, within the
 25 moneys appropriated in this division of this Act to the
 26 department of corrections, the department may reallocate the
 27 moneys appropriated and allocated as necessary to best fulfill
 28 the needs of the correctional institutions, administration
 29 of the department, and the judicial district departments of
 30 correctional services. However, in addition to complying with
 31 the requirements of sections 904.116 and 905.8 and providing
 32 notice to the legislative services agency, the department
 33 of corrections shall also provide notice to the department
 34 of management, prior to the effective date of the revision
 35 or reallocation of an appropriation made pursuant to this

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1 section. The department of corrections shall not reallocate an
 2 appropriation or allocation for the purpose of eliminating any
 3 program.

4 Sec. 7.INTENT — REPORTS.

5 1. The department of corrections in cooperation with
 6 townships, the Iowa cemetery associations, and other nonprofit
 7 or governmental entities may use inmate labor during the
 8 fiscal year beginning July 1, 2019, to restore or preserve
 9 rural cemeteries and historical landmarks. The department in
 10 cooperation with the counties may also use inmate labor to
 11 clean up roads, major water sources, and other water sources
 12 around the state.

13 2. On a quarterly basis the department shall provide a
 14 status report regarding private-sector employment to the
 15 legislative services agency beginning on July 1, 2019. The
 16 report shall include the number of offenders employed in the
 17 private sector, the combined number of hours worked by the
 18 offenders, the total amount of allowances, and the distribution
 19 of allowances pursuant to section 904.702, including any moneys
 20 deposited in the general fund of the state.

21 Sec. 8.ELECTRONIC MONITORING REPORT. The department of
 22 corrections shall submit a report on electronic monitoring to
 23 the general assembly, to the co-chairpersons and the ranking
 24 members of the joint appropriations subcommittee on the justice
 25 system, and to the legislative services agency by January
 26 15, 2020. The report shall specifically address the number
 27 of persons being electronically monitored and break down the
 28 number of persons being electronically monitored by offense
 29 committed. The report shall also include a comparison of any
 30 data from the prior fiscal year with the current year.

31 Sec. 9.STATE AGENCY PURCHASES FROM PRISON INDUSTRIES.

32 1. As used in this section, unless the context otherwise
 33 requires, "state agency" means the government of the state
 34 of Iowa, including but not limited to all executive branch
 35 departments, agencies, boards, bureaus, and commissions, the

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1 judicial branch, the general assembly and all legislative
 2 agencies, institutions within the purview of the state board of
 3 regents, and any corporation whose primary function is to act
 4 as an instrumentality of the state.

5 2. State agencies are encouraged to purchase products from
 6 Iowa state industries, as defined in section 904.802, when
 7 purchases are required and the products are available from
 8 Iowa state industries. State agencies shall obtain bids from
 9 Iowa state industries for purchases of office furniture during
 10 the fiscal year beginning July 1, 2019, exceeding \$5,000 or
 11 in accordance with applicable administrative rules related to
 12 purchases for the agency.

13 Sec. 10.IOWA LAW ENFORCEMENT ACADEMY.

14 1. There is appropriated from the general fund of the
 15 state to the Iowa law enforcement academy for the fiscal year
 16 beginning July 1, 2019, and ending June 30, 2020, the following
 17 amount, or so much thereof as is necessary, to be used for the
 18 purposes designated:

19 a.(1) For salaries, support, maintenance, and
 20 miscellaneous purposes, including jailer training and technical
 21 assistance, and for not more than the following full-time
 22 equivalent positions:

23 \$ 980,767
 24 FTEs 25.25

25 (2) For the costs associated with temporary relocation of
 26 the Iowa law enforcement academy:

27 \$ 1,015,442

28 b. The Iowa law enforcement academy may temporarily exceed
 29 and draw more than the amount appropriated in this subsection
 30 and incur a negative cash balance as long as there are
 31 receivables equal to or greater than the negative balance and
 32 the amount appropriated in this subsection is not exceeded at
 33 the close of the fiscal year.

34 2. The Iowa law enforcement academy may select at least

35 five automobiles of the department of public safety, division

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1 of state patrol, prior to turning over the automobiles to
2 the department of administrative services to be disposed
3 of by public auction, and the Iowa law enforcement academy
4 may exchange any automobile owned by the academy for each
5 automobile selected if the selected automobile is used in
6 training law enforcement officers at the academy. However, any
7 automobile exchanged by the academy shall be substituted for
8 the selected vehicle of the department of public safety and
9 sold by public auction with the receipts being deposited in the
10 depreciation fund to the credit of the department of public
11 safety, division of state patrol.

12 3. The Iowa law enforcement academy shall provide training
13 for domestic abuse and human trafficking-related issues
14 throughout the state. The training shall be offered at no
15 cost to the attendees and the training shall not replace any
16 existing domestic abuse or human trafficking training offered
17 by the academy.

18 Sec. 11.STATE PUBLIC DEFENDER. There is appropriated from
19 the general fund of the state to the office of the state public
20 defender of the department of inspections and appeals for the
21 fiscal year beginning July 1, 2019, and ending June 30, 2020,
22 the following amounts, or so much thereof as is necessary, to
23 be used for the purposes designated:

24 1. For salaries, support, maintenance, and miscellaneous
25 purposes, and for not more than the following full-time
26 equivalent positions:
27 \$ 26,955,139
28 FTEs 223.00

29 2. For payments on behalf of eligible adults and juveniles
30 from the indigent defense fund, in accordance with section
31 815.11:
32 \$ 40,895,448

33 Sec. 12.BOARD OF PAROLE. There is appropriated from the
34 general fund of the state to the board of parole for the fiscal
35 year beginning July 1, 2019, and ending June 30, 2020, the

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1 following amount, or so much thereof as is necessary, to be
2 used for the purposes designated:

3 For salaries, support, maintenance, and miscellaneous
4 purposes, and for not more than the following full-time
5 equivalent positions:
6 \$ 1,234,687
7 FTEs 10.50

8 Sec. 13.DEPARTMENT OF PUBLIC DEFENSE.

9 1. There is appropriated from the general fund of the
10 state to the department of public defense, for the fiscal year

11 beginning July 1, 2019, and ending June 30, 2020, the following
12 amounts, or so much thereof as is necessary, to be used for the
13 purposes designated:

14 For salaries, support, maintenance, and miscellaneous
15 purposes, and for not more than the following full-time
16 equivalent positions:

17 \$ 6,405,545
18 FTEs 249.00

19 2. The department of public defense may temporarily exceed
20 and draw more than the amount appropriated in this section and
21 incur a negative cash balance as long as there are receivables
22 of federal funds equal to or greater than the negative balance
23 and the amount appropriated in this section is not exceeded at
24 the close of the fiscal year.

25 Sec. 14.DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY
26 MANAGEMENT.

27 1. There is appropriated from the general fund of the state
28 to the department of homeland security and emergency management
29 for the fiscal year beginning July 1, 2019, and ending June
30 30, 2020, the following amounts, or so much thereof as is
31 necessary, to be used for the purposes designated:

32 For salaries, support, maintenance, and miscellaneous
33 purposes, and for not more than the following full-time
34 equivalent positions:

35 \$ 2,124,877

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1 FTEs 31.03

2 2. The department of homeland security and emergency
3 management may temporarily exceed and draw more than the amount
4 appropriated in this section and incur a negative cash balance
5 as long as there are receivables of federal funds equal to or
6 greater than the negative balance and the amount appropriated
7 in this section is not exceeded at the close of the fiscal
8 year.

9 Sec. 15.DEPARTMENT OF PUBLIC SAFETY. There is appropriated
10 from the general fund of the state to the department of public
11 safety for the fiscal year beginning July 1, 2019, and ending
12 June 30, 2020, the following amounts, or so much thereof as is
13 necessary, to be used for the purposes designated:

14 1. For administrative functions, including salaries and the
15 adjustment of salaries throughout the department, the criminal
16 justice information system, and for not more than the following
17 full-time equivalent positions:

18 \$ 4,734,703
19 FTEs 37.00

20 2. For the division of criminal investigation, including
21 the state's contribution to the peace officers' retirement,
22 accident, and disability system provided in chapter 97A in the
23 amount of the state's normal contribution rate, as defined in
24 section 97A.8, multiplied by the salaries for which the moneys

25 are appropriated, to meet federal fund matching requirements,
26 and for not more than the following full-time equivalent
27 positions:

28 \$ 15,013,083

29 FTEs 162.00

30 3. For the criminalistics laboratory fund created in
31 section 691.9:

32 \$ 650,000

33 Notwithstanding section 8.33, moneys appropriated in this
34 subsection that remain unencumbered or unobligated at the close
35 of the fiscal year shall not revert but shall remain available

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1 for expenditure for the purposes designated until the close of
2 the succeeding fiscal year.

3 4.a. For the division of narcotics enforcement, including
4 the state's contribution to the peace officers' retirement,
5 accident, and disability system provided in chapter 97A in the
6 amount of the state's normal contribution rate, as defined in
7 section 97A.8, multiplied by the salaries for which the moneys
8 are appropriated, to meet federal fund matching requirements,
9 and for not more than the following full-time equivalent
10 positions:

11 \$ 7,985,873

12 FTEs 65.00

13 The division of narcotics enforcement is authorized an
14 additional 1.00 full-time equivalent position pursuant to
15 this lettered paragraph that is in excess of the number of
16 full-time equivalent positions authorized for the previous
17 fiscal year only if the division of narcotics enforcement
18 receives sufficient federal moneys to maintain employment
19 for the additional full-time equivalent position during the
20 current fiscal year. The division of narcotics enforcement
21 shall only employ the additional full-time equivalent position
22 in succeeding fiscal years if sufficient federal moneys are
23 received during each of those succeeding fiscal years.

24 b. For the division of narcotics enforcement for undercover
25 purchases:

26 \$ 209,042

27 5. For the division of state fire marshal, for fire
28 protection services as provided through the state fire service
29 and emergency response council as created in the department,
30 and for the state's contribution to the peace officers'
31 retirement, accident, and disability system provided in chapter
32 97A in the amount of the state's normal contribution rate,
33 as defined in section 97A.8, multiplied by the salaries for
34 which the moneys are appropriated, and for not more than the
35 following full-time equivalent positions:

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1 \$ 4,965,056

2 FTEs 49.00

3 As a condition of receiving the appropriation in this
4 subsection, the commissioner of the department of public safety
5 shall appoint the administrator of the fire service training
6 bureau of the division of state fire marshal as provided in
7 section 100B.7.

8 6. For the division of state patrol, for salaries, support,
9 maintenance, workers' compensation costs, and miscellaneous
10 purposes, including the state's contribution to the peace
11 officers' retirement, accident, and disability system provided
12 in chapter 97A in the amount of the state's normal contribution
13 rate, as defined in section 97A.8, multiplied by the salaries
14 for which the moneys are appropriated, and for not more than
15 the following full-time equivalent positions:

16 \$ 65,626,287

17 FTEs 512.00

18 It is the intent of the general assembly that members of the
19 state patrol be assigned to patrol the highways and roads in
20 lieu of assignments for inspecting school buses for the school
21 districts.

22 7. For deposit in the sick leave benefits fund established
23 under section 80.42 for all departmental employees eligible to
24 receive benefits for accrued sick leave under the collective
25 bargaining agreement:

26 \$ 279,517

27 8. For costs associated with the training and equipment
28 needs of volunteer fire fighters:

29 \$ 825,520

30 a. Notwithstanding section 8.33, moneys appropriated in
31 this subsection that remain unencumbered or unobligated at the
32 close of the fiscal year shall not revert but shall remain
33 available for expenditure only for the purpose designated in
34 this subsection until the close of the succeeding fiscal year.

35 b. Notwithstanding section 8.39, the department of public

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1 safety may reallocate moneys appropriated in this section
2 as necessary to best fulfill the needs provided for in the
3 appropriation. However, the department shall not reallocate
4 moneys appropriated to the department in this section unless
5 notice of the reallocation is given to the legislative services
6 agency and the department of management prior to the effective
7 date of the reallocation. The notice shall include information
8 regarding the rationale for reallocating the moneys. The
9 department shall not reallocate moneys appropriated in this
10 section for the purpose of eliminating any program.

11 9. For the public safety interoperable and broadband
12 communications fund established in section 80.44:

13 \$ 115,661
 14 10. For the office to combat human trafficking established
 15 pursuant to section 80.45, including salaries, support,
 16 maintenance, miscellaneous purposes, and for not more than the
 17 following full-time equivalent positions:
 18 \$ 150,000
 19 FTEs 1.00
 20 11. For department-wide duties, including operations,
 21 costs, and miscellaneous purposes:
 22 \$ 1,597,834
 23 Sec. 16.GAMING ENFORCEMENT.
 24 1. There is appropriated from the gaming enforcement
 25 revolving fund created in section 80.43 to the department of
 26 public safety for the fiscal year beginning July 1, 2019, and
 27 ending June 30, 2020, the following amount, or so much thereof
 28 as is necessary, to be used for the purposes designated:
 29 For any direct support costs for agents and officers of
 30 the division of criminal investigation’s excursion gambling
 31 boat, gambling structure, and racetrack enclosure enforcement
 32 activities, including salaries, support, maintenance, and
 33 miscellaneous purposes, and for not more than the following
 34 full-time equivalent positions:
 35 \$ 10,469,077

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1 FTEs 73.00
 2 2. For each additional license to conduct gambling games on
 3 an excursion gambling boat, gambling structure, or racetrack
 4 enclosure issued during the fiscal year beginning July 1, 2019,
 5 there is appropriated from the gaming enforcement fund to the
 6 department of public safety for the fiscal year beginning July
 7 1, 2019, and ending June 30, 2020, an additional amount of
 8 not more than \$300,000 to be used for full-time equivalent
 9 positions.
 10 3. The department of public safety, with the approval of the
 11 department of management, may employ no more than three special
 12 agents for each additional riverboat or gambling structure
 13 regulated after July 1, 2020, and three special agents for
 14 each racing facility which becomes operational during the
 15 fiscal year which begins July 1, 2020. Positions authorized
 16 in this subsection are in addition to the full-time equivalent
 17 positions otherwise authorized in this section.
 18 Sec. 17.CIVIL RIGHTS COMMISSION.
 19 1. There is appropriated from the general fund of the state
 20 to the Iowa state civil rights commission for the fiscal year
 21 beginning July 1, 2019, and ending June 30, 2020, the following
 22 amount, or so much thereof as is necessary, to be used for the
 23 purposes designated:
 24 For salaries, support, maintenance, and miscellaneous
 25 purposes, and for not more than the following full-time
 26 equivalent positions:

27 \$ 1,237,756
 28 FTEs 26.00
 29 2. The Iowa state civil rights commission may enter into
 30 a contract with a nonprofit organization to provide legal
 31 assistance to resolve civil rights complaints.
 32 Sec. 18.CRIMINAL AND JUVENILE JUSTICE PLANNING DIVISION.
 33 1. There is appropriated from the general fund of the state
 34 to the criminal and juvenile justice planning division of the
 35 department of human rights for the fiscal year beginning July

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1 1, 2019, and ending June 30, 2020, the following amount or
 2 so much thereof as is necessary, to be used for the purposes
 3 designated:
 4 For salaries, support, maintenance, and miscellaneous
 5 purposes, and for not more than the following full-time
 6 equivalent positions:
 7 \$ 1,226,399
 8 FTEs 8.99
 9 2. The criminal and juvenile justice planning advisory
 10 council and the juvenile justice advisory council shall
 11 coordinate their efforts in carrying out their respective
 12 duties relative to juvenile justice.
 13 Sec. 19.DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY
 14 MANAGEMENT. There is appropriated from the 911 emergency
 15 communications fund created in section 34A.7A to the department
 16 of homeland security and emergency management for the fiscal
 17 year beginning July 1, 2019, and ending June 30, 2020, the
 18 following amount, or so much thereof as is necessary, to be
 19 used for the purposes designated:
 20 For implementation, support, and maintenance of the
 21 functions of the administrator and program manager under
 22 chapter 34A and to employ the auditor of the state to perform
 23 an annual audit of the 911 emergency communications fund:
 24 \$ 250,000
 25 Sec. 20.CONSUMER EDUCATION AND LITIGATION — FARM
 26 MEDIATION AND PROSECUTIONS, APPEALS, AND CLAIMS.
 27 Notwithstanding section 714.16C, there is appropriated from the
 28 consumer education and litigation fund to the department of
 29 justice for the fiscal year beginning July 1, 2019, and ending
 30 June 30, 2020, the following amount, or so much thereof as is
 31 necessary, to be used for the purposes designated:
 32 a. For farm mediation services as specified in section
 33 13.13, subsection 2:
 34 \$ 300,000
 35 b. For salaries, support, maintenance, and miscellaneous

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1 purposes for criminal prosecutions, criminal appeals, and
 2 performing duties pursuant to chapter 669:

3 \$ 1,500,000

4 DIVISION II

5 SUPPLEMENTAL AND MISCELLANEOUS APPROPRIATIONS

6 Sec. 21.IOWA LAW ENFORCEMENT ACADEMY. There is
7 appropriated from the general fund of the state to the Iowa
8 law enforcement academy for the fiscal year beginning July
9 1, 2018, and ending June 30, 2019, the following amount, or
10 so much thereof as is necessary, to be used for the purposes
11 designated:

12 For relocation costs, including salaries, support,
13 maintenance, and miscellaneous purposes:
14 \$ 285,982

15 Sec. 22. 2017 Iowa Acts, chapter 167, section 37, subsection
16 2, as amended by 2018 Iowa Acts, chapter 1168, section 7, is
17 amended to read as follows:

18 2. For payments on behalf of eligible adults and juveniles
19 from the indigent defense fund, in accordance with section
20 815.11:

21 \$ 35,144,448
22 37,644,448

23 Sec. 23.EFFECTIVE DATE. The division of this Act, being
24 deemed of immediate importance, takes effect upon enactment.

25 DIVISION III

26 ATTORNEY GENERAL

27 Sec. 24. Section 13.2, subsection 1, paragraph b, Code 2019,
28 is amended to read as follows:

29 b.(1) Prosecute and defend in any other Iowa court or
30 tribunal, all actions and proceedings, civil or criminal, in
31 which the state may be a party or interested, when, in the
32 attorney general's judgment, the interest of the state requires
33 such action, or when requested to do so by the governor,
34 executive council, or general assembly.

35 (2)(a) Prosecute in any other court or tribunal other than

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1 an Iowa court or tribunal, all actions or proceedings, civil
2 or criminal, in which the state may be a party or interested,
3 when requested to do so by the governor, executive council, or
4 general assembly.

5 (b) Defend in any other court or tribunal other than an
6 Iowa court or tribunal, all actions or proceedings, civil or
7 criminal, in which the state may be a party or interested,
8 when, in the attorney general's judgment, the interest of the
9 state requires such action, or when requested to do so by the
10 governor, executive council, or general assembly.

11 Sec. 25.NEW SECTION. 13.12 Report of money awards.

12 The attorney general shall report to the legislative
13 services agency and the department of management all money
14 settlement awards and court money awards which were awarded to
15 the state of Iowa. The attorney general shall report which
16 funds are designated to receive the moneys and under what legal

17 authority the designation is being made.

18 Sec. 26. 2014 Iowa Acts, chapter 1138, section 21, as
19 amended by 2016 Iowa Acts, chapter 1137, section 18, and 2017
20 Iowa Acts, chapter 167, section 24, is amended to read as
21 follows:

22 SEC. 21. CONSUMER EDUCATION AND LITIGATION
23 FUND. Notwithstanding section 714.16C, for each fiscal
24 year of the period beginning July 1, 2014, and ending June
25 30, ~~2019~~ 2021, the annual appropriations in section 714.16C,
26 are increased from \$1,125,000 to \$1,875,000, and \$75,000 to
27 \$125,000 respectively.

28 DIVISION IV

29 FIRE SERVICE TRAINING REVOLVING FUND

30 Sec. 27. Section 100B.4, Code 2019, is amended to read as
31 follows:

32 **100B.4 Fees — retention — use — fund.**

33 1. Fees assessed pursuant to this chapter shall be retained
34 by the division of state fire marshal and such repayments
35 received shall be used exclusively to offset the cost of

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1 fire service training. Fees charged by regional emergency
2 response training centers for fire service training programs as
3 described in section 100B.6 shall not be greater than the fee
4 schedule established by rule by the state fire marshal.

5 2. Notwithstanding section 8.33, repayment receipts
6 collected by the division of state fire marshal for the fire
7 service training bureau that remain unencumbered or unobligated
8 at the close of the fiscal year shall not revert but shall
9 remain available for expenditure for the purposes designated
10 until the close of the succeeding fiscal year.

11 3. A fire service training revolving fund is created in the
12 state treasury under the control of the department of public
13 safety. The fund shall consist of fees assessed pursuant to
14 this section, and deposited into the fire service training
15 revolving fund. All moneys in the fund are appropriated to
16 the department of public safety for purposes of fire service
17 training and shall be under the control of the state fire
18 marshal. Notwithstanding section 8.33, moneys in the fund
19 that remain unencumbered or unobligated at the close of a
20 fiscal year shall not revert but shall remain available for
21 expenditures for the purposes designated until the close of
22 the succeeding fiscal year. Notwithstanding section 12C.7,
23 subsection 2, interest or earnings on moneys in the fund shall
24 be credited to the fund.

25 Sec. 28. EFFECTIVE DATE. This division of this Act, being
26 deemed of immediate importance, takes effect upon enactment.

27 Sec. 29. RETROACTIVE APPLICABILITY. This division of this
28 Act applies retroactively to July 1, 2018.

29 DIVISION V

30 DEPARTMENT OF CORRECTIONS

31 Sec. 30.DEPARTMENT OF CORRECTIONS. Notwithstanding
 32 sections 8.33 and 8.39, the department of corrections may use
 33 any general fund resources appropriated to the department
 34 for the fiscal year beginning July 1, 2018, and ending June
 35 30, 2019, for the resolution of the settlement agreement

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1 with the division of labor services to the amended citation
 2 P1582-1281728 dated October 18, 2018; requiring the department
 3 to remedy citation 1(a) by providing adequate means of
 4 communication for employees to summon assistance during violent
 5 attacks, which must be abated by March 1, 2019.
 6 Sec. 31.EFFECTIVE DATE. This division of this Act, being
 7 deemed of immediate importance, takes effect upon enactment.

8 DIVISION VI
 9 INDIGENT DEFENSE

10 Sec. 32. Section 815.7, subsection 4, Code 2019, is amended
 11 to read as follows:

12 4. For appointments made on or after July 1, 2007, through
 13 June 30, 2019, the reasonable compensation shall be calculated
 14 on the basis of seventy dollars per hour for class "A"
 15 felonies, sixty-five dollars per hour for class "B" felonies,
 16 and sixty dollars per hour for all other cases.

17 Sec. 33. Section 815.7, Code 2019, is amended by adding the
 18 following new subsection:

19 NEW SUBSECTION. 4A. For appointments made on or after July
 20 1, 2019, the reasonable compensation shall be calculated on the
 21 basis of seventy-three dollars and twenty-five cents per hour
 22 for class "A" felonies, sixty-eight dollars and twenty-five
 23 cents per hour for class "B" felonies, and sixty-three dollars
 24 and twenty-five cents per hour for all other cases.

25 Sec. 34. 2016 Iowa Acts, chapter 1137, section 21,
 26 subsection 1, is amended to read as follows:

27 1. Notwithstanding any other provision of the law to the
 28 contrary, for each fiscal year for the period beginning July 1,
 29 2016, and ending June 30, ~~2019~~ 2022, the state public defender
 30 may establish a pilot project allowing an indigent person to
 31 choose an eligible attorney to represent the person in the
 32 person's case that requires such representation. The state
 33 public defender shall have sole discretion to establish the
 34 pilot project in no more than four counties throughout the
 35 state. The state public defender may coordinate with other

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1 agencies and organizations in order to seek grant funding and
 2 to measure the results of the pilot project.

3 Sec. 35.EFFECTIVE DATE. The following, being deemed of
 4 immediate importance, takes effect upon enactment:

5 The section of this division of this Act amending 2016 Iowa
 6 Acts, Chapter 1137, section 21, subsection 1.

7 DIVISION VII
8 PUBLIC SAFETY SURVIVOR BENEFITS FUND
9 Sec. 36. NEW SECTION. **80.47 Public safety survivor benefits**
10 **fund.**
11 1. A public safety survivor benefits fund is established in
12 the state treasury under the control of the department. The
13 fund shall consist of moneys transferred to the fund pursuant
14 to section 99G.39 and any other moneys appropriated to or
15 deposited in the fund. Moneys in the fund are appropriated to
16 the department for the purposes set forth in subsection 2.
17 2.a. Of the moneys credited to the fund in a fiscal year,
18 the department shall distribute fifty percent in the form of
19 grants to nonprofit organizations that provide resources to
20 assist surviving families of eligible peace officers killed in
21 the line of duty in paying costs associated with accident or
22 health care coverage pursuant to section 509A.13C. In awarding
23 such grants, the department shall give first consideration
24 to concerns of police survivors, inc., and similar nonprofit
25 organizations providing such resources.
26 b. Of the moneys credited to the fund in a fiscal year,
27 the department shall distribute fifty percent in the form of
28 grants to nonprofit organizations that provide resources to
29 assist surviving families of eligible fire fighters killed in
30 the line of duty in paying costs associated with accident or
31 health care coverage pursuant to section 509A.13C. In awarding
32 such grants, the department shall give first consideration to
33 Iowa professional fire fighters, inc., and similar nonprofit
34 organizations providing such resources.
35 3. Notwithstanding section 8.33, moneys in the fund

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1 that remain unencumbered or unobligated at the close of a
2 fiscal year shall not revert but shall remain available for
3 expenditure for the purposes designated. Notwithstanding
4 section 12C.7, subsection 2, interest or earnings on moneys in
5 the fund shall be credited to the fund.
6 Sec. 37. Section 99G.39, Code 2019, is amended by adding the
7 following new subsection:
8 NEW SUBSECTION. 3A. One hundred thousand dollars in lottery
9 revenues shall be transferred each fiscal year to the public
10 safety survivor benefits fund established pursuant to section
11 80.47 prior to deposit of the lottery revenues in the general
12 fund pursuant to section 99G.40.
13 Sec. 38. Section 99G.39, subsection 4, paragraph a, Code
14 2019, is amended to read as follows:
15 a. Notwithstanding subsection 1, if gaming revenues under
16 sections 99D.17 and 99F.11 are insufficient in a fiscal year to
17 meet the total amount of such revenues directed to be deposited
18 in the vision Iowa fund during the fiscal year pursuant to
19 section 8.57, subsection 5, paragraph "e", the difference shall
20 be paid from lottery revenues prior to deposit of the lottery

21 revenues in the general fund, ~~and~~ transfer of lottery revenues
 22 to the veterans trust fund as provided in subsection 3, ~~and~~
 23 the transfer of lottery revenues to the public safety survivor
 24 benefits fund as provided in subsection 3A. If lottery
 25 revenues are insufficient during the fiscal year to pay the
 26 difference, the remaining difference shall be paid from lottery
 27 revenues prior to deposit of lottery revenues in the general
 28 fund, ~~and~~ the transfer of lottery revenues to the veterans
 29 trust fund as provided in subsection 3, ~~and the transfer of~~
 30 lottery revenues to the public safety survivor benefits fund as
 31 provided in subsection 3A in subsequent fiscal years as such
 32 revenues become available.>

COMMITTEE ON APPROPRIATIONS

H-1256

1 Amend Senate File 608, as amended, passed, and reprinted by
2 the Senate, as follows:

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

5 <Section 1.DEPARTMENT OF CULTURAL AFFAIRS.

6 1. There is appropriated from the general fund of the state
7 to the department of cultural affairs for the fiscal year
8 beginning July 1, 2019, and ending June 30, 2020, the following
9 amounts, or so much thereof as is necessary, to be used for the
10 purposes designated:

11 a. ADMINISTRATION

12 For salaries, support, maintenance, and miscellaneous
13 purposes, and for not more than the following full-time
14 equivalent positions for the department:

15	\$	168,637
16	FTEs	55.22

17 The department of cultural affairs shall coordinate
18 activities with the tourism office of the economic development
19 authority to promote attendance at the state historical
20 building and at this state's historic sites.

21 Full-time equivalent positions authorized under this
22 paragraph are funded, in full or in part, using moneys
23 appropriated under this paragraph and paragraphs "c" through
24 "g".

25 b. COMMUNITY CULTURAL GRANTS

26 For planning and programming for the community cultural
27 grants program established under section 303.3:

28	\$	180,462
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29 c. HISTORICAL DIVISION

30 For the support of the historical division:

31	\$	3,250,000
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32 d. HISTORIC SITES

33 For the administration and support of historic sites:

34	\$	450,000
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35 e. ARTS DIVISION

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1 For the support of the arts division:
2 \$ 1,317,188
3 Of the moneys appropriated in this paragraph, the department
4 shall allocate \$300,000 for purposes of the film office.
5 f. IOWA GREAT PLACES
6 For the Iowa great places program established under section
7 303.3C:
8 \$ 150,000
9 g. RECORDS CENTER RENT
10 For payment of rent for the state records center:
11 \$ 227,243
12 h. CULTURAL TRUST GRANTS
13 For grant programs administered by the Iowa arts
14 council including those programs supporting the long-term
15 financial stability and sustainability of nonprofit cultural
16 organizations:
17 \$ 150,000
18 2. Notwithstanding section 8.33, moneys appropriated in
19 this section that remain unencumbered or unobligated at the
20 close of the fiscal year shall not revert but shall remain
21 available for expenditure for the purposes designated until the
22 close of the succeeding fiscal year.
23 Sec. 2.GOALS AND ACCOUNTABILITY — ECONOMIC DEVELOPMENT.
24 1. For the fiscal year beginning July 1, 2019, the goals
25 for the economic development authority shall be to expand and
26 stimulate the state economy, increase the wealth of Iowans, and
27 increase the population of the state.
28 2. To achieve the goals in subsection 1, the economic
29 development authority shall do all of the following for the
30 fiscal year beginning July 1, 2019:
31 a. Concentrate its efforts on programs and activities that
32 result in commercially viable products and services.
33 b. Adopt practices and services consistent with free
34 market, private sector philosophies.
35 c. Ensure economic growth and development throughout the

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1 state.
2 d. Work with businesses and communities to continually
3 improve the economic development climate along with the
4 economic well-being and quality of life for Iowans.
5 e. Coordinate with other state agencies to ensure that they
6 are attentive to the needs of an entrepreneurial culture.
7 f. Establish a strong and aggressive marketing image to
8 showcase Iowa’s workforce, existing industry, and potential.
9 A priority shall be placed on recruiting new businesses,
10 business expansion, and retaining existing Iowa businesses.
11 Emphasis shall be placed on entrepreneurial development through

12 helping entrepreneurs secure capital, and developing networks
13 and a business climate conducive to entrepreneurs and small
14 businesses.

15 g. Encourage the development of communities and quality of
16 life to foster economic growth.

17 h. Prepare communities for future growth and development
18 through development, expansion, and modernization of
19 infrastructure.

20 i. Develop public-private partnerships with Iowa businesses
21 in the tourism industry, Iowa tour groups, Iowa tourism
22 organizations, and political subdivisions in this state to
23 assist in the development of advertising efforts.

24 j. Develop, to the fullest extent possible, cooperative
25 efforts for advertising with contributions from other sources.

26 Sec. 3.ECONOMIC DEVELOPMENT AUTHORITY.

27 1. APPROPRIATION

28 a. There is appropriated from the general fund of the state
29 to the economic development authority for the fiscal year
30 beginning July 1, 2019, and ending June 30, 2020, the following
31 amount, or so much thereof as is necessary, to be used for the
32 purposes designated in this subsection, and for not more than
33 the following full-time equivalent positions:

34	\$ 13,413,379
35	FTEs 126.45

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1 b.(1) For salaries, support, miscellaneous purposes,
2 programs, marketing, and the maintenance of an administration
3 division, a business development division, a community
4 development division, a small business development division,
5 and other divisions the authority may organize.

6 (2) The full-time equivalent positions authorized under
7 this section are funded, in whole or in part, by the moneys
8 appropriated under this subsection or by other moneys received
9 by the authority, including certain federal moneys.

10 (3) For business development operations and programs,
11 international trade, export assistance, workforce recruitment,
12 and the partner state program.

13 (4) For transfer to a fund created pursuant to section
14 15.313 for purposes of financing strategic infrastructure
15 projects.

16 (5) For community economic development programs, tourism
17 operations, community assistance, plans for Iowa green corps
18 and summer youth programs, the mainstreet and rural mainstreet
19 programs, the school-to-career program, the community
20 development block grant, and housing and shelter-related
21 programs.

22 (6) For achieving the goals and accountability, and
23 fulfilling the requirements and duties required under this Act.

24 c. Notwithstanding section 8.33, moneys appropriated in
25 this subsection that remain unencumbered or unobligated at the

26 close of the fiscal year shall not revert but shall remain
27 available for expenditure for the purposes designated in this
28 subsection until the close of the succeeding fiscal year.

29 2. FINANCIAL ASSISTANCE RESTRICTIONS

30 a. A business creating jobs through moneys appropriated in
31 subsection 1 shall be subject to contract provisions requiring
32 new and retained jobs to be filled by individuals who are
33 citizens of the United States who reside within the United
34 States or any person authorized to work in the United States
35 pursuant to federal law, including legal resident aliens in the

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1 United States.

2 b. Any vendor who receives moneys appropriated in
3 subsection 1 shall adhere to such contract provisions and
4 provide periodic assurances as the state shall require that the
5 jobs are filled solely by citizens of the United States who
6 reside within the United States or any person authorized to
7 work in the United States pursuant to federal law, including
8 legal resident aliens in the United States.

9 c. A business that receives financial assistance from
10 the authority from moneys appropriated in subsection 1 shall
11 only employ individuals legally authorized to work in this
12 state. In addition to all other applicable penalties provided
13 by current law, all or a portion of the assistance received
14 by a business which is found to knowingly employ individuals
15 not legally authorized to work in this state is subject to
16 recapture by the authority.

17 3. USES OF APPROPRIATIONS

18 a. From the moneys appropriated in subsection 1, the
19 authority may provide financial assistance in the form of a
20 grant to a community economic development entity for conducting
21 a local workforce recruitment effort designed to recruit former
22 citizens of the state and former students at colleges and
23 universities in the state to meet the needs of local employers.

24 b. From the moneys appropriated in subsection 1, the
25 authority may provide financial assistance to early stage
26 industry companies being established by women entrepreneurs.

27 c. From the moneys appropriated in subsection 1, the
28 authority may provide financial assistance in the form of
29 grants, loans, or forgivable loans for advanced research and
30 commercialization projects involving value-added agriculture,
31 advanced technology, or biotechnology.

32 d. The authority shall not use any moneys appropriated in
33 subsection 1 for purposes of providing financial assistance for
34 the Iowa green streets pilot project or for any other program
35 or project that involves the installation of geothermal systems

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1 for melting snow and ice from streets or sidewalks.

2 4. WORLD FOOD PRIZE

3 There is appropriated from the general fund of the state
4 to the economic development authority for the fiscal year
5 beginning July 1, 2019, and ending June 30, 2020, the following
6 amount for the world food prize and in lieu of the standing
7 appropriation in section 15.368:

8 \$ 300,000

9 5. IOWA COMMISSION ON VOLUNTEER SERVICE

10 There is appropriated from the general fund of the state
11 to the economic development authority for the fiscal year
12 beginning July 1, 2019, and ending June 30, 2020, the following
13 amount for allocation to the Iowa commission on volunteer
14 service for purposes of the Iowa state commission grant
15 program, the Iowa’s promise and Iowa mentoring partnership
16 programs, and for not more than the following full-time
17 equivalent positions:

18 \$ 168,201

19 FTEs 8.00

20 Of the moneys appropriated in this subsection, the
21 authority shall allocate \$75,000 for purposes of the Iowa state
22 commission grant program and \$93,201 for purposes of the Iowa’s
23 promise and Iowa mentoring partnership programs.

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

29 6. COUNCILS OF GOVERNMENTS — ASSISTANCE

30 There is appropriated from the general fund of the state
31 to the economic development authority for the fiscal year
32 beginning July 1, 2019, and ending June 30, 2020, the following
33 amount to be used for the purposes of providing financial
34 assistance to Iowa’s councils of governments:

35 \$ 300,000

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1 7. REGISTERED APPRENTICESHIP PROGRAM

2 There is appropriated from the general fund of the
3 state to the economic development authority for the fiscal
4 year beginning July 1, 2019, and ending June 30, 2020, the
5 following amount to be used for the funding of a registered
6 apprenticeship development program designed to encourage
7 small to midsize businesses to start or grow registered
8 apprenticeships:

9 \$ 1,000,000

10 8. SCIENCE, TECHNOLOGY, ENGINEERING, AND MATHEMATICS
11 INTERNSHIPS

12 a. There is appropriated from the Iowa skilled worker and
13 job creation fund created in section 8.75 to the Iowa economic
14 development authority for the fiscal year beginning July 1,
15 2019, and ending June 30, 2020, the following amount, or so

16 much thereof as is necessary, for the purposes designated:

17 For the funding of internships for students studying in the
18 fields of science, technology, engineering, and mathematics
19 with eligible Iowa employers as provided in section 15.411,
20 subsection 3, paragraph "c":

21 \$ 1,000,000

22 b. No more than 3 percent of the moneys appropriated in this
23 subsection may be used by the authority for costs associated
24 with administration of the internship program.

25 c. Notwithstanding section 8.33, moneys appropriated in
26 this subsection which remain unencumbered or unobligated at
27 the end of the fiscal year shall not revert but shall remain
28 available for expenditure for the purposes designated in
29 subsequent fiscal years.

30 9. FUTURE READY IOWA — VOLUNTEER MENTORING PROGRAM

31 a. There is appropriated from the Iowa skilled worker and
32 job creation fund created in section 8.75 to the economic
33 development authority for the fiscal year beginning July 1,
34 2019, and ending June 30, 2020, the following amount, or so
35 much thereof as is necessary, for the purpose designated:

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1 For allocation to the Iowa commission on volunteer services
2 to be used for establishing a volunteer mentor program to
3 support implementation of the future ready Iowa skilled
4 workforce last-dollar scholarship program in section 261.131
5 and the future ready Iowa skilled workforce grant program
6 created in section 261.132:

7 \$ 400,000

8 b. Notwithstanding section 8.33, moneys appropriated in
9 this subsection which remain unencumbered or unobligated at
10 the end of the fiscal year shall not revert but shall remain
11 available for expenditure for the purposes designated until the
12 close of the succeeding fiscal year.

13 10. EMPOWER RURAL IOWA — HOUSING NEEDS ASSESSMENT GRANT
14 PROGRAM

15 a. There is appropriated from the Iowa skilled worker and
16 job creation fund created in section 8.75 to the economic
17 development authority for the fiscal year beginning July 1,
18 2019, and ending June 30, 2020, the following amount, or so
19 much thereof as is necessary, for the purpose designated:

20 To be distributed by the executive committee of the
21 governor's empower rural Iowa initiative at the recommendation
22 of the investing in rural Iowa task force for establishing
23 a housing needs assessment grant program to provide small
24 communities with hard data and housing-related information
25 specific to the community being analyzed:

26 \$ 100,000

27 b. Notwithstanding section 8.33, moneys appropriated in
28 this subsection which remain unencumbered or unobligated at
29 the end of the fiscal year shall not revert but shall remain

30 available for expenditure for the purposes designated until the
 31 close of the succeeding fiscal year.
 32 11. EMPOWER RURAL IOWA — RURAL INNOVATION GRANTS
 33 a. There is appropriated from the Iowa skilled worker and
 34 job creation fund created in section 8.75 to the economic
 35 development authority for the fiscal year beginning July 1,

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1 2019, and ending June 30, 2020, the following amount, or so
 2 much thereof as is necessary, for the purpose designated:
 3 To be distributed by the executive committee of the
 4 governor’s empower rural Iowa initiative at the recommendation
 5 of each of the three empower rural Iowa task forces for
 6 supporting innovative rural projects:
 7 \$ 300,000
 8 b. Notwithstanding section 8.33, moneys appropriated in
 9 this subsection which remain unencumbered or unobligated at
 10 the end of the fiscal year shall not revert but shall remain
 11 available for expenditure for the purposes designated until the
 12 close of the succeeding fiscal year.
 13 Sec. 4.LIMITATIONS OF STANDING APPROPRIATIONS — FY
 14 2019-2020. Notwithstanding the standing appropriations
 15 in the following designated sections for the fiscal year
 16 beginning July 1, 2019, and ending June 30, 2020, the amounts
 17 appropriated from the general fund of the state pursuant to
 18 these sections for the following purposes shall not exceed the
 19 following amounts:
 20 1. For operational support grants and community cultural
 21 grants under section 99F.11, subsection 3, paragraph “d”,
 22 subparagraph (1):
 23 \$ 448,403
 24 2. For the purposes of regional tourism marketing under
 25 section 99F.11, subsection 3, paragraph “d”, subparagraph (2):
 26 \$ 900,000
 27 Sec. 5.FINANCIAL ASSISTANCE REPORTING — ECONOMIC
 28 DEVELOPMENT AUTHORITY. The economic development authority and
 29 the department of revenue shall submit a joint annual report
 30 to the general assembly no later than November 1, 2019, that
 31 details the amount of every direct loan, forgivable loan,
 32 tax credit, tax exemption, tax refund, grant, or any other
 33 financial assistance awarded to a person during the prior
 34 fiscal year by the authority under an economic development
 35 program administered by the authority. The report shall

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1 identify the county where the project associated with each such
 2 award is located.
 3 Sec. 6.INSURANCE ECONOMIC DEVELOPMENT. From the
 4 moneys collected by the insurance division in excess of the
 5 anticipated gross revenues under section 505.7, subsection

6 3, during the fiscal year beginning July 1, 2019, \$100,000
7 shall be transferred to the economic development authority for
8 insurance economic development and international insurance
9 economic development.

10 Sec. 7.IOWA FINANCE AUTHORITY.

11 1. There is appropriated from the general fund of the state
12 to the Iowa finance authority for the fiscal year beginning
13 July 1, 2019, and ending June 30, 2020, the following amount,
14 or so much thereof as is necessary, to be used to provide
15 reimbursement for rent expenses to eligible persons under
16 the home and community-based services rent subsidy program
17 established in section 16.55:

18 \$ 658,000

19 2. Of the moneys appropriated in this section, not more than
20 \$35,000 may be used for administrative costs.

21 Sec. 8.IOWA FINANCE AUTHORITY AUDIT. The auditor of state
22 is requested to review the audit of the Iowa finance authority
23 performed by the auditor hired by the authority.

24 Sec. 9.PUBLIC EMPLOYMENT RELATIONS BOARD.

25 1. There is appropriated from the general fund of the state
26 to the public employment relations board for the fiscal year
27 beginning July 1, 2019, and ending June 30, 2020, the following
28 amount, or so much thereof as is necessary, for the purposes
29 designated:

30 For salaries, support, maintenance, and miscellaneous
31 purposes, and for not more than the following full-time
32 equivalent positions:

33 \$ 1,492,452

34 FTEs 11.00

35 2. Of the moneys appropriated in this section, the board

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1 shall allocate \$15,000 for maintaining an internet site that
2 allows searchable access to a database of collective bargaining
3 information.

4 Sec. 10.DEPARTMENT OF WORKFORCE DEVELOPMENT. There
5 is appropriated from the general fund of the state to the
6 department of workforce development for the fiscal year
7 beginning July 1, 2019, and ending June 30, 2020, the following
8 amounts, or so much thereof as is necessary, for the purposes
9 designated:

10 1. DIVISION OF LABOR SERVICES

11 a. For the division of labor services, including salaries,
12 support, maintenance, and miscellaneous purposes, and for not
13 more than the following full-time equivalent positions:

14 \$ 3,491,252

15 FTEs 58.10

16 b. From the contractor registration fees, the division of
17 labor services shall reimburse the department of inspections
18 and appeals for all costs associated with hearings under
19 chapter 91C, relating to contractor registration.

20 2. DIVISION OF WORKERS' COMPENSATION

21 a. For the division of workers' compensation, including
22 salaries, support, maintenance, and miscellaneous purposes, and
23 for not more than the following full-time equivalent positions:

24	.....	\$ 3,321,044
25	..... FTEs	26.10

26 b. The division of workers' compensation shall charge a
27 \$100 filing fee for workers' compensation cases. The filing
28 fee shall be paid by the petitioner of a claim. However, the
29 fee can be taxed as a cost and paid by the losing party, except
30 in cases where it would impose an undue hardship or be unjust
31 under the circumstances. The moneys generated by the filing
32 fee allowed under this subsection are appropriated to the
33 department of workforce development to be used for purposes of
34 administering the division of workers' compensation.

35 3. WORKFORCE DEVELOPMENT OPERATIONS

PAGE 12

1 a. For the operation of field offices, the workforce
2 development board, and for not more than the following
3 full-time equivalent positions:

4	.....	\$ 7,925,650
5	..... FTEs	185.92

6 b. Of the moneys appropriated in paragraph "a" of this
7 subsection, the department shall allocate \$150,000 to the state
8 library for the purpose of licensing an online resource which
9 prepares persons to succeed in the workplace through programs
10 which improve job skills and vocational test-taking abilities.

11 4. OFFENDER REENTRY PROGRAM

12 a. For the development and administration of an offender
13 reentry program to provide offenders with employment skills,
14 and for not more than the following full-time equivalent
15 positions:

16	.....	\$ 387,158
17	..... FTEs	5.00

18 b. The department of workforce development shall partner
19 with the department of corrections to provide staff within the
20 correctional facilities to improve offenders' abilities to find
21 and retain productive employment.

22 5. INTEGRATED INFORMATION FOR IOWA SYSTEM

23 For the payment of services provided by the department of
24 administrative services related to the integrated information
25 for Iowa system:

26	\$ 228,822
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27 6. SUMMER YOUTH INTERN PILOT PROGRAM

28 For the funding of a summer youth intern pilot program that
29 will help young people at risk of not graduating from high
30 school to explore and prepare for high-demand careers through
31 summer work experience, including the development of soft
32 skills:

33	\$ 250,000
----	-------	------------

34 7. FUTURE READY IOWA COORDINATOR
35 For the funding of a future ready Iowa coordinator in the

PAGE 13

1 department, and for not more than the following full-time
2 equivalent positions:

3 \$ 150,000
4 FTEs 0.50

5 8. NONREVERSION

6 Notwithstanding section 8.33, moneys appropriated in this
7 section that remain unencumbered or unobligated at the close of
8 the fiscal year shall not revert but shall remain available for
9 expenditure for the purposes designated until the close of the
10 succeeding fiscal year.

11 Sec. 11.GENERAL FUND — EMPLOYEE MISCLASSIFICATION
12 PROGRAM. There is appropriated from the general fund of the
13 state to the department of workforce development for the fiscal
14 year beginning July 1, 2019, and ending June 30, 2020, the
15 following amount, or so much thereof as is necessary, to be
16 used for the purposes designated:

17 For enhancing efforts to investigate employers that
18 misclassify workers and for not more than the following
19 full-time equivalent positions:

20 \$ 379,631
21 FTEs 5.50

22 Sec. 12.SPECIAL EMPLOYMENT SECURITY CONTINGENCY FUND.

23 1. There is appropriated from the special employment
24 security contingency fund to the department of workforce
25 development for the fiscal year beginning July 1, 2019, and
26 ending June 30, 2020, the following amount, or so much thereof
27 as is necessary, to be used for field offices:

28 \$ 1,766,084

29 2. Any remaining additional penalty and interest revenue
30 collected by the department of workforce development is
31 appropriated to the department for the fiscal year beginning
32 July 1, 2019, and ending June 30, 2020, to accomplish the
33 mission of the department.

34 Sec. 13.FUTURE READY IOWA — IOWA EMPLOYER INNOVATION FUND.

35 1. There is appropriated from the Iowa skilled worker and

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1 job creation fund created in section 8.75 to the department
2 of workforce development for the fiscal year beginning July
3 1, 2019, and ending June 30, 2020, the following amount, or
4 so much thereof as is necessary, to be used for the purposes
5 designated:

6 In consultation with the workforce development board, for
7 funding of the Iowa employer innovation program which shall
8 match eligible employer moneys to expand opportunities for
9 education and training leading to high-demand jobs and to

10 encourage Iowa employers, community leaders, and others to
11 provide leadership and support for regional workforce talent
12 pools throughout the state, and for future ready Iowa education
13 and outreach:

14 \$ 1,200,000

15 2. Notwithstanding section 8.33, moneys appropriated in
16 this section which remain unencumbered or unobligated at the
17 end of the fiscal year shall not revert but shall remain
18 available for expenditure for the purposes designated until the
19 close of the succeeding fiscal year.

20 Sec. 14. UNEMPLOYMENT COMPENSATION RESERVE FUND —

21 FIELD OFFICES. Notwithstanding section 96.9, subsection 8,
22 paragraph “e”, there is appropriated from interest earned on
23 the unemployment compensation reserve fund to the department
24 of workforce development for the fiscal year beginning July 1,
25 2019, and ending June 30, 2020, the following amount, or so
26 much thereof as is necessary, for the purposes designated:

27 For the operation of field offices:

28 \$ 1,600,000

29 Sec. 15. VIRTUAL ACCESS WORKFORCE DEVELOPMENT OFFICES. The

30 department of workforce development shall require a unique
31 identification login for all users of workforce development
32 centers operated through electronic means.

33 Sec. 16. UNEMPLOYMENT COMPENSATION PROGRAM. Notwithstanding

34 section 96.9, subsection 4, paragraph “a”, moneys credited to
35 the state by the secretary of the treasury of the United

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1 States pursuant to section 903 of the Social Security
2 Act are appropriated to the department of workforce
3 development and shall be used by the department for the
4 administration of the unemployment compensation program only.
5 This appropriation shall not apply to any fiscal year
6 beginning after December 31, 2019.

7 Sec. 17. IOWA SKILLED WORKER AND JOB CREATION FUND.

8 1. There is appropriated from the Iowa skilled worker and
9 job creation fund created in section 8.75 to the following
10 departments, agencies, and institutions for the fiscal year
11 beginning July 1, 2019, and ending June 30, 2020, the following
12 amounts, or so much thereof as is necessary, to be used for the
13 purposes designated:

14 a. ECONOMIC DEVELOPMENT AUTHORITY

15 (1) For the purposes of providing assistance under the high
16 quality jobs program as described in section 15.335B:

17 \$ 11,650,000

18 (2) From the moneys appropriated in this lettered paragraph
19 “a”, the economic development authority may use not more than
20 \$1,000,000 for purposes of providing infrastructure grants to
21 mainstreet communities under the main street Iowa program.

22 (3) As a condition of receiving moneys appropriated in
23 this lettered paragraph “a”, an entity shall testify upon the

24 request of the joint appropriations subcommittee on economic
 25 development regarding the expenditure of such moneys.
 26 b. STATE BOARD OF REGENTS AND REGENTS INSTITUTIONS
 27 (1) STATE BOARD OF REGENTS. For capacity building
 28 infrastructure in areas related to technology
 29 commercialization, marketing and business development
 30 efforts in areas related to technology commercialization,
 31 entrepreneurship, and business growth, and infrastructure
 32 projects and programs needed to assist in implementation of
 33 activities under chapter 262B:
 34 \$ 3,000,000
 35 (a) Of the moneys appropriated pursuant to this

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1 subparagraph (1), 35 percent shall be allocated for Iowa state
 2 university of science and technology, 35 percent shall be
 3 allocated for the state university of Iowa, and 30 percent
 4 shall be allocated for the university of northern Iowa.
 5 (b) The institutions shall provide a one-to-one match
 6 of additional moneys for the activities funded with moneys
 7 appropriated under this subparagraph (1).
 8 (c) The state board of regents shall submit a report by
 9 January 15, 2020, to the governor, the general assembly, and
 10 the legislative services agency regarding the activities,
 11 projects, and programs funded with moneys appropriated under
 12 this subparagraph (1). The report shall be provided in an
 13 electronic format and shall include a list of metrics and
 14 criteria mutually agreed to in advance by the board of regents
 15 and the economic development authority. The metrics and
 16 criteria shall allow the governor's office and the general
 17 assembly to quantify and evaluate the progress of the board of
 18 regents institutions with regard to their activities, projects,
 19 and programs in the areas of technology commercialization,
 20 entrepreneurship, regional development, and market research.
 21 (2) IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY. For
 22 small business development centers, the science and technology
 23 research park, and the center for industrial research and
 24 service, and for not more than the following full-time
 25 equivalent positions:
 26 \$ 2,424,302
 27 FTEs 56.63
 28 (a) Of the moneys appropriated in this subparagraph (2),
 29 Iowa state university of science and technology shall allocate
 30 at least \$735,728 for purposes of funding small business
 31 development centers. Iowa state university of science and
 32 technology may allocate the appropriated moneys to the various
 33 small business development centers in any manner necessary to
 34 achieve the purposes of this subparagraph.
 35 (b) Iowa state university of science and technology shall

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1 do all of the following:

2 (i) Direct expenditures for research toward projects that
3 will provide economic stimulus for Iowa.

4 (ii) Provide emphasis to providing services to Iowa-based
5 companies.

6 (c) It is the intent of the general assembly that the
7 industrial incentive program focus on Iowa industrial sectors
8 and seek contributions and in-kind donations from businesses,
9 industrial foundations, and trade associations, and that moneys
10 for the center for industrial research and service industrial
11 incentive program shall be allocated only for projects which
12 are matched by private sector moneys for directed contract
13 research or for nondirected research. The match required of
14 small businesses as defined in section 15.102, subsection 8,
15 for directed contract research or for nondirected research
16 shall be \$1 for each \$3 of state funds. The match required
17 for other businesses for directed contract research or
18 for nondirected research shall be \$1 for each \$1 of state
19 funds. The match required of industrial foundations or trade
20 associations shall be \$1 for each \$1 of state funds.

21 Iowa state university of science and technology shall
22 report annually to the joint appropriations subcommittee on
23 economic development and the legislative services agency the
24 total amount of private contributions, the proportion of
25 contributions from small businesses and other businesses, and
26 the proportion for directed contract research and nondirected
27 research of benefit to Iowa businesses and industrial sectors.

28 (3) STATE UNIVERSITY OF IOWA. For the state university
29 of Iowa research park and for the advanced drug development
30 program at the Oakdale research park, including salaries,
31 support, maintenance, equipment, and miscellaneous purposes,
32 and for not more than the following full-time equivalent
33 positions:

34	\$	209,279
35	FTEs	6.00

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1 The state university of Iowa shall do all of the following:

2 (a) Direct expenditures for research toward projects that
3 will provide economic stimulus for Iowa.

4 (b) Provide emphasis to providing services to Iowa-based
5 companies.

6 (4) STATE UNIVERSITY OF IOWA. For the purpose of
7 implementing the entrepreneurship and economic growth
8 initiative, and for not more than the following full-time
9 equivalent positions:

10	\$	2,000,000
11	FTEs	5.28

12 (5) UNIVERSITY OF NORTHERN IOWA. For the metal casting

13 center, the MyEntreNet internet application, and the institute
14 for decision making, including salaries, support, maintenance,
15 and miscellaneous purposes, and for not more than the following
16 full-time equivalent positions:

17 \$ 1,066,419
18 FTEs 8.12

19 (a) Of the moneys appropriated pursuant to this
20 subparagraph (5), the university of northern Iowa shall
21 allocate at least \$617,638 for purposes of support of
22 entrepreneurs through the university’s center for business
23 growth and innovation and advance Iowa program.

24 (b) The university of northern Iowa shall do all of the
25 following:

26 (i) Direct expenditures for research toward projects that
27 will provide economic stimulus for Iowa.

28 (ii) Provide emphasis to providing services to Iowa-based
29 companies.

30 (6) As a condition of receiving moneys appropriated in
31 this lettered paragraph “b”, an entity shall testify upon the
32 request of the joint appropriations subcommittee on economic
33 development regarding the expenditure of such moneys.

34 c. DEPARTMENT OF WORKFORCE DEVELOPMENT

35 To develop a long-term sustained program to train unemployed

PAGE 19

1 and underemployed central Iowans with skills necessary to
2 advance to higher-paying jobs with full benefits:

3 \$ 100,000

4 (1) The department of workforce development shall begin
5 a request for proposals process, issued for purposes of this
6 lettered paragraph “c”, no later than September 1, 2019.

7 (2) As a condition of receiving moneys appropriated under
8 this lettered paragraph “c”, an entity shall testify upon the
9 request of the joint appropriations subcommittee on economic
10 development regarding the expenditure of such moneys.

11 2. Notwithstanding section 8.33, moneys appropriated
12 in this section of this Act that remain unencumbered or
13 unobligated at the close of the fiscal year shall not revert
14 but shall remain available for expenditure for the purposes
15 designated until the close of the succeeding fiscal year.

16 Sec. 18. GENERAL FUND — UNIVERSITY OF NORTHERN IOWA. There
17 is appropriated from the general fund of the state to the
18 university of northern Iowa for the fiscal year beginning July
19 1, 2019, and ending June 30, 2020, the following amount, or
20 so much thereof as is necessary, to be used for equipment and
21 technology to expand the university’s additive manufacturing
22 capabilities related to investment castings technology
23 and industry support, including salaries, support, and
24 miscellaneous purposes, and for not more than the following
25 full-time equivalent positions:

26 \$ 400,000

27 FTEs 4.00
 28 The university of northern Iowa shall make a good faith
 29 effort to coordinate with private entities to seek funds to
 30 supplement this appropriation to support the expansion of the
 31 university’s additive manufacturing capabilities.>

COMMITTEE ON APPROPRIATIONS

H-1257

1 Amend House File 499, as passed by the House, as follows:

2 1. By striking everything after the enacting clause and
 3 inserting:
 4 <Section 1. Section 321.1, subsection 69, paragraph d, Code
 5 2019, is amended to read as follows:

6 ~~d. Designed~~ New or used motor vehicles designed to carry
 7 not more than nine persons as passengers, including the driver,
 8 or used passenger vans designed to carry not more than twelve
 9 persons as passengers, including the driver, either school
 10 owned or privately owned, which are used to transport pupils
 11 to activity events in which the pupils are participants or
 12 used to transport pupils to their homes in case of illness or
 13 other emergency situations. The vehicles operated under the
 14 provisions of this paragraph shall be operated by employees of
 15 the school district who are specifically approved by the local
 16 superintendent of schools for the assignment.

17 Sec. 2. Section 321.373, subsection 3, Code 2019, is amended
 18 to read as follows:

19 3.a. The rules prescribed for school buses shall include
 20 special rules for passenger automobiles, and other vehicles
 21 designed to carry eight or fewer pupils, when used as school
 22 buses.

23 b. The rules shall allow pickups designed to carry nine
 24 passengers or less, including the driver, and weighing ten
 25 thousand pounds or less, to be used as school buses if the
 26 pickup does not carry more passengers than there are safety
 27 belts or safety harnesses in the pickup as installed by the
 28 manufacturer and if the pickup is not operated while any
 29 passenger is present in the bed of the pickup. The operator
 30 of the pickup shall comply with the qualification, licensing,
 31 and instruction requirements set forth in sections 321.375 and
 32 321.376, other than the requirement to obtain a commercial
 33 driver’s license. However, the rules shall allow the board of
 34 directors of a school district to prohibit the use of pickups
 35 as school buses by the school district.

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1 c. The rules shall allow used passenger vans designed to
 2 carry twelve or fewer passengers, including the driver, and
 3 weighing ten thousand pounds or less, to be used as school
 4 buses if the van does not carry more passengers than there are

5 safety belts or safety harnesses in the van as installed by
 6 the manufacturer. The operator of the van shall comply with
 7 the qualification, licensing, and instruction requirements set
 8 forth in sections 321.375 and 321.376.
 9 d. A pickup or passenger van operated pursuant to rules
 10 described in paragraph "b" or "c" is subject to the limitations
 11 set forth in section 321.1, subsection 69, paragraph "d".>
 12 2. Title page, by striking lines 1 and 2 and inserting <An
 13 Act allowing certain vans and pickups to be used to transport
 14 pupils to activity events or from school to home in emergency
 15 situations.>

SENATE AMENDMENT

H-1258

1 Amend House File 756, as passed by the House, as follows:
 2 1. Page 3, by striking lines 6 through 16 and inserting
 3 <basis. Recipients of the funding shall submit quarterly
 4 reports to the department of human services containing
 5 data consistent with the performance measures approved
 6 by the federal substance abuse and mental health services
 7 administration. The department shall compile the first
 8 quarterly reports received from recipients into a single report
 9 to be submitted to the governor and the general assembly by
 10 February 20, 2020.>

SENATE AMENDMENT

H-1259

1 Amend the amendment, H-1201, to Senate File 502, as passed by
 2 the Senate, as follows:
 3 1. Page 1, line 17, after <employee> by inserting <, in good
 4 faith,>
 5 2. Page 2, after line 5 by inserting:
 6 <__. Page 1, line 13, after <employee> by inserting <, in
 7 good faith,>>

JACOBSEN of Pottawattamie

H-1260

1 Amend Senate File 617, as amended, passed, and reprinted by
 2 the Senate, as follows:
 3 1. Page 11, by striking lines 19 and 20 and inserting
 4 <commission and shall be distributed as follows:
 5 (1) An amount equal to one-half of one percent of sports
 6 wagering net receipts shall be deposited in the county
 7 endowment fund created in section 15E.311.
 8 (2) The remaining amount of sports wagering net receipts
 9 taxes imposed pursuant to this subsection shall be credited as
 10 provided in section 8.57, subsection 6.>

11 2. Page 22, by striking line 10 and inserting <distributed
 12 as follows:
 13 a. An amount equal to one-half of one percent of internet
 14 fantasy sports contest adjusted revenues shall be deposited in
 15 the county endowment fund created in section 15E.311.
 16 b. The remaining amount of internet fantasy sports contest
 17 adjusted revenues taxes imposed pursuant to this section shall
 18 be credited as provided in section 8.57, subsection 6.>
 19 3. Page 28, line 19, after <from moneys> by inserting
 20 <credited to the fund pursuant to section 99E.6 and section
 21 99F.11, subsection 4, and>

MASCHER of Johnson

H-1261

1 Amend Senate File 617, as amended, passed, and reprinted by
 2 the Senate, as follows:
 3 1. Page 11, line 15, by striking <six and three-quarters>
 4 and inserting <ten>
 5 2. Page 22, line 5, by striking <six and three-quarters> and
 6 inserting <ten>

MASCHER of Johnson

H-1262

1 Amend Senate File 617, as amended, passed, and reprinted by
 2 the Senate, as follows:
 3 1. Page 3, after line 1 by inserting:
 4 <NEW SUBSECTION. 19A. "Official league data" means
 5 statistics, results, outcomes, and other data relating to a
 6 authorized sporting event obtained pursuant to an agreement
 7 with the relevant sports league, or an entity expressly
 8 authorized by the sports league, to provide such information
 9 to licensees under section 99F.7A, which authorizes the use
 10 of such data for determining the outcome of an authorized
 11 sporting event that is not determined solely by the final score
 12 or outcome of the authorized sporting event and is not placed
 13 before the authorized sporting event has begun.>
 14 2. Page 3, line 2, by striking <19A.> and inserting <19B.>
 15 3. Page 8, after line 21 by inserting:
 16 <c. Utilize official league data to determine the results
 17 of sports wagers based upon an outcome of an authorized
 18 sporting event that is not determined solely by the final
 19 score or outcome of the authorized sporting event and is
 20 not placed before the authorized sporting event has begun,
 21 subject to the requirements of this paragraph. A licensee
 22 shall only be required to utilize official league data as
 23 provided by this paragraph on or after thirty days following
 24 written notification to the commission by a sports league that
 25 the sports league desires to supply official league data to

26 licensees, unless a licensee can demonstrate to the commission
 27 that the sports league or its designee cannot provide a feed of
 28 official league data to the licensee on commercially reasonable
 29 terms.>

KONFRST of Polk

H-1263

1 Amend Senate File 617, as amended, passed, and reprinted by
 2 the Senate, as follows:
 3 1. Page 8, line 29, by striking <employ reasonable steps to>
 4 2. Page 8, line 31, after <event> by inserting <, including
 5 family members related within the second degree of affinity or
 6 consanguinity to any of these individuals,>
 7 3. Page 8, lines 33 and 34, by striking <employ reasonable
 8 steps to>
 9 4. Page 20, line 4, by striking <use reasonable methods to>
 10 5. Page 20, line 15, after <contest> by inserting <,
 11 including family members related within the second degree of
 12 affinity or consanguinity to any of these individuals,>

MASCHER of Johnson

H-1264

1 Amend House File 729 as follows:
 2 1. By striking everything after the enacting clause and
 3 inserting:
 4 <DIVISION I
 5 EXPUNGEMENTS
 6 Section 1. Section 123.46, subsection 6, Code 2019, is
 7 amended to read as follows:
 8 6. Upon the expiration of two years following conviction
 9 for a violation of this section ~~and a violation or~~ of a
 10 similar local ordinance ~~that arose from the same transaction~~
 11 ~~or occurrence~~, a person may petition the court to expunge the
 12 conviction ~~including the conviction for a violation of a local~~
 13 ~~ordinance that arose from the same transaction or occurrence~~,
 14 and if the person has had no other criminal convictions, other
 15 than local traffic violations or simple misdemeanor violations
 16 of chapter 321 during the two-year period, the conviction ~~and~~
 17 ~~the conviction for a violation of a local ordinance that arose~~
 18 ~~from the same transaction or occurrence~~ shall be expunged as
 19 a matter of law. The court shall enter an order that the
 20 record of the conviction ~~and the conviction for a violation~~
 21 ~~of a local ordinance that arose from the same transaction or~~
 22 ~~occurrence~~ be expunged by the clerk of the district court.
 23 Notwithstanding section 692.2, after receipt of notice from the
 24 clerk of the district court that a record of conviction ~~and~~
 25 ~~the conviction for a violation of a local ordinance that arose~~
 26 ~~from the same transaction or occurrence~~ has been expunged,

27 the record of conviction ~~and the conviction for a violation~~
 28 ~~of a local ordinance that arose from the same transaction or~~
 29 ~~occurrence~~ shall be removed from the criminal history data
 30 files maintained by the department of public safety if such a
 31 record was maintained in the criminal history data files.
 32 **Sec. 2. NEW SECTION. 901C.3 Misdemeanor — expungement.**
 33 1. Upon application of a defendant convicted of a
 34 misdemeanor offense in the county where the conviction
 35 occurred, the court shall enter an order expunging the record

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1 of such a criminal case, as a matter of law, if the defendant
 2 has proven all of the following:
 3 a. More than eight years have passed since the date of the
 4 conviction.
 5 b. The defendant has no pending criminal charges.
 6 c. The defendant has not previously been granted two
 7 deferred judgments.
 8 d. The defendant has paid all court costs, fees, fines,
 9 restitution, and any other financial obligations ordered by the
 10 court or assessed by the clerk of the district court.
 11 2. The following misdemeanors shall not be expunged:
 12 a. A conviction under section 123.46.
 13 b. A simple misdemeanor conviction under section 123.47,
 14 subsection 3, or similar local ordinance.
 15 c. A conviction for dependent adult abuse under section
 16 235B.20.
 17 d. A conviction under section 321.218, 321A.32, or 321J.21.
 18 e. A conviction under section 321J.2.
 19 f. A conviction for a sex offense as defined in section
 20 692A.101.
 21 g. A conviction for involuntary manslaughter under section
 22 707.5.
 23 h. A conviction for assault under section 708.2, subsection
 24 3.
 25 i. A conviction under section 708.2A.
 26 j. A conviction for harassment under section 708.7.
 27 k. A conviction for stalking under section 708.11.
 28 l. A conviction for removal of an officer's communication or
 29 control device under section 708.12.
 30 m. A conviction for trespass under section 716.8, subsection
 31 3 or 4.
 32 n. A conviction under chapter 717C.
 33 o. A conviction under chapter 719.
 34 p. A conviction under chapter 720.
 35 q. A conviction under section 721.2.

PAGE 3

1 r. A conviction under section 721.10.
 2 s. A conviction under section 723.1.

- 3 *t.* A conviction under chapter 724.
4 *u.* A conviction under chapter 726.
5 *v.* A conviction under chapter 728.
6 *w.* A conviction under chapter 901A.
7 *x.* A conviction for a comparable offense listed in 49 C.F.R.
8 §383.51(b) (table 1) or 49 C.F.R. §383.51(e) (table 4).
9 *y.* A conviction under prior law of an offense comparable to
10 an offense enumerated in this subsection.
- 11 3. A person shall be granted an expungement of a record
12 under this section one time in the person's lifetime.
13 However, the one application may request the expungement of
14 records relating to more than one misdemeanor offense if
15 the misdemeanor offenses arose from the same transaction or
16 occurrence, and the application contains the misdemeanor
17 offenses to be expunged.
- 18 4. The expunged record under this section is a confidential
19 record exempt from public access under section 22.7 but shall
20 be made available by the clerk of the district court upon court
21 order.
- 22 5. Notwithstanding section 692.2, after receipt of
23 notice from the clerk of the district court that a record of
24 conviction has been expunged under subsection 1, the record
25 of conviction shall be removed from the criminal history data
26 files maintained by the department of public safety if such a
27 record was maintained in the criminal history data files.
- 28 6. The supreme court may prescribe rules governing the
29 procedures applicable to the expungement of a criminal case
30 under this section.
- 31 7. This section applies to a misdemeanor conviction that
32 occurred prior to, on, or after July 1, 2019.

DIVISION II

ROBBERY— AGGRAVATED THEFT

- 33
34
35 Sec. 3. Section 711.3, Code 2019, is amended to read as

PAGE 4

- 1 follows:
2 **711.3 Robbery in the second degree.**
3 All robbery which is not robbery in the first degree is
4 robbery in the second degree, ~~except as provided in section~~
5 ~~711.3A.~~ Robbery in the second degree is a class "C" felony.
6 Sec. 4. NEW SECTION. **711.3B Aggravated theft.**
7 1. A person commits aggravated theft when the person commits
8 an assault as defined in section 708.1, subsection 2, paragraph
9 "a", that is punishable as a simple misdemeanor under section
10 708.2, subsection 6, after the person has removed or attempted
11 to remove property not exceeding three hundred dollars in
12 value which has not been purchased from a store or mercantile
13 establishment, or has concealed such property of the store or
14 mercantile establishment, either on the premises or outside the
15 premises of the store or mercantile establishment.
16 2.a. A person who commits aggravated theft is guilty of an

17 aggravated misdemeanor.

18 **b.** A person who commits aggravated theft, and who has
19 previously been convicted of an aggravated theft, robbery in the
20 first degree in violation of section 711.2, robbery in the
21 second degree in violation of section 711.3, or extortion in
22 violation of section 711.4, is guilty of a class “D” felony.

23 **3.** In determining if a violation is a class “D” felony
24 offense the following shall apply:

25 **a.** A deferred judgment entered pursuant to section 907.3 for
26 a violation of any offense specified in subsection 2 shall be
27 counted as a previous offense.

28 **b.** A conviction or the equivalent of a deferred judgment for
29 a violation in any other states under statutes substantially
30 corresponding to an offense specified in subsection 2 shall be
31 counted as a previous offense. The courts shall judicially
32 notice the statutes of other states which define offenses
33 substantially equivalent to the offenses specified in this
34 section and can therefore be considered corresponding statutes.

35 **4.** Aggravated theft is not an included offense of robbery

PAGE 5

1 in the first or second degree.

2 **Sec. 5.** Section 808.12, subsections 1 and 3, Code 2019, are
3 amended to read as follows:

4 **1.** Persons concealing property as set forth in section
5 ~~714.3A~~ 711.3B or 714.5, may be detained and searched by a peace
6 officer, person employed in a facility containing library
7 materials, merchant, or merchant’s employee, provided that
8 the detention is for a reasonable length of time and that the
9 search is conducted in a reasonable manner by a person of the
10 same sex and according to subsection 2 of this section.

11 **3.** The detention or search under this section by a peace
12 officer, person employed in a facility containing library
13 materials, merchant, or merchant’s employee does not render the
14 person liable, in a criminal or civil action, for false arrest
15 or false imprisonment provided the person conducting the search
16 or detention had reasonable grounds to believe the person
17 detained or searched had concealed or was attempting to conceal
18 property as set forth in section ~~714.3A~~ 711.3B or 714.5.

19 **Sec. 6.** Section 901.11, Code 2019, is amended by adding the
20 following new subsection:

21 **NEW SUBSECTION. 2A.** At the time of sentencing, the court
22 shall determine when a person convicted of robbery in the first
23 degree as described in section 902.12, subsection 2A, shall
24 first become eligible for parole or work release within the
25 parameters specified in section 902.12, subsection 2A, based
26 upon all pertinent information including the person’s criminal
27 record, a validated risk assessment, and the negative impact
28 the offense has had on the victim or other persons.

29 **Sec. 7.** Section 902.12, subsection 1, paragraph e, Code
30 2019, is amended to read as follows:

31 e. Robbery in the ~~first or~~ second degree in violation of
 32 section ~~711.2 or~~ 711.3, except as determined in subsection 3.
 33 Sec. 8. Section 902.12, Code 2019, is amended by adding the
 34 following new subsection:
 35 NEW SUBSECTION. 2A. A person serving a sentence for a

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1 conviction for robbery in the first degree in violation of
 2 section 711.2 for a conviction that occurs on or after July 1,
 3 2018, shall be denied parole or work release until the person
 4 has served between one-half and seven-tenths of the maximum
 5 term of the person's sentence as determined under section
 6 901.11, subsection 2A.
 7 Sec. 9.REPEAL. Sections 711.3A, 711.5, and 714.3A, Code
 8 2019, are repealed.

9 DIVISION III

10 PROPERTY CRIMES — VALUE

11 Sec. 10. Section 712.3, Code 2019, is amended to read as
 12 follows:

13 **712.3 Arson in the second degree.**

14 Arson which is not arson in the first degree is arson in the
 15 second degree when the property which is the subject of the
 16 arson is a building or a structure, or real property of any
 17 kind, or standing crops, or is personal property the value of
 18 which exceeds ~~five~~ seven hundred ~~fifty~~ dollars. Arson in the
 19 second degree is a class "C" felony.

20 Sec. 11. Section 714.2, Code 2019, is amended to read as
 21 follows:

22 **714.2 Degrees of theft.**

23 1. The theft of property exceeding ten thousand dollars in
 24 value, or the theft of property from the person of another, or
 25 from a building which has been destroyed or left unoccupied
 26 because of physical disaster, riot, bombing, or the proximity
 27 of battle, or the theft of property which has been removed from
 28 a building because of a physical disaster, riot, bombing, or
 29 the proximity of battle, is theft in the first degree. Theft
 30 in the first degree is a class "C" felony.

31 2. The theft of property exceeding one thousand five
 32 hundred dollars but not exceeding ten thousand dollars in value
 33 or theft of a motor vehicle as defined in chapter 321 not
 34 exceeding ten thousand dollars in value, is theft in the second
 35 degree. Theft in the second degree is a class "D" felony.

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1 However, for purposes of this subsection, "*motor vehicle*" does
 2 not include a motorized bicycle as defined in section 321.1,
 3 subsection 40, paragraph "b".

4 3. The theft of property exceeding five seven hundred fifty
 5 dollars but not exceeding one thousand five hundred dollars in
 6 value, or the theft of any property not exceeding five hundred

7 dollars in value by one who has before been twice convicted of
8 theft, is theft in the third degree. Theft in the third degree
9 is an aggravated misdemeanor.

10 4. The theft of property exceeding ~~two~~ three hundred dollars
11 in value but not exceeding ~~five~~ seven hundred fifty dollars
12 in value is theft in the fourth degree. Theft in the fourth
13 degree is a serious misdemeanor.

14 5. The theft of property not exceeding ~~two~~ three hundred
15 dollars in value is theft in the fifth degree. Theft in the
16 fifth degree is a simple misdemeanor.

17 Sec. 12. Section 714.7B, subsection 6, paragraphs a and b,
18 Code 2019, are amended to read as follows:

19 a. A simple misdemeanor if the value of the goods, wares, or
20 merchandise does not exceed ~~two~~ three hundred dollars.

21 b. A serious misdemeanor if the value of the goods, wares,
22 or merchandise exceeds ~~two~~ three hundred dollars.

23 Sec. 13. Section 714.10, subsection 1, Code 2019, is amended
24 to read as follows:

25 1. Fraudulent practice in the second degree is the
26 following:

27 a. A fraudulent practice where the amount of money or value
28 of property or services involved exceeds one thousand five
29 hundred dollars but does not exceed ten thousand dollars.

30 b. A fraudulent practice where the amount of money or
31 value of property or services involved does not exceed one
32 thousand five hundred dollars by one who has been convicted of
33 a fraudulent practice twice before.

34 Sec. 14. Section 714.11, subsection 1, paragraph a, Code
35 2019, is amended to read as follows:

PAGE 8

1 a. A fraudulent practice where the amount of money or value
2 of property or services involved exceeds ~~five~~ seven hundred
3 fifty dollars but does not exceed one thousand five hundred
4 dollars.

5 Sec. 15. Section 714.12, Code 2019, is amended to read as
6 follows:

7 **714.12 Fraudulent practice in the fourth degree.**

8 1. Fraudulent practice in the fourth degree is a fraudulent
9 practice where the amount of money or value of property or
10 services involved exceeds ~~two~~ three hundred dollars but does
11 not exceed ~~five~~ seven hundred fifty dollars.

12 2. Fraudulent practice in the fourth degree is a serious
13 misdemeanor.

14 Sec. 16. Section 714.13, Code 2019, is amended to read as
15 follows:

16 **714.13 Fraudulent practice in the fifth degree.**

17 1. Fraudulent practice in the fifth degree is a fraudulent
18 practice where the amount of money or value of property or
19 services involved does not exceed ~~two~~ three hundred dollars.

20 2. Fraudulent practice in the fifth degree is a simple

21 misdemeanor.

22 Sec. 17. Section 715A.6, subsection 2, paragraphs b and c,
23 Code 2019, are amended to read as follows:

24 b. If the value of the property or services secured or
25 sought to be secured by means of the credit card is greater
26 than one thousand five hundred dollars but not more than ten
27 thousand dollars, an offense under this section is a class "D"
28 felony.

29 c. If the value of the property or services secured
30 or sought to be secured by means of the credit card is one
31 thousand five hundred dollars or less, an offense under this
32 section is an aggravated misdemeanor.

33 Sec. 18. Section 715A.8, subsection 3, paragraphs b and c,
34 Code 2019, are amended to read as follows:

35 b. If the value of the credit, property, services, or other

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1 benefit exceeds one thousand five hundred dollars but does not
2 exceed ten thousand dollars, the person commits a class "D"
3 felony.

4 c. If the value of the credit, property, services, or other
5 benefit does not exceed one thousand five hundred dollars, the
6 person commits an aggravated misdemeanor.

7 Sec. 19. Section 716.4, subsection 1, Code 2019, is amended
8 to read as follows:

9 1. Criminal mischief is criminal mischief in the second
10 degree if the cost of replacing, repairing, or restoring the
11 property that is damaged, defaced, altered, or destroyed
12 exceeds one thousand five hundred dollars but does not exceed
13 ten thousand dollars.

14 Sec. 20. Section 716.5, subsection 1, paragraph a, Code
15 2019, is amended to read as follows:

16 a. The cost of replacing, repairing, or restoring the
17 property that is damaged, defaced, altered, or destroyed
18 exceeds ~~five~~ seven hundred fifty dollars, but does not exceed
19 one thousand five hundred dollars.

20 Sec. 21. Section 716.6, subsection 1, paragraph a,
21 subparagraph (1), Code 2019, is amended to read as follows:

22 (1) The cost of replacing, repairing, or restoring the
23 property that is damaged, defaced, altered, or destroyed
24 exceeds ~~two~~ three hundred dollars, but does not exceed ~~five~~
25 seven hundred fifty dollars.

26 Sec. 22. Section 716.8, subsections 2 and 4, Code 2019, are
27 amended to read as follows:

28 2. Any person committing a trespass as defined in section
29 716.7, other than a trespass as defined in section 716.7,
30 subsection 2, paragraph "a", subparagraph (6), which results in
31 injury to any person or damage in an amount more than ~~two~~ three
32 hundred dollars to anything, animate or inanimate, located
33 thereon or therein commits a serious misdemeanor.

34 4. A person committing a trespass as defined in section

35 716.7 with the intent to commit a hate crime which results in

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1 injury to any person or damage in an amount more than ~~two~~ three
2 hundred dollars to anything, animate or inanimate, located
3 thereon or therein commits an aggravated misdemeanor.

4 Sec. 23. Section 716.10, subsection 2, paragraphs d, e, f,
5 and g, Code 2019, are amended to read as follows:

6 *d.* A person commits railroad vandalism in the fourth degree
7 if the person intentionally commits railroad vandalism which
8 results in property damage which costs ten thousand dollars
9 or less but more than one thousand five hundred dollars to
10 replace, repair, or restore. Railroad vandalism in the fourth
11 degree is a class "D" felony.

12 *e.* A person commits railroad vandalism in the fifth degree
13 if the person intentionally commits railroad vandalism which
14 results in property damage which costs more than five seven
15 hundred fifty dollars but does not exceed one thousand five
16 hundred dollars to replace, repair, or restore. Railroad
17 vandalism in the fifth degree is an aggravated misdemeanor.

18 *f.* A person commits railroad vandalism in the sixth degree
19 if the person intentionally commits railroad vandalism which
20 results in property damage which costs more than ~~one~~ three
21 hundred dollars but does not exceed five seven hundred fifty
22 dollars to replace, repair, or restore. Railroad vandalism in
23 the sixth degree is a serious misdemeanor.

24 *g.* A person commits railroad vandalism in the seventh
25 degree if the person intentionally commits railroad vandalism
26 which results in property damage which costs ~~one~~ three hundred
27 dollars or less to replace, repair, or restore. Railroad
28 vandalism in the seventh degree is a simple misdemeanor.

29 Sec. 24. Section 716A.2, subsection 2, paragraph b, Code
30 2019, is amended to read as follows:

31 *b.* The revenue generated from a specific unsolicited bulk
32 electronic mail transmission exceeds one thousand five hundred
33 dollars or the total revenue generated from all unsolicited
34 bulk electronic mail transmitted to any electronic mail service
35 provider by the person exceeds fifty thousand dollars.

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1 DIVISION IV
2 FRAUD AND FORGERY REVISIONS

3 Sec. 25. Section 715A.2, subsection 2, paragraph a, Code
4 2019, is amended by adding the following new subparagraph:
5 NEW SUBPARAGRAPH. (5) A driver's license, nonoperator's
6 identification card, birth certificate, or occupational license
7 or certificate in support of an occupational license issued by
8 a department, agency, board, or commission in this state.

9 Sec. 26. Section 715A.2A, subsection 1, paragraphs a and b,
10 Code 2019, are amended to read as follows:

11 a. Hires a person when the employer or an agent or employee
 12 of the employer knows that the document evidencing the person's
 13 authorized stay or employment in the United States is in
 14 violation of section 715A.2, subsection 2, paragraph "a",
 15 subparagraph (4) or (5), or knows that the person is not
 16 authorized to be employed in the United States.

17 b. Continues to employ a person when the employer or an
 18 agent or employee of the employer knows that the document
 19 evidencing the person's authorized stay or employment in the
 20 United States is in violation of section 715A.2, subsection 2,
 21 paragraph "a", subparagraph (4) or (5), or knows that the person
 22 is not authorized to be employed in the United States.

23 Sec. 27. Section 802.5, Code 2019, is amended to read as
 24 follows:

25 **802.5 Extension for fraud, fiduciary breach.**

26 1. If the periods prescribed in sections 802.3 and 802.4
 27 have expired, prosecution may nevertheless be commenced for any
 28 offense a material element of which is either fraud or a breach
 29 of fiduciary obligation within one year after discovery of the
 30 offense by an aggrieved party or by a person who has a legal
 31 duty to represent an aggrieved party and who is not a party to
 32 the offense, but in no case shall this provision extend the
 33 period of limitation otherwise applicable by more than ~~three~~
 34 five years.

35 2. A prosecution may be commenced under this section as

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1 long as the appropriate law enforcement agency has not delayed
 2 the investigation in bad faith. This subsection shall not be
 3 construed to require a law enforcement agency to pursue an
 4 unknown offender with due diligence.

5 DIVISION V

6 CRIMINAL PROCEEDINGS

7 Sec. 28. Section 814.6, subsection 1, paragraph a, Code
 8 2019, is amended to read as follows:

9 a. A final judgment of sentence, except in ease of the
 10 following cases:

11 (1) A simple misdemeanor and ordinance violation
 12 convictions conviction.

13 (2) An ordinance violation.

14 (3) A conviction where the defendant has pled guilty. This
 15 subparagraph does not apply to a guilty plea for a class "A"
 16 felony.

17 Sec. 29. Section 814.6, subsection 2, Code 2019, is amended
 18 by adding the following new paragraph:

19 NEW PARAGRAPH. f. An order denying a motion in arrest of
 20 judgment on grounds other than an ineffective assistance of
 21 counsel claim.

22 **Sec. 30. NEW SECTION. 814.6A Pro se filings by defendant**
 23 **currently represented by counsel.**

24 1. A defendant who is currently represented by counsel shall

25 not file any pro se document, including a brief, reply brief,
 26 or motion, in any Iowa court. The court shall not consider,
 27 and opposing counsel shall not respond to, such pro se filings.

28 2. This section does not prohibit a defendant from
 29 proceeding without the assistance of counsel.

30 3. A defendant currently represented by counsel may file a
 31 pro se motion seeking disqualification of the counsel, which a
 32 court may grant upon a showing of good cause.

33 Sec. 31. Section 814.7, Code 2019, is amended to read as
 34 follows:

35 **814.7 Ineffective assistance claim on appeal in a criminal**

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1 **case.**

2 1. An ineffective assistance of counsel claim in a
 3 criminal case shall be determined by filing an application
 4 for postconviction relief pursuant to chapter 822, ~~except as~~
 5 ~~otherwise provided in this section.~~ The claim need not be
 6 raised on direct appeal from the criminal proceedings in order
 7 to preserve the claim for postconviction relief purposes,
 8 and the claim shall not be decided on direct appeal from the
 9 criminal proceedings.

10 ~~2. A party may, but is not required to, raise an ineffective~~
 11 ~~assistance claim on direct appeal from the criminal proceedings~~
 12 ~~if the party has reasonable grounds to believe that the record~~
 13 ~~is adequate to address the claim on direct appeal.~~

14 ~~3. If an ineffective assistance of counsel claim is raised~~
 15 ~~on direct appeal from the criminal proceedings, the court may~~
 16 ~~decide the record is adequate to decide the claim or may choose~~
 17 ~~to preserve the claim for determination under chapter 822.~~

18 Sec. 32. NEW SECTION. 814.28 General verdicts.

19 When the prosecution relies on multiple or alternative
 20 theories to prove the commission of a public offense, a jury
 21 may return a general verdict. If the jury returns a general
 22 verdict, an appellate court shall not set aside or reverse such
 23 a verdict on the basis of a defective or insufficient theory
 24 if one or more of the theories presented and described in the
 25 complaint, information, indictment, or jury instruction is
 26 sufficient to sustain the verdict on at least one count.

27 Sec. 33. NEW SECTION. 814.29 Guilty pleas — challenges.

28 If a defendant challenges a guilty plea based on an alleged
 29 defect in the plea proceedings, the plea shall not be vacated
 30 unless the defendant demonstrates that the defendant more
 31 likely than not would not have pled guilty if the defect had
 32 not occurred. The burden applies whether the challenge is
 33 made through a motion in arrest of judgment or on appeal. Any
 34 provision in the Iowa rules of criminal procedure that are
 35 inconsistent with this section shall have no legal effect.

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1 Sec. 34. Section 822.3, Code 2019, is amended to read as
2 follows:

3 **822.3 How to commence proceeding — limitation.**

4 A proceeding is commenced by filing an application verified
5 by the applicant with the clerk of the district court in
6 which the conviction or sentence took place. However, if the
7 applicant is seeking relief under section 822.2, subsection 1,
8 paragraph “f”, the application shall be filed with the clerk
9 of the district court of the county in which the applicant
10 is being confined within ninety days from the date the
11 disciplinary decision is final. All other applications must
12 be filed within three years from the date the conviction or
13 decision is final or, in the event of an appeal, from the date
14 the writ of procedendo is issued. However, this limitation
15 does not apply to a ground of fact or law that could not have
16 been raised within the applicable time period. An allegation
17 of ineffective assistance of counsel in a prior case under this
18 chapter shall not toll or extend the limitation periods in this
19 section nor shall such claim relate back to a prior filing to
20 avoid the application of the limitation periods. Facts within
21 the personal knowledge of the applicant and the authenticity
22 of all documents and exhibits included in or attached to the
23 application must be sworn to affirmatively as true and correct.
24 The supreme court may prescribe the form of the application and
25 verification. The clerk shall docket the application upon its
26 receipt and promptly bring it to the attention of the court and
27 deliver a copy to the county attorney and the attorney general.

28 Sec. 35. **NEW SECTION. 822.3B Pro se filings by applicants**
29 **currently represented by counsel.**

30 1. An applicant seeking relief under section 822.2 who is
31 currently represented by counsel shall not file any pro se
32 document, including an application, brief, reply brief, or
33 motion, in any Iowa court. The court shall not consider, and
34 opposing counsel shall not respond to, such pro se filings.

35 2. This section does not prohibit an applicant for

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1 postconviction relief from proceeding without the assistance
2 of counsel.

3 3. A represented applicant for postconviction relief may
4 file a pro se motion seeking disqualification of counsel, which
5 a court may grant upon a showing of good cause.

6 Sec. 36. Section 822.6, subsection 1, Code 2019, is amended
7 to read as follows:

8 1. Within thirty days after the docketing of the
9 application, or within any further time the court may fix,
10 the state shall respond by answer or by motion which may
11 be supported by affidavits. At any time prior to entry of
12 judgment the court may grant leave to withdraw the application.

13 The court may make appropriate orders for amendment of the
 14 application or any pleading or motion, for pleading over, for
 15 filing further pleadings or motions, or for extending the time
 16 of the filing of any pleading. In considering the application
 17 the court shall take account of substance regardless of defects
 18 of form. ~~If the application is not accompanied by the record
 19 of the proceedings challenged therein, the respondent shall
 20 file with its answer the record or portions thereof that are
 21 material to the questions raised in the application.~~

22 **Sec. 37. NEW SECTION. 901.4B Presentence determinations**
 23 **and statements.**

- 24 1. Before imposing sentence, the court shall do all of the
 25 following:
- 26 a. Verify that the defendant and the defendant's attorney
 - 27 have read and discussed the presentence investigation report
 - 28 and any addendum to the report.
 - 29 b. Provide the defendant's attorney an opportunity to speak
 - 30 on the defendant's behalf.
 - 31 c. Address the defendant personally in order to permit the
 - 32 defendant to make a statement or present any information to
 - 33 mitigate the defendant's sentence.
 - 34 d. Provide the prosecuting attorney an opportunity to speak.
- 35 2. After hearing any statements presented pursuant

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1 to subsection 1, and before imposing sentence, the court
 2 shall address any victim of the crime who is present at the
 3 sentencing and shall allow any victim to be reasonably heard,
 4 including, but not limited to, by presenting a victim impact
 5 statement in the manner described in section 915.21.
 6 3. For purposes of this section "*victim*" means the same as
 7 defined in section 915.10.

8 **DIVISION VI**
 9 **ARSON**

10 Sec. 38. Section 901.11, Code 2019, is amended by adding the
 11 following new subsection:

12 **NEW SUBSECTION.** 4. At the time of sentencing, the court
 13 shall determine when a person convicted of arson in the first
 14 degree as described in section 902.12, subsection 4, shall
 15 first become eligible for parole or work release within the
 16 parameters specified in section 902.12, subsection 3, based
 17 upon all pertinent information including the person's criminal
 18 record, a validated risk assessment, and the negative impact
 19 the offense has had on the victim or other persons.

20 Sec. 39. Section 902.12, Code 2019, is amended by adding the
 21 following new subsection:

22 **NEW SUBSECTION.** 4. A person serving a sentence for a
 23 conviction for arson in the first degree in violation of
 24 section 712.2 that occurs on or after July 1, 2019, shall
 25 be denied parole or work release until the person has served
 26 between one-half and seven-tenths of the maximum term of

27 the person's sentence as determined under section 901.11,
28 subsection 4.

29 DIVISION VII

30 LIMITATION OF CRIMINAL ACTIONS

31 Sec. 40. Section 802.2, subsection 1, Code 2019, is amended
32 to read as follows:

33 1. An information or indictment for sexual abuse in the
34 first, second, or third degree committed on or with a person
35 who is under the age of eighteen years shall be found within

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1 ~~ten~~ fifteen years after the person upon whom the offense is
2 committed attains eighteen years of age, or if the person
3 against whom the information or indictment is sought is
4 identified through the use of a DNA profile, an information or
5 indictment shall be found within three years from the date the
6 person is identified by the person's DNA profile, whichever is
7 later.

8 Sec. 41. Section 802.2A, Code 2019, is amended to read as
9 follows:

10 **802.2A Incest — sexual exploitation by a counselor,
11 therapist, or school employee.**

12 1. An information or indictment for incest under section
13 726.2 committed on or with a person who is under the age of
14 eighteen shall be found within ~~ten~~ fifteen years after the
15 person upon whom the offense is committed attains eighteen
16 years of age. An information or indictment for any other
17 incest shall be found within ten years after its commission.

18 2. An indictment or information for sexual exploitation by
19 a counselor, therapist, or school employee under section 709.15
20 committed on or with a person who is under the age of eighteen
21 shall be found within ~~ten~~ fifteen years after the person upon
22 whom the offense is committed attains eighteen years of age.
23 An information or indictment for any other sexual exploitation
24 shall be found within ten years of the date the victim was last
25 treated by the counselor or therapist, or within ten years of
26 the date the victim was enrolled in or attended the school.>

KLEIN of Washington

H-1265

1 Amend the House amendment, S-3170, to Senate File 188, as
2 passed by the Senate, as follows:

3 1. Page 1, line 3, by striking <subsection 2> and inserting
4 <subsections 2 and 3>

5 2. Page 1, after line 4 by inserting:

6 <__. Page 1, line 32, by striking <262,> and inserting
7 <262>

8 3. Page 1, after line 16 by inserting:

9 <3. This section shall not apply to any policy or rule

10 adopted or enforced by the governing board of a university
 11 under the control of the state board of regents as provided
 12 in chapter 262 that prohibits the carrying, transportation,
 13 or possession of a dangerous weapon that directs an electric
 14 current, impulse, wave, or beam that produces a high-voltage
 15 pulse designed to immobilize a person inside the buildings or
 16 physical structures of any stadium or hospital associated with
 17 an institution governed by the state board of regents.>
 18 4. By renumbering as necessary.

SENATE AMENDMENT

H-1266

1 Amend the amendment, H-1253, to House File 746 as follows:
 2 1. Page 1, line 7, after <including> by inserting <with>
 3 2. Page 1, line 11, after <including> by inserting <with>
 4 3. Page 1, line 22, by striking <registrar.> and inserting
 5 <registrar.>
 6 4. Page 1, line 24, after <including> by inserting <with>

JONES of Clay

H-1267

1 Amend House File 765, as amended, passed, and reprinted by
 2 the House, as follows:
 3 1. By striking everything after the enacting clause and
 4 inserting:
 5 <DIVISION I
 6 REBUILD IOWA INFRASTRUCTURE FUND
 7 Section 1.REBUILD IOWA INFRASTRUCTURE FUND —
 8 APPROPRIATIONS. There is appropriated from the rebuild Iowa
 9 infrastructure fund to the following departments and agencies
 10 for the following fiscal years, the following amounts, or so
 11 much thereof as is necessary, to be used for the purposes
 12 designated:
 13 1. DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP
 14 a.(1) For deposit in the water quality initiative fund
 15 created in section 466B.45 for purposes of supporting the
 16 water quality initiative administered by the division of soil
 17 conservation and water quality as provided in section 466B.42,
 18 including salaries, support, maintenance, and miscellaneous
 19 purposes, notwithstanding section 8.57, subsection 5, paragraph
 20 "c":
 21 FY 2019-2020:
 22 \$ 5,200,000
 23 (2)(a) The moneys appropriated in this lettered
 24 paragraph shall be used to support demonstration projects in
 25 subwatersheds as designated by the department that are part
 26 of high-priority watersheds identified by the water resources
 27 coordinating council.

28 (b) The moneys appropriated in this lettered paragraph
29 shall be used to support demonstration projects in watersheds
30 generally, including regional watersheds, as designated by the
31 division and high-priority watersheds identified by the water
32 resources coordinating council.

33 (3) In supporting projects in watersheds and subwatersheds
34 as provided in subparagraph (2), subparagraph divisions (a) and
35 (b), all of the following shall apply:

PAGE 2

1 (a) The demonstration projects shall utilize water quality
2 practices as described in the latest revision of the document
3 entitled "Iowa Nutrient Reduction Strategy" initially presented
4 in November 2012 by the department of agriculture and land
5 stewardship, the department of natural resources, and Iowa
6 state university of science and technology.

7 (b) The division shall implement demonstration projects
8 as provided in subparagraph division (a) by providing
9 for participation by persons who hold a legal interest in
10 agricultural land used in farming. To every extent practical,
11 the division shall provide for collaborative participation by
12 such persons who hold a legal interest in agricultural land
13 located within the same subwatershed.

14 (c) The division shall implement demonstration projects on
15 a cost-share basis as determined by the division. Except for
16 edge-of-field practices, the state's share of the amount shall
17 not exceed 50 percent of the estimated cost of establishing the
18 practice as determined by the division or 50 percent of the
19 actual cost of establishing the practice, whichever is less.

20 (d) The demonstration projects shall be used to educate
21 other persons about the feasibility and value of establishing
22 similar water quality practices. The division shall promote
23 field day events for purposes of allowing interested persons to
24 establish water quality practices on their agricultural land.

25 (e) The division shall conduct water quality evaluations
26 within supported subwatersheds. Within a reasonable period
27 after accumulating information from such evaluations, the
28 division shall create an aggregated database of water quality
29 practices. Any information identifying a person holding a
30 legal interest in agricultural land or specific agricultural
31 land shall be a confidential record.

32 (4) The moneys appropriated in this lettered paragraph
33 shall be used to support education and outreach in a manner
34 that encourages persons who hold a legal interest in
35 agricultural land used for farming to implement water quality

PAGE 3

1 practices, including the establishment of such practices in
2 watersheds generally, and not limited to subwatersheds or
3 high-priority watersheds.

- 4 (5) The moneys appropriated in this lettered paragraph
- 5 may be used to contract with persons to coordinate the
- 6 implementation of efforts provided in this paragraph.
- 7 (6) The moneys appropriated in this lettered paragraph
- 8 may be used by the department to support urban soil and water
- 9 conservation efforts, which may include but are not limited
- 10 to management practices related to bioretention, landscaping,
- 11 the use of permeable or pervious pavement, and soil quality
- 12 restoration. The moneys shall be allocated on a cost-share
- 13 basis as provided in chapter 161A.
- 14 (7) Notwithstanding any other provision of law to the
- 15 contrary, the department may use moneys appropriated in
- 16 this lettered paragraph to carry out the provisions of this
- 17 paragraph on a cost-share basis in combination with other
- 18 moneys available to the department from a state or federal
- 19 source.
- 20 (8) Not more than 10 percent of the moneys appropriated in
- 21 this lettered paragraph may be used for costs of administration
- 22 and implementation of the water quality initiative administered
- 23 by the soil conservation division.
- 24 b. For deposit in the renewable fuels infrastructure fund
- 25 created in section 159A.16 for renewable fuel infrastructure
- 26 programs:
- 27 FY 2019-2020:
- 28 \$ 3,000,000
- 29 2. DEPARTMENT OF CORRECTIONS
- 30 For a fire suppression system for the sixth judicial
- 31 district community-based corrections residential facility:
- 32 FY 2019-2020:
- 33 \$ 150,000
- 34 3. DEPARTMENT OF CULTURAL AFFAIRS
- 35 a. For deposit in the Iowa great places program fund created

PAGE 4

- 1 in section 303.3D for Iowa great places program projects that
- 2 meet the definition of “vertical infrastructure” in section
- 3 8.57, subsection 5, paragraph “c”:
- 4 FY 2019-2020:
- 5 \$ 1,000,000
- 6 b. For grants to nonprofit organizations committed to
- 7 strengthening communities through youth development, healthy
- 8 living, and social responsibility for costs associated with
- 9 the renovation and maintenance of facility infrastructure at
- 10 facilities located in cities with a population of less than
- 11 28,000 as determined by the 2010 federal decennial census:
- 12 FY 2019-2020:
- 13 \$ 250,000
- 14 4. ECONOMIC DEVELOPMENT AUTHORITY
- 15 a. For deposit in the community attraction and tourism fund
- 16 created in section 15F.204:
- 17 FY 2019-2020:

18 \$ 5,000,000
 19 b. For equal distribution to regional sports authority
 20 districts certified by the department pursuant to section
 21 15E.321, notwithstanding section 8.57, subsection 5, paragraph
 22 "c":
 23 FY 2019-2020:
 24 \$ 500,000
 25 c. For administration and support of the world food prize
 26 including the Borlaug/Ruan scholar program, notwithstanding
 27 section 8.57, subsection 5, paragraph "c":
 28 FY 2019-2020:
 29 \$ 300,000
 30 d. For deposit in the vacant state buildings demolition fund
 31 created in section 15.261:
 32 FY 2019-2020:
 33 \$ 1,000,000
 34 FY 2020-2021:
 35 \$ 1,000,000

PAGE 5

1 FY 2021-2022:
 2 \$ 1,000,000
 3 e. For deposit in the vacant state buildings rehabilitation
 4 fund created in section 15.262, notwithstanding section 8.57,
 5 subsection 5, paragraph "c":
 6 FY 2019-2020:
 7 \$ 1,000,000
 8 FY 2020-2021:
 9 \$ 1,000,000
 10 FY 2021-2022:
 11 \$ 1,000,000
 12 f. For the building of an independent innovation center at
 13 a year-round camp for persons with disabilities that is located
 14 in a city with a population of more than 200,000 as determined
 15 by the 2010 federal decennial census:
 16 FY 2019-2020:
 17 \$ 200,000
 18 FY 2020-2021:
 19 \$ 800,000
 20 5. DEPARTMENT OF HUMAN SERVICES
 21 For the renovation and construction of certain nursing
 22 facilities, consistent with the provisions of chapter 249K:
 23 FY 2019-2020:
 24 \$ 500,000
 25 6. IOWA FINANCE AUTHORITY
 26 For deposit in the housing trust fund created in section
 27 16.181:
 28 FY 2019-2020:
 29 \$ 50,000
 30 7. DEPARTMENT OF NATURAL RESOURCES
 31 a. For implementation of lake projects that have

32 established watershed improvement initiatives and community
 33 support in accordance with the department’s annual lake
 34 restoration plan and report, notwithstanding section 8.57,
 35 subsection 5, paragraph “c”:

PAGE 6

1 FY 2019-2020:
 2 \$ 9,600,000
 3 b. For the administration of a water trails and low head
 4 dam public hazard statewide plan, including salaries, support,
 5 maintenance, and miscellaneous purposes, notwithstanding
 6 section 8.57, subsection 5, paragraph “c”:
 7 FY 2019-2020:
 8 \$ 500,000
 9 c. For state park vertical infrastructure improvements:
 10 FY 2019-2020:
 11 \$ 2,000,000
 12 8. DEPARTMENT OF PUBLIC DEFENSE
 13 a. For major maintenance projects at national guard
 14 armories and facilities:
 15 FY 2019-2020:
 16 \$ 1,000,000
 17 b. For improvement projects for Iowa national guard
 18 installations and readiness centers to support operations and
 19 training requirements:
 20 FY 2019-2020:
 21 \$ 1,000,000
 22 c. For construction improvement projects at the Camp Dodge
 23 facility:
 24 FY 2019-2020:
 25 \$ 250,000
 26 d. The department of public defense shall report to the
 27 general assembly by December 15, 2019, regarding the projects
 28 the department has funded, or intends to fund, from moneys
 29 appropriated to the department pursuant to this subsection for
 30 the fiscal year beginning July 1, 2019.
 31 9. DEPARTMENT OF PUBLIC SAFETY
 32 a. For payments and other costs due under a financing
 33 agreement entered into by the treasurer of state for building
 34 the statewide interoperable communications system pursuant to
 35 section 29C.23, subsection 2, notwithstanding section 8.57,

PAGE 7

1 subsection 5, paragraph “c”:
 2 FY 2019-2020:
 3 \$ 3,719,355
 4 b. For the purchase of a liquid chromatograph,
 5 notwithstanding section 8.57, subsection 5, paragraph “c”:
 6 FY 2019-2020:
 7 \$ 325,000

8 c. For the purchase of equipment that can detect the
 9 presence of explosive material, notwithstanding section 8.57,
 10 subsection 5, paragraph “c”:

11 FY 2019-2020:
 12 \$ 29,000

13 10. BOARD OF REGENTS

14 a. For allocation by the state board of regents to the
 15 state university of Iowa, Iowa state university of science
 16 and technology, and the university of northern Iowa to
 17 reimburse the institutions for deficiencies in the operating
 18 funds resulting from the pledging of tuition, student fees
 19 and charges, and institutional income to finance the cost of
 20 providing academic and administrative buildings and facilities
 21 and utility services at the institutions:

22 FY 2019-2020:
 23 \$ 28,098,870

24 b. For the renovation of long hall at the Iowa school for
 25 the deaf:

26 FY 2019-2020:
 27 \$ 3,000,000

28 FY 2020-2021:
 29 \$ 1,325,000

30 c. For the renovation and construction of an industrial
 31 technology center at the university of northern Iowa to
 32 include reimbursement of infrastructure costs incurred by the
 33 university for construction of the facility in the prior fiscal
 34 year, notwithstanding section 262.67, if enacted:

35 FY 2020-2021:

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1 \$ 1,000,000

2 11. STATE FAIR AUTHORITY

3 a. For infrastructure costs associated with the remodeling
 4 of the 4-H building on the state fairgrounds, to include
 5 reimbursement of infrastructure costs incurred by the authority
 6 for remodel costs of the facility in the prior fiscal year:

7 FY 2019-2020:
 8 \$ 500,000

9 FY 2020-2021:
 10 \$ 4,500,000

11 b. For costs associated with the state historical building
 12 task force, notwithstanding section 8.57, subsection 5,
 13 paragraph “c”:

14 FY 2019-2020:
 15 \$ 500,000

16 12. DEPARTMENT OF TRANSPORTATION

17 a. For acquiring, constructing, and improving recreational
 18 trails within the state:

19 FY 2019-2020:
 20 \$ 1,500,000

21 b. For deposit in the public transit infrastructure grant

22 fund created in section 324A.6A, for projects that meet
 23 the definition of vertical infrastructure in section 8.57,
 24 subsection 5, paragraph “c”:
 25 FY 2019-2020:
 26 \$ 1,500,000
 27 c. For deposit in the railroad revolving loan and grant
 28 fund created in section 327H.20A, notwithstanding section 8.57,
 29 subsection 5, paragraph “c”:
 30 FY 2019-2020:
 31 \$ 1,000,000
 32 d. For vertical infrastructure improvements at the
 33 commercial service airports within the state:
 34 FY 2019-2020:
 35 \$ 1,900,000

PAGE 9

1 e. For vertical infrastructure improvements at general
 2 aviation airports within the state:
 3 FY 2019-2020:
 4 \$ 1,000,000
 5 13. TREASURER OF STATE
 6 For distribution in accordance with chapter 174 to qualified
 7 fairs that belong to the association of Iowa fairs for county
 8 fair vertical infrastructure improvements:
 9 FY 2019-2020:
 10 \$ 1,060,000
 11 14. IOWA VETERANS HOME
 12 For replacement of the mechanical and electrical
 13 distribution systems in various buildings:
 14 FY 2019-2020:
 15 \$ 6,134,840
 16 15. JUDICIAL BRANCH
 17 For furniture and equipment for justice centers located in
 18 counties with a population of less than 400,000 as determined
 19 by the 2010 federal decennial census, notwithstanding section
 20 8.57, subsection 5, paragraph “c”:
 21 FY 2019-2020:
 22 \$ 193,620
 23 Sec. 2.REVERSION. For purposes of section 8.33, unless
 24 specifically provided otherwise, unencumbered or unobligated
 25 moneys from an appropriation made in this division of this Act
 26 shall not revert but shall remain available for expenditure for
 27 the purposes designated until the close of the fiscal year that
 28 ends two years after the end of the fiscal year for which the
 29 appropriation is made. However, if the project or projects for
 30 which such appropriation was made are completed in an earlier
 31 fiscal year, unencumbered or unobligated moneys shall revert at
 32 the close of that same fiscal year.
 33 DIVISION II
 34 TECHNOLOGY REINVESTMENT FUND
 35 Sec. 3.TECHNOLOGY REINVESTMENT FUND. There is

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1 appropriated from the technology reinvestment fund created in
2 section 8.57C to the following departments and agencies for the
3 fiscal year beginning July 1, 2019, and ending June 30, 2020,
4 the following amounts, or so much thereof as is necessary, to
5 be used for the purposes designated:

6 1. OFFICE OF THE CHIEF INFORMATION OFFICER

7 For the license of software that provides an online,
8 real-time performance dashboard that will serve as a single
9 source of agency performance measures and results and for
10 a single enterprise system to support enterprise content
11 management:

12 \$ 1,000,000

13 2. DEPARTMENT OF CORRECTIONS

14 For computer switches upgrades, upgrades to various camera
15 and phone systems and fiber lines, and building automated
16 systems:

17 FY 2019-2020:

18 \$ 629,000

19 3. DEPARTMENT OF EDUCATION

20 a. For the continued development and implementation of an
21 educational data warehouse to be utilized by teachers, parents,
22 school district administrators, area education agency staff,
23 department of education staff, and policymakers:

24 \$ 600,000

25 The department may allocate a portion of the moneys
26 appropriated in this lettered paragraph for an e-transcript
27 data system capable of tracking students throughout their
28 education via interconnectivity with multiple schools.

29 b. For maintenance and lease costs associated with
30 connections for part III of the Iowa communications network:

31 \$ 2,727,000

32 c. To the public broadcasting division for the replacement
33 of equipment:

34 \$ 500,000

35 4. DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT

PAGE 11

1 For the implementation of a statewide mass notification and
2 emergency messaging system:

3 \$ 400,000

4 5. DEPARTMENT OF HUMAN RIGHTS

5 a. For the cost of equipment and computer software for the
6 continued development and implementation of Iowa's criminal
7 justice information system:

8 \$ 1,200,000

9 b. For the costs associated with the justice enterprise data
10 warehouse:

11 \$ 157,980

- 12 6. DEPARTMENT OF HUMAN SERVICES
- 13 For the replacement of the family and children services
- 14 system:
- 15 \$ 5,525,660
- 16 7. STATE PUBLIC DEFENDER
- 17 For technology projects:
- 18 \$ 50,000
- 19 8. IOWA LAW ENFORCEMENT ACADEMY
- 20 For technology projects:
- 21 \$ 15,000
- 22 9. DEPARTMENT OF MANAGEMENT
- 23 a. For the continued development and implementation of
- 24 a searchable database that can be placed on the internet for
- 25 budget and financial information:
- 26 \$ 45,000
- 27 b. For the continued development and implementation of the
- 28 comprehensive electronic grant management system:
- 29 \$ 50,000
- 30 c. For the upgrade of the local government budget and
- 31 property tax system:
- 32 \$ 120,000
- 33 10. DEPARTMENT OF PUBLIC HEALTH
- 34 For the consolidation of the AMANDA database management
- 35 system:

PAGE 12

- 1 \$ 796,800
- 2 11. DEPARTMENT OF PUBLIC SAFETY
- 3 a. For replacement of a server storage system:
- 4 \$ 290,000
- 5 b. For technology upgrades at Iowa state patrol district 16:
- 6 \$ 250,000
- 7 c. For replacement of the lab management system:
- 8 \$ 300,000
- 9 d. For evidence management and comparison software:
- 10 \$ 80,000
- 11 12. DEPARTMENT OF VETERANS AFFAIRS
- 12 For technology projects:
- 13 \$ 5,000
- 14 Sec. 4.REVERSION. For purposes of section 8.33, unless
- 15 specifically provided otherwise, unencumbered or unobligated
- 16 moneys from an appropriation made in this division of this Act
- 17 shall not revert but shall remain available for expenditure for
- 18 the purposes designated until the close of the fiscal year that
- 19 ends two years after the end of the fiscal year for which the
- 20 appropriation is made. However, if the project or projects for
- 21 which such appropriation was made are completed in an earlier
- 22 fiscal year, unencumbered or unobligated moneys shall revert at
- 23 the close of that same fiscal year.

26 Sec. 5. 2014 Iowa Acts, chapter 1136, section 2, as amended
27 by 2018 Iowa Acts, chapter 1162, section 8, is amended to read
28 as follows:

29 SEC. 2. REVERSION.

30 1. Except as otherwise provided in subsection 2, for
31 purposes of section 8.33, unless specifically provided
32 otherwise, unencumbered or unobligated moneys made from an
33 appropriation in this division of this Act shall not revert
34 but shall remain available for expenditure for the purposes
35 designated until the close of the fiscal year that ends

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1 three years after the end of the fiscal year for which the
2 appropriation is made. However, if the project or projects for
3 which such appropriation was made are completed in an earlier
4 fiscal year, unencumbered or unobligated moneys shall revert at
5 the close of that same fiscal year.

6 2. For purposes of section 8.33, unencumbered or
7 unobligated moneys from an appropriation in section 1,
8 subsection 5, paragraph "c", in this division of this Act
9 shall not revert but shall remain available for the purposes
10 designated until the close of the fiscal year that begins July
11 1, ~~2018~~ 2020, or until the project for which the appropriation
12 was made is completed, whichever is earlier.

13 Sec. 6. 2015 Iowa Acts, chapter 139, section 1, subsection
14 10, paragraph b, as amended by 2017 Iowa Acts, chapter 173,
15 section 11, and 2018 Iowa Acts, chapter 1162, section 9, is
16 amended to read as follows:

17 b. For construction of a student innovation center at
18 Iowa state university of science and technology, to include
19 reimbursement of infrastructure costs incurred by the
20 university for construction of the facility in the prior fiscal
21 year:

22	FY 2016-2017:	
23	.....	\$ 1,000,000
24	FY 2017-2018:	
25	.....	\$ 6,000,000
26	FY 2018-2019:	
27	.....	\$ 6,000,000
28	FY 2019-2020:	
29	.....	\$ 10,000,000
30		<u>7,000,000</u>
31	FY 2020-2021:	
32	\$ 10,000,000
33	FY 2021-2022:	
34	\$ 7,000,000
35		<u>10,000,000</u>

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1 Sec. 7. 2016 Iowa Acts, chapter 1133, section 2, is amended

2 to read as follows:

3 SEC. 2.REVERSION.

4 1. For Except as provided in subsection 2, for purposes
 5 of section 8.33, unless specifically provided otherwise,
 6 unencumbered or unobligated moneys made from an appropriation
 7 in this division of this Act shall not revert but shall remain
 8 available for expenditure for the purposes designated until the
 9 close of the fiscal year that ends three years after the end of
 10 the fiscal year for which the appropriation is made. However,
 11 if the project or projects for which such appropriation was
 12 made are completed in an earlier fiscal year, unencumbered
 13 or unobligated moneys shall revert at the close of that same
 14 fiscal year.

15 2. For purposes of section 8.33, unless specifically
 16 provided otherwise, unencumbered or unobligated moneys
 17 appropriated and allocated for the costs of major maintenance
 18 of monuments without dedicated funds available for maintenance
 19 and restoration, in section 1, subsection 1, in this division
 20 of this 2016 Act, shall not revert but shall remain available
 21 for the purpose designated until the close of the fiscal year
 22 that begins July 1, 2023.

23 Sec. 8.EFFECTIVE DATE. This division of this Act, being
 24 deemed of immediate importance, takes effect upon enactment.

25 DIVISION IV

26 DEPARTMENT OF ADMINISTRATIVE SERVICES

27 Sec. 9. Section 8A.321, Code 2019, is amended by adding the
 28 following new subsection:

29 NEW SUBSECTION. 15. Prepare an annual report listing any
 30 state building, as defined in section 8A.318, that is vacant
 31 and submit the annual report to the legislative services agency
 32 and the department of management on or before January 15 of
 33 each year.

34 Sec. 10. Section 8A.330, subsection 3, Code 2019, is amended
 35 to read as follows:

PAGE 15

1 3. Moneys in the routine maintenance fund are appropriated
 2 to the department for purposes of routine maintenance projects
 3 for ~~physical properties under the control of the department~~
 4 state buildings and facilities, excluding buildings and
 5 facilities under the control of the state board of regents,
 6 state department of transportation, department of natural
 7 resources, and department of public defense. For purposes of
 8 this section, routine maintenance includes regular upkeep of
 9 physical properties and recurring, preventive, and ongoing
 10 maintenance necessary to delay or prevent the failure of
 11 physical properties.

12 DIVISION V

13 MISCELLANEOUS PROVISIONS

14 Sec. 11. Section 8.57C, subsection 3, paragraph a,
 15 subparagraph (2), Code 2019, is amended to read as follows:

16 (2) The fiscal year beginning July 1, ~~2019~~ 2020, and for
 17 each subsequent fiscal year thereafter.
 18 Sec. 12. Section 8.57C, subsection 3, Code 2019, is amended
 19 by adding the following new paragraph:
 20 NEW PARAGRAPH. *h.* There is appropriated from the rebuild
 21 Iowa infrastructure fund for the fiscal year beginning July 1,
 22 2019, and ending June 30, 2020, the sum of eighteen million
 23 sixty-nine thousand nine hundred seventy-five dollars to the
 24 technology reinvestment fund, notwithstanding section 8.57,
 25 subsection 5, paragraph “c”.
 26 Sec. 13. STATE HISTORICAL BUILDING TASK FORCE.
 27 1. A state historical building task force is established
 28 within the state fair authority. The state fair authority
 29 shall provide administrative support for the task force.
 30 2. The task force shall consist of the following members:
 31 a. One member appointed by the Iowa state fair board.
 32 b. One member appointed by the Iowa state fair foundation
 33 established in section 173.22.
 34 c. One member appointed by the director of the department of
 35 administrative services.

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1 d. One member who is designated by the general assembly as
 2 the facilities manager for facilities under the control of the
 3 general assembly.
 4 e. One member appointed by the director of the department of
 5 cultural affairs.
 6 f. One member appointed by the governor.
 7 g. Four members of the general assembly serving as ex
 8 officio, nonvoting members, with one representative to be
 9 appointed by the speaker of the house of representatives, one
 10 representative to be appointed by the minority leader of the
 11 house of representatives, one senator to be appointed by the
 12 majority leader of the senate, and one senator to be appointed
 13 by the minority leader of the senate.
 14 3. The task force shall consider the feasibility, costs,
 15 and possible options relative to construction of a new state
 16 historical building museum on the state fairgrounds, to include
 17 options for relocating the collections stored in the current
 18 state historical building and creating increased access to the
 19 collections to Iowans.
 20 4. The task force shall provide an interim report to
 21 the general assembly by December 20, 2019, concerning the
 22 activities of the task force and shall submit its final report,
 23 including its findings and recommendations, to the general
 24 assembly by January 1, 2021.

DIVISION VI

VACANT STATE BUILDINGS — FUNDS

26 Sec. 14. NEW SECTION. **15.261 Vacant state buildings**
 27 **demolition fund.**
 28 1. A vacant state buildings demolition fund is created in
 29

30 the state treasury under the control of the authority. The
 31 fund shall consist of all moneys appropriated to the fund.
 32 2. Moneys in the vacant state buildings demolition fund are
 33 appropriated to the authority for purposes of funding a grant
 34 program for the demolition of vacant buildings owned by the
 35 state which are no longer used for a state purpose.

PAGE 17

1 3. Notwithstanding section 12C.7, subsection 2, interest
 2 or earnings on moneys deposited in the vacant state buildings
 3 demolition fund shall be credited to the vacant state buildings
 4 demolition fund. Notwithstanding section 8.33, moneys credited
 5 to the vacant state buildings demolition fund shall not revert
 6 at the close of a fiscal year.

7 **Sec. 15. NEW SECTION. 15.262 Vacant state buildings**
 8 **rehabilitation fund.**

9 1. A vacant state buildings rehabilitation fund is created
 10 in the state treasury under the control of the authority. The
 11 fund shall consist of all moneys appropriated to the fund.

12 2. Moneys in the vacant state buildings rehabilitation fund
 13 are appropriated to the authority for purposes of funding a
 14 loan program for the rehabilitation or redevelopment of vacant
 15 buildings owned by the state which are no longer used for a
 16 state purpose.

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

23 DIVISION VII

24 REGENTS CONSTRUCTION — MATCH REQUIREMENTS

25 **Sec. 16. NEW SECTION. 262.67 State appropriations — match**
 26 **requirements.**

27 1. The board shall, as a condition of receiving an
 28 appropriation from the rebuild Iowa infrastructure fund
 29 created in section 8.57 for the construction of buildings and
 30 facilities at an institution as defined in section 262.55,
 31 require the applicable institution to provide a match from both
 32 private and public sources excluding funding from the state as
 33 provided in this section.

34 2.a. For construction of buildings and facilities at
 35 the state university of Iowa and the Iowa state university

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1 of science and technology, a match of at least two dollars
 2 for each three dollars appropriated from the rebuild Iowa
 3 infrastructure fund created in section 8.57.

4 b. For construction of buildings and facilities at the
 5 university of northern Iowa, a match of at least one dollar

6 for each four dollars appropriated from the rebuild Iowa
7 infrastructure fund created in section 8.57.

8 3. This section does not apply to an appropriation from
9 the rebuild Iowa infrastructure fund created in section 8.57
10 for debt service payments on academic revenue bonds issued in
11 accordance with chapter 262A for capital projects at board of
12 regents institutions.

13 Sec. 17.APPLICABILITY. This division of this Act applies
14 to new construction projects commenced on or after July 1,
15 2020.

16 DIVISION VIII

17 ON-STREAM IMPOUNDMENT RESTORATION

18 Sec. 18.NEW SECTION. 456A.33C On-stream impoundment
19 **restoration fund.**

20 1. For purposes of this section, unless the context
21 otherwise requires, “*eligible water body*” means a body of water
22 that meet all of the following criteria:

23 a. Is owned by the state of Iowa, a county, a municipal
24 government, or a public entity organized under chapter 357E.

25 b. Is a multi-use system capable of supporting diverse
26 wildlife, fish, and recreational opportunities.

27 c. Has a surface water area of at least ten acres.

28 d. Has a watershed-to-body of water ratio of not less than
29 two hundred to one and not more than one thousand to one.

30 e. Is a public body of water with public access.

31 f. Has diverse water depths and is capable of supporting
32 aquatic vegetation.

33 g. Is not used solely as a water supply reservoir.

34 2. An on-stream impoundment restoration fund is created in
35 the state treasury under the control of the department. The

PAGE 19

1 fund shall consist of all moneys appropriated to the fund.

2 3.a. Moneys in the on-stream impoundment restoration fund
3 are appropriated to the department subject to the requirements
4 of this section for purposes of funding projects for the
5 maintenance, restoration, and sustainability of eligible water
6 bodies and their related watersheds.

7 b. The department shall fund projects from the on-stream
8 impoundment restoration fund for eligible water bodies that are
9 designed to achieve the following goals:

10 (1) Ensure a cost-effective, positive return on investment
11 for the citizens of Iowa.

12 (2) Ensure local community commitment to watershed
13 protection.

14 (3) Ensure significant improvement in water clarity,
15 safety, and quality.

16 (4) Provide for sustainable, healthy, and functioning
17 bodies of water.

18 (5) Contribute to the department’s fish and wildlife
19 conservation plans.

20 c. The process and criteria the department shall utilize
 21 to fund projects under this section shall favor proposals
 22 which include nonstate matching funds of at least one dollar
 23 for every dollar of state funding, and funding for watershed
 24 improvement practices and participation of corresponding
 25 watershed management authority.

26 4. Notwithstanding section 12C.7, subsection 2, interest
 27 or earnings on moneys deposited in the on-stream impoundment
 28 restoration fund shall be credited to the on-stream impoundment
 29 restoration fund. Notwithstanding section 8.33, moneys
 30 credited to the on-stream impoundment restoration fund that
 31 remain unobligated and unencumbered at the close of a fiscal
 32 year shall not revert.>

33 2. Title page, line 4, after <date> by inserting <and
 34 applicability>

SENATE AMENDMENT

H-1268

1 Amend the House amendment, S-3171, to Senate File 609, as
 2 amended, passed, and reprinted by the Senate, as follows:

3 1. By striking page 1, line 5, through page 24, line 1, and
 4 inserting:

5 <<DIVISION I
 6 DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP
 7 GENERAL APPROPRIATION
 8 Section 1.GENERAL FUND — DEPARTMENT.

9 1. There is appropriated from the general fund of the state
 10 to the department of agriculture and land stewardship for the
 11 fiscal year beginning July 1, 2019, and ending June 30, 2020,
 12 the following amount, or so much thereof as is necessary, to be
 13 used for the purposes designated:

14 For purposes of supporting the department, including its
 15 divisions, for administration, regulation, and programs; for
 16 salaries, support, maintenance, and miscellaneous purposes; and
 17 for not more than the following full-time equivalent positions:
 18 \$ 18,327,339
 19 FTEs 372.00

20 2. Of the amount appropriated in subsection 1, the following
 21 amount is transferred to Iowa state university of science and
 22 technology, to be used for the university’s midwest grape and
 23 wine industry institute:

24 \$ 288,000

25 3.a. Of the amount appropriated in subsection 1, the
 26 following amount is transferred to Iowa state university of
 27 science and technology to be used for purposes of supporting
 28 the college of veterinary medicine for the operation of the
 29 veterinary diagnostic laboratory:

30 \$ 200,000

31 b. The amount transferred in paragraph “a” is contingent on
 32 the enactment of 2019 Iowa Acts, Senate File 601, or successor

33 legislation.
34 4. The department shall submit a report each quarter of the
35 fiscal year to the legislative services agency, the department

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1 of management, the members of the joint appropriations
2 subcommittee on agriculture and natural resources, and the
3 chairpersons and ranking members of the senate and house
4 committees on appropriations. The report shall describe in
5 detail the expenditure of moneys appropriated in this section
6 to support the department’s administration, regulation, and
7 programs.

8 DESIGNATED APPROPRIATIONS
9 MISCELLANEOUS FUNDS

10 Sec. 2.UNCLAIMED PARI-MUTUEL WAGERING WINNINGS —
11 HORSE AND DOG RACING. There is appropriated from the moneys
12 available under section 99D.13 to the department of agriculture
13 and land stewardship for the fiscal year beginning July 1,
14 2019, and ending June 30, 2020, the following amount, or so
15 much thereof as is necessary, to be used for the purposes
16 designated:

17 For purposes of supporting the department’s administration
18 and enforcement of horse and dog racing law pursuant to section
19 99D.22, including for salaries, support, maintenance, and
20 miscellaneous purposes:

21 \$ 305,516

22 Sec. 3.RENEWABLE FUEL INFRASTRUCTURE FUND — MOTOR
23 FUEL INSPECTION. There is appropriated from the renewable
24 fuel infrastructure fund created in section 159A.16 to the
25 department of agriculture and land stewardship for the fiscal
26 year beginning July 1, 2019, and ending June 30, 2020, the
27 following amount, or so much thereof as is necessary, to be
28 used for the purposes designated:

29 For purposes of the inspection of motor fuel, including
30 salaries, support, maintenance, and miscellaneous purposes:

31 \$ 500,000

32 SPECIAL APPROPRIATIONS
33 GENERAL FUND

34 Sec. 4.DAIRY REGULATION.

35 1. There is appropriated from the general fund of the state

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1 to the department of agriculture and land stewardship for the
2 fiscal year beginning July 1, 2019, and ending June 30, 2020,
3 the following amount, or so much thereof as is necessary, to be
4 used for the purposes designated:

5 For purposes of performing functions pursuant to section
6 192.109, including conducting a survey of grade “A” milk and
7 certifying the results to the secretary of agriculture:

8 \$ 189,196

9 2. Notwithstanding section 8.33, moneys appropriated in
10 this section that remain unencumbered or unobligated at the
11 close of the fiscal year shall not revert but shall remain
12 available to be used for the purposes designated until the
13 close of the succeeding fiscal year.

14 Sec. 5.LOCAL FOOD AND FARM PROGRAM.

15 1. There is appropriated from the general fund of the state
16 to the department of agriculture and land stewardship for the
17 fiscal year beginning July 1, 2019, and ending June 30, 2020,
18 the following amount, or so much thereof as is necessary, to be
19 used for the purposes designated:

20 For purposes of supporting the local food and farm program
21 pursuant to chapter 267A:

22 \$ 75,000

23 2. The department shall enter into a cost-sharing agreement
24 with Iowa state university of science and technology to support
25 the local food and farm program coordinator position as part of
26 the university's cooperative extension service in agriculture
27 and home economics pursuant to chapter 267A.

28 3. Notwithstanding section 8.33, moneys appropriated in
29 this section that remain unencumbered or unobligated at the
30 close of the fiscal year shall not revert but shall remain
31 available to be used for the purposes designated until the
32 close of the succeeding fiscal year.

33 Sec. 6.AGRICULTURAL EDUCATION.

34 1. There is appropriated from the general fund of the state
35 to the department of agriculture and land stewardship for the

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1 fiscal year beginning July 1, 2019, and ending June 30, 2020,
2 the following amount, or so much thereof as is necessary, to be
3 used for the purposes designated:

4 For purposes of allocating moneys to an Iowa association
5 affiliated with a national organization which promotes
6 agricultural education providing for future farmers:

7 \$ 25,000

8 2. Notwithstanding section 8.33, moneys appropriated in
9 this section that remain unencumbered or unobligated at the
10 close of the fiscal year shall not revert but shall remain
11 available to be used for the purposes designated until the
12 close of the succeeding fiscal year.

13 Sec. 7.FOREIGN ANIMAL DISEASES AFFLICTING LIVESTOCK.

14 There is appropriated from the general fund of the state to the
15 department of agriculture and land stewardship for the fiscal
16 year beginning July 1, 2019, and ending June 30, 2020, the
17 following amount, or so much thereof as is necessary, to be
18 used for the purposes designated:

19 For deposit in the foreign animal disease preparedness and
20 response fund created in section 163.3B:

21 \$ 500,000

22 Sec. 8.FARMERS WITH DISABILITIES PROGRAM.

23 1. There is appropriated from the general fund of the state
24 to the department of agriculture and land stewardship for the
25 fiscal year beginning July 1, 2019, and ending June 30, 2020,
26 the following amount, or so much thereof as is necessary, to be
27 used for the purposes designated:

28 For purposes of supporting a program for farmers with
29 disabilities:

30 \$ 180,000

31 2. The moneys appropriated in subsection 1 shall be used for
32 the public purpose of providing a grant to a national nonprofit
33 organization with over 80 years of experience in assisting
34 children and adults with disabilities and special needs. The
35 moneys shall be used to support a nationally recognized program

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1 that began in 1986 and has been replicated in at least 30 other
2 states, but which is not available through any other entity
3 in this state, and that provides assistance to farmers with
4 disabilities in all 99 counties to allow the farmers to remain
5 in their own homes and be gainfully engaged in farming through
6 provision of agricultural worksite and home modification
7 consultations, peer support services, services to families,
8 information and referral, and equipment loan services.

9 3. Notwithstanding section 8.33, moneys appropriated in
10 this section that remain unencumbered or unobligated at the
11 close of the fiscal year shall not revert but shall remain
12 available for expenditure for the purposes designated until the
13 close of the succeeding fiscal year.

14 Sec. 9.LOESS HILLS DEVELOPMENT AND CONSERVATION FUND —
15 HUNGRY CANYONS ACCOUNT.

16 1. There is appropriated from the general fund of the state
17 to the department of agriculture and land stewardship for the
18 fiscal year beginning July 1, 2019, and ending June 30, 2020,
19 the following amount, or so much thereof as is necessary, to be
20 used for the purposes designated:

21 For deposit in the hungry canyons account of the loess hills
22 development and conservation fund created pursuant to section
23 161D.2:

24 \$ 50,000

25 2. Not more than 10 percent of the moneys appropriated to
26 the hungry canyons account as provided in subsection 1 may be
27 used for administrative costs.

28 Sec. 10.AGRICULTURAL DRAINAGE WELL CLOSURES.

29 1. There is appropriated from the general fund of the state
30 to the department of agriculture and land stewardship for the
31 fiscal year beginning July 1, 2019, and ending June 30, 2020,
32 the following amount, or so much thereof as is necessary, to be
33 used for the purposes designated:

34 For deposit in the agricultural drainage well water quality
35 assistance fund created in section 460.303 for purposes

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1 of supporting the agricultural drainage well water quality
 2 assistance program as provided in section 460.304:
 3 \$ 1,875,000
 4 2. Not more than 10 percent of the moneys appropriated
 5 in subsection 1 may be used for costs of administration and
 6 implementation of soil conservation practices.

DIVISION II

MONEYS CREDITED TO THE WATERSHED IMPROVEMENT FUND

DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

Sec. 11.FARM MANAGEMENT DEMONSTRATION PROGRAM.

11 1. Notwithstanding 2017 Iowa Acts, chapter 168, section
 12 22, as amended by 2017 Iowa Acts, chapter 170, section 42,
 13 of the moneys credited to the watershed improvement fund
 14 that are unencumbered or unobligated and managed by and
 15 otherwise appropriated to the department of agriculture and
 16 land stewardship pursuant to those sections, including any of
 17 these moneys transferred to the department, the department
 18 shall expend the following amount, or so much thereof as is
 19 necessary, for the fiscal year beginning July 1, 2019, and
 20 ending June 30, 2020, for the purpose designated:

21 2. For the continuation of a statewide voluntary
 22 farm management demonstration program to demonstrate the
 23 effectiveness and adaptability of emerging practices in
 24 agronomy that protect water resources and provide other
 25 environmental benefits:

26 \$ 100,000

27 3. The amount required to be expended by the department of
 28 agriculture and land stewardship pursuant to subsection 1 shall
 29 be allocated by the department to an organization representing
 30 soybean growers to provide for an agriculture and environment
 31 performance program in the same manner as enacted in 2017 Iowa
 32 Acts, chapter 168, section 17, subsection 3.

Sec. 12.WATER QUALITY INITIATIVE.

34 1. Notwithstanding 2017 Iowa Acts, chapter 168, section
 35 22, as amended by 2017 Iowa Acts, chapter 170, section 42, of

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1 the moneys credited to the watershed improvement fund that
 2 are unencumbered or unobligated and managed by and otherwise
 3 appropriated to the department of agriculture and land
 4 stewardship pursuant to those sections, including any of those
 5 moneys transferred to the department, the department shall
 6 deposit the following amount in the water quality initiative
 7 fund created in section 466B.45 for the fiscal year beginning
 8 July 1, 2019, and ending June 30, 2020, to be used for the
 9 purposes designated:

10 For purposes of supporting the water quality initiative
 11 administered by the division of soil conservation and water
 12 quality as provided in section 466B.42, including salaries,

13 support, maintenance, and miscellaneous purposes:
 14 \$ 1,600,000
 15 2.a. The moneys appropriated in subsection 1 shall be
 16 used to support projects in subwatersheds as designated by the
 17 division that are part of high-priority watersheds identified
 18 by the water resources coordinating council established
 19 pursuant to section 466B.3.
 20 b. The moneys appropriated in subsection 1 shall be used to
 21 support projects in watersheds generally, including regional
 22 watersheds, as designated by the division and high-priority
 23 watersheds identified by the water resources coordinating
 24 council established pursuant to section 466B.3.
 25 3. In supporting projects in subwatersheds and watersheds
 26 as provided in subsection 2, all of the following shall apply:
 27 a. The demonstration projects shall utilize water quality
 28 practices as described in the Iowa nutrient reduction strategy
 29 as defined in section 455B.171.
 30 b. The division shall implement demonstration projects as
 31 provided in paragraph "a" by providing for participation by
 32 persons who hold a legal interest in agricultural land used in
 33 farming. To every extent practical, the division shall provide
 34 for collaborative participation by such persons who hold a
 35 legal interest in agricultural land located within the same

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1 subwatershed.
 2 c. The division shall implement a demonstration project on
 3 a cost-share basis as determined by the division. However,
 4 except for edge-of-field practices, the state's share of the
 5 amount shall not exceed 50 percent of the estimated cost of
 6 establishing the practice as determined by the division or
 7 50 percent of the actual cost of establishing the practice,
 8 whichever is less.
 9 d. The demonstration projects shall be used to educate other
 10 persons about the feasibility and value of establishing similar
 11 water quality practices. The division shall promote field day
 12 events for purposes of allowing interested persons to establish
 13 water quality practices on their agricultural land.
 14 e. The division shall conduct water quality evaluations
 15 within supported subwatersheds. Within a reasonable period
 16 after accumulating information from such evaluations, the
 17 division shall create an aggregated database of water quality
 18 practices. Any information identifying a person holding a
 19 legal interest in agricultural land or specific agricultural
 20 land shall be a confidential record under section 22.7.
 21 4. The moneys appropriated in subsection 1 shall be used
 22 to support education and outreach in a manner that encourages
 23 persons who hold a legal interest in agricultural land used for
 24 farming to implement water quality practices, including the
 25 establishment of such practices in watersheds generally, and
 26 not limited to subwatersheds or high-priority watersheds.

27 5. The moneys appropriated in subsection 1 may be used
28 to contract with persons to coordinate the implementation of
29 efforts provided in this section.

30 6. The moneys appropriated in subsection 1 may be used by
31 the department to support urban soil and water conservation
32 efforts, which may include but are not limited to management
33 practices related to bioretention, landscaping, the use of
34 permeable or pervious pavement, and soil quality restoration.
35 The moneys shall be allocated on a cost-share basis as provided

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1 in chapter 161A.

2 7. Notwithstanding any other provision of law to the
3 contrary, the department may use moneys appropriated in
4 subsection 1 to carry out the provisions of this section on a
5 cost-share basis in combination with other moneys available to
6 the department from a state or federal source.

7 8. Not more than 10 percent of the moneys appropriated in
8 this section may be used to pay for the costs of administering
9 and implementing the water quality initiative by the
10 department's division of soil conservation and water quality as
11 provided in section 466B.42 and this section.

12 DIVISION III

13 GENERAL FUND

14 DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP

15 WATER QUALITY INITIATIVE

16 Sec. 13.WATER QUALITY INITIATIVE — GENERAL.

17 1. There is appropriated from the general fund of the state
18 to the department of agriculture and land stewardship for the
19 fiscal year beginning July 1, 2019, and ending June 30, 2020,
20 the following amount, or so much thereof as is necessary, to be
21 used for the purposes designated:

22 For deposit in the water quality initiative fund created in
23 section 466B.45, for purposes of supporting the water quality
24 initiative administered by the division of soil conservation
25 and water quality as provided in section 466B.42, including
26 salaries, support, maintenance, and miscellaneous purposes:

27 \$ 3,000,000

28 2.a. The moneys appropriated in subsection 1 shall be
29 used to support projects in subwatersheds as designated by the
30 division that are part of high-priority watersheds identified
31 by the water resources coordinating council established
32 pursuant to section 466B.3.

33 b. The moneys appropriated in subsection 1 shall be used to
34 support projects in watersheds generally, including regional
35 watersheds, as designated by the division and high-priority

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1 watersheds identified by the water resources coordinating
2 council established pursuant to section 466B.3.

3 3. In supporting projects in subwatersheds and watersheds
4 as provided in subsection 2, all of the following shall apply:
5 a. The demonstration projects shall utilize water quality
6 practices as described in the Iowa nutrient reduction strategy
7 as defined in section 455B.171.
8 b. The division shall implement demonstration projects as
9 provided in paragraph "a" by providing for participation by
10 persons who hold a legal interest in agricultural land used in
11 farming. To every extent practical, the division shall provide
12 for collaborative participation by such persons who hold a
13 legal interest in agricultural land located within the same
14 subwatershed.
15 c. The division shall implement a demonstration project on
16 a cost-share basis as determined by the division. However,
17 except for edge-of-field practices, the state's share of the
18 amount shall not exceed 50 percent of the estimated cost of
19 establishing the practice as determined by the division or
20 50 percent of the actual cost of establishing the practice,
21 whichever is less.
22 d. The demonstration projects shall be used to educate other
23 persons about the feasibility and value of establishing similar
24 water quality practices. The division shall promote field day
25 events for purposes of allowing interested persons to establish
26 water quality practices on their agricultural land.
27 e. The division shall conduct water quality evaluations
28 within supported subwatersheds. Within a reasonable period
29 after accumulating information from such evaluations, the
30 division shall create an aggregated database of water quality
31 practices. Any information identifying a person holding a
32 legal interest in agricultural land or specific agricultural
33 land shall be a confidential record under section 22.7.
34 4. The moneys appropriated in subsection 1 shall be used
35 to support education and outreach in a manner that encourages

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1 persons who hold a legal interest in agricultural land used for
2 farming to implement water quality practices, including the
3 establishment of such practices in watersheds generally, and
4 not limited to subwatersheds or high-priority watersheds.
5 5. The moneys appropriated in subsection 1 may be used
6 to contract with persons to coordinate the implementation of
7 efforts provided in this section.
8 6. The moneys appropriated in subsection 1 may be used by
9 the department to support urban soil and water conservation
10 efforts, which may include but are not limited to management
11 practices related to bioretention, landscaping, the use of
12 permeable or pervious pavement, and soil quality restoration.
13 The moneys shall be allocated on a cost-share basis as provided
14 in chapter 161A.
15 7. Notwithstanding any other provision of law to the
16 contrary, the department may use moneys appropriated in

17 subsection 1 to carry out the provisions of this section on a
18 cost-share basis in combination with other moneys available to
19 the department from a state or federal source.

20 8. Not more than 10 percent of the moneys appropriated in
21 this section may be used to pay for the costs of administering
22 and implementing the water quality initiative by the
23 department's division of soil conservation and water quality as
24 provided in section 466B.42 and this section.

25 DIVISION IV

26 DEPARTMENT OF NATURAL RESOURCES

27 Sec. 14.GENERAL FUND — DEPARTMENT.

28 1. There is appropriated from the general fund of the state
29 to the department of natural resources for the fiscal year
30 beginning July 1, 2019, and ending June 30, 2020, the following
31 amount, or so much thereof as is necessary, to be used for the
32 purposes designated:

33 For purposes of supporting the department, including its
34 divisions, for administration, regulation, and programs; for
35 salaries, support, maintenance, and miscellaneous purposes; and

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1 for not more than the following full-time equivalent positions:
2 \$ 11,920,987
3 FTEs 1,145.95

4 2. Of the number of full-time equivalent positions
5 authorized to the department pursuant to subsection 1, 50.00
6 full-time equivalent positions shall be allocated by the
7 department for seasonal employees for purposes of providing
8 maintenance, upkeep, and sanitary services at state parks.
9 This subsection shall not impact park ranger or park manager
10 positions within the department.

11 3. The department shall submit a report each quarter of the
12 fiscal year to the legislative services agency, the department
13 of management, the members of the joint appropriations
14 subcommittee on agriculture and natural resources, and the
15 chairpersons and ranking members of the senate and house
16 committees on appropriations. The report shall describe in
17 detail the expenditure of moneys appropriated under this
18 section to support the department's administration, regulation,
19 and programs.

20 Sec. 15.STATE FISH AND GAME PROTECTION FUND — REGULATION
21 AND ADVANCEMENT OF OUTDOOR ACTIVITIES.

22 1. There is appropriated from the state fish and game
23 protection fund created pursuant to section 456A.17 to the
24 department of natural resources for the fiscal year beginning
25 July 1, 2019, and ending June 30, 2020, the following amount,
26 or so much thereof as is necessary, to be used for the purposes
27 designated:

28 For purposes of supporting the regulation or advancement of
29 hunting, fishing, or trapping, or the protection, propagation,
30 restoration, management, or harvest of fish or wildlife,

31 including for administration, regulation, law enforcement, and
 32 programs; and for salaries, support, maintenance, equipment,
 33 and miscellaneous purposes:
 34 \$ 44,007,044
 35 2. Notwithstanding section 455A.10, the department may use

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1 the unappropriated balance remaining in the state fish and game
 2 protection fund to provide for the funding of health and life
 3 insurance premium payments from unused sick leave balances of
 4 conservation peace officers employed in a protection occupation
 5 who retire, pursuant to section 97B.49B.

6 3. Notwithstanding section 455A.10, the department of
 7 natural resources may use the unappropriated balance remaining
 8 in the state fish and game protection fund for the fiscal
 9 year beginning July 1, 2019, and ending June 30, 2020, as is
 10 necessary to fund salary adjustments for departmental employees
 11 for which the general assembly has made an operating budget
 12 appropriation in subsection 1.

13 Sec. 16.GROUNDWATER PROTECTION FUND — WATER
 14 QUALITY. There is appropriated from the groundwater protection
 15 fund created in section 455E.11 to the department of natural
 16 resources for the fiscal year beginning July 1, 2019,
 17 and ending June 30, 2020, from those moneys which are not
 18 allocated pursuant to that section, the following amount, or
 19 so much thereof as is necessary, to be used for the purposes
 20 designated:

21 For purposes of supporting the department’s protection
 22 of the state’s groundwater, including for administration,
 23 regulation, and programs, and for salaries, support,
 24 maintenance, equipment, and miscellaneous purposes:
 25 \$ 3,455,832

26 DESIGNATED APPROPRIATIONS
 27 MISCELLANEOUS FUNDS

28 Sec. 17.SPECIAL SNOWMOBILE FUND — SNOWMOBILE
 29 PROGRAM. There is appropriated from the special snowmobile
 30 fund created under section 321G.7 to the department of natural
 31 resources for the fiscal year beginning July 1, 2019, and
 32 ending June 30, 2020, the following amount, or so much thereof
 33 as is necessary, to be used for the purpose designated:

34 For purposes of administering and enforcing the state
 35 snowmobile programs:

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1 \$ 100,000
 2 Sec. 18.UNASSIGNED REVENUE FUND — UNDERGROUND STORAGE
 3 TANKS SECTION EXPENSES. There is appropriated from the
 4 unassigned revenue fund administered by the Iowa comprehensive
 5 petroleum underground storage tank fund board established
 6 pursuant to section 455G.4 to the department of natural

7 resources for the fiscal year beginning July 1, 2019, and
 8 ending June 30, 2020, the following amount, or so much thereof
 9 as is necessary, to be used for the purpose designated:
 10 For purposes of paying for administration expenses of the
 11 department's underground storage tanks section:
 12 \$ 200,000
 13 SPECIAL APPROPRIATIONS
 14 GENERAL FUND
 15 Sec. 19.FLOODPLAIN MANAGEMENT AND DAM SAFETY.
 16 1. There is appropriated from the general fund of the state
 17 to the department of natural resources for the fiscal year
 18 beginning July 1, 2019, and ending June 30, 2020, the following
 19 amount, or so much thereof as is necessary, to be used for the
 20 purpose designated:
 21 For purposes of supporting floodplain management and dam
 22 safety:
 23 \$ 1,510,000
 24 2. Of the amount appropriated in subsection 1, up to
 25 \$400,000 may be used by the department to acquire or install
 26 stream gages for purposes of tracking and predicting flood
 27 events and for compiling necessary data to improve flood
 28 frequency analysis.
 29 3. Notwithstanding section 8.33, moneys appropriated in
 30 subsection 1 that remain unencumbered or unobligated at the
 31 close of the fiscal year shall not revert but shall remain
 32 available for expenditure for the purposes designated until the
 33 close of the succeeding fiscal year.
 34 Sec. 20.FORESTRY HEALTH MANAGEMENT.
 35 1. There is appropriated from the general fund of the state

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1 to the department of natural resources for the fiscal year
 2 beginning July 1, 2019, and ending June 30, 2020, the following
 3 amount, or so much thereof as is necessary, to be used for the
 4 purposes designated:
 5 For purposes of providing for forestry health management
 6 programs:
 7 \$ 500,000
 8 2. Notwithstanding section 8.33, moneys appropriated in
 9 this section that remain unencumbered or unobligated at the
 10 close of the fiscal year shall not revert but shall remain
 11 available to be used for the purposes designated until the
 12 close of the succeeding fiscal year.
 13 DIVISION V
 14 IOWA STATE UNIVERSITY
 15 SPECIAL GENERAL FUND APPROPRIATION
 16 VETERINARY DIAGNOSTIC LABORATORY
 17 Sec. 21.VETERINARY DIAGNOSTIC LABORATORY.
 18 1. There is appropriated from the general fund of the state
 19 to Iowa state university of science and technology for the
 20 fiscal year beginning July 1, 2019, and ending June 30, 2020,

21 the following amount, or so much thereof as is necessary, to be
22 used for the purposes designated:

23 For purposes of supporting the college of veterinary
24 medicine for the operation of the veterinary diagnostic
25 laboratory and for not more than the following full-time
26 equivalent positions:

27 \$ 4,400,000
28 FTEs 51.00

29 2.a. Iowa state university of science and technology
30 shall not reduce the amount that it allocates to support the
31 college of veterinary medicine from any other source due to the
32 appropriation made in this section.

33 b. Paragraph "a" does not apply to a reduction made to
34 support the college of veterinary medicine, if the same
35 percentage of reduction imposed on the college of veterinary

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1 medicine is also imposed on all of Iowa state university of
2 science and technology's budget units.

3 3. If by June 30, 2020, Iowa state university of science and
4 technology fails to allocate the moneys appropriated in this
5 section to the college of veterinary medicine in accordance
6 with this section, the moneys appropriated in this section for
7 that fiscal year shall revert to the general fund of the state.

8 DIVISION VI

9 STATE UNIVERSITY OF IOWA

10 SPECIAL GENERAL FUND APPROPRIATION

11 AGRICULTURAL SAFETY AND HEALTH

12 Sec. 22.IOWA'S CENTER FOR AGRICULTURAL SAFETY AND HEALTH
13 (I-CASH).

14 1. There is appropriated from the general fund of the state
15 to the state university of Iowa for the fiscal year beginning
16 July 1, 2019, and ending June 30, 2020, the following amount,
17 or so much thereof as is necessary, to be used for the purposes
18 designated:

19 For supporting the operations of Iowa's center for
20 agricultural safety and health, as part of the university's
21 college of public health, and in cooperation with the
22 department of agriculture and land stewardship, to anticipate,
23 recognize, and prevent occupational illness and injury among
24 members of the agricultural community:

25 \$ 130,000

26 2. As a condition of the appropriation in subsection 1,
27 the state university of Iowa shall retain the director of
28 Iowa's center for agricultural safety and health employed on
29 the effective date of this Act for at least the same number of
30 hours for the fiscal year beginning July 1, 2019, as worked by
31 the director during the fiscal year beginning July 1, 2018.

32 3. The state university of Iowa shall not reduce the amount
33 allocated to support Iowa's center for agricultural safety from
34 any other source due to the appropriation made in this division

35 of this Act.

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1 4. If by June 30, 2020, the state university of Iowa fails
 2 to use the moneys appropriated in subsection 1 in accordance
 3 with purposes and conditions of this section, any unencumbered
 4 and unobligated moneys appropriated in subsection 1 for the
 5 fiscal year beginning July 1, 2019, and ending June 30, 2020,
 6 shall revert to the general fund of the state. In addition, if
 7 moneys are required to be reverted pursuant to section 8.33,
 8 the state university of Iowa shall transfer to the general
 9 fund from any otherwise unencumbered and unobligated moneys
 10 from any other general fund appropriation or from any moneys
 11 available from other funding sources an amount equal to the
 12 amount appropriated in subsection 1 less any amount reverted to
 13 the general fund of the state pursuant to this subsection.

DIVISION VII

ENVIRONMENT FIRST FUND

GENERAL APPROPRIATIONS

17 Sec. 23. DEPARTMENT OF AGRICULTURE AND LAND
 18 STEWARDSHIP. There is appropriated from the environment first
 19 fund created in section 8.57A to the department of agriculture
 20 and land stewardship for the fiscal year beginning July 1,
 21 2019, and ending June 30, 2020, the following amounts, or so
 22 much thereof as is necessary, to be used for the purposes
 23 designated:

- 24 1. CONSERVATION RESERVE ENHANCEMENT PROGRAM (CREP)
- 25 a. For the conservation reserve enhancement program to
- 26 restore and construct wetlands for the purposes of intercepting
- 27 tile line runoff, reducing nutrient loss, improving water
- 28 quality, and enhancing agricultural production practices:
- 29 \$ 1,000,000
- 30 b. Not more than 10 percent of the moneys appropriated
- 31 in paragraph "a" may be used for costs of administration and
- 32 implementation of soil and water conservation practices.
- 33 c. Notwithstanding any other provision in law, the
- 34 department may use moneys appropriated in this subsection,
- 35 in combination with other appropriate environment first

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1 fund appropriations, for cost sharing to match United States
 2 department of agriculture, natural resources conservation
 3 service, wetlands reserve enhancement program (WREP) funding
 4 available to Iowa.

2. WATERSHED PROTECTION

- 6 a. For continuation of a program that provides
- 7 multiobjective resource protections for flood control, water
- 8 quality, erosion control, and natural resource conservation:
- 9 \$ 900,000
- 10 b. Not more than 10 percent of the moneys appropriated

11 in paragraph "a" may be used for costs of administration and
12 implementation of soil and water conservation practices.

13 3. SOIL AND WATER CONSERVATION — ADMINISTRATION

14 a. For use by the department for costs of administration and
15 implementation of soil and water conservation practices:

16 \$ 3,800,000

17 b. Of the moneys appropriated in paragraph "a", \$150,000
18 is allocated to support field staff providing technical
19 assistance.

20 4. CONSERVATION RESERVE PROGRAM (CRP)

21 a. To encourage and assist farmers in enrolling in and the
22 implementation of the federal conservation reserve program and
23 to work with them to enhance their revegetation efforts to
24 improve water quality and habitat:

25 \$ 900,000

26 b. Not more than 10 percent of the moneys appropriated
27 in paragraph "a" may be used for costs of administration and
28 implementation of soil and water conservation practices.

29 5. SOIL AND WATER CONSERVATION

30 a. For use by the department in providing for soil and water
31 conservation:

32 \$ 8,325,000

33 b.(1) Of the amount appropriated in paragraph "a", for
34 transfer to the loess hills development and conservation fund
35 created in section 161D.2:

PAGE 19

1 \$ 490,000

2 (2)(a) Of the amount transferred to the loess hills
3 development and conservation fund in subparagraph (1), \$450,000
4 shall be allocated to the fund's hungry canyons account.

5 (b) Not more than 10 percent of the moneys allocated to
6 the fund's hungry canyons account as provided in subparagraph
7 division (a) may be used for administrative costs.

8 (3)(a) Of the amount transferred to the loess hills
9 development and conservation fund in subparagraph (1), \$40,000
10 shall be allocated to the fund's loess hills alliance account.

11 (b) Not more than 10 percent of the moneys allocated to the
12 fund's loess hills alliance account as provided in subparagraph
13 division (a) may be used for administrative costs.

14 c. Of the remaining amount appropriated in paragraph "a",
15 for use by the department in providing for soil and water
16 conservation administration, the conservation of soil and
17 water resources, or the support of soil and water conservation
18 districts:

19 \$ 7,835,000

20 d. Of the amount appropriated in paragraph "c" that the
21 department allocates to a soil and water conservation district,
22 the first \$15,000 may be expended by the district for the
23 purpose of providing financial incentives under section 161A.73
24 to establish management practices for the control of soil

25 erosion on land that is row-cropped, including but not limited
 26 to nontill planting, ridge-till planting, and contouring
 27 strip-cropping. Of any remaining amount of that appropriation
 28 allocated by the department to a district, 30 percent may be
 29 expended by the district for that same purpose.
 30 e. Not more than 5 percent of the moneys appropriated in
 31 paragraph "c" may be allocated for cost sharing to address
 32 complaints filed under section 161A.47.
 33 f. Of the moneys appropriated in paragraph "c", 5 percent
 34 shall be allocated for financial incentives to establish
 35 practices to protect watersheds above publicly owned lakes of

PAGE 20

1 the state from soil erosion and sediment as provided in section
 2 161A.73.

3 g. The state soil conservation and water quality committee
 4 established by section 161A.4 may allocate moneys appropriated
 5 in paragraph "c" to conduct research and demonstration projects
 6 to promote conservation tillage and nonpoint source pollution
 7 control practices.

8 h. The allocation of moneys as financial incentives as
 9 provided in section 161A.73 may be used in combination with
 10 moneys allocated by the department of natural resources.

11 i. Not more than 15 percent of the moneys appropriated
 12 in paragraph "c" may be used for costs of administration and
 13 implementation of soil and water conservation practices.

14 Sec. 24.DEPARTMENT OF NATURAL RESOURCES. There is
 15 appropriated from the environment first fund created in section
 16 8.57A to the department of natural resources for the fiscal
 17 year beginning July 1, 2019, and ending June 30, 2020, the
 18 following amounts, or so much thereof as is necessary, to be
 19 used for the purposes designated:

20 1. STATE PARKS MAINTENANCE AND OPERATIONS

21 a. For regular maintenance and operations of state parks and
 22 staff time associated with these activities:

23 \$ 6,235,000

24 b. Of the amount appropriated in paragraph "a", up to
 25 \$100,000 shall be allocated for statewide coordination of
 26 volunteer efforts.

27 c. Of the amount appropriated in paragraph "a", the
 28 department shall use \$250,000 to support up to 3.00 full-time
 29 equivalent positions as state park rangers.

30 2. GEOGRAPHIC INFORMATION SYSTEM (GIS)

31 To provide local watershed managers with geographic
 32 information system data for their use in developing,
 33 monitoring, and displaying results of their watershed work:

34 \$ 195,000

35 3. WATER QUALITY MONITORING

PAGE 21

1 For continuing the establishment and operation of water
 2 quality monitoring stations:
 3 \$ 2,955,000
 4 4. PUBLIC WATER SUPPLY SYSTEM ACCOUNT
 5 For deposit in the public water supply system account of the
 6 water quality protection fund created in section 455B.183A:
 7 \$ 500,000
 8 5. REGULATION OF ANIMAL FEEDING OPERATIONS
 9 For the regulation of animal feeding operations, including
 10 as provided for in chapters 459, 459A, and 459B:
 11 \$ 1,320,000
 12 6. AMBIENT AIR QUALITY
 13 For the abatement, control, and prevention of ambient
 14 air pollution in this state, including measures as necessary
 15 to assure attainment and maintenance of ambient air quality
 16 standards from particulate matter:
 17 \$ 425,000
 18 7. FLOODPLAIN MANAGEMENT AND DAM SAFETY
 19 For supporting floodplain management and dam safety:
 20 \$ 375,000
 21 Sec. 25.STATE UNIVERSITY OF IOWA — IOWA GEOLOGICAL
 22 SURVEY. There is appropriated from the environment first
 23 fund created in section 8.57A to the state university of Iowa
 24 for the fiscal year beginning July 1, 2019, and ending June
 25 30, 2020, the following amounts, or so much thereof as is
 26 necessary, to be used for the purposes designated:
 27 1. OPERATIONS
 28 For purposes of supporting the operations of the Iowa
 29 geological survey of the state as created within the state
 30 university of Iowa pursuant to section 456.1, including but not
 31 limited to providing analysis; data maintenance, collection,
 32 and compilation; investigative programs; and information for
 33 water supply development and protection:
 34 \$ 200,000
 35 2. WATER RESOURCE MANAGEMENT

PAGE 22

1 For purposes of supporting the Iowa geological survey in
 2 measuring, assessing, and evaluating the quantity of water
 3 sources in this state and assisting the department of natural
 4 resources in regulating water quantity as provided in chapter
 5 455B, division III, part 4, pursuant to sections 455B.262B and
 6 456.14:
 7 \$ 495,000
 8 Sec. 26.REVERSION.
 9 1.a. Except as provided in paragraph “b”, and
 10 notwithstanding section 8.33, moneys appropriated for the
 11 fiscal year beginning July 1, 2019, in this division of this
 12 Act that remain unencumbered or unobligated at the close of the

13 fiscal year shall not revert but instead shall remain available
 14 to be used for the purposes designated until the close of the
 15 succeeding fiscal year, or until the project for which the
 16 appropriation was made is completed, whichever is earlier.
 17 b. Notwithstanding section 8.33, moneys appropriated for
 18 the fiscal year beginning July 1, 2019, in this division of
 19 this Act to the department of agriculture and land stewardship
 20 to provide financial assistance for the establishment of
 21 permanent soil and water conservation practices that remain
 22 unencumbered or unobligated at the close of the fiscal year
 23 shall not revert but instead shall remain available for
 24 expenditure for the purposes designated until the close of the
 25 fiscal year beginning July 1, 2022.
 26 2. Subsection 1 does not apply to moneys transferred
 27 pursuant to this division to the loess hills development and
 28 conservation fund created in section 161D.2 which shall not
 29 revert as provided in that section.

30 DIVISION VIII
 31 ENVIRONMENT FIRST FUND
 32 SPECIAL APPROPRIATIONS
 33 Sec. 27.WATER QUALITY INITIATIVE — DEPARTMENT OF
 34 AGRICULTURE AND LAND STEWARDSHIP.

35 1. There is appropriated from the environment first fund

PAGE 23

1 created in section 8.57A to the department of agriculture
 2 and land stewardship for the fiscal year beginning July 1,
 3 2019, and ending June 30, 2020, the following amount, or so
 4 much thereof as is necessary, to be used for the purposes
 5 designated:
 6 For deposit in the water quality initiative fund created in
 7 section 466B.45, for purposes of supporting the water quality
 8 initiative administered by the division of soil conservation
 9 and water quality as provided in section 466B.42, including
 10 salaries, support, maintenance, and miscellaneous purposes:
 11 \$ 2,375,000
 12 2.a. The moneys appropriated in subsection 1 shall be
 13 used to support projects in subwatersheds as designated by the
 14 division that are part of high-priority watersheds identified
 15 by the water resources coordinating council established
 16 pursuant to section 466B.3.
 17 b. The moneys appropriated in subsection 1 shall be used to
 18 support projects in watersheds generally, including regional
 19 watersheds, as designated by the division and high-priority
 20 watersheds identified by the water resources coordinating
 21 council established pursuant to section 466B.3.
 22 3. In supporting projects in subwatersheds and watersheds
 23 as provided in subsection 2, all of the following shall apply:
 24 a. The demonstration projects shall utilize water quality
 25 practices as described in the Iowa nutrient reduction strategy
 26 as defined in section 455B.171.

27 b. The division shall implement demonstration projects as
28 provided in paragraph "a" by providing for participation by
29 persons who hold a legal interest in agricultural land used in
30 farming. To every extent practical, the division shall provide
31 for collaborative participation by such persons who hold a
32 legal interest in agricultural land located within the same
33 subwatershed.

34 c. The division shall implement a demonstration project on
35 a cost-share basis as determined by the division. However,

PAGE 24

1 except for edge-of-field practices, the state's share of the
2 amount shall not exceed 50 percent of the estimated cost of
3 establishing the practice as determined by the division or
4 50 percent of the actual cost of establishing the practice,
5 whichever is less.

6 d. The demonstration projects shall be used to educate other
7 persons about the feasibility and value of establishing similar
8 water quality practices. The division shall promote field day
9 events for purposes of allowing interested persons to establish
10 water quality practices on their agricultural land.

11 e. The division shall conduct water quality evaluations
12 within supported subwatersheds. Within a reasonable period
13 after accumulating information from such evaluations, the
14 division shall create an aggregated database of water quality
15 practices. Any information identifying a person holding a
16 legal interest in agricultural land or specific agricultural
17 land shall be a confidential record under section 22.7.

18 4. The moneys appropriated in subsection 1 shall be used
19 to support education and outreach in a manner that encourages
20 persons who hold a legal interest in agricultural land used for
21 farming to implement water quality practices, including the
22 establishment of such practices in watersheds generally, and
23 not limited to subwatersheds or high-priority watersheds.

24 5. The moneys appropriated in subsection 1 may be used
25 to contract with persons to coordinate the implementation of
26 efforts provided in this section.

27 6. The moneys appropriated in subsection 1 may be used by
28 the department to support urban soil and water conservation
29 efforts, which may include but are not limited to management
30 practices related to bioretention, landscaping, the use of
31 permeable or pervious pavement, and soil quality restoration.
32 The moneys shall be allocated on a cost-share basis as provided
33 in chapter 161A.

34 7. Notwithstanding any other provision of law to the
35 contrary, the department may use moneys appropriated in

PAGE 25

1 subsection 1 to carry out the provisions of this section on a
2 cost-share basis in combination with other moneys available to

3 the department from a state or federal source.

4 8. Not more than 10 percent of the moneys appropriated in
5 this section may be used to pay for the costs of administering
6 and implementing the water quality initiative by the
7 department’s division of soil conservation and water quality as
8 provided in section 466B.42 and this section.

9 DIVISION IX

10 IOWA RESOURCES ENHANCEMENT AND PROTECTION FUND

11 Sec. 28.REAP — IN LIEU OF GENERAL FUND APPROPRIATION. In
12 lieu of the standing appropriation in section 455A.18, there is
13 appropriated from the environment first fund created in section
14 8.57A to the Iowa resources enhancement and protection fund
15 for the fiscal year beginning July 1, 2019, and ending June
16 30, 2020, the following amount, to be allocated as provided in
17 section 455A.19:

18 \$ 12,000,000

19 Sec. 29.REAP — OPEN SPACES ACCOUNT — STATE PARK
20 MAINTENANCE AND REPAIR. Notwithstanding section 455A.19,
21 subsection 1, paragraph “a”, subparagraph (1), of the moneys
22 allocated to the open spaces account of the Iowa resources
23 enhancement and protection fund, up to \$1,000,000 may be
24 used by the department of natural resources for state park
25 maintenance and repair for the fiscal year beginning July 1,
26 2019, and ending on June 30, 2020.

27 Sec. 30.REAP — OPEN SPACES ACCOUNT — FLOOD DAMAGE REPAIR,
28 RESTORATION, OR REHABILITATION.

29 1. Notwithstanding section 455A.19, subsection 1, paragraph
30 “a”, subparagraph (1), of the moneys allocated to the open
31 spaces account of the Iowa resources enhancement and protection
32 fund, any amount in that account that is unencumbered and
33 unobligated on the effective date of this section, are
34 appropriated to the department of natural resources for the
35 repair, restoration, or rehabilitation of property under the

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1 jurisdiction or control of the department, including such
2 property located in southwestern Iowa, that has been damaged
3 by flood waters, for the fiscal year beginning July 1, 2018,
4 and ending June 30, 2019.

5 2. Nothing in this section requires the department to expend
6 any or a certain amount of moneys appropriated in subsection 1
7 for the purposes described in that subsection.

8 3. Notwithstanding section 8.33, moneys appropriated in
9 this section that remain unencumbered or unobligated at the
10 close of the fiscal year beginning July 1, 2018, and ending
11 June 30, 2019, shall not revert but shall remain available for
12 expenditure for the purposes designated until the close of the
13 succeeding fiscal year.

14 Sec. 31.EFFECTIVE DATE. The following, being deemed of
15 immediate importance, takes effect upon enactment:

16 The section of this division of this Act appropriating

17 moneys to the department of natural resources from moneys
 18 allocated to the open spaces account of the Iowa resources
 19 enhancement and protection fund for purposes of the repair,
 20 restoration, or rehabilitation of property under the
 21 jurisdiction or control of the department, for the fiscal year
 22 beginning July 1, 2018, and ending June 30, 2019.

23 DIVISION X

24 RELATED CODE CHANGES — DEPARTMENT OF AGRICULTURE AND LAND
 25 STEWARDSHIP — PROGRAMS TO AUDIT MOTOR FUEL

26 Sec. 32. **NEW SECTION. 214A.2C Auditing programs.**

27 The department shall establish and administer programs
 28 for the auditing of motor fuel including biofuel processing
 29 and production plants, for screening and testing motor fuel,
 30 including renewable fuel, and for the inspection of motor fuel
 31 sold by dealers, including retail dealers who sell and dispense
 32 motor fuel from motor fuel pumps.

33 DIVISION XI

34 RELATED CODE CHANGES — STATE UNIVERSITY OF IOWA — IOWA
 35 GEOLOGICAL SURVEY

PAGE 27

1 Sec. 33. Section 352.4, subsection 4, Code 2019, is amended
 2 to read as follows:

3 4. The state department of agriculture and land
 4 stewardship, department of management, department of natural
 5 resources, Iowa geological survey, state agricultural extension
 6 service, and the economic development authority shall, upon
 7 request, provide to each county commission any pertinent land
 8 use information available to assist in the compiling of the
 9 county land use inventories.

10 Sec. 34. Section 456.1, Code 2019, is amended to read as
 11 follows:

12 **456.1 Geological Iowa geological survey created.**

13 A An Iowa geological survey of the state is created within
 14 the state university of Iowa, under the jurisdiction and
 15 authority of the state board of regents.

16 Sec. 35. Section 456.10, Code 2019, is amended to read as
 17 follows:

18 **456.10 Distribution of reports.**

19 All publications of the Iowa geological survey shall be made
 20 available electronically via an internet site maintained for
 21 that purpose.

22 Sec. 36. Section 456.13, Code 2019, is amended to read as
 23 follows:

24 **456.13 Maps property of state — custody — copies.**

25 The maps so delivered to the state geologist shall be the
 26 property of the state and shall remain in the custody of the
 27 state geologist. They shall be kept at the office of the Iowa
 28 geological survey and be open to examination by all persons
 29 interested in the maps; but such examination shall only be made
 30 in the presence of the state geologist or a designee, and the

31 state geologist shall not permit any copies of the maps to be
 32 made without the written consent of the operator or the owner
 33 of the property, except as provided in section 456.11 or if the
 34 mine has been abandoned for at least five years.

35 DIVISION XII

PAGE 28

1 RELATED CODE CHANGES — FUTURE REPEAL OF MERCURY THERMOSTAT
 2 REGULATION

3 Sec. 37. Section 455D.16, Code 2019, is amended to read as
 4 follows:

5 **455D.16 Mercury — thermostats.**

6 1. As used in this section, unless the context otherwise
 7 requires:

8 *a.* (1) “*Manufacturer*” means any person, firm, association,
 9 partnership, corporation, governmental entity, organization,
 10 combination, or joint venture that owns or owned the brand name
 11 of the thermostat.

12 (2) This paragraph “a” is repealed on January 1, 2022.

13 *b.* “*Mercury-added thermostat*” means a product or device
 14 that uses a mercury switch to sense and control room
 15 temperature through communication with heating, ventilating,
 16 or air-conditioning equipment. “*Mercury-added thermostat*”
 17 includes thermostats used to sense and control room temperature
 18 in residential, commercial, industrial, and other buildings
 19 but does not include thermostats used to sense and control
 20 temperature as part of a manufacturing process.

21 *c.* (1) “*Thermostat retailer*” means a person who sells
 22 thermostats of any kind directly to homeowners or other
 23 nonprofessionals through any selling or distribution mechanism,
 24 including but not limited to sales using the internet or
 25 catalogues. A thermostat retailer may also be a thermostat
 26 wholesaler if it meets the definition of thermostat wholesaler.

27 (2) This paragraph “c” is repealed on January 1, 2022.

28 *d.* (1) “*Thermostat wholesaler*” means a person who is
 29 engaged in the distribution and wholesale selling of large
 30 quantities of heating, ventilation, and air-conditioning
 31 components, including thermostats, to contractors who install
 32 heating, ventilation, and air-conditioning components,
 33 including thermostats.

34 (2) This paragraph “d” is repealed on January 1, 2022.

35 2. ~~Beginning July 1, 2009, a~~ A person shall not sell, offer

PAGE 29

1 for sale, or install a mercury-added thermostat in this state.

2 3. ~~Beginning April 1, 2009, except~~ Except as otherwise
 3 provided, a person who generates a discarded mercury-added
 4 thermostat shall manage the mercury-added thermostat as a
 5 hazardous waste or universal hazardous waste, according to all
 6 applicable state and federal regulations. A contractor who

7 replaces or removes mercury-added thermostats shall assure that
8 any discarded mercury-added thermostat is subject to proper
9 separation and management as hazardous waste or universal
10 hazardous waste. A contractor who replaces a mercury-added
11 thermostat in a residence shall deliver the mercury-added
12 thermostat to an appropriate collection location for recycling.

13 4.a. Each thermostat manufacturer that has offered for
14 final sale, sold at final sale, or distributed mercury-added
15 thermostats in the state shall individually, or in conjunction
16 with other thermostat manufacturers, do all of the following:
17 a. (1) Not later than October 1, 2008, submit a plan to
18 the department for approval describing a collection program for
19 mercury-added thermostats. The program contained in the plan
20 shall ensure that all the following take place:

21 (1) (a) That an education and outreach program is
22 developed. The program shall be directed toward thermostat
23 wholesalers, thermostat retailers, contractors, and homeowners
24 and ensure a maximum rate of collection of mercury-added
25 thermostats. There shall not be a cost to thermostat
26 wholesalers or thermostat retailers for education and outreach
27 materials.

28 (2) (b) That handling and recycling of mercury-added
29 thermostats are accomplished in a manner that is consistent
30 with the provisions of the universal waste rules.

31 (3) (c) That containers for mercury-added thermostat
32 collection are provided to all thermostat wholesalers. The
33 cost to thermostat wholesalers for such containers shall be
34 limited to an initial, reasonable, one-time fee per container
35 as specified in the plan.

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1 (4) (d) That collection points will be established to serve
2 homeowners. The collection points shall include but are not
3 limited to regional collection centers permitted under 567 IAC
4 ch. 123. Collection points may include but are not limited to
5 thermostat retailers.

6 (5) (e) That collection systems are provided to all
7 collection points. Collection systems may include individual
8 product mail back or multiple collection containers. The costs
9 of collection shall not be passed on to a collection point.
10 The costs to a collection point shall be limited to an initial,
11 reasonable, one-time fee per container as specified in the
12 plan.

13 ~~b. (2) Not later than April 1, 2009, implement~~ Implement
14 a mercury-added thermostat collection plan approved by the
15 department.

16 e. (3) Beginning in 2010, submit an annual report to the
17 department by April 1 of each year that includes, at a minimum,
18 all of the following:

19 (1) (a) The number of mercury-added thermostats collected
20 and recycled by that manufacturer during the previous calendar

21 year.

22 ~~(2)~~ (b) The estimated total amount of mercury contained in
23 the thermostat components collected by that manufacturer during
24 the previous calendar year.

25 ~~(3)~~ (c) A list of all participating thermostat wholesalers
26 and all collection points for homeowners.

27 (4) ~~(d)~~ An evaluation of the effectiveness of the
28 manufacturer's collection program.

29 ~~(5)~~ (e) An accounting of the administrative costs incurred
30 in the course of administering the collection and recycling
31 program.

32 b. This subsection is repealed on January 1, 2022.

33 5.a.(1) By April 1, 2009, a A thermostat wholesaler
34 shall do ~~both~~ all of the following:

35 ~~(1)~~ (a) Act as a collection site for mercury-added

PAGE 31

1 thermostats.

2 ~~(2)~~ (b) Promote and utilize the collection containers
3 provided by thermostat manufacturers to facilitate a contractor
4 collection program.

5 ~~b. (2) By April 1, 2009, a A thermostat retailer shall~~
6 participate in an education and outreach program to educate
7 consumers on the collection program for mercury-added
8 thermostats.

9 b. This subsection is repealed on January 1, 2022.

10 6.a. Beginning April 1, 2009, all All of the following

11 sales prohibitions shall apply to thermostat manufacturers,
12 thermostat wholesalers, and thermostat retailers:

13 ~~a. (1)~~ (1) A thermostat manufacturer not in compliance with
14 this section is prohibited from offering any thermostat for
15 final sale in the state. A thermostat manufacturer not in
16 compliance with this section shall provide the necessary
17 support to thermostat wholesalers and thermostat retailers to
18 ensure the manufacturer's thermostats are not offered for final
19 sale.

20 ~~b. (2)~~ (2) A thermostat wholesaler or thermostat retailer shall
21 not offer for final sale any thermostat of a manufacturer that
22 is not in compliance with this section.

23 b. This subsection is repealed on January 1, 2022.

24 7.a. The department shall do all of the following:

25 ~~a. (1)~~ (1) Review and grant approval of, deny, or approve with
26 modifications a manufacturer plan required under this section.
27 The department shall not approve a plan unless all elements of
28 subsection 4, paragraph "a", subparagraph (1), are adequately
29 addressed and the program outlined in the plan will assure a
30 maximum rate of collection of mercury-added thermostats. In
31 reviewing a plan the department may consider consistency of
32 the plan with collection requirements in other states and
33 consider consistency between thermostat manufacturer collection
34 programs. In reviewing plans, the agency shall ensure that

35 education and outreach programs are uniform and consistent to

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1 ensure ease of implementation by thermostat wholesalers and
2 thermostat retailers.

3 ~~b. (2)~~ The department shall establish a process for
4 public review and comment on all plans submitted by thermostat
5 manufacturers prior to plan approval. The department shall
6 consult with interested persons, including representatives of
7 thermostat manufacturers, environmental groups, thermostat
8 wholesalers, thermostat retailers, contractors, and local
9 government.

10 ~~b. This subsection is repealed on January 1, 2022.~~

11 ~~8.a.~~ The goal of the collection and recycling efforts
12 under this section is to collect and recycle as many
13 mercury-added thermostats as reasonably practicable. By
14 January 1, 2009, the department shall determine collection
15 goals for the program in consultation with interested persons,
16 including the national electrical manufacturers association
17 and representatives of thermostat manufacturers, thermostat
18 wholesalers, thermostat retailers, contractors, environmental
19 groups, and local government. If collection efforts fail to
20 meet the collection goals described in this subsection, the
21 department shall, in consultation with the national electrical
22 manufacturers association and other interested persons,
23 consider modifications to collection programs in an attempt to
24 improve collection rates in accordance with these goals.

25 ~~b. This subsection is repealed on January 1, 2022.~~

DIVISION XIII

AGRICULTURAL DRAINAGE WELL CLOSURES

28 Sec. 38. Section 460.304, Code 2019, is amended by adding
29 the following new subsection:

30 NEW SUBSECTION. 4. A person is not eligible to participate
31 in the program for a project described in this section that
32 involves an agricultural drainage well that has not been
33 registered with the department of natural resources pursuant to
34 section 460.302 by January 1, 2019.>>

SENATE AMENDMENT

H-1269

1 Amend Senate File 589, as amended, passed, and reprinted by
2 the Senate, as follows:

3 1. Page 12, line 13, after <felony> by inserting <or in a
4 case where the defendant establishes good cause>

5 2. Page 17, after line 23 by inserting:

6 <DIVISION ____

7 SECOND AND SUBSEQUENT ALCOHOLIC BEVERAGE CONVICTIONS

8 Sec. ____ . Section 123.91, Code 2019, is amended to read as

9 follows:

10 **123.91 Second and subsequent conviction.**

11 Any person who has been convicted, in a criminal action,
12 in any court of record, of a violation of a provision of this
13 chapter except for a violation of section 123.46, a provision
14 of the prior laws of this state relating to alcoholic liquors,
15 wine, or beer which was in force prior to the enactment of
16 this chapter, or a provision of the laws of the United States
17 or of any other state relating to alcoholic liquors, wine, or
18 beer, and who is thereafter convicted of a subsequent criminal
19 offense against any provision of this chapter is guilty of the
20 following offenses:

- 21 1. For the second conviction, a serious misdemeanor.
- 22 2. For the third and each subsequent conviction, an
- 23 aggravated misdemeanor.>
- 24 3. By renumbering as necessary.

HITE of Mahaska

H-1270

1 Amend Senate File 616, as passed by the Senate, as follows:

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

4 <Section 1.JUDICIAL BRANCH.

5 1. There is appropriated from the general fund of the state
6 to the judicial branch for the fiscal year beginning July 1,
7 2019, and ending June 30, 2020, the following amounts, or so
8 much thereof as is necessary, to be used for the purposes
9 designated:

10 a. For salaries of supreme court justices, appellate court
11 judges, district court judges, district associate judges,
12 associate juvenile judges, associate probate judges, judicial
13 magistrates and staff, state court administrator, clerk of the
14 supreme court, district court administrators, clerks of the
15 district court, juvenile court officers, board of law examiners
16 and board of examiners of shorthand reporters and judicial
17 qualifications commission; receipt and disbursement of child
18 support payments; reimbursement of the auditor of state for
19 expenses incurred in completing audits of the offices of the
20 clerks of the district court during the fiscal year beginning
21 July 1, 2019; and maintenance, equipment, and miscellaneous
22 purposes:

23 \$181,126,293

24 b. For deposit in the revolving fund created pursuant to
25 section 602.1302, subsection 3, for jury and witness fees,
26 mileage, costs related to summoning jurors, costs and fees for
27 interpreters and translators, and reimbursement of attorney
28 fees paid by the state public defender:

29 \$ 3,100,000

30 2. The judicial branch, except for purposes of internal
31 processing, shall use the current state budget system, the
32 state payroll system, and the Iowa finance and accounting

33 system in administration of programs and payments for services,
34 and shall not duplicate the state payroll, accounting, and
35 budgeting systems.

PAGE 2

1 3. The judicial branch shall submit monthly financial
2 statements to the legislative services agency and the
3 department of management containing all appropriated accounts
4 in the same manner as provided in the monthly financial status
5 reports and personal services usage reports of the department
6 of administrative services. The monthly financial statements
7 shall include a comparison of the dollars and percentage
8 spent of budgeted versus actual revenues and expenditures on
9 a cumulative basis for full-time equivalent positions and
10 dollars.

11 4. The judicial branch shall focus efforts upon the
12 collection of delinquent fines, penalties, court costs, fees,
13 surcharges, or similar amounts.

14 5. It is the intent of the general assembly that the offices
15 of the clerks of the district court operate in all 99 counties
16 and be accessible to the public as much as is reasonably
17 possible in order to address the relative needs of the citizens
18 of each county. An office of the clerk of the district court
19 shall be open regular courthouse hours.

20 6. In addition to the requirements for transfers under
21 section 8.39, the judicial branch shall not change the
22 appropriations from the amounts appropriated to the judicial
23 branch in this division of this Act, unless notice of the
24 revisions is given to the legislative services agency prior
25 to the effective date. The notice shall include information
26 on the branch's rationale for making the changes and details
27 concerning the workload and performance measures upon which the
28 changes are based.

29 7. The judicial branch shall submit a semiannual update
30 to the legislative services agency specifying the amounts of
31 fines, surcharges, and court costs collected using the Iowa
32 court information system since the last report. The judicial
33 branch shall continue to facilitate the sharing of vital
34 sentencing and other information with other state departments
35 and governmental agencies involved in the criminal justice

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1 system through the Iowa court information system.

2 8. The judicial branch shall provide a report to the general
3 assembly by January 1, 2020, concerning the amounts received
4 and expended from the enhanced court collections fund created
5 in section 602.1304 and the court technology and modernization
6 fund created in section 602.8108, subsection 9, during the
7 fiscal year beginning July 1, 2018, and ending June 30, 2019,
8 and the plans for expenditures from each fund during the fiscal

9 year beginning July 1, 2019, and ending June 30, 2020. A copy
10 of the report shall be provided to the legislative services
11 agency.

12 Sec. 2.CIVIL TRIALS — LOCATION. Notwithstanding any
13 provision to the contrary, for the fiscal year beginning July
14 1, 2019, and ending June 30, 2020, if all parties in a case
15 agree, a civil trial including a jury trial may take place in a
16 county contiguous to the county with proper jurisdiction, even
17 if the contiguous county is located in an adjacent judicial
18 district or judicial election district. If the trial is moved
19 pursuant to this section, court personnel shall treat the case
20 as if a change of venue occurred. However, if a trial is moved
21 to an adjacent judicial district or judicial election district,
22 the judicial officers serving in the judicial district or
23 judicial election district receiving the case shall preside
24 over the case.

25 Sec. 3.TRAVEL REIMBURSEMENT. Notwithstanding section
26 602.1509, for the fiscal year beginning July 1, 2019, and
27 ending June 30, 2020, a judicial officer may waive travel
28 reimbursement for any travel outside the judicial officer's
29 county of residence to conduct official judicial business.

30 Sec. 4.JUDICIAL OFFICER — UNPAID LEAVE. Notwithstanding
31 the annual salary rates for judicial officers established by
32 2013 Iowa Acts, chapter 140, section 40, for the fiscal year
33 beginning July 1, 2019, and ending June 30, 2020, the supreme
34 court may by order place all judicial officers on unpaid leave
35 status on any day employees of the judicial branch are placed

PAGE 4

1 on temporary layoff status. The biweekly pay of the judicial
2 officers shall be reduced accordingly for the pay period in
3 which the unpaid leave date occurred in the same manner as
4 for noncontract employees of the judicial branch. Through
5 the course of the fiscal year, the judicial branch may use an
6 amount equal to the aggregate amount of salary reductions due
7 to the judicial officer unpaid leave days for any purpose other
8 than for judicial salaries.

9 Sec. 5.IOWA COMMUNICATIONS NETWORK. It is the intent
10 of the general assembly that the judicial branch utilize
11 the Iowa communications network or other secure electronic
12 communications in lieu of traveling for the fiscal year
13 beginning July 1, 2019, and ending June 30, 2020.

14 Sec. 6.STATE COURT — JUSTICES, JUDGES, AND MAGISTRATES.

15 1. The salary rates specified in subsection 2 are for the
16 fiscal year beginning in July 1, 2019, and for subsequent
17 fiscal years until otherwise provided by the general assembly.
18 The salaries provided for in this section shall be paid
19 from funds allocated to the judicial branch from the salary
20 adjustment fund, or if the allocation is not sufficient, from
21 funds appropriated to the judicial branch pursuant to this Act
22 or any other Act of the general assembly.

23 2. The following annual salary rates shall be paid to the
 24 persons holding the judicial positions indicated during the
 25 fiscal year beginning July 1, 2019, and for subsequent pay
 26 periods.

- 27 a. Chief justice of the supreme court:
- 28 \$ 186,661
- 29 b. Each justice of the supreme court:
- 30 \$ 178,304
- 31 c. Chief judge of the court of appeals:
- 32 \$ 167,160
- 33 d. Each associate judge of the court of appeals:
- 34 \$ 161,588
- 35 e. Each chief judge of a judicial district:

PAGE 5

- 1 \$ 156,016
- 2 f. Each district judge except the chief judge of a judicial
- 3 district:
- 4 \$ 150,444
- 5 g. Each district associate judge:
- 6 \$ 133,728
- 7 h. Each associate juvenile judge:
- 8 \$ 133,728
- 9 i. Each associate probate judge:
- 10 \$ 133,728
- 11 j. Each judicial magistrate:
- 12 \$ 41,232
- 13 k. Each senior judge:
- 14 \$ 8,915
- 15 3. Persons receiving the salary rates established
- 16 under this section shall not receive any additional salary
- 17 adjustments provided by this Act.>

WORTHAN of Buena Vista

H-1271

1 Amend Senate File 615, as amended, passed, and reprinted by
 2 the Senate, as follows:

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

<DIVISION I
 FY 2019-2020
 APPROPRIATIONS

8 Section 1.DEPARTMENT OF JUSTICE.

9 1. There is appropriated from the general fund of the state
 10 to the department of justice for the fiscal year beginning July
 11 1, 2019, and ending June 30, 2020, the following amounts, or
 12 so much thereof as is necessary, to be used for the purposes
 13 designated:

- 14 a. For the general office of attorney general for salaries,

15 support, maintenance, and miscellaneous purposes, including
 16 the prosecuting attorneys training program, matching funds
 17 for federal violence against women grant programs, victim
 18 assistance grants, office of drug control policy prosecuting
 19 attorney program, and odometer fraud enforcement, and for not
 20 more than the following full-time equivalent positions:

21	\$ 5,989,473
22	FTEs 215.00

23 As a condition of receiving the appropriation provided
 24 in this lettered paragraph, the department of justice shall
 25 maintain a record of the estimated time incurred representing
 26 each agency or department.

27 The general office of attorney general may temporarily
 28 exceed and draw more than the amount appropriated in this
 29 lettered paragraph and incur a negative cash balance as long
 30 as there are receivables equal to or greater than the negative
 31 balances and the amount appropriated in this paragraph is not
 32 exceeded at the close of the fiscal year.

33 b. For victim assistance grants:
 34

35 The moneys appropriated in this lettered paragraph shall be \$ 5,016,708

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1 used to provide grants to care providers providing services to
 2 crime victims of domestic abuse or to crime victims of rape and
 3 sexual assault.

4 The balance of the victim compensation fund established
 5 in section 915.94 may be used to provide salary and support
 6 of not more than 24.00 full-time equivalent positions and to
 7 provide maintenance for the victim compensation functions
 8 of the department of justice. In addition to the full-time
 9 equivalent positions authorized pursuant to this paragraph,
 10 5.00 full-time equivalent positions are authorized and shall
 11 be used by the department of justice to employ one accountant
 12 and four program planners. The department of justice may
 13 employ the additional 5.00 full-time equivalent positions
 14 authorized pursuant to this paragraph that are in excess of the
 15 number of full-time equivalent positions authorized only if
 16 the department of justice receives sufficient federal moneys
 17 to maintain employment for the additional full-time equivalent
 18 positions during the current fiscal year. The department
 19 of justice shall only employ the additional 5.00 full-time
 20 equivalent positions in succeeding fiscal years if sufficient
 21 federal moneys are received during each of those succeeding
 22 fiscal years.

23 The department of justice shall transfer at least \$150,000
 24 from the victim compensation fund established in section 915.94
 25 to the victim assistance grant program.

26 Notwithstanding section 8.33, moneys appropriated in this
 27 paragraph "b" that remain unencumbered or unobligated at the
 28 close of the fiscal year shall not revert but shall remain

29 available for expenditure for the purposes designated until the
 30 close of the succeeding fiscal year.
 31 c. For legal services for persons in poverty grants as
 32 provided in section 13.34:
 33 \$ 2,634,601
 34 2.a. The department of justice, in submitting budget
 35 estimates for the fiscal year commencing July 1, 2020, pursuant

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1 to section 8.23, shall include a report of funding from sources
 2 other than amounts appropriated directly from the general fund
 3 of the state to the department of justice or to the office of
 4 consumer advocate. These funding sources shall include but
 5 are not limited to reimbursements from other state agencies,
 6 commissions, boards, or similar entities, and reimbursements
 7 from special funds or internal accounts within the department
 8 of justice. The department of justice shall also report actual
 9 reimbursements for the fiscal year commencing July 1, 2018,
 10 and actual and expected reimbursements for the fiscal year
 11 commencing July 1, 2019.

12 b. The department of justice shall include the report
 13 required under paragraph “a”, as well as information regarding
 14 any revisions occurring as a result of reimbursements actually
 15 received or expected at a later date, in a report to the
 16 co-chairpersons and ranking members of the joint appropriations
 17 subcommittee on the justice system and the legislative services
 18 agency. The department of justice shall submit the report on
 19 or before January 15, 2020.

20 3.a. The department of justice shall fully reimburse
 21 the costs and necessary related expenses incurred by the Iowa
 22 law enforcement academy to continue to employ one additional
 23 instructor position who shall provide training for human
 24 trafficking-related issues throughout the state.

25 b. The department of justice shall obtain the moneys
 26 necessary to reimburse the Iowa law enforcement academy to
 27 employ such an instructor from unrestricted moneys from either
 28 the victim compensation fund established in section 915.94, the
 29 human trafficking victim fund established in section 915.95, or
 30 the human trafficking enforcement fund established in 2015 Iowa
 31 Acts, chapter 138, section 141.

32 Sec. 2.OFFICE OF CONSUMER ADVOCATE. There is appropriated
 33 from the department of commerce revolving fund created in
 34 section 546.12 to the office of consumer advocate of the
 35 department of justice for the fiscal year beginning July 1,

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1 2019, and ending June 30, 2020, the following amount, or so
 2 much thereof as is necessary, to be used for the purposes
 3 designated:
 4 For salaries, support, maintenance, and miscellaneous

5 purposes, and for not more than the following full-time
6 equivalent positions:

7 \$ 3,137,588
8 FTEs 22.00

9 Sec. 3.DEPARTMENT OF CORRECTIONS — FACILITIES.

10 1. There is appropriated from the general fund of the state
11 to the department of corrections for the fiscal year beginning
12 July 1, 2019, and ending June 30, 2020, the following amounts,
13 or so much thereof as is necessary, to be used for the purposes
14 designated:

15 a. For the operation of the Fort Madison correctional
16 facility, including salaries, support, maintenance, and
17 miscellaneous purposes:

18 \$ 41,213,841

19 b. For the operation of the Anamosa correctional facility,
20 including salaries, support, maintenance, and miscellaneous
21 purposes:

22 \$ 32,414,148

23 c. For the operation of the Oakdale correctional facility,
24 including salaries, support, maintenance, and miscellaneous
25 purposes:

26 \$ 61,812,427

27 d. For the operation of the Newton correctional facility,
28 including salaries, support, maintenance, and miscellaneous
29 purposes:

30 \$ 28,327,158

31 e. For the operation of the Mount Pleasant correctional
32 facility, including salaries, support, maintenance, and
33 miscellaneous purposes:

34 \$ 25,676,413

35 f. For the operation of the Rockwell City correctional

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1 facility, including salaries, support, maintenance, and
2 miscellaneous purposes:

3 \$ 10,521,861

4 g. For the operation of the Clarinda correctional facility,
5 including salaries, support, maintenance, and miscellaneous
6 purposes:

7 \$ 24,847,950

8 Moneys received by the department of corrections as
9 reimbursement for services provided to the Clarinda youth
10 corporation are appropriated to the department and shall be
11 used for the purpose of operating the Clarinda correctional
12 facility.

13 h. For the operation of the Mitchellville correctional
14 facility, including salaries, support, maintenance, and
15 miscellaneous purposes:

16 \$ 23,294,090

17 i. For the operation of the Fort Dodge correctional
18 facility, including salaries, support, maintenance, and

19 miscellaneous purposes:

20 \$ 30,067,231

21 j. For reimbursement of counties for temporary confinement
22 of prisoners, as provided in sections 901.7, 904.908, and
23 906.17, and for offenders confined pursuant to section 904.513:

24 \$ 1,082,635

25 k. For federal prison reimbursement, reimbursements for
26 out-of-state placements, and miscellaneous contracts:

27 \$ 234,411

28 2. The department of corrections shall use moneys
29 appropriated in subsection 1 to continue to contract for the
30 services of a Muslim imam and a Native American spiritual
31 leader.

32 Sec. 4.DEPARTMENT OF CORRECTIONS — ADMINISTRATION.

33 There is appropriated from the general fund of the state to the
34 department of corrections for the fiscal year beginning July
35 1, 2019, and ending June 30, 2020, the following amounts, or

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1 so much thereof as is necessary, to be used for the purposes
2 designated:

3 1. For general administration, including salaries and the
4 adjustment of salaries throughout the department, support,
5 maintenance, employment of an education director to administer
6 a centralized education program for the correctional system,
7 and miscellaneous purposes:

8 \$ 8,773,216

9 a. It is the intent of the general assembly that each
10 lease negotiated by the department of corrections with a
11 private corporation for the purpose of providing private
12 industry employment of inmates in a correctional institution
13 shall prohibit the private corporation from utilizing inmate
14 labor for partisan political purposes for any person seeking
15 election to public office in this state and that a violation
16 of this requirement shall result in a termination of the lease
17 agreement.

18 b. It is the intent of the general assembly that as a
19 condition of receiving the appropriation provided in this
20 subsection the department of corrections shall not enter into
21 a lease or contractual agreement pursuant to section 904.809
22 with a private corporation for the use of building space for
23 the purpose of providing inmate employment without providing
24 that the terms of the lease or contract establish safeguards to
25 restrict, to the greatest extent feasible, access by inmates
26 working for the private corporation to personal identifying
27 information of citizens.

28 2. For educational programs for inmates at state penal
29 institutions:

30 \$ 2,608,109

31 a. To maximize the funding for educational programs,
32 the department shall establish guidelines and procedures to

33 prioritize the availability of educational and vocational
34 training for inmates based upon the goal of facilitating an
35 inmate’s successful release from the correctional institution.

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1 b. The director of the department of corrections may
2 transfer moneys from Iowa prison industries and the canteen
3 operating funds established pursuant to section 904.310, for
4 use in educational programs for inmates.

5 c. Notwithstanding section 8.33, moneys appropriated in
6 this subsection that remain unobligated or unexpended at the
7 close of the fiscal year shall not revert but shall remain
8 available to be used only for the purposes designated in this
9 subsection until the close of the succeeding fiscal year.

10 3. For the development and operation of the Iowa corrections
11 offender network (ICON) data system:

12 \$ 2,000,000

13 4. For offender mental health and substance abuse
14 treatment:

15 \$ 28,065

16 Sec. 5.JUDICIAL DISTRICT DEPARTMENTS OF CORRECTIONAL
17 SERVICES.

18 1. There is appropriated from the general fund of the state
19 to the department of corrections for the fiscal year beginning
20 July 1, 2019, and ending June 30, 2020, for salaries, support,
21 maintenance, and miscellaneous purposes, the following amounts,
22 or so much thereof as is necessary, to be used for the purposes
23 designated:

24 a. For the first judicial district department of
25 correctional services:

26 \$ 15,069,356

27 It is the intent of the general assembly that the first
28 judicial district department of correctional services maintain
29 the drug courts operated by the district department.

30 b. For the second judicial district department of
31 correctional services:

32 \$ 11,618,090

33 It is the intent of the general assembly that the second
34 judicial district department of correctional services maintain
35 two drug courts to be operated by the district department.

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1 c. For the third judicial district department of
2 correctional services:

3 \$ 7,318,308

4 d. For the fourth judicial district department of
5 correctional services:

6 \$ 5,811,273

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 \$ 21,986,762
11 It is the intent of the general assembly that the fifth
12 judicial district department of correctional services maintain
13 the drug court operated by the district department.
14 f. For the sixth judicial district department of
15 correctional services:
16 \$ 14,839,165
17 It is the intent of the general assembly that the sixth
18 judicial district department of correctional services maintain
19 the drug court operated by the district department.
20 g. For the seventh judicial district department of
21 correctional services:
22 \$ 7,919,692
23 It is the intent of the general assembly that the seventh
24 judicial district department of correctional services maintain
25 the drug court operated by the district department.
26 h. For the eighth judicial district department of
27 correctional services:
28 \$ 8,443,071
29 2. Each judicial district department of correctional
30 services, within the funding available, shall continue programs
31 and plans established within that district to provide for
32 intensive supervision, sex offender treatment, diversion of
33 low-risk offenders to the least restrictive sanction available,
34 job development, and expanded use of intermediate criminal
35 sanctions.

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1 3. Each judicial district department of correctional
2 services shall provide alternatives to prison consistent with
3 chapter 901B. The alternatives to prison shall ensure public
4 safety while providing maximum rehabilitation to the offender.
5 A judicial district department of correctional services may
6 also establish a day program.
7 4. The governor's office of drug control policy shall
8 consider federal grants made to the department of corrections
9 for the benefit of each of the eight judicial district
10 departments of correctional services as local government
11 grants, as defined pursuant to federal regulations.
12 5. The department of corrections shall continue to contract
13 with a judicial district department of correctional services to
14 provide for the rental of electronic monitoring equipment which
15 shall be available statewide.
16 6. The public safety assessment shall not be utilized
17 in pretrial hearings when determining whether to detain or
18 release a defendant before trial, and the use of the public
19 safety assessment pilot program shall be terminated as of the
20 effective date of this subsection, until such time the use of
21 the public safety assessment has been specifically authorized
22 by the general assembly.

23 Sec. 6.DEPARTMENT OF CORRECTIONS — REALLOCATION OF
 24 APPROPRIATIONS. Notwithstanding section 8.39, within the
 25 moneys appropriated in this division of this Act to the
 26 department of corrections, the department may reallocate the
 27 moneys appropriated and allocated as necessary to best fulfill
 28 the needs of the correctional institutions, administration
 29 of the department, and the judicial district departments of
 30 correctional services. However, in addition to complying with
 31 the requirements of sections 904.116 and 905.8 and providing
 32 notice to the legislative services agency, the department
 33 of corrections shall also provide notice to the department
 34 of management, prior to the effective date of the revision
 35 or reallocation of an appropriation made pursuant to this

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1 section. The department of corrections shall not reallocate an
 2 appropriation or allocation for the purpose of eliminating any
 3 program.

4 Sec. 7.INTENT — REPORTS.

5 1. The department of corrections in cooperation with
 6 townships, the Iowa cemetery associations, and other nonprofit
 7 or governmental entities may use inmate labor during the
 8 fiscal year beginning July 1, 2019, to restore or preserve
 9 rural cemeteries and historical landmarks. The department in
 10 cooperation with the counties may also use inmate labor to
 11 clean up roads, major water sources, and other water sources
 12 around the state.

13 2. On a quarterly basis the department shall provide a
 14 status report regarding private-sector employment to the
 15 legislative services agency beginning on July 1, 2019. The
 16 report shall include the number of offenders employed in the
 17 private sector, the combined number of hours worked by the
 18 offenders, the total amount of allowances, and the distribution
 19 of allowances pursuant to section 904.702, including any moneys
 20 deposited in the general fund of the state.

21 Sec. 8.ELECTRONIC MONITORING REPORT. The department of
 22 corrections shall submit a report on electronic monitoring to
 23 the general assembly, to the co-chairpersons and the ranking
 24 members of the joint appropriations subcommittee on the justice
 25 system, and to the legislative services agency by January
 26 15, 2020. The report shall specifically address the number
 27 of persons being electronically monitored and break down the
 28 number of persons being electronically monitored by offense
 29 committed. The report shall also include a comparison of any
 30 data from the prior fiscal year with the current year.

31 Sec. 9.STATE AGENCY PURCHASES FROM PRISON INDUSTRIES.

32 1. As used in this section, unless the context otherwise
 33 requires, “state agency” means the government of the state
 34 of Iowa, including but not limited to all executive branch
 35 departments, agencies, boards, bureaus, and commissions, the

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1 judicial branch, the general assembly and all legislative
2 agencies, institutions within the purview of the state board of
3 regents, and any corporation whose primary function is to act
4 as an instrumentality of the state.

5 2. State agencies are encouraged to purchase products from
6 Iowa state industries, as defined in section 904.802, when
7 purchases are required and the products are available from
8 Iowa state industries. State agencies shall obtain bids from
9 Iowa state industries for purchases of office furniture during
10 the fiscal year beginning July 1, 2019, exceeding \$5,000 or
11 in accordance with applicable administrative rules related to
12 purchases for the agency.

13 Sec. 10.IOWA LAW ENFORCEMENT ACADEMY.

14 1. There is appropriated from the general fund of the
15 state to the Iowa law enforcement academy for the fiscal year
16 beginning July 1, 2019, and ending June 30, 2020, the following
17 amount, or so much thereof as is necessary, to be used for the
18 purposes designated:

19 a.(1) For salaries, support, maintenance, and
20 miscellaneous purposes, including jailer training and technical
21 assistance, and for not more than the following full-time
22 equivalent positions:

23	\$ 980,767
24	FTEs 27.26

25 (2) For the costs associated with temporary relocation of
26 the Iowa law enforcement academy:

27	\$ 1,015,442
----------	--------------

28 b. The Iowa law enforcement academy may temporarily exceed
29 and draw more than the amount appropriated in this subsection
30 and incur a negative cash balance as long as there are
31 receivables equal to or greater than the negative balance and
32 the amount appropriated in this subsection is not exceeded at
33 the close of the fiscal year.

34 2. The Iowa law enforcement academy may select at least
35 five automobiles of the department of public safety, division

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1 of state patrol, prior to turning over the automobiles to
2 the department of administrative services to be disposed
3 of by public auction, and the Iowa law enforcement academy
4 may exchange any automobile owned by the academy for each
5 automobile selected if the selected automobile is used in
6 training law enforcement officers at the academy. However, any
7 automobile exchanged by the academy shall be substituted for
8 the selected vehicle of the department of public safety and
9 sold by public auction with the receipts being deposited in the
10 depreciation fund to the credit of the department of public
11 safety, division of state patrol.

12 3. The Iowa law enforcement academy shall provide training

13 for domestic abuse and human trafficking-related issues
14 throughout the state. The training shall be offered at no
15 cost to the attendees and the training shall not replace any
16 existing domestic abuse or human trafficking training offered
17 by the academy.

18 Sec. 11.STATE PUBLIC DEFENDER. There is appropriated from
19 the general fund of the state to the office of the state public
20 defender of the department of inspections and appeals for the
21 fiscal year beginning July 1, 2019, and ending June 30, 2020,
22 the following amounts, or so much thereof as is necessary, to
23 be used for the purposes designated:

24 1. For salaries, support, maintenance, and miscellaneous
25 purposes, and for not more than the following full-time
26 equivalent positions:

27 \$ 26,955,139

28 FTEs 223.00

29 2. For payments on behalf of eligible adults and juveniles
30 from the indigent defense fund, in accordance with section
31 815.11:

32 \$ 40,760,448

33 Sec. 12.BOARD OF PAROLE. There is appropriated from the
34 general fund of the state to the board of parole for the fiscal
35 year beginning July 1, 2019, and ending June 30, 2020, the

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1 following amount, or so much thereof as is necessary, to be
2 used for the purposes designated:

3 For salaries, support, maintenance, and miscellaneous
4 purposes, and for not more than the following full-time
5 equivalent positions:

6 \$ 1,234,687

7 FTEs 10.50

8 Sec. 13.DEPARTMENT OF PUBLIC DEFENSE.

9 1. There is appropriated from the general fund of the
10 state to the department of public defense, for the fiscal year
11 beginning July 1, 2019, and ending June 30, 2020, the following
12 amounts, or so much thereof as is necessary, to be used for the
13 purposes designated:

14 For salaries, support, maintenance, and miscellaneous

15 purposes, and for not more than the following full-time

16 equivalent positions:

17 \$ 6,405,545

18 FTEs 249.00

19 2. The department of public defense may temporarily exceed
20 and draw more than the amount appropriated in this section and
21 incur a negative cash balance as long as there are receivables
22 of federal funds equal to or greater than the negative balance
23 and the amount appropriated in this section is not exceeded at
24 the close of the fiscal year.

25 Sec. 14.DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY
26 MANAGEMENT.

27 1. There is appropriated from the general fund of the state
 28 to the department of homeland security and emergency management
 29 for the fiscal year beginning July 1, 2019, and ending June
 30 30, 2020, the following amounts, or so much thereof as is
 31 necessary, to be used for the purposes designated:
 32 For salaries, support, maintenance, and miscellaneous
 33 purposes, and for not more than the following full-time
 34 equivalent positions:
 35 \$ 2,124,877

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1 FTEs 31.03
 2 2. The department of homeland security and emergency
 3 management may temporarily exceed and draw more than the amount
 4 appropriated in this section and incur a negative cash balance
 5 as long as there are receivables of federal funds equal to or
 6 greater than the negative balance and the amount appropriated
 7 in this section is not exceeded at the close of the fiscal
 8 year.
 9 Sec. 15.DEPARTMENT OF PUBLIC SAFETY. There is appropriated
 10 from the general fund of the state to the department of public
 11 safety for the fiscal year beginning July 1, 2019, and ending
 12 June 30, 2020, the following amounts, or so much thereof as is
 13 necessary, to be used for the purposes designated:
 14 1. For administrative functions, including salaries and the
 15 adjustment of salaries throughout the department, the criminal
 16 justice information system, and for not more than the following
 17 full-time equivalent positions:
 18 \$ 4,734,703
 19 FTEs 37.00
 20 2. For the division of criminal investigation, including
 21 the state's contribution to the peace officers' retirement,
 22 accident, and disability system provided in chapter 97A in the
 23 amount of the state's normal contribution rate, as defined in
 24 section 97A.8, multiplied by the salaries for which the moneys
 25 are appropriated, to meet federal fund matching requirements,
 26 and for not more than the following full-time equivalent
 27 positions:
 28 \$ 15,013,083
 29 FTEs 162.00
 30 3. For the criminalistics laboratory fund created in
 31 section 691.9:
 32 \$ 650,000
 33 Notwithstanding section 8.33, moneys appropriated in this
 34 subsection that remain unencumbered or unobligated at the close
 35 of the fiscal year shall not revert but shall remain available

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1 for expenditure for the purposes designated until the close of
 2 the succeeding fiscal year.

3 4.a. For the division of narcotics enforcement, including
 4 the state's contribution to the peace officers' retirement,
 5 accident, and disability system provided in chapter 97A in the
 6 amount of the state's normal contribution rate, as defined in
 7 section 97A.8, multiplied by the salaries for which the moneys
 8 are appropriated, to meet federal fund matching requirements,
 9 and for not more than the following full-time equivalent
 10 positions:

11 \$ 7,985,873
 12 FTEs 65.00

13 The division of narcotics enforcement is authorized an
 14 additional 1.00 full-time equivalent position pursuant to
 15 this lettered paragraph that is in excess of the number of
 16 full-time equivalent positions authorized for the previous
 17 fiscal year only if the division of narcotics enforcement
 18 receives sufficient federal moneys to maintain employment
 19 for the additional full-time equivalent position during the
 20 current fiscal year. The division of narcotics enforcement
 21 shall only employ the additional full-time equivalent position
 22 in succeeding fiscal years if sufficient federal moneys are
 23 received during each of those succeeding fiscal years.

24 b. For the division of narcotics enforcement for undercover
 25 purchases:

26 \$ 209,042

27 5. For the division of state fire marshal, for fire
 28 protection services as provided through the state fire service
 29 and emergency response council as created in the department,
 30 and for the state's contribution to the peace officers'
 31 retirement, accident, and disability system provided in chapter
 32 97A in the amount of the state's normal contribution rate,
 33 as defined in section 97A.8, multiplied by the salaries for
 34 which the moneys are appropriated, and for not more than the
 35 following full-time equivalent positions:

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1 \$ 4,965,056
 2 FTEs 49.00

3 6. For the division of state patrol, for salaries, support,
 4 maintenance, workers' compensation costs, and miscellaneous
 5 purposes, including the state's contribution to the peace
 6 officers' retirement, accident, and disability system provided
 7 in chapter 97A in the amount of the state's normal contribution
 8 rate, as defined in section 97A.8, multiplied by the salaries
 9 for which the moneys are appropriated, and for not more than
 10 the following full-time equivalent positions:

11 \$ 65,626,287
 12 FTEs 512.00

13 It is the intent of the general assembly that members of the
 14 state patrol be assigned to patrol the highways and roads in
 15 lieu of assignments for inspecting school buses for the school
 16 districts.

17 7. For deposit in the sick leave benefits fund established
 18 under section 80.42 for all departmental employees eligible to
 19 receive benefits for accrued sick leave under the collective
 20 bargaining agreement:

21 \$ 279,517

22 8. For costs associated with the training and equipment
 23 needs of volunteer fire fighters:

24 \$ 825,520

25 a. Notwithstanding section 8.33, moneys appropriated in
 26 this subsection that remain unencumbered or unobligated at the
 27 close of the fiscal year shall not revert but shall remain
 28 available for expenditure only for the purpose designated in
 29 this subsection until the close of the succeeding fiscal year.

30 b. Notwithstanding section 8.39, the department of public
 31 safety may reallocate moneys appropriated in this section
 32 as necessary to best fulfill the needs provided for in the
 33 appropriation. However, the department shall not reallocate
 34 moneys appropriated to the department in this section unless
 35 notice of the reallocation is given to the legislative services

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1 agency and the department of management prior to the effective
 2 date of the reallocation. The notice shall include information
 3 regarding the rationale for reallocating the moneys. The
 4 department shall not reallocate moneys appropriated in this
 5 section for the purpose of eliminating any program.

6 9. For the public safety interoperable and broadband
 7 communications fund established in section 80.44:

8 \$ 115,661

9 10. For the office to combat human trafficking established
 10 pursuant to section 80.45, including salaries, support,
 11 maintenance, miscellaneous purposes, and for not more than the
 12 following full-time equivalent positions:

13 \$ 150,000

14 FTEs 1.00

15 11. For department-wide duties, including operations,
 16 costs, and miscellaneous purposes:

17 \$ 1,597,834

18 Sec. 16.GAMING ENFORCEMENT.

19 1. There is appropriated from the gaming enforcement
 20 revolving fund created in section 80.43 to the department of
 21 public safety for the fiscal year beginning July 1, 2019, and
 22 ending June 30, 2020, the following amount, or so much thereof
 23 as is necessary, to be used for the purposes designated:

24 For any direct support costs for agents and officers of
 25 the division of criminal investigation's excursion gambling
 26 boat, gambling structure, and racetrack enclosure enforcement
 27 activities, including salaries, support, maintenance, and
 28 miscellaneous purposes, and for not more than the following
 29 full-time equivalent positions:

30 \$ 10,469,077

31 FTEs 73.00
 32 2. For each additional license to conduct gambling games on
 33 an excursion gambling boat, gambling structure, or racetrack
 34 enclosure issued during the fiscal year beginning July 1, 2019,
 35 there is appropriated from the gaming enforcement fund to the

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1 department of public safety for the fiscal year beginning July
 2 1, 2019, and ending June 30, 2020, an additional amount of
 3 not more than \$300,000 to be used for full-time equivalent
 4 positions.
 5 3. The department of public safety, with the approval of the
 6 department of management, may employ no more than three special
 7 agents for each additional riverboat or gambling structure
 8 regulated after July 1, 2020, and three special agents for
 9 each racing facility which becomes operational during the
 10 fiscal year which begins July 1, 2020. Positions authorized
 11 in this subsection are in addition to the full-time equivalent
 12 positions otherwise authorized in this section.

13 Sec. 17.CIVIL RIGHTS COMMISSION.

14 1. There is appropriated from the general fund of the state
 15 to the Iowa state civil rights commission for the fiscal year
 16 beginning July 1, 2019, and ending June 30, 2020, the following
 17 amount, or so much thereof as is necessary, to be used for the
 18 purposes designated:

19 For salaries, support, maintenance, and miscellaneous
 20 purposes, and for not more than the following full-time
 21 equivalent positions:

22 \$ 1,237,756
 23 FTEs 26.00

24 2. The Iowa state civil rights commission may enter into
 25 a contract with a nonprofit organization to provide legal
 26 assistance to resolve civil rights complaints.

27 Sec. 18.CRIMINAL AND JUVENILE JUSTICE PLANNING DIVISION.

28 1. There is appropriated from the general fund of the state
 29 to the criminal and juvenile justice planning division of the
 30 department of human rights for the fiscal year beginning July
 31 1, 2019, and ending June 30, 2020, the following amount or
 32 so much thereof as is necessary, to be used for the purposes
 33 designated:

34 a. For salaries, support, maintenance, and miscellaneous
 35 purposes, and for not more than the following full-time

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1 equivalent positions:

2 \$ 1,226,399
 3 FTEs 8.99

4 b.(1) For a single grant to a program located in a city
 5 with a higher than average juvenile crime rate as determined
 6 by the criminal and juvenile justice planning division and

7 a population greater than 80,000 as determined by the 2010
8 federal decennial census, which may be used for studying,
9 planning, programming, and capital, that is committed to
10 deterring juvenile delinquency through early intervention in
11 the criminal justice system by providing a comprehensive,
12 multifaceted delivery of social services:

13 \$ 140,000

14 (2) The program shall use no more than 5 percent of the
15 grant for administrative costs.

16 2. The criminal and juvenile justice planning advisory
17 council and the juvenile justice advisory council shall
18 coordinate their efforts in carrying out their respective
19 duties relative to juvenile justice.

20 Sec. 19.DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY
21 MANAGEMENT. There is appropriated from the 911 emergency
22 communications fund created in section 34A.7A to the department
23 of homeland security and emergency management for the fiscal
24 year beginning July 1, 2019, and ending June 30, 2020, the
25 following amount, or so much thereof as is necessary, to be
26 used for the purposes designated:

27 For implementation, support, and maintenance of the
28 functions of the administrator and program manager under
29 chapter 34A and to employ the auditor of the state to perform
30 an annual audit of the 911 emergency communications fund:

31 \$ 250,000

32 Sec. 20.CONSUMER EDUCATION AND LITIGATION — FARM
33 MEDIATION AND PROSECUTIONS, APPEALS, AND CLAIMS.

34 Notwithstanding section 714.16C, there is appropriated from the
35 consumer education and litigation fund to the department of

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1 justice for the fiscal year beginning July 1, 2019, and ending
2 June 30, 2020, the following amount, or so much thereof as is
3 necessary, to be used for the purposes designated:

4 a. For farm mediation services as specified in section
5 13.13, subsection 2:

6 \$ 300,000

7 b. For salaries, support, maintenance, and miscellaneous
8 purposes for criminal prosecutions, criminal appeals, and
9 performing duties pursuant to chapter 669:

10 \$ 1,500,000

11 DIVISION II

12 SUPPLEMENTAL AND MISCELLANEOUS APPROPRIATIONS

13 Sec. 21.IOWA LAW ENFORCEMENT ACADEMY. There is
14 appropriated from the general fund of the state to the Iowa
15 law enforcement academy for the fiscal year beginning July
16 1, 2018, and ending June 30, 2019, the following amount, or
17 so much thereof as is necessary, to be used for the purposes
18 designated:

19 For relocation costs, including salaries, support,
20 maintenance, and miscellaneous purposes:

21 \$ 285,982
 22 Sec. 22. 2017 Iowa Acts, chapter 167, section 37, subsection
 23 2, as amended by 2018 Iowa Acts, chapter 1168, section 7, is
 24 amended to read as follows:
 25 2. For payments on behalf of eligible adults and juveniles
 26 from the indigent defense fund, in accordance with section
 27 815.11:

28 \$ 35,144,448
 29 37,644,448

30 Sec. 23.EFFECTIVE DATE. The division of this Act, being
 31 deemed of immediate importance, takes effect upon enactment.

32 DIVISION III
 33 ATTORNEY GENERAL

34 Sec. 24. Section 13.2, subsection 1, paragraphs a and b,
 35 Code 2019, are amended to read as follows:

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1 a. Prosecute and defend all causes in ~~the Iowa state~~
 2 appellate courts in which the state is a party or interested.
 3 b.(1) Prosecute and defend in any ~~other Iowa state court~~
 4 or tribunal, all actions and proceedings, civil or criminal,
 5 in which the state may be a party or interested, when, in the
 6 attorney general's judgment, the interest of the state requires
 7 such action, or when requested to do so by the governor,
 8 executive council, or general assembly.

9 (2)(a) Prosecute in any other court or tribunal other than
 10 an Iowa state court or tribunal, all actions or proceedings
 11 including signing onto or authoring amicus briefs or letters of
 12 support, civil or criminal, in which the state may be a party
 13 or interested, when requested to do so by or with the approval
 14 of the governor, executive council, or general assembly.

15 (b) Defend in any other court or tribunal other than an
 16 Iowa state court or tribunal, all actions or proceedings
 17 including signing onto, civil or criminal, in which the state
 18 may be a party or interested, when, in the attorney general's
 19 judgment, the interest of the state requires such action, or
 20 when requested to do so by the governor, executive council, or
 21 general assembly.

22 (c) Subparagraph divisions (a) and (b) shall not be
 23 construed to affect any pending litigation in which the
 24 attorney general is engaged as of the effective date of this
 25 Act.

26 (3) The authority of the attorney general under this
 27 paragraph shall be determined at the time the action is
 28 initiated. Transfer of an action to a different court or
 29 tribunal shall not affect the attorney general's authority
 30 under this paragraph if the attorney general had authority at
 31 the time the action was initiated.

32 Sec. 25.**NEW SECTION. 13.12 Report of money awards.**
 33 The attorney general shall report to the legislative
 34 services agency and the department of management all money

35 settlement awards and court money awards which were awarded to

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1 the state of Iowa. The attorney general shall report which
2 funds are designated to receive the moneys and under what legal
3 authority the designation is being made.

4 Sec. 26. 2014 Iowa Acts, chapter 1138, section 21, as
5 amended by 2016 Iowa Acts, chapter 1137, section 18, and 2017
6 Iowa Acts, chapter 167, section 24, is amended to read as
7 follows:

8 SEC. 21. CONSUMER EDUCATION AND LITIGATION
9 FUND. Notwithstanding section 714.16C, for each fiscal
10 year of the period beginning July 1, 2014, and ending June
11 30, ~~2019~~ 2021, the annual appropriations in section 714.16C,
12 are increased from \$1,125,000 to \$1,875,000, and \$75,000 to
13 \$125,000 respectively.

14 Sec. 27. REPEAL. Section 7A.6, Code 2019, is repealed.

15 Sec. 28. EFFECTIVE DATE. The following, being deemed of
16 immediate importance, takes effect upon enactment:

17 The section of this Act amending section 13.2.

18 DIVISION IV

19 FIRE SERVICE TRAINING REVOLVING FUND

20 Sec. 29. Section 100B.4, Code 2019, is amended to read as
21 follows:

22 **100B.4 Fees — retention — use — fund.**

23 1. Fees assessed pursuant to this chapter shall be retained
24 by the division of state fire marshal and such repayments
25 received shall be used exclusively to offset the cost of
26 fire service training. Fees charged by regional emergency
27 response training centers for fire service training programs as
28 described in section 100B.6 shall not be greater than the fee
29 schedule established by rule by the state fire marshal.

30 2. Notwithstanding section 8.33, repayment receipts
31 collected by the division of state fire marshal for the fire
32 service training bureau that remain unencumbered or unobligated
33 at the close of the fiscal year shall not revert but shall
34 remain available for expenditure for the purposes designated
35 until the close of the succeeding fiscal year.

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1 3. A fire service training revolving fund is created in the
2 state treasury under the control of the department of public
3 safety. The fund shall consist of fees assessed pursuant to
4 this section, and deposited into the fire service training
5 revolving fund. All moneys in the fund are appropriated to
6 the department of public safety for purposes of fire service
7 training and shall be under the control of the state fire
8 marshal. Notwithstanding section 8.33, moneys in the fund
9 that remain unencumbered or unobligated at the close of a
10 fiscal year shall not revert but shall remain available for

11 expenditures for the purposes designated until the close of
 12 the succeeding fiscal year. Notwithstanding section 12C.7,
 13 subsection 2, interest or earnings on moneys in the fund shall
 14 be credited to the fund.

15 Sec. 30.EFFECTIVE DATE. This division of this Act, being
 16 deemed of immediate importance, takes effect upon enactment.

17 Sec. 31.RETROACTIVE APPLICABILITY. This division of this
 18 Act applies retroactively to July 1, 2018.

19 DIVISION V

20 DEPARTMENT OF CORRECTIONS

21 Sec. 32.DEPARTMENT OF CORRECTIONS. Notwithstanding
 22 sections 8.33 and 8.39, the department of corrections may use
 23 any general fund resources appropriated to the department
 24 for the fiscal year beginning July 1, 2018, and ending June
 25 30, 2019, for the resolution of the settlement agreement
 26 with the division of labor services to the amended citation
 27 P1582-1281728 dated October 18, 2018; requiring the department
 28 to remedy citation 1(a) by providing adequate means of
 29 communication for employees to summon assistance during violent
 30 attacks, which must be abated by March 1, 2020.

31 Sec. 33.EFFECTIVE DATE. This division of this Act, being
 32 deemed of immediate importance, takes effect upon enactment.

33 DIVISION VI

34 INDIGENT DEFENSE

35 Sec. 34. Section 815.7, subsection 4, Code 2019, is amended

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1 to read as follows:

2 4. For appointments made on or after July 1, 2007, through
 3 June 30, 2019, the reasonable compensation shall be calculated
 4 on the basis of seventy dollars per hour for class "A"
 5 felonies, sixty-five dollars per hour for class "B" felonies,
 6 and sixty dollars per hour for all other cases.

7 Sec. 35. Section 815.7, Code 2019, is amended by adding the
 8 following new subsection:

9 NEW SUBSECTION. 4A. For appointments made on or after
 10 July 1, 2019, the reasonable compensation shall be calculated
 11 on the basis of seventy-three dollars per hour for class "A"
 12 felonies, sixty-eight dollars per hour for class "B" felonies,
 13 and sixty-three dollars per hour for all other cases.

14 Sec. 36. 2016 Iowa Acts, chapter 1137, section 21,
 15 subsection 1, is amended to read as follows:

16 1. Notwithstanding any other provision of the law to the
 17 contrary, for each fiscal year for the period beginning July 1,
 18 2016, and ending June 30, ~~2019~~ 2022, the state public defender
 19 may establish a pilot project allowing an indigent person to
 20 choose an eligible attorney to represent the person in the
 21 person's case that requires such representation. The state
 22 public defender shall have sole discretion to establish the
 23 pilot project in no more than four counties throughout the
 24 state. The state public defender may coordinate with other

25 agencies and organizations in order to seek grant funding and
26 to measure the results of the pilot project.

27 Sec. 37.EFFECTIVE DATE. The following, being deemed of
28 immediate importance, takes effect upon enactment:

29 The section of this division of this Act amending 2016 Iowa
30 Acts, Chapter 1137, section 21, subsection 1.

31 DIVISION VII

32 PUBLIC SAFETY SURVIVOR BENEFITS FUND

33 Sec. 38.NEW SECTION. **80.47 Public safety survivor benefits**
34 **fund.**

35 1. A public safety survivor benefits fund is established in

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1 the state treasury under the control of the department. The
2 fund shall consist of moneys transferred to the fund pursuant
3 to section 99G.39 and any other moneys appropriated to or
4 deposited in the fund. Moneys in the fund are appropriated to
5 the department for the purposes set forth in subsection 2.

6 2.a. Of the moneys credited to the fund in a fiscal year,
7 the department shall distribute fifty percent in the form of
8 grants to nonprofit organizations that provide resources to
9 assist surviving families of eligible peace officers killed in
10 the line of duty in paying costs associated with accident or
11 health care coverage pursuant to section 509A.13C. In awarding
12 such grants, the department shall give first consideration
13 to concerns of police survivors, inc., and similar nonprofit
14 organizations providing such resources.

15 b. Of the moneys credited to the fund in a fiscal year,
16 the department shall distribute fifty percent in the form of
17 grants to nonprofit organizations that provide resources to
18 assist surviving families of eligible fire fighters killed in
19 the line of duty in paying costs associated with accident or
20 health care coverage pursuant to section 509A.13C. In awarding
21 such grants, the department shall give first consideration to
22 Iowa professional fire fighters, inc., and similar nonprofit
23 organizations providing such resources.

24 3. Notwithstanding section 8.33, moneys in the fund
25 that remain unencumbered or unobligated at the close of a
26 fiscal year shall not revert but shall remain available for
27 expenditure for the purposes designated. Notwithstanding
28 section 12C.7, subsection 2, interest or earnings on moneys in
29 the fund shall be credited to the fund.

30 Sec. 39. Section 99G.39, Code 2019, is amended by adding the
31 following new subsection:

32 NEW SUBSECTION. 3A. One hundred thousand dollars in lottery
33 revenues shall be transferred each fiscal year to the public
34 safety survivor benefits fund established pursuant to section
35 80.47 prior to deposit of the lottery revenues in the general

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1 fund pursuant to section 99G.40.
 2 Sec. 40. Section 99G.39, subsection 4, paragraph a, Code
 3 2019, is amended to read as follows:
 4 a. Notwithstanding subsection 1, if gaming revenues under
 5 sections 99D.17 and 99F.11 are insufficient in a fiscal year to
 6 meet the total amount of such revenues directed to be deposited
 7 in the vision Iowa fund during the fiscal year pursuant to
 8 section 8.57, subsection 5, paragraph “e”, the difference shall
 9 be paid from lottery revenues prior to deposit of the lottery
 10 revenues in the general fund, ~~and~~ transfer of lottery revenues
 11 to the veterans trust fund as provided in subsection 3, ~~and~~
 12 the transfer of lottery revenues to the public safety survivor
 13 benefits fund as provided in subsection 3A. If lottery
 14 revenues are insufficient during the fiscal year to pay the
 15 difference, the remaining difference shall be paid from lottery
 16 revenues prior to deposit of lottery revenues in the general
 17 fund, ~~and~~ the transfer of lottery revenues to the veterans
 18 trust fund as provided in subsection 3, ~~and the transfer of~~
 19 lottery revenues to the public safety survivor benefits fund as
 20 provided in subsection 3A in subsequent fiscal years as such
 21 revenues become available.>

WORTHAN of Buena Vista

H-1272

1 Amend the amendment, H-1247, to House File 772 as follows:
 2 1. Page 1, line 13, after <assistance.> by inserting <In
 3 allocating tax credits pursuant to this subsection for the
 4 period beginning July 1, 2019, and ending June 30, 2024, the
 5 authority shall not allocate more than ten million dollars for
 6 purposes of this subsection. This subsection is repealed July
 7 1, 2024.>

CARLSON of Muscatine

H-1273

1 Amend House File 781 as follows:
 2 1. By striking everything after the enacting clause and
 3 inserting:
 4 **<DIVISION I**
 5 **IOWA HEMP ACT**
 6 Section 1.**NEW SECTION. 204.1 Short title.**
 7 This chapter shall be known as the “*Iowa Hemp Act*”.
 8 Sec. 2.**NEW SECTION. 204.2 Definitions.**
 9 As used in this chapter, unless the context otherwise
 10 requires:
 11 1. “*Controlled substance*” means the same as defined in
 12 section 124.101.

13 2. "*Conviction*" means a conviction for an indictable
14 offense, in this state or another state, and includes a guilty
15 plea, deferred judgment from the time of entry of the deferred
16 judgment until the time the defendant is discharged by the
17 court without entry of judgment, or other finding of guilt by a
18 court of competent jurisdiction.

19 3. "*Crop site*" or "*site*" means a single contiguous parcel
20 of agricultural land suitable for the planting, growing, or
21 harvesting of hemp, if the parcel does not exceed forty acres.

22 4. "*Department*" means the department of agriculture and land
23 stewardship.

24 5. "*Federal hemp law*" means that part of Tit. X of the
25 Agriculture Improvement Act of 2018, Pub. L. No. 115-334, that
26 authorizes hemp production according to a state plan approved
27 by the United States department of agriculture, as provided in
28 §10113 of that Act, amending the Agricultural Marketing Act
29 of 1946, 7 U.S.C. §1621 et seq., including by adding §§297A
30 through 297E.

31 6.a. "*Hemp*" means the plant *cannabis sativa* L. and
32 any part of that plant, including the seeds thereof, and
33 all derivatives, extracts, cannabinoids, isomers, acids,
34 salts, and salts of isomers, whether growing or not, with a
35 delta-9 tetrahydrocannabinol concentration of not more than

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1 three-tenths of one percent on a dry weight basis.

2 b. "*Hemp*" also means a plant of the genus *cannabis* other
3 than *cannabis sativa* L., with a delta-9 tetrahydrocannabinol
4 concentration of not more than three-tenths of one percent
5 on a dry weight basis, but only to the extent allowed by the
6 department in accordance with applicable federal law, including
7 the federal hemp law.

8 7. "*Hemp license*" or "*license*" means a hemp license issued
9 pursuant to section 204.4.

10 8.a. "*Hemp product*" means an item derived from or made
11 by processing hemp or parts of hemp, including but not limited
12 to any item manufactured from hemp, including but not limited
13 to cloth, cordage, fiber, food, fuel, paint, paper, particle
14 board, plastic, hemp seed, seed meal, or seed oil.

15 b. "*Hemp product*" does not include any of the following:

16 (1) An item or part of an item with a maximum delta-9
17 tetrahydrocannabinol concentration that exceeds three-tenths of
18 one percent on a dry weight basis.

19 (2) Hemp seed that is capable of germination.

20 9. "*Licensee*" means a person who obtains a hemp license from
21 the department under this chapter.

22 10. "*Local law enforcement agency*" means an office of county
23 sheriff or a municipal police department.

24 11. "*Negligent violation program*" or "*program*" means the
25 program that may be established by the department to allow
26 a licensee to correct certain violations of this chapter as

27 provided in section 204.14.

28 12. *“Produce”* means to provide for the planting, raising,
29 cultivating, managing, harvesting, and storing a crop.

30 Sec. 3.NEW SECTION. **204.3 State plan — implementing**
31 **rules.**

32 1. The department shall prepare a state plan to be submitted
33 to the United States secretary of agriculture under the federal
34 hemp law.

35 2. Upon approval of the state plan, the department shall

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1 assume primary regulatory authority over the production of hemp
2 in this state as provided in this chapter. However, nothing in
3 this chapter affects the powers and duties of the department of
4 public safety or local law enforcement agencies from enforcing
5 any law within its purview or jurisdiction. The department of
6 public safety shall be the chief criminal enforcement agency
7 under this chapter.

8 3. The department may prepare any number of amended state
9 plans or any number of amendments to an existing state plan to
10 be submitted for approval by the United States secretary of
11 agriculture.

12 4. The department may provide for the receipt, filing,
13 processing, and return of documents described in this chapter
14 in an electronic format, including but not limited to the
15 transmission of documents by the internet. The department
16 shall provide for the authentication of official forms in an
17 electronic format that may include electronic signatures as
18 provided in chapter 554D. An official form in an electronic
19 format shall have the same validity and is discoverable and
20 admissible in evidence if given under penalty of perjury in the
21 same manner as an original printed form. The department shall
22 provide for the issuance of certificates of crop inspection in
23 an electronic format as provided in section 204.8.

24 5.a. The department shall prepare the state plan, any
25 amended state plan, or amendment to an approved state plan, by
26 adopting rules pursuant to chapter 17A.

27 b. The department may adopt the rules on an emergency basis
28 as provided in section 17A.4, subsection 3, and section 17A.5,
29 subsection 2, and the rules shall be effective immediately upon
30 filing unless a later date is specified in the rules.

31 Sec. 4.NEW SECTION. **204.4 Hemp license — requirements.**

32 1. The department shall establish and administer a process
33 to receive, evaluate, and approve or disapprove applications
34 for a hemp license.

35 2. The department shall prepare and publish one or more hemp

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1 license application forms in cooperation with the department of
2 public safety. A completed application form submitted to the

- 3 department shall contain all of the following:
- 4 *a.* The applicant's full name and residence address.
 - 5 *b.* A legal description and map of each crop site where the
 - 6 applicant proposes to produce the hemp including its global
 - 7 positioning system location.
 - 8 *c.* The number of crop acres to be used for hemp production.
 - 9 *d.* The name of the hemp variety.
 - 10 *e.* The results of a national criminal history record check
 - 11 of an applicant as may be required by the department. The
 - 12 department shall inform an applicant if a national criminal
 - 13 history record check will be conducted. If a national criminal
 - 14 history record check is conducted, the applicant shall
 - 15 provide the applicant's fingerprints to the department. The
 - 16 department shall provide the fingerprints to the department
 - 17 of public safety for submission through the state criminal
 - 18 history repository to the federal bureau of investigation. The
 - 19 applicant shall pay the actual cost of conducting any national
 - 20 criminal history record check to the department of agriculture
 - 21 and land stewardship. The department shall pay the actual cost
 - 22 of conducting the national criminal history record check to
 - 23 the department of public safety from moneys deposited in the
 - 24 hemp fund pursuant to section 204.6. The department of public
 - 25 safety shall treat such payments as repayment receipts as
 - 26 defined in section 8.2. The results of the national criminal
 - 27 history check shall not be considered a public record under
 - 28 chapter 22.
 - 29 *f.* Any other information required in order to administer and
 - 30 enforce the provisions of this chapter.
- 31 3. As a condition for issuance of a hemp license, the
 - 32 licensee consents to the department, the department of public
 - 33 safety, or a local law enforcement agency entering upon a crop
 - 34 site as provide in section 204.9.
 - 35 4. The department may do all of the following:

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- 1 *a.* Require that all or some licenses expire on the same
- 2 date.
- 3 *b.* Provide a different application form and requirements
- 4 relating to the submission, evaluation, and approval or
- 5 disapproval of an application for a renewed hemp license
- 6 consistent with federal law.
- 7 5. An applicant shall not be issued a hemp license unless
- 8 the applicant agrees to comply with all terms and conditions
- 9 relating to the regulation of a licensee as provided in this
- 10 chapter.
- 11 6. A person may hold any number of licenses at the same
- 12 time. However, the person shall not hold a legal or equitable
- 13 interest in a licensed crop site, if the total number of acres
- 14 of all licensed crop sites in which the person holds all such
- 15 interests equals more than forty acres.
- 16 7. An initial hemp license expires one year from the date

17 of issuance and may be issued on a renewal basis annually. The
18 department may require that a licensee apply for an amended or
19 new initial license if information contained in the existing
20 application is no longer accurate or is incomplete.

21 8. The department and the department of public safety shall
22 cooperate to develop procedures for the sharing of information
23 regarding applicants, including information required to be
24 completed on application forms. Upon request, the department
25 or the department of public safety shall provide information
26 regarding an applicant to a department of agriculture or law
27 enforcement agency in another state.

28 9. Information received on an application form shall be
29 maintained by the department for not less than three years.

30 10. The department shall disapprove the application of a
31 person for good cause, which shall include, but is not limited
32 to, any of the following:

33 a. A conviction for committing a criminal offense involving
34 a controlled substance as described in section 204.7.

35 b. A third violation of a provision of this chapter in

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1 a five-year period. The department shall disapprove any
2 application of a person for a five-year period following the
3 date of the person's last violation in the same manner as
4 provided in section 204.15.

5 c. The revocation of a hemp license under section 204.11,
6 or the revocation of a license, permit, registration, or other
7 authorization to produce hemp in any other state.

8 11. A hemp license shall be suspended or revoked as provided
9 in section 204.11.

10 Sec. 5. NEW SECTION. 204.5 Hemp fees.

11 1. The department shall impose, assess, and collect the
12 following hemp fees:

13 a. A license fee which shall be paid by a person being
14 issued a hemp license as provided in section 204.4.

15 b. An inspection fee which shall be paid by a licensee for
16 the inspection of the licensee's crop site, including obtaining
17 samples of plants to conduct a test, as provided in section
18 204.8.

19 2.a. For each hemp license, the license fee shall be
20 imposed on an interim basis until June 30, 2022. The amount of
21 the license fee shall not be more than the following:

22 (1) Five hundred dollars plus five dollars per acre, for
23 each crop site that is five acres or less.

24 (2) Seven hundred and fifty dollars, plus five dollars per
25 acre, for each crop site that is more than five acres but not
26 more than ten acres.

27 (3) One thousand dollars plus five dollars per acre, for
28 each crop site that is more than ten acres.

29 b. For conducting an inspection and official test as
30 provided in section 204.8, the department shall charge an

31 inspection fee on an interim basis until June 30, 2022, as
32 follows:

33 (1) In the case of an annual inspection and official test, a
34 base fee of not more than one thousand dollars. The department
35 may charge a supplemental fee in an amount determined by the

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1 department for conducting an inspection and official test of
2 any additional variety of hemp produced on the same licensed
3 crop site.

4 (2) In the case of any other inspection and official test,
5 conducted at the request of the licensee, the department shall
6 charge a base fee or supplemental fee in the same manner as
7 provided in subparagraph (1).

8 c. This subsection is repealed on July 1, 2022.

9 3.a. The department shall adopt rules to establish hemp
10 fees for the issuance of a hemp license pursuant to section
11 204.4.

12 b. The department shall adopt rules to establish hemp fees
13 for conducting inspections and obtaining samples of plants
14 to conduct tests, including but not limited to an annual
15 inspection and official test, pursuant to section 204.8.

16 c. The department shall calculate the rates, or a range of
17 rates, of the hemp fees to be effective for each successive
18 twelve-month period. The total amount of hemp fees collected
19 by the department pursuant to this subsection shall not be
20 more than the department's estimate of the total amount of
21 revenues necessary to administer and enforce the provisions
22 of this chapter based on the expected revenue collected from
23 the hemp fees and the costs to be incurred by the department
24 in administering and enforcing the provisions of this chapter
25 during that period. The department may adjust the rates within
26 the range throughout the period as the department determines
27 necessary to comply with this paragraph.

28 d. The department may establish different rates for any
29 category of hemp fees based on criteria determined relevant by
30 the department, which may include the number of acres of the
31 licensee's crop site and the type of hemp license issued.

32 e.(1) The rules shall first take effect immediately after
33 the repeal of subsection 2.

34 (2) This paragraph "e" is repealed immediately after the
35 rules described in subparagraph (1) take effect.

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1 4. The license fee and any annual inspection fee shall
2 be collected by the department at the time the hemp license
3 application is submitted.

4 5. Any hemp fee collected by the department under this
5 section shall be deposited in the hemp fund established
6 pursuant to section 204.6.

7 6. The department may refund all or any part of a hemp fee
8 collected under this section to an applicant.

9 **Sec. 6. NEW SECTION. 204.6 Hemp fund.**

10 1. A hemp fund is established in the state treasury under
11 the management and control of the department.

12 2. The hemp fund shall include moneys collected by the
13 department from hemp fees imposed and assessed under section
14 204.5 and moneys appropriated by the general assembly for
15 deposit in the hemp fund. The hemp fund may include other
16 moneys available to and obtained or accepted by the department,
17 including moneys from public or private sources.

18 3. Moneys in the hemp fund are appropriated to the
19 department and shall be used exclusively to carry out the
20 responsibilities conferred upon the department under this
21 chapter as determined and directed by the department, and
22 shall not require further special authorization by the general
23 assembly.

24 4.a. Notwithstanding section 12C.7, interest or earnings
25 on moneys in the hemp fund shall be credited to the hemp fund.

26 b. Notwithstanding section 8.33, moneys credited to the
27 hemp fund that remain unexpended or unobligated at the end of a
28 fiscal year shall not revert to any other fund.

29 **Sec. 7. NEW SECTION. 204.7 Regulations — exemption for**
30 **certain criminal offenses.**

31 1. The Iowa crop improvement association recognized in
32 chapter 177 shall adopt procedures to certify hemp seed capable
33 of germination. Hemp seed certified under this subsection
34 shall be presumed to comply with the requirements for hemp
35 produced under this chapter.

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1 2. A person who materially falsifies any information
2 contained in an application under section 204.4 shall be
3 ineligible to produce hemp under this chapter.

4 3.a. A licensee convicted of an offense punishable
5 as a felony, for producing, possessing, using, harvesting,
6 handling, manufacturing, marketing, transporting, delivering,
7 or distributing a controlled substance before, on, or after
8 the implementation date of this chapter shall be ineligible to
9 produce hemp under this chapter for a ten-year period following
10 the date of conviction.

11 b. A licensee convicted in another state of an offense,
12 punishable in that state as a felony, substantially
13 corresponding to an offense described in paragraph “a”, before,
14 on, or after the implementation date of this chapter, shall be
15 ineligible to produce hemp under this chapter for a ten-year
16 period following the date of conviction. The department shall
17 recognize the statute of another state which defines such
18 offense substantially equivalent to an offense described in
19 paragraph “a” as a corresponding statute.

20 4. The department shall adopt rules regulating the

21 production of hemp, including but not limited to inspection
22 and testing requirements under section 204.8 or 204.9, and the
23 issuance of a certificate of crop inspection under section
24 204.8. The department shall adopt rules as necessary to
25 administer the negligent violation program. The department may
26 adopt other rules as necessary or desirable to administer and
27 enforce the provisions of this chapter relating to hemp or hemp
28 products.

29 5. A licensee is not subject to a criminal offense
30 under chapter 124 or 453B for producing, possessing, using,
31 harvesting, handling, manufacturing, marketing, transporting,
32 delivering, or distributing hemp, if all of the following
33 apply:

34 a. The hemp is hemp seed delivered to the licensee for
35 planting at the licensee's crop site, or the hemp is or was

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1 produced at the licensee's crop site.

2 b. The department, the department of public safety, or
3 a local law enforcement agency is allowed to access the
4 licensee's crop site as part of an inspection as provided in
5 sections 204.8 and 204.9, including by obtaining a sample of
6 plants to conduct a test pursuant to section 204.8.

7 c. The department has issued a certificate of crop
8 inspection to the licensee covering the harvested hemp as
9 provided in section 204.8.

10 6. A person other than a licensee is not subject to a
11 criminal offense under chapter 124 or 453B for producing,
12 possessing, using, harvesting, handling, manufacturing,
13 marketing, transporting, delivering, or distributing hemp,
14 while on the licensee's crop site, if all of the following
15 applies:

16 a. The hemp is produced at the licensee's crop site.

17 b. The person is authorized to be on the licensee's crop
18 site by the licensee.

19 7. A person other than a licensee is not subject to a
20 criminal offense under chapter 124 or 453B for possessing,
21 handling, using, manufacturing, marketing, transporting,
22 delivering, or distributing hemp produced in this state, if all
23 of the following applies:

24 a. The hemp is hemp seed delivered to the licensee for
25 planting at the licensee's crop site, or the hemp was produced
26 at a licensee's crop site.

27 b. If the hemp has been harvested, the person holds a
28 certificate of crop inspection covering the harvested hemp as
29 provided in section 204.8.

30 c. The person is acting in compliance with the federal hemp
31 law and other applicable federal law.

32 8. A person is not subject to a criminal offense under
33 chapter 124 or 453B for possessing, using, harvesting,
34 handling, manufacturing, marketing, transporting, delivering,

35 or distributing hemp produced in another state in compliance

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1 with the federal hemp law and other applicable federal law.
 2 9.a. A person may engage in the retail sale of a hemp
 3 product if the hemp was produced in this state or another state
 4 in compliance with the federal hemp law or other applicable
 5 federal law. A person may engage in the retail sale of a hemp
 6 product if the hemp was produced in another jurisdiction in
 7 compliance with applicable federal law and the laws of the
 8 other jurisdiction, if such law is substantially the same as
 9 applicable federal law.
 10 b. To the extent consistent with applicable federal law,
 11 a derivative of hemp, including hemp-derived cannabidiol, may
 12 be added to cosmetics, personal care products, and products
 13 intended for human or animal consumption. The addition of such
 14 a derivative shall not be considered an adulteration of the
 15 product, unless otherwise provided in applicable federal law.
 16 c. A person may transport a hemp product within and through
 17 this state and may export a hemp product to any foreign nation,
 18 in accordance with applicable federal law and the law of the
 19 foreign nation.
 20 d. A hemp product complying with this subsection is not a
 21 controlled substance under chapter 124 or 453B.
 22 **Sec. 8. NEW SECTION. 204.8 Inspections and tests —**
 23 **certificate of crop inspection.**
 24 1.a. The department shall conduct an annual inspection
 25 of a licensee's crop site to determine if the crop produced
 26 at the site qualifies as hemp under this section. The annual
 27 inspection shall include obtaining a sample of plants that
 28 are part of the crop and providing for an official test of
 29 that sample. The inspection shall be conducted as provided in
 30 section 204.9.
 31 b. A licensee shall deliver a notice to the department
 32 stating the expected harvest date for the crop produced at the
 33 licensee's crop site. The department must receive the notice
 34 at least thirty days prior to the expected harvest date. The
 35 department shall conduct the annual inspection of the site

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1 within thirty days prior to the actual harvest date.
 2 c. The department shall provide the department of public
 3 safety any official test results that indicate a sample exceeds
 4 the maximum concentration of delta-9 tetrahydrocannabinol in
 5 excess of two percent on a dry weight basis.
 6 d. A licensee shall not harvest any portion of a crop
 7 produced at the licensee's crop site unless the department has
 8 issued the licensee a certificate of crop inspection. The
 9 department shall issue a verified copy of the certificate to
 10 any other person upon request of the licensee. The certificate

11 shall be published by the department as an official form. To
12 the extent allowed by the federal hemp law, the certificate
13 shall be proof that the harvested crop described on the form
14 qualifies as hemp pursuant to the results of an official test.

15 2. The department may conduct official tests for additional
16 varieties of hemp located on the same licensed crop site. The
17 department may conduct additional inspections and tests upon
18 the request of a licensee.

19 3. The official test shall be a composite test of the plants
20 obtained by the department from a licensee's crop site during
21 the annual inspection and shall be conducted by a laboratory
22 designated by the department. The sample must have a maximum
23 concentration of delta-9 tetrahydrocannabinol that does not
24 exceed three-tenths of one percent on a dry weight basis.

25 4. The department of public safety or a local law
26 enforcement agency may conduct an inspection of a licensee's
27 crop site in order to determine that the licensee is complying
28 with the criminal provisions of this chapter as well as
29 chapters 124 and 453B. The department of public safety or a
30 local law enforcement agency may conduct a test of the plants
31 obtained by that department or local law enforcement agency
32 from the licensee's crop site during the inspection according
33 to procedures adopted by the department of public safety.

34 **Sec. 9. NEW SECTION. 204.9 Right of access.**

35 1.a. The department, including an authorized inspector,

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1 employee, or agent of the department, may enter onto a crop
2 site during reasonable hours to determine whether a licensee is
3 acting in compliance with the requirements under this chapter.
4 The department may also enter into any structure if all of the
5 following apply:

6 (1) The structure is not a dwelling.

7 (2) The structure is located on or in close proximity to the
8 licensee's crop site, and the use of such structure is directly
9 related to the production of hemp, including but not limited to
10 a barn, machine shed, greenhouse, or storage crib.

11 b. The department may require the licensee to furnish
12 business records, including books, accounts, records, files,
13 and any other documents in print or electronic media that the
14 department deems relevant to an inquiry conducted under this
15 chapter.

16 c. The department may request the department of public
17 safety or a local law enforcement agency accompany the
18 department of agriculture and land stewardship when conducting
19 an inspection.

20 2.a. The department of public safety or a local law
21 enforcement agency may conduct an inspection of a licensee's
22 crop site or enter into a structure located on or in close
23 proximity to the crop site and may require a licensee to
24 furnish business records, in the same manner and according to

25 the same limitations as the department of agriculture and land
26 stewardship pursuant to subsection 1.

27 *b.* The department of public safety or a law enforcement
28 agency may obtain a sample of plants that are part of the
29 crop and provide for a test of that sample as provided in
30 section 204.8. The department of public safety or a local law
31 enforcement agency shall not impose, assess, or collect a fee
32 for conducting an inspection or test under this section.

33 4. A person shall not prevent the department, the department
34 of public safety, or a local law enforcement agency from
35 administering and enforcing the provisions of this section by

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1 any means, including but not limited to any act, including
2 a refusal to allow entry, misrepresentation, omission, or
3 concealment of facts.

4 5. A licensee shall not harvest any portion of a crop
5 produced at the licensee's crop site if the department, the
6 department of public safety, or a local law enforcement agency
7 has been prevented from accessing the site under this section.

8 **Sec. 10. NEW SECTION. 204.10 Order of disposal.**

9 1. If a crop that is produced at a licensee's crop site does
10 not qualify as hemp according to an official test conducted
11 pursuant to section 204.8, the department, in consultation with
12 the department of public safety, shall order the disposal of
13 the crop by destruction at the site or if necessary require the
14 crop to be removed to another location for destruction.

15 2. The department may request assistance from the
16 department of public safety or a local law enforcement agency
17 as necessary to carry out the provisions of this section. The
18 department upon request shall deliver any sample of the crop
19 to the department of public safety or a local law enforcement
20 agency.

21 3. The licensee shall pay the department for all actual
22 and reasonable costs of the destruction of the crop. If the
23 department assumes any amount of the costs, it may charge that
24 amount to the licensee. If the licensee fails to reimburse any
25 of that amount to the department, the department may report the
26 amount to the county treasurer. The amount shall be placed
27 upon the tax books, and collected with interest and penalties
28 after due, in the same manner as other unpaid property taxes.
29 The county shall reimburse the department within thirty days
30 from the collection of the property taxes.

31 4. To the extent allowed by applicable federal law, the
32 department may provide for the disposal of the mature stalks
33 of the crop confiscated by the department for the licensee's
34 on-farm use and at the licensee's expense.

35 **Sec. 11. NEW SECTION. 204.11 Disciplinary action.**

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- 1 1. The department may suspend or revoke a hemp license
2 obtained under section 204.4 by a person who does any of the
3 following:
- 4 a. Provides false or misleading information to the
5 department under this chapter, including by submitting a false
6 application.
- 7 b. Fails to comply with or violates any provision of this
8 chapter, including a rule adopted by the department, the
9 department of public safety, or a condition of an application
10 for the issuance of a hemp license under section 204.4.
- 11 c. Fails to comply with an order issued by the department
12 under this chapter.
- 13 2. The department shall revoke a license issued pursuant to
14 section 204.4, if any of the following apply:
- 15 a. The department would disapprove a new application to that
16 person for good cause as provided in section 204.4, subsection
17 10.
- 18 b. The person submits a materially false application to
19 participate in the negligent violation program.
- 20 3. The suspension or revocation of a hemp license is in
21 addition to an order of disposal under section 204.10; the
22 imposition of a civil penalty under section 204.12, subject
23 to the provisions of section 204.15; or the imposition of any
24 other civil or criminal penalty authorized under state law.
- 25 **Sec. 12. NEW SECTION. 204.12 Civil penalties.**
- 26 1. A person who violates a provision of this chapter is
27 subject to a civil penalty of not less than five hundred
28 dollars and not more than two thousand five hundred dollars.
29 The department shall impose, assess, and collect the civil
30 penalty. Each day that a continuing violation occurs may be
31 considered a separate offense.
- 32 2. Notwithstanding subsection 1, a civil penalty shall not
33 be imposed, assessed, or collected against a licensee who is
34 participating in or has successfully completed the negligent
35 violation program pursuant to section 204.15.

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- 1 3. All civil penalties collected under this section shall be
2 deposited into the general fund of the state.
- 3 **Sec. 13. NEW SECTION. 204.13 Injunctive relief.**
- 4 The department, or the attorney general acting on behalf of
5 the department, may apply to the district court for injunctive
6 relief in order to restrain a person from acting in violation
7 of this chapter. In order to obtain injunctive relief, the
8 department, or attorney general, shall not be required to post
9 a bond or prove the absence of an adequate remedy at law unless
10 the court for good cause otherwise orders. The court may order
11 any form of prohibitory or mandatory relief that is appropriate
12 under principles of equity, including but not limited to

13 issuing a temporary or permanent restraining order.

14 Sec. 14.NEW SECTION. 204.14 Criminal offense — falsified
 15 **certificate of crop inspection.**

16 A person is subject to criminal penalties provided under the
 17 applicable provisions in chapter 124 or 453B, if all of the
 18 following apply:

19 1. The person commits an offense under one of the applicable
 20 provisions of chapter 124 or 453B by possessing, handling,
 21 using, manufacturing, marketing, transporting, delivering, or
 22 distributing the plant cannabis, regardless of whether the
 23 plant was produced in compliance with the provisions of this
 24 chapter.

25 2. The person is required to hold a certificate of crop
 26 inspection under section 204.8 to possess, handle, use,
 27 manufacture, market, transport, deliver, or distribute hemp
 28 that has been harvested under this chapter.

29 3. The person knowingly or intentionally does any of the
 30 following:

31 a. Falsifies the certificate of crop inspection.

32 b. Acquires the certificate of crop inspection that the
 33 person knows has been falsified.

34 Sec. 15.NEW SECTION. 204.15 Negligent violation —
 35 **program.**

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1 1.a. The department may find that a licensee has
 2 negligently violated a provision of this chapter by doing any
 3 of the following:

4 (1) Completing an application for a license without
 5 providing a legal description of the crop site pursuant to
 6 section 204.4.

7 (2) Failing to renew a hemp license for an existing crop
 8 site or obtain a hemp license for a new crop site pursuant to
 9 section 204.4.

10 (3) Producing a crop on the licensee's crop site with a
 11 maximum concentration of delta-9 tetrahydrocannabinol that
 12 exceeds three-tenths of one percent according to the results of
 13 an official test of a sample obtained from the licensed crop
 14 site pursuant to an inspection conducted under section 204.8.

15 b. It is conclusively presumed that a licensee acted
 16 with a culpable mental state greater than negligence, if
 17 the department obtains a sample of a crop produced on the
 18 licensee's crop site and the official test results of the
 19 sample conducted pursuant to section 204.8 indicate a maximum
 20 concentration of delta-9 tetrahydrocannabinol in excess of two
 21 percent on a dry weight basis.

22 c. If the department determines a licensee violated this
 23 chapter with a culpable mental state greater than negligence,
 24 the department shall immediately report the licensee's
 25 violation to the department of public safety, the county
 26 attorney, and the attorney general, who shall take action as

27 the facts and circumstances warrant. The department shall also
28 report the licensee to the United States attorney general to
29 the extent required by the federal hemp law.
30 2. The department may establish a negligent violation
31 program. The purpose of the program is to allow a
32 participating licensee who has negligently violated a provision
33 of this chapter as described in subsection 1 to comply with a
34 corrective plan established by the department to correct each
35 negligent violation, including by providing for all of the

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1 following:
2 a. A reasonable date, established by the department, for the
3 licensee to correct each cause for the violation.
4 b. The filing of periodic reports to the department
5 evidencing that the licensee is complying with the requirements
6 of this chapter. The licensee shall submit the reports to the
7 department according to a schedule required by the department.
8 The licensee shall submit a report to the department for
9 at least two years from the date that the licensee first
10 participated in the program.
11 c. Any other requirement established by the department.
12 3. A licensee shall not participate in the negligent
13 violation program, if a test of a sample of plants that
14 are part of a crop produced on the licensee's crop site
15 exceeds a maximum concentration of two percent delta-9
16 tetrahydrocannabinol on a dry weight basis.
17 4. A person who has violated a provision of this chapter
18 three times in a five-year period shall be ineligible to
19 participate in the negligent violation program, or produce
20 hemp, for a period of five years beginning on the date of the
21 third violation.
22 5. The department shall certify that a licensee has
23 successfully completed the negligent violation program. The
24 certification shall be published by the department as an
25 official form. The department shall deliver the certification
26 to the licensee which shall be proof of the licensee's
27 compliance.
28 6. A licensee who is participating in or has successfully
29 completed the negligent violation program shall not be subject
30 to any of the following:
31 a. A civil penalty under section 204.12 for committing a
32 violation of this chapter.
33 b. A criminal offense under chapter 124 or 453B arising
34 out of a negligent violation of this chapter, if the licensee
35 would otherwise be guilty of producing, possessing, using,

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1 harvesting, handling, or distributing the plant cannabis
2 pursuant to the results of a test conducted pursuant to section

3 204.8.

4 Sec. 16.NEW SECTION. 204.16 Waivers or variances.

5 If the department determines there is a conflict with a
6 regulation or order promulgated by a federal agency and a
7 provision of this chapter, the department may grant a variance
8 or waiver from the provision of this chapter to the extent such
9 variance or waiver is allowed under the federal hemp law and
10 the United States department of agriculture. The waiver or
11 variance shall expire not later than July 1 of the succeeding
12 legislative session.

13 Sec. 17.NEW SECTION. 204.17 Statutory construction.

14 1. Nothing in this chapter shall be construed or applied to
15 be less stringent than required under the federal hemp law.

16 2. Nothing in this chapter shall be construed or applied to
17 be in conflict with any of the following:

18 a. Applicable federal law and related regulations.

19 b. Other laws of this state, including any administrative
20 rules, relating to product development, product manufacturing,
21 consumer safety, or public health so long as the state law is
22 compatible with applicable federal law.

23 c. Local law relating to product development, product
24 manufacturing, consumer safety, or public health so long as the
25 local law is consistent with federal and state law.

26 3. Except as provided in section 204.7, nothing in this
27 chapter shall be construed or applied to prohibit a person
28 from possessing, handling, using, manufacturing, marketing,
29 transporting, delivering, or distributing a hemp product.

30 4. Nothing in this chapter shall be construed or applied
31 to authorize a person to manufacture, recommend, possess, use,
32 dispense, deliver, transport, or administer medical cannabidiol
33 pursuant to chapter 124E.

34 5. Nothing in this chapter shall be construed or applied to
35 infringe upon the ability of the department of public safety

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1 or a local law enforcement agency to obtain a search warrant
2 issued by a court, or enter onto any premises in a manner
3 consistent with the laws of this state and the United States,
4 including Article I, section 8, of the Constitution of the
5 State of Iowa, or the fourth amendment to the Constitution of
6 the United States.

7 6. Nothing in this chapter shall be construed or applied
8 to affect a statute or rule of which applies to hemp or hemp
9 product in the same manner as other articles subject to the
10 same general regulation.

11 Sec. 18.CONTINGENT IMPLEMENTATION.

12 1. Except as provided in subsection 2, the provisions of
13 chapter 204, as enacted in this division of this Act, shall
14 only be implemented, including administered and enforced,
15 by the department of agriculture and land stewardship,
16 the department of public safety, and local law enforcement

17 agencies, beginning on the publication date of the edition of
 18 the Iowa administrative bulletin that includes a statement by
 19 the secretary of agriculture of the department of agriculture
 20 and land stewardship certifying that the United States
 21 department of agriculture has approved a state plan as
 22 described in section 204.3, as enacted in this division of this
 23 Act. The department shall forward a copy of the statement to
 24 the Iowa Code editor prior to publication.

25 2. Section 204.3 and this subsection shall be implemented on
 26 the effective date of this Act.

27 Sec. 19.EFFECTIVE DATE. This division of this Act, being
 28 deemed of immediate importance, takes effect upon enactment.

29 DIVISION II

30 COORDINATING AMENDMENTS

31 Sec. 20. Section 29B.107A, Code 2019, is amended by adding
 32 the following new subsection:

33 NEW SUBSECTION. 3. Notwithstanding subsection 2,
 34 “*controlled substance*” does not include hemp or a hemp product
 35 excluded from schedule I of controlled substances as provided

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1 in section 124.204, subsection 7.

2 Sec. 21. Section 80.9, subsection 7, Code 2019, is amended
 3 to read as follows:

4 7.a. The department shall assist persons who are
 5 responsible for the care of private and public land in
 6 identifying growing marijuana plants when the plants are
 7 reported to the department. The department shall also provide
 8 education to the persons regarding methods of eradicating the
 9 plants.

10 b. Notwithstanding paragraph “a”, the department is not
 11 required to provide such assistance if the marijuana plants are
 12 hemp produced in accordance with the provisions of chapter 204.

13 c. The department shall adopt rules necessary to carry out
 14 this subsection.

15 Sec. 22. Section 124.204, subsection 4, paragraphs m and u,
 16 Code 2019, are amended to read as follows:

17 m. Marijuana, except as otherwise provided ~~by rules of the~~
 18 ~~board for medicinal purposes in subsection 7.~~

19 u.(1) Tetrahydrocannabinols, except as otherwise
 20 provided by rules of the board for medicinal purposes,
 21 meaning tetrahydrocannabinols naturally contained in a plant
 22 of the genus Cannabis (Cannabis plant) as well as synthetic
 23 equivalents of the substances contained in the Cannabis plant,
 24 or in the resinous extractives of such plant, and synthetic
 25 substances, derivatives, and their isomers with similar
 26 chemical structure and pharmacological activity to those
 27 substances contained in the plant, such as the following:

28 (1) (a) 1 cis or trans tetrahydrocannabinol, and their
 29 optical isomers.

30 (2) (b) 6 cis or trans tetrahydrocannabinol, and their

31 optical isomers.
 32 ~~(3)~~ (c) 3,4 cis or trans tetrahydrocannabinol, and their
 33 optical isomers. (Since nomenclature of these substances
 34 is not internationally standardized, compounds of these
 35 structures, regardless of numerical designation of atomic

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1 positions covered.)
 2 (2) Subparagraph (1) does not include tetrahydrocannabinol
 3 to the extent excluded in subsection 7.
 4 Sec. 23. Section 124.204, subsection 7, Code 2019, is
 5 amended to read as follows:
 6 7. *Exclusions.* This section does not apply to ~~marijuana,~~
 7 any of the following:
 8 a. ~~Marijuana,~~ tetrahydrocannabinols, or chemical
 9 derivatives of tetrahydrocannabinol, when utilized for
 10 medicinal purposes pursuant to rules of the board.
 11 b.(1) Hemp as defined in section 204.2 that is or was
 12 produced in this state, or was produced in another state, in
 13 accordance with the provisions of chapter 204 with a maximum
 14 delta-9 tetrahydrocannabinol concentration that does not exceed
 15 three-tenths of one percent on a dry weight basis.
 16 (2) A hemp product as provided in chapter 204 with a maximum
 17 delta-9 tetrahydrocannabinol concentration that does not exceed
 18 three-tenths of one percent on a dry weight basis.
 19 Sec. 24. Section 124.401, Code 2019, is amended by adding
 20 the following new subsection:
 21 NEW SUBSECTION. 6. Notwithstanding any other provision in
 22 this section to the contrary, a person may produce, possess,
 23 use, harvest, handle, manufacture, market, transport, deliver,
 24 or distribute any of the following:
 25 a. Hemp that is hemp seed delivered for planting at a
 26 licensed crop site, or hemp that is or was produced at the
 27 site, by a person operating under a hemp license issued by the
 28 department of agriculture and land stewardship in accordance
 29 with the provisions of chapter 204.
 30 b. Hemp that was produced in another state in accordance
 31 with the federal hemp law and other applicable law.
 32 c. A hemp product as provided in chapter 204.
 33 Sec. 25 NEW SECTION. 124.401H Iowa hemp Act — negligent
 34 violation program.
 35 Notwithstanding any provision of this chapter to the

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1 contrary, a person shall not be guilty of an offense under
 2 this chapter, including under section 124.401 or 124.410,
 3 for producing, possessing, using, harvesting, handling,
 4 manufacturing, marketing, transporting, delivering, or
 5 distributing the plant cannabis, if all of the following apply:
 6 1. The person holds a valid hemp license issued by the

7 department of agriculture and land stewardship as provided in
8 chapter 204.

9 2. The plant is or was produced on the licensee's crop site
10 as provided in chapter 204.

11 3. The offense arises out of a test of a sample of plants
12 that are part of a crop produced on the licensee's crop site
13 and the test indicates that the sample does not qualify as hemp
14 under section 204.8 and does not exceed maximum concentration
15 of two percent delta-9 tetrahydrocannabinol on a dry weight
16 basis.

17 4. The licensee is participating in or has successfully
18 completed the negligent violation program that applies to the
19 licensee's crop site described in subsection 3 if such program
20 is established by the department of agriculture and land
21 stewardship pursuant to section 204.15.

22 Sec. 26. Section 124.410, Code 2019, is amended to read as
23 follows:

24 **124.410 Accommodation offense.**

25 1. In a prosecution for unlawful delivery or possession
26 with intent to deliver marijuana, if the prosecution proves
27 that the defendant violated the provisions of section 124.401,
28 subsection 1, by proving that the defendant delivered or
29 possessed with intent to deliver one-half ounce or less of
30 marijuana which was not offered for sale, the defendant is
31 guilty of an accommodation offense and rather than being
32 sentenced as if convicted for a violation of section 124.401,
33 subsection 1, paragraph "d", shall be sentenced as if
34 convicted of a violation of section 124.401, subsection 5. An
35 accommodation offense may be proved as an included offense

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1 under a charge of delivering or possessing with the intent to
2 deliver marijuana in violation of section 124.401, subsection
3 ~~1. This section~~

4 2. Subsection 1 does not apply to ~~hashish~~, any of the
5 following:

6 a. Hashish, hashish oil, or other derivatives of marijuana
7 as defined in section 124.101, subsection 20.

8 b. Hemp or a hemp product excluded from schedule I
9 of controlled substances as provided in section 124.204,
10 subsection 7.

11 Sec. 27. Section 124.411, subsection 3, Code 2019, is
12 amended to read as follows:

13 3. This section does not apply to ~~offenses~~ any of the
14 following:

15 a. An offense under section 124.401, subsection 5.

16 b. Hemp or a hemp product excluded from schedule I
17 of controlled substances as provided in section 124.204,
18 subsection 7.

19 Sec. 28. Section 124.506A, subsection 1, Code 2019, is
20 amended to read as follows:

21 1.a. Notwithstanding the provisions of section 124.506, if
 22 more than ten pounds of marijuana or more than one pound of any
 23 other controlled substance is seized as a result of a violation
 24 of this chapter, the law enforcement agency responsible for
 25 retaining the seized controlled substance may destroy the
 26 seized controlled substance if the law enforcement agency
 27 retains at least ten pounds of the marijuana seized or at least
 28 one pound of any other controlled substance seized for evidence
 29 purposes.

30 b. Paragraph “a” does not apply to hemp or a hemp product
 31 excluded from schedule I of controlled substances as provided
 32 in section 124.204, subsection 7.

33 Sec. 29. Section 189.1, subsection 1, Code 2019, is amended
 34 to read as follows:

35 1. “Article” means food, commercial feed, agricultural

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1 seed, commercial fertilizer, drug, pesticide, hemp or a hemp
 2 product, and paint, in the sense in which they are defined in
 3 the various provisions of this subtitle.

4 Sec. 30.NEW SECTION. 317.1D Exemption — Iowa hemp Act.

5 This chapter does not apply to a plant or any part of the
 6 plant qualifying as hemp, if the hemp is produced on a crop
 7 site regulated under chapter 204.

8 Sec. 31.NEW SECTION. 453B.17 Exemption — Iowa hemp Act —
 9 hemp and hemp products.

10 This chapter does not apply to any of the following:

11 1. Hemp that is hemp seed delivered for planting at a
 12 licensed crop site, or hemp that is or was produced at the
 13 site, by a person operating under a hemp license issued by the
 14 department of agriculture and land stewardship in accordance
 15 with the provisions of chapter 204.

16 2. Hemp that was produced in another state in accordance
 17 with the federal hemp law and other applicable law.

18 3. A hemp product as provided in chapter 204.

19 Sec. 32.NEW SECTION. 453B.18 Exemption — Iowa hemp Act
 20 — negligent violation program.

21 Notwithstanding any provision of this chapter to the
 22 contrary, a person shall not be guilty of an offense under this
 23 chapter for producing or possessing the plant cannabis, if all
 24 of the following apply:

25 1. The person holds a valid hemp license issued by the
 26 department of agriculture and land stewardship as provided in
 27 chapter 204.

28 2. The plant is or was produced on the licensee’s crop site
 29 as provided in chapter 204.

30 3. The offense arises out of a test of a sample of plants
 31 that are part of a crop produced on the licensee’s crop
 32 site and the test indicates that the sample does not qualify
 33 as hemp under section 204.8 and it does not exceed maximum
 34 concentration of two percent delta-9 tetrahydrocannabinol on a

35 dry weight basis.

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1 4. The licensee is participating in or has successfully
2 completed the negligent violation program that applies to the
3 licensee's crop site described in subsection 3 if such program
4 is established by the department of agriculture and land
5 stewardship pursuant to section 204.15.

6 Sec. 33.CONTINGENT EFFECTIVE DATE. The amendments to
7 sections 29B.107A, 80.9, 124.204, 124.401, 124.410, 124.411,
8 124.506A, and 189.1, and new sections 124.401H, 317.1D,
9 453B.17, and 453B.18, as enacted in this division of this
10 Act, shall become effective upon the date of implementation
11 of chapter 204 as described in subsection 1 of the section
12 providing for the contingent implementation of that chapter, as
13 enacted in division I of this Act.>

14 2. Title page, by striking lines 1 through 5 and inserting
15 <An Act relating to hemp, including the regulation of hemp,
16 providing for enforcement and the confiscation and destruction
17 or disposal of certain property, providing for fees, including
18 penalties, and providing implementation and effective date
19 provisions.>

KLEIN of Washington

H-1274

1 Amend the amendment, H-1271, to Senate File 615, as amended,
2 passed, and reprinted by the Senate, as follows:

3 1. Page 23, after line 20 by inserting:

4 <Sec. ___. Section 20.3, subsection 11, Code 2019, is
5 amended by adding the following new paragraph:

6 NEW PARAGRAPH. g. Department of corrections officers and
7 personnel.>

8 2. Page 23, after line 32 by inserting:

9 <Sec. ___.APPLICABILITY. The section of this division of
10 this Act amending section 20.3 applies to collective bargaining
11 procedures pursuant to chapter 20 initiated on or after the
12 effective date of this Act.>

13 3. By renumbering as necessary.

HUNTER of Polk

H-1275

1 Amend House File 768 as follows:

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

4 <Section 1. Section 2.48, subsection 3, paragraph e,
5 subparagraph (1), Code 2019, is amended to read as follows:

6 (1) The ~~agricultural assets transfer~~ beginning farmer

7 tax credit program as provided in ~~section 16.80~~ chapter 16,
 8 subchapter VIII, part 5, subpart B.
 9 Sec. 2. Section 16.2, subsection 1, unnumbered paragraph 1,
 10 Code 2019, is amended to read as follows:
 11 An Iowa finance authority board of directors is created. The
 12 powers of the authority are vested in and shall be exercised
 13 by the board. The authority includes nine members appointed
 14 by the governor subject to confirmation by the senate. The
 15 authority also includes one ex officio voting member who must
 16 be designated by the agricultural development board created in
 17 section 16.2C and be a member of that board.
 18 Sec. 3. Section 16.2, subsections 2 and 3, Code 2019, are
 19 amended to read as follows:
 20 2. ~~Members~~ The members of the authority ~~shall be~~ appointed
 21 by the governor ~~shall serve~~ for staggered terms of six years
 22 beginning and ending as provided in section 69.19. A person
 23 appointed by the ~~governor~~ to fill a vacancy shall serve only
 24 for the unexpired portion of the term. A member is eligible
 25 for reappointment. The ex officio voting member designated by
 26 the agricultural development board shall serve at the pleasure
 27 of that board. A member of the authority may be removed from
 28 office by the governor for misfeasance, malfeasance, or willful
 29 neglect of duty or other just cause, after notice and hearing,
 30 unless the notice and hearing is expressly waived in writing.
 31 3. ~~Five~~ Six members of the authority constitute a quorum and
 32 the affirmative vote of a majority of the ~~appointed~~ members is
 33 necessary for any substantive action taken by the authority.
 34 The majority shall not include any member who has a conflict of
 35 interest and a statement by a member of a conflict of interest

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1 shall be conclusive for this purpose. A vacancy in the
 2 membership does not impair the right of a quorum to exercise
 3 all rights and perform all duties of the authority.
 4 Sec. 4. Section 16.2B, subsection 3, paragraph b, Code 2019,
 5 is amended to read as follows:
 6 b. ~~Obtain agricultural assets transfer~~ Claim beginning
 7 farmer tax credits, including tax credit certificates issued
 8 pursuant to subchapter VIII, part 5, subpart B.
 9 Sec. 5. Section 16.59, subsection 4, Code 2019, is amended
 10 to read as follows:
 11 4. For a family farm limited liability company, an aggregate
 12 net worth of all members, including each member's ownership
 13 interest in the family farm limited liability company, and
 14 each member's spouse and minor children of not greater than
 15 twice the low or moderate net worth. However, the aggregate
 16 net worth of each member and that member's spouse and minor
 17 children shall not exceed the low or moderate net worth.
 18 Sec. 6. ~~NEW SECTION. 16.77 Definitions.~~
 19 As used in this subpart B, unless the context otherwise
 20 requires:

- 21 1. *“Agricultural development board”* means the agricultural
 22 development board created in section 16.2C.
- 23 2. *“Agricultural lease agreement”* or *“agreement”* means an
 24 agreement for the transfer of agricultural assets, that must at
 25 least include a lease of agricultural land, from an eligible
 26 taxpayer to a qualified beginning farmer as provided in section
 27 16.79A.
- 28 3. *“Department”* means the department of revenue.
- 29 4. *“Eligible taxpayer”* means a taxpayer who may participate
 30 in the beginning farmer tax credit program, including by
 31 meeting all the criteria as provided in section 16.79.
- 32 5. *“Program”* means the beginning farmer tax credit program
 33 created pursuant to section 16.78.
- 34 6. *“Qualified beginning farmer”* means a beginning farmer
 35 as defined in section 16.58 who meets the requirements to

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- 1 participate in a beginning farmer tax credit program as
 2 provided in section 16.79.
- 3 7. *“Tax credit”* means the beginning farmer tax credit
 4 allowed under section 16.82.
- 5 **Sec. 7. NEW SECTION. 16.78 Beginning farmer tax credit**
 6 **program — establishment and administration.**
- 7 1. A beginning farmer tax credit program is established
 8 under the control of the authority.
- 9 2. The authority and the department shall cooperate in
 10 administering the program. The department shall have all
 11 rulemaking powers necessary to administer its responsibilities
 12 under this subpart as it does under chapter 422.
- 13 3. To every extent practicable, the authority shall
 14 administer the program in a manner that encourages
 15 participation by eligible taxpayers and qualifying beginning
 16 farmers for the primary purposes of providing beginning farmers
 17 access to farmland and enhancing the stability of the beginning
 18 farmer’s farming business.
- 19 4. The authority and the department shall each adopt
 20 rules in accordance with chapter 17A as necessary for the
 21 administration of their respective responsibilities under this
 22 subpart. The eligibility requirements for taxpayers and the
 23 qualifications for beginning farmers as provided in the rules
 24 shall not be more stringent than provided in this subpart.
- 25 5. The authority shall provide for the preparation or
 26 revision and publication or distribution of forms necessary to
 27 administer their responsibilities under this subpart.
- 28 **Sec. 8. NEW SECTION. 16.79 Beginning farmer tax credit**
 29 **program — eligibility criteria.**
- 30 1. A taxpayer is eligible to participate in the beginning
 31 farmer tax credit program if the taxpayer meets all of the
 32 following requirements:
- 33 a. The taxpayer is a person who may acquire or otherwise
 34 obtain or lease agricultural land in this state pursuant to

35 chapter 9H or 9I. However, the taxpayer must not be a person

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1 who may acquire or otherwise obtain or lease agricultural
2 land exclusively because of an exception provided in one of
3 those chapters or in a provision of another chapter of this
4 Code including but not limited to chapter 10, 10D, or 501, or
5 section 15E.207.

6 *b.* The taxpayer has entered into an agricultural lease
7 agreement with a qualified beginning farmer to lease
8 agricultural land as provided in section 16.79A.

9 *c.* The taxpayer has not been at fault for terminating a
10 prior agreement under the program or another agreement in which
11 the taxpayer was allowed to claim a tax credit under section
12 175.37 as it existed prior to January 1, 2015, or section 16.80
13 as it existed prior to January 1, 2018.

14 *d.* If the agreement includes the lease of a confinement
15 feeding operation structure as defined in section 459.102, the
16 taxpayer is not a party to a pending administrative or judicial
17 action, including a contested case proceeding under chapter
18 17A, relating to an alleged violation involving an animal
19 feeding operation as regulated by the department of natural
20 resources, regardless of whether the pending action is brought
21 by the department or the attorney general.

22 *e.* The taxpayer is not classified as a habitual violator for
23 a violation of state law involving an animal feeding operation
24 as regulated by the department of natural resources under
25 chapter 459.

26 *f.* The taxpayer is not a partner of a partnership,
27 shareholder of a family farm corporation, or member of a
28 family farm limited liability company that is the lessee of
29 an agricultural asset that is part of an agricultural lease
30 agreement.

31 2. A beginning farmer is a qualified beginning farmer
32 eligible to participate in the program by meeting all of the
33 following criteria:

34 *a.* Is a resident of the state. If the beginning farmer is a
35 partnership, all partners must be residents of the state. If a

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1 beginning farmer is a family farm corporation, all shareholders
2 must be residents of the state. If the beginning farmer is
3 a family farm limited liability company, all members must be
4 residents of the state.

5 *b.* Has sufficient education, training, or experience in
6 farming. If the beginning farmer is a partnership, at least
7 one partner who is not a minor must have sufficient education,
8 training, or experience in farming. If the beginning farmer is
9 a family farm corporation, at least one shareholder who is not
10 a minor must have sufficient education, training, or experience

11 in farming. If the beginning farmer is a family farm limited
12 liability company, at least one member who is not a minor must
13 have sufficient education, training, or experience in farming.

14 c. Has access to adequate working capital and production
15 items.

16 d. Will materially and substantially participate in
17 farming. If the beginning farmer is a partnership, family farm
18 corporation, or family farm limited liability company, at least
19 one of the partners, shareholders, or members who is not a
20 minor must materially and substantially participate in farming.

21 e. Does not own more than a ten percent ownership interest
22 in an agricultural asset included in the agreement.

23 **Sec. 9. NEW SECTION. 16.79A Agricultural lease agreement.**

24 1. A beginning farmer tax credit is allowed only for
25 agricultural assets that are subject to an agricultural lease
26 agreement entered into by an eligible taxpayer and a qualifying
27 beginning farmer participating in the beginning farmer tax
28 credit program established pursuant to section 16.78.

29 2. The agreement must include the lease of agricultural
30 land located in this state, including any improvements, and may
31 provide for the rental of agricultural equipment as defined in
32 section 322F.1.

33 3.a. The agreement must include provisions which describe
34 the consideration paid for the agreement in a manner that
35 allows the authority to calculate the value of the lease in

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1 order to determine the tax credit amount as provided in section
2 16.82.

3 b. The agreement must be in writing.

4 c. The agreement must be for at least two years, but not
5 more than five years. The agreement may be renewed by the
6 eligible taxpayer and qualified beginning farmer for a term of
7 at least two years, but not more than five years.

8 d. The agreement shall not include a lease or rental of
9 equipment intended as a security.

10 e. The agreement cannot be assigned and the agricultural
11 land subject to the agreement shall not be subleased.

12 f.(1) The agricultural assets shall not be leased or
13 rented at a rate that is substantially higher than the market
14 rate for similar agricultural assets leased or rented within
15 the same community.

16 (2) As used in subparagraph (1), when referring to an
17 agricultural asset that is cropland, "*substantially higher*"
18 means not more than thirty percent above the average cash rent
19 paid for cropland rented in the same county according to the
20 most recent cash rent survey for cropland published by a unit
21 of Iowa state university of science and technology recognized
22 by the authority.

23 4.a. The agreement may be amended after the authority
24 approves an application and makes a tax credit award without

25 changing the eligibility status of the taxpayer, except as
26 provided in paragraph "b".
27 *b.* The underlying lease for agricultural land may only be
28 amended without submitting a new application if any of the
29 following apply:
30 (1) The terms of the amended lease are more favorable to the
31 qualified beginning farmer, including but not limited to the
32 rent payment being reduced.
33 (2) A party has changed their name.
34 (3) The owner of an agricultural asset is changed to the
35 owner's estate or trust upon the eligible taxpayer's death.

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1 *c.* If an amendment to an agreement changes the total amount
2 that will be paid to the eligible taxpayer under the agreement,
3 the eligible taxpayer shall notify the authority in a manner
4 and form prescribed by the authority within thirty days of the
5 date the amendment is executed by the parties.
6 (1) If the amendment will reduce the total amount paid to
7 the eligible taxpayer under the agreement, the authority shall
8 recalculate and reduce the eligible taxpayer's tax credit award
9 under section 16.82A.
10 (2) If the amendment will increase the total amount paid to
11 the eligible taxpayer under the agreement, the tax credit award
12 shall not be increased unless the eligible taxpayer submits an
13 amended application to the authority in the manner and form
14 prescribed by the authority and that meets the requirements of
15 section 16.81. If the amended application is approved under
16 section 16.81, the authority may increase the amount of the tax
17 credit award. The increased amount of the tax credit award
18 shall be subject to the aggregate award limitation in section
19 16.82A for the calendar year in which the increased award is
20 made.
21 (3) This paragraph "c" does not apply to an amendment to an
22 agreement that requires a new application under paragraph "b" in
23 order to be valid.
24 5. An eligible taxpayer or qualified beginning farmer may
25 terminate an agreement as provided in the agreement or by
26 law. The eligible taxpayer must notify the authority of the
27 termination within thirty days of the date of termination in
28 the manner and form prescribed by the authority.
29 **Sec. 10. NEW SECTION. 16.81 Beginning farmer tax credit**
30 **— application.**
31 1. The deadline for submitting an application to the
32 authority to claim a beginning farmer tax credit is August 1 of
33 each year. The application shall be for a period that is not
34 longer than the term of the lease.
35 2.a. The authority shall impose, assess, and collect

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1 application fees on an interim basis until December 31, 2021.
2 The amount of an application fee shall not be more than the
3 following:

4 (1) For an application that includes an agreement for the
5 lease of one hundred acres or less of agricultural land, a fee
6 of three hundred dollars.

7 (2) For an application that includes an agreement for the
8 lease of more than one hundred acres, but not more than two
9 hundred fifty acres of agricultural land, a fee of four hundred
10 dollars.

11 (3) For an application that includes an agreement for the
12 lease of more than two hundred fifty acres of agricultural
13 land, a fee of five hundred dollars.

14 (4) For an amendment to an agreement that is part of an
15 application that has been previously approved, a fee of one
16 hundred dollars.

17 *b.* Any amount of fees collected by the authority under this
18 subsection shall be considered repayment receipts as defined
19 in section 8.2.

20 *c.* This subsection is repealed on January 1, 2022.

21 *3.a.* The authority shall impose, assess, and collect
22 application fees and shall adopt rules as necessary to
23 administer this subsection, including by providing for the rate
24 of those fees.

25 *b.* The authority may establish different rates based on
26 separate categories of applications or agricultural lease
27 agreements as determined relevant by the authority.

28 *c.* The authority shall calculate the rates of the
29 application fees to be effective for each successive
30 twelve-month period. The total amount of application fees
31 collected by the authority for that period shall not be more
32 than the authority's estimate of the total amount of revenues
33 necessary to administer the provisions of this subpart based
34 on the expected revenue to be collected from the application
35 fees and the expected costs to be incurred by the authority

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1 in administering the provisions of this subpart during that
2 period. The authority may adjust the rates throughout that
3 period as the authority determines necessary to comply with
4 this paragraph.

5 *d.* The amount of application fees collected by the authority
6 under this subsection shall be considered repayment receipts as
7 defined in section 8.2.

8 *e.*(1) The rules described in this subsection shall first
9 take effect immediately after the repeal of subsection 2.

10 (2) This paragraph "e" is repealed immediately after the
11 rules described in this subsection take effect.

12 4. An eligible taxpayer shall not participate in the

13 beginning farmer tax credit program for more than ten years,
 14 and shall not receive more than ten tax credit certificates
 15 under the program.

16 5. The agricultural development board shall review and
 17 recommend approval of an application for a tax credit as
 18 provided by rules adopted by the authority. The application
 19 must include a copy of the agricultural lease agreement. The
 20 authority may require that the parties to an agreement provide
 21 additional information as determined relevant by the authority.

22 6. The authority shall approve all beginning farmer tax
 23 credit applications that meet the requirements of this subpart
 24 and make tax credit awards on a first-come, first-served basis,
 25 subject to the limitations in section 16.82A.

26 7. After the authority has approved an application and made
 27 a tax credit award, all of the following apply:

28 a. The authority shall issue beginning farmer tax credit
 29 certificates to an eligible taxpayer on an annual basis as
 30 provided in section 16.82A.

31 b. An eligible taxpayer may claim the tax credit each tax
 32 year as provided in section 16.82.

33 8. Any financial, contractual, or legal authorization
 34 records provided to the authority shall be kept confidential
 35 and are not subject to chapter 22.

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1 Sec. 11. NEW SECTION. 16.82 Beginning farmer tax credit
 2 — allowance.

3 1. A beginning farmer tax credit is authorized under the
 4 beginning farmer tax credit program as provided in section
 5 16.78. The beginning farmer tax credit is allowed against
 6 the taxes imposed in chapter 422, division II, as provided in
 7 section 422.11E, and in chapter 422, division III, as provided
 8 in section 422.33, subsection 21, to facilitate the transfer of
 9 agricultural assets from an eligible taxpayer to a qualifying
 10 beginning farmer participating in the program.

11 2. An individual may claim a beginning farmer tax credit
 12 under this section of a partnership, limited liability company,
 13 S corporation, estate, or trust electing to have income
 14 taxed directly to the individual. The amount claimed by the
 15 individual shall be based upon the pro rata share of the
 16 individual's earnings from the partnership, limited liability
 17 company, S corporation, estate, or trust.

18 3. Subject to the limitations described in subsections 5,
 19 6, and 7, the authority shall determine the amount of the tax
 20 credit under an agreement using the following methods:

21 a. In the case of an agreement on a fixed basis, in which
 22 an eligible taxpayer receives a fixed cash rent payment, the
 23 amount of the tax credit equals five percent of the amount of
 24 the fixed cash rent payment for each year.

25 b. In the case of an agreement on a commodity share basis,
 26 in which an eligible taxpayer receives as a rent payment a

27 percentage of the commodity produced, the amount of the tax
28 credit shall equal fifteen percent of the gross amount that
29 the eligible taxpayer would receive as a rent payment from
30 the sale of the eligible taxpayer's share of the crop in each
31 harvest year. The amount of the tax credit shall be based on
32 an equation established by rule adopted by the authority which
33 shall use data compiled by the United States department of
34 agriculture, which shall include all of the following factors:
35 (1) The past ten-year average per bushel yield for the

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1 same type of grain as produced under the agreement in the same
2 county where the leased agricultural land is located excluding
3 the years of highest and lowest per bushel yields.

4 (2) The per bushel state price established for the same
5 type of grain harvested as described in subparagraph (1).
6 Price information shall be averaged from the past five years
7 excluding the years of the highest and lowest per bushel state
8 price.

9 c. In the case of an agreement made on a flexible basis in
10 which an eligible taxpayer receives a rent payment consisting
11 of a fixed cash payment and an amount subject to adjustment
12 according to a risk-sharing arrangement, or receives a rent
13 payment consisting of an amount subject to adjustment according
14 to a risk-sharing arrangement, the amount of the tax credit
15 equals the sum of the following amounts:

16 (1) To the extent that a portion of the amount of the
17 rent payment is calculated on a fixed basis as described in
18 paragraph "a", that portion of the tax credit equals five
19 percent of the fixed cash payment in the same manner as
20 provided in paragraph "a".

21 (2) To the extent that a portion of the amount of the rent
22 payment is calculated on a commodity share basis as described
23 in paragraph "b", that portion of the tax credit equals fifteen
24 percent of the amount that the eligible taxpayer would receive
25 from the sale of the eligible taxpayer's share of the commodity
26 in the same manner as provided in paragraph "b".

27 (3)(a) To the extent that the amount of the rent payment
28 may be adjusted after taking into account all risk-sharing
29 factors provided in the agreement, that portion of the tax
30 credit equals fifteen percent of the highest adjusted amount
31 that the eligible taxpayer could receive in excess of the
32 amounts calculated in subparagraphs (1) and (2) based on an
33 equation adopted by rule by the authority.

34 (b) As used in subparagraph division (a), "*risk-sharing*
35 *factor*" means an occurrence or lack of occurrence that may

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1 affect the commodity's production or profitability as provided
2 in the agreement, and which may include but is not limited to

3 production costs, per acre crop yield, gross revenue, or market
4 price.

5 (c) The authority shall adopt rules establishing criteria
6 for commonly used risk-sharing factors and adjustment limits.

7 4. The authority shall provide the department with data, in
8 the format prescribed by the department, of eligible taxpayers
9 and persons who have been decertified due to lease termination
10 or other cause of ineligibility by January 31 of each year.

11 The data shall include the amount of the tax credit issued
12 for the most recent year and all expected future tax credits
13 under an agreement for each eligible taxpayer and the type of
14 agreement.

15 5. The amount of tax credits that may be awarded to an
16 eligible taxpayer for any one year under all agreements shall
17 not exceed fifty thousand dollars.

18 6. The amount of the tax credit shall be reduced by the
19 percent ownership interest of the qualifying beginning farmer
20 in the agricultural asset.

21 7. A tax credit in excess of the eligible taxpayer's
22 tax liability for the tax year is not refundable but may be
23 credited to the tax liability for the following ten tax years
24 or until depleted, whichever is earlier. A tax credit shall
25 not be carried back to a tax year prior to the tax year in which
26 the eligible taxpayer redeems the tax credit.

27 8.a. To claim a tax credit under this section, an eligible
28 taxpayer shall include one or more tax credit certificates with
29 the eligible taxpayer's tax return pursuant to rules adopted
30 by the department.

31 b. A tax credit shall not be transferable to any other
32 person other than the eligible taxpayer's estate or trust upon
33 the eligible taxpayer's death pursuant to rules adopted by the
34 department.

35 9. If an agreement is terminated by the eligible taxpayer,

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1 all of the following shall apply:

2 a. Any tax credit properly claimed by the eligible taxpayer
3 prior to the date of termination or for the year during which
4 the termination occurred shall be allowed except as provided
5 in paragraph "b", but no additional tax credits may be issued
6 or claimed under the program for that agreement. The eligible
7 taxpayer may apply for and be awarded another beginning farmer
8 tax credit under a new agreement for the same agricultural
9 assets as provided in this section.

10 b. If the authority determines that the eligible taxpayer is
11 at fault for the termination, any beginning farmer tax credit
12 that is claimed by the eligible taxpayer for the year during
13 which the termination occurred shall be disallowed and the
14 amount shall be considered a tax payment due. If an eligible
15 taxpayer does not notify the authority of the termination
16 within thirty days of the date of the termination in the manner

17 and form prescribed by the authority, the eligible taxpayer
18 shall be conclusively deemed at fault for the termination.
19 Sec. 12. **NEW SECTION. 16.82A Beginning farmer tax credit**
20 **awards — amount and availability.**
21 1.a. Upon approval of an application as provided in
22 section 16.81, the authority shall make a tax credit award
23 to the eligible taxpayer. The tax credit award shall equal
24 the sum of the tax credits calculated by the authority under
25 section 16.82 for all eligible years under the approved
26 agreement.
27 b. The authority shall notify the eligible taxpayer of
28 the tax credit award under the program. The notification
29 shall include the total tax credit award, the amount of the
30 tax credit award that will be issued by way of a tax credit
31 certificate in each future year under the approved agreement,
32 and a statement that the eligible taxpayer has no right to
33 receive tax credit certificates and claim tax credits under the
34 program if all requirements of the agreement and the program
35 are not satisfied.

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1 c. If after making a tax credit award the eligible taxpayer
2 or qualified beginning farmer no longer meets the requirements
3 of the agreement or the program, the authority may revoke a tax
4 credit award and may rescind a tax credit certificate.
5 2. The amount of beginning farmer tax credits that may be
6 awarded by the authority in any one calendar year under the
7 beginning farmer tax credit program shall not in the aggregate
8 exceed a limit of twelve million dollars. Tax credits shall
9 be awarded by the authority not later than December 15 of each
10 calendar year after the agricultural development board reviews
11 applications as provided in section 16.81 and the authority
12 determines tax credit amounts for the approved applications as
13 provided in section 16.82, aggregated for purposes of meeting
14 the annual program award limits.
15 3.a. The authority shall issue tax credit certificates
16 on an annual basis to eligible taxpayers who have received a
17 tax credit award. The tax credit certificate shall contain the
18 information required by the department.
19 b. The aggregate amount of tax credit certificates issued to
20 an eligible taxpayer shall not exceed the eligible taxpayer's
21 tax credit award.
22 c. A tax credit certificate, unless rescinded by the
23 authority, shall be accepted by the department as payment for
24 taxes pursuant to chapter 422, divisions II and III, subject
25 to any conditions or restrictions placed by the authority upon
26 the face of the tax credit certificate and subject to the
27 limitations of the program.
28 Sec. 13. **NEW SECTION. 422.11E Beginning farmer tax credit**
29 **program.**
30 The taxes imposed under this division, less the credits

31 allowed under section 422.12, shall be reduced by a beginning
 32 farmer tax credit as allowed under chapter 16, subchapter VIII,
 33 part 5, subpart B.
 34 Sec. 14. Section 422.33, subsection 21, Code 2019, is
 35 amended to read as follows:

PAGE 15

1 21. The taxes imposed under this division shall be reduced
 2 by ~~an agricultural assets transfer~~ a beginning farmer tax
 3 ~~credit as allowed under section 16.80~~ chapter 16, subchapter
 4 VIII, part 5, subpart B.
 5 Sec. 15.REPEAL. Sections 16.80 and 422.11M, Code 2019,
 6 are repealed.
 7 Sec. 16.APPLICABILITY OF PRIOR TAX CREDITS — APPROVED
 8 APPLICATIONS AND CERTIFICATES.
 9 1. Notwithstanding any provision of this Act to the
 10 contrary, any agricultural asset transfer tax credit
 11 application approved prior to the effective date of this Act
 12 under section 16.80 as that section existed on or before
 13 December 31, 2018, for a year prior to 2019 but for which tax
 14 credit certificates could have been issued for a tax year
 15 beginning on or after January 1, 2019, shall be governed by
 16 section 16.80, Code 2019, and shall be eligible to receive
 17 tax credit certificates for tax years beginning on or after
 18 January 1, 2019, for the remainder of the agricultural lease
 19 term as provided by section 16.80, Code 2019. Tax credit
 20 certificates approved and issued pursuant to this subsection
 21 are not considered an award subject to the maximum tax credit
 22 award limitation in section 16.82A, as enacted in this Act.
 23 2.a. Any application which was submitted prior to the
 24 effective date of this Act for the agricultural assets transfer
 25 tax credit pursuant to section 16.80 as that section existed
 26 on December 31, 2018, for the tax year beginning January 1,
 27 2019, shall be governed by section 16.80, Code 2019, except as
 28 provided in paragraph “b”.
 29 b. Any amount of tax credit certificate approved and issued
 30 pursuant to this subsection shall not be subject to the maximum
 31 tax credit issuance limitation in section 16.80, subsection
 32 10, Code 2019, but shall instead be counted in the same manner
 33 as an award for purposes of the twelve million dollar calendar
 34 year award limitation in section 16.82A, subsection 2, as
 35 enacted in this Act, and shall reduce, dollar-for-dollar, that

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1 maximum calendar year award limitation for the calendar year
 2 during which the tax credit certificate is issued.
 3 Sec. 17.APPLICABILITY OF PRIOR TAX CREDITS — CONTINUANCE
 4 OF CARRYOVER PROVISIONS. For any tax year commencing in
 5 calendar years 2014 through 2018, a tax credit that could
 6 have been first issued, awarded, or allowed and claimed under

7 sections 16.75 through 16.82 as those sections existed on
8 December 31, 2017, or under section 16.80 as that section
9 existed on December 31, 2018, may be credited to the tax
10 liability of that taxpayer for ten tax years following the tax
11 year for which the eligible taxpayer could have first claimed
12 the tax credit, or until depleted, whichever is earlier.

13 Sec. 18.EFFECTIVE DATE. This Act, being deemed of
14 immediate importance, takes effect upon enactment.

15 Sec. 19.RETROACTIVE APPLICABILITY. This Act applies
16 retroactively to January 1, 2019, for tax years beginning on or
17 after that date.>

ZUMBACH of Linn

H-1276

1 Amend Senate File 608, as amended, passed, and reprinted by
2 the Senate, as follows:

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

5 <DIVISION I

6 FISCAL YEAR 2019-2020 APPROPRIATIONS

7 Section 1.DEPARTMENT OF CULTURAL AFFAIRS.

8 1. There is appropriated from the general fund of the state
9 to the department of cultural affairs for the fiscal year
10 beginning July 1, 2019, and ending June 30, 2020, the following
11 amounts, or so much thereof as is necessary, to be used for the
12 purposes designated:

13 a. ADMINISTRATION

14 For salaries, support, maintenance, and miscellaneous
15 purposes, and for not more than the following full-time
16 equivalent positions for the department:

17	\$	168,637
18	FTEs	55.22

19 The department of cultural affairs shall coordinate
20 activities with the tourism office of the economic development
21 authority to promote attendance at the state historical
22 building and at this state's historic sites.

23 Full-time equivalent positions authorized under this
24 paragraph are funded, in full or in part, using moneys
25 appropriated under this paragraph and paragraphs "c" through
26 "g".

27 b. COMMUNITY CULTURAL GRANTS

28 For planning and programming for the community cultural
29 grants program established under section 303.3:

30	\$	172,090
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31 c. HISTORICAL DIVISION

32 For the support of the historical division:

33	\$	3,127,797
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34 d. HISTORIC SITES

35 For the administration and support of historic sites:

PAGE 2

1 \$ 426,398
2 e. ARTS DIVISION
3 For the support of the arts division:
4 \$ 1,317,188
5 Of the moneys appropriated in this paragraph, the department
6 shall allocate \$300,000 for purposes of the film office.
7 f. IOWA GREAT PLACES
8 For the Iowa great places program established under section
9 303.3C:
10 \$ 150,000
11 g. RECORDS CENTER RENT
12 For payment of rent for the state records center:
13 \$ 227,243
14 h. CULTURAL TRUST GRANTS
15 For grant programs administered by the Iowa arts
16 council including those programs supporting the long-term
17 financial stability and sustainability of nonprofit cultural
18 organizations:
19 \$ 150,000
20 2. Notwithstanding section 8.33, moneys appropriated in
21 this section that remain unencumbered or unobligated at the
22 close of the fiscal year shall not revert but shall remain
23 available for expenditure for the purposes designated until the
24 close of the succeeding fiscal year.
25 Sec. 2.GOALS AND ACCOUNTABILITY — ECONOMIC DEVELOPMENT.
26 1. For the fiscal year beginning July 1, 2019, the goals
27 for the economic development authority shall be to expand and
28 stimulate the state economy, increase the wealth of Iowans, and
29 increase the population of the state.
30 2. To achieve the goals in subsection 1, the economic
31 development authority shall do all of the following for the
32 fiscal year beginning July 1, 2019:
33 a. Concentrate its efforts on programs and activities that
34 result in commercially viable products and services.
35 b. Adopt practices and services consistent with free

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1 market, private sector philosophies.
2 c. Ensure economic growth and development throughout the
3 state.
4 d. Work with businesses and communities to continually
5 improve the economic development climate along with the
6 economic well-being and quality of life for Iowans.
7 e. Coordinate with other state agencies to ensure that they
8 are attentive to the needs of an entrepreneurial culture.
9 f. Establish a strong and aggressive marketing image to
10 showcase Iowa’s workforce, existing industry, and potential.
11 A priority shall be placed on recruiting new businesses,
12 business expansion, and retaining existing Iowa businesses.

13 Emphasis shall be placed on entrepreneurial development through
14 helping entrepreneurs secure capital, and developing networks
15 and a business climate conducive to entrepreneurs and small
16 businesses.

17 g. Encourage the development of communities and quality of
18 life to foster economic growth.

19 h. Prepare communities for future growth and development
20 through development, expansion, and modernization of
21 infrastructure.

22 i. Develop public-private partnerships with Iowa businesses
23 in the tourism industry, Iowa tour groups, Iowa tourism
24 organizations, and political subdivisions in this state to
25 assist in the development of advertising efforts.

26 j. Develop, to the fullest extent possible, cooperative
27 efforts for advertising with contributions from other sources.

28 Sec. 3.ECONOMIC DEVELOPMENT AUTHORITY.

29 1. APPROPRIATION

30 a. There is appropriated from the general fund of the state
31 to the economic development authority for the fiscal year
32 beginning July 1, 2019, and ending June 30, 2020, the following
33 amount, or so much thereof as is necessary, to be used for the
34 purposes designated in this subsection, and for not more than
35 the following full-time equivalent positions:

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- 1 \$ 13,413,379
- 2 FTEs 126.45
- 3 b.(1) For salaries, support, miscellaneous purposes,
- 4 programs, marketing, and the maintenance of an administration
- 5 division, a business development division, a community
- 6 development division, a small business development division,
- 7 and other divisions the authority may organize.
- 8 (2) The full-time equivalent positions authorized under
- 9 this section are funded, in whole or in part, by the moneys
- 10 appropriated under this subsection or by other moneys received
- 11 by the authority, including certain federal moneys.
- 12 (3) For business development operations and programs,
- 13 international trade, export assistance, workforce recruitment,
- 14 and the partner state program.
- 15 (4) For transfer to a fund created pursuant to section
- 16 15.313 for purposes of financing strategic infrastructure
- 17 projects.
- 18 (5) For community economic development programs, tourism
- 19 operations, community assistance, plans for Iowa green corps
- 20 and summer youth programs, the mainstreet and rural mainstreet
- 21 programs, the school-to-career program, the community
- 22 development block grant, and housing and shelter-related
- 23 programs.
- 24 (6) For achieving the goals and accountability, and
- 25 fulfilling the requirements and duties required under this Act.
- 26 c. Notwithstanding section 8.33, moneys appropriated in

27 this subsection that remain unencumbered or unobligated at the
 28 close of the fiscal year shall not revert but shall remain
 29 available for expenditure for the purposes designated in this
 30 subsection until the close of the succeeding fiscal year.

31 2. FINANCIAL ASSISTANCE RESTRICTIONS

32 a. A business creating jobs through moneys appropriated in
 33 subsection 1 shall be subject to contract provisions requiring
 34 new and retained jobs to be filled by individuals who are
 35 citizens of the United States who reside within the United

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1 States or any person authorized to work in the United States
 2 pursuant to federal law, including legal resident aliens in the
 3 United States.

4 b. Any vendor who receives moneys appropriated in
 5 subsection 1 shall adhere to such contract provisions and
 6 provide periodic assurances as the state shall require that the
 7 jobs are filled solely by citizens of the United States who
 8 reside within the United States or any person authorized to
 9 work in the United States pursuant to federal law, including
 10 legal resident aliens in the United States.

11 c. A business that receives financial assistance from
 12 the authority from moneys appropriated in subsection 1 shall
 13 only employ individuals legally authorized to work in this
 14 state. In addition to all other applicable penalties provided
 15 by current law, all or a portion of the assistance received
 16 by a business which is found to knowingly employ individuals
 17 not legally authorized to work in this state is subject to
 18 recapture by the authority.

19 3. USES OF APPROPRIATIONS

20 a. From the moneys appropriated in subsection 1, the
 21 authority may provide financial assistance in the form of a
 22 grant to a community economic development entity for conducting
 23 a local workforce recruitment effort designed to recruit former
 24 citizens of the state and former students at colleges and
 25 universities in the state to meet the needs of local employers.

26 b. From the moneys appropriated in subsection 1, the
 27 authority may provide financial assistance to early stage
 28 industry companies being established by women entrepreneurs.

29 c. From the moneys appropriated in subsection 1, the
 30 authority may provide financial assistance in the form of
 31 grants, loans, or forgivable loans for advanced research and
 32 commercialization projects involving value-added agriculture,
 33 advanced technology, or biotechnology.

34 d. The authority shall not use any moneys appropriated in
 35 subsection 1 for purposes of providing financial assistance for

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1 the Iowa green streets pilot project or for any other program
 2 or project that involves the installation of geothermal systems

3 for melting snow and ice from streets or sidewalks.

4 4. WORLD FOOD PRIZE

5 There is appropriated from the general fund of the state
6 to the economic development authority for the fiscal year
7 beginning July 1, 2019, and ending June 30, 2020, the following
8 amount for the world food prize and in lieu of the standing
9 appropriation in section 15.368:

10 \$ 375,000

11 5. IOWA COMMISSION ON VOLUNTEER SERVICE

12 There is appropriated from the general fund of the state
13 to the economic development authority for the fiscal year
14 beginning July 1, 2019, and ending June 30, 2020, the following
15 amount for allocation to the Iowa commission on volunteer
16 service for purposes of the Iowa state commission grant
17 program, the Iowa’s promise and Iowa mentoring partnership
18 programs, and for not more than the following full-time
19 equivalent positions:

20 \$ 168,201

21 FTEs 8.00

22 Of the moneys appropriated in this subsection, the
23 authority shall allocate \$75,000 for purposes of the Iowa state
24 commission grant program and \$93,201 for purposes of the Iowa’s
25 promise and Iowa mentoring partnership programs.

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

31 6. COUNCILS OF GOVERNMENTS — ASSISTANCE

32 There is appropriated from the general fund of the state
33 to the economic development authority for the fiscal year
34 beginning July 1, 2019, and ending June 30, 2020, the following
35 amount to be used for the purposes of providing financial

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1 assistance to Iowa’s councils of governments:

2 \$ 275,000

3 7. REGISTERED APPRENTICESHIP PROGRAM

4 There is appropriated from the general fund of the
5 state to the economic development authority for the fiscal
6 year beginning July 1, 2019, and ending June 30, 2020, the
7 following amount to be used for the funding of a registered
8 apprenticeship development program designed to encourage
9 small to midsize businesses to start or grow registered
10 apprenticeships:

11 \$ 1,000,000

12 8. SCIENCE, TECHNOLOGY, ENGINEERING, AND MATHEMATICS
13 INTERNSHIPS

14 a. There is appropriated from the Iowa skilled worker and
15 job creation fund created in section 8.75 to the Iowa economic
16 development authority for the fiscal year beginning July 1,

17 2019, and ending June 30, 2020, the following amount, or so
18 much thereof as is necessary, for the purposes designated:

19 For the funding of internships for students studying in the
20 fields of science, technology, engineering, and mathematics
21 with eligible Iowa employers as provided in section 15.411,
22 subsection 3, paragraph “c”:

23 \$ 1,000,000

24 b. No more than 3 percent of the moneys appropriated in this
25 subsection may be used by the authority for costs associated
26 with administration of the internship program.

27 c. Notwithstanding section 8.33, moneys appropriated in
28 this subsection which remain unencumbered or unobligated at
29 the end of the fiscal year shall not revert but shall remain
30 available for expenditure for the purposes designated in
31 subsequent fiscal years.

32 9. FUTURE READY IOWA — VOLUNTEER MENTORING PROGRAM

33 a. There is appropriated from the Iowa skilled worker and
34 job creation fund created in section 8.75 to the economic
35 development authority for the fiscal year beginning July 1,

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1 2019, and ending June 30, 2020, the following amount, or so
2 much thereof as is necessary, for the purpose designated:

3 For allocation to the Iowa commission on volunteer services
4 to be used for establishing a volunteer mentor program to
5 support implementation of the future ready Iowa skilled
6 workforce last-dollar scholarship program in section 261.131
7 and the future ready Iowa skilled workforce grant program
8 created in section 261.132:

9 \$ 400,000

10 b. Notwithstanding section 8.33, moneys appropriated in
11 this subsection which remain unencumbered or unobligated at
12 the end of the fiscal year shall not revert but shall remain
13 available for expenditure for the purposes designated until the
14 close of the succeeding fiscal year.

15 10. EMPOWER RURAL IOWA — HOUSING NEEDS ASSESSMENT GRANT
16 PROGRAM

17 a. There is appropriated from the Iowa skilled worker and
18 job creation fund created in section 8.75 to the economic
19 development authority for the fiscal year beginning July 1,
20 2019, and ending June 30, 2020, the following amount, or so
21 much thereof as is necessary, for the purpose designated:

22 To be distributed by the authority for establishing a
23 housing needs assessment grant program to provide small
24 communities with hard data and housing-related information
25 specific to the community being analyzed:

26 \$ 100,000

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

31 close of the succeeding fiscal year.
 32 c. The authority shall adopt rules pursuant to chapter
 33 17A to establish criteria for the distribution of the moneys
 34 appropriated in this subsection.
 35 11. EMPOWER RURAL IOWA — RURAL INNOVATION GRANTS

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1 a. There is appropriated from the Iowa skilled worker and
 2 job creation fund created in section 8.75 to the economic
 3 development authority for the fiscal year beginning July 1,
 4 2019, and ending June 30, 2020, the following amount, or so
 5 much thereof as is necessary, for the purpose designated:
 6 To be distributed by the authority for supporting innovative
 7 rural projects:
 8 \$ 300,000
 9 b. Notwithstanding section 8.33, moneys appropriated in
 10 this subsection which remain unencumbered or unobligated at
 11 the end of the fiscal year shall not revert but shall remain
 12 available for expenditure for the purposes designated until the
 13 close of the succeeding fiscal year.
 14 c. The authority shall adopt rules pursuant to chapter
 15 17A to establish criteria for the distribution of the moneys
 16 appropriated in this subsection.
 17 Sec. 4.LIMITATIONS OF STANDING APPROPRIATIONS — FY
 18 2019-2020. Notwithstanding the standing appropriations
 19 in the following designated sections for the fiscal year
 20 beginning July 1, 2019, and ending June 30, 2020, the amounts
 21 appropriated from the general fund of the state pursuant to
 22 these sections for the following purposes shall not exceed the
 23 following amounts:
 24 1. For operational support grants and community cultural
 25 grants under section 99F.11, subsection 3, paragraph “d”,
 26 subparagraph (1):
 27 \$ 448,403
 28 2. For the purposes of regional tourism marketing under
 29 section 99F.11, subsection 3, paragraph “d”, subparagraph (2):
 30 \$ 900,000
 31 Sec. 5.FINANCIAL ASSISTANCE REPORTING — ECONOMIC
 32 DEVELOPMENT AUTHORITY. The economic development authority and
 33 the department of revenue shall submit a joint annual report
 34 to the general assembly no later than November 1, 2019, that
 35 details the amount of every direct loan, forgivable loan,

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1 tax credit, tax exemption, tax refund, grant, or any other
 2 financial assistance awarded to a person during the prior
 3 fiscal year by the authority under an economic development
 4 program administered by the authority. The report shall
 5 identify the county where the project associated with each such
 6 award is located.

7 Sec. 6.INSURANCE ECONOMIC DEVELOPMENT. From the
 8 moneys collected by the insurance division in excess of the
 9 anticipated gross revenues under section 505.7, subsection
 10 3, during the fiscal year beginning July 1, 2019, \$100,000
 11 shall be transferred to the economic development authority for
 12 insurance economic development and international insurance
 13 economic development.

14 Sec. 7.IOWA FINANCE AUTHORITY.

15 1. There is appropriated from the general fund of the state
 16 to the Iowa finance authority for the fiscal year beginning
 17 July 1, 2019, and ending June 30, 2020, the following amount,
 18 or so much thereof as is necessary, to be used to provide
 19 reimbursement for rent expenses to eligible persons under
 20 the home and community-based services rent subsidy program
 21 established in section 16.55:

22 \$ 658,000

23 2. Of the moneys appropriated in this section, not more than
 24 \$35,000 may be used for administrative costs.

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

30 Sec. 8.IOWA FINANCE AUTHORITY AUDIT. The auditor of state
 31 is requested to review the audit of the Iowa finance authority
 32 performed by the auditor hired by the authority.

33 Sec. 9.PUBLIC EMPLOYMENT RELATIONS BOARD.

34 1. There is appropriated from the general fund of the state
 35 to the public employment relations board for the fiscal year

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1 beginning July 1, 2019, and ending June 30, 2020, the following
 2 amount, or so much thereof as is necessary, for the purposes
 3 designated:

4 For salaries, support, maintenance, and miscellaneous
 5 purposes, and for not more than the following full-time
 6 equivalent positions:

7 \$ 1,492,452

8 FTEs 11.00

9 2. Of the moneys appropriated in this section, the board
 10 shall allocate \$15,000 for maintaining an internet site that
 11 allows searchable access to a database of collective bargaining
 12 information.

13 Sec. 10.DEPARTMENT OF WORKFORCE DEVELOPMENT. There
 14 is appropriated from the general fund of the state to the
 15 department of workforce development for the fiscal year
 16 beginning July 1, 2019, and ending June 30, 2020, the following
 17 amounts, or so much thereof as is necessary, for the purposes
 18 designated:

19 1. DIVISION OF LABOR SERVICES

20 a. For the division of labor services, including salaries,

21 support, maintenance, and miscellaneous purposes, and for not
22 more than the following full-time equivalent positions:

23 \$ 3,491,252
24 FTEs 58.10

25 b. From the contractor registration fees, the division of
26 labor services shall reimburse the department of inspections
27 and appeals for all costs associated with hearings under
28 chapter 91C, relating to contractor registration.

29 2. DIVISION OF WORKERS' COMPENSATION

30 a. For the division of workers' compensation, including
31 salaries, support, maintenance, and miscellaneous purposes, and
32 for not more than the following full-time equivalent positions:

33 \$ 3,321,044
34 FTEs 26.10

35 b. The division of workers' compensation shall charge a

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1 \$100 filing fee for workers' compensation cases. The filing
2 fee shall be paid by the petitioner of a claim. However, the
3 fee can be taxed as a cost and paid by the losing party, except
4 in cases where it would impose an undue hardship or be unjust
5 under the circumstances. The moneys generated by the filing
6 fee allowed under this subsection are appropriated to the
7 department of workforce development to be used for purposes of
8 administering the division of workers' compensation.

9 3. WORKFORCE DEVELOPMENT OPERATIONS

10 a. For the operation of field offices, the workforce
11 development board, and for not more than the following
12 full-time equivalent positions:

13 \$ 6,675,650
14 FTEs 185.92

15 b. Of the moneys appropriated in paragraph "a" of this
16 subsection, the department shall allocate \$150,000 to the state
17 library for the purpose of licensing an online resource which
18 prepares persons to succeed in the workplace through programs
19 which improve job skills and vocational test-taking abilities.

20 4. OFFENDER REENTRY PROGRAM

21 a. For the development and administration of an offender
22 reentry program to provide offenders with employment skills,
23 and for not more than the following full-time equivalent
24 positions:

25 \$ 387,158
26 FTEs 5.00

27 b. The department of workforce development shall partner
28 with the department of corrections to provide staff within the
29 correctional facilities to improve offenders' abilities to find
30 and retain productive employment.

31 5. INTEGRATED INFORMATION FOR IOWA SYSTEM

32 For the payment of services provided by the department of
33 administrative services related to the integrated information
34 for Iowa system:

35 \$ 228,822

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1 6. SUMMER YOUTH INTERN PILOT PROGRAM

2 For the funding of a summer youth intern pilot program that
3 will help young people at risk of not graduating from high
4 school to explore and prepare for high-demand careers through
5 summer work experience, including the development of soft
6 skills:

7 \$ 250,000

8 7. NONREVERSION

9 Notwithstanding section 8.33, moneys appropriated in this
10 section that remain unencumbered or unobligated at the close of
11 the fiscal year shall not revert but shall remain available for
12 expenditure for the purposes designated until the close of the
13 succeeding fiscal year.

14 Sec. 11.GENERAL FUND — EMPLOYEE MISCLASSIFICATION
15 PROGRAM. There is appropriated from the general fund of the
16 state to the department of workforce development for the fiscal
17 year beginning July 1, 2019, and ending June 30, 2020, the
18 following amount, or so much thereof as is necessary, to be
19 used for the purposes 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 \$ 379,631

24 FTEs 5.50

25 Sec. 12.SPECIAL EMPLOYMENT SECURITY CONTINGENCY FUND.

26 1. There is appropriated from the special employment
27 security contingency fund to the department of workforce
28 development for the fiscal year beginning July 1, 2019, and
29 ending June 30, 2020, the following amount, or so much thereof
30 as is necessary, to be used for field offices:

31 \$ 1,766,084

32 2. Any remaining additional penalty and interest revenue
33 collected by the department of workforce development is
34 appropriated to the department for the fiscal year beginning
35 July 1, 2019, and ending June 30, 2020, to accomplish the

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1 mission of the department.

2 Sec. 13.FUTURE READY IOWA — IOWA EMPLOYER INNOVATION FUND.

3 1. There is appropriated from the general fund of the state
4 to the department of workforce development for the fiscal year
5 beginning July 1, 2019, and ending June 30, 2020, the following
6 amount, or so much thereof as is necessary, to be used for the
7 purposes designated:

8 In consultation with the workforce development board, for
9 funding of the Iowa employer innovation program which shall
10 match eligible employer moneys to expand opportunities for

11 education and training leading to high-demand jobs and to
12 encourage Iowa employers, community leaders, and others to
13 provide leadership and support for regional workforce talent
14 pools throughout the state, and for future ready Iowa education
15 and outreach:

16 \$ 1,200,000

17 2. Notwithstanding section 8.33, moneys appropriated in
18 this section which remain unencumbered or unobligated at the
19 end of the fiscal year shall not revert but shall remain
20 available for expenditure for the purposes designated until the
21 close of the succeeding fiscal year.

22 Sec. 14.UNEMPLOYMENT COMPENSATION RESERVE FUND —

23 FIELD OFFICES. Notwithstanding section 96.9, subsection 8,
24 paragraph “e”, there is appropriated from interest earned on
25 the unemployment compensation reserve fund to the department
26 of workforce development for the fiscal year beginning July 1,
27 2019, and ending June 30, 2020, the following amount, or so
28 much thereof as is necessary, for the purposes designated:

29 For the operation of field offices:

30 \$ 2,850,000

31 Sec. 15.VIRTUAL ACCESS WORKFORCE DEVELOPMENT OFFICES. The
32 department of workforce development shall require a unique
33 identification login for all users of workforce development
34 centers operated through electronic means.

35 Sec. 16.UNEMPLOYMENT COMPENSATION PROGRAM. Notwithstanding

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1 section 96.9, subsection 4, paragraph “a”, moneys credited to
2 the state by the secretary of the treasury of the United
3 States pursuant to section 903 of the Social Security
4 Act are appropriated to the department of workforce
5 development and shall be used by the department for the
6 administration of the unemployment compensation program only.
7 This appropriation shall not apply to any fiscal year
8 beginning after December 31, 2019.

9 Sec. 17. IOWA SKILLED WORKER AND JOB CREATION FUND.

10 1. There is appropriated from the Iowa skilled worker and
11 job creation fund created in section 8.75 to the following
12 departments, agencies, and institutions for the fiscal year
13 beginning July 1, 2019, and ending June 30, 2020, the following
14 amounts, or so much thereof as is necessary, to be used for the
15 purposes designated:

16 a. ECONOMIC DEVELOPMENT AUTHORITY

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

19 \$ 11,700,000

20 (2) From the moneys appropriated in this lettered paragraph
21 “a”, the economic development authority may use not more
22 than \$1,000,000 for purposes of providing infrastructure
23 grants to mainstreet communities under the main street Iowa
24 program and may allocate not more than \$300,000 for the

25 purposes of supporting statewide worker education and quality
26 preapprenticeship programs.

27 (3) As a condition of receiving moneys appropriated in
28 this lettered paragraph "a", an entity shall testify upon the
29 request of the joint appropriations subcommittee on economic
30 development regarding the expenditure of such moneys.

31 b. STATE BOARD OF REGENTS AND REGENTS INSTITUTIONS

32 (1) STATE BOARD OF REGENTS. For capacity building
33 infrastructure in areas related to technology
34 commercialization, marketing and business development
35 efforts in areas related to technology commercialization,

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1 entrepreneurship, and business growth, and infrastructure
2 projects and programs needed to assist in implementation of
3 activities under chapter 262B:

4 \$ 3,000,000

5 (a) Of the moneys appropriated pursuant to this
6 subparagraph (1), 35 percent shall be allocated for Iowa state
7 university of science and technology, 35 percent shall be
8 allocated for the state university of Iowa, and 30 percent
9 shall be allocated for the university of northern Iowa.

10 (b) The institutions shall provide a one-to-one match
11 of additional moneys for the activities funded with moneys
12 appropriated under this subparagraph (1).

13 (c) The state board of regents shall submit a report by
14 January 15, 2020, to the governor, the general assembly, and
15 the legislative services agency regarding the activities,
16 projects, and programs funded with moneys appropriated under
17 this subparagraph (1). The report shall be provided in an
18 electronic format and shall include a list of metrics and
19 criteria mutually agreed to in advance by the board of regents
20 and the economic development authority. The metrics and
21 criteria shall allow the governor's office and the general
22 assembly to quantify and evaluate the progress of the board of
23 regents institutions with regard to their activities, projects,
24 and programs in the areas of technology commercialization,
25 entrepreneurship, regional development, and market research.

26 (2) IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY. For
27 small business development centers, the science and technology
28 research park, and the center for industrial research and
29 service, and for not more than the following full-time
30 equivalent positions:

31 \$ 2,424,302

32 FTEs 56.63

33 (a) Of the moneys appropriated in this subparagraph (2),
34 Iowa state university of science and technology shall allocate
35 at least \$735,728 for purposes of funding small business

PAGE 17

1 development centers. Iowa state university of science and
2 technology may allocate the appropriated moneys to the various
3 small business development centers in any manner necessary to
4 achieve the purposes of this subparagraph.

5 (b) Iowa state university of science and technology shall
6 do all of the following:

7 (i) Direct expenditures for research toward projects that
8 will provide economic stimulus for Iowa.

9 (ii) Provide emphasis to providing services to Iowa-based
10 companies.

11 (c) It is the intent of the general assembly that the
12 industrial incentive program focus on Iowa industrial sectors
13 and seek contributions and in-kind donations from businesses,
14 industrial foundations, and trade associations, and that moneys
15 for the center for industrial research and service industrial
16 incentive program shall be allocated only for projects which
17 are matched by private sector moneys for directed contract
18 research or for nondirected research. The match required of
19 small businesses as defined in section 15.102, subsection 8,
20 for directed contract research or for nondirected research
21 shall be \$1 for each \$3 of state funds. The match required
22 for other businesses for directed contract research or
23 for nondirected research shall be \$1 for each \$1 of state
24 funds. The match required of industrial foundations or trade
25 associations shall be \$1 for each \$1 of state funds.

26 Iowa state university of science and technology shall
27 report annually to the joint appropriations subcommittee on
28 economic development and the legislative services agency the
29 total amount of private contributions, the proportion of
30 contributions from small businesses and other businesses, and
31 the proportion for directed contract research and nondirected
32 research of benefit to Iowa businesses and industrial sectors.

33 (3) STATE UNIVERSITY OF IOWA. For the state university
34 of Iowa research park and for the advanced drug development
35 program at the Oakdale research park, including salaries,

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1 support, maintenance, equipment, and miscellaneous purposes,
2 and for not more than the following full-time equivalent
3 positions:

4	\$	209,279
5	FTEs	6.00

6 The state university of Iowa shall do all of the following:

7 (a) Direct expenditures for research toward projects that
8 will provide economic stimulus for Iowa.

9 (b) Provide emphasis to providing services to Iowa-based
10 companies.

11 (4) STATE UNIVERSITY OF IOWA. For the purpose of
12 implementing the entrepreneurship and economic growth

13 initiative, and for not more than the following full-time
14 equivalent positions:

15 \$ 2,000,000
16 FTEs 5.28

17 (5) UNIVERSITY OF NORTHERN IOWA. For the metal casting
18 center, the MyEntreNet internet application, and the institute
19 for decision making, including salaries, support, maintenance,
20 and miscellaneous purposes, and for not more than the following
21 full-time equivalent positions:

22 \$ 1,066,419
23 FTEs 8.12

24 (a) Of the moneys appropriated pursuant to this
25 subparagraph, the university of northern Iowa shall allocate at
26 least \$617,638 for purposes of support of entrepreneurs through
27 the university’s center for business growth and innovation and
28 advance Iowa program.

29 (b) The university of northern Iowa shall do all of the
30 following:

31 (i) Direct expenditures for research toward projects that
32 will provide economic stimulus for Iowa.

33 (ii) Provide emphasis to providing services to Iowa-based
34 companies.

35 (6) As a condition of receiving moneys appropriated in

PAGE 19

1 this lettered paragraph “b”, an entity shall testify upon the
2 request of the joint appropriations subcommittee on economic
3 development regarding the expenditure of such moneys.

4 c. DEPARTMENT OF WORKFORCE DEVELOPMENT
5 To develop a long-term sustained program to train unemployed
6 and underemployed central Iowans with skills necessary to
7 advance to higher-paying jobs with full benefits:

8 \$ 100,000
9 (1) The department of workforce development shall begin
10 a request for proposals process, issued for purposes of this
11 lettered paragraph “c”, no later than September 1, 2019.

12 (2) As a condition of receiving moneys appropriated under
13 this lettered paragraph “c”, an entity shall testify upon the
14 request of the joint appropriations subcommittee on economic
15 development regarding the expenditure of such moneys.

16 d. COLLEGE STUDENT AID COMMISSION
17 For deposit in the future ready Iowa skilled workforce grant
18 fund established pursuant to section 261.132, as enacted by
19 2018 Iowa Acts, chapter 1067, section 13:

20 \$ 1,000,000
21 e. DEPARTMENT OF WORKFORCE DEVELOPMENT

22 For the funding of a future ready Iowa coordinator in the
23 department, and for not more than the following full-time
24 equivalent positions:

25 \$ 150,000
26 FTEs 0.50

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

32 Sec. 18.GENERAL FUND — CERTAIN REGENTS INSTITUTIONS.

33 1. There is appropriated from the general fund of the state
 34 to the following institutions for the fiscal year beginning
 35 July 1, 2019, and ending June 30, 2020, the following amounts,

PAGE 20

1 or so much thereof as is necessary, to be used for the purposes
 2 designated:

3 a. IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY

4 In cooperation with the Iowa economic development authority,
 5 for support of a biosciences innovation ecosystem to strengthen
 6 Iowa’s leadership positions in the area of bio-based chemicals,
 7 digital agriculture, vaccines, and medical devices, including
 8 salaries, support, maintenance, and miscellaneous purposes, and
 9 for not more than the following full-time equivalent positions:

10	\$	825,000
11	FTEs	3.00

12 b. STATE UNIVERSITY OF IOWA

13 In cooperation with the Iowa economic development authority,
 14 for support of a biosciences innovation ecosystem, to
 15 strengthen Iowa’s leadership positions in the area of bio-based
 16 chemicals, digital agriculture, vaccines, and medical devices,
 17 including salaries, support, maintenance, and miscellaneous
 18 purposes, and for not more than the following full-time
 19 equivalent positions:

20	\$	275,000
21	FTEs	1.00

22 c. UNIVERSITY OF NORTHERN IOWA

23 For equipment and technology to expand the university’s
 24 additive manufacturing capabilities related to investment
 25 castings technology and industry support, including salaries,
 26 support, and miscellaneous purposes, and for not more than the
 27 following full-time equivalent positions:

28	\$	400,000
29	FTEs	4.00

30 The university of northern Iowa shall make a good faith
 31 effort to coordinate with private entities to seek funds to
 32 supplement this appropriation to support the expansion of the
 33 university’s additive manufacturing capabilities.

34 2. Notwithstanding section 8.33, moneys appropriated in
 35 subsection 1, paragraphs “a” and “b”, that remain unencumbered

PAGE 21

1 or unobligated at the close of the fiscal year shall not revert
 2 but shall remain available for expenditure for the purposes

3 designated until the close of the succeeding fiscal year.

4 DIVISION II

5 MISCELLANEOUS PROVISIONS

6 Sec. 19. Section 16.2, Code 2019, is amended by adding the
7 following new subsection:

8 NEW SUBSECTION. 2A. There shall be four ex officio,
9 nonvoting legislative members consisting of the following:

10 a. Two state senators, one appointed by the majority leader
11 of the senate and one appointed by the minority leader of the
12 senate from their respective parties.

13 b. Two state representatives, one appointed by the speaker
14 and one appointed by the minority leader of the house of
15 representatives from their respective parties.

16 Sec. 20. Section 16.2, subsection 3, Code 2019, is amended
17 to read as follows:

18 3. Five voting members of the authority constitute a quorum
19 and the affirmative vote of a majority of the appointed members
20 is necessary for any substantive action taken by the authority.

21 The majority shall not include any member who has a conflict of
22 interest and a statement by a member of a conflict of interest
23 shall be conclusive for this purpose. A vacancy in the
24 membership does not impair the right of a quorum to exercise
25 all rights and perform all duties of the authority.>

BEST of Carroll

H-1277

1 Amend Senate File 592, as passed by the Senate, as follows:

2 1. By striking page 1, line 1, through page 16, line 32.

3 2. Title page, by striking lines 1 and 2 and inserting
4 <An Act relating to the inclusion of physician assistants as
5 approved providers under the Medicaid program.>

6 3. By renumbering as necessary.

A. MEYER of Webster

H-1278

1 Amend House File 743, as passed by the House, as follows:

2 1. Page 6, after line 25 by inserting:

3 <Sec. __. Section 2B.17, subsection 1, Code 2019, is
4 amended to read as follows:

5 1. ~~An official~~ A legal publication designated as ~~such~~
6 official by the legislative services agency as provided in
7 sections 2.42 and 2A.1, is the authoritative and official ~~and~~
8 ~~authoritative~~ electronic or print version of the statutes,
9 administrative rules, or court rules of the state of Iowa.>

10 2. Page 6, line 26, by striking <paragraph a.> and inserting
11 <paragraphs a and d.>

12 3. Page 6, line 27, by striking <is> and inserting <are>

13 4. Page 6, line 28, by striking <state's> and inserting

- 14 <state's state>
 15 5. Page 6, after line 29 by inserting:
 16 <d. For court rules, the official ~~version of the legal~~
 17 publication shall be known as the Iowa Court Rules.>
 18 6. Page 6, lines 32 and 33, by striking <a legal publication
 19 is deemed an official version and> and inserting <an official
 20 legal publication>
 21 7. Page 7, line 26, by striking <version of a>
 22 8. By renumbering as necessary.

SENATE AMENDMENT

H-1279

- 1 Amend the amendment, H-1271, to Senate File 615, as amended,
 2 passed, and reprinted by the Senate, as follows:
 3 1. Page 1, line 34, by striking <5,016,708> and inserting
 4 <6,200,000>

ANDERSON of Polk

H-1280

- 1 Amend the amendment, H-1271, to Senate File 615, as amended,
 2 passed, and reprinted by the Senate, as follows:
 3 1. Page 9, by striking lines 16 through 22.

ANDERSON of Polk

H-1281

- 1 Amend the amendment, H-1271, to Senate File 615, as amended,
 2 passed, and reprinted by the Senate, as follows:
 3 1. By striking page 20, line 34, through page 21, line 31.
 4 2. Page 22, by striking lines 15 through 17.
 5 3. By renumbering as necessary.

ANDERSON of Polk
 BENNETT of Linn
 BROWN-POWERS of Black Hawk
 DERRY of Polk
 EHLERT of Linn
 GAINES of Polk
 HALL of Woodbury
 HUNTER of Polk
 JACOBY of Johnson
 JUDGE of Dallas
 KONFRST of Polk
 KURTH of Scott
 LENSING of Johnson
 MATSON of Polk
 B. MEYER of Polk
 OLDSON of Polk

ABDUL-SAMAD of Polk
 BRECKENRIDGE of Jasper
 COHOON of Des Moines
 DONAHUE of Linn
 FORBES of Polk
 GASKILL of Wapello
 HEDDENS of Story
 ISENHART of Dubuque
 JAMES of Dubuque
 KACENA of Woodbury
 KRESSIG of Black Hawk
 KURTZ of Lee
 MASCHER of Johnson
 McCONKEY of Pottawattamie
 NIELSEN of Johnson
 OLSON of Polk

OURTH of Warren
 McKEAN of Jones
 M. SMITH of Marshall
 STAED of Linn
 SUNDE of Polk
 WESSEL-KROESCHELL of Story
 WINCKLER of Scott

PRICHARD of Floyd
 RUNNING-MARQUARDT of Linn
 R. SMITH of Black Hawk
 STECKMAN of Cerro Gordo
 THEDE of Scott
 WILLIAMS of Black Hawk
 WOLFE of Clinton

H-1282

1 Amend House File 779 as follows:

2 1. Page 22, after line 24 by inserting:

3 <DIVISION ____

4 GEOHERMAL HEAT PUMP TAX CREDIT

5 Sec. ____.NEW SECTION. **422.12N Geothermal heat pump tax**
6 **credit.**

7 The taxes imposed under this division, less the credits
 8 allowed under section 422.12, shall be reduced by a geothermal
 9 heat pump tax credit equal to twenty percent of the federal
 10 residential energy efficient property tax credit allowed for
 11 geothermal heat pumps provided in section 25D(a)(5) of the
 12 Internal Revenue Code for residential property located in Iowa.
 13 Any credit in excess of the tax liability is not refundable
 14 but the excess for the tax year may be credited to the tax
 15 liability for the following ten years or until depleted,
 16 whichever is earlier. The director of revenue shall adopt
 17 rules to implement this section.

18 Sec. ____EFFECTIVE DATE. This division of this Act, being
 19 deemed of immediate importance, takes effect upon enactment.

20 Sec. ____RETROACTIVE APPLICABILITY. This division of this
 21 Act applies retroactively to January 1, 2019, for tax years
 22 beginning on or after that date.>

GASKILL of Wapello

H-1283

1 Amend the amendment, H-1271, to Senate File 615, as amended,
 2 passed, and reprinted by the Senate, as follows:

3 1. Page 25, line 32, after <hundred> by inserting <fifty>

BRECKENRIDGE of Jasper

H-1284

1 Amend Senate File 93, as amended, passed, and reprinted by
 2 the Senate, as follows:

3 1. Page 10, line 32, before <The> by inserting <1.>

4 2. Page 10, after line 34 by inserting:

5 <2. The provisions of sections 657A.1A through 657A.10
 6 shall not apply to a house, barn, outbuilding, or other
 7 building or structure located on agricultural land. For

8 purposes of this subsection, “*agricultural land*” means land
 9 suitable for use in farming. For purposes of this subsection,
 10 “*farming*” means the cultivation of land for the production
 11 of agricultural crops, the production of fruit or other
 12 horticultural crops, grazing, or the production of livestock.>
 13 3. Page 11, line 1, before <As> by inserting <1.>
 14 4. Page 11, after line 7 by inserting:
 15 <2. This section shall not apply to a house, barn,
 16 outbuilding, or other building or structure located on
 17 agricultural land. For purposes of this subsection,
 18 “*agricultural land*” means land suitable for use in farming. For
 19 purposes of this subsection, “*farming*” means the cultivation of
 20 land for the production of agricultural crops, the production
 21 of fruit or other horticultural crops, grazing, or the
 22 production of livestock.>

JONES of Clay

H-1285

1 Amend Senate File 599, as amended, passed, and reprinted by
 2 the Senate, as follows:
 3 1. Page 2, line 24, by striking <204.14> and inserting
 4 <204.15>
 5 2. Page 4, line 28, after <for> by inserting <the>
 6 3. Page 4, line 31, by striking <provide> and inserting
 7 <provided>
 8 4. Page 10, after line 6 by inserting:
 9 < __. During any period that the licensee is transporting
 10 hemp, other than only on the licensee’s property, the licensee
 11 carries all of the following:
 12 (1) The licensee’s hemp license issued pursuant to section
 13 204.4, or a copy of that license.
 14 (2) The licensee’s certificate of crop inspection covering
 15 the licensee’s harvested hemp as provided in section 204.8.>
 16 5. Page 10, by striking lines 24 through 26 and inserting:
 17 < __. During any period that the person is transporting hemp
 18 the person carries all of the following:
 19 (1) If the hemp has been harvested, a certificate of crop
 20 inspection covering the harvested hemp as provided in section
 21 204.8.
 22 (2) A bill of lading that includes information required
 23 by the department, which must at least indicate the name of
 24 the owner of the hemp, the point of origin, and the point of
 25 delivery.>
 26 6. Page 10, by striking lines 32 and 33 and inserting <or
 27 distributing hemp produced in another state, if all of the
 28 following applies:
 29 a. During any period that the person is transporting hemp,
 30 the person carries a bill of lading that includes information
 31 required by the department, which must at least indicate the
 32 name of the owner of the hemp, the point of origin, and the

33 point of delivery.
 34 b. The person is acting in compliance with the federal hemp
 35 law and other applicable federal law.>

PAGE 2

1 7. Page 20, by striking lines 5 and 6 and inserting <to
 2 affect a statute or rule which applies to hemp or a hemp
 3 product, if it would apply in the same manner as to other
 4 articles subject to the>
 5 8. Page 20, line 23, after <date of> by inserting <this
 6 division of>
 7 9. Page 23, line 11, after <exceed> by inserting <a>
 8 10. Page 25, line 30, after <exceed> by inserting <a>
 9 11. By renumbering, redesignating, and correcting internal
 10 references as necessary.

JACOBSEN of Pottawattamie

H-1286

1 Amend Senate File 603, as passed by the Senate, as follows:
 2 1. Page 1, line 28, by striking <and> and inserting <or>
 3 2. Page 2, by striking lines 27 and 28 and inserting
 4 <**agreements for mathematics and science units.**>
 5 3. By striking page 2, line 34, through page 3, line 9, and
 6 inserting <subsection 5, paragraph "a", and one of the units in
 7 accordance with section 256.11, subsection 5, paragraph "d" or
 8 "e", and if the unit of coursework under the agreement meets
 9 the requirements specified in section 257.11, subsection 3,
 10 paragraph "b", subparagraphs (2) through (7), the unit offered
 11 shall be deemed to meet the education program requirement for a
 12 unit of mathematics or science, as applicable, under section
 13 256.11, subsection 5, paragraph "a", "d", or "e.">
 14 4. Page 3, line 22, by striking <COLLEGES — APPROPRIATION>
 15 and inserting <COLLEGES>
 16 5. Page 4, line 17, after <school.> by inserting <However,
 17 the accredited nonpublic school need not meet requirements
 18 for career and technical education more stringent than the
 19 requirements of section 256.11B.>
 20 6. Page 4, by striking line 27 and inserting <subsection 5,
 21 paragraphs "a", "d", or "e", or section 256.11B.>
 22 7. Page 4, line 28, by striking <A> and inserting <Subject
 23 to an appropriation of funds by the general assembly for this
 24 purpose, a>
 25 8. Page 4, line 34, by striking <subsection 5.>
 26 9. Page 5, line 23, by striking <The> and inserting <Subject
 27 to an appropriation of funds by the general assembly for this
 28 purpose, the>
 29 10. Page 5, by striking lines 29 through 35 and inserting
 30 <subsection 3, paragraph "b". If the amount appropriated
 31 annually for purposes of this paragraph "b" is insufficient

32 to pay to community colleges the full amount for students
 33 concurrently enrolled in a community college in accordance with
 34 this paragraph "b", the department shall annually prorate the
 35 amount for payments to community colleges for the concurrent

PAGE 2

1 enrollment of accredited nonpublic students under this
 2 paragraph "b". A community college shall decrease the>
 3 11. Title page, by striking lines 1 through 3 and inserting
 4 <An Act relating to use of concurrent enrollment programs
 5 for teaching certain subjects required under the educational
 6 standards and to the enrollment>

COMMITTEE ON APPROPRIATIONS

H-1287

1 Amend the amendment, H-1271, to Senate File 615, as amended,
 2 passed, and reprinted by the Senate, as follows:
 3 1. Page 26, after line 21 by inserting:
 4 <DIVISION ___
 5 MINORITY IMPACT STATEMENT
 6 Sec. ___.NEW SECTION. **2.57 Minority impact statements.**
 7 1. Beginning January 1, 2020, a minority impact statement
 8 shall be attached to each bill and joint resolution prior to
 9 debate on the floor of a chamber of the general assembly. The
 10 statement shall include information concerning the impact of
 11 the legislation upon minority persons in the state, including
 12 but not limited to the impact upon economic opportunities,
 13 employment, incarceration, educational opportunities, voter
 14 rights and voting access, and other relevant matters. The
 15 statement shall be factual and shall, if possible, provide
 16 a reasonable estimate of both the immediate effect and the
 17 long-range impact upon minority persons. The legislative
 18 services agency shall develop a protocol for analyzing the
 19 impact of legislation on minority persons pursuant to this
 20 section. For purposes of this section, "*minority persons*" means
 21 the same as defined in section 8.11.
 22 2. The legislative services agency shall cause to be
 23 prepared a minority impact statement within a reasonable time
 24 after a bill or joint resolution is placed on the calendar of
 25 either chamber of the general assembly. All minority impact
 26 statements approved by the legislative services agency shall be
 27 transmitted immediately to either the chief clerk of the house
 28 or the secretary of the senate, after notifying the sponsor
 29 of the legislation that the statement has been prepared for
 30 publication. The chief clerk of the house or the secretary
 31 of the senate shall attach the statement to the bill or joint
 32 resolution as soon as it is available.
 33 3. The legislative services agency may request the
 34 cooperation of any state department or agency or political

35 subdivision in preparing a minority impact statement.

PAGE 2

1 4. A revised minority impact statement shall be prepared
2 if the minority impact has been changed by the adoption of an
3 amendment, and may be requested by a member of the general
4 assembly or be prepared upon a determination made by the
5 legislative services agency. However, a request for a revised
6 minority impact statement shall not delay action on the bill or
7 joint resolution unless so ordered by the presiding officer of
8 the chamber.>

9 2. By renumbering as necessary.

ABDUL-SAMAD of Polk
GAINES of Polk
R. SMITH of Black Hawk
THEDE of Scott

H-1288

1 Amend House File 758, as amended, passed, and reprinted by
2 the House, as follows:

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

5 <DIVISION I

6 FY 2019-2020 APPROPRIATIONS

7 DEPARTMENT FOR THE BLIND

8 Section 1.ADMINISTRATION. There is appropriated from
9 the general fund of the state to the department for the blind
10 for the fiscal year beginning July 1, 2019, and ending June
11 30, 2020, the following amounts, or so much thereof as is
12 necessary, to be used for the purposes designated:

13 For salaries, support, maintenance, and miscellaneous
14 purposes, and for not more than the following full-time
15 equivalent positions:

16 \$ 2,247,499
17 FTEs 79.00

18 COLLEGE STUDENT AID COMMISSION

19 Sec. 2. There is appropriated from the general fund of the
20 state to the college student aid commission for the fiscal year
21 beginning July 1, 2019, and ending June 30, 2020, the following
22 amounts, or so much thereof as is necessary, to be used for the
23 purposes designated:

24 1. ADMINISTRATION

25 a. For general administration salaries, support,
26 maintenance, and miscellaneous purposes, and for not more than
27 the following full-time equivalent positions:

28 \$ 429,279
29 FTEs 3.95

30 b. For the administration of the future ready Iowa skilled
31 workforce last-dollar scholarship program, including salaries,

32 support, maintenance, and miscellaneous purposes, and for not
 33 more than the following full-time equivalent positions:
 34 \$ 130,254
 35 FTEs 1.00

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1 2. HEALTH CARE PROFESSIONAL RECRUITMENT PROGRAM
 2 For the loan repayment program for health care professionals
 3 established pursuant to section 261.115:
 4 \$ 400,973
 5 3. NATIONAL GUARD SERVICE SCHOLARSHIP PROGRAM
 6 For purposes of providing national guard service scholarship
 7 under the program established in section 261.86:
 8 \$ 4,700,000
 9 Moneys appropriated pursuant to this subsection may be
 10 distributed to a public university that purchased an Iowa
 11 for-profit accredited private institution effective March 22,
 12 2018, whose students were eligible members of the national
 13 guard who received educational assistance under the national
 14 guard educational assistance program in the fiscal year
 15 beginning July 1, 2018, if the students continue to meet the
 16 requirements of section 261.86.
 17 4. ALL IOWA OPPORTUNITY SCHOLARSHIP PROGRAM
 18 a. For purposes of the all Iowa opportunity scholarship
 19 program established pursuant to section 261.87:
 20 \$ 3,000,000
 21 b. For the fiscal year beginning July 1, 2019, if the moneys
 22 appropriated by the general assembly to the college student aid
 23 commission for purposes of the all Iowa opportunity scholarship
 24 program exceed \$500,000, "eligible institution" as defined in
 25 section 261.87 shall, during the fiscal year beginning July 1,
 26 2019, include accredited private institutions as defined in
 27 section 261.9.
 28 5. TEACH IOWA SCHOLAR PROGRAM
 29 For purposes of the teach Iowa scholar program established
 30 pursuant to section 261.110:
 31 \$ 400,000
 32 6. RURAL IOWA PRIMARY CARE LOAN REPAYMENT PROGRAM
 33 For purposes of the rural Iowa primary care loan repayment
 34 program established pursuant to section 261.113:
 35 \$ 1,424,502

PAGE 3

1 7. HEALTH CARE LOAN REPAYMENT PROGRAM
 2 For purposes of the health care loan repayment program
 3 established pursuant to section 261.116:
 4 \$ 250,000
 5 8. FUTURE READY IOWA SKILLED WORKFORCE LAST-DOLLAR
 6 SCHOLARSHIP PROGRAM
 7 For deposit in the future ready Iowa skilled workforce

8 last-dollar scholarship fund established pursuant to section
 9 261.131, as enacted by 2018 Iowa Acts, chapter 1067, section
 10 12, as amended by 2018 Iowa Acts, chapter 1172, section 24:
 11

12 Sec. 3.CHIROPRACTIC LOAN FUNDS. Notwithstanding section
 13 261.72, the moneys deposited in the chiropractic loan revolving
 14 fund created pursuant to section 261.72, for the fiscal year
 15 beginning July 1, 2019, and ending June 30, 2020, may be used
 16 for purposes of the chiropractic loan forgiveness program
 17 established in section 261.73.

18 Sec. 4.WORK-STUDY APPROPRIATION. Notwithstanding section
 19 261.85, for the fiscal year beginning July 1, 2019, and ending
 20 June 30, 2020, the amount appropriated from the general fund
 21 of the state to the college student aid commission for the
 22 work-study program under section 261.85 shall be zero.

23 DEPARTMENT OF EDUCATION

24 Sec. 5. There is appropriated from the general fund of
 25 the state to the department of education for the fiscal year
 26 beginning July 1, 2019, and ending June 30, 2020, the following
 27 amounts, or so much thereof as is necessary, to be used for the
 28 purposes designated:

29 1. GENERAL ADMINISTRATION

30 a. For salaries, support, maintenance, and miscellaneous
 31 purposes, and for not more than the following full-time
 32 equivalent positions:

33 \$ 5,949,047
 34 FTEs 65.00

35 b. By January 15, 2020, the department shall submit

PAGE 4

1 a written report to the general assembly detailing the
 2 department’s antibullying programming and current and projected
 3 expenditures for such programming for the fiscal year beginning
 4 July 1, 2019.

5 2. CAREER AND TECHNICAL EDUCATION ADMINISTRATION

6 For salaries, support, maintenance, and miscellaneous
 7 purposes, and for not more than the following full-time
 8 equivalent positions:

9 \$ 598,197
 10 FTEs 9.82

11 3. VOCATIONAL REHABILITATION SERVICES DIVISION

12 a. For salaries, support, maintenance, and miscellaneous
 13 purposes, and for not more than the following full-time
 14 equivalent positions:

15 \$ 5,677,908
 16 FTEs 245.00

17 For purposes of optimizing the job placement of individuals
 18 with disabilities, the division shall make its best efforts
 19 to work with community rehabilitation program providers for
 20 job placement and retention services for individuals with
 21 significant disabilities and most significant disabilities. By

22 January 15, 2020, the division shall submit a written report to
 23 the general assembly regarding the division’s outreach efforts
 24 with community rehabilitation program providers.
 25 b. For matching moneys for programs to enable persons
 26 with severe physical or mental disabilities to function more
 27 independently, including salaries and support, and for not more
 28 than the following full-time equivalent position:
 29 \$ 84,823
 30 FTEs 1.00
 31 c. For the entrepreneurs with disabilities program
 32 established pursuant to section 259.4, subsection 9:
 33 \$ 138,506
 34 d. For costs associated with centers for independent
 35 living:

PAGE 5

1 \$ 86,457
 2 4. STATE LIBRARY
 3 a. For salaries, support, maintenance, and miscellaneous
 4 purposes, and for not more than the following full-time
 5 equivalent positions:
 6 \$ 2,530,063
 7 FTEs 29.00
 8 b. For the enrich Iowa program established under section
 9 256.57:
 10 \$ 2,464,823
 11 5. PUBLIC BROADCASTING DIVISION
 12 For salaries, support, maintenance, capital expenditures,
 13 and miscellaneous purposes, and for not more than the following
 14 full-time equivalent positions:
 15 \$ 7,739,415
 16 FTEs 60.35
 17 6. CAREER AND TECHNICAL EDUCATION
 18 For reimbursement for career and technical education
 19 expenditures made by regional career and technical education
 20 planning partnerships in accordance with section 258.14:
 21 \$ 2,952,459
 22 7. SCHOOL FOOD SERVICE
 23 For use as state matching moneys for federal programs that
 24 shall be disbursed according to federal regulations, including
 25 salaries, support, maintenance, and miscellaneous purposes, and
 26 for not more than the following full-time equivalent positions:
 27 \$ 2,176,797
 28 FTEs 23.65
 29 8. EARLY CHILDHOOD IOWA FUND — GENERAL AID
 30 For deposit in the school ready children grants account of
 31 the early childhood Iowa fund created in section 256I.11:
 32 \$ 22,662,799
 33 a. From the moneys deposited in the school ready children
 34 grants account for the fiscal year beginning July 1, 2019, and
 35 ending June 30, 2020, not more than \$265,950 is allocated for

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1 the early childhood Iowa office and other technical assistance
 2 activities. Moneys allocated under this lettered paragraph
 3 may be used by the early childhood Iowa state board for the
 4 purpose of skills development and support for ongoing training
 5 of staff. However, except as otherwise provided in this
 6 subsection, moneys shall not be used for additional staff or
 7 for the reimbursement of staff.

8 b. Of the amount appropriated in this subsection for
 9 deposit in the school ready children grants account of the
 10 early childhood Iowa fund, \$2,318,018 shall be used for efforts
 11 to improve the quality of early care, health, and education
 12 programs. Moneys allocated pursuant to this paragraph may be
 13 used for additional staff and for the reimbursement of staff.
 14 The early childhood Iowa state board may reserve a portion
 15 of the allocation, not to exceed \$88,650 for the technical
 16 assistance expenses of the early childhood Iowa state office,
 17 including the reimbursement of staff, and shall distribute
 18 the remainder to early childhood Iowa areas for local quality
 19 improvement efforts through a methodology identified by the
 20 early childhood Iowa state board to make the most productive
 21 use of the funding, which may include use of the distribution
 22 formula, grants, or other means.

23 c. Of the amount appropriated in this subsection for
 24 deposit in the school ready children grants account of
 25 the early childhood Iowa fund, \$825,030 shall be used for
 26 support of professional development and training activities
 27 for persons working in early care, health, and education by
 28 the early childhood Iowa state board in collaboration with
 29 the professional development component groups maintained by
 30 the early childhood Iowa stakeholders alliance pursuant to
 31 section 256I.12, subsection 7, paragraph "b", and the early
 32 childhood Iowa area boards. Expenditures shall be limited to
 33 professional development and training activities agreed upon by
 34 the parties participating in the collaboration.

35 9. BIRTH TO AGE THREE SERVICES

PAGE 7

1 a. For expansion of the federal Individuals with
 2 Disabilities Education Improvement Act of 2004, Pub. L. No.
 3 108-446, as amended to January 1, 2018, birth through age three
 4 services due to increased numbers of children qualifying for
 5 those services:

6 \$ 1,721,400

7 b. From the moneys appropriated in this subsection,
 8 \$383,769 shall be allocated to the child health specialty
 9 clinics administered by the state university of Iowa in order
 10 to provide additional support for infants and toddlers who are
 11 born prematurely, drug-exposed, or medically fragile.

12 10. EARLY HEAD START PROJECTS

13 a. For early head start projects:

14 \$ 574,500

15 b. The moneys appropriated in this subsection shall be
 16 used for implementation and expansion of early head start
 17 pilot projects addressing the comprehensive cognitive, social,
 18 emotional, and developmental needs of children from birth to
 19 age three, including prenatal support for qualified families.
 20 The projects shall promote healthy prenatal outcomes and
 21 healthy family functioning, and strengthen the development of
 22 infants and toddlers in low-income families. Priority shall be
 23 given to those organizations that have previously qualified for
 24 and received state funding to administer an early head start
 25 project.

26 11. TEXTBOOKS OF NONPUBLIC SCHOOL PUPILS

27 a. To provide moneys for costs of providing textbooks
 28 to each resident pupil who attends a nonpublic school as
 29 authorized by section 301.1:

30 \$ 652,000

31 b. Funding under this subsection is limited to \$25 per
 32 pupil and shall not exceed the comparable services offered to
 33 resident public school pupils.

34 12. STUDENT ACHIEVEMENT AND TEACHER QUALITY PROGRAM

35 For purposes of the student achievement and teacher quality

PAGE 8

1 program established pursuant to chapter 284, and for not more
 2 than the following full-time equivalent positions:

3 \$ 2,965,467

4 FTEs 5.90

5 13. STATEWIDE STUDENT ASSESSMENT

6 For distribution to the Iowa testing program by the
 7 department of education on behalf of school districts and
 8 accredited nonpublic schools to offset the costs associated
 9 with a statewide student assessment administered in accordance
 10 with section 256.7, subsection 21, paragraph "b":

11 \$ 3,000,000

12 From the moneys appropriated in this subsection, not more
 13 than \$300,000 shall be distributed to the Iowa testing programs
 14 within the university of Iowa college of education to offset
 15 the costs of administering the statewide student assessment at
 16 accredited nonpublic schools.

17 14. STATEWIDE CLEARINGHOUSE TO EXPAND WORK-BASED LEARNING

18 For support costs associated with the creation of a
 19 statewide clearinghouse to expand work-based learning as a part
 20 of the future ready Iowa initiative:

21 \$ 300,000

22 15. POSTSECONDARY SUMMER CLASSES FOR HIGH SCHOOL STUDENTS
 23 PROGRAM

24 For support costs associated with the creation of a
 25 program to provide additional funds for resident high school

26 pupils enrolled in grades 9 through 12 to attend a community
 27 college for college-level classes or attend a class taught
 28 by a community college-employed instructor during the summer
 29 and outside of the regular school year through a contractual
 30 agreement between a community college and a school district
 31 under the future ready Iowa initiative:
 32 \$ 600,000
 33 Notwithstanding section 8.33, moneys received by the
 34 department pursuant to this subsection that remain unencumbered
 35 or unobligated at the close of the fiscal year shall not revert

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1 but shall remain available for expenditure for the purposes
 2 specified in this subsection for the following fiscal year.
 3 16. JOBS FOR AMERICA’S GRADUATES
 4 For school districts to provide direct services to the
 5 most at-risk middle school or high school students enrolled
 6 in school districts through direct intervention by a jobs for
 7 America’s graduates specialist:
 8 \$ 2,666,188
 9 17. ATTENDANCE CENTER PERFORMANCE/GENERAL INTERNET SITE AND
 10 DATA SYSTEM SUPPORT
 11 For administration of a process for school districts to
 12 establish specific performance goals and to evaluate the
 13 performance of each attendance center operated by the district
 14 in order to arrive at an overall school performance grade and
 15 report card for each attendance center, for internet site
 16 and data system support, and for not more than the following
 17 full-time equivalent positions:
 18 \$ 250,000
 19 FTEs 1.95
 20 18. ONLINE STATE JOB POSTING SYSTEM
 21 For purposes of administering the online state job posting
 22 system in accordance with section 256.27:
 23 \$ 230,000
 24 19. SUCCESSFUL PROGRESSION FOR EARLY READERS
 25 For distribution to school districts for implementation
 26 of section 279.68, subsection 2, relating to successful
 27 progression for early readers:
 28 \$ 7,824,782
 29 20. EARLY WARNING SYSTEM FOR LITERACY
 30 For purposes of purchasing a statewide license for an early
 31 warning assessment and administering the early warning system
 32 for literacy established in accordance with section 279.68 and
 33 rules adopted in accordance with section 256.7, subsection 31:
 34 \$ 1,915,000
 35 The department shall administer and distribute to school

PAGE 10

1 districts and accredited nonpublic schools the early warning

2 assessment system that allows teachers to screen and monitor
 3 student literacy skills from prekindergarten through grade
 4 six. The department may charge school districts and accredited
 5 nonpublic schools a fee for the system not to exceed the actual
 6 costs to purchase a statewide license for the early warning
 7 assessment minus the moneys received by the department under
 8 this subsection. The fee shall be determined by dividing the
 9 actual remaining costs to purchase the statewide license for
 10 the school year by the number of pupils assessed under the
 11 system in the current fiscal year. School districts may use
 12 moneys received pursuant to section 257.10, subsection 11, and
 13 moneys received for purposes of implementing section 279.68,
 14 subsection 2, to pay the early warning assessment system fee.

15 21. IOWA READING RESEARCH CENTER

16 a. For purposes of the Iowa reading research center in
 17 order to implement, in collaboration with the area education
 18 agencies, the provisions of section 256.9, subsection 49,
 19 paragraph "c":

20 \$ 1,300,176

21 b. Notwithstanding section 8.33, moneys received by the
 22 department pursuant to this subsection that remain unencumbered
 23 or unobligated at the close of the fiscal year shall not revert
 24 but shall remain available for expenditure for the purposes
 25 specified in this subsection for the following fiscal year.

26 22. COMPUTER SCIENCE PROFESSIONAL DEVELOPMENT INCENTIVE
 27 FUND

28 For deposit in the computer science professional development
 29 incentive fund established under section 284.6A:

30 \$ 500,000

31 23. CHILDREN'S MENTAL HEALTH SCHOOL-BASED TRAINING AND
 32 SUPPORT

33 For establishment of school-based children's mental health
 34 supports, including mental health awareness training for
 35 educators:

PAGE 11

1 \$ 2,100,000

2 From moneys appropriated in this subsection, \$1,200,000 shall
 3 be allocated to the area education agencies to provide mental
 4 health awareness training for educators and schools, \$750,000
 5 shall be allocated to the area education agencies in the
 6 manner determined by the area education agencies to be used to
 7 identify a range of approaches to best meet the mental health
 8 needs of students and to strengthen community support for
 9 students, and \$150,000 shall be allocated to the area education
 10 agencies to create a clearinghouse of mental health resources
 11 for use by schools and community providers.

12 24. BEST BUDDIES IOWA

13 For school districts to create opportunities for one-to-one
 14 friendships, integrated employment, and leadership development
 15 for students with intellectual and developmental disabilities:

16 \$ 25,000
 17 The department of education shall establish criteria for
 18 the distribution of moneys appropriated under this subsection
 19 and shall require an organization receiving moneys under this
 20 subsection to annually report student identifying data for
 21 students participating in the program to the department in the
 22 manner prescribed by the department as a condition of receiving
 23 such moneys.
 24 25. ADULT EDUCATION AND LITERACY PROGRAMS
 25 For distribution as grants to community colleges for
 26 the purpose of adult basic education programs for students
 27 requiring instruction in English as a second language:
 28 \$ 500,000
 29 In issuing grants under this subsection, the department
 30 shall use the same application process and criteria as are
 31 used for purposes of awarding grants to community colleges for
 32 the purpose of adult basic education programs for students
 33 requiring instruction in English as a second language using
 34 moneys that are appropriated to the department from the Iowa
 35 skilled worker and job creation fund.

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1 26. MIDWESTERN HIGHER EDUCATION COMPACT
 2 a. For distribution to the midwestern higher education
 3 compact to pay Iowa’s member state annual obligation:
 4 \$ 115,000
 5 b. Notwithstanding section 8.33, moneys appropriated
 6 for distribution to the midwestern higher education compact
 7 pursuant to this subsection that remain unencumbered or
 8 unobligated at the close of the fiscal year shall not revert
 9 but shall remain available for expenditure for the purpose
 10 designated until the close of the succeeding fiscal year.
 11 27. NONPUBLIC SCHOOL CONCURRENT ENROLLMENT PAYMENTS TO
 12 COMMUNITY COLLEGES
 13 For payments to community colleges for the concurrent
 14 enrollment of accredited nonpublic students under section
 15 261E.8, subsection 2, paragraph “b”, if enacted by 2019 Iowa
 16 Acts, Senate File 603:
 17 \$ 1,000,000
 18 28. COMMUNITY COLLEGES
 19 For general state financial aid to merged areas as defined in
 20 section 260C.2 in accordance with chapters 258 and 260C:
 21 \$208,690,889
 22 Notwithstanding the allocation formula in section 260C.18C,
 23 the moneys appropriated in this subsection shall be allocated
 24 as follows:
 25 a. Merged Area I
 26 \$ 10,288,776
 27 b. Merged Area II
 28 \$ 10,412,827
 29 c. Merged Area III

30	.....	\$ 9,627,629
31	d. Merged Area IV	
32	\$ 4,747,988
33	e. Merged Area V	
34	\$ 11,826,186
35	f. Merged Area VI	

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1	\$ 9,242,211
2	g. Merged Area VII	
3	\$ 14,064,146
4	h. Merged Area IX	
5	\$ 17,824,206
6	i. Merged Area X	
7	.....	\$ 32,630,575
8	j. Merged Area XI	
9	.....	\$ 35,062,314
10	k. Merged Area XII	
11	.....	\$ 11,580,773
12	l. Merged Area XIII	
13	.....	\$ 12,595,615
14	m. Merged Area XIV	
15	.....	\$ 4,840,185
16	n. Merged Area XV	
17	.....	\$ 15,175,939
18	o. Merged Area XVI	
19	.....	\$ 8,771,520

20 Sec. 6. LIMITATIONS OF STANDING APPROPRIATION FOR AT-RISK
 21 CHILDREN. Notwithstanding the standing appropriation in
 22 section 279.51 for the fiscal year beginning July 1, 2019, and
 23 ending June 30, 2020, the amount appropriated from the general
 24 fund of the state to the department of education for programs
 25 for at-risk children under section 279.51 shall be not more
 26 than \$10,524,389. The amount of any reduction in this section
 27 shall be prorated among the programs specified in section
 28 279.51, subsection 1, paragraphs "a", "b", and "c".

29 Sec. 7. 2017 Iowa Acts, chapter 172, section 50, subsection
 30 5, as amended by 2018 Iowa Acts, chapter 1163, section 4, is
 31 amended to read as follows:

32 5. PUBLIC BROADCASTING DIVISION

33 For salaries, support, maintenance, capital expenditures,
 34 and miscellaneous purposes, and for not more than the following
 35 full-time equivalent positions:

PAGE 14

1	.....	\$ 7,589,415
2		7,689,415
3	..... FTEs	60.17
4	<u>Notwithstanding section 8.33, moneys received by the</u>	
5	<u>department pursuant to this subsection that remain unencumbered</u>	

6 or unobligated at the close of the fiscal year shall not revert
7 but shall remain available for expenditure for the purposes
8 specified in this subsection for the following fiscal year.

9 Sec. 8. 2017 Iowa Acts, chapter 172, section 50, subsection
10 12C, as enacted by 2018 Iowa Acts, chapter 1163, section 4, is
11 amended to read as follows:

12 12C. POSTSECONDARY SUMMER CLASSES FOR HIGH SCHOOL STUDENTS
13 PROGRAM

14 For support costs associated with the creation of a program
15 to provide additional funds for resident high school pupils
16 enrolled in grades 9-12 to attend a community college for
17 college-level classes or attend a class taught by a community
18 college-employed instructor during the summer and outside of
19 the regular school year through a contractual agreement between
20 a community college and a school district under the future
21 ready Iowa initiative:

22 \$ 600,000

23 Notwithstanding section 8.33, moneys received by the
24 department pursuant to this subsection that remain unencumbered
25 or unobligated at the close of the fiscal year shall not revert
26 but shall remain available for expenditure for the purposes
27 specified in this subsection for the following fiscal year.

28 STATE BOARD OF REGENTS

29 Sec. 9. There is appropriated from the general fund of
30 the state to the state board of regents for the fiscal year
31 beginning July 1, 2019, and ending June 30, 2020, the following
32 amounts, or so much thereof as is necessary, to be used for the
33 purposes designated:

34 1. OFFICE OF STATE BOARD OF REGENTS

35 a. For salaries, support, maintenance, and miscellaneous

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1 purposes, and for not more than the following full-time
2 equivalent positions:

3 \$ 775,655

4 FTEs 2.48

5 The state board of regents shall submit a monthly financial
6 report in a format agreed upon by the state board of regents
7 office and the legislative services agency. The report
8 submitted in December 2019 shall include the five-year
9 graduation rates for the regents universities.

10 b. For moneys to be allocated to the western Iowa regents
11 resource center:

12 \$ 272,161

13 c. For moneys to be distributed to Iowa public radio for
14 public radio operations:

15 \$ 350,648

16 d. For allocation by the state board of regents to the state
17 university of Iowa, the Iowa state university of science and
18 technology, and the university of northern Iowa to support
19 new strategic initiatives, meet needs caused by enrollment

20 increases, meet the demand for new courses and services, to
 21 fund new but unavoidable or mandated cost increases, and to
 22 support any other initiatives important to the core functions
 23 of the universities:

24	\$ 12,000,000
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25 2. STATE UNIVERSITY OF IOWA

26 a. General university

27 For salaries, support, maintenance, equipment, financial
 28 aid, and miscellaneous purposes, and for not more than the
 29 following full-time equivalent positions:

30	.....	\$214,710,793
31	.....	FTEs 5,058.55

32 b. Oakdale campus

33 For salaries, support, maintenance, and miscellaneous
 34 purposes, and for not more than the following full-time
 35 equivalent positions:

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1	\$ 2,134,120
2	FTEs 38.25

3 c. State hygienic laboratory

4 For salaries, support, maintenance, and miscellaneous
 5 purposes, and for not more than the following full-time
 6 equivalent positions:

7	.....	\$ 4,297,032
8	.....	FTEs 102.51

9 d. Family practice program

10 For allocation by the dean of the college of medicine, with
 11 approval of the advisory board, to qualified participants
 12 to carry out the provisions of chapter 148D for the family
 13 practice residency education program, including salaries
 14 and support, and for not more than the following full-time
 15 equivalent positions:

16	.....	\$ 1,745,379
17	.....	FTEs 2.71

18 e. Child health care services

19 For specialized child health care services, including
 20 childhood cancer diagnostic and treatment network programs,
 21 rural comprehensive care for hemophilia patients, and the
 22 Iowa high-risk infant follow-up program, including salaries
 23 and support, and for not more than the following full-time
 24 equivalent positions:

25	.....	\$ 643,641
26	.....	FTEs 4.16

27 f. Statewide cancer registry

28 For the statewide cancer registry, and for not more than the
 29 following full-time equivalent positions:

30	.....	\$ 145,476
31	.....	FTEs 0.08

32 g. Substance abuse consortium

33 For moneys to be allocated to the Iowa consortium for

34 substance abuse research and evaluation, and for not more than
35 the following full-time equivalent position:

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1 \$ 54,197
2 FTEs 0.99
3 h. Center for biocatalysis
4 For the center for biocatalysis, and for not more than the
5 following full-time equivalent positions:
6 \$ 706,371
7 FTEs 1.67
8 i. Primary health care initiative
9 For the primary health care initiative in the college
10 of medicine, and for not more than the following full-time
11 equivalent positions:
12 \$ 633,367
13 FTEs 6.23
14 From the moneys appropriated in this lettered paragraph,
15 \$254,889 shall be allocated to the department of family
16 practice at the state university of Iowa college of medicine
17 for family practice faculty and support staff.
18 j. Birth defects registry
19 For the birth defects registry, and for not more than the
20 following full-time equivalent position:
21 \$ 37,370
22 FTEs 0.38
23 k. Larned A. Waterman Iowa nonprofit resource center
24 For the Larned A. Waterman Iowa nonprofit resource center,
25 and for not more than the following full-time equivalent
26 positions:
27 \$ 158,641
28 FTEs 1.88
29 l. Iowa online advanced placement academy science,
30 technology, engineering, and mathematics initiative
31 For the establishment of the Iowa online advanced placement
32 academy science, technology, engineering, and mathematics
33 initiative established pursuant to section 263.8A:
34 \$ 470,293
35 m. Iowa flood center

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1 For the Iowa flood center for use by the university's college
2 of engineering pursuant to section 466C.1:
3 \$ 1,171,222
4 3. IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY
5 a. General university
6 For salaries, support, maintenance, equipment, financial
7 aid, and miscellaneous purposes, and for not more than the
8 following full-time equivalent positions:
9 \$170,624,125

10 FTEs 3,647.42
 11 b. Agricultural experiment station
 12 For the agricultural experiment station salaries, support,
 13 maintenance, and miscellaneous purposes, and for not more than
 14 the following full-time equivalent positions:
 15 \$ 29,886,877
 16 FTEs 546.98
 17 c. Cooperative extension service in agriculture and home
 18 economics
 19 For the cooperative extension service in agriculture
 20 and home economics salaries, support, maintenance, and
 21 miscellaneous purposes, and for not more than the following
 22 full-time equivalent positions:
 23 \$ 18,266,722
 24 FTEs 382.34
 25 d. Livestock disease research
 26 For deposit in and the use of the livestock disease research
 27 fund under section 267.8:
 28 \$ 172,844
 29 4. UNIVERSITY OF NORTHERN IOWA
 30 a. General university
 31 For salaries, support, maintenance, equipment, financial
 32 aid, and miscellaneous purposes, and for not more than the
 33 following full-time equivalent positions:
 34 \$ 95,712,362
 35 FTEs 1,346.66

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1 b. Recycling and reuse center
 2 For purposes of the recycling and reuse center, and for not
 3 more than the following full-time equivalent positions:
 4 \$ 175,256
 5 FTEs 1.93
 6 c. Science, technology, engineering, and mathematics (STEM)
 7 collaborative initiative
 8 For purposes of the science, technology, engineering,
 9 and mathematics (STEM) collaborative initiative established
 10 pursuant to section 268.7, and for not more than the following
 11 full-time equivalent positions:
 12 \$ 6,446,375
 13 FTEs 5.50
 14 (1) Except as otherwise provided in this lettered
 15 paragraph, the moneys appropriated in this lettered paragraph
 16 shall be expended for salaries, staffing, institutional
 17 support, activities directly related to recruitment of
 18 kindergarten through grade 12 mathematics and science teachers,
 19 and for ongoing mathematics and science programming for
 20 students enrolled in kindergarten through grade 12.
 21 (2) The university of northern Iowa shall work with the
 22 community colleges to develop STEM professional development
 23 programs for community college instructors and STEM curriculum

24 development.

25 (3) From the moneys appropriated in this lettered
26 paragraph, not less than \$500,000 shall be used to provide
27 technology education opportunities to high school,
28 career academy, and community college students through a
29 public-private partnership, as well as opportunities for
30 students and faculties at these institutions to secure
31 broad-based information technology certification. The
32 partnership shall provide all of the following:

- 33 (a) A research-based curriculum.
- 34 (b) Online access to the curriculum.
- 35 (c) Instructional software for classroom and student use.

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1 (d) Certification of skills and competencies in a broad base
2 of information technology-related skill areas.

3 (e) Professional development for teachers.
4 (f) Deployment and program support, including but not
5 limited to integration with current curriculum standards.

6 (4) Notwithstanding section 8.33, of the moneys
7 appropriated in this paragraph "c" that remain unencumbered
8 or unobligated at the close of the fiscal year, an amount
9 equivalent to not more than 5 percent of the amount
10 appropriated in this paragraph "c" shall not revert but shall
11 remain available for expenditure for summer programs for
12 students until the close of the succeeding fiscal year.

13 d. Real estate education program
14 For purposes of the real estate education program, and for
15 not more than the following full-time equivalent position:

16	\$ 125,302
17	FTEs 0.86

18 5. STATE SCHOOL FOR THE DEAF
19 For salaries, support, maintenance, and miscellaneous
20 purposes, and for not more than the following full-time
21 equivalent positions:

22	\$ 10,299,287
23	FTEs 101.84

24 6. IOWA BRAILLE AND SIGHT SAVING SCHOOL
25 For salaries, support, maintenance, and miscellaneous
26 purposes, and for not more than the following full-time
27 equivalent positions:

28	\$ 4,334,759
29	FTEs 58.00

30 Sec. 10. ENERGY COST-SAVINGS PROJECTS — FINANCING. For
31 the fiscal year beginning July 1, 2019, and ending June 30,
32 2020, the state board of regents may use notes, bonds, or
33 other evidences of indebtedness issued under section 262.48 to
34 finance projects that will result in energy cost savings in an
35 amount that will cause the state board to recover the cost of

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1 the projects within an average of six years.
2 Sec. 11.PRESCRIPTION DRUG COSTS. Notwithstanding section
3 270.7, the department of administrative services shall pay
4 the state school for the deaf and the Iowa braille and sight
5 saving school the moneys collected from the counties during the
6 fiscal year beginning July 1, 2019, for expenses relating to
7 prescription drug costs for students attending the state school
8 for the deaf and the Iowa braille and sight saving school.
9 Sec. 12. Section 84A.1B, subsection 13A, as enacted by
10 2018 Iowa Acts, chapter 1067, section 7, is amended to read as
11 follows:
12 13A. Create, and update as necessary, a list of high-demand
13 jobs statewide for purposes of the future ready Iowa registered
14 apprenticeship development program created in section 15C.1,
15 the summer youth intern pilot program established under section
16 84A.12, the Iowa employer innovation program established
17 under section 84A.13, the future ready Iowa skilled workforce
18 last-dollar scholarship program established under section
19 261.131, the future ready Iowa skilled workforce grant program
20 established under section 261.132, and postsecondary summer
21 classes for high school students as provided under section
22 261E.8, subsection 7A. In addition to the list created by
23 the workforce development board under this subsection, each
24 community college, in consultation with regional career
25 and technical education planning partnerships, and with the
26 approval of the board of directors of the community college,
27 may identify and maintain a list of not more than five regional
28 high-demand jobs in the community college region, and shall
29 share the lists with the workforce development board. The
30 lists submitted by community colleges under the subsection
31 may be used in that community college region for purposes of
32 programs identified under this subsection. The workforce
33 development board shall have full discretion to select and
34 prioritize statewide high-demand jobs after consulting with
35 business and education stakeholders, as appropriate, and

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1 seeking public comment. The workforce development board may
2 add to the list of high-demand jobs as it deems necessary.
3 For purposes of this subsection, “*high-demand job*” means a
4 job in the state ~~for which~~ that the board, or a community
5 college in accordance with this subsection, ~~determines work~~
6 ~~opportunities are available and qualified applicants are~~
7 ~~lacking~~ has identified in accordance with this subsection. In
8 creating a list under this subsection, the following criteria,
9 at a minimum, shall apply:
10 a. An entry-level wage of not less than fourteen dollars.
11 b. Educational attainment of a qualifying credential up to a
12 bachelor’s degree.

13 *c.* One or both of the following criteria:

14 (1) Projected annual job openings of at least two hundred
15 fifty or more during the next five years.

16 (2) Annual job growth of at least one percent.

17 Sec. 13. Section 261.25, subsections 1 and 2, Code 2019, are
18 amended to read as follows:

19 1. There is appropriated from the general fund of the state
20 to the commission for each fiscal year the sum of ~~forty-six~~
21 ~~forty-seven~~ million ~~six~~ ~~seven~~ hundred ~~thirty~~ ~~three~~ thousand
22 ~~nine~~ ~~four~~ hundred ~~fifty-one~~ ~~sixty-three~~ dollars for tuition
23 grants to qualified students who are enrolled in accredited
24 private institutions.

25 2. There is appropriated from the general fund of the state
26 to the commission for each fiscal year the sum of ~~three~~ ~~four~~
27 hundred ~~seventy-six~~ ~~twenty-six~~ thousand two hundred twenty
28 dollars for tuition grants for qualified students who are
29 enrolled in eligible institutions. Of the moneys appropriated
30 under this subsection, not more than eighty thousand dollars
31 annually shall be used for tuition grants to qualified students
32 who are attending an eligible institution under section 261.9,
33 subsection 3, paragraph "b".

34 Sec. 14. Section 261.86, subsection 1, unnumbered paragraph
35 1, Code 2019, is amended to read as follows:

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1 A national guard educational ~~assistance program~~ service
2 scholarship is established to be administered by the college
3 student aid commission for members of the Iowa national guard
4 who are enrolled as undergraduate students in a community
5 college, an institution of higher learning under the state
6 board of regents, or an accredited private institution. The
7 college student aid commission shall adopt rules pursuant
8 to chapter 17A to administer this section. An individual
9 is eligible for the national guard ~~educational assistance~~
10 service scholarship program if the individual meets all of the
11 following conditions:

12 Sec. 15. Section 261.86, subsection 1, paragraph a, Code
13 2019, is amended to read as follows:

14 *a.* Is a resident of the state and a member of an Iowa
15 army or air national guard unit while receiving ~~educational~~
16 ~~assistance~~ scholarship award payments issued pursuant to this
17 section.

18 Sec. 16. Section 261.86, subsections 2, 3, 4, and 5, Code
19 2019, are amended to read as follows:

20 2. ~~Educational assistance~~ Scholarship awards paid pursuant
21 to this section shall not exceed the resident tuition rate
22 established for institutions of higher learning under
23 the control of the state board of regents. If the amount
24 appropriated in a fiscal year for purposes of this section is
25 insufficient to provide ~~educational assistance~~ scholarships
26 to all national guard members who apply for the program and

27 who are determined by the adjutant general to be eligible
 28 for the program, the adjutant general shall, in coordination
 29 with the commission, determine the distribution of educational
 30 ~~assistance scholarships~~. However, ~~educational assistance~~
 31 scholarship awards paid pursuant to this section shall not
 32 be less than fifty percent of the resident tuition rate
 33 established for institutions of higher learning under the
 34 control of the state board of regents or fifty percent of
 35 the tuition rate at the institution attended by the national

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1 guard member, whichever is lower. Neither eligibility nor
 2 ~~educational assistance scholarship award~~ determinations shall
 3 be based upon a national guard member's unit, the location at
 4 which drills are attended, or whether the eligible individual
 5 is a member of the Iowa army or air national guard.
 6 3.a.(1) ~~An~~ Except as provided in subparagraph (2), an
 7 eligible member of the national guard, attending an institution
 8 as provided in subsection 1, paragraph "d", shall not receive
 9 ~~educational assistance scholarship awards~~ under this section
 10 for more than one hundred twenty semester, or the equivalent,
 11 credit hours of undergraduate study.
 12 (2) An eligible member of the national guard, attending an
 13 institution as provided in subsection 1, paragraph "d", who is
 14 enrolled in a program of education leading to a postsecondary
 15 degree that meets the eligibility requirements for the federal
 16 Edith Nurse Rogers STEM scholarship established under 38
 17 U.S.C. §3320, shall not receive scholarship awards issued under
 18 this section for more than one hundred thirty semester, or the
 19 equivalent, credit hours of undergraduate study.
 20 (3) A national guard member who has met the educational
 21 requirements for a baccalaureate degree is ineligible for
 22 ~~educational assistance a scholarship award~~ under this section.
 23 b. A member of the national guard who received educational
 24 assistance under this section prior to July 1, 2015, shall
 25 be deemed to have received educational assistance for the
 26 following number of credit hours for educational assistance
 27 received before that date:
 28 (1) For each semester that the member received educational
 29 assistance while attending an institution as a full-time
 30 student, twelve credit hours.
 31 (2) For each semester that the member received educational
 32 assistance while attending an institution as a part-time
 33 student, six credit hours.
 34 (3) For each trimester or quarter that the member received
 35 educational assistance while attending an institution as a

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1 full-time or part-time student, the number of credit hours that
 2 are determined to be the semester equivalent by the college

3 student aid commission.

4 4. The eligibility of applicants and scholarship award
5 amounts of educational assistance to be paid shall be
6 certified by the adjutant general of Iowa to the college
7 student aid commission, and all amounts that are or become
8 due to a community college, accredited private institution,
9 or institution of higher learning under the control of the
10 state board of regents under this section shall be paid to the
11 college or institution by the college student aid commission
12 upon receipt of certification by the president or governing
13 board of the educational institution as to accuracy of charges
14 made, and as to the attendance and academic progress of the
15 individual at the educational institution. The college student
16 aid commission shall maintain an annual record of the number of
17 participants and the dollar value of the educational assistance
18 provided awards issued.

19 5. ~~For purposes of this section, unless otherwise required,~~
20 ~~“educational assistance” means the same as Scholarships awarded~~
21 under this section may be used by the recipient for the
22 recipient’s “cost of attendance” as defined in Tit. IV, pt. B, of
23 the federal Higher Education Act of 1965 as amended.

24 Sec. 17. Section 284.13, subsection 1, paragraphs a, b, c,
25 e, f, and g, Code 2019, are amended to read as follows:

26 a. For the fiscal year beginning July 1, ~~2018 2019~~, and
27 ending June 30, ~~2019 2020~~, to the department, the amount of
28 five hundred eight thousand two hundred fifty dollars for the
29 issuance of national board certification awards in accordance
30 with section 256.44. Of the amount allocated under this
31 paragraph, not less than eighty-five thousand dollars shall
32 be used to administer the ambassador to education position in
33 accordance with section 256.45.

34 b. For the fiscal year beginning July 1, ~~2018 2019~~, and
35 ending June 30, ~~2019 2020~~, up to seven hundred twenty-eight

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1 thousand two hundred sixteen dollars to the department for
2 purposes of implementing the professional development program
3 requirements of section 284.6, assistance in developing model
4 evidence for teacher quality committees established pursuant to
5 section 284.4, subsection 1, paragraph “b”, and the evaluator
6 training program in section 284.10. A portion of the funds
7 allocated to the department for purposes of this paragraph may
8 be used by the department for administrative purposes and for
9 not more than four full-time equivalent positions.

10 c. For the fiscal year beginning July 1, ~~2018 2019~~,
11 and ending June 30, ~~2019 2020~~, an amount up to one million
12 seventy-seven thousand eight hundred ten dollars to the
13 department for the establishment of teacher development
14 academies in accordance with section 284.6, subsection 10. A
15 portion of the funds allocated to the department for purposes
16 of this paragraph may be used for administrative purposes.

17 e. For the fiscal year beginning July 1, ~~2018~~ 2019, and
 18 ending June 30, ~~2019~~ 2020, to the department an amount up to
 19 twenty-five thousand dollars for purposes of the fine arts
 20 beginning teacher mentoring program established under section
 21 256.34.

22 f. For the fiscal year beginning July 1, ~~2018~~ 2019, and
 23 ending June 30, ~~2019~~ 2020, to the department an amount up
 24 to six hundred twenty-six thousand one hundred ninety-one
 25 dollars shall be used by the department for a delivery system,
 26 in collaboration with area education agencies, to assist in
 27 implementing the career paths and leadership roles considered
 28 pursuant to sections 284.15, 284.16, and 284.17, including but
 29 not limited to planning grants to school districts and area
 30 education agencies, technical assistance for the department,
 31 technical assistance for districts and area education agencies,
 32 training and staff development, and the contracting of external
 33 expertise and services. In using moneys allocated for purposes
 34 of this paragraph, the department shall give priority to school
 35 districts with certified enrollments of fewer than six hundred

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1 students. A portion of the moneys allocated annually to the
 2 department for purposes of this paragraph may be used by the
 3 department for administrative purposes and for not more than
 4 five full-time equivalent positions.

5 g. For the fiscal year beginning July 1, ~~2019~~ 2020, and
 6 for each subsequent fiscal year, to the department, ten
 7 million dollars for purposes of implementing the supplemental
 8 assistance for high-need schools provisions of section 284.11.
 9 Annually, of the moneys allocated to the department for
 10 purposes of this paragraph, up to one hundred thousand dollars
 11 may be used by the department for administrative purposes and
 12 for not more than one full-time equivalent position.

13 Sec. 18.EFFECTIVE DATE. The following, being deemed of
 14 immediate importance, takes effect upon enactment:

15 1. The section of this Act amending 2017 Iowa Acts, chapter
 16 172, section 50, subsection 5, as amended by 2018 Iowa Acts,
 17 chapter 1163, section 4.

18 2. The section of this Act amending 2017 Iowa Acts, chapter
 19 172, section 50, subsection 12C, as enacted by 2018 Iowa Acts,
 20 chapter 1163, section 4.

21 DIVISION II

22 WORKFORCE TRAINING PROGRAMS — APPROPRIATIONS FY 2019-2020

23 Sec. 19. There is appropriated from the Iowa skilled worker
 24 and job creation fund created in section 8.75 to the following
 25 departments, agencies, and institutions for the fiscal year
 26 beginning July 1, 2019, and ending June 30, 2020, the following
 27 amounts, or so much thereof as is necessary, to be used for the
 28 purposes designated:

29 1. DEPARTMENT OF EDUCATION

30 a. For deposit in the workforce training and economic

31 development funds created pursuant to section 260C.18A:
 32 \$ 15,100,000
 33 From the moneys appropriated in this lettered paragraph
 34 “a”, not more than \$100,000 shall be used by the department
 35 for administration of the workforce training and economic

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1 development funds created pursuant to section 260C.18A.
 2 b. For distribution to community colleges for the purposes
 3 of implementing adult education and literacy programs pursuant
 4 to section 260C.50:
 5 \$ 5,500,000
 6 (1) From the moneys appropriated in this lettered paragraph
 7 “b”, \$3,883,000 shall be allocated pursuant to the formula
 8 established in section 260C.18C.
 9 (2) From the moneys appropriated in this lettered paragraph
 10 “b”, not more than \$150,000 shall be used by the department
 11 for implementation of adult education and literacy programs
 12 pursuant to section 260C.50.
 13 (3) From the moneys appropriated in this lettered paragraph
 14 “b”, not more than \$1,257,000 shall be distributed as grants
 15 to community colleges for the purpose of adult basic education
 16 programs for students requiring instruction in English
 17 as a second language. The department shall establish an
 18 application process and criteria to award grants pursuant to
 19 this subparagraph to community colleges. The criteria shall be
 20 based on need for instruction in English as a second language
 21 in the region served by each community college as determined by
 22 factors including data from the latest federal decennial census
 23 and outreach efforts to determine regional needs.
 24 (4) From the moneys appropriated in this lettered paragraph
 25 “b”, \$210,000 shall be transferred to the department of human
 26 services for purposes of administering a pilot project to
 27 provide access to international resources to Iowans and new
 28 Iowans to provide economic and leadership development resulting
 29 in Iowa being a more inclusive and welcoming place to live,
 30 work, and raise a family. The pilot project shall provide
 31 supplemental support services for international refugees to
 32 improve learning, English literacy, life skills, cultural
 33 competencies, and integration in a county with a population
 34 over 350,000 as determined by the 2010 federal decennial
 35 census. The department of human services shall utilize a

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1 request for proposals process to identify the entity best
 2 qualified to implement the pilot project.
 3 c. For capital projects at community colleges that meet the
 4 definition of the term “vertical infrastructure” in section
 5 8.57, subsection 5, paragraph “c”:
 6 \$ 6,000,000

7 Moneys appropriated in this lettered paragraph shall be
8 disbursed pursuant to section 260G.6, subsection 3. Projects
9 that qualify for moneys appropriated in this lettered paragraph
10 shall include at least one of the following:

- 11 (1) Accelerated career education program capital projects.
- 12 (2) Major renovations and major repair needs, including
- 13 health, life, and fire safety needs, including compliance with
- 14 the federal Americans With Disabilities Act.

15 d. For deposit in the pathways for academic career and
16 employment fund established pursuant to section 260H.2:
17 \$ 5,000,000

18 From the moneys appropriated in this lettered paragraph “d”,
19 not more than \$200,000 shall be allocated by the department
20 for implementation of regional industry sector partnerships
21 pursuant to section 260H.7B and for not more than one full-time
22 equivalent position.

23 e. For deposit in the gap tuition assistance fund
24 established pursuant to section 260I.2:

25 \$ 2,000,000

26 f. For deposit in the statewide work-based learning
27 intermediary network fund created pursuant to section 256.40:
28 \$ 1,500,000

29 From the moneys appropriated in this lettered paragraph
30 “f”, not more than \$50,000 shall be used by the department for
31 expenses associated with the activities of the secondary career
32 and technical programming task force convened pursuant to this
33 Act.

34 g. For support costs associated with administering a
35 workforce preparation outcome reporting system for the purpose

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1 of collecting and reporting data relating to the educational
2 and employment outcomes of workforce preparation programs
3 receiving moneys pursuant to this subsection:

4 \$ 200,000

5 2. COLLEGE STUDENT AID COMMISSION

6 For purposes of providing skilled workforce shortage tuition
7 grants in accordance with section 261.130:

8 \$ 5,000,000

9 3. Notwithstanding section 8.33, moneys appropriated
10 in this section of this Act that remain unencumbered or
11 unobligated at the close of the fiscal year shall not revert
12 but shall remain available for expenditure for the purposes
13 designated until the close of the succeeding fiscal year.

14 Sec. 20.IOWA INDUSTRIAL NEW JOBS TRAINING ACT — FY
15 2018-2019 DEFINITIONS. Notwithstanding section 260E.2, for
16 the fiscal year beginning July 1, 2018, and ending June 30,
17 2019, “new job” includes a new, existing, or recalled job
18 in an industry which, for purposes of this section, means
19 a business existing on the effective date of this section
20 and located in a county with a population between 40,500 and

21 41,000, as determined by the 2010 federal decennial census,
 22 that was declared a disaster area by the governor following a
 23 weather-related natural disaster which impacted the county on
 24 or about July 19, 2018.

25 Sec. 21. Section 260I.2, subsection 2, paragraph c, Code
 26 2019, is amended to read as follows:

27 c. Moneys Except as provided in section 260I.10, subsection
 28 4, moneys in the fund shall be allocated pursuant to the
 29 formula established in section 260C.18C. Notwithstanding
 30 section 8.33, moneys in the fund at the close of the fiscal
 31 year shall not revert to the general fund of the state but
 32 shall remain available for expenditure for the purpose
 33 designated for subsequent fiscal years. Notwithstanding
 34 section 12C.7, subsection 2, interest or earnings on moneys in
 35 the fund shall be credited to the fund.

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1 Sec. 22. Section 260I.3, subsection 1, Code 2019, is amended
 2 to read as follows:

3 1. The ~~department state board~~ of education, in consultation
 4 with the economic development authority, shall adopt rules
 5 pursuant to ~~this~~ chapter 17A defining eligibility criteria
 6 for persons applying to receive tuition assistance under this
 7 chapter.

8 Sec. 23. Section 260I.3, subsection 2, paragraph a, Code
 9 2019, is amended to read as follows:

10 a. The applicant's family income for the ~~six~~ three months
 11 prior to the date of application or documentation of a
 12 life-changing event.

13 Sec. 24. Section 260I.3, Code 2019, is amended by adding the
 14 following new subsection:

15 NEW SUBSECTION. 6. The community college receiving the
 16 application may limit an applicant to one eligible certificate
 17 program or to eligible programs within one career pathway,
 18 based on the funding available to the community college for
 19 purposes of this program.

20 Sec. 25. Section 260I.4, subsection 4, Code 2019, is amended
 21 by striking the subsection.

22 Sec. 26. Section 260I.7, Code 2019, is amended to read as
 23 follows:

24 **260I.7 Initial assessment.**

25 An applicant for tuition assistance under this chapter shall
 26 complete an initial assessment administered by the community
 27 college receiving the application to determine the applicant's
 28 readiness to complete an eligible certificate program. The
 29 assessment shall include ~~assessments for completion of a~~
 30 ~~national career readiness certificate, including the areas of~~
 31 ~~reading for information, applied and mathematics, and locating~~
 32 ~~information~~. An applicant shall complete any additional
 33 assessments and occupational research required by an eligible
 34 certificate program.

35 Sec. 27. Section 260I.10, Code 2019, is amended by adding

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1 the following new subsection:

2 NEW SUBSECTION. 4. The department of education, in
3 coordination with the community colleges, may adjust the
4 allocations generated pursuant to section 260I, subsection 2,
5 paragraph "c", to ensure efficient delivery of services.

6 Sec. 28. Section 260I.11, Code 2019, is amended to read as
7 follows:

8 **260I.11 Rules.**

9 ~~The department of state board of~~ education, in consultation
10 ~~with the economic development authority and the community~~
11 colleges, shall adopt rules pursuant to chapter 17A and this
12 chapter to implement the provisions of this chapter.

13 Sec. 29.EFFECTIVE DATE. The following, being deemed of
14 immediate importance, takes effect upon enactment:

15 The section of this division of this Act relating to FY
16 2018-2019 definitions under the Iowa industrial new jobs
17 training Act.>

SENATE AMENDMENT

H-1289

1 Amend the amendment, H-1204, to House File 760 as follows:

2 1. Page 1, by striking line 13 and inserting <person.

3 Sec. _____. Section 423A.7, subsection 3, Code 2019, is
4 amended to read as follows:

5 3. Moneys received by the city or county from this fund
6 shall be credited to the general fund of the city or county,
7 subject to the provisions of subsection 4.

8 Sec. _____. Section 423A.7, subsection 4, paragraphs a and b,
9 Code 2019, are amended by striking the paragraphs and inserting
10 in lieu thereof the following:

11 a. A city or county shall establish a hotel and motel tax
12 account within the general fund of the city or county. All
13 of the revenues received by the city or county pursuant to
14 subsection 2 shall be deposited into the account. Interest
15 earned on revenues deposited in the account shall remain in the
16 account and be used for the purposes specified in this section.

17 b.(1) The governing authority of each city or county
18 which levies the tax shall spend at least fifty percent of the
19 revenues in the account on the promotion of tourism in the
20 city, county, or surrounding areas.

21 (2) The remaining revenues not subject to subparagraph (1)
22 may be spent by the city or county which levies the tax for any
23 city or county operation authorized by law as a proper purpose
24 for the expenditure within statutory limitations of city or
25 county revenues derived from ad valorem taxes.

26 Sec. _____. Section 423A.7, subsection 4, paragraphs c and e,

27 Code 2019, are amended to read as follows:

28 c. Any city or county which levies and collects the local
 29 hotel and motel tax authorized by section 423A.4 may pledge
 30 irrevocably an amount of the revenues derived therefrom for
 31 each of the years the bonds remain outstanding to the payment
 32 of bonds which the city or county may issue for ~~one or more of~~
 33 the purposes set forth in paragraph, "a" "b", subparagraph (1).
 34 Any revenue pledged to the payment of such bonds ~~may shall~~ be
 35 credited to the spending ~~requirement of~~ authorized pursuant to

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1 paragraph "a" "b", subparagraph (2).
 2 e. A city or county, jointly with one or more other cities
 3 or counties as provided in chapter 28E, may pledge irrevocably
 4 any amount derived from the revenues of the local hotel and
 5 motel tax to the support or payment of bonds issued for a
 6 project within the purposes set forth in paragraph "a" "b",
 7 subparagraph (1), and located within one or more of the
 8 participatory cities or counties or may apply the proceeds
 9 of its bonds to the support of any such project. Revenue
 10 so pledged or applied shall be credited to the spending
 11 ~~requirement of~~ authorized pursuant to paragraph "a" "b",
 12 subparagraph (2).
 13 Sec. __.NEW SECTION. 423A.8 Good-faith effort to collect
 14 tax.
 15 A land use district, city, or county, including a city
 16 or county acting jointly with other local governments shall
 17 expend a portion of the remaining revenues of the local hotel
 18 and motel tax in section 423A.7, subsection 4, paragraph "b",
 19 subparagraph (2), for paid advertisements or public service
 20 announcements that disseminate information about the law
 21 requiring lodging providers to obtain a permit and to collect
 22 the state and locally imposed taxes under this chapter.>
 23 __. Title page, by striking lines 1 through 3 and inserting
 24 <An Act relating to exemptions from hotel and motel taxes and
 25 expenditures of local hotel and motel taxes.>>
 26 2. By renumbering as necessary.

WILLS of Dickinson

H-1290

1 Amend the amendment, H-1277, to Senate File 592, as passed by
 2 the Senate, as follows:
 3 1. Page 1, line 2, by striking <line 32.> and inserting
 4 <line 32, and inserting:
 5 <DIVISION __
 6 PHYSICIAN ASSISTANTS — MEDICAID APPROVED PROVIDERS>>
 7 2. Page 1, after line 2 by inserting:
 8 <__. Page 17, after line 8 by inserting:
 9 <DIVISION __

10 PRACTICE OF OPTOMETRY

11 Sec. ____ Section 154.1, subsection 3, Code 2019, is amended
12 to read as follows:

13 3.a. An optometrist licensed under this chapter may employ
14 all diagnostic and therapeutic pharmaceutical agents for the
15 purpose of diagnosis and treatment of conditions of the human
16 eye and adnexa pursuant to this subsection, ~~excluding the~~
17 ~~use of injections other than to counteract an anaphylactic~~
18 ~~reaction, and notwithstanding section 147.107, may without~~
19 charge supply any of the above pharmaceuticals to commence a
20 course of therapy. A licensed optometrist may perform minor
21 surgical procedures and use medications for the diagnosis and
22 treatment of diseases, disorders, and conditions of the eye and
23 adnexa. A Notwithstanding paragraph "b", a license to practice
24 optometry under this chapter does not authorize the performance
25 of surgical procedures which require the use of injectable
26 or general anesthesia, moderate sedation, penetration of the
27 globe, or the use of ophthalmic lasers for the purpose of
28 ophthalmic surgery within or upon the globe. The removal of
29 pterygia and Salzmann's nodules, incisional corneal refractive
30 surgery, and strabismus surgery are prohibited.

31 b.(1) A licensed optometrist may administer only the
32 following injections:

33 (a) Sub-conjunctival injections for the medical treatment
34 of the eye.

35 (b) Intra-lesional injections for the treatment of

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1 chalazia.

2 (c) Local anesthetic for the purpose of draining an eyelid
3 abscess.

4 (d) Injections to counteract an anaphylactic reaction.

5 (2) An optometrist shall not administer any injection prior
6 to receiving approval from the board.

7 (3) The board shall not approve the use of injections
8 other than to counteract an anaphylactic reaction unless the
9 optometrist demonstrates to the board sufficient educational
10 or clinical training from a college or university accredited
11 by a regional or professional accreditation organization which
12 is recognized or approved by the council for higher education
13 accreditation or by the United States department of education
14 or clinical training equivalent to clinical training offered
15 by such an institution. A license granted to an applicant who
16 graduated from an accredited school of optometry and who passed
17 the injections skills examination of the national board of
18 examiners in optometry examination on or after January 1, 2011
19 shall constitute proof of sufficient educational or clinical
20 training.

21 b. c. A licensed optometrist may employ and,
22 notwithstanding section 147.107, supply pharmaceutical-
23 delivering contact lenses for the purpose of treatment of

24 conditions of the human eye and adnexa. For purposes of
 25 this paragraph, "*pharmaceutical-delivering contact lenses*"
 26 means contact lenses that contain one or more therapeutic
 27 pharmaceutical agents authorized for employment by this section
 28 for the purpose of treatment of conditions of the human eye and
 29 adnexa and that deliver such agents into the wearer's eye.
 30 ~~e.~~ d. A licensed optometrist may prescribe oral steroids
 31 for a period not to exceed fourteen days without consultation
 32 with a physician.
 33 ~~f.~~ e. A licensed optometrist may be authorized, where
 34 reasonable and appropriate, by rule of the board, to employ new
 35 diagnostic and therapeutic pharmaceutical agents approved by

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1 the United States food and drug administration on or after July
 2 1, 2002, for the diagnosis and treatment of the human eye and
 3 adnexa.
 4 ~~e.~~ f. The board is not required to adopt rules relating to
 5 topical pharmaceutical agents, oral antimicrobial agents, oral
 6 antihistamines, oral antiglaucoma agents, and oral analgesic
 7 agents. A licensed optometrist may remove superficial foreign
 8 bodies from the human eye and adnexa.
 9 ~~f.~~ g. The therapeutic efforts of a licensed optometrist
 10 are intended for the purpose of examination, diagnosis, and
 11 treatment of visual defects, abnormal conditions, and diseases
 12 of the human eye and adnexa, for proper optometric practice
 13 or referral for consultation or treatment to persons licensed
 14 under chapter 148.
 15 ~~g.~~ h. A licensed optometrist is an optometrist who is
 16 licensed to practice optometry in this state and who is
 17 certified by the board to use the agents and procedures
 18 authorized pursuant to this subsection.>>
 19 3. Page 1, line 4, after <to> by inserting <the practice
 20 of certain health care professions including the practice of
 21 optometry and>
 22 4. By renumbering as necessary.

BOSSMAN of Woodbury

H-1291

1 Amend the amendment, H-1275, to House File 768 as follows:
 2 1. Page 3, after line 27 by inserting:
 3 <__. The authority shall monitor the outcomes of
 4 the program, including but not limited to the successful
 5 establishment of beginning farmers in farming following their
 6 exit from the program, the size and nature of continuing
 7 operations of beginning farmers who participated in the
 8 program, county locations where operations are becoming or
 9 failing to become established, continuing access to farmland
 10 by beginning farmers, and the economic stability of assisted

11 farming businesses relative to the success of beginning farmer
12 businesses not participating in the program. The authority
13 shall prepare and submit a report to the governor and general
14 assembly detailing the findings and recommendations not later
15 than January 10 of each year.>
16 2. By renumbering, redesignating, and correcting internal
17 references as necessary.

ISENHART of Dubuque

H-1292

1 Amend the amendment, H-1275, to House File 768 as follows:
2 1. Page 5, line 13, after <farming.> by inserting <Education
3 shall include a minimum of ten hours of in-person instruction
4 regarding the Iowa nutrient reduction strategy as defined in
5 section 455B.171.>
6 2. Page 6, after line 22 by inserting:
7 <g. The beginning farmer must also enter into a soil
8 conservation and water quality agreement executed under chapter
9 161A with the commissioners of the soil and water conservation
10 district where the agricultural land subject to the lease is
11 located. The agreement shall provide for the installation and
12 maintenance of edge-of-field and in-field practices consistent
13 with the Iowa nutrient reduction strategy as defined in section
14 455B.171 during the period of the agricultural lease agreement.
15 The soil conservation and water quality agreement shall be
16 certified by the department of agriculture and land stewardship
17 which shall notify the authority if the beginning farmer is in
18 breach of the soil conservation and water quality agreement for
19 more than twelve months. The parties to the agricultural lease
20 agreement shall no longer be eligible to participate in the
21 program if the department of agriculture and land stewardship
22 notifies the authority that the beginning farmer has been in
23 breach for that period.>
24 3. Page 9, line 33, by striking <8.> and inserting <8. a.>
25 4. Page 9, after line 35 by inserting:
26 <b. Notwithstanding paragraph "a", any information contained
27 in a soil conservation and water quality agreement executed
28 pursuant to section 16.79A is subject to chapter 22.>

ISENHART of Dubuque

H-1293

1 Amend Senate File 597, as passed by the Senate, as follows:
2 1. Page 1, by striking lines 16 through 31.
3 2. Title page, by striking lines 2 and 3 and inserting <sold
4 or furnished to nonprofit blood centers.>

BOSSMAN of Woodbury

H-1294

1 Amend the Senate amendment, H-1288, to House File 758, as
 2 amended, passed, and reprinted by the House, as follows:
 3 1. Page 5, line 32, by striking <\$22,662,799> and inserting
 4 <\$23,162,799>

WINCKLER of Scott

H-1295

1 Amend the Senate amendment, H-1288, to House File 758, as
 2 amended, passed, and reprinted by the House, as follows:
 3 1. Page 11, by striking lines 1 through 11 and inserting:
 4 <..... \$ 3,000,000
 5 From moneys appropriated in this subsection, \$1,400,000 shall
 6 be allocated to the area education agencies to provide mental
 7 health awareness training for educators and schools, \$1,400,000
 8 shall be allocated to the area education agencies in the
 9 manner determined by the area education agencies to be used to
 10 identify a range of approaches to best meet the mental health
 11 needs of students and to strengthen community support for
 12 students, and \$200,000 shall be allocated to the area education
 13 agencies to create a clearinghouse of mental health resources
 14 for use by schools and community providers.>

WINCKLER of Scott

H-1296

1 Amend Senate File 139, as passed by the Senate, as follows:
 2 1. Page 1, line 6, by striking <2022-2023> and inserting
 3 <2020-2021>

DOLECHECK of Ringgold

H-1297

1 Amend House File 779 as follows:
 2 1. Page 22, after line 24 by inserting:
 3 <DIVISION ____
 4 NONPROFIT FOOD BANKS
 5 Sec. ____ Section 423.3, Code 2019, is amended by adding the
 6 following new subsection:
 7 NEW SUBSECTION. 107. The sales price from the sale or
 8 rental of tangible personal property or specified digital
 9 products, or services furnished, to a nonprofit food bank,
 10 which tangible personal property, specified digital products,
 11 or services are to be used by the nonprofit food bank for a
 12 charitable purpose. For purposes of this subsection, “*nonprofit*
 13 *food bank*” means an organization organized under chapter 504
 14 and qualifying under section 501(c)(3) of the Internal Revenue
 15 Code as an organization exempt from federal income tax under

16 section 501(a) of the Internal Revenue Code that maintains
 17 an established operation involving the provision of food or
 18 edible commodities or the products thereof on a regular basis
 19 to persons in need or to food pantries, soup kitchens, hunger
 20 relief centers, or other food or feeding centers that, as an
 21 integral part of their normal activities, provide meals or food
 22 on a regular basis to persons in need.>

23 2. By renumbering as necessary.

KRESSIG of Black Hawk

H-1298

1 Amend Senate File 597, as passed by the Senate, as follows:

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

3 <DIVISION I

4 NONPROFIT FOOD BANKS

5 Section 1. Section 423.3, Code 2019, is amended by adding
 6 the following new subsection:

7 NEW SUBSECTION. 107. The sales price from the sale or
 8 rental of tangible personal property or specified digital
 9 products, or services furnished, to a nonprofit food bank,
 10 which tangible personal property, specified digital products,
 11 or services are to be used by the nonprofit food bank for a
 12 charitable purpose. For purposes of this subsection, “*nonprofit*
 13 *food bank*” means an organization organized under chapter 504
 14 and qualifying under section 501(c)(3) of the Internal Revenue
 15 Code as an organization exempt from federal income tax under
 16 section 501(a) of the Internal Revenue Code that maintains
 17 an established operation involving the provision of food or
 18 edible commodities or the products thereof on a regular basis
 19 to persons in need or to food pantries, soup kitchens, hunger
 20 relief centers, or other food or feeding centers that, as an
 21 integral part of their normal activities, provide meals or food
 22 on a regular basis to persons in need.

23 DIVISION II

24 NONPROFIT BLOOD CENTERS>

25 2. Page 1, line 28, before <Act> by inserting <division of
 26 this>

27 3. Page 1, line 30, before <Act> by inserting <division of
 28 this>

29 4. Title page, line 2, after <centers> by inserting <and
 30 nonprofit food banks>

31 5. By renumbering as necessary.

KRESSIG of Black Hawk

H-1299

1 Amend House File 604, as passed by the House, as follows:

2 1. Page 1, by striking lines 6 and 7 and inserting <specify
 3 all terms and conditions desired. Sections 482.4, 482.6, and

4 ~~482.14 do not apply to these contracts. A person who enters~~
 5 ~~into such a contract with the director, and any subcontractor~~
 6 ~~under such a contract, shall have an appropriate valid~~
 7 ~~commercial license under section 482.4. However, other persons~~
 8 ~~assisting with performance of the contract or subcontract may~~
 9 ~~be unlicensed.>~~

SENATE AMENDMENT

H-1300

1 Amend House File 773 as follows:

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

4 <DIVISION I

5 COUNTY AND CITY PROPERTY TAX PUBLIC HEARING AND RESOLUTION

6 Section 1. Section 24.17, unnumbered paragraph 1, Code

7 2019, is amended to read as follows:

8 The local budgets of the various political subdivisions
 9 shall be certified by the chairperson of the certifying board
 10 or levying board, as the case may be, in duplicate to the
 11 county auditor not later than March 15 of each year on forms,
 12 and pursuant to instructions, prescribed by the department of
 13 management. However, if the political subdivision is a county
 14 or a city, its budget shall be certified not later than March
 15 31 of each year, and if the political subdivision is a school
 16 district, as defined in section 257.2, its budget shall be
 17 certified not later than April 15 of each year.

18 Sec. 2. Section 24.27, Code 2019, is amended to read as
 19 follows:

20 **24.27 Protest to budget.**

21 Not later than March 25, or April 10 for a county or a
 22 city, or April 25 if the municipality is a school district, a
 23 number of persons in any municipality equal to one-fourth of
 24 one percent of those voting for the office of governor, at the
 25 last general election in the municipality, but the number shall
 26 not be less than ten, and the number need not be more than
 27 one hundred persons, who are affected by any proposed budget,
 28 expenditure or tax levy, or by any item thereof, may appeal
 29 from any decision of the certifying board or the levying board
 30 by filing with the county auditor of the county in which the
 31 municipal corporation is located, a written protest setting
 32 forth their objections to the budget, expenditure or tax levy,
 33 or to one or more items thereof, and the grounds for their
 34 objections. If a budget is certified after March 15, or March
 35 31 in the case of a county or a city, or April 15 in the case of

PAGE 2

1 a school district, all appeal time limits shall be extended to
 2 correspond to allowances for a timely filing. Upon the filing
 3 of a protest, the county auditor shall immediately prepare

4 a true and complete copy of the written protest, together
 5 with the budget, proposed tax levy or expenditure to which
 6 objections are made, and shall transmit them forthwith to the
 7 state board, and shall also send a copy of the protest to the
 8 certifying board or to the levying board, as the case may be.

9 Sec. 3. Section 24.48, subsection 4, Code 2019, is amended
 10 to read as follows:

11 ~~4.æ.~~ The city finance committee shall have officially
 12 notified any city of its approval, modification or rejection
 13 of the city's appeal of the decision of the director of the
 14 department of management regarding a city's request for a
 15 suspension of the statutory property tax levy limitation prior
 16 to thirty-five days before March ~~15~~ 31.

17 ~~b.~~ ~~The state appeals board shall have officially notified~~
 18 ~~any county of its approval, modification or rejection of the~~
 19 ~~county's request for a suspension of the statutory property tax~~
 20 ~~levy limitation prior to thirty-five days before March 15.~~

21 Sec. 4. Section 76.2, subsection 1, paragraph b, Code 2019,
 22 is amended to read as follows:

23 ~~b.~~ If the resolution is filed prior to April 1, or April 15,
 24 if the political subdivision is a county or a city, or May 1, if
 25 the political subdivision is a school district, the annual levy
 26 shall begin with the tax levy for collection commencing July
 27 1 of that year. If the resolution is filed on or after April
 28 1, or April 15, in the case of a county or a city, or May 1, in
 29 the case of a school district, the annual levy shall begin with
 30 the tax levy for collection in the next succeeding fiscal year.
 31 However, the governing authority of a political subdivision may
 32 adjust a levy of taxes made under this section for the purpose
 33 of adjusting the annual levies and collections for property
 34 severed from the political subdivision, subject to the approval
 35 of the director of the department of management.

PAGE 3

1 Sec. 5. NEW SECTION. 331.433A Resolution establishing
 2 maximum property tax dollars — notice — hearing.

3 1. For purposes of this section, unless the context
 4 otherwise requires:

5 *a. "Budget year"* is the fiscal year beginning during the
 6 calendar year in which a budget is certified.

7 *b. "Current fiscal year"* is the fiscal year ending during
 8 the calendar year in which a budget for the budget year is
 9 certified.

10 *c. "Effective property tax rate"* means the property tax rate
 11 per one thousand dollars of assessed value and is equal to
 12 one thousand multiplied by the quotient of the current fiscal
 13 year's actual property tax dollars certified for levy under
 14 the levies specified in subsection 2, paragraph "a" or "b",
 15 as applicable, divided by the total assessed value used to
 16 calculate taxes for the budget year.

17 2. For budget years beginning on or after July 1, 2020,

18 prior to filing the proposed budget with the auditor under
19 section 331.434, subsection 2, the board shall adopt a
20 resolution establishing the total maximum property tax dollars
21 that may be certified for levy for general county services and
22 the total maximum property tax dollars that may be certified
23 for levy for rural county services that includes the following,
24 as applicable:

25 *a.* For general county services, the sum of the property
26 tax dollars levied under section 331.423, subsection 1,
27 section 331.424, subsection 1, and those amounts for general
28 county services under section 331.426, but excluding additions
29 approved at election under section 331.425.

30 *b.* For rural county services, the sum of the property tax
31 dollars levied under section 331.423, subsection 2, section
32 331.424, subsection 2, and those amounts for rural county
33 services under section 331.426, but excluding additions
34 approved at election under section 331.425.

35 3. The maximum property tax dollars calculated and approved

PAGE 4

1 by resolution under this section includes those amounts
2 received by the county as replacement taxes under chapter 437A
3 or 437B.

4 4.a. The board shall set a time and place for a public
5 hearing on the resolution before the date for adoption of the
6 resolution and shall publish notice of the hearing not less
7 than ten nor more than twenty days prior to the hearing in the
8 county newspapers selected under chapter 349. If the county
9 has an internet site, the notice shall also be posted and
10 clearly identified on the county's internet site for public
11 viewing beginning on the date of the newspaper publication.
12 Additionally, if the county maintains a social media account
13 on one or more social media applications, the public hearing
14 notice or an electronic link to the public hearing notice
15 shall be posted on each such account on the same day as the
16 publication of the notice. All of the following shall be
17 included in the notice:

18 (1) The sum of the current fiscal year's actual property
19 taxes certified for levy for general county services and the
20 sum of the current fiscal year's actual property taxes for
21 rural county services under the levies specified in subsection
22 2, paragraphs "a" and "b", and the current fiscal year's
23 combined property tax levy rate for each such amount.

24 (2) The effective tax rate for general county services and
25 the effective tax rate for rural county services calculated
26 using the sum of the current fiscal year's actual property
27 taxes certified for levy for general county services and
28 the sum of the current fiscal year's actual property taxes
29 certified for levy for rural county services under the
30 levies specified in subsection 2, paragraphs "a" and "b", as
31 applicable.

32 (3) The proposed maximum property tax dollars that may be
33 certified for levy for general county services and certified
34 for levy for rural county services under the levies specified
35 in subsection 2, paragraphs "a" and "b", as applicable, for the

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1 budget year and the proposed corresponding combined property
2 tax levy rate for each such amount.

3 (4) If the proposed maximum property tax dollars specified
4 under subparagraph (3) for either general county services
5 or rural county services exceeds the current fiscal year's
6 actual property tax dollars certified for levy for general
7 county services or for rural county services as specified in
8 subparagraph (1), a statement of the major reasons for the
9 increase.

10 b. Proof of publication shall be filed with and preserved
11 by the auditor. The department of management shall prescribe
12 the form for the public hearing notice for use by counties and
13 the form for the resolution to be adopted by the board under
14 subsection 5.

15 5.a. At the public hearing, the board shall receive oral
16 or written objections from any resident or property owner
17 of the county. After all objections have been received and
18 considered, the board may decrease, but not increase, the
19 proposed maximum property tax dollar amounts for inclusion in
20 the resolution and shall adopt the resolution and file the
21 resolution with the auditor as required under section 331.434,
22 subsection 3.

23 b. If the sum of the maximum property tax dollars for the
24 budget year specified in the resolution for either general
25 county services or for rural county services under the
26 levies specified in subsection 2, paragraphs "a" and "b", as
27 applicable, exceeds one hundred two percent of the sum of the
28 current fiscal year's actual property taxes certified for levy
29 for general county services or rural county services under the
30 levies specified in subsection 2, paragraphs "a" and "b", as
31 applicable, the board shall be required to adopt the resolution
32 by a two-thirds majority of the membership of the board.

33 c. If the county has an internet site, in addition to
34 filing the resolution with the auditor under section 331.434,
35 subsection 3, the adopted resolution shall be posted and

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1 clearly identified on the county's internet site for public
2 viewing within ten days of approval by the board. The posted
3 resolution for a budget year shall continue to be accessible
4 for public viewing on the internet site along with resolutions
5 posted for all subsequent budget years.

6 Sec. 6. Section 331.434, unnumbered paragraph 1, Code 2019,
7 is amended to read as follows:

8 Annually, the board of each county, subject to section
 9 331.403, subsection 4, sections 331.423 through 331.426,
 10 section 331.433A, and other applicable state law, shall prepare
 11 and adopt a budget, certify taxes, and provide appropriations
 12 as follows:

13 Sec. 7. Section 331.434, subsection 3, Code 2019, is amended
 14 to read as follows:

15 3. The Following, and not until adoption of the resolution
 16 under section 331.433A, the board shall set a time and
 17 place for a public hearing on the budget before the final
 18 certification date and shall publish notice of the hearing not
 19 less than ten nor more than twenty days prior to the hearing in
 20 the county newspapers selected under chapter 349. A summary
 21 of the proposed budget and a description of the procedure for
 22 protesting the county budget under section 331.436, in the form
 23 prescribed by the director of the department of management,
 24 shall be included in the notice. Proof of publication of the
 25 notice under this subsection 3 and a copy of the resolution
 26 adopted under section 331.433A shall be filed with and
 27 preserved by the auditor. A levy is not valid unless and until
 28 the notice is published and the notice and resolution adopted
 29 under section 331.433A are filed. The department of management
 30 shall prescribe the form for the public hearing notice for use
 31 by counties.

32 Sec. 8. Section 331.434, subsection 5, paragraph a, Code
 33 2019, is amended to read as follows:

34 a. After the hearing, the board shall adopt by resolution
 35 a budget and certificate of taxes for the next fiscal year

PAGE 7

1 and shall direct the auditor to properly certify and file the
 2 budget and certificate of taxes as adopted. The board shall
 3 not adopt a tax in excess of the estimate published or the
 4 applicable amounts specified in the resolution adopted under
 5 section 331.433A, except a tax which is approved by a vote of
 6 the people, and a greater tax than that adopted shall not be
 7 levied or collected. A county budget and certificate of taxes
 8 adopted for the following fiscal year becomes effective on the
 9 first day of that year.

10 Sec. 9. Section 331.434, subsection 7, Code 2019, is amended
 11 to read as follows:

12 7. Taxes levied by a county whose budget is certified after
 13 March ~~15~~ 31 shall be limited to the prior year's budget amount.
 14 However, this penalty may be waived by the director of the
 15 department of management if the county demonstrates that the
 16 March ~~15~~ 31 deadline was missed because of circumstances beyond
 17 the control of the county.

18 Sec. 10. Section 331.435, Code 2019, is amended to read as
 19 follows:

20 **331.435 Budget amendment.**

21 1. The board may amend the adopted county budget, subject

22 to sections 331.423 through 331.426 and other applicable state
 23 law, to permit increases in any class of proposed expenditures
 24 contained in the budget summary published under section
 25 331.434, subsection 3.
 26 2. The board shall prepare and adopt a budget amendment in
 27 the same manner as the original budget, as provided in section
 28 331.434, but excluding the requirements for adoption of the
 29 resolution under section 331.433A, and the amendment is subject
 30 to protest as provided in section 331.436, except that the
 31 director of the department of management may by rule provide
 32 that amendments of certain types or up to certain amounts may
 33 be made without public hearing and without being subject to
 34 protest. A county budget for the ensuing fiscal year shall be
 35 amended by May 31 to allow time for a protest hearing to be

PAGE 8

1 held and a decision rendered before June 30. An amendment of
 2 a budget after May 31 which is properly appealed but without
 3 adequate time for hearing and decision before June 30 is void.

4 Sec. 11. Section 331.436, Code 2019, is amended to read as
 5 follows:

6 **331.436 Protest.**

7 Protests to the adopted budget must be made in accordance
 8 with sections 24.27 through 24.32 as if the county were the
 9 municipality under those sections except that the protest
 10 must be filed no later than April 10 and the number of people
 11 necessary to file a protest under this section shall not be
 12 less than one hundred.

13 Sec. 12. Section 384.2, unnumbered paragraph 1, Code 2019,
 14 is amended to read as follows:

15 Except as otherwise provided for special charter cities,
 16 a city's fiscal year shall be as provided in section 24.2,
 17 subsection 3. All city property taxes must be certified by a
 18 city to the county auditor on or before ~~the fifteenth day of~~
 19 March 31 of each year, unless otherwise provided by state law.
 20 However, municipal utilities, if not supported by taxation
 21 or the proceeds of outstanding indebtedness payable from
 22 taxes may, with the council's consent, choose to operate on a
 23 fiscal year which is the calendar year. The receipt by the
 24 utility of payments from other governmental funds for public
 25 fire protection, street lighting, or other public use of the
 26 utility's services shall not be deemed support by taxation.
 27 After notice and hearing in the same manner as required for the
 28 city's regular budget under section 384.16, the utility budget
 29 must be approved by resolution of the council not later than
 30 twenty days prior to the beginning of the calendar year for
 31 which the budget applies.

32 Sec. 13. **NEW SECTION. 384.15A Resolution establishing**
 33 **maximum property tax dollars — notice — hearing.**

34 1. For purposes of this section, unless the context
 35 otherwise requires:

PAGE 9

1 *a. "Budget year"* is the fiscal year beginning during the
2 calendar year in which a budget is certified.

3 *b. "Current fiscal year"* is the fiscal year ending during
4 the calendar year in which a budget for the budget year is
5 certified.

6 *c. "Effective property tax rate"* means the property tax rate
7 per one thousand dollars of assessed value and is equal to
8 one thousand multiplied by the quotient of the current fiscal
9 year's actual property tax dollars certified for levy under the
10 levies specified in subsection 2 divided by the total assessed
11 value used to calculate taxes for the budget year.

12 2. For budget years beginning on or after July 1, 2020,
13 prior to the period of time for distribution of the budget
14 under section 384.16, subsection 2, the council shall adopt a
15 resolution establishing the total maximum property tax dollars
16 that may be certified for levy that includes taxes for city
17 government purposes under section 384.1, for the city's trust
18 and agency fund under section 384.6, subsection 1, for the
19 city's emergency fund under section 384.8, and for the levies
20 authorized under section 384.12, subsections 8, 10, 11, 12, 13,
21 17, and 21, but excluding additions approved at election under
22 section 384.12, subsection 19.

23 3. The maximum property tax dollars calculated and approved
24 by resolution under this section includes those amounts
25 received by the city as replacement taxes under chapter 437A
26 or 437B.

27 4.a. The council shall set a time and place for a public
28 hearing on the resolution before the date for adoption of the
29 resolution and shall publish notice of the hearing not less
30 than ten nor more than twenty days prior to the hearing in a
31 newspaper published at least once weekly and having general
32 circulation in the city. However, if the city has a population
33 of two hundred or less, publication may be made by posting in
34 three public places in the city. If the city has an internet
35 site, the notice shall also be posted and clearly identified

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1 on the city's internet site for public viewing beginning on
2 the date of the newspaper publication or public posting, as
3 applicable. Additionally, if the city maintains a social media
4 account on one or more social media applications, the public
5 hearing notice or an electronic link to the public hearing
6 notice shall be posted on each such account on the same day as
7 the publication of the notice. All of the following shall be
8 included in the notice:

9 (1) The sum of the current fiscal year's actual property
10 taxes certified for levy under the levies specified in
11 subsection 2 and the current fiscal year's combined property

12 tax levy rate for such amount that is applicable to taxable
13 property in the city other than property used and assessed for
14 agricultural or horticultural purposes.

15 (2) The effective tax rate calculated using the sum of
16 the current fiscal year's actual property taxes certified for
17 levy under the levies specified in subsection 2, applicable
18 to taxable property in the city other than property used and
19 assessed for agricultural or horticultural purposes.

20 (3) The sum of the proposed maximum property tax dollars
21 that may be certified for levy for the budget year under the
22 levies specified in subsection 2 and the proposed combined
23 property tax levy rate for such amount applicable to taxable
24 property in the city other than property used and assessed for
25 agricultural or horticultural purposes.

26 (4) If the proposed maximum property tax dollars specified
27 under subparagraph (3) exceeds the current fiscal year's
28 actual property tax dollars certified for levy specified in
29 subparagraph (1), a statement of the major reasons for the
30 increase.

31 *b.* Proof of publication shall be filed with and preserved
32 by the county auditor. The department of management shall
33 prescribe the form for the public hearing notice for use by
34 cities and the form for the resolution to be adopted by the
35 council under subsection 5.

PAGE 11

1 *5.a.* At the public hearing, the council shall receive
2 oral or written objections from any resident or property owner
3 of the city. After all objections have been received and
4 considered, the council may decrease, but not increase, the
5 proposed maximum property tax dollar amount for inclusion in
6 the resolution and shall adopt the resolution and file the
7 resolution with the county auditor as required under section
8 384.16, subsection 3.

9 *b.* If the sum of the maximum property tax dollars for
10 the budget year specified in the resolution under the levies
11 specified in subsection 2 exceeds one hundred two percent of
12 the sum of the current fiscal year's actual property taxes
13 certified for levy under the levies specified in subsection
14 2, the council shall be required to adopt the resolution by a
15 two-thirds majority of the membership of the council.

16 *c.* If the city has an internet site, in addition to
17 filing the resolution with the auditor under section 384.16,
18 subsection 3, the adopted resolution shall be posted and
19 clearly identified on the city's internet site for public
20 viewing within ten days of approval by the council. The posted
21 resolution for a budget year shall continue to be accessible
22 for public viewing on the internet site along with resolutions
23 posted for all subsequent budget years.

24 Sec. 14. Section 384.16, unnumbered paragraph 1, Code 2019,
25 is amended to read as follows:

26 Annually, a city that has satisfied the requirements of
 27 section 384.15A and section 384.22, subsection 3, shall prepare
 28 and adopt a budget, and shall certify taxes as follows:
 29 Sec. 15. Section 384.16, subsections 3, 5, and 6, Code 2019,
 30 are amended to read as follows:
 31 3. The Following, and not until adoption of the resolution
 32 under section 384.15A, the council shall set a time and place
 33 for public hearing on the budget before the final certification
 34 date and shall publish notice of the hearing not less than ten
 35 nor more than twenty days before the hearing in a newspaper

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1 published at least once weekly and having general circulation
 2 in the city. However, if the city has a population of two
 3 hundred or less, publication may be made by posting in three
 4 public places in the city. A summary of the proposed budget
 5 and a description of the procedure for protesting the city
 6 budget under section 384.19, in the form prescribed by the
 7 director of the department of management, shall be included
 8 in the notice. Proof of publication of the notice under this
 9 subsection 3 and a copy of the resolution adopted under section
 10 384.15A must be filed with the county auditor. The department
 11 of management shall prescribe the form for the public hearing
 12 notice for use by cities.

13 5. After the hearing, the council shall adopt by resolution
 14 a budget for at least the next fiscal year, and the clerk
 15 shall certify the necessary tax levy for the next fiscal year
 16 to the county auditor and the county board of supervisors.
 17 The tax levy certified may be less than but not more than
 18 the amount estimated in the proposed budget submitted at
 19 the final hearing or the applicable amount specified in the
 20 resolution adopted under section 384.15A, unless an additional
 21 tax levy is approved at a city election. Two copies each of
 22 the detailed budget as adopted and of the tax certificate must
 23 be transmitted to the county auditor, who shall complete the
 24 certificates and transmit a copy of each to the department of
 25 management.
 26 6. Taxes levied by a city whose budget is certified after
 27 ~~March 15~~ 31 shall be limited to the prior year's budget amount.
 28 However, this penalty may be waived by the director of the
 29 department of management if the city demonstrates that the
 30 ~~March 15~~ 31 deadline was missed because of circumstances beyond
 31 the control of the city.

32 Sec. 16. Section 384.17, Code 2019, is amended to read as
 33 follows:

34 **384.17 Levy by county.**

35 At the time required by law, the county board of supervisors

PAGE 13

1 shall levy the taxes necessary for each city fund for the

2 following fiscal year. The levy must be as shown in the
 3 adopted city budget and as certified by the clerk, subject to
 4 any changes made after a protest hearing, and any additional
 5 tax rates approved at a city election. A city levy is not valid
 6 until proof of publication or posting of notice of a budget
 7 hearing is under section 384.16, subsection 3, and the notice
 8 and resolution adopted under section 384.15A are filed with the
 9 county auditor.

10 Sec. 17.APPLICABILITY. This division of this Act applies
 11 to city and county budgets and taxes for fiscal years beginning
 12 on or after July 1, 2020.

13 DIVISION II

14 STATE APPRAISAL MANUAL

15 Sec. 18. Section 421.17, subsection 17, Code 2019, is
 16 amended to read as follows:

17 17. To prepare and issue a state appraisal manual which each
 18 county and city assessor shall use in assessing and valuing all
 19 classes of property in the state. The appraisal manual shall
 20 be continuously revised and the manual and revisions shall be
 21 issued to the county and city assessors in such form and manner
 22 as prescribed by the director. Each county and city assessor
 23 shall use the most recently issued manual in assessing and
 24 valuing all classes of property in the state within two years
 25 of the publication date of the most recently issued manual.
 26 The department may grant an extension of up to two years to
 27 a county or city assessor upon request and demonstration of
 28 substantial hardship by an assessor.>

29 2. Title page, by striking lines 1 and 2 and inserting
 30 <An Act relating to local government budgets and property
 31 taxation by modifying provisions governing the establishment
 32 and approval of county and city budgets, modifying provisions
 33 relating to the state appraisal manual, and including
 34 applicability provisions.>

35 3. By renumbering as necessary.

HITE of Mahaska

H-1301

1 Amend Senate File 634, as amended, passed, and reprinted by
 2 the Senate, as follows:

3 1. Page 13, after line 25 by inserting:

4 <DIVISION ____

5 MINORITY IMPACT STATEMENTS

6 Sec. ____.NEW SECTION. 2.57 Minority impact statements.

7 1. Beginning January 1, 2020, a minority impact statement
 8 shall be attached to each bill and joint resolution prior to
 9 debate on the floor of a chamber of the general assembly. The
 10 statement shall include information concerning the impact of
 11 the legislation upon minority persons in the state, including
 12 but not limited to the impact upon economic opportunities,
 13 employment, incarceration, educational opportunities, voter

14 rights and voting access, and other relevant matters. The
 15 statement shall be factual and shall, if possible, provide
 16 a reasonable estimate of both the immediate effect and the
 17 long-range impact upon minority persons. The legislative
 18 services agency shall develop a protocol for analyzing the
 19 impact of legislation on minority persons pursuant to this
 20 section. For purposes of this section, "minority persons" means
 21 the same as defined in section 8.11.

22 2. The legislative services agency shall cause to be
 23 prepared a minority impact statement within a reasonable time
 24 after a bill or joint resolution is placed on the calendar of
 25 either chamber of the general assembly. All minority impact
 26 statements approved by the legislative services agency shall be
 27 transmitted immediately to either the chief clerk of the house
 28 or the secretary of the senate, after notifying the sponsor
 29 of the legislation that the statement has been prepared for
 30 publication. The chief clerk of the house or the secretary
 31 of the senate shall attach the statement to the bill or joint
 32 resolution as soon as it is available.

33 3. The legislative services agency may request the
 34 cooperation of any state department or agency or political
 35 subdivision in preparing a minority impact statement.

PAGE 2

1 4. A revised minority impact statement shall be prepared
 2 if the minority impact has been changed by the adoption of an
 3 amendment, and may be requested by a member of the general
 4 assembly or be prepared upon a determination made by the
 5 legislative services agency. However, a request for a revised
 6 minority impact statement shall not delay action on the bill or
 7 joint resolution unless so ordered by the presiding officer of
 8 the chamber.>

9 2. Title page, line 4, after <manual,> by inserting
 10 <modifying requirements for legislative minority impact
 11 statements,>

12 3. By renumbering as necessary.

NIELSEN of Johnson

H-1302

1 Amend Senate File 634, as amended, passed, and reprinted by
 2 the Senate, as follows:

3 1. Page 5, by striking lines 20 through 30 and inserting:

4 <b. If the county has an internet site, in addition to>

5 2. Page 11, by striking lines 6 through 13 and inserting:

6 <b. If the city has an internet site, in addition to>

JACOBY of Johnson

H-1303

1 Amend Senate File 634, as amended, passed, and reprinted by
2 the Senate, as follows:

3 1. Page 13, after line 25 by inserting:

4 <DIVISION ____

5 ELDERLY AND DISABLED PROPERTY TAX CREDIT

6 Sec. ____ Section 425.1, subsection 1, paragraph a, Code
7 2019, is amended to read as follows:

8 a. A homestead credit fund is created. There is
9 appropriated annually from the general fund of the state to
10 the department of revenue to be credited to the homestead
11 credit fund, an amount sufficient to implement this ~~chapter~~
12 subchapter.

13 Sec. ____ Section 425.17, subsection 2, Code 2019, is
14 amended to read as follows:

15 2.a. "Claimant" means ~~either~~ any of the following:

16 (1) A person filing a claim for ~~credit or~~ reimbursement
17 under this subchapter who has attained the age of sixty-five
18 years on or before December 31 of the base year or who is
19 totally disabled and was totally disabled on or before December
20 31 of the base year and who is domiciled in this state at the
21 time the claim is filed or at the time of the person's death in
22 the case of a claim filed by the executor or administrator of
23 the claimant's estate.

24 (2) A person filing a claim for credit or reimbursement
25 under this subchapter who has attained the age of twenty-three
26 years on or before December 31 of the base year or was a head
27 of household on December 31 of the base year, as defined in
28 the Internal Revenue Code, but has not attained the age or
29 disability status described in ~~paragraph "a",~~ subparagraph (1)
30 or the age or the disability status and eligibility criteria of
31 subparagraph (3), and is domiciled in this state at the time
32 the claim is filed or at the time of the person's death in the
33 case of a claim filed by the executor or administrator of the
34 claimant's estate, and was not claimed as a dependent on any
35 other person's tax return for the base year.

PAGE 2

1 (3) A person filing a claim for credit under this subchapter
2 who has either attained the age of sixty-five years on or
3 before December 31 of the base year or who is totally disabled
4 and was totally disabled on or before December 31 of the base
5 year, who has a household income of less than fifty thousand
6 dollars, and who is domiciled in this state at the time the
7 claim is filed or at the time of the person's death in the
8 case of a claim filed by the executor or administrator of the
9 claimant's estate.

10 b. "Claimant" under paragraph "a", ~~subparagraph (1) or (2)~~,
11 includes a vendee in possession under a contract for deed and
12 may include one or more joint tenants or tenants in common.

13 In the case of a claim for rent constituting property taxes
 14 paid, the claimant shall have rented the property during any
 15 part of the base year. In the case of a claim for property
 16 taxes due, the claimant shall have occupied the property during
 17 any part of the fiscal year beginning July 1 of the base year.
 18 If a homestead is occupied by two or more persons, and more
 19 than one person is able to qualify as a claimant, the persons
 20 may each file a claim based upon each person's income and rent
 21 constituting property taxes paid or property taxes due.
 22 Sec. ____ Section 425.23, subsection 1, Code 2019, is
 23 amended by adding the following new paragraph:
 24 NEW PARAGRAPH. c. The tentative credit for a claimant
 25 described in section 425.17, subsection 2, paragraph "a",
 26 subparagraph (3), shall be the sum of the following:
 27 (1) The amount of the credit under the schedule specified in
 28 paragraph "a" of this subsection if the claimant was a claimant
 29 as defined in section 425.17, subsection 2, paragraph "a",
 30 subparagraph (1), filing for a credit under paragraph "a" of
 31 this subsection.
 32 (2) The difference between the actual amount of property
 33 taxes due on the homestead during the fiscal year next
 34 following the base year following application of the amount
 35 determined under subparagraph (1) minus the actual amount

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1 of property taxes due on the homestead during the first
 2 fiscal year for which the claimant filed a claim for a credit
 3 calculated under this paragraph "c" following application of
 4 all applicable credits and for which the property taxes due on
 5 the homestead were calculated on an assessed valuation that
 6 was not a partial assessment and if the claimant has filed for
 7 the credit calculated under this paragraph "c" for each of the
 8 subsequent fiscal years after the first credit claimed.
 9 Sec. ____ Section 425.23, subsection 4, paragraph a, Code
 10 2019, is amended to read as follows:
 11 a. For the base year beginning in the 1999 calendar year
 12 and for each subsequent base year, the dollar amounts set
 13 forth in ~~subsections~~ subsection 1, paragraphs "a" and "b", and
 14 subsection 3 shall be multiplied by the cumulative adjustment
 15 factor for that base year. "Cumulative adjustment factor" means
 16 the product of the annual adjustment factor for the 1998 base
 17 year and all annual adjustment factors for subsequent base
 18 years. The cumulative adjustment factor applies to the base
 19 year beginning in the calendar year for which the latest annual
 20 adjustment factor has been determined.
 21 Sec. ____ Section 425.24, Code 2019, is amended to read as
 22 follows:
 23 **425.24 Maximum property tax for purpose of credit or**
 24 **reimbursement.**
 25 ~~It~~ For claimants under section 425.17, subsection 2,
 26 paragraph "a", subparagraphs (1) and (2), and for the

27 calculation under section 425.23, subsection 1, paragraph “c”.
 28 subparagraph (2), in any case in which property taxes due or
 29 rent constituting property taxes paid for any household exceeds
 30 one thousand dollars, the amount of property taxes due or rent
 31 constituting property taxes paid shall be deemed to have been
 32 one thousand dollars for purposes of this subchapter.
 33 Sec. __. Section 425.39, Code 2019, is amended to read as
 34 follows:
 35 **425.39 Fund created — appropriation — priority.**

PAGE 4

1 The elderly and disabled property tax credit and
 2 reimbursement fund is created. There is appropriated annually
 3 from the general fund of the state to the department of revenue
 4 to be credited to the elderly and disabled property tax credit
 5 and reimbursement fund, from funds not otherwise appropriated,
 6 an amount sufficient to implement this subchapter for claimants
 7 described in section 425.17, subsection 2, paragraph “a”,
 8 ~~subparagraph~~ ~~subparagraphs (1) and (3).~~
 9 Sec. __.APPLICABILITY. This division of this Act applies
 10 to claims under chapter 425, subchapter II, filed on or after
 11 January 1, 2020.>
 12 2. Title page, line 4, after <manual,> by inserting
 13 <modifying property tax credits for certain elderly and
 14 disabled persons,>
 15 3. By renumbering as necessary.

FORBES of Polk

H-1304

1 Amend Senate File 634, as amended, passed, and reprinted by
 2 the Senate, as follows:
 3 1. Page 3, line 25, after <excluding> by inserting <that
 4 portion of the amounts certified for the payment of benefits
 5 under chapter 97B or other pension or retirement systems that
 6 are associated with salaries for general county services and>
 7 2. Page 3, line 30, after <excluding> by inserting <that
 8 portion of the amounts certified for the payment of benefits
 9 under chapter 97B or other pension or retirement systems that
 10 are associated with salaries for rural county services and>
 11 3. Page 9, line 15, after <subsection 1,> by inserting <but
 12 excluding that portion of the amounts certified for the payment
 13 of benefits under chapter 97B, chapter 411, chapter 412, or
 14 other pension or retirement systems,>

KURTH of Scott

H-1305

1 Amend House File 707, as passed by the House, as follows:

2 1. Page 1, line 24, after <delivery> by inserting <and
 3 notice sent by electronic mail or other electronic means with
 4 the consent of the party to be served>

SENATE AMENDMENT

H-1306

1 Amend House File 546, as amended, passed, and reprinted by
 2 the House, as follows:
 3 1. Page 6, line 4, by striking <fifteen> and inserting
 4 <thirty>
 5 2. Page 6, line 5, by striking <fifteen> and inserting
 6 <thirty>

SENATE AMENDMENT

H-1307

1 Amend the Senate amendment, H-1257, to House File 499, as
 2 passed by the House, as follows:
 3 1. Page 1, line 7, by striking <nine> and inserting <nine
 4 ten>
 5 2. Page 1, line 21, by striking <eight or fewer pupils,>
 6 and inserting <eight ten or fewer pupils persons, including the
 7 driver.>

BRINK of Mahaska

H-1308

1 Amend the Senate amendment, H-1244, to House File 692, as
 2 passed by the House, as follows:
 3 1. By striking page 1, line 4, through page 56, line 8, and
 4 inserting:
 5 <<DIVISION I
 6 HOSPITAL BOARD OF TRUSTEES ELECTIONS
 7 Section 1. Section 347.9, subsection 1, Code 2019, is
 8 amended to read as follows:
 9 1. When it has been determined by the voters of a county
 10 to establish a county public hospital, the board shall appoint
 11 five or seven trustees chosen from among the resident citizens
 12 of the county with reference to their fitness for office.
 13 The appointed trustees shall hold office until the following
 14 general election, at which time their successors shall be
 15 elected, three for a term of four years and the remainder
 16 for a term of two years, and they shall determine by lot
 17 their respective terms, and thereafter their successors shall
 18 be elected for regular terms of four years each, except as
 19 provided in subsection 3.
 20 Sec. 2. Section 347.9, Code 2019, is amended by adding the
 21 following new subsection:
 22 NEW SUBSECTION. 3. Trustees in a county with a population

23 of at least four hundred thousand shall serve for a term of six
 24 years. A trustee elected to a term of four years in or after
 25 January 2018 shall instead serve a term of six years.

26 Sec. 3. Section 347.10, Code 2019, is amended to read as
 27 follows:

28 **347.10 Vacancies.**

29 Vacancies on the board of trustees may, ~~until the next~~
 30 ~~general election~~, be filled by appointment by the remaining
 31 members of the board of trustees or, if fewer than a
 32 majority of the trustees remain on the board, by the board of
 33 supervisors for the period until the vacancies are filled by
 34 election. An appointment made under this section shall be for
 35 the unexpired balance of the term of the preceding trustee. If

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1 a board member is absent for four consecutive regular board
 2 meetings, without prior excuse, or fails to comply with more
 3 stringent attendance requirements for regular board meetings
 4 included in the bylaws governing the board, the member's
 5 position shall be declared vacant and filled as set out in this
 6 section.

7 Sec. 4.HOSPITAL BOARD OF TRUSTEES ELECTIONS.

8 Notwithstanding section 347.9, for elections held pursuant to
 9 section 347.9 in 2022 in which more than seventy percent of
 10 trustee positions on a board are on the ballot:

11 1. If there are seven trustees on the board:

12 a. If six trustees are to be elected, the four elected who
 13 receive the highest number of votes are elected for four-year
 14 terms. The remainder are elected for two-year terms. In case
 15 of a tie, the county auditor shall determine by lot which of
 16 the trustees with the lowest number of winning votes shall
 17 serve two-year terms and thereafter their successors shall be
 18 elected for regular terms as provided in section 347.9.

19 b. If five trustees are to be elected, the four elected who
 20 receive the highest number of votes are elected for four-year
 21 terms. The remaining trustee is elected for a two-year term.
 22 In case of a tie, the county auditor shall determine by lot
 23 which of the trustees with the lowest number of winning votes
 24 shall serve the two-year term and thereafter their successors
 25 shall be elected for regular terms as provided in section
 26 347.9.

27 2. If there are five trustees on the board, if four trustees
 28 are to be elected, the three elected who receive the highest
 29 number of votes are elected for four-year terms. The remaining
 30 trustee is elected for a two-year term. In case of a tie, the
 31 county auditor shall determine by lot which of the trustees
 32 with the lowest number of winning votes shall serve the
 33 two-year term and thereafter their successors shall be elected
 34 for regular terms as provided in section 347.9.

35 DIVISION II

PAGE 3

1 TECHNICAL CHANGES

2 Sec. 5. Section 39.2, subsection 4, paragraphs a, b, and c,
3 Code 2019, are amended to read as follows:

4 a. For a county, ~~on the day of the general election, on~~
5 ~~the day of the regular city election, on the date of a special~~
6 ~~election held to fill a vacancy in the same county, or on the~~
7 ~~first Tuesday in March in an odd-numbered year, the first~~
8 ~~Tuesday in May March, or the first second Tuesday in August~~
9 ~~of each year September, or the first Tuesday after the first~~
10 ~~Monday in November. For a county, in an even-numbered year,~~
11 ~~the first Tuesday in March or the second Tuesday in September.~~

12 b. For a city, ~~on the day of the general election, on the~~
13 ~~day of the regular city election, on the date of a special~~
14 ~~election held to fill a vacancy in the same city, or on the~~
15 ~~first Tuesday in March in an odd-numbered year, the first~~
16 ~~Tuesday in May March, or the first second Tuesday in August~~
17 ~~of each year September, or the first Tuesday after the first~~
18 ~~Monday in November. For a city, in an even-numbered year, the~~
19 ~~first Tuesday in March or the second Tuesday in September.~~

20 c. For a school district or merged area, in the odd-numbered
21 year, the first Tuesday in ~~February March, the first Tuesday in~~
22 ~~April, the last second Tuesday in June September, or the second~~
23 ~~first Tuesday after the first Monday in September November.~~
24 For a school district or merged area, in the even-numbered
25 year, the first Tuesday in ~~February, the first Tuesday in~~
26 ~~April March, or the second Tuesday in September, or the second~~
27 ~~Tuesday in December.~~

28 Sec. 6. Section 39A.3, subsection 1, paragraph a, Code 2019,
29 is amended by adding the following new subparagraph:

30 NEW SUBPARAGRAPH. (5) Falsely or fraudulently signs
31 nomination papers on behalf of another person.

32 Sec. 7. Section 39A.3, subsection 1, Code 2019, is amended
33 by adding the following new paragraph:

34 NEW PARAGRAPH. c. *Miscellaneous offenses.* Uses voter
35 registration information, including resale or redistribution

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1 of the voter registration list without written permission of
2 the state registrar, for purposes other than those permitted
3 by section 48A.39.

4 Sec. 8. Section 39A.4, subsection 1, paragraph c,
5 subparagraph (5), Code 2019, is amended by striking the
6 subparagraph.

7 Sec. 9. Section 39A.6, Code 2019, is amended to read as
8 follows:

9 **39A.6 Technical infractions — notice.**

10 1. If the state commissioner or county commissioner becomes
11 aware of an apparent technical violation of a provision of
12 chapters 39 through 53, the state commissioner or county

13 commissioner may administratively provide a written notice
14 and letter of instruction to the responsible person regarding
15 proper compliance procedures.

16 2. If the state commissioner sends a notice of such a
17 technical infraction to a county commissioner, the state
18 commissioner may require a written explanation of the
19 occurrence, and measures that the person took to redress the
20 issues contained within the notice.

21 3. This notice is not a final determination of facts or law
22 in the matter, and does not entitle a person to a proceeding
23 under chapter 17A.

24 Sec. 10. Section 43.14, subsection 1, Code 2019, is amended
25 by adding the following new paragraph:

26 NEW PARAGRAPH. g. The printed name, signature, address,
27 and phone number of the person responsible for circulating the
28 petition page.

29 Sec. 11. Section 43.14, subsection 2, Code 2019, is amended
30 to read as follows:

31 2.a. Signatures on a petition page shall be counted only
32 if the information required in subsection 1 is written or
33 printed at the top of the page.

34 b. Nomination papers on behalf of candidates for seats in
35 the general assembly need only designate the number of the

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1 senatorial or representative district, as appropriate, and
2 not the county or counties, in which the candidate and the
3 petitioners reside.

4 c. A signature line shall not be counted if the line
5 lacks the signature of the eligible elector and the signer's
6 residential address, with street and number, if any, and city.
7 A signature line shall not be counted if an eligible elector
8 supplies only a partial address or a post office box address,
9 or if the signer's address is obviously outside the boundaries
10 of the district.

11 d. A signature line shall not be counted if any of the
12 required information is crossed out or redacted at the time
13 the nomination papers are filed with the state commissioner or
14 commissioner.

15 Sec. 12. Section 43.14, subsection 4, Code 2019, is amended
16 by adding the following new paragraph:

17 NEW PARAGRAPH. f. Any other information required by section
18 43.18.

19 Sec. 13. Section 43.15, subsection 2, Code 2019, is amended
20 to read as follows:

21 2. Each signer shall add the signer's residence residential
22 address, with street and number, if any, and the date of
23 signing.

24 Sec. 14. Section 43.22, unnumbered paragraph 1, Code 2019,
25 is amended to read as follows:

26 The state commissioner shall, at least sixty-nine days

27 before a primary election, or as soon as practicable if an
 28 objection under section 43.24 is pending, furnish to the
 29 commissioner of each county a certificate under the state
 30 commissioner's hand and seal, which certificate shall show:
 31 Sec. 15. Section 43.24, subsection 1, paragraph b,
 32 subparagraphs (1) and (2), Code 2019, are amended to read as
 33 follows:
 34 (1) Those filed with the state commissioner, not less than
 35 seventy-four days before the date of the election, or for

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1 certificates of nomination filed under section 43.23, not less
 2 than seventy days before the date of the election.
 3 (2) Those filed with the commissioner, not less than
 4 sixty-four days before the date of the election, or for
 5 certificates of nomination filed under section 43.23, not less
 6 than sixty-two days before the date of the election.
 7 Sec. 16. Section 45.5, subsection 1, Code 2019, is amended
 8 by adding the following new paragraph:
 9 NEW PARAGRAPH. f. The printed name, signature, address,
 10 and phone number of the person responsible for circulating the
 11 petition page.
 12 Sec. 17. Section 45.5, subsection 2, Code 2019, is amended
 13 to read as follows:
 14 2.a. Signatures on a petition page shall be counted only
 15 if the information required in subsection 1 is written or
 16 printed at the top of the page.
 17 b. Nomination papers on behalf of candidates for seats in
 18 the general assembly need only designate the number of the
 19 senatorial or representative district, as appropriate, and
 20 not the county or counties, in which the candidate and the
 21 petitioners reside.
 22 c. A signature line in a nomination petition shall not be
 23 counted if the line lacks the signature of the eligible elector
 24 and the signer's residential address, with street and number,
 25 if any, and city. A signature line shall not be counted if
 26 an eligible elector supplies only a partial address or a post
 27 office box address, or if the signer's address is obviously
 28 outside the boundaries of the appropriate ward, city, school
 29 district or school district director district, legislative
 30 district, or other district.
 31 d. A signature line shall not be counted if any of the
 32 required information is crossed out or redacted at the time
 33 the nomination papers are filed with the state commissioner or
 34 commissioner.
 35 Sec. 18. Section 45.6, subsection 2, Code 2019, is amended

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1 to read as follows:
 2 2. Each signer shall add the signer's residence residential

3 address, with street and number, if any, and city.

4 Sec. 19. Section 47.1, subsection 6, Code 2019, is amended
5 to read as follows:

6 6. The state commissioner may, at the state commissioner's
7 discretion, examine the records of a commissioner to evaluate
8 complaints and to ensure compliance with the provisions
9 of chapters 39 through 53. This examination shall include
10 assessments conducted or authorized by private or government
11 entities to evaluate a county's security readiness for
12 elections-related technology or physical facilities. The state
13 commissioner shall adopt rules pursuant to chapter 17A to
14 require a commissioner to provide written explanations related
15 to examinations conducted pursuant to this subsection. Any
16 information that is requested by or in the possession of the
17 state commissioner pursuant to this chapter shall not lose its
18 confidential status pursuant to section 22.7, subsection 50.

19 Sec. 20. Section 47.1, Code 2019, is amended by adding the
20 following new subsections:

21 NEW SUBSECTION. 7. The state commissioner may share
22 information a county provides to an appropriate government
23 agency to safeguard against cybersecurity or physical threats.

24 NEW SUBSECTION. 8. The state commissioner may adopt rules
25 pursuant to chapter 17A to create minimum security protocols
26 applicable to county commissioners of elections. If a county
27 fails to adhere to these protocols, the state commissioner may
28 limit access to the statewide voter registration system.

29 Sec. 21. Section 47.2, Code 2019, is amended by adding the
30 following new subsection:

31 NEW SUBSECTION. 7. The county commissioner of elections
32 shall, to maintain election security, do all of the following:

33 a. When the county commissioner believes that a
34 cybersecurity incident or data breach has occurred, the county
35 commissioner shall immediately inform the state commissioner

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1 of elections.

2 b. If the county commissioner has no reason to believe
3 that a cybersecurity incident or data breach has occurred,
4 the county commissioner shall certify that fact to the state
5 commissioner on an annual basis.

6 Sec. 22. Section 47.7, subsection 2, paragraph d, Code 2019,
7 is amended to read as follows:

8 d. The state registrar shall prescribe by rule the
9 procedures for access to the state voter registration file,
10 ~~security requirements, and access protocols for adding,~~
11 ~~changing, or deleting information from the state voter~~
12 ~~registration file including all of the following:~~

13 (1) Access protocols for adding, changing, or deleting
14 information from the state voter registration file.

15 (2) Training requirements for all state voter registration
16 file users.

17 (3) Technology safeguards, including county information
 18 technology network requirements, necessary to access the state
 19 voter registration file.

20 (4) Breach incident response requirements and protocols on
 21 all matters related to elections.

22 Sec. 23. Section 47.7, subsection 2, Code 2019, is amended
 23 by adding the following new paragraph:

24 NEW PARAGRAPH. *e.* The state registrar may rescind access to
 25 the statewide voter registration file from a user who is not in
 26 compliance with the prescribed rules.

27 Sec. 24. Section 48A.9, subsection 4, Code 2019, is amended
 28 to read as follows:

29 4. Registration forms submitted to voter registration
 30 agencies, to motor vehicle driver's license stations, and to
 31 county treasurer's offices participating in county issuance of
 32 driver's licenses under chapter 321M shall be considered on
 33 time if they are received no later than ~~5:00~~ 11:59 p.m. on the
 34 day registration closes for that election. Offices or agencies
 35 other than the county commissioner's office are not required

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1 to be open for voter registration purposes at times other than
 2 their usual office hours.

3 Sec. 25. Section 48A.26, subsection 1, Code 2019, is amended
 4 to read as follows:

5 1.a. Except as otherwise provided in ~~paragraph~~ paragraphs
 6 "b" and "c" of this subsection, or section 48A.26A, within seven
 7 working days of receipt of a voter registration form or change
 8 of information in a voter registration record the commissioner
 9 shall send an acknowledgment to the registrant at the mailing
 10 address shown on the registration form. The acknowledgment
 11 shall be sent by nonforwardable mail.

12 *b.* For a voter registration form or change of information
 13 in a voter registration record submitted at a precinct caucus,
 14 the commissioner shall send an acknowledgment within forty-five
 15 days of receipt of the form or change of information.

16 *c.* For a voter registration form or change of information in
 17 a voter registration record submitted within fourteen days of a
 18 regularly scheduled election, the commissioner shall send an
 19 acknowledgment within forty-eight hours of receipt of the form
 20 or change of information.

21 Sec. 26. Section 49.11, Code 2019, is amended by adding the
 22 following new subsection:

23 NEW SUBSECTION. 4. Notice of changes made pursuant to
 24 subsection 3 shall be reported to the state commissioner at
 25 least twenty-five days before the next election in which the
 26 temporary precinct will be active, or, for elections held
 27 pursuant to section 69.14 while the general assembly is in
 28 session or within forty-five days of the convening of a session
 29 of the general assembly, at least ten days before election day.

30 Sec. 27. Section 49.31, subsection 1, paragraph a, Code

31 2019, is amended to read as follows:

32 *a.* All ballots shall be arranged with the names of
 33 candidates for each office listed below the office title.
 34 For partisan elections the name of the political party or
 35 organization which nominated each candidate shall be listed

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1 after or below each candidate's name. The state commissioner
 2 may prescribe, and a county commissioner may use, uniform
 3 abbreviations for political parties and organizations.

4 Sec. 28. Section 49.57, subsection 2, Code 2019, is amended
 5 to read as follows:

6 2. After the name of each candidate for a partisan office
 7 the name of the candidate's political party shall be printed
 8 in at least six point type. The names of political parties
 9 and nonparty political organizations may be abbreviated on
 10 the remainder of the ballot if both the full name and the
 11 abbreviation appear in the voter instruction area of the
 12 ballot.

13 Sec. 29. Section 50.51, subsection 6, Code 2019, is amended
 14 to read as follows:

15 6. The state commissioner shall adopt rules, pursuant
 16 to chapter 17A, to implement this section, which may include
 17 the establishment of pilot programs related to post-election
 18 audits.

19 Sec. 30. **NEW SECTION. 53.1A Rules.**

20 The state commissioner shall adopt rules pursuant to chapter
 21 17A for the implementation of this chapter.

22 Sec. 31. Section 53.8, subsection 1, paragraph a,
 23 unnumbered paragraph 1, Code 2019, is amended to read as
 24 follows:

25 Upon receipt of an application for an absentee ballot
 26 and immediately after the absentee ballots are printed,
 27 but not more than twenty-nine days before the election, the
 28 commissioner shall mail an absentee ballot to the applicant
 29 within twenty-four hours, except as otherwise provided in
 30 subsection 3. When the United States post office is closed
 31 in observance of a federal holiday and is not delivering mail
 32 on the twenty-ninth day before the election, the first day to
 33 mail absentee ballots is the next business day on which mail
 34 delivery is available. The absentee ballot shall be sent to
 35 the registered voter by one of the following methods:

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1 Sec. 32. 2017 Iowa Acts, chapter 155, section 13, is amended
 2 by striking the section.

3 Sec. 33. EFFECTIVE DATE. This division of this Act, being
 4 deemed of immediate importance, takes effect upon enactment.

5 DIVISION III
 6 CONDUCT OF ELECTIONS

7 Sec. 34. Section 43.30, subsection 2, Code 2019, is amended
8 to read as follows:

9 2. The commissioner shall make sample ballots available to
10 the public upon request. The sample ballots shall be clearly
11 marked as sample ballots. A reasonable fee may be charged for
12 printing costs if a person requests multiple copies of sample
13 ballots. The commissioner shall not distribute sample ballots
14 except as provided in this subsection.

15 Sec. 35. Section 43.36, Code 2019, is amended to read as
16 follows:

17 **43.36 Australian ballot.**

18 The Australian ballot system as now used in this state,
19 except as herein modified, shall be used at said primary
20 election. The endorsement of the precinct election officials
21 and the ~~facsimile of the commissioner's signature~~ county
22 seal shall appear upon the ballots as provided for general
23 elections.

24 Sec. 36. Section 43.91, Code 2019, is amended to read as
25 follows:

26 **43.91 Voter at caucus ~~must be precinct resident~~ _____**
27 **qualifications.**

28 Any person voting at a precinct caucus must be a person who
29 is or will by the date of the next general election become
30 an eligible elector, who has not already participated in the
31 caucus of any political party within the same year, and who is
32 a resident of the precinct. A list of the names and addresses
33 of each person to whom a ballot was delivered or who was
34 allowed to vote in each precinct caucus shall be prepared by
35 the caucus chairperson and secretary who shall certify such

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1 list to the commissioner at the same time as the names of
2 those elected as delegates and party committee members are so
3 certified.

4 Sec. 37. Section 44.4, subsection 1, Code 2019, is amended
5 to read as follows:

6 1.g. Nominations made pursuant to this chapter and
7 chapter 45 which are required to be filed in the office of the
8 state commissioner shall be filed in that office not more than
9 ninety-nine days nor later than 5:00 p.m. on the ~~seventy-third~~
10 ~~eighty-first~~ day before the date of the general election to be
11 held in November first Tuesday after the first Monday in June
12 in each even-numbered year. Nominations made for a special
13 election called pursuant to section 69.14 shall be filed by
14 5:00 p.m. not less than twenty-five days before the date of
15 an election called upon at least forty days' notice and not
16 less than fourteen days before the date of an election called
17 upon at least eighteen days' notice. Nominations made for
18 a special election called pursuant to section 69.14A shall
19 be filed by 5:00 p.m. not less than twenty-five days before
20 the date of the election. Nominations made pursuant to this

21 chapter and chapter 45 which are required to be filed in the
 22 office of the commissioner shall be filed in that office not
 23 more than ninety-two days nor later than 5:00 p.m. on the
 24 sixty-ninth ~~seventy-fourth~~ day before the date of the general
 25 election first Tuesday after the first Monday in June in each
 26 even-numbered year. Nominations made pursuant to this chapter
 27 or chapter 45 for city office shall be filed not more than
 28 seventy-two days nor later than 5:00 p.m. on the forty-seventh
 29 day before the city election with the county commissioner
 30 of elections responsible under section 47.2 for conducting
 31 elections held for the city, who shall process them as provided
 32 by law.

33 b. Notwithstanding paragraph "a", nominations for president
 34 and vice president of the United States shall be filed in the
 35 office of the state commissioner not more than ninety-nine days

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1 nor later than 5:00 p.m. on the eighty-first day before the
 2 date of the general election to be held in November.
 3 Sec. 38. Section 47.2, subsection 2, Code 2019, is amended
 4 to read as follows:
 5 2.a. When an election is to be held as required by law
 6 or is called by a political subdivision of the state and the
 7 political subdivision is located in more than one county, the
 8 county commissioner of elections of the county having the
 9 greatest taxable base within the political subdivision shall
 10 conduct that election. The county commissioners of elections
 11 of the other counties in which the political subdivision
 12 is located shall cooperate with the county commissioner of
 13 elections who is conducting the election.

14 b. Notwithstanding paragraph "a", for a city primary
 15 election, city runoff election or a special election for
 16 a city, school district, or merged area, if a political
 17 subdivision is located in more than one county, the county
 18 commissioner of elections of a county not having the greatest
 19 taxable base within the political subdivision may designate
 20 that the controlling commissioner of the political subdivision
 21 shall conduct that election if fewer than one hundred and
 22 twenty-five registered voters of the political subdivision
 23 are located within such county commissioner's county. If the
 24 controlling commissioner is so designated, section 50.24,
 25 subsections 3A and 3B, as enacted by 2017 Iowa Acts, ch. 155,
 26 828, shall not apply. For the purposes of this paragraph, the
 27 number of registered voters shall be the number of registered
 28 voters in the political subdivision of a county not having the
 29 greatest taxable base on May 1 immediately preceding the first
 30 day of the filing period for candidates for the election. If
 31 May 1 falls on a day when the county commissioner's office is
 32 closed for business, the county commissioner shall use the
 33 number of registered voters on the next day that the county
 34 commissioner's office is open for business to determine the

35 number of registered voters.

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1 Sec. 39. Section 47.2, Code 2019, is amended by adding the
2 following new subsection:

3 NEW SUBSECTION. 7. The county commissioner shall not
4 participate in an absentee ballot drive or collection effort in
5 cooperation with a candidate, candidate's committee, political
6 party, or nonparty political organization. However, when a
7 county commissioner is a candidate for election, such a county
8 commissioner may participate in an absentee ballot drive or
9 collection effort, but shall not aid any other candidate,
10 candidate's committee, political party, or nonparty political
11 organization.

12 Sec. 40. Section 49.21, Code 2019, is amended by adding the
13 following new subsection:

14 NEW SUBSECTION. 4. The commissioner shall remove or obscure
15 from the view of voters any published material displaying the
16 name of a candidate or elected official other than a ballot or
17 sample ballot or envelope.

18 Sec. 41. NEW SECTION. **49.49 Certain sample ballots
19 prohibited.**

20 The commissioner and state commissioner of elections shall
21 not distribute or authorize the distribution of sample ballots
22 to voters other than as provided in sections 49.53 and 52.29.

23 Sec. 42. Section 49.51, Code 2019, is amended to read as
24 follows:

25 **49.51 Commissioner to control printing.**

26 The commissioner shall have charge of the printing of the
27 ballots to be used for any election held in the county, unless
28 the commissioner delegates that authority as permitted by this
29 section. The commissioner may delegate this authority only
30 to another commissioner who is responsible under section 47.2
31 for conducting the elections held for a political subdivision
32 which lies in more than one county, and only with respect to
33 printing of ballots containing only public questions or the
34 names of candidates to be voted upon by the registered voters
35 of that political subdivision. Only one ~~facsimile signature~~

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1 county seal, that of the county of the commissioner under
2 whose direction the ballot is printed, shall appear on the
3 ballot. It is the duty of the commissioner to insure that the
4 arrangement of any ballots printed under the commissioner's
5 direction conforms to all applicable requirements of this
6 chapter.

7 Sec. 43. Section 49.57, subsection 6, Code 2019, is amended
8 to read as follows:

9 6. A portion of the ballot shall include the words "Official
10 ballot", the unique identification number or name assigned by

11 the commissioner to the ballot style, the date of the election,
 12 and ~~a facsimile of the signature~~ the county seal of the county
 13 of the commissioner who has caused the ballot to be printed
 14 pursuant to section 49.51.

15 Sec. 44. Section 49.82, Code 2019, is amended to read as
 16 follows:

17 **49.82 Voter to receive one ballot — endorsement.**

18 When an empty voting booth is available, one of the precinct
 19 election officials shall endorse the official's initials on
 20 each ballot the voter will receive. The initials shall be
 21 placed so that they may be seen when the ballot is properly
 22 folded or enclosed in a secrecy folder. The name or signature
 23 of the commissioner shall not appear on the ballot except as
 24 part of the list of candidates when the commissioner is a
 25 candidate for election. The official shall give the voter one
 26 and only one of each of the ballots to be voted at that election
 27 in that precinct, except as provided by section 49.100. No
 28 ballot without the required official endorsement shall be
 29 placed in the ballot box.

30 Sec. 45. Section 53.11, Code 2019, is amended by adding the
 31 following new subsection:

32 **NEW SUBSECTION. 6.** The commissioner shall remove or obscure
 33 from the view of voters any published material displaying the
 34 name of a candidate or elected official other than a ballot or
 35 sample ballot or envelope.

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1 DIVISION IV

2 CONFLICTS OF INTEREST

3 Sec. 46. Section 314.2, Code 2019, is amended by striking
 4 the section and inserting in lieu thereof the following:

5 **314.2 Conflicts of interest.**

6 A state or county official who is a voting member of a
 7 governmental entity responsible for awarding a contract
 8 pursuant to section 314.1 and is the apparent low bidder for
 9 the contract shall not participate in a vote to award the
 10 contract and shall include an explanation of the official's
 11 conflict in the resolution entered pursuant to section 26.12.

12 Sec. 47.EFFECTIVE DATE. This division of this Act takes
 13 effect January 1, 2023.

14 DIVISION V

15 BALLOT ORDER

16 Sec. 48. Section 49.31, subsection 1, paragraph b, Code
 17 2019, is amended to read as follows:

18 b.(1) The commissioner shall determine the order of
 19 political parties and nonparty political organizations
 20 candidates on the ballot as provided in this paragraph. The
 21 sequence order shall be the same for each office on the ballot
 22 and for each precinct in the county voting in the election.

23 (2) The state commissioner shall compile a list of each
 24 county in the state in alphabetical order and assign a number

25 to each county such that the first county listed is number
 26 one, the second county listed is number two, and continuing
 27 in descending order in the same manner. The commissioner
 28 shall put in alphabetical order the top two political parties
 29 receiving the highest votes from the most recent election.

30 (3) The commissioner of each county assigned an even number
 31 pursuant to subparagraph (2) shall arrange the ballot as
 32 follows:

33 (a) The candidates of the first political party by
 34 alphabetical order pursuant to subparagraph (2) shall appear
 35 first on the ballot for the first general election at which the

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1 president of the United States is to be elected following the
 2 effective date of this Act and second on the ballot for the
 3 first general election at which the governor will be elected
 4 following the effective date of this Act and second on the
 5 ballot for the second general election at which the president
 6 of the United States is to be elected following the effective
 7 date of this Act and first on the ballot for the second general
 8 election at which the governor will be elected following the
 9 effective date of this Act, and thereafter alternating with the
 10 candidates of the second political party by alphabetical order
 11 pursuant to subparagraph (2).

12 (b) The candidates of the second political party by
 13 alphabetical order pursuant to subparagraph (2) shall appear
 14 second on the ballot for the first general election at which
 15 the president of the United States is to be elected following
 16 the effective date of this Act and first on the ballot for
 17 the first general election at which the governor will be
 18 elected following the effective date of this Act and first
 19 on the ballot for the second general election at which the
 20 president of the United States is to be elected following the
 21 effective date of this Act and second on the ballot for the
 22 second general election at which the governor will be elected
 23 following the effective date of this Act, and thereafter
 24 alternating with the candidates of the first political party by
 25 alphabetical order pursuant to subparagraph (2).

26 (4) The commissioner of each county assigned an odd number
 27 pursuant to subparagraph (2) shall arrange the ballot as
 28 follows:

29 (a) The candidates of the second political party by
 30 alphabetical order pursuant to subparagraph (2) shall appear
 31 first on the ballot for the first general election at which the
 32 president of the United States is to be elected following the
 33 effective date of this Act and second on the ballot for the
 34 first general election at which the governor will be elected
 35 following the effective date of this Act and second on the

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1 ballot for the second general election at which the president
2 of the United States is to be elected following the effective
3 date of this Act and first on the ballot for the second general
4 election at which the governor will be elected following the
5 effective date of this Act, and thereafter alternating with the
6 candidates of the first political party by alphabetical order
7 pursuant to subparagraph (2).

8 (b) The candidates of the first political party by
9 alphabetical order pursuant to subparagraph (2) shall appear
10 second on the ballot for the first general election at which
11 the president of the United States is to be elected following
12 the effective date of this Act and first on the ballot for
13 the first general election at which the governor will be
14 elected following the effective date of this Act and first
15 on the ballot for the second general election at which the
16 president of the United States is to be elected following the
17 effective date of this Act and second on the ballot for the
18 second general election at which the governor will be elected
19 following the effective date of this Act, and thereafter
20 alternating with the candidates of the second political party
21 by alphabetical order pursuant to subparagraph (2).

22 (c) The commissioner shall determine the order of
23 candidates of nonparty political organizations on the ballot.
24 The order shall be the same for each office on the ballot and
25 for each precinct in the county voting in the election.

26 Sec. 49. Section 49.31, subsection 2, paragraph b, Code
27 2019, is amended to read as follows:

28 b. The Notwithstanding any provision of subsection 1,
29 paragraph “b”, to the contrary, the commissioner shall then
30 arrange the surnames of each political party’s candidates for
31 each office to which two or more persons are to be elected at
32 large alphabetically for the respective offices for the first
33 precinct on the list; thereafter, for each political party and
34 for each succeeding precinct, the names appearing first for
35 the respective offices in the last preceding precinct shall

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1 be placed last, so that the names that were second before the
2 change shall be first after the change. The commissioner may
3 also rotate the names of candidates of a political party in the
4 reverse order of that provided in this subsection or alternate
5 the rotation so that the candidates of different parties shall
6 not be paired as they proceed through the rotation. The
7 procedure for arrangement of names on ballots provided in this
8 section shall likewise be substantially followed in elections
9 in political subdivisions of less than a county.

10 DIVISION VI
11 MUNICIPAL ELECTIONS

12 Sec. 50. Section 44.9, subsection 3, Code 2019, is amended

13 to read as follows:

14 3. In the office of the proper school board secretary, at
15 least ~~thirty-five~~ forty-two days before the day of a regularly
16 scheduled school election.

17 Sec. 51. Section 50.48, subsection 7, Code 2019, is amended
18 to read as follows:

19 7. If the election is ~~an election held by a city which~~
20 ~~is not the final election for the office in question a city~~
21 primary election held pursuant to section 376.7, the recount
22 shall progress according to the times provided by this
23 subsection. If this subsection applies the canvass shall be
24 held by the second day after the election, the request for
25 a recount must be made by the third day after the election,
26 the board shall convene to conduct the recount by the sixth
27 day after the election, and the report shall be filed by the
28 ~~eleventh~~ eighth day after the election.

29 Sec. 52. Section 50.48, Code 2019, is amended by adding the
30 following new subsection:

31 NEW SUBSECTION. 8. When a city council has chosen a runoff
32 election pursuant to section 376.9, the recount shall progress
33 according to the times provided by this subsection. If this
34 subsection applies, the canvass shall be conducted pursuant
35 to section 50.24. The request for a recount must be made

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1 by the day after the canvass, and the board shall convene
2 for the first time not later than the first Friday following
3 the canvass. The report shall be filed not later than the
4 fourteenth day after the election.

5 Sec. 53. Section 260C.12, subsection 1, as amended by
6 2017 Iowa Acts, chapter 155, section 2, is amended to read as
7 follows:

8 1. The board of directors of the merged area shall organize
9 at the first regular meeting following the regular school
10 election or at a special meeting called by the secretary of the
11 board to organize the board in advance of the first regular
12 meeting ~~following the regular school election~~ after the canvass
13 for the regular school election. Organization of the board
14 shall be effected by the election of a president and other
15 officers from the board membership as board members determine.
16 The board of directors shall appoint a secretary and a
17 treasurer who shall each give bond as prescribed in section
18 291.2 and who shall each receive the salary determined by the
19 board. The secretary and treasurer shall perform duties under
20 chapter 291 and additional duties the board of directors deems
21 necessary. However, the board may appoint one person to serve
22 as the secretary and treasurer. If one person serves as the
23 secretary and treasurer, only one bond is necessary for that
24 person. The frequency of meetings other than organizational
25 meetings shall be as determined by the board of directors but
26 the president or a majority of the members may call a special

27 meeting at any time.

28 Sec. 54. Section 260C.15, subsection 5, as amended by
29 2017 Iowa Acts, chapter 155, section 4, is amended to read as
30 follows:

31 5. The votes cast in the election shall be canvassed and
32 abstracts of the votes cast shall be certified as required by
33 section 277.20. In each county whose commissioner of elections
34 is responsible under section 47.2 for conducting elections
35 held for a merged area, the county board of supervisors shall

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1 ~~convene on the last Monday in November or at the last regular~~
2 ~~board meeting in November, on the second Monday or Tuesday~~
3 ~~after the day of the election to~~ canvass the abstracts of votes
4 cast and declare the results of the voting. The commissioner
5 shall at once issue certificates of election to each person
6 declared elected, and shall certify to the merged area board in
7 substantially the manner prescribed by section 50.27 the result
8 of the voting on any public question submitted to the voters
9 of the merged area. Members elected to the board of directors
10 of a merged area shall qualify by taking the oath of office
11 prescribed in section 277.28.

12 Sec. 55. Section 277.4, subsection 3, Code 2019, is amended
13 to read as follows:

14 3. The secretary of the school board shall accept the
15 petition for filing if on its face it appears to have the
16 requisite number of signatures and if it is timely filed. The
17 secretary of the school board shall note upon each petition
18 and affidavit accepted for filing the date and time that the
19 petition was filed. The secretary of the school board shall
20 deliver all nomination petitions, together with the complete
21 text of any public measure being submitted by the board to the
22 electorate, to the county commissioner of elections on the day
23 following the last day on which nomination petitions can be
24 filed, and not later than ~~5:00 p.m.~~ 12:00 noon on that day.

25 Sec. 56. Section 279.1, subsection 1, Code 2019, is amended
26 to read as follows:

27 1. The board of directors of each school corporation shall
28 meet and organize at the first regular meeting or at a special
29 meeting called by the secretary of the board to organize the
30 board in advance of the first regular meeting after the canvass
31 for the regular school election at some suitable place to be
32 designated by the secretary. Notice of the place and hour of
33 the meeting shall be given by the secretary to each member and
34 member-elect of the board.

35 Sec. 57. Section 279.7, subsection 3, Code 2019, is amended

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1 to read as follows:

2 3. In the case of a special election as provided in this

3 section to fill a vacancy occurring among the elective officers
4 or members of a school board before the expiration of a full
5 term, the person so elected shall qualify within ten days
6 ~~hereafter~~ from the final canvass of the election by the county
7 board in the manner required by section 277.28 and shall hold
8 office for the residue of the unexpired term and until a
9 successor is elected, or appointed, and qualified.

10 Sec. 58. Section 376.5, Code 2019, is amended to read as
11 follows:

12 **376.5 Publication of ballot.**

13 Notice containing a copy of the ballot for each regular,
14 special, primary, or runoff city election must be published by
15 the county commissioner of elections as provided in section
16 362.3, except that notice of a regular, primary, or runoff
17 election may be published not less than four days before the
18 date of the election. The published ~~ballot~~ notice must contain
19 the names of all candidates, and may not contain any party
20 designations. The published ~~ballot~~ notice must contain any
21 question to be submitted to the voters.

22 Sec. 59. Section 376.7, Code 2019, is amended by adding the
23 following new subsection:

24 NEW SUBSECTION. 3. If the city holding a primary
25 election is located in more than one county, the controlling
26 commissioner for that city under section 47.2, subsection
27 2, shall conduct a second canvass on the first Monday or
28 Tuesday after the day of the election. However, if a recount
29 is requested pursuant to section 50.48, the controlling
30 commissioner shall conduct the second canvass within two
31 business days after the conclusion of the recount proceeding.
32 Each commissioner conducting a canvass for the city pursuant
33 to section 50.24, subsection 1, shall transmit abstracts for
34 the offices of that city to the controlling commissioner for
35 that city, along with individual tallies for each write-in

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1 candidate. At the second canvass, the county board of
2 supervisors of the county of the controlling commissioner shall
3 canvass the abstracts received pursuant to this subsection and
4 shall prepare a combined city abstract stating the number of
5 votes cast in the city for each office. The combined city
6 abstract shall further indicate the name of each person who
7 received votes for each office on the ballot, and the number of
8 votes each person received for that office. The votes of all
9 write-in candidates who each received less than five percent
10 of the total votes cast in the city for an office shall be
11 reported collectively under the heading "scattering".

12 Sec. 60. Section 376.9, subsection 1, Code 2019, is amended
13 to read as follows:

14 1. A runoff election may be held only for positions unfilled
15 because of failure of a sufficient number of candidates to
16 receive a majority vote in the regular city election. When a

17 council has chosen a runoff election in lieu of a primary, the
 18 county board of supervisors shall publicly canvass the tally
 19 lists of the vote cast in the regular city election, following
 20 the procedures prescribed in section 50.24, ~~at a meeting to be~~
 21 ~~held on the second day following the regular city election, and~~
 22 ~~beginning no earlier than 1:00 p.m. on that day.~~ Candidates
 23 who do not receive a majority of the votes cast for an office,
 24 but who receive the highest number of votes cast for that
 25 office in the regular city election, to the extent of twice
 26 the number of unfilled positions, are candidates in the runoff
 27 election.

28 Sec. 61. 2017 Iowa Acts, chapter 155, section 45, is amended
 29 to read as follows:

30 SEC. 45. TERM OF OFFICE — TRANSITION PROVISIONS.

31 1. Notwithstanding the provisions of section 260C.11
 32 designating a term of four years for members of a board of
 33 directors of a merged area, the term of office for a seat on a
 34 board of directors filled at the regular school election held
 35 on:

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1 a. September 8, 2015, shall expire ~~November 5, 2019~~ upon
 2 the board's organizational meeting held pursuant to section
 3 260C.12, subsection 1.

4 b. September 12, 2017, shall expire ~~November 2, 2021~~ upon
 5 the board's organizational meeting held pursuant to section
 6 260C.12, subsection 1.

7 2. Notwithstanding the provisions of section 273.8,
 8 subsection 1, designating a term of four years for members of
 9 a board of directors of an area education agency, the term of
 10 office for a seat on a board of directors filled by election
 11 in:

12 a. September 2015 shall expire November 30, 2019.

13 b. September 2017 shall expire November 30, 2021.

14 3. Notwithstanding the provisions of section 274.7
 15 designating a term of four years for members of a board of
 16 directors of a school district, the term of office for a seat
 17 on a board of directors filled at the regular school election
 18 held on:

19 a. September 8, 2015, shall expire ~~November 5, 2019~~ upon the
 20 board's organizational meeting held pursuant to section 279.1.

21 b. September 12, 2017, shall expire ~~November 2, 2021~~ upon
 22 the board's organizational meeting held pursuant to section
 23 279.1.

DIVISION VII

ABSENTEE BALLOT COUNTING

26 Sec. 62. Section 49.128, subsection 3, Code 2019, is amended
 27 to read as follows:

28 3. The commissioner shall file a copy of ~~the~~ a certification
 29 or report under this section with the state commissioner.

30 Sec. 63. Section 49.128, Code 2019, is amended by adding the

31 following new subsection:

32 NEW SUBSECTION. 6. The commissioner shall place on
 33 file in the commissioner's office a report, and shall file
 34 a copy of the report with the state commissioner, regarding
 35 absentee ballot tracking and counting no later than December 1

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1 following each general election. The report shall be in a form
 2 prescribed by the state commissioner.

3 Sec. 64. Section 53.17, subsection 1, paragraph b, Code
 4 2019, is amended to read as follows:

5 *b.* The sealed return envelope may be mailed to the
 6 commissioner by the registered voter or by the voter's
 7 designee. If mailed by the voter's designee, the envelope
 8 must be mailed within seventy-two hours of retrieving it from
 9 the voter or within time to be postmarked or, if applicable,
 10 to have the ~~intelligent mail~~ postal service barcode traced to
 11 a date of entry into the federal mail system not later than
 12 the day before the election, as provided in section 53.17A,
 13 whichever is earlier.

14 Sec. 65. Section 53.17, subsection 2, Code 2019, is amended
 15 to read as follows:

16 2. In order for the ballot to be counted, the return
 17 envelope must be received in the commissioner's office before
 18 the polls close on election day or be clearly postmarked by an
 19 officially authorized postal service or bear ~~an intelligent~~
 20 mail a postal service barcode traceable to a date of entry
 21 into the federal mail system not later than the day before the
 22 election, as provided in section 53.17A, and received by the
 23 commissioner not later than noon on the Monday following the
 24 election.

25 Sec. 66. Section 53.17, subsection 4, paragraph f, Code
 26 2019, is amended to read as follows:

27 *f.* A statement that the completed absentee ballot will
 28 be delivered to the commissioner's office within seventy-two
 29 hours of retrieving it from the voter or before the closing of
 30 the polls on election day, whichever is earlier, or that the
 31 completed absentee ballot will be mailed to the commissioner
 32 within seventy-two hours of retrieving it from the voter or
 33 within time to be postmarked or, if applicable, to have the
 34 ~~intelligent mail~~ postal service barcode traced to a date of
 35 entry into the federal mail system not later than the day

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1 before the election, as provided in section 53.17A, whichever
 2 is earlier.

3 Sec. 67.NEW SECTION. 53.17A Absentee ballot tracking.

4 1. For the purposes of this chapter:

5 *a.* "Postal service barcode" means a barcode purchased by the
 6 sender and supplied by the United States postal service that is

7 used to sort and track letters and flat packages and is printed
8 on an absentee ballot return envelope at the direction of the
9 commissioner before the envelope is sent to the voter.

10 *b. "Tracking information database"* means a database
11 administered by the United States postal service that is
12 accessible to the commissioner and contains information
13 regarding letters or flat packages.

14 *2.a.* Prior to implementing for the first time,
15 discontinuing the usage of, or reimplementing the usage
16 of a postal service barcode and tracking information, the
17 commissioner shall send notice to the state commissioner prior
18 to October 1, 2020, for an election taking place in 2020 after
19 that date, and by October 1 of each year thereafter.

20 *b.* The commissioner shall not implement or discontinue
21 the use of a postal service barcode or tracking information
22 database during an election after an absentee ballot has been
23 mailed for that election pursuant to section 53.8.

24 *c.* The state commissioner shall adopt rules regarding
25 the statewide implementation of a postal service barcode and
26 tracking information database, including procedures to be
27 followed when usage of a postal service barcode or the tracking
28 information database is negatively impacted. Each commissioner
29 shall use a postal service barcode and tracking information
30 database consistent with rules of the state commissioner.
31 Every commissioner shall send notice to the state commissioner
32 and implement the use of a postal service barcode and tracking
33 information database prior to October 1, 2020.

34 *3.a.* An absentee ballot received after the polls close
35 on election day but prior to the official canvass shall be

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1 counted if the commissioner determines that the ballot entered
2 the federal mail system by the deadline specified in section
3 53.17 or 53.22. The date of entry of such an absentee ballot
4 into the federal mail system shall only be verified as provided
5 in paragraph "b".

6 *b.(1)* If the postmark indicates that the absentee ballot
7 entered the federal mail system by the deadline specified
8 in section 53.17 or 53.22, the ballot shall be included for
9 canvass by the absentee and special voters precinct board.

10 (2) If the postmark is illegible, missing, or dated on or
11 after election day, the commissioner shall attempt to verify
12 the ballot's date of entry into the federal mail system by
13 querying the postal service barcode in the tracking information
14 database. If the tracking information database indicates that
15 the absentee ballot entered the federal mail system by the
16 deadline specified in section 53.17 or 53.22, the ballot shall
17 be included for canvass by the absentee and special voters
18 precinct board. The commissioner shall provide a report to
19 the absentee and special voters precinct board regarding the
20 information available in the tracking information database.

21 (3) If there is a discrepancy between the date indicated by
 22 the postmark and the postal service barcode, the earlier of the
 23 two shall determine the date of entry of the absentee ballot
 24 into the federal mail system.

25 (4)(a) If neither the postmark nor the postal service
 26 barcode indicates that the absentee ballot entered the federal
 27 mail system by the deadline specified in section 53.17 or
 28 53.22, the absentee ballot shall be sent to the absentee
 29 and special voters precinct board pursuant to subparagraph
 30 division (b) with the numeric value assigned to the postal
 31 service barcode and a full report from the tracking information
 32 database.

33 (b) Up to five absentee and special voters precinct board
 34 members from each political party for partisan elections,
 35 or any two members of the board for nonpartisan elections,

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1 shall review the postal service barcode and tracking database
 2 information report of each absentee ballot submitted pursuant
 3 to subparagraph division (a) and certify that the tracking
 4 information database report corresponds to the absentee ballot
 5 by initialing the report and the absentee ballot envelope.
 6 If the board concludes that the postal service barcode and
 7 tracking information database report verify that the absentee
 8 ballot entered the federal mail system by the deadline
 9 specified in section 53.17 or 53.22, the ballot shall be
 10 counted. Otherwise, the ballot shall not be counted.

11 Sec. 68. Section 53.22, subsection 6, paragraph b, Code
 12 2019, is amended to read as follows:

13 b. Absentee ballots voted under this subsection shall be
 14 delivered to the commissioner no later than the time the polls
 15 are closed on election day. If the ballot is returned by mail
 16 the return envelope must be received by the time the polls
 17 close, or be clearly postmarked by an officially authorized
 18 postal service or bear ~~an intelligent mail~~ a postal service
 19 barcode traceable to a date of entry into the federal mail
 20 system not later than the day before the election, as provided
 21 in section 53.17A, and received by the commissioner no later
 22 than the time established for the canvass by the board of
 23 supervisors for that election.>>

KAUFMANN of Cedar

H-1309

1 Amend House File 779 as follows:

2 1. Page 7, after line 13 by inserting:

3 <Sec. _____. Section 423.1, subsection 2, paragraphs b and c,
 4 Code 2019, are amended to read as follows:

5 b. Is directly, indirectly, or constructively controlled by
 6 another entity person.

7 c. Is subject to the control of a common ~~entity~~ person. A
 8 common ~~entity~~ person is ~~one which~~ a person who owns directly
 9 or ~~individually~~ ~~indirectly~~ more than ten percent of the voting
 10 securities of the entity.>

11 2. Page 10, after line 15 by inserting:
 12 <1. The section of this division of this Act amending
 13 section 423.1, subsection 2, paragraphs “b” and “c”.>

14 3. Page 10, line 16, before <The> by inserting <2.>

15 4. Page 10, after line 17 by inserting:

16 <Sec. __.RETROACTIVE APPLICABILITY. The following
 17 applies retroactively to January 1, 2019, for tax years
 18 beginning on or after that date:

19 The section of this division of this Act amending section
 20 423.1, subsection 2, paragraphs “b” and “c”.>

21 5. Page 11, lines 7 and 8, by striking <required to collect
 22 sales or use tax under chapter 423>

23 6. Page 11, lines 13 and 14, by striking <required to
 24 collect sales or use tax under chapter 423>

25 7. By striking page 15, line 30, through page 17, line 7,
 26 and inserting:

27 <Sec. __.NEW SECTION. 433.4A **Competitive long distance**
 28 **telephone company property.**

29 For assessment years beginning before January 1, 2022,
 30 the director of revenue shall assess the property of a long
 31 distance telephone company, as defined in section 476.1D,
 32 subsection 10, Code 2018, previously classified by the
 33 utilities board as a competitive long distance telephone
 34 company under section 476.1D, subsection 10, Code 2018, which
 35 property is first assessed for taxation in this state on or

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1 after January 1, 1996, in the same manner as all other property
 2 assessed as commercial property by the local assessor under
 3 chapters 427, 427A, 427B, 428, and 441.

4 Sec. __.EFFECTIVE DATE. This division of this Act, being
 5 deemed of immediate importance, takes effect upon enactment.

6 Sec. __.RETROACTIVE APPLICABILITY. This division of this
 7 Act applies retroactively to July 1, 2018.>

8 8. Page 17, line 14, by striking <2020> and inserting <2021>

9 9. Page 17, line 31, by striking <fourteen> and inserting
 10 <fifteen>

11 10. Page 21, after line 22 by inserting:

12 <Sec. __.EFFECTIVE DATE. This division of this Act, being
 13 deemed of immediate importance, takes effect upon enactment.

14 Sec. __.RETROACTIVE APPLICABILITY. This division of this
 15 Act applies retroactively to May 30, 2018.>

16 11. Page 22, by striking lines 18 through 24.

17 12. Page 22, after line 24 by inserting:

18 <DIVISION __
 19 ADOPTION TAX CREDIT

20 Sec. __. Section 422.12A, subsection 2, Code 2019, is

21 amended to read as follows:

22 2. The taxes imposed under this division, less the credits
23 allowed under section 422.12, shall be reduced by an adoption
24 tax credit equal to the amount of qualified adoption expenses
25 paid or incurred by the taxpayer ~~during the tax year~~ in
26 connection with the adoption of a child by the taxpayer, not to
27 exceed five thousand dollars per adoption.

28 Sec. ____ Section 422.12A, Code 2019, is amended by adding
29 the following new subsection:

30 NEW SUBSECTION. 3A. The credit under this section with
31 respect to any qualified adoption expense shall be allowed
32 during a tax year as follows:

33 a. For any qualified adoption expense paid or incurred prior
34 to or during the tax year in which the adoption becomes final,
35 the tax year in which the adoption becomes final.

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1 b. For any qualified adoption expense paid or incurred after
2 the tax year in which the adoption becomes final, the tax year
3 in which an adoption expense is paid or incurred.

4 Sec. ____RETROACTIVE APPLICABILITY. This division of this
5 Act applies retroactively to January 1, 2019, for tax years
6 beginning on or after that date.

7 DIVISION ____
8 UTILITY REPLACEMENT TASK FORCE

9 Sec. ____ Section 437A.15, subsection 7, paragraph b, Code
10 2019, is amended to read as follows:

11 b. The task force shall study the effects of the replacement
12 taxes under this chapter and chapter 437B on local taxing
13 authorities, local taxing districts, consumers, and taxpayers
14 through January 1, ~~2019~~ 2024. If the task force recommends
15 modifications to the replacement tax that will further the
16 purposes of tax neutrality for local taxing authorities, local
17 taxing districts, taxpayers, and consumers, consistent with the
18 stated purposes of this chapter, the department of management
19 shall transmit those recommendations to the general assembly.

20 DIVISION ____
21 FRANCHISE TAX — ALTERNATIVE MINIMUM TAX (AMT) REPEAL

22 Sec. ____ Section 422.60, subsection 2, Code 2019, is
23 amended by adding the following new paragraph:

24 NEW PARAGRAPH. c. This subsection is repealed January 1,
25 2021, for tax years beginning on or after that date.

26 Sec. ____ Section 422.60, subsection 3, Code 2019, is
27 amended to read as follows:

28 3.a.(1) ~~There~~ For tax years beginning before January 1,
29 2022, there is allowed as a credit against the tax determined
30 in section 422.63 for a tax year an amount equal to the minimum
31 tax credit for that tax year.

32 (2) The minimum tax credit for a tax year is the excess,
33 if any, of the net minimum tax imposed for all prior tax years
34 beginning on or after January 1, 1987, but before January

35 1, 2021, over the amount allowable as a credit under this

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1 subsection for those prior tax years.

2 *b.*(1) The allowable credit under paragraph “a” for a tax
3 year beginning before January 1, 2021, shall not exceed the
4 excess, if any, of the tax determined in section 422.63 over
5 the state alternative minimum tax as determined in subsection
6 2. The allowable credit under paragraph “a” for a tax year
7 beginning in the 2021 calendar year shall not exceed the tax
8 determined in section 422.63.

9 (2) The net minimum tax for a tax year is the excess, if
10 any, of the tax determined in subsection 2 for the tax year
11 over the tax determined in section 422.63 for the tax year.

12 *c.* This subsection is repealed January 1, 2022, for tax
13 years beginning on or after that date.

14 DIVISION ____

15 **MONEYS AND CREDITS TAX ON STATE CREDIT UNIONS**

16 Sec. ____ Section 533.329, subsection 2, paragraph a, Code
17 2019, is amended to read as follows:

18 *a.* The moneys and credits tax on state credit unions is
19 imposed at a rate of one-half cent on each dollar of the legal
20 and special reserves that are required to be maintained by the
21 state credit union under section 533.303, ~~and shall be levied~~
22 ~~by the board of supervisors and placed upon the tax list and~~
23 ~~collected by the county treasurer.~~ However, an exemption shall
24 be given to each state credit union in the amount of forty
25 thousand dollars.>

26 13. Title page, line 5, after <franchise taxes,> by
27 inserting <moneys and credits taxes,>

28 14. Title page, line 8, after <force,> by inserting
29 <extending the utility replacement task force,>

30 15. By renumbering as necessary.

HITE of Mahaska

H-1310

1 Amend House File 339 as follows:

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

3 <Section 1. Section 15.102, Code 2019, is amended by adding
4 the following new subsection:

5 NEW SUBSECTION. 08. “*Rural community*” means any city
6 located in this state with a population of thirty thousand
7 or less in a county with a population of fifty thousand or
8 less. A rural community located in more than one county shall
9 be considered to be located in the county having the greatest
10 taxable base within the city.>

11 2. Page 1, after line 24 by inserting:

12 <Sec. ____ Section 15.335A, subsection 1, unnumbered
13 paragraph 1, Code 2019, is amended to read as follows:

14 Tax Except as provided in subsection 1A, tax incentives are
15 available to eligible businesses as provided in this ~~section~~
16 subsection. The incentives are based upon the number of jobs
17 created or retained that pay at least one hundred twenty
18 percent of the qualifying wage threshold and the amount of the
19 qualifying investment made according to the following schedule:

20 Sec. __. Section 15.335A, Code 2019, is amended by adding
21 the following new subsection:

22 NEW SUBSECTION. 1A. Tax incentives are available to
23 eligible businesses in rural communities as provided in this
24 subsection. The incentives are based upon the number of
25 jobs created or retained that pay at least one hundred ten
26 percent of the qualifying wage threshold and the amount of the
27 qualifying investment made according to the following schedule:

28 a. The number of jobs is zero and economic activity is
29 furthered by the qualifying investment and the amount of the
30 qualifying investment is one of the following:

31 (1) Less than fifty thousand dollars, then the tax incentive
32 is the investment tax credit of up to two percent.

33 (2) At least fifty thousand dollars but less than two
34 hundred fifty thousand dollars, then the tax incentives are the
35 investment tax credit of up to two percent and the sales tax

PAGE 2

1 refund.

2 (3) At least two hundred fifty thousand dollars, then the
3 tax incentives are the investment tax credit of up to two
4 percent, the sales tax refund, and the additional research and
5 development tax credit.

6 b. The number of jobs is one but not more than five and the
7 amount of the qualifying investment is one of the following:

8 (1) Less than fifty thousand dollars, then the tax incentive
9 is the investment tax credit of up to three percent.

10 (2) At least fifty thousand dollars but less than two
11 hundred fifty thousand dollars, then the tax incentives are the
12 investment tax credit of up to three percent and the sales tax
13 refund.

14 (3) At least two hundred fifty thousand dollars, then the
15 tax incentives are the investment tax credit of up to three
16 percent, the sales tax refund, and the additional research and
17 development tax credit.

18 c. The number of jobs is six but not more than ten and the
19 amount of the qualifying investment is one of the following:

20 (1) Less than fifty thousand dollars, then the tax incentive
21 is the investment tax credit of up to four percent.

22 (2) At least fifty thousand dollars but less than two
23 hundred fifty thousand dollars, then the tax incentives are the
24 investment tax credit of up to four percent and the sales tax
25 refund.

26 (3) At least two hundred fifty thousand dollars, then the
27 tax incentives are the investment tax credit of up to four

28 percent, the sales tax refund, and the additional research and
29 development tax credit.

30 *d.* The number of jobs is eleven but not more than fifteen
31 and the amount of the qualifying investment is one of the
32 following:

33 (1) Less than fifty thousand dollars, then the tax incentive
34 is the investment tax credit of up to five percent.

35 (2) At least fifty thousand dollars but less than two

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1 hundred fifty thousand dollars, then the tax incentives are the
2 investment tax credit of up to five percent and the sales tax
3 refund.

4 (3) At least two hundred fifty thousand dollars, then the
5 tax incentives are the investment tax credit of up to five
6 percent, the sales tax refund, and the additional research and
7 development tax credit.

8 *e.* The number of jobs is sixteen or more and the amount of
9 the qualifying investment is one of the following:

10 (1) Less than fifty thousand dollars, then the tax incentive
11 is the investment tax credit of up to six percent.

12 (2) At least fifty thousand dollars but less than two
13 hundred fifty thousand dollars, then the tax incentives are the
14 investment tax credit of up to six percent and the sales tax
15 refund.

16 (3) At least two hundred fifty thousand dollars, then the
17 tax incentives are the investment tax credit of up to six
18 percent, the sales tax refund, and the additional research and
19 development tax credit.

20 *f.* The number of jobs is thirty-one but not more than forty
21 and the amount of the qualifying investment is at least five
22 million dollars, then the tax incentives are the local property
23 tax exemption, the investment tax credit of up to seven
24 percent, the sales tax refund, and the additional research and
25 development tax credit.

26 *g.* The number of jobs is forty-one but not more than sixty
27 and the amount of the qualifying investment is at least five
28 million dollars, then the tax incentives are the local property
29 tax exemption, the investment tax credit of up to eight
30 percent, the sales tax refund, and the additional research and
31 development tax credit.

32 *h.* The number of jobs is sixty-one but not more than
33 eighty and the amount of the qualifying investment is at least
34 five million dollars, then the tax incentives are the local
35 property tax exemption, the investment tax credit of up to nine

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1 percent, the sales tax refund, and the additional research and
2 development tax credit.

3 *i.* The number of jobs is eighty-one but not more than one

4 hundred and the amount of the qualifying investment is at least
 5 five million dollars, then the tax incentives are the local
 6 property tax exemption, the investment tax credit of up to ten
 7 percent, the sales tax refund, and the additional research and
 8 development tax credit.

9 j. The number of jobs is at least one hundred one and the
 10 amount of the qualifying investment is at least ten million
 11 dollars, then the tax incentives are the local property
 12 tax exemption, the investment tax credit of up to eleven
 13 percent, the sales tax refund, and the additional research and
 14 development tax credit.

15 Sec. __. Section 15.335B, subsection 3, paragraph c, Code
 16 2019, is amended to read as follows:

17 c.(1) Consider the amount and type of the local community
 18 match- as follows:

19 (a) In a community with a population of less than five
 20 thousand, a community match shall not be required.

21 (b) In a community with a population equal to or greater
 22 than five thousand but less than fifteen thousand, a community
 23 match of at least five percent of the projected funds to be
 24 expended shall be required.

25 (c) In a community with a population equal to or greater
 26 than fifteen thousand but less than thirty thousand, a
 27 community match of at least ten percent of the projected funds
 28 to be expended shall be required.

29 (d) In a community with a population equal to or greater
 30 than thirty thousand, a community match of at least twenty
 31 percent of the projected funds to be expended shall be
 32 required.

33 (2) ~~The Notwithstanding subparagraph (1), the authority may~~
 34 ~~provide assistance to an early-stage business in a high-growth~~
 35 ~~industry regardless of the amount of local match involved.>~~

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1 3. Title page, by striking lines 1 through 4 and inserting
 2 <An Act relating to programs administered by the economic
 3 development authority, including tax credits for equity
 4 investments in qualifying businesses or innovation funds, tax
 5 incentives for eligible businesses in rural communities, and
 6 including effective date provisions.>

7 4. By renumbering as necessary.

GRASSLEY of Butler

H-1311

1 Amend the amendment, H-1309, to House File 779 as follows:

2 1. Page 4, after line 13 by inserting:

3 <DIVISION __

4 GEOTHERMAL HEAT PUMP TAX CREDIT

5 Sec. __. NEW SECTION. 422.12N Geothermal heat pump tax

6 **credit.**

7 1. The taxes imposed under this division, less the credits
8 allowed under section 422.12, shall be reduced by a geothermal
9 heat pump tax credit equal to twenty percent of the federal
10 residential energy efficient property tax credit allowed for
11 geothermal heat pumps provided in section 25D(a)(5) of the
12 Internal Revenue Code for residential property located in Iowa.

13 2. Any credit in excess of the tax liability is not
14 refundable but the excess for the tax year may be credited
15 to the tax liability for the following ten years or until
16 depleted, whichever is earlier.

17 3. The department shall accept and approve applications
18 on a first-come, first-served basis until the maximum amount
19 of tax credits that may be claimed pursuant to subsection 4
20 is reached. If for a tax year the aggregate amount of tax
21 credits applied for exceeds the amount specified in subsection
22 4, the department shall establish a wait list for tax credits.
23 Valid applications filed by the taxpayer by May 1 following the
24 year of the installation but not approved by the department
25 shall be placed on a wait list in the order the applications
26 were received and those applicants shall be given priority
27 for having their applications approved in succeeding years.
28 Placement on a wait list pursuant to this subsection shall not
29 constitute a promise binding the state. The availability of a
30 tax credit and approval of a tax credit application pursuant
31 to this section in a future year is contingent upon the
32 availability of tax credits in that particular year.

33 4.a. The cumulative value of tax credits claimed annually
34 by applicants pursuant to this section shall not exceed one
35 million dollars.

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1 b. If an amount of tax credits available for a tax year
2 pursuant to paragraph "a" goes unclaimed, the amount of the
3 unclaimed tax credits shall be made available for the following
4 tax year in addition to, and cumulated with, the amount
5 available pursuant to paragraph "a" for the following tax year.

6 5. The director of revenue shall adopt rules to implement
7 this section.

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

10 Sec. __.RETROACTIVE APPLICABILITY. This division of this
11 Act applies retroactively to January 1, 2019, for tax years
12 beginning on or after that date.>

13 2. By renumbering as necessary.

BLOOMINGDALE of Worth

H-1312

1 Amend House File 531, as passed by the House, as follows:

2 1. Page 1, before line 34 by inserting:
3 <Sec. ___. Section 96.5, subsection 2, Code 2019, is amended
4 by adding the following new paragraph:
5 NEW PARAGRAPH. d. For purposes of this subsection,
6 “*misconduct*” means a deliberate act or omission by an
7 employee that constitutes a material breach of the duties
8 and obligations arising out of the employee’s contract of
9 employment. “*Misconduct*” is limited to conduct evincing such
10 willful or wanton disregard of an employer’s interest as
11 is found in deliberate violation or disregard of standards
12 of behavior which the employer has the right to expect of
13 employees, or in carelessness or negligence of such degree of
14 recurrence as to manifest equal culpability, wrongful intent
15 or evil design, or to show an intentional and substantial
16 disregard of the employer’s interests or of the employee’s
17 duties and obligations to the employer. “*Misconduct*” includes
18 but is not limited to all of the following:
19 (1) Falsification by the individual of an employment
20 application to obtain employment.
21 (2) Knowing violation by the individual of a reasonable and
22 uniformly enforced rule of an employer.
23 (3) Damage of the employer’s property through intentional
24 conduct by the individual.
25 (4) Dishonesty with the employer by the individual in
26 relation to the individual’s employment.
27 (5) Consumption by the individual of alcohol, illegal or
28 nonprescribed prescription drugs, or an impairing substance
29 in an off-label manner, or a combination of such substances,
30 on the employer’s premises in violation of the employer’s
31 employment policies.
32 (6) Reporting to work under the influence of alcohol,
33 illegal or nonprescribed prescription drugs, or an impairing
34 substance used in an off-label manner, or a combination of such
35 substances, in violation of the employer’s employment policies,

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1 unless the individual is compelled to report to work by the
2 employer outside of scheduled or on-call working hours.
3 (7) Conduct by the individual that endangers the personal
4 safety of the individual, coworkers, or the general public.
5 (8) Incarceration of the individual that results in missing
6 work for an act for which one could reasonably expect to be
7 incarcerated.
8 (9) Incarceration of the individual following conviction of
9 a misdemeanor or felony by a court of competent jurisdiction.
10 (10) Excessive unexcused tardiness or absenteeism.
11 (11) Falsification by the individual of any work-related
12 report, task, or job that could expose the employer or
13 coworkers to legal liability or sanction for violation of
14 health or safety laws.
15 (12) Failure by the individual to maintain any license,

16 registration, or certification that is reasonably required by
 17 the employer, that is required by law, or that is a functional
 18 requirement to perform the individual's regular job duties,
 19 unless the failure is not within the control of the individual.
 20 (13) Conduct by the individual that is libelous or
 21 slanderous toward the employer or an employee of the employer
 22 if such conduct is not protected under state or federal law.
 23 (14) Conduct by the individual creating or attempting to
 24 create dissention or animus against the employer or a coworker
 25 if such conduct is not protected under state or federal law.
 26 (15) Theft of funds or property of the employer or a
 27 coworker by the individual.
 28 (16) Misrepresentation by the individual of time worked
 29 or work carried out that results in the individual receiving
 30 unearned wages or unearned benefits.>
 31 2. Page 3, before line 5 by inserting:
 32 <Sec. __. Section 96.11, Code 2019, is amended by adding
 33 the following new subsection:
 34 NEW SUBSECTION. 17. *Electronic notifications for weekly*
 35 *claims.* The department shall provide an individual submitting

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1 a claim for benefits with an electronic confirmation that the
 2 claim was successfully submitted. The confirmation shall
 3 include a confirmation number for the claim and shall be
 4 provided for each weekly claim. Such confirmation shall not be
 5 considered an acknowledgment that a claim is valid.>
 6 3. Page 3, by striking lines 30 and 31 and inserting:
 7 <Sec. __. Section 96.40, subsection 2, paragraph e, Code
 8 2019, is amended to read as follows:>
 9 4. By striking page 3, line 35, through page 4, line 2.
 10 5. Page 4, by striking lines 3 through 7.
 11 6. Page 5, line 6, by striking <paragraphs "e" and "i"> and
 12 inserting <paragraph "e">
 13 7. Page 5, by striking lines 7 and 8.
 14 8. Page 5, after line 12 by inserting:
 15 <3. The following apply to any new claim for unemployment
 16 benefits with an effective date on or after January 5, 2020:
 17 a. The section of this Act amending section 96.11.>
 18 9. By renumbering as necessary.

SENATE AMENDMENT

H-1313

1 Amend the amendment, H-1286, to Senate File 603, as passed by
 2 the Senate, as follows:
 3 1. Page 1, after line 2 by inserting:
 4 <__. Page 2, line 8, after <"e"> by inserting <However,
 5 the provisions of this paragraph "c" relating to a sharing
 6 agreement for a unit of science or mathematics are applicable

7 only if all of the following conditions are met:

8 (1) The school district has made every reasonable and
 9 good-faith effort to employ a teacher licensed under chapter
 10 272 for the science or mathematics unit, as applicable, and
 11 is unable to employ such a teacher. For purposes of this
 12 paragraph “c”, “good-faith effort” means the same as defined in
 13 section 279.19A, subsection 9.

14 (2) The unit is offered during the regular school day.

15 (3) The unit is made accessible by the school district to
 16 all eligible students.>>

17 2. Page 1, line 6, by striking <and> and inserting <or>

18 3. Page 1, line 13, after <“e”> by inserting <The
 19 provisions of this subsection are applicable only if all of the
 20 following conditions are met:

21 a. The school district has made every reasonable and
 22 good-faith effort to employ a teacher licensed under chapter
 23 272 for the unit of science or mathematics, as applicable,
 24 and is unable to employ such a teacher. For purposes of this
 25 subsection, “good-faith effort” means the same as defined in
 26 section 279.19A, subsection 9.

27 b. Enrollment for the unit exceeds five students.

28 c. The unit is offered during the regular school day.

29 d. The unit is made accessible by the school district to all
 30 eligible students.>

31 4. Page 1, after line 13 by inserting:

32 <__. Page 3, after line 19 by inserting:

33 <Sec. __. APPLICABILITY. The section of this division
 34 of this Act amending section 257.11, subsection 3, paragraph
 35 “b”, unnumbered paragraph 1, applies to certifications by the

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1 school budget review committee under section 257.11, subsection
 2 3, paragraph “b”, occurring before, on, or after the effective
 3 date of this division of this Act for school budget years
 4 beginning on or after July 1, 2019.>>

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

6 <__. Page 6, after line 3 by inserting:

7 <DIVISION __

8 SEXUAL EXPLOITATION BY A SCHOOL EMPLOYEE — DEFINITION

9 Sec. __. Section 709.15, subsection 1, paragraph f,
 10 subparagraph (1), Code 2019, is amended by adding the following
 11 new subparagraph division:

12 NEW SUBPARAGRAPH DIVISION. (f) A person employed by a
 13 community college full-time, part-time, or as a substitute who
 14 provides instruction to high school students under a concurrent
 15 enrollment program offered in accordance with section 257.11
 16 or 261E.8.>>

17 6. Page 2, by striking lines 3 through 6 and inserting:

18 <__. Title page, by striking lines 1 through 7 and
 19 inserting <An Act relating to use of concurrent enrollment
 20 programs for teaching certain subjects required under the

21 educational standards, to the enrollment of pupils under
 22 concurrent enrollment program agreements between certain
 23 accredited nonpublic schools and community colleges, and to the
 24 criminal offense of sexual exploitation by a school employee
 25 providing instruction under a concurrent enrollment program,
 26 making penalties applicable, and including retroactive and
 27 other applicability provisions.>
 28 _____. By renumbering as necessary.>
 29 7. By renumbering as necessary.

DEYOE of Story

H-1314

1 Amend House File 759, as amended, passed, and reprinted by
 2 the House, as follows:
 3 1. By striking everything after the enacting clause and
 4 inserting:
 5 <DIVISION I
 6 FY 2019-2020
 7 Section 1.DEPARTMENT OF ADMINISTRATIVE SERVICES.
 8 1. There is appropriated from the general fund of the state
 9 to the department of administrative services for the fiscal
 10 year beginning July 1, 2019, and ending June 30, 2020, the
 11 following amounts, or so much thereof as is necessary, to be
 12 used for the purposes designated:
 13 a. For salaries, support, maintenance, and miscellaneous
 14 purposes, and for not more than the following full-time
 15 equivalent positions:
 16 \$ 3,616,936
 17 FTEs 47.62
 18 b. For the payment of utility costs, and for not more than
 19 the following full-time equivalent positions:
 20 \$ 3,524,611
 21 FTEs 1.00
 22 Notwithstanding section 8.33, any excess moneys appropriated
 23 for utility costs in this lettered paragraph shall not revert
 24 to the general fund of the state at the end of the fiscal year
 25 but shall remain available for expenditure for the purposes of
 26 this lettered paragraph during the succeeding fiscal year.
 27 c. For Terrace Hill operations, and for not more than the
 28 following full-time equivalent positions:
 29 \$ 418,200
 30 FTEs 5.07
 31 d. For establishing a listing of real property owned or
 32 leased by the state as required in the annual report submitted
 33 to the general assembly pursuant to section 8A.111, subsection
 34 12, and for salaries, support, maintenance, and miscellaneous
 35 purposes:

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1 \$ 50,000

2 2. Any moneys and premiums collected by the department

3 for workers' compensation shall be segregated into a separate

4 workers' compensation fund in the state treasury to be used

5 for payment of state employees' workers' compensation claims

6 and administrative costs. Notwithstanding section 8.33,

7 unencumbered or unobligated moneys remaining in this workers'

8 compensation fund at the end of the fiscal year shall not

9 revert but shall be available for expenditure for purposes of

10 the fund for subsequent fiscal years.

11 3. The department shall conduct a study regarding the

12 feasibility, timeline, and costs of developing and maintaining

13 a searchable database available on the department's internet

14 site containing a listing, updated annually, of real property

15 owned or leased by the state. Real property listed in the

16 searchable database shall be listed by location and searchable

17 by county, address, and any other method deemed beneficial

18 to the public. If real property listed in the searchable

19 database is leased by the state, the searchable database shall

20 also include the rental or lease costs of such real property.

21 The department shall submit its findings and recommendations

22 in a report to the general assembly and to the chairpersons

23 and ranking members of the senate and house committees on

24 appropriations by December 31, 2019.

25 Sec. 2.REVOLVING FUNDS. There is appropriated to the

26 department of administrative services for the fiscal year

27 beginning July 1, 2019, and ending June 30, 2020, from the

28 revolving funds designated in chapter 8A and from internal

29 service funds created by the department such amounts as the

30 department deems necessary for the operation of the department

31 consistent with the requirements of chapter 8A.

32 Sec. 3.STATE EMPLOYEE HEALTH INSURANCE ADMINISTRATION

33 CHARGE. For the fiscal year beginning July 1, 2019, and ending

34 June 30, 2020, the monthly per contract administrative charge

35 which may be assessed by the department of administrative

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1 services shall be \$2 per contract on all health insurance plans

2 administered by the department.

3 Sec. 4.AUDITOR OF STATE.

4 1. There is appropriated from the general fund of the state

5 to the office of the auditor of state for the fiscal year

6 beginning July 1, 2019, and ending June 30, 2020, the following

7 amounts, or so much thereof as is necessary, to be used for the

8 purposes designated:

9 For salaries, support, maintenance, and miscellaneous

10 purposes, and for not more than the following full-time

11 equivalent positions:

12 \$ 986,193

13 FTEs 103.00

14 2. The auditor of state may retain additional full-time
15 equivalent positions as is reasonable and necessary to
16 perform governmental subdivision audits which are reimbursable
17 pursuant to section 11.20 or 11.21, to perform audits which are
18 requested by and reimbursable from the federal government, and
19 to perform work requested by and reimbursable from departments
20 or agencies pursuant to section 11.5A or 11.5B. The auditor
21 of state shall notify the department of management, the
22 legislative fiscal committee, and the legislative services
23 agency of the additional full-time equivalent positions
24 retained.

25 3. The auditor of state shall allocate moneys from the
26 appropriation in this section solely for audit work related to
27 the comprehensive annual financial report, federally required
28 audits, and investigations of embezzlement, theft, or other
29 significant financial irregularities until the audit of the
30 comprehensive annual financial report is complete.

31 Sec. 5.IOWA ETHICS AND CAMPAIGN DISCLOSURE BOARD. There
32 is appropriated from the general fund of the state to the
33 Iowa ethics and campaign disclosure board for the fiscal year
34 beginning July 1, 2019, and ending June 30, 2020, the following
35 amount, or so much thereof as is necessary, to be used for the

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1 purposes designated:

2 For salaries, support, maintenance, and miscellaneous
3 purposes, and for not more than the following full-time
4 equivalent positions:

5 \$ 666,001
6 FTEs 7.00

7 Sec. 6.OFFICE OF THE CHIEF INFORMATION OFFICER.

8 1. There is appropriated from the general fund of the state
9 to the office of the chief information officer for the fiscal
10 year beginning July 1, 2019, and ending June 30, 2020, the
11 following amount, or so much thereof as is necessary, to be
12 used for the purposes designated:

13 For deposit in the connecting Iowa farms, schools, and
14 communities broadband grant fund established under section
15 8B.11 for a broadband grant program; and for salaries, support,
16 maintenance, and miscellaneous purposes:

17 \$ 5,000,000

18 2. There is appropriated to the office of the chief
19 information officer for the fiscal year beginning July 1, 2019,
20 and ending June 30, 2020, from the revolving funds designated
21 in chapter 8B and from internal service funds created by the
22 office such amounts as the office deems necessary for the
23 operation of the office consistent with the requirements of
24 chapter 8B.

25 3.a. Notwithstanding section 321A.3, subsection 1, for the
26 fiscal year beginning July 1, 2019, and ending June 30, 2020,

27 the first \$750,000 collected and transferred to the treasurer
 28 of state with respect to the fees for transactions involving
 29 the furnishing of a certified abstract of a vehicle operating
 30 record under section 321A.3, subsection 1, shall be transferred
 31 to the IowAccess revolving fund created in section 8B.33 for
 32 the purposes of developing, implementing, maintaining, and
 33 expanding electronic access to government records as provided
 34 by law.
 35 b. All fees collected with respect to transactions

PAGE 5

1 involving IowAccess shall be deposited in the IowAccess
 2 revolving fund created under section 8B.33 and shall be used
 3 only for the support of IowAccess projects.
 4 Sec. 7.DEPARTMENT OF COMMERCE.
 5 1. There is appropriated from the general fund of the state
 6 to the department of commerce for the fiscal year beginning
 7 July 1, 2019, and ending June 30, 2020, the following amounts,
 8 or so much thereof as is necessary, to be used for the purposes
 9 designated:

10 a. ALCOHOLIC BEVERAGES DIVISION
 11 For salaries, support, maintenance, and miscellaneous
 12 purposes, and for not more than the following full-time
 13 equivalent positions:
 14 \$ 1,019,556
 15 FTEs 17.25
 16 b. PROFESSIONAL LICENSING AND REGULATION BUREAU
 17 For salaries, support, maintenance, and miscellaneous
 18 purposes, and for not more than the following full-time
 19 equivalent positions:
 20 \$ 370,263
 21 FTEs 10.00

22 2. There is appropriated from the department of commerce
 23 revolving fund created in section 546.12 to the department of
 24 commerce for the fiscal year beginning July 1, 2019, and ending
 25 June 30, 2020, the following amounts, or so much thereof as is
 26 necessary, to be used for the purposes designated:

27 a. BANKING DIVISION
 28 For salaries, support, maintenance, and miscellaneous
 29 purposes, and for not more than the following full-time
 30 equivalent positions:
 31 \$ 11,145,778
 32 FTEs 80.00

33 b. CREDIT UNION DIVISION
 34 For salaries, support, maintenance, and miscellaneous
 35 purposes, and for not more than the following full-time

PAGE 6

1 equivalent positions:
 2 \$ 2,204,256

3 FTEs 15.00
4 c. INSURANCE DIVISION
5 (1) For salaries, support, maintenance, and miscellaneous
6 purposes, and for not more than the following full-time
7 equivalent positions:
8 \$ 5,705,889
9 FTEs 119.50
10 (2) From the full-time equivalent positions authorized in
11 this paragraph, the insurance division shall use 2.00 full-time
12 equivalent positions to hire two fraud investigators.
13 (3) Except as provided in subparagraph (2), the
14 insurance division may reallocate authorized full-time
15 equivalent positions as necessary to respond to accreditation
16 recommendations or requirements.
17 (4) The insurance division expenditures for examination
18 purposes may exceed the projected receipts, refunds, and
19 reimbursements, estimated pursuant to section 505.7, subsection
20 7, including the expenditures for retention of additional
21 personnel, if the expenditures are fully reimbursable and the
22 division first does both of the following:
23 (a) Notifies the department of management, the legislative
24 services agency, and the legislative fiscal committee of the
25 need for the expenditures.
26 (b) Files with each of the entities named in subparagraph
27 division (a) the legislative and regulatory justification for
28 the expenditures, along with an estimate of the expenditures.
29 d. UTILITIES DIVISION
30 (1) For salaries, support, maintenance, and miscellaneous
31 purposes, and for not more than the following full-time
32 equivalent positions:
33 \$ 8,732,098
34 FTEs 70.00
35 (2) The utilities division may expend additional moneys,

PAGE 7

1 including moneys for additional personnel, if those additional
2 expenditures are actual expenses which exceed the moneys
3 budgeted for utility regulation and the expenditures are fully
4 reimbursable. Before the division expends or encumbers an
5 amount in excess of the moneys budgeted for regulation, the
6 division shall first do both of the following:
7 (a) Notify the department of management, the legislative
8 services agency, and the legislative fiscal committee of the
9 need for the expenditures.
10 (b) File with each of the entities named in subparagraph
11 division (a) the legislative and regulatory justification for
12 the expenditures, along with an estimate of the expenditures.
13 3. CHARGES. Each division and the office of consumer
14 advocate shall include in its charges assessed or revenues
15 generated an amount sufficient to cover the amount stated
16 in its appropriation and any state-assessed indirect costs

17 determined by the department of administrative services.
 18 Sec. 8.DEPARTMENT OF COMMERCE — PROFESSIONAL LICENSING
 19 AND REGULATION BUREAU. There is appropriated from the housing
 20 trust fund created pursuant to section 16.181, to the bureau of
 21 professional licensing and regulation of the banking division
 22 of the department of commerce for the fiscal year beginning
 23 July 1, 2019, and ending June 30, 2020, the following amounts,
 24 or so much thereof as is necessary, to be used for the purposes
 25 designated:
 26 For salaries, support, maintenance, and miscellaneous
 27 purposes:
 28 \$ 62,317
 29 Sec. 9.GOVERNOR AND LIEUTENANT GOVERNOR. There is
 30 appropriated from the general fund of the state to the offices
 31 of the governor and the lieutenant governor for the fiscal year
 32 beginning July 1, 2019, and ending June 30, 2020, the following
 33 amounts, or so much thereof as is necessary, to be used for the
 34 purposes designated:
 35 1. GENERAL OFFICE

PAGE 8

1 For salaries, support, maintenance, and miscellaneous
 2 purposes, and for not more than the following full-time
 3 equivalent positions:
 4 \$ 2,303,954
 5 FTEs 21.00
 6 2. TERRACE HILL QUARTERS
 7 For the governor’s quarters at Terrace Hill, including
 8 salaries, support, maintenance, and miscellaneous purposes, and
 9 for not more than the following full-time equivalent positions:
 10 \$ 140,070
 11 FTEs 1.93
 12 Sec. 10.GOVERNOR’S OFFICE OF DRUG CONTROL POLICY. There
 13 is appropriated from the general fund of the state to the
 14 governor’s office of drug control policy for the fiscal year
 15 beginning July 1, 2019, and ending June 30, 2020, the following
 16 amount, or so much thereof as is necessary, to be used for the
 17 purposes designated:
 18 For salaries, support, maintenance, and miscellaneous
 19 purposes, including statewide coordination of the drug abuse
 20 resistance education (D.A.R.E.) programs or similar programs,
 21 and for not more than the following full-time equivalent
 22 positions:
 23 \$ 238,147
 24 FTEs 4.00
 25 Sec. 11.DEPARTMENT OF HUMAN RIGHTS. There is appropriated
 26 from the general fund of the state to the department of human
 27 rights for the fiscal year beginning July 1, 2019, and ending
 28 June 30, 2020, the following amounts, or so much thereof as is
 29 necessary, to be used for the purposes designated:
 30 1. CENTRAL ADMINISTRATION DIVISION

31 For salaries, support, maintenance, and miscellaneous
 32 purposes, and for not more than the following full-time
 33 equivalent positions:
 34 \$ 210,075
 35 FTEs 5.50

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1 2. COMMUNITY ADVOCACY AND SERVICES DIVISION
 2 For salaries, support, maintenance, and miscellaneous
 3 purposes, and for not more than the following full-time
 4 equivalent positions:
 5 \$ 956,894
 6 FTEs 6.33
 7 Sec. 12.DEPARTMENT OF INSPECTIONS AND APPEALS. There
 8 is appropriated from the general fund of the state to the
 9 department of inspections and appeals for the fiscal year
 10 beginning July 1, 2019, and ending June 30, 2020, the following
 11 amounts, or so much thereof as is necessary, to be used for the
 12 purposes designated:
 13 1. ADMINISTRATION DIVISION
 14 For salaries, support, maintenance, and miscellaneous
 15 purposes, and for not more than the following full-time
 16 equivalent positions:
 17 \$ 511,580
 18 FTEs 10.65
 19 2. ADMINISTRATIVE HEARINGS DIVISION
 20 For salaries, support, maintenance, and miscellaneous
 21 purposes, and for not more than the following full-time
 22 equivalent positions:
 23 \$ 625,827
 24 FTEs 23.00
 25 3. INVESTIGATIONS DIVISION
 26 a. For salaries, support, maintenance, and miscellaneous
 27 purposes, and for not more than the following full-time
 28 equivalent positions:
 29 \$ 2,471,791
 30 FTEs 53.00
 31 b. By December 1, 2019, the department, in coordination
 32 with the investigations division, shall submit a report to the
 33 general assembly concerning the division's activities relative
 34 to fraud in public assistance programs for the fiscal year
 35 beginning July 1, 2018, and ending June 30, 2019. The report

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1 shall include but is not limited to a summary of the number
 2 of cases investigated, case outcomes, overpayment dollars
 3 identified, amount of cost avoidance, and actual dollars
 4 recovered.
 5 4. HEALTH FACILITIES DIVISION
 6 a. For salaries, support, maintenance, and miscellaneous

7 purposes, and for not more than the following full-time
8 equivalent positions:

9 \$ 4,734,682
10 FTEs 112.00

11 b. The department shall, in coordination with the health
12 facilities division, make the following information available
13 to the public as part of the department's development efforts
14 to revise the department's internet site:

15 (1) The number of inspections conducted by the division
16 annually by type of service provider and type of inspection.

17 (2) The total annual operations budget for the division,
18 including general fund appropriations and federal contract
19 dollars received by type of service provider inspected.

20 (3) The total number of full-time equivalent positions in
21 the division, to include the number of full-time equivalent
22 positions serving in a supervisory capacity, and serving as
23 surveyors, inspectors, or monitors in the field by type of
24 service provider inspected.

25 (4) Identification of state and federal survey trends,
26 cited regulations, the scope and severity of deficiencies
27 identified, and federal and state fines assessed and collected
28 concerning nursing and assisted living facilities and programs.

29 c. It is the intent of the general assembly that the
30 department and division continuously solicit input from
31 facilities regulated by the division to assess and improve
32 the division's level of collaboration and to identify new
33 opportunities for cooperation.

34 5. EMPLOYMENT APPEAL BOARD

35 a. For salaries, support, maintenance, and miscellaneous

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1 purposes, and for not more than the following full-time
2 equivalent positions:

3 \$ 38,912
4 FTEs 11.00

5 b. The employment appeal board shall be reimbursed by
6 the labor services division of the department of workforce
7 development for all costs associated with hearings conducted
8 under chapter 91C, related to contractor registration. The
9 board may expend, in addition to the amount appropriated under
10 this subsection, additional amounts as are directly billable
11 to the labor services division under this subsection and to
12 retain the additional full-time equivalent positions as needed
13 to conduct hearings required pursuant to chapter 91C.

14 6. CHILD ADVOCACY BOARD

15 a. For foster care review and the court appointed special
16 advocate program, including salaries, support, maintenance, and
17 miscellaneous purposes, and for not more than the following
18 full-time equivalent positions:

19 \$ 2,570,605
20 FTEs 30.00

21 b. The department of human services, in coordination with
22 the child advocacy board and the department of inspections and
23 appeals, shall submit an application for funding available
24 pursuant to Tit. IV-E of the federal Social Security Act for
25 claims for child advocacy board administrative review costs.

26 c. The court appointed special advocate program shall
27 investigate and develop opportunities for expanding
28 fund-raising for the program.

29 d. Administrative costs charged by the department of
30 inspections and appeals for items funded under this subsection
31 shall not exceed 4 percent of the amount appropriated in this
32 subsection.

33 7. FOOD AND CONSUMER SAFETY

34 For salaries, support, maintenance, and miscellaneous
35 purposes, and for not more than the following full-time

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1 equivalent positions:

2 \$ 574,819

3 FTEs 32.40

4 8. APPROPRIATION REALLOCATION. Notwithstanding section
5 8.39, the department of inspections and appeals, in
6 consultation with the department of management, may reallocate
7 moneys appropriated in this section as necessary to best
8 fulfill the needs of the department provided for in the
9 appropriation. However, the department of inspections and
10 appeals shall not reallocate moneys appropriated to the child
11 advocacy board in this section.

12 Sec. 13. DEPARTMENT OF INSPECTIONS AND APPEALS — LICENSE OR
13 REGISTRATION FEES.

14 1. For the fiscal year beginning July 1, 2019, and ending
15 June 30, 2020, the department of inspections and appeals
16 shall collect any license or registration fees or electronic
17 transaction fees generated during the fiscal year as a result
18 of licensing and registration activities under chapters 99B,
19 137C, 137D, and 137F.

20 2. From the fees collected by the department under this
21 section on behalf of a municipal corporation with which
22 the department has an agreement pursuant to section 137F.3,
23 through a statewide electronic licensing system operated by
24 the department, notwithstanding section 137F.6, subsection 2,
25 the department shall remit the amount of those fees to the
26 municipal corporation for whom the fees were collected less
27 any electronic transaction fees collected by the department to
28 enable electronic payment.

29 3. From the fees collected by the department under this
30 section, other than those fees described in subsection 2,
31 the department shall deposit the amount of \$800,000 into the
32 general fund of the state prior to June 30, 2020.

33 4. From the fees collected by the department under this
34 section, other than those fees described in subsections 2 and

35 3, the department shall retain the remainder of the fees for

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1 the purposes of enforcing the provisions of chapters 99B, 137C,
 2 137D, and 137F. Notwithstanding section 8.33, moneys retained
 3 by the department pursuant to this subsection that remain
 4 unencumbered or unobligated at the end of the fiscal year
 5 shall not revert but shall remain available for expenditure
 6 for the purposes of enforcing the provisions of chapters 99B,
 7 137C, 137D, and 137F during the succeeding fiscal year. The
 8 department shall provide an annual report to the department of
 9 management and the legislative services agency on fees billed
 10 and collected and expenditures from the moneys retained by
 11 the department in a format as determined by the department
 12 of management in consultation with the legislative services
 13 agency.

14 Sec. 14.RACING AND GAMING COMMISSION — RACING AND GAMING
 15 REGULATION. There is appropriated from the gaming regulatory
 16 revolving fund established in section 99F.20 to the racing and
 17 gaming commission of the department of inspections and appeals
 18 for the fiscal year beginning July 1, 2019, and ending June 30,
 19 2020, the following amount, or so much thereof as is necessary,
 20 to be used for the purposes designated:

21 1. For salaries, support, maintenance, and miscellaneous
 22 purposes for regulation, administration, and enforcement of
 23 pari-mutuel racetracks, excursion boat gambling, and gambling
 24 structure laws, and website construction and maintenance for
 25 conducting regulation as required by 2018 Iowa Acts, chapter
 26 1099, and for not more than the following full-time equivalent
 27 positions:

28	\$ 6,492,010
29	FTEs 50.70

30 2. In addition to the moneys appropriated and full-time
 31 equivalent positions authorized in subsection 1, and contingent
 32 on the enactment of 2019 Iowa Acts, Senate File 617, the
 33 racing and gaming commission of the department of inspections
 34 and appeals is appropriated an additional \$275,000 and is
 35 authorized an additional 3.00 full-time equivalent positions to

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1 assist in implementing the provisions of 2019 Iowa Acts, Senate
 2 File 617, if enacted.

3 Sec. 15.ROAD USE TAX FUND APPROPRIATION — DEPARTMENT OF
 4 INSPECTIONS AND APPEALS. There is appropriated from the road
 5 use tax fund created in section 312.1 to the administrative
 6 hearings division of the department of inspections and appeals
 7 for the fiscal year beginning July 1, 2019, and ending June 30,
 8 2020, the following amount, or so much thereof as is necessary,
 9 to be used for the purposes designated:

10 For salaries, support, maintenance, and miscellaneous

11 purposes:

12 \$ 1,623,897

13 Sec. 16.DEPARTMENT OF MANAGEMENT. There is appropriated
14 from the general fund of the state to the department of
15 management for the fiscal year beginning July 1, 2019, and
16 ending June 30, 2020, the following amounts, or so much thereof
17 as is necessary, to be used for the purposes designated:

18 1. For enterprise resource planning, providing for a salary
19 model administrator, conducting performance audits, and the
20 department’s LEAN process; for salaries, support, maintenance,
21 and miscellaneous purposes; and for not more than the following
22 full-time equivalent positions:

23 \$ 2,652,389

24 FTEs 21.00

25 2.a. For distribution of moneys to other governmental
26 entities for the payment of rate adjustments established by
27 the office of the chief information officer; and for salaries,
28 support, maintenance, and miscellaneous purposes:

29 \$ 1,300,751

30 b. Moneys appropriated in this subsection shall be
31 separately accounted for in a distribution account and shall
32 be distributed to other governmental entities to pay for rate
33 adjustments established by the office of the chief information
34 officer related to the overpayment of federal funds for
35 information technology services. The department of management

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1 may reduce the amount of moneys to be distributed to another
2 governmental entity for the payment of rate adjustments under
3 this subsection if the amount to be distributed is less than
4 the amount currently paid by the governmental entity for such
5 rates. In addition to moneys appropriated in this subsection,
6 rate adjustments may also be funded using unencumbered and
7 unobligated moneys remaining in the department of commerce
8 revolving fund created in section 546.12, the primary road
9 fund created in section 313.3, the road use tax fund created
10 in section 312.1, the fish and game protection fund created in
11 section 456A.17, the Iowa public employees’ retirement fund
12 created in section 97B.7, or any other departmental revolving,
13 trust, or special fund for which the general assembly has not
14 made an operating budget appropriation, as determined by the
15 department of management. The department of management shall
16 transmit financial statements to the legislative services
17 agency regarding distributions of moneys provided to other
18 governmental entities for the payment of rate adjustments
19 pursuant to this subsection. The statements shall indicate
20 the amount of the distributions and the dates on which the
21 distributions are provided.

22 Sec. 17.ROAD USE TAX FUND APPROPRIATION — DEPARTMENT OF
23 MANAGEMENT. There is appropriated from the road use tax fund
24 created in section 312.1 to the department of management for

25 the fiscal year beginning July 1, 2019, and ending June 30,
26 2020, the following amount, or so much thereof as is necessary,
27 to be used for the purposes designated:

28 For salaries, support, maintenance, and miscellaneous
29 purposes:

30 \$ 56,000

31 Sec. 18.IOWA PUBLIC INFORMATION BOARD. There is
32 appropriated from the general fund of the state to the Iowa
33 public information board for the fiscal year beginning July
34 1, 2019, and ending June 30, 2020, the following amounts, or
35 so much thereof as is necessary, to be used for the purposes

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1 designated:

2 For salaries, support, maintenance, and miscellaneous
3 purposes and for not more than the following full-time
4 equivalent positions:

5 \$ 339,343
6 FTEs 3.00

7 Sec. 19.DEPARTMENT OF REVENUE.

8 1. There is appropriated from the general fund of the state
9 to the department of revenue for the fiscal year beginning July
10 1, 2019, and ending June 30, 2020, the following amounts, or
11 so much thereof as is necessary, to be used for the purposes
12 designated:

13 a. For salaries, support, maintenance, and miscellaneous
14 purposes, and for not more than the following full-time
15 equivalent positions:

16 \$ 15,474,482
17 FTEs 160.34

18 b. For technology upgrades to the department's primary
19 processing systems, and for salaries, support, maintenance, and
20 miscellaneous purposes:

21 \$ 1,070,460

22 2. From the moneys appropriated in subsection 1, paragraph
23 "a", the department shall use \$400,000 to pay the direct costs
24 of compliance related to the collection and distribution of
25 local sales and services taxes imposed pursuant to chapters
26 423B and 423E.

27 3. The director of revenue shall prepare and issue a state
28 appraisal manual and the revisions to the state appraisal
29 manual as provided in section 421.17, subsection 17, without
30 cost to a city or county.

31 Sec. 20.MOTOR VEHICLE FUEL TAX FUND APPROPRIATION. There
32 is appropriated from the motor vehicle fuel tax fund created
33 pursuant to section 452A.77 to the department of revenue for
34 the fiscal year beginning July 1, 2019, and ending June 30,
35 2020, the following amount, or so much thereof as is necessary,

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1 to be used for the purposes designated:
 2 For salaries, support, maintenance, and miscellaneous
 3 purposes, and for administration and enforcement of the
 4 provisions of chapter 452A and the motor vehicle fuel tax
 5 program:
 6 \$ 1,305,775
 7 Sec. 21.SECRETARY OF STATE. There is appropriated from
 8 the general fund of the state to the office of the secretary of
 9 state for the fiscal year beginning July 1, 2019, and ending
 10 June 30, 2020, the following amounts, or so much thereof as is
 11 necessary, to be used for the purposes designated:
 12 1. ADMINISTRATION AND ELECTIONS
 13 a. For salaries, support, maintenance, and miscellaneous
 14 purposes, and for not more than the following full-time
 15 equivalent positions:
 16 \$ 2,109,755
 17 FTEs 16.00
 18 b. The state department or agency that provides data
 19 processing services to support voter registration file
 20 maintenance and storage shall provide those services without
 21 charge.
 22 2. BUSINESS SERVICES
 23 For salaries, support, maintenance, and miscellaneous
 24 purposes, and for not more than the following full-time
 25 equivalent positions:
 26 \$ 1,405,530
 27 FTEs 16.00
 28 Sec. 22.ADDRESS CONFIDENTIALITY PROGRAM REVOLVING FUND
 29 APPROPRIATION — SECRETARY OF STATE. There is appropriated
 30 from the address confidentiality program revolving fund created
 31 in section 9.8 to the office of the secretary of state for the
 32 fiscal year beginning July 1, 2019, and ending June 30, 2020,
 33 the following amount, or so much thereof as is necessary, to be
 34 used for the purposes designated:
 35 For salaries, support, maintenance, and miscellaneous

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1 purposes:
 2 \$ 195,400
 3 Sec. 23.SECRETARY OF STATE FILING FEES
 4 REFUND. Notwithstanding the obligation to collect fees
 5 pursuant to the provisions of section 489.117, subsection
 6 1, paragraphs “a” and “o”, section 490.122, subsection 1,
 7 paragraphs “a” and “s”, and section 504.113, subsection 1,
 8 paragraphs “a”, “c”, “d”, “j”, “k”, “l”, and “m”, for the
 9 fiscal year beginning July 1, 2019, the secretary of state may
 10 refund these fees to the filer pursuant to rules established by
 11 the secretary of state. The decision of the secretary of state
 12 not to issue a refund under rules established by the secretary

13 of state is final and not subject to review pursuant to chapter
14 17A.

15 Sec. 24.TREASURER OF STATE.

16 1. There is appropriated from the general fund of the
17 state to the office of treasurer of state for the fiscal year
18 beginning July 1, 2019, and ending June 30, 2020, the following
19 amount, or so much thereof as is necessary, to be used for the
20 purposes designated:

21 For salaries, support, maintenance, and miscellaneous
22 purposes, and for not more than the following full-time
23 equivalent positions:
24 \$ 1,017,442
25 FTEs 28.80

26 2. The office of treasurer of state shall supply
27 administrative support for the executive council.

28 Sec. 25.ROAD USE TAX FUND APPROPRIATION — OFFICE OF
29 TREASURER OF STATE. There is appropriated from the road use

30 tax fund created in section 312.1 to the office of treasurer of
31 state for the fiscal year beginning July 1, 2019, and ending
32 June 30, 2020, the following amount, or so much thereof as is
33 necessary, to be used for the purposes designated:

34 For enterprise resource management costs related to the
35 distribution of road use tax funds:

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1 \$ 93,148

2 Sec. 26.IPERS — GENERAL OFFICE. There is appropriated
3 from the Iowa public employees’ retirement fund created in
4 section 97B.7 to the Iowa public employees’ retirement system
5 for the fiscal year beginning July 1, 2019, and ending June 30,
6 2020, the following amount, or so much thereof as is necessary,
7 to be used for the purposes designated:

8 For salaries, support, maintenance, and other operational
9 purposes to pay the costs of the Iowa public employees’
10 retirement system, and for not more than the following
11 full-time equivalent positions:
12 \$ 17,988,567
13 FTEs 88.13

14 Sec. 27.IOWA PRODUCTS. As a condition of receiving an
15 appropriation, any agency appropriated moneys pursuant to this
16 Act shall give first preference when purchasing a product to an
17 Iowa product or a product produced by an Iowa-based business.
18 Second preference shall be given to a United States product or
19 a product produced by a business based in the United States.

20 DIVISION II

21 STANDING APPROPRIATIONS — LIMITATIONS

22 Sec. 28.LIMITATION OF STANDING APPROPRIATION — FY
23 2019-2020. Notwithstanding the standing appropriation in the
24 following designated section for the fiscal year beginning July
25 1, 2019, and ending June 30, 2020, the amount appropriated from
26 the general fund of the state pursuant to this section for the

27 following designated purpose shall not exceed the following
28 amount:

29 For the enforcement of chapter 453D relating to tobacco
30 product manufacturers under section 453D.8:

31 \$ 17,525

32 DIVISION III

33 SUPPLEMENTAL APPROPRIATIONS

34 Sec. 29. 2017 Iowa Acts, chapter 171, section 28, subsection
35 1, paragraph b, as amended by 2018 Iowa Acts, chapter 1164,

PAGE 20

1 section 1, is amended to read as follows:

2 b. For the payment of utility costs, and for not more than
3 the following full-time equivalent positions:

4 \$ ~~2,899,231~~

5 3,356,210

6 FTEs 1.00

7 Notwithstanding section 8.33, any excess moneys appropriated
8 for utility costs in this lettered paragraph shall not revert
9 to the general fund of the state at the end of the fiscal year
10 but shall remain available for expenditure for the purposes of
11 this lettered paragraph during the succeeding fiscal year.

12 Sec. 30.EFFECTIVE DATE. This division of this Act, being
13 deemed of immediate importance, takes effect upon enactment.

14 DIVISION IV

15 IOWA CODE CHANGES

16 Sec. 31. Section 8A.111, Code 2019, is amended by adding the
17 following new subsection:

18 NEW SUBSECTION. 12. By December 31, 2019, and by the same
19 date each year thereafter, an annual report submitted to the
20 general assembly and to the chairpersons and ranking members of
21 the senate and house committees on appropriations containing
22 a listing of real property owned or leased by the state. The
23 report shall be grouped by county and shall include identifying
24 information for each real property listed, including but not
25 limited to the physical address. If real property is leased by
26 the state, the report shall also include the rental or lease
27 costs of such real property.

28 Sec. 32. Section 8B.9, Code 2019, is amended by adding the
29 following new subsection:

30 NEW SUBSECTION. 6. Beginning October 1, 2019, a quarterly
31 report regarding the status of technology upgrades or
32 enhancements for state agencies, submitted to the general
33 assembly and to the chairpersons and ranking members of
34 the senate and house committees on appropriations. The
35 quarterly report shall also include a listing of state agencies

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1 coordinating or working with the office and a listing of state
2 agencies not coordinating or working with the office.

3 Sec. 33. Section 137C.9, subsection 1, paragraph c, Code
 4 2019, is amended to read as follows:
 5 c. For a hotel containing ~~more than~~ one hundred one guest
 6 rooms or more, one hundred fifty dollars.>

SENATE AMENDMENT

H-1315

1 Amend House File 786 as follows:

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

4 <DIVISION I

5 STANDING APPROPRIATIONS AND RELATED MATTERS

6 Section 1.LIMITATIONS OF STANDING APPROPRIATIONS — FY
 7 2019-2020. Notwithstanding the standing appropriation in the
 8 following designated section for the fiscal year beginning July
 9 1, 2019, and ending June 30, 2020, the amount appropriated from
 10 the general fund of the state pursuant to that section for the
 11 following designated purpose shall not exceed the following
 12 amount:

13 For payment of claims for nonpublic school transportation
14 under section 285.2:

15 \$ 8,197,091

16 If total approved claims for reimbursement for nonpublic
17 school pupil transportation exceed the amount appropriated in
18 accordance with this section, the department of education shall
19 prorate the amount of each approved claim.

20 Sec. 2.INSTRUCTIONAL SUPPORT STATE AID — FY 2019-2020. In
 21 lieu of the appropriation provided in section 257.20,
 22 subsection 2, the appropriation for the fiscal year
 23 beginning July 1, 2019, and ending June 30, 2020, for paying
 24 instructional support state aid under section 257.20 for such
 25 fiscal year is zero.

26 Sec. 3. Section 257.35, Code 2019, is amended by adding the
27 following new subsection:

28 NEW SUBSECTION. 13A. Notwithstanding subsection 1, and in
 29 addition to the reduction applicable pursuant to subsection
 30 2, the state aid for area education agencies and the portion
 31 of the combined district cost calculated for these agencies
 32 for the fiscal year beginning July 1, 2019, and ending June
 33 30, 2020, shall be reduced by the department of management by
 34 fifteen million dollars. The reduction for each area education
 35 agency shall be prorated based on the reduction that the agency

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1 received in the fiscal year beginning July 1, 2003.

2 Sec. 4.SPECIAL FUNDS — SALARY ADJUSTMENTS —
 3 UNAPPROPRIATED MONEYS — FY 2019-2020 — FY 2020-2021. For the
 4 fiscal year beginning July 1, 2019, and ending June 30, 2020,
 5 and for the fiscal year beginning July 1, 2020, and ending June

6 30, 2021, salary adjustments otherwise provided may be funded
 7 as determined by the department of management, subject to any
 8 applicable constitutional limitation, using unappropriated
 9 moneys remaining in the department of commerce revolving
 10 fund, the gaming enforcement revolving fund, the gaming
 11 regulatory revolving fund, the primary road fund, the road
 12 use tax fund, the fish and game protection fund, and the Iowa
 13 public employees' retirement fund, and in other departmental
 14 revolving, trust, or special funds for which the general
 15 assembly has not made an operating budget appropriation.

16 DIVISION II

17 MISCELLANEOUS APPROPRIATIONS

18 Sec. 5. DEPARTMENT OF PUBLIC SAFETY.

19 1. There is appropriated from the general fund of the
 20 state to the department of public safety for the fiscal year
 21 beginning July 1, 2019, and ending June 30, 2020, the following
 22 amount, or so much thereof as is necessary, to be used for the
 23 purposes designated:

24 For costs associated with the training and equipment needs
 25 of volunteer fire fighters:

26 \$ 50,000

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

32 3. Notwithstanding section 8.39, the department of public
 33 safety may reallocate moneys appropriated in this section
 34 and moneys appropriated in 2019 Iowa Acts, Senate File 615,
 35 section 15, if enacted, as necessary to best fulfill the needs

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1 provided for in the appropriation. However, the department
 2 shall not reallocate moneys appropriated to the department
 3 in this section and moneys appropriated in 2019 Iowa Acts,
 4 Senate File 615, section 15, if enacted, unless notice of the
 5 reallocation is given to the legislative services agency and
 6 the department of management prior to the effective date of the
 7 reallocation. The notice shall include information regarding
 8 the rationale for reallocating the moneys. The department
 9 shall not reallocate moneys appropriated in this section and
 10 moneys appropriated in 2019 Iowa Acts, Senate File 615, section
 11 15, if enacted, for the purpose of eliminating any program.

12 DIVISION III

13 MISCELLANEOUS PROVISIONS

14 Sec. 6. Section 2C.18, Code 2019, is amended to read as
 15 follows:

16 **2C.18 Report to general assembly.**

17 The ombudsman shall by ~~April 1~~ **December 31** of each year
 18 submit an economically designed and reproduced report to the
 19 general assembly and to the governor concerning the exercise of

20 the ombudsman's functions during the preceding ~~calendar~~ fiscal
 21 year. In discussing matters with which the ombudsman has been
 22 concerned, the ombudsman shall not identify specific persons
 23 if to do so would cause needless hardship. If the annual
 24 report criticizes a named agency or official, it shall also
 25 include unedited replies made by the agency or official to the
 26 criticism, unless excused by the agency or official affected.

27 Sec. 7. Section 558.69, Code 2019, is amended by adding the
 28 following new subsection:

29 NEW SUBSECTION. 9. Notwithstanding section 331.604 or any
 30 other provision of law to the contrary, the county recorder
 31 shall not charge or collect a fee for the submission or filing
 32 of a groundwater hazard statement.

33 DIVISION IV

34 CORRECTIVE PROVISIONS

35 Sec. 8. Section 29C.20C, if enacted by 2019 Iowa Acts,

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1 Senate File 570, section 1, is amended to read as follows:

2 **29C.20C Immunity — licensed architects and professional**
 3 **engineers.**

4 An architect licensed pursuant to chapter 544A or a
 5 professional engineer licensed pursuant to chapter 542B who,
 6 during a disaster emergency as proclaimed by the governor or
 7 a major disaster as declared by the president of the United
 8 States, in good faith and at the request of or with the
 9 approval of a national, state, or local public official, law
 10 enforcement official, public safety official, or building
 11 inspection official believed by the licensed architect or
 12 professional engineer to be acting in an official capacity,
 13 voluntarily and without compensation provides architectural,
 14 engineering, structural, electrical, mechanical, or other
 15 design professional services related to the disaster emergency
 16 or major disaster shall not be liable for civil damages for any
 17 acts or omissions resulting from the services provided, unless
 18 such acts or omissions constitute recklessness or willful
 19 and wanton misconduct. A licensed architect or professional
 20 engineer who receives expense reimbursement for the performance
 21 of services described in this section shall not be considered
 22 to have received compensation for such services.

23 Sec. 9. Section 216A.133, subsection 3, paragraph 1, if
 24 enacted by 2019 Iowa Acts, House File 634, section 5, is
 25 amended to read as follows:

26 *l.* Recommending to the ~~board~~ department the adoption of
 27 rules pursuant to chapter 17A as it deems necessary for the
 28 board and division.

29 Sec. 10. Section 225C.51, subsection 1, paragraph a, if
 30 enacted by 2019 Iowa Acts, House File 690, section 8, is
 31 amended to read as follows:

32 *a.* The director of the department of human services or the
 33 director's designee.

34 Sec. 11. Section 225C.51, subsection 3, if enacted by 2019
35 Iowa Acts, House File 690, section 8, is amended to read as

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1 follows:

2 3. The director of the department of human services and the
3 director of the department of education, or their designees,
4 shall serve as co-chairpersons of the state board. Board
5 members shall not be entitled to a per diem as specified in
6 section 7E.6 and shall not be entitled to actual and necessary
7 expenses incurred while engaged in their official duties.

8 Sec. 12. Section 261H.3, subsections 1 and 2, as enacted by
9 2019 Iowa Acts, Senate File 274, section 3, are amended to read
10 as follows:

11 1. Noncommercial expressive activities protected under the
12 provisions of this chapter include but are not limited to any
13 lawful oral or written means by which members of the campus
14 community may communicate ideas to one another, including
15 but not limited to all forms of peaceful assembly, protests,
16 speeches including by invited speakers, distribution of
17 literature, circulating petitions, and publishing, including
18 publishing or streaming on an internet site, or audio or video
19 recorded in outdoor areas of campus.

20 2. A member of the campus community who wishes to engage in
21 noncommercial expressive activity in outdoor areas of campus
22 shall be permitted to do so freely, subject to reasonable
23 time, place, and manner restrictions, and as long as the
24 member's conduct is not unlawful, does not impede others'
25 access to a facility or use of walkways, and does not disrupt
26 the functioning of the public institution of higher education,
27 subject to the protections of subsection 1. The public
28 institution of higher education may designate other areas of
29 campus available for use by the campus community according to
30 institutional policy, but in all cases access to designated
31 areas of campus must be granted on a viewpoint-neutral basis
32 within the bounds of established principles of the first
33 amendment principles to the Constitution of the United States.

34 Sec. 13. Section 322C.2, subsection 20, if enacted by 2019
35 Iowa Acts, Senate File 435, section 2, is amended to read as

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1 follows:

2 20. "*Towable recreational vehicle dealer*" or "*dealer*" means
3 a person required to be licensed under this chapter who is
4 authorized to sell and service towable recreational vehicles.

5 Sec. 14. Section 322C.15, subsection 2, paragraph b, if
6 enacted by 2019 Iowa Acts, Senate File 435, section 12, is
7 amended to read as follows:

8 b. The manufacturer's or distributor's business operations
9 have been abandoned or caused the dealer's business operations

10 to close for ten consecutive business days. This ~~subparagraph~~
 11 paragraph does not apply if the closing is due to a normal
 12 seasonal closing and the manufacturer or distributor notifies
 13 the dealer of the planned closing, an act of God, a strike,
 14 a labor difficulty, or any other cause over which the
 15 manufacturer or distributor has no control.

16 Sec. 15. Section 456A.33C, subsection 1, unnumbered
 17 paragraph 1, if enacted by 2019 Iowa Acts, House File 765,
 18 section 18, is amended to read as follows:

19 For purposes of this section, unless the context otherwise
 20 requires, “*eligible water body*” means a body of water that ~~meet~~
 21 meets all of the following criteria:

22 Sec. 16. Section 513D.2, subsection 2, Code 2019, as amended
 23 by 2019 Iowa Acts, House File 679, section 184, if enacted, is
 24 amended to read as follows:

25 2. The commissioner ~~or of~~ insurance may take any enforcement
 26 action under the commissioner’s authority to enforce compliance
 27 with this chapter.

28 Sec. 17. Section 515I.4A, subsection 1, paragraph c, as
 29 enacted by 2019 Iowa Acts, Senate File 558, section 4, is
 30 amended to read as follows:

31 c. The board of directors of the insurer has passed a
 32 resolution seeking approval as a domestic surplus lines insurer
 33 in this state and stating that the insurer shall only write
 34 surplus ~~line~~ lines business. The resolution shall not be
 35 amended without approval of the commissioner.

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1 Sec. 18. Section 522E.13, subsection 6, Code 2019, as
 2 amended by 2019 Iowa Acts, Senate File 559, section 6, is
 3 amended to read as follows:

4 6. Whenever notice or correspondence with respect to a
 5 policy of portable electronics insurance is required pursuant
 6 to this section, it shall be in writing and sent within the
 7 notice period required pursuant to this section. Notices
 8 and correspondence shall be sent to the licensed portable
 9 electronics vendor that is the policyholder at the portable
 10 electronics vendor’s mailing or electronic mail address
 11 specified for that purpose and to its affected enrolled
 12 consumers’ last known mailing or electronic mail addresses on
 13 file with the insurer or the portable electronics vendor. All
 14 notices and documents that are delivered by electronic means
 15 shall comply with section 505B.1, except for the provisions
 16 in section 505B.1, subsection 4. The insurer or portable
 17 electronics vendor shall maintain proof that the notice or
 18 correspondence was sent for not less than three years after
 19 that notice or correspondence was sent.

20 Sec. 19. Section 633.648, Code 2019, as amended by 2019
 21 Iowa Acts, House File 610, section 34, if enacted, is amended
 22 to read as follows:

23 **633.648 Appointment of attorney in compromise of personal**

24 **injury settlements.**

25 Notwithstanding the provisions of section 633.642 prior to
 26 authorizing a compromise of a claim for damages on account
 27 of personal injuries to the ward protected person, the court
 28 may order an independent investigation by an attorney other
 29 than by the attorney for the conservator. The cost of such
 30 investigation, including a reasonable attorney fee, shall be
 31 taxed as part of the cost of the conservatorship.

32 Sec. 20. Section 692C.1, subsection 1, paragraph a, if
 33 enacted by 2019 Iowa Acts, House File 681, section 1, is
 34 amended to read as follows:

35 a. *“Covered individual”* means an individual who has, seeks

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1 to have, or may have access to children, the elderly, or
 2 individuals with disabilities served by a qualified entity and
 3 who is employed by, volunteers with, or seeks to volunteer with
 4 a qualified entity; or owns or operates or seeks to own or
 5 operate, a qualified entity.

6 Sec. 21. 2019 Iowa Acts, Senate File 333, section 104,
 7 subsection 6, is amended to read as follows:

8 6. Sections 15E.206, subsection 3, paragraph “a”;
 9 15E.207, subsection 2, paragraph “b”, subparagraph (2),
 10 subparagraph division (c); 15E.208, subsection 5, paragraph
 11 “g”, subparagraphs (1) and (2); 15E.208, subsection 6,
 12 paragraph “d”, subparagraph (1), subparagraph division
 13 (a); 135.61, unnumbered paragraph 1; 135.61, subsection
 14 1, paragraph “d”; 135.61, subsection 4; 135.62, subsection
 15 1; 135.62, subsection 2, paragraph “f”, subparagraphs (2),
 16 (4), and (5); 135.63, subsection 1; 135.63, subsection 2,
 17 unnumbered paragraph 1; 135.63, subsection 2, paragraph “f”;
 18 135.63, subsection 2, paragraph “g”, subparagraph (1); 135.63,
 19 subsection 2, paragraph “h”, subparagraph (1), unnumbered
 20 paragraph 1; 135.63, subsection 2, paragraph “j”; 135.63,
 21 subsection 2, paragraph “k”, subparagraph (1), unnumbered
 22 paragraph 1; 135.63, subsection 2, paragraph “l”, unnumbered
 23 paragraph 1; 135.63, subsection 2, paragraphs “m” and “n”;
 24 135.63, subsection 2, paragraph “p”, unnumbered paragraph 1;
 25 135.63, subsection 3; 135.64, subsection 3; 135.72, unnumbered
 26 paragraph 1; 135.73, subsection 1; 135.73, subsection
 27 2, unnumbered paragraph 1; 135.73, subsection 3; 135.74,
 28 subsections 1 and 3; 135.75, subsection 2; 135.76, subsection
 29 1; 135.100, unnumbered paragraph 1; 135.105A, subsection 5;
 30 135.108, unnumbered paragraph 1; 135.140, unnumbered paragraph
 31 1; 249K.2, subsection 6; 490.120, subsection 12, paragraph “c”,
 32 subparagraph (1); 490.140, subsection 29; 490.640, subsection
 33 8; 490.809, subsection 2; 490.858, subsection 2; 490.1101,
 34 unnumbered paragraph 1; 490.1105, subsection 3; 490.1107,
 35 subsection 1, paragraph “h”; 490.1107, subsection 2; 490.1107,

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1 subsection 4, paragraph “b”; 490.1108, subsection 1; 490.1114,
 2 subsection 1; 490.1114, subsection 2, paragraph “g”; 490.1202,
 3 subsection 7; 490.1301, unnumbered paragraph 1; 490.1320,
 4 subsection 1; 490.1320, subsection 3, paragraphs “a” and “b”;
 5 490.1322, subsection 2, paragraph “c”; 490.1323, subsection
 6 3; 490.1331, subsection 1; 490.1340, subsection 2, paragraph
 7 “a”, subparagraph (1); 490.1403, subsection 3; 490.1405,
 8 subsection 2, paragraph “c”; 499.69A, subsection 6; 524.1309,
 9 subsection 8; 524.1406, subsection 1; 524.1417, subsection 1;
 10 and 524.1805, subsection 6, Code 2019, are amended by striking
 11 the word “division” and inserting in lieu thereof the word
 12 “subchapter”.

13 Sec. 22.EFFECTIVE DATE. The following, being deemed of
 14 immediate importance, take effect upon enactment:

15 1. The section of this division of this Act amending section
 16 29C.20.

17 2. The section of this division of this Act amending section
 18 261H.3, subsections 1 and 2.

19 Sec. 23.EFFECTIVE DATE. The following takes effect January
 20 1, 2020:

21 The section of this division of this Act amending section
 22 633.648.

23 Sec. 24.RETROACTIVE APPLICABILITY. The following applies
 24 retroactively to the effective date of 2019 Iowa Acts, Senate
 25 File 570, if enacted:

26 The section of this division of this Act amending section
 27 29C.20.

28 Sec. 25.RETROACTIVE APPLICABILITY. The following applies
 29 retroactively to March 27, 2019:

30 The section of this division of this Act amending section
 31 261H.3, subsections 1 and 2.

32 Sec. 26.APPLICABILITY. The following applies to
 33 guardianships and guardianship proceedings for adults and
 34 conservatorships and conservatorship proceedings for adults and
 35 minors established or pending before, on, or after January 1,

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1 2020:

2 The section of this division of this Act amending section
 3 633.648.

4 DIVISION V
 5 FLOOD RECOVERY

6 Sec. 27.NEW SECTION. 418.16 Flood recovery fund.

7 1. A flood recovery fund is established in the state
 8 treasury under the control of the board. The fund shall
 9 consist of moneys appropriated to the fund by the general
 10 assembly and any other moneys available to, obtained by, or
 11 accepted by the board for deposit in the fund. Moneys in the
 12 fund are appropriated to the department and shall be used for

13 the purposes designated in this section. Moneys in the fund
14 shall not supplant any federal disaster recovery moneys.
15 2. The board may award moneys from the fund to eligible
16 political subdivisions of the state. A political subdivision
17 of the state is eligible to receive moneys from the fund if
18 the political subdivision is located in a county designated
19 under presidential disaster declaration DR-4421-IA and is also
20 located in a county where the federal emergency management
21 agency's individual assistance program has been activated.
22 3. In order to be awarded moneys from the fund, a political
23 subdivision of the state shall submit a project application
24 to the department for consideration by the board. The board
25 shall prescribe application forms and application instructions.
26 Project applications shall include all of the following:
27 a. A description of the project and the manner in which
28 the project supports flood response, flood recovery, or flood
29 mitigation activities.
30 b. A description of the financial assistance needed from the
31 fund.
32 c. Details on any additional moneys to be applied to the
33 project.
34 4.a. The board shall review all project applications.
35 During the review of a project application, the board shall

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1 consider, at a minimum, all of the following:
2 (1) Whether the project supports flood response, flood
3 recovery, or flood mitigation activities.
4 (2) Whether moneys from the fund are essential to meet
5 the necessary expenses or serious needs of the political
6 subdivision related to flood response, flood recovery, or flood
7 mitigation.
8 b. Upon review of a project application, the board shall
9 approve, defer, or deny the application. If a project
10 application is approved, the board shall specify the amount of
11 moneys from the fund awarded to the political subdivision. The
12 board shall negotiate and execute on behalf of the department
13 all necessary agreements to provide the moneys. If a project
14 application is deferred or denied, the board shall state the
15 reasons for such deferral or denial.
16 5. Notwithstanding section 8.33, moneys in the fund
17 that remain unencumbered or unobligated at the close of a
18 fiscal year shall not revert but shall remain available for
19 expenditure for the purposes designated in this section.
20 Notwithstanding section 12C.7, subsection 2, interest or
21 earnings on moneys deposited in the fund shall be credited to
22 the fund.
23 Sec. 28.FLOOD RECOVERY APPROPRIATION. There is
24 appropriated from the general fund of the state to the
25 department of homeland security and emergency management, for
26 the fiscal year beginning July 1, 2018, and ending June 30,

27 2019, the following amount, or so much thereof as is necessary,
 28 to be credited to the flood recovery fund created in section
 29 418.16, as enacted by this Act, and used for the purposes
 30 designated in section 418.16, as enacted by this Act:
 31 \$ 15,000,000
 32 Sec. 29.EMERGENCY RULES. The department of homeland
 33 security and emergency management may adopt emergency
 34 rules under section 17A.4, subsection 3, and section 17A.5,
 35 subsection 2, paragraph “b”, to implement the provisions of

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1 this division of this Act and the rules shall be effective
 2 immediately upon filing unless a later date is specified in the
 3 rules. Any rules adopted in accordance with this section shall
 4 also be published as a notice of intended action as provided
 5 in section 17A.4.
 6 Sec. 30.EFFECTIVE DATE. This division of this Act, being
 7 deemed of immediate importance, takes effect upon enactment.

DIVISION VI

STATE BUDGET PROCESS

10 Sec. 31. Section 8.6, Code 2019, is amended by adding the
 11 following new subsection:
 12 NEW SUBSECTION. 16. *Salary model administrator.* To
 13 designate a position within the department to serve as the
 14 salary model administrator.

15 a. The salary model administrator shall work in conjunction
 16 with the legislative services agency to maintain the state’s
 17 salary model used for analyzing, comparing, and projecting
 18 state employee salary and benefit information, including
 19 information relating to employees of the state board of
 20 regents.

21 b. The department of revenue, the department of
 22 administrative services, the institutions governed by the state
 23 board of regents pursuant to section 262.7, each judicial
 24 district’s department of correctional services, and the state
 25 department of transportation shall provide salary data to the
 26 department of management and the legislative services agency
 27 to operate the state’s salary model. The format and frequency
 28 of provision of the salary data shall be determined by the
 29 department of management and the legislative services agency.

30 c. The information shall be used in collective bargaining
 31 processes under chapter 20 and in calculating the funding needs
 32 contained within any annual salary adjustment legislation.
 33 A state employee organization as defined in section 20.3,
 34 subsection 4, may request information produced by the model,
 35 but the information provided shall not contain information

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1 attributable to individual employees.
 2 Sec. 32. Section 8.23, subsection 1, unnumbered paragraph

3 1, Code 2019, is amended to read as follows:

4 On or before October 1, prior to each legislative session,
5 all departments and establishments of the government shall
6 transmit to the director, on blanks to be furnished by the
7 director, estimates of their expenditure requirements,
8 including every proposed expenditure, for the ensuing fiscal
9 year, ~~classified so as to distinguish between expenditures~~
10 ~~estimated for administration, operation, and maintenance, and~~
11 ~~the cost of each project involving the purchase of land or the~~
12 ~~making of a public improvement or capital outlay of a permanent~~
13 ~~character, together with supporting data and explanations~~
14 as called for by the director after consultation with the
15 legislative services agency.

16 Sec. 33. Section 8.23, subsection 1, paragraph a, Code 2019,
17 is amended to read as follows:

18 a. The estimates of expenditure requirements shall be
19 ~~based upon seventy-five percent of the funding provided for~~
20 ~~the current fiscal year accounted for by program reduced by~~
21 ~~the historical employee vacancy factor in a form specified by~~
22 the director, and the remainder of the estimate of expenditure
23 requirements shall include all proposed expenditures and shall
24 be prioritized by program or the results to be achieved. The
25 estimates shall be accompanied ~~with~~ by performance measures
26 for evaluating the effectiveness of the ~~program programs or~~
27 results.

28 Sec. 34. Section 602.1301, subsection 2, paragraph a,
29 unnumbered paragraph 1, Code 2019, is amended to read as
30 follows:

31 As early as possible, but not later than December 1, the
32 supreme court shall submit to the legislative services agency
33 the annual budget request and detailed supporting information
34 for the judicial branch. The submission shall be designed
35 to assist the legislative services agency in its preparation

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1 for legislative consideration of the budget request. The
2 information submitted shall contain and be arranged in a format
3 substantially similar to the format specified by the director
4 of the department of management and used by all departments
5 and establishments in transmitting to the director estimates
6 of their expenditure requirements pursuant to section 8.23,
7 ~~except the estimates of expenditure requirements shall be based~~
8 ~~upon one hundred percent of funding for the current fiscal~~
9 ~~year accounted for by program, and using the same line item~~
10 ~~definitions of expenditures as used for the current fiscal~~
11 ~~year's budget request, and the remainder of the estimate of~~
12 ~~expenditure requirements prioritized by program.~~ The supreme
13 court shall also make use of the department of management's
14 automated budget system when submitting information to the
15 director of the department of management to assist the director
16 in the transmittal of information as required under section

17 8.35A. The supreme court shall budget and track expenditures
18 by the following separate organization codes:

19 DIVISION VII

20 BLACKOUT SPECIAL REGISTRATION PLATES

21 Sec. 35. Section 321.34, Code 2019, is amended by adding the
22 following new subsection:

23 NEW SUBSECTION. 11C. *Blackout plates.*

24 a. Upon application and payment of the proper fees,
25 the director may issue blackout plates to the owner of a
26 motor vehicle subject to registration under section 321.109,
27 subsection 1, autocycle, motor truck, motor home, multipurpose
28 vehicle, motorcycle, trailer, or travel trailer.

29 b. Blackout plates shall be designed by the department. A
30 blackout plate's background shall be black, and the plate's
31 letters and numbers shall be white.

32 c. The special blackout fee for letter-number designated
33 blackout plates is thirty-five dollars. An applicant may
34 obtain personalized blackout plates upon payment of the fee for
35 personalized plates as provided in subsection 5, which is in

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1 addition to the special blackout fee. The fees collected by
2 the director under this subsection shall be paid monthly to the
3 treasurer of state and deposited in the road use tax fund.

4 d. Upon receipt of the special registration plates, the
5 applicant shall surrender the current registration plates to
6 the county treasurer. The county treasurer shall validate
7 the special registration plates in the same manner as regular
8 registration plates are validated under this section. The
9 annual special blackout fee for letter-number designated plates
10 is ten dollars which shall be paid in addition to the regular
11 annual registration fee. The annual fee for personalized
12 blackout plates is five dollars which shall be paid in addition
13 to the annual special blackout fee and the regular annual
14 registration fee. The annual special blackout fee shall be
15 credited as provided under paragraph "c".

16 e. The department shall not condition the issuance of
17 blackout plates on the receipt of any number of orders for
18 blackout plates.

19 Sec. 36. Section 321.166, subsection 9, Code 2019, is
20 amended to read as follows:

21 9. Special registration plates issued pursuant to section
22 321.34, other than gold star, medal of honor, collegiate, fire
23 fighter, ~~and natural resources,~~ and blackout registration
24 plates, shall be consistent with the design and color of
25 regular registration plates but shall provide a space on a
26 portion of the plate for the purpose of allowing the placement
27 of a distinguishing processed emblem or an organization
28 decal. Special registration plates shall also comply with
29 the requirements for regular registration plates as provided
30 in this section to the extent the requirements are consistent

31 with the section authorizing a particular special vehicle
32 registration plate.
33 DIVISION VIII
34 GAMBLING REGULATION
35 Sec. 37. Section 99F.7A, subsection 3, if enacted by 2019

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1 Iowa Acts, Senate File 617, section 10, is amended to read as
2 follows:
3 3. A licensee under this section may enter into operating
4 agreements with one or two entities to have up to a total of
5 two individually branded internet sites to conduct advance
6 deposit sports wagering for the licensee, unless one additional
7 operating agreement or individually branded internet site
8 is authorized by the commission. However, a person shall
9 not sell, grant, assign, or turn over to another person the
10 operation of an individually branded internet site to conduct
11 advance deposit wagering for the licensee without the approval
12 of the commission. This section does not prohibit an agreement
13 entered into between a licensee under this section and an
14 advanced deposit sports wagering operator as approved by the
15 commission.

16 Sec. 38. Section 99F.13, Code 2019, is amended to read as
17 follows:

18 **99F.13 Annual audit of licensee operations.**

19 Within ninety days after the end of the licensee's fiscal
20 year, the licensee shall transmit to the commission an audit
21 of the licensee's total gambling operations, including an
22 itemization of all expenses and subsidies. For a licensed
23 subsidiary of a parent company, an audit of the parent company
24 meets the requirements of this section. All audits shall
25 be conducted by certified public accountants authorized
26 to practice in the state of Iowa under chapter 542 ~~who are~~
27 ~~selected by the board of supervisors of the county in which the~~
28 ~~licensee operates.~~

29 DIVISION IX
30 PUBLIC UTILITIES

31 Sec. 39. Section 476.6, subsection 15, paragraph c,
32 subparagraphs (2) and (4), Code 2019, are amended to read as
33 follows:

34 (2) Notwithstanding the goals developed pursuant to
35 paragraph "b", the board shall not require or allow a gas

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1 utility to adopt an energy efficiency plan that results in
2 projected cumulative average annual costs that exceed one
3 and one-half percent of the gas utility's expected annual
4 low retail rate revenue from retail customers in the state,
5 shall not require or allow an electric utility to adopt an
6 energy efficiency plan that results in projected cumulative

7 average annual costs that exceed two percent of the electric
 8 utility's expected annual Iowa retail rate revenue from retail
 9 customers in the state, and shall not require or allow an
 10 electric utility to adopt a demand response plan that results
 11 in projected cumulative average annual costs that exceed two
 12 percent of the electric utility's expected annual Iowa retail
 13 rate revenue from retail customers in the state. For purposes
 14 of determining the two percent threshold amount, the board
 15 shall exclude from an electric utility's expected annual Iowa
 16 retail rate revenue the revenues expected from customers that
 17 have received exemptions from energy efficiency plans pursuant
 18 to paragraph "a". This subparagraph shall apply to energy
 19 efficiency plans and demand response plans that are effective
 20 on or after January 1, 2019.

21 (4) The board shall approve, reject, or modify a plan filed
 22 pursuant to this subsection no later than March 31, 2019. If
 23 the board fails to approve, reject, or modify a plan filed by a
 24 gas or electric utility on or before such date, any plan filed
 25 by the gas or electric utility that was approved by the board
 26 prior to May 4, 2018, shall be terminated. The board shall
 27 not require or allow a gas or electric utility to implement an
 28 energy efficiency plan or demand response plan that does not
 29 meet the requirements of this subsection.

30 DIVISION X

31 BOARD OF REGENTS CAPITAL PROJECTS

32 Sec. 40. BOARD OF REGENTS CAPITAL PROJECTS REPORT.

33 1. The state board of regents shall submit a written report,
 34 including such information and recommendations as required by
 35 this section, to the general assembly by December 13, 2019,

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1 regarding the financing of capital projects at institutions
 2 under the control of the state board of regents.
 3 2. The written report shall include a list of all capital
 4 projects initiated by an institution under the control of the
 5 state board of regents since January 1, 2004, in which the
 6 state provided at least a part of the financing for the project
 7 from an appropriation from the rebuild Iowa infrastructure fund
 8 created in section 8.57. For each project listed, the report
 9 shall include all of the following information:
 10 a. Total cost of each project.
 11 b. The amount and percentage of each project financed
 12 through donations and gifts from private sources.
 13 c. The amount and percentage of each project financed
 14 through funding from the federal government.
 15 d. The amount and percentage of each project financed
 16 through institution sources.
 17 e. The amount and percentage of each project financed
 18 through state dollars.
 19 f. The amount and percentage of each project financed
 20 through other sources.

21 g. Whether each project was considered a renovation or new
22 construction.

23 3. The written report shall include, for each year since
24 January 1, 2004, the percentage of capital project costs that
25 were covered by donations and gifts from private sources for
26 capital projects that did not receive state funding.

27 4. The written report shall include information regarding
28 how the state board of regents defines new construction and
29 renovations, a list of capital projects initiated due to
30 extraordinary circumstances, and the current method used by
31 the state board of regents and institutions under the control
32 of the state board of regents to develop financing plans for
33 capital projects.

34 5. The written report shall also include recommendations to
35 the general assembly regarding the following:

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1 a. The type of capital projects that should be eligible for
2 state funding.

3 b. The share of state-funded capital projects that should be
4 funded with non-state dollars.

5 c. How the fundraising plan will be developed for
6 state-funded projects.

7 Sec. 41.REPEAL. Section 262.67, if enacted by 2019 Iowa
8 Acts, House File 765, section 16, is repealed.

9 DIVISION XI

10 WATERSHED MANAGEMENT AUTHORITIES

11 Sec. 42. Section 466B.22, Code 2019, is amended by adding
12 the following new subsection:

13 NEW SUBSECTION. 5. If a portion of a United States
14 geological survey hydrologic unit code 8 watershed is located
15 outside of this state, any political subdivision in such a
16 watershed may participate in any watershed management authority
17 which includes the county in which the political subdivision
18 is located.>

SORENSEN of Adair

H-1316

1 Amend House File 760, as amended, passed, and reprinted by
2 the House, as follows:

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

5 <Section 1. Section 423A.5, subsection 1, Code 2019, is
6 amended to read as follows:

7 1. The sales price from the renting of lodging ~~which is~~
8 ~~rented by the same person to a tenant as defined in section~~
9 562A.6 or 562B.7 where the lodging is rented by the same tenant
10 for a period of more than thirty-one consecutive days.

11 Sec. 2. Section 423A.5, Code 2019, is amended by adding the

12 following new subsections:

13 NEW SUBSECTION. 1A. The sales price from the renting of
14 lodging which is rented by the same person for the period
15 beginning after ninety consecutive days of rental by such
16 person.

17 NEW SUBSECTION. 4.a. The sales price of lodging furnished
18 to the guests of a nonprofit lodging provider and the purpose
19 of renting is to provide a place for the friends and family of
20 a hospital patient during a time of medical need of the patient
21 and the length of stay is based upon the needs of the friends,
22 family, or patient.

23 b. For purposes of this subsection, “*nonprofit lodging*
24 *provider*” means a nonprofit entity which is exempt from federal
25 income taxation pursuant to section 501(c)(3) of the Internal
26 Revenue Code that maintains an established facility that
27 provides lodging to friends and family of a hospital patient
28 during a time of medical need of the patient.>

29 2. Title page, lines 2 and 3, by striking <after a certain
30 number of consecutive days>

SENATE AMENDMENT

H-1317

1 Amend House File 638, as passed by the House, as follows:

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

4 <Section 1. Section 562A.9, subsection 4, Code 2019, is
5 amended to read as follows:

6 4. For rental agreements in which the rent does not exceed
7 seven hundred dollars per month, a rental agreement shall not
8 provide for a late fee that exceeds twelve dollars per day or a
9 total amount of sixty dollars per month. For rental agreements
10 in which the rent is greater than seven hundred dollars per
11 month but less than one thousand four hundred dollars per
12 month, a rental agreement shall not provide for a late fee that
13 exceeds twenty dollars per day or a total amount of one hundred
14 dollars per month. For rental agreements in which the rent is
15 at least one thousand four hundred dollars per month, a rental
16 agreement shall not provide for a late fee that exceeds two
17 percent of the rent per day or a total amount of ten percent of
18 the rent per month.

19 Sec. 2. Section 562B.10, subsections 4 and 5, Code 2019, are
20 amended to read as follows:

21 4. For rental agreements in which the rent does not exceed
22 seven hundred dollars per month, a rental agreement shall not
23 provide for a late fee that exceeds twelve dollars per day or a
24 total amount of sixty dollars per month. For rental agreements
25 in which the rent is greater than seven hundred dollars per
26 month but less than one thousand four hundred dollars per
27 month, a rental agreement shall not provide for a late fee that
28 exceeds twenty dollars per day or a total amount of one hundred

29 dollars per month. For rental agreements in which the rent is
 30 at least one thousand four hundred dollars per month, a rental
 31 agreement shall not provide for a late fee that exceeds two
 32 percent of the rent per day or a total amount of ten percent of
 33 the rent per month.
 34 5.a. Rental agreements shall be for a term of one year
 35 unless otherwise specified in the rental agreement. Rental

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1 agreements shall be canceled by at least sixty days' written
 2 notice given by either party. A notice to cancel under this
 3 subsection initiated by a landlord shall be for good cause. A
 4 landlord shall not cancel a rental agreement solely for the
 5 purpose of making the tenant's mobile home space available for
 6 another mobile home.
 7 b. For purposes of this subsection, "good cause" means
 8 violation of this chapter by the tenant, a material violation
 9 of the manufactured home community or mobile home park rules
 10 or regulations, a change in the use of the land on which the
 11 mobile home park is located, or material noncompliance with the
 12 rental agreement by the tenant.
 13 Sec. 3. **NEW SECTION. 562B.12A Increasing rent.**
 14 A landlord shall not increase the rent on any tenant in a
 15 mobile home park unless the landlord has provided notice at
 16 least one hundred eighty days in advance of the rent increase.
 17 Sec. 4. **EFFECTIVE DATE.** This Act, being deemed of immediate
 18 importance, takes effect upon enactment.>
 19 2. Title page, by striking lines 1 through 3 and inserting
 20 <An Act providing for remedies, procedures, and requirements
 21 applicable to landlords under specified circumstances and
 22 including effective date provisions.>

SENATE AMENDMENT

H-1318

1 Amend the amendment, H-1286, to Senate File 603, as passed by
 2 the Senate, as follows:
 3 1. Page 1, after line 2 by inserting:
 4 <_. Page 2, line 8, after <"e"> by inserting <However,
 5 the provisions of this paragraph "c" relating to a sharing
 6 agreement for a unit of science or mathematics are applicable
 7 only if all of the following conditions are met:
 8 (1) The school district has made every reasonable and
 9 good-faith effort to employ a teacher licensed under chapter
 10 272 for the science or mathematics unit, as applicable, and
 11 is unable to employ such a teacher. For purposes of this
 12 paragraph "c", "good-faith effort" means the same as defined in
 13 section 279.19A, subsection 9.
 14 (2) Enrollment for the unit exceeds five pupils.
 15 (3) The unit is offered during the regular school day.

16 (4) The unit is made accessible by the school district to
 17 all eligible pupils.>>
 18 2. Page 1, line 6, by striking <and> and inserting <or>
 19 3. Page 1, line 13, after <"e"> by inserting <The
 20 provisions of this subsection are applicable only if all of the
 21 following conditions are met:
 22 a. The school district has made every reasonable and
 23 good-faith effort to employ a teacher licensed under chapter
 24 272 for the unit of science or mathematics, as applicable,
 25 and is unable to employ such a teacher. For purposes of this
 26 subsection, "good-faith effort" means the same as defined in
 27 section 279.19A, subsection 9.
 28 b. Enrollment for the unit exceeds five pupils.
 29 c. The unit is offered during the regular school day.
 30 d. The unit is made accessible by the school district to all
 31 eligible pupils.>
 32 4. Page 1, after line 13 by inserting:
 33 <__. Page 3, after line 19 by inserting:
 34 <Sec. __.APPLICABILITY. The section of this division
 35 of this Act amending section 257.11, subsection 3, paragraph

PAGE 2

1 "b", unnumbered paragraph 1, applies to certifications by the
 2 school budget review committee under section 257.11, subsection
 3 3, paragraph "b", occurring before, on, or after the effective
 4 date of this division of this Act for school budget years
 5 beginning on or after July 1, 2019.>>
 6 5. Page 2, after line 2 by inserting:
 7 <__. Page 6, after line 3 by inserting:
 8 <DIVISION __
 9 SEXUAL EXPLOITATION BY A SCHOOL EMPLOYEE — DEFINITION
 10 Sec. __. Section 709.15, subsection 1, paragraph f,
 11 subparagraph (1), Code 2019, is amended by adding the following
 12 new subparagraph division:
 13 NEW SUBPARAGRAPH DIVISION. (f) A person employed by a
 14 community college full-time, part-time, or as a substitute who
 15 provides instruction to high school students under a concurrent
 16 enrollment program offered in accordance with section 257.11
 17 or 261E.8.>>
 18 6. Page 2, by striking lines 3 through 6 and inserting:
 19 <__. Title page, by striking lines 1 through 7 and
 20 inserting <An Act relating to use of concurrent enrollment
 21 programs for teaching certain subjects required under the
 22 educational standards, to the enrollment of pupils under
 23 concurrent enrollment program agreements between certain
 24 accredited nonpublic schools and community colleges, and to the
 25 criminal offense of sexual exploitation by a school employee
 26 providing instruction under a concurrent enrollment program,
 27 making penalties applicable, and including retroactive and
 28 other applicability provisions.>
 29 __. By renumbering as necessary.>

30 7. By renumbering as necessary.

DEYOE of Story

H-1319

1 Amend the amendment, H-1316, to House File 760, as amended,
2 passed, and reprinted by the House, as follows:

3 1. Page 1, by striking lines 7 through 10 and inserting:
4 <1. The sales price from the renting of lodging ~~which is~~
5 ~~rented by the same person to a person where the lodging is~~
6 rented by the same person for a period of more than thirty-one
7 consecutive days, and where a landlord tenant relationship
8 exists.>

HITE of Mahaska

H-1320

1 Amend Senate File 638, as amended, passed, and reprinted by
2 the Senate, as follows:

3 1. Page 19, after line 15 by inserting:

4 <DIVISION ___
5 ELECTIONS

6 Sec. ___. 2019 Iowa Acts, House File 692, section 33, if
7 enacted, is amended to read as follows:

8 SEC. 33. EFFECTIVE DATE.

9 1. This division of this Act, being deemed of immediate
10 importance, takes effect upon enactment.

11 2. Notwithstanding subsection 1, the section of this
12 division of this Act amending section 39.2 takes effect July
13 1, 2019.

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

16 Sec. ___.RETROACTIVE APPLICABILITY. This division of this
17 Act applies retroactively to the date of enactment of 2019 Iowa
18 Acts, House File 692, if enacted.>

19 2. By renumbering as necessary.

DOLECHECK of Ringgold

H-1321

1 Amend Senate File 638, as amended, passed, and reprinted by
2 the Senate, as follows:

3 1. Page 19, after line 15 by inserting:

4 <DIVISION ___
5 JUDICIAL NOMINATING COMMISSION MODERNIZATION

6 Sec. ___. Section 46.1, Code 2019, is amended to read as
7 follows:

8 **46.1 Appointment of state judicial nominating commissioners.**

9 1. The governor shall appoint, subject to confirmation by
10 the senate, one eligible elector of each congressional district

11 nine eligible electors to the state judicial nominating
 12 commission for a six-year term beginning and ending as provided
 13 in section 69.19.

14 2. The appointments made by the governor shall be
 15 staggered terms of six years each and shall begin and end
 16 in even-numbered years as provided in section 69.19. The
 17 terms of no more than three nor less than two of the ~~members~~
 18 ~~commissioners~~ shall expire within the same two-year period.

19 3. No more than a simple majority of the members
 20 commissioners appointed by the governor shall be of the same
 21 gender.

22 4. All commissioners shall be chosen without reference to
 23 political affiliation.

24 5. There shall be at least one commissioner appointed by
 25 the governor from each congressional district and there shall
 26 not be more than two commissioners appointed by the governor
 27 from a single congressional district unless each congressional
 28 district has at least two commissioners appointed by the
 29 governor.

30 6. A commissioner who has served a full six-year term on the
 31 state judicial nominating commission, whether the commissioner
 32 was appointed or elected, shall be ineligible to be appointed
 33 to a second six-year term.

34 7. No person may be appointed who holds an office of
 35 profit of the United States or of the state at the time of

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1 appointment.

2 Sec. ____ Section 46.2, Code 2019, is amended by striking
 3 the section and inserting in lieu thereof the following:

4 **46.2 Election of state judicial nominating commissioners.**

5 1. The resident members of the bar of each congressional
 6 district shall elect two eligible electors of different genders
 7 to the state judicial nominating commission.

8 2. The commissioners elected by the bar shall serve
 9 staggered terms of six years each and shall be elected in the
 10 month of January for terms commencing July 1 of odd-numbered
 11 years. The terms of no more than three of the commissioners
 12 shall expire within the same two-year period.

13 3. All of the commissioners elected by the bar shall be
 14 chosen without reference to political affiliation.

15 4. A commissioner who has served a full six-year term on the
 16 state judicial nominating commission, whether the commissioner
 17 was appointed or elected, shall be ineligible to be elected to
 18 a second six-year term.

19 5. No person may be elected who holds an office of profit of
 20 the United States or of the state at the time of election.

21 Sec. ____ Section 46.2A, Code 2019, is amended by striking
 22 the section and inserting in lieu thereof the following:

23 **46.2A Special appointment of state judicial nominating**
 24 **commissioners and transition provisions.**

25 1. The initial term of the ninth commissioner appointed by
26 the governor shall begin on the effective date of this division
27 of this Act and shall expire on April 30, 2024.
28 2. After the initial term is served pursuant to subsection
29 1, a new commissioner shall be appointed by the governor to a
30 six-year term as provided in section 46.1.
31 3. The terms of any commissioner currently serving on
32 the state judicial nominating commission or any commissioner
33 already elected to begin serving on July 1, 2019, shall not be
34 affected by this Act.
35 Sec. ____ Section 46.5, Code 2019, is amended to read as

PAGE 3

1 follows:

2 **46.5 Vacancies.**

3 1. When a vacancy occurs in the office of an appointive
4 judicial nominating commissioner, the chairperson of the
5 particular commission shall promptly notify the governor in
6 writing of such fact or the governor may take note of such a
7 vacancy. Vacancies in the office of an appointive judicial
8 nominating commissioner shall be filled by appointment by the
9 governor, consistent with eligibility requirements. The term
10 of state judicial nominating commissioners so appointed shall
11 commence upon their appointment pending confirmation by the
12 senate at the then session of the general assembly or at its
13 next session if it is not then in session. The term of district
14 judicial nominating commissioners so appointed shall commence
15 upon their appointment.

16 2. ~~Except where the term has less than ninety days~~
17 ~~remaining, vacancies in the office of elective member of the~~
18 ~~state judicial nominating commission shall be filled consistent~~
19 ~~with eligibility requirements by a special election within the~~
20 ~~congressional district where the vacancy occurs, such election~~
21 ~~to be conducted as provided in sections 46.9 and 46.10. An~~
22 ~~appointive commissioner shall be deemed to have submitted a~~
23 ~~resignation if the commissioner fails to attend a meeting of~~
24 ~~the commission that is properly noticed under section 46.13~~
25 ~~and at which the commission conducts interviews or selects~~
26 ~~nominees for judicial office. The governor, in the governor's~~
27 ~~discretion, may accept or reject the resignation. If the~~
28 ~~governor accepts the resignation, the governor shall notify the~~
29 ~~commissioner and the chairperson of the commission in writing~~
30 ~~and shall then make another appointment.~~

31 3. Vacancies in the office of elective judicial nominating
32 commissioner ~~of district judicial nominating commissions~~ shall
33 be filled consistent with eligibility requirements ~~and by~~
34 ~~majority vote of the authorized number of elective members of~~
35 ~~the particular commission, at a meeting of such members called~~

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1 ~~in the manner provided in section 46.13. The term of judicial~~
 2 ~~nominating commissioners so chosen shall commence upon their~~
 3 ~~selection by a special election within the judicial election~~
 4 ~~district or congressional district where the vacancy occurs~~
 5 ~~unless the term has less than ninety days remaining, in which~~
 6 ~~case the office shall remain vacant. The special election~~
 7 ~~shall be completed within ninety days of the vacancy arising~~
 8 ~~and shall be conducted as provided in sections 46.9, 46.9A, and~~
 9 ~~46.10.~~

10 4. If a vacancy occurs in the office of chairperson of a the
 11 state judicial nominating commission, ~~or in the members of the~~
 12 commission shall elect a new chairperson as provided in section
 13 46.6. If a vacancy occurs in the office of chairperson of a
 14 district judicial nominating commission or in the absence of
 15 the chairperson, the members of the particular commission shall
 16 elect a temporary chairperson from their own number.

17 5. ~~When a vacancy in an office of an elective judicial~~
 18 ~~nominating commissioner occurs, the state court administrator~~
 19 ~~shall cause to be mailed to each member of the bar whose name~~
 20 ~~appears on the certified list prepared pursuant to section 46.8~~
 21 ~~for the district or districts affected, a notice stating the~~
 22 ~~existence of the vacancy, the requirements for eligibility,~~
 23 ~~and the manner in which the vacancy will be filled. Other~~
 24 ~~items may be included in the same mailing if they are on sheets~~
 25 ~~separate from the notice. The election of a district judicial~~
 26 ~~nominating commissioner or the close of nominations for a state~~
 27 ~~judicial nominating commissioner shall not occur until thirty~~
 28 ~~days after the mailing of the notice. Notwithstanding section~~
 29 69.1A, appointed and elected commissioners on the state and
 30 district judicial nominating commissions shall not hold over
 31 until their successor is elected and qualified.

32 6. All judicial nominating commissioners, including
 33 those elected by the bar, shall be subject to removal by
 34 the executive council in the same manner as appointive state
 35 officers under section 66.26. When the status of a judicial

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1 nominating commissioner is in question, the governor shall be
 2 the officer responsible for deciding whether a vacancy exists
 3 under section 69.2.

4 Sec. ____ Section 46.6, Code 2019, is amended to read as
 5 follows:

6 **46.6 Equal seniority Chairperson.**

7 If the judges of longest service, other than the chief
 8 justice, of the supreme court or of the district court in
 9 a district are of equal service, the eldest of such judges
 10 shall be chairperson of the particular judicial nominating
 11 ~~commission.~~

12 1. The commissioners of the state judicial nominating

13 commission shall elect a chairperson from their own number.
 14 The chairperson shall serve a two-year term that expires
 15 on April 30 of even-numbered years. A commissioner may be
 16 reelected for a second or third term as chairperson. If a
 17 chairperson of a judicial nominating commission desires to
 18 be relieved of the duties of chairperson while retaining the
 19 status of commissioner, the chairperson shall notify the
 20 governor and the other commissioners of the commission. At the
 21 next meeting of the commission, the commissioners shall elect a
 22 new chairperson for the remainder of the two-year term.

23 2. The judge of longest service in the district shall serve
 24 as the chair of a particular district judicial nominating
 25 commission. If the judges of longest service in the district
 26 are of equal service, the eldest of such judges shall be
 27 chairperson of the particular judicial nominating commission.

28 Sec. ____ Section 46.7, Code 2019, is amended to read as
 29 follows:

30 **46.7 Eligibility to vote.**

31 To be eligible to vote in elections of judicial nominating
 32 commissioners, a member of the bar must be eligible to
 33 practice and must be a resident of the state of Iowa and of
 34 the appropriate congressional district or judicial election
 35 district as shown by the member's most recent filing with the

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1 supreme court for the purposes of showing compliance with
 2 the court's continuing legal education requirements, or for
 3 members of the bar eligible to practice who are not required
 4 to file such compliance, any paper on file by July 1 with the
 5 state court administrator, for the purpose of establishing
 6 eligibility to vote under this section, which the court
 7 determines to show the requisite residency requirements at the
 8 time the member votes in the election. The member's residency
 9 shall be determined by the home address shown on the member's
 10 most recent electronic or paper submission to the commission
 11 on continuing education and the client security commission or
 12 on the member's bar admission records. A judge who has been
 13 admitted to the bar of the state of Iowa shall be considered a
 14 member of the bar.

15 Sec. ____ Section 46.8, Code 2019, is amended to read as
 16 follows:

17 **46.8 Certified list.**

18 1. Each year the The state court administrator shall certify
 19 a maintain a certified list of the names, addresses, electronic
 20 mail addresses, and years of admission of members of the bar
 21 who are eligible to vote for state and district judicial
 22 nominating commissioners.

23 2. Upon request, the state court administrator shall
 24 provide the certified list in electronic form and without
 25 charge to any properly qualified nominee for state or district
 26 judicial nominating commissioner.

27 Sec. ____ Section 46.9, Code 2019, is amended to read as
28 follows:

29 **46.9 Conduct of elections.**

30 1. When an election of judicial nominating commissioners
31 is to be held, the state court administrator shall administer
32 the voting. The state court administrator may administer
33 the voting by electronic notification and voting or by paper
34 ballot mailed to each eligible attorney. The state court
35 administrator shall mail paper ballots to eligible attorneys or

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1 electronically notify and enable eligible attorneys to vote.
2 The elector receiving the most votes shall be elected. When
3 more than one commissioner is to be elected, the electors
4 receiving the most votes shall be elected, in the same number
5 as the offices to be filled.

6 2. The state court administrator shall provide a voting
7 period of at least twenty-one days from when the electronic
8 voting notification is sent or the paper ballots are mailed
9 during which eligible attorneys may vote electronically or
10 submit a paper ballot.

11 3. In an election to elect a single commissioner, each
12 eligible attorney may cast a single vote, and the qualified
13 eligible elector receiving the most votes shall be elected.

14 4. In an election to elect one male commissioner and one
15 female commissioner, each eligible attorney may cast one vote
16 for male commissioner and one vote for female commissioner, and
17 the qualified eligible elector of each gender receiving the
18 most votes shall each be elected.

19 5. The election results, including the number of votes cast
20 for each elector and the total number of the members of the
21 bar eligible to vote in each election, shall be made publicly
22 available on the judicial branch internet site and shall be
23 reported to the governor and to the general assembly within ten
24 days after the conclusion of the election.

25 Sec. ____ Section 46.9A, Code 2019, is amended to read as
26 follows:

27 **46.9A Notice preceding nomination of elective nominating**
28 **commissioners.**

29 At least sixty days prior to the expiration of the term of an
30 elective state or district judicial nominating commissioner or
31 the expiration of the period within which a special election
32 must be held, the state court administrator shall mail paper
33 ballots to eligible attorneys or electronically notify and
34 enable eligible attorneys to vote. An eligible attorney is
35 a member of the bar whose name appears on the certified list

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1 prepared pursuant to section 46.8 for the district or districts
2 affected provide notice of the current or upcoming vacancy

3 and the nomination and election process by making the notice
4 publicly available on the judicial branch internet site,
5 issuing a press release, and electronically notifying members
6 of the bar. The election shall not commence until at least
7 thirty days after the issuance of the notice required by this
8 section.

9 Sec. ___. Section 46.10, Code 2019, is amended to read as
10 follows:

11 **46.10 Nomination of elective judicial nominating**
12 **commissioners.**

13 1. In order to have an eligible elector's name printed
14 on the ballot for state or district judicial nominating
15 commissioner, the eligible elector must file in the office of
16 the state court administrator at least thirty days prior to
17 expiration of the period within which the election must be
18 held a nominating petition signed by at least ~~fifty resident~~
19 ~~members of the bar~~ ten eligible electors of the congressional
20 district in case of a candidate for state judicial nominating
21 commissioner, or at least ten ~~resident members of the bar~~
22 eligible electors of the judicial district in case of a
23 candidate for district judicial nominating commissioner. ~~No~~
24 ~~member of the bar may sign more nominating petitions for state~~
25 ~~or district judicial nominating commissioner than there are~~
26 ~~such commissioners to be elected.~~

27 2. Ballots or electronic voting forms for state and district
28 judicial nominating commissioners shall contain blank lines
29 equal to the number of such commissioners to be elected, where
30 names may be written in. Any electronic voting form must
31 permit a voter to write in the name of any eligible elector.

32 Sec. ___. Section 46.11, Code 2019, is amended to read as
33 follows:

34 **46.11 Certification of commissioners.**

35 ~~The~~ Upon making an appointment, the governor and the state

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1 ~~court administrator respectively~~ shall promptly certify
2 the names and addresses of ~~appointive and elective~~ judicial
3 nominating commissioners to the state commissioner of
4 elections ~~and the chairperson of the respective nominating~~
5 ~~commissions.~~ Upon the completion of an election, the state
6 court administrator shall certify the names and addresses of
7 the elected judicial nominating commissioners to the state
8 commissioner of elections and the governor.

9 Sec. ___. Section 46.12, subsection 1, Code 2019, is amended
10 to read as follows:

11 1. When a vacancy occurs or will occur within one hundred
12 twenty days in the supreme court, the court of appeals, or
13 district court, the state commissioner of elections shall
14 forthwith so notify the ~~chairperson of the proper judicial~~
15 ~~nominating commission~~ governor. The ~~chairperson~~ governor shall
16 call a meeting of the proper judicial nominating commission

17 within ten days after such notice; if the ~~chairperson~~ governor
 18 fails to do so, the chief justice shall call such meeting.

19 Sec. ____ Section 46.13, Code 2019, is amended to read as
 20 follows:

21 **46.13 Notice of meetings and application process.**

22 1. The governor or chairperson of each judicial nominating
 23 commission shall give the members of the commission at least
 24 five days' written notice by mail or electronic mail of the
 25 time and place of every meeting, except as to members who
 26 execute written waivers of notice at or before the meeting or
 27 unless the commission at its next previous meeting designated
 28 the time and place of the meeting.

29 2. Each commission, with the technical support of the
 30 judicial branch, shall publish all of the following on the
 31 judicial branch internet site:

32 a. Notice that the commission is accepting applications
 33 for judge or justice along with a copy of the application form
 34 at least two weeks before applications are required to be
 35 submitted to the commission.

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1 b. Copies of nonconfidential application materials submitted
 2 by applicants.

3 c. The schedule of applicant interviews before the
 4 commission.

5 d. The list of nominees submitted by the commission to the
 6 governor and the chief justice.

7 3. Commissioners shall be permitted to conduct individual
 8 interviews with applicants in advance of the commission's
 9 meetings to choose the nominees.

10 4. The state judicial nominating commission shall adopt
 11 uniform rules for the state and district judicial nominating
 12 commissions that shall be consistent with this chapter
 13 and shall provide for a uniform and fair process for the
 14 commissions to consider applicants and select nominees. The
 15 state judicial nominating commission shall provide for a public
 16 comment period of at least thirty days on its proposed uniform
 17 rules prior to adopting the rules and shall adopt the rules
 18 within six months of the effective date of this division of
 19 this Act. Such rules shall be made publicly available on the
 20 judicial branch internet site.

21 Sec. ____ NEW SECTION. 46.15A Severability and judicial
 22 review.

23 1. If any provision or clause of this chapter or any
 24 application of this chapter to any person or circumstances
 25 is held invalid, such invalidity shall not affect other
 26 provisions, clauses, or applications of this chapter which can
 27 be given effect without the invalid provision or application,
 28 and to this end the provisions and clauses of this chapter are
 29 declared to be severable.

30 2. Notwithstanding any provision of law to the contrary,

31 if any provision of this chapter is preliminarily enjoined,
 32 no judicial nominating commission shall meet to nominate
 33 persons to serve as a judge or justice while the preliminary
 34 injunction is in effect or while any appeal of the preliminary
 35 injunction or a related permanent injunction is pending unless

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1 the injunction is subsequently stayed or otherwise lifted.
 2 Sec. __. EFFECTIVE UPON ENACTMENT. This division of this
 3 Act, being deemed of immediate importance, takes effect upon
 4 enactment.

5 DIVISION __
 6 CHIEF JUSTICE SELECTION

7 Sec. __. Section 602.4103, Code 2019, is amended to read
 8 as follows:

9 **602.4103 Chief justice.**

10 ~~The justices of the supreme court shall select one justice as~~
 11 ~~chief justice, to serve during that justice's term of office.~~

12 1. At the first meeting in each odd-numbered year, the
 13 justices of the supreme court by majority vote shall designate
 14 one justice as chief justice, to serve for a two-year term.
 15 A vacancy in the office of chief justice shall be filled for
 16 the remainder of the unexpired term by majority vote of the
 17 justices of the supreme court, after any vacancy on the court
 18 has been filled.

19 2. If the chief justice desires to be relieved of the duties
 20 of chief justice while retaining the status of justice of the
 21 supreme court, the chief justice shall notify the governor and
 22 the other justices of the supreme court. The office of chief
 23 justice shall be deemed vacant, and shall be filled as provided
 24 in this section.

25 3. The chief justice is eligible for reselection.

26 4. The chief justice shall appoint one of the other justices
 27 to act during the absence or inability of the chief justice
 28 to act, and when so acting the appointee has all the rights,
 29 duties, and powers of the chief justice.

30 Sec. __. NEW SECTION. **602.4103A Transition provisions.**

31 1. The term of the chief justice serving on the effective
 32 date of this division of this Act shall expire on January
 33 15, 2021, or upon the conclusion of the first meeting of the
 34 justices of the supreme court in January 2021, whichever occurs
 35 earlier.

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1 2. If the office of chief justice becomes vacant prior to
 2 the expiration of the term in January 2021, the office shall be
 3 filled for the remainder of the unexpired term as provided for
 4 in section 602.4103.

5 3. This section is repealed July 1, 2021.>

6 2. By renumbering as necessary.

H-1322

1 Amend House File 766, as amended, passed, and reprinted by
2 the House, as follows:

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

5 <DIVISION I

6 DEPARTMENT ON AGING — FY 2019-2020

7 Section 1.DEPARTMENT ON AGING. There is appropriated from
8 the general fund of the state to the department on aging for
9 the fiscal year beginning July 1, 2019, and ending June 30,
10 2020, the following amount, or so much thereof as is necessary,
11 to be used for the purposes designated:

12 For aging programs for the department on aging and area
13 agencies on aging to provide citizens of Iowa who are 60 years
14 of age and older with case management for frail elders, Iowa’s
15 aging and disabilities resource center, and other services
16 which may include but are not limited to adult day services,
17 respite care, chore services, information and assistance,
18 and material aid, for information and options counseling for
19 persons with disabilities who are 18 years of age or older,
20 and for salaries, support, administration, maintenance, and
21 miscellaneous purposes, and for not more than the following
22 full-time equivalent positions:

23	\$ 11,191,441
24	FTEs 27.00

25 1. Funds appropriated in this section may be used to
26 supplement federal funds under federal regulations. To
27 receive funds appropriated in this section, a local area
28 agency on aging shall match the funds with moneys from other
29 sources according to rules adopted by the department. Funds
30 appropriated in this section may be used for elderly services
31 not specifically enumerated in this section only if approved
32 by an area agency on aging for provision of the service within
33 the area.

34 2. Of the funds appropriated in this section, \$279,000 is
35 transferred to the economic development authority for the Iowa

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1 commission on volunteer services to be used for the retired and
2 senior volunteer program.

3 3.a. The department on aging shall establish and enforce
4 procedures relating to expenditure of state and federal funds
5 by area agencies on aging that require compliance with both
6 state and federal laws, rules, and regulations, including but
7 not limited to all of the following:

8 (1) Requiring that expenditures are incurred only for goods
9 or services received or performed prior to the end of the
10 fiscal period designated for use of the funds.

11 (2) Prohibiting prepayment for goods or services not
12 received or performed prior to the end of the fiscal period

13 designated for use of the funds.

14 (3) Prohibiting prepayment for goods or services not
15 defined specifically by good or service, time period, or
16 recipient.

17 (4) Prohibiting the establishment of accounts from which
18 future goods or services which are not defined specifically by
19 good or service, time period, or recipient, may be purchased.

20 b. The procedures shall provide that if any funds are
21 expended in a manner that is not in compliance with the
22 procedures and applicable federal and state laws, rules, and
23 regulations, and are subsequently subject to repayment, the
24 area agency on aging expending such funds in contravention of
25 such procedures, laws, rules and regulations, not the state,
26 shall be liable for such repayment.

27 4. Of the funds appropriated in this section, at least
28 \$600,000 shall be used to fund home and community-based
29 services through the area agencies on aging that enable older
30 individuals to avoid more costly utilization of residential or
31 institutional services and remain in their own homes.

32 5. Of the funds appropriated in this section, \$812,000 shall
33 be used for the purposes of chapter 231E and to administer
34 the prevention of elder abuse, neglect, and exploitation
35 program pursuant to section 231.56A, in accordance with the

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1 requirements of the federal Older Americans Act of 1965, 42
2 U.S.C. §3001 et seq., as amended.

3 6. Of the funds appropriated in this section, \$1,000,000
4 shall be used to fund continuation of the aging and disability
5 resource center lifelong links to provide individuals and
6 caregivers with information and services to plan for and
7 maintain independence.

8 7. Of the funds appropriated in this section, \$250,000
9 shall be used by the department on aging, in collaboration with
10 the department of human services and affected stakeholders, to
11 expand the pilot initiative to provide long-term care options
12 counseling utilizing support planning protocols, to assist
13 non-Medicaid eligible consumers who indicate a preference
14 to return to the community and are deemed appropriate for
15 discharge, to return to their community following a nursing
16 facility stay. The department on aging shall submit a report
17 regarding the outcomes of the pilot initiative to the governor
18 and the general assembly by December 15, 2019.

19 DIVISION II

20 OFFICE OF LONG-TERM CARE OMBUDSMAN — FY 2019-2020

21 Sec. 2.OFFICE OF LONG-TERM CARE OMBUDSMAN. There is
22 appropriated from the general fund of the state to the office
23 of long-term care ombudsman for the fiscal year beginning July
24 1, 2019, and ending June 30, 2020, the following amount, or
25 so much thereof as is necessary, to be used for the purposes
26 designated:

27 For salaries, support, administration, maintenance, and
 28 miscellaneous purposes, and for not more than the following
 29 full-time equivalent positions:
 30 \$ 1,149,821
 31 FTEs 16.00
 32 DIVISION III
 33 DEPARTMENT OF PUBLIC HEALTH — FY 2019-2020
 34 Sec. 3.DEPARTMENT OF PUBLIC HEALTH. There is appropriated
 35 from the general fund of the state to the department of public

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1 health for the fiscal year beginning July 1, 2019, and ending
 2 June 30, 2020, the following amounts, or so much thereof as is
 3 necessary, to be used for the purposes designated:
 4 1. ADDICTIVE DISORDERS
 5 For reducing the prevalence of the use of tobacco, alcohol,
 6 and other drugs, and treating individuals affected by addictive
 7 behaviors, including gambling, and for not more than the
 8 following full-time equivalent positions:
 9 \$ 25,110,000
 10 FTEs 12.00
 11 a.(1) Of the funds appropriated in this subsection,
 12 \$4,021,000 shall be used for the tobacco use prevention
 13 and control initiative, including efforts at the state and
 14 local levels, as provided in chapter 142A. The commission
 15 on tobacco use prevention and control established pursuant
 16 to section 142A.3 shall advise the director of public health
 17 in prioritizing funding needs and the allocation of moneys
 18 appropriated for the programs and initiatives. Activities
 19 of the programs and initiatives shall be in alignment with
 20 the United States centers for disease control and prevention
 21 best practices for comprehensive tobacco control programs that
 22 include the goals of preventing youth initiation of tobacco
 23 usage, reducing exposure to secondhand smoke, and promotion
 24 of tobacco cessation. To maximize resources, the department
 25 shall determine if third-party sources are available to
 26 instead provide nicotine replacement products to an applicant
 27 prior to provision of such products to an applicant under
 28 the initiative. The department shall track and report to
 29 the individuals specified in this Act, any reduction in
 30 the provision of nicotine replacement products realized by
 31 the initiative through implementation of the prerequisite
 32 screening.
 33 (2)(a) The department shall collaborate with the
 34 alcoholic beverages division of the department of commerce for
 35 enforcement of tobacco laws, regulations, and ordinances and to

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1 engage in tobacco control activities approved by the division
 2 of tobacco use prevention and control of the department of

3 public health as specified in the memorandum of understanding
4 entered into between the divisions.

5 (b) For the fiscal year beginning July 1, 2019, and ending
6 June 30, 2020, the terms of the memorandum of understanding,
7 entered into between the division of tobacco use prevention
8 and control of the department of public health and the
9 alcoholic beverages division of the department of commerce,
10 governing compliance checks conducted to ensure licensed retail
11 tobacco outlet conformity with tobacco laws, regulations, and
12 ordinances relating to persons under 18 years of age, shall
13 continue to restrict the number of such checks to one check per
14 retail outlet, and one additional check for any retail outlet
15 found to be in violation during the first check.

16 b.(1) Of the funds appropriated in this subsection,
17 \$21,089,000 shall be used for problem gambling and
18 substance-related disorder prevention, treatment, and recovery
19 services, including a 24-hour helpline, public information
20 resources, professional training, youth prevention, and program
21 evaluation.

22 (2) Of the amount allocated under this paragraph, \$306,000
23 shall be utilized by the department of public health, in
24 collaboration with the department of human services, to support
25 establishment and maintenance of a single statewide 24-hour
26 crisis hotline for the Iowa children’s behavioral health system
27 that incorporates warmline services which may be provided
28 through expansion of existing capabilities maintained by the
29 department of public health as required pursuant to 2018 Iowa
30 Acts, chapter 1056, section 16.

31 c. The requirement of section 123.17, subsection 5, is met
32 by the appropriations and allocations made in this division of
33 this Act for purposes of substance-related disorder treatment
34 and addictive disorders for the fiscal year beginning July 1,
35 2019.

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1 2. HEALTHY CHILDREN AND FAMILIES

2 For promoting the optimum health status for children and
3 adolescents from birth through 21 years of age, and families,
4 and for not more than the following full-time equivalent
5 positions:

6	\$ 5,817,057
7	FTEs 14.00

8 a. Of the funds appropriated in this subsection, not more
9 than \$734,000 shall be used for the healthy opportunities for
10 parents to experience success (HOPES)-healthy families Iowa
11 (HFI) program established pursuant to section 135.106. The
12 funding shall be distributed to renew the grants that were
13 provided to the grantees that operated the program during the
14 fiscal year ending June 30, 2018. However, the department
15 shall issue a request for proposals and distribute grants to
16 the grantees selected to operate the program no later than

17 January 1, 2020. The department shall not retain any portion
18 of the allocation under this paragraph for administrative
19 costs.

20 b. In order to implement the legislative intent stated
21 in sections 135.106 and 256I.9, priority for home visitation
22 program funding shall be given to programs using evidence-based
23 or promising models for home visitation.

24 c. Of the funds appropriated in this subsection, \$3,075,000
25 shall be used for continuation of the department's initiative
26 to provide for adequate developmental surveillance and
27 screening during a child's first five years. The funds shall
28 be used first to fully fund the current sites to ensure that
29 the sites are fully operational, with the remaining funds
30 to be used for expansion to additional sites. The full
31 implementation and expansion shall include enhancing the scope
32 of the initiative through collaboration with the child health
33 specialty clinics to promote healthy child development through
34 early identification and response to both biomedical and social
35 determinants of healthy development; by monitoring child

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1 health metrics to inform practice, document long-term health
2 impacts and savings, and provide for continuous improvement
3 through training, education, and evaluation; and by providing
4 for practitioner consultation particularly for children with
5 behavioral conditions and needs. The department of public
6 health shall also collaborate with the Iowa Medicaid enterprise
7 and the child health specialty clinics to integrate the
8 activities of the first five initiative into the establishment
9 of patient-centered medical homes, community utilities,
10 accountable care organizations, and other integrated care
11 models developed to improve health quality and population
12 health while reducing health care costs. To the maximum extent
13 possible, funding allocated in this paragraph shall be utilized
14 as matching funds for medical assistance program reimbursement.

15 d. Of the funds appropriated in this subsection, \$64,000
16 shall be distributed to a statewide dental carrier to provide
17 funds to continue the donated dental services program patterned
18 after the projects developed by the lifeline network to provide
19 dental services to indigent individuals who are elderly or with
20 disabilities.

21 e. Of the funds appropriated in this subsection, \$156,000
22 shall be used to provide audiological services and hearing aids
23 for children.

24 f. Of the funds appropriated in this subsection, \$23,000 is
25 transferred to the university of Iowa college of dentistry for
26 provision of primary dental services to children. State funds
27 shall be matched on a dollar-for-dollar basis. The university
28 of Iowa college of dentistry shall coordinate efforts with the
29 department of public health, oral and health delivery system
30 bureau, to provide dental care to underserved populations

31 throughout the state.
 32 g. Of the funds appropriated in this subsection, \$50,000
 33 shall be used to address youth suicide prevention.
 34 h. Of the funds appropriated in this subsection, \$40,000
 35 shall be used to support the Iowa effort to address the survey

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1 of children who experience adverse childhood experiences known
 2 as ACEs.

3 i. Of the funds appropriated in this subsection, up to
 4 \$494,000 shall be used for childhood obesity prevention.

5 3. CHRONIC CONDITIONS

6 For serving individuals identified as having chronic
 7 conditions or special health care needs, and for not more than
 8 the following full-time equivalent positions:

9 \$ 4,223,519
 10 FTEs 9.00

11 a. Of the funds appropriated in this subsection, \$153,000
 12 shall be used for grants to individual patients who have an
 13 inherited metabolic disorder to assist with the costs of
 14 medically necessary foods and formula.

15 b. Of the funds appropriated in this subsection, \$1,055,000
 16 shall be used for the brain injury services program pursuant
 17 to section 135.22B, including \$861,000 for contracting with an
 18 existing nationally affiliated and statewide organization whose
 19 purpose is to educate, serve, and support Iowans with brain
 20 injury and their families, for resource facilitator services
 21 in accordance with section 135.22B, subsection 9, and for
 22 contracting to enhance brain injury training and recruitment
 23 of service providers on a statewide basis. Of the amount
 24 allocated in this paragraph, \$95,000 shall be used to fund
 25 one full-time equivalent position to serve as the state brain
 26 injury services program manager.

27 c. Of the funds appropriated in this subsection, \$144,000
 28 shall be used for the public purpose of continuing to contract
 29 with an existing nationally affiliated organization to provide
 30 education, client-centered programs, and client and family
 31 support for people living with epilepsy and their families.
 32 The amount allocated in this paragraph in excess of \$50,000
 33 shall be matched dollar-for-dollar by the organization
 34 specified. Funds allocated under this paragraph shall be
 35 distributed in their entirety for the purpose specified on July

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1 1, 2019.

2 d. Of the funds appropriated in this subsection, \$809,000
 3 shall be used for child health specialty clinics.

4 e. Of the funds appropriated in this subsection, \$384,000
 5 shall be used by the regional autism assistance program
 6 established pursuant to section 256.35, and administered by

7 the child health specialty clinic located at the university of
 8 Iowa hospitals and clinics. The funds shall be used to enhance
 9 interagency collaboration and coordination of educational,
 10 medical, and other human services for persons with autism,
 11 their families, and providers of services, including delivering
 12 regionalized services of care coordination, family navigation,
 13 and integration of services through the statewide system of
 14 regional child health specialty clinics and fulfilling other
 15 requirements as specified in chapter 225D. The university of
 16 Iowa shall not receive funds allocated under this paragraph for
 17 indirect costs associated with the regional autism assistance
 18 program.

19 f. Of the funds appropriated in this subsection, \$577,000
 20 shall be used for the comprehensive cancer control program to
 21 reduce the burden of cancer in Iowa through prevention, early
 22 detection, effective treatment, and ensuring quality of life.
 23 Of the funds allocated in this paragraph "f", \$150,000 shall
 24 be used to support a melanoma research symposium, a melanoma
 25 biorepository and registry, basic and translational melanoma
 26 research, and clinical trials.

27 g. Of the funds appropriated in this subsection, \$97,000
 28 shall be used for cervical and colon cancer screening, and
 29 \$177,000 shall be used to enhance the capacity of the cervical
 30 cancer screening program to include provision of recommended
 31 prevention and early detection measures to a broader range of
 32 low-income women.

33 h. Of the funds appropriated in this subsection, \$506,000
 34 shall be used for the center for congenital and inherited
 35 disorders.

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1 4. COMMUNITY CAPACITY

2 For strengthening the health care delivery system at the
 3 local level, and for not more than the following full-time
 4 equivalent positions:

5	\$ 5,594,677
6	FTEs 13.00

7 a. Of the funds appropriated in this subsection, \$95,000
 8 is allocated for continuation of the child vision screening
 9 program implemented through the university of Iowa hospitals
 10 and clinics in collaboration with early childhood Iowa areas.
 11 The program shall submit a report to the department regarding
 12 the use of funds allocated under this paragraph "a". The
 13 report shall include the objectives and results for the
 14 program year including the target population and how the funds
 15 allocated assisted the program in meeting the objectives; the
 16 number, age, and location within the state of individuals
 17 served; the type of services provided to the individuals
 18 served; the distribution of funds based on service provided;
 19 and the continuing needs of the program.

20 b. Of the funds appropriated in this subsection,

21 \$48,000 shall be used for a grant to a statewide association
22 of psychologists, that is affiliated with the American
23 psychological association, to be used for continuation of a
24 program to rotate intern psychologists in placements in urban
25 and rural mental health professional shortage areas. For the
26 purposes of this paragraph “b”, “mental health professional
27 shortage area” means a geographic area in this state that has
28 been designated by the United States department of health and
29 human services, health resources and services administration,
30 bureau of health professionals, as having a shortage of mental
31 health professionals.

32 c. Of the funds appropriated in this subsection, the
33 following amounts are allocated to be used as follows
34 to support the goals of increased access, health system
35 integration, and engagement:

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1 (1) Not less than \$600,000 is allocated to the Iowa
2 prescription drug corporation for continuation of the
3 pharmaceutical infrastructure for safety net providers as
4 described in 2007 Iowa Acts, chapter 218, section 108, and for
5 the prescription drug donation repository program created in
6 chapter 135M. Funds allocated under this subparagraph shall
7 be distributed in their entirety for the purpose specified on
8 July 1, 2019.

9 (2) Not less than \$334,000 is allocated to free clinics and
10 free clinics of Iowa for necessary infrastructure, statewide
11 coordination, provider recruitment, service delivery, and
12 provision of assistance to patients in securing a medical home
13 inclusive of oral health care. Funds allocated under this
14 subparagraph shall be distributed in their entirety for the
15 purpose specified on July 1, 2019.

16 (3) Not less than \$25,000 is allocated to the Iowa
17 association of rural health clinics for necessary
18 infrastructure and service delivery transformation. Funds
19 allocated under this subparagraph shall be distributed in their
20 entirety for the purpose specified on July 1, 2019.

21 (4) Not less than \$225,000 is allocated to the Polk county
22 medical society for continuation of the safety net provider
23 patient access to specialty health care initiative as described
24 in 2007 Iowa Acts, chapter 218, section 109. Funds allocated
25 under this subparagraph shall be distributed in their entirety
26 for the purpose specified on July 1, 2019.

27 d. Of the funds appropriated in this subsection, \$191,000
28 is allocated for the purposes of health care and public health
29 workforce initiatives.

30 e. Of the funds appropriated in this subsection, \$96,000
31 shall be used for a matching dental education loan repayment
32 program to be allocated to a dental nonprofit health service
33 corporation to continue to develop the criteria and implement
34 the loan repayment program.

35 f. Of the funds appropriated in this subsection, \$100,000

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1 shall be used for the purposes of the Iowa donor registry as
2 specified in section 142C.18.

3 g. Of the funds appropriated in this subsection, \$96,000
4 shall be used for continuation of a grant to a nationally
5 affiliated volunteer eye organization that has an established
6 program for children and adults and that is solely dedicated to
7 preserving sight and preventing blindness through education,
8 nationally certified vision screening and training, and
9 community and patient service programs. The contractor shall
10 submit a report to the individuals identified in this Act for
11 submission of reports regarding the use of funds allocated
12 under this paragraph "g". The report shall include the
13 objectives and results for the program year including the
14 target population and how the funds allocated assisted the
15 program in meeting the objectives; the number, age, grade level
16 if appropriate, and location within the state of individuals
17 served; the type of services provided to the individuals
18 served; the distribution of funds based on services provided;
19 and the continuing needs of the program.

20 h. Of the funds appropriated in this subsection, \$2,000,000
21 shall be deposited in the medical residency training account
22 created in section 135.175, subsection 5, paragraph "a", and
23 is appropriated from the account to the department of public
24 health to be used for the purposes of the medical residency
25 training state matching grants program as specified in section
26 135.176.

27 i. Of the funds appropriated in this subsection, \$250,000
28 shall be used for the public purpose of providing funding to
29 Des Moines university to continue a provider education project
30 to provide primary care physicians with the training and skills
31 necessary to recognize the signs of mental illness in patients.

32 j. Of the funds appropriated in this subsection, \$400,000
33 shall be used for rural psychiatric residencies to support the
34 annual creation and training of four psychiatric residents who
35 will provide mental health services in underserved areas of the

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1 state.

2 k. Of the funds appropriated in this subsection, \$150,000
3 shall be used for psychiatric training to increase access to
4 mental health care services by expanding the mental health
5 workforce via training of additional physician assistants and
6 nurse practitioners.

7 **5. ESSENTIAL PUBLIC HEALTH SERVICES**

8 To provide public health services that reduce risks and
9 invest in promoting and protecting good health over the
10 course of a lifetime with a priority given to older Iowans and

11 vulnerable populations:

12 \$ 7,662,464

13 6. INFECTIOUS DISEASES

14 For reducing the incidence and prevalence of communicable
15 diseases, and for not more than the following full-time
16 equivalent positions:

17 \$ 1,796,426

18 FTEs 4.00

19 7. PUBLIC PROTECTION

20 For protecting the health and safety of the public through
21 establishing standards and enforcing regulations, and for not
22 more than the following full-time equivalent positions:

23 \$ 4,093,383

24 FTEs 142.00

25 a. Of the funds appropriated in this subsection, not more
26 than \$304,000 shall be credited to the emergency medical
27 services fund created in section 135.25. Moneys in the
28 emergency medical services fund are appropriated to the
29 department to be used for the purposes of the fund.

30 b. Of the funds appropriated in this subsection, up
31 to \$243,000 shall be used for sexual violence prevention
32 programming through a statewide organization representing
33 programs serving victims of sexual violence through the
34 department's sexual violence prevention program, and for
35 continuation of a training program for sexual assault

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1 response team (SART) members, including representatives of
2 law enforcement, victim advocates, prosecutors, and certified
3 medical personnel. However, the department shall issue
4 a request for proposals and execute a contract with the
5 contractor selected to provide the programming and training
6 as specified in this paragraph no later than January 1, 2020.
7 The amount allocated in this paragraph "b" shall not be used
8 to supplant funding administered for other sexual violence
9 prevention or victims assistance programs. The department
10 shall not retain any portion of the allocation under this
11 paragraph for administrative costs.

12 c. Of the funds appropriated in this subsection, up to
13 \$500,000 shall be used for the state poison control center.
14 Pursuant to the directive under 2014 Iowa Acts, chapter
15 1140, section 102, the federal matching funds available to
16 the state poison control center from the department of human
17 services under the federal Children's Health Insurance Program
18 Reauthorization Act allotment shall be subject to the federal
19 administrative cap rule of 10 percent applicable to funding
20 provided under Tit. XXI of the federal Social Security Act and
21 included within the department's calculations of the cap.

22 d. Of the funds appropriated in this subsection, up to
23 \$504,000 shall be used for childhood lead poisoning provisions.

24 8. RESOURCE MANAGEMENT

25 For establishing and sustaining the overall ability of the
26 department to deliver services to the public, and for not more
27 than the following full-time equivalent positions:

28	\$	971,215
29	FTEs	4.00

30 9. MISCELLANEOUS PROVISIONS

31 a. The university of Iowa hospitals and clinics under
32 the control of the state board of regents shall not receive
33 indirect costs from the funds appropriated in this section.
34 The university of Iowa hospitals and clinics billings to the
35 department shall be on at least a quarterly basis.

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1 b. The department of public health shall collaborate
2 with applicable stakeholders to review the allocations,
3 grants, and other distributions of funds appropriated under
4 this division of this Act and shall submit a report to the
5 individuals identified in this Act for submission of reports by
6 December 15, 2019, regarding a proposal for the distribution
7 of funds that more clearly reflects the department’s stated
8 priorities and goals, provides increased flexibility in the
9 distribution of funds to meet these priorities and goals, and
10 ensures stakeholder accountability and a discernable return on
11 investment.

12 Sec. 4.CONTRACTED SERVICES — PROHIBITED USE OF GENERAL
13 FUND MONEYS FOR LOBBYING.

14 1. The department shall submit a report to the individuals
15 identified in this Act for submission of reports by January 1,
16 2020, regarding the outcomes of any program or activity for
17 which funding is appropriated or allocated from the general
18 fund of the state to the department under this division of
19 this Act, and for which a request for proposals process is
20 specifically required.

21 2. The department shall incorporate into the general
22 conditions applicable to all award documents involving funding
23 appropriated or allocated from the general fund of the state to
24 the department under this division of this Act, a prohibition
25 against the use of such funding for the compensation of a
26 lobbyist. For the purposes of this section, “lobbyist” means
27 the same as defined in section 68B.2; however, “lobbyist”
28 does not include a person employed by a state agency of the
29 executive branch of state government who represents the agency
30 relative to the passage, defeat, approval, or modification of
31 legislation that is being considered by the general assembly.

32 DIVISION IV

33 DEPARTMENT OF VETERANS AFFAIRS — FY 2019-2020

34 Sec. 5.DEPARTMENT OF VETERANS AFFAIRS. There is
35 appropriated from the general fund of the state to the

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1 department of veterans affairs for the fiscal year beginning
2 July 1, 2019, and ending June 30, 2020, the following amounts,
3 or so much thereof as is necessary, to be used for the purposes
4 designated:

5 1. DEPARTMENT OF VETERANS AFFAIRS ADMINISTRATION

6 For salaries, support, maintenance, and miscellaneous
7 purposes, and for not more than the following full-time
8 equivalent positions:

9	\$ 1,225,500
10	FTEs 15.00

11 2. IOWA VETERANS HOME

12 For salaries, support, maintenance, and miscellaneous
13 purposes:

14	\$ 7,162,976
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15 a. The Iowa veterans home billings involving the department
16 of human services shall be submitted to the department on at
17 least a monthly basis.

18 b. Within available resources and in conformance with
19 associated state and federal program eligibility requirements,
20 the Iowa veterans home may implement measures to provide
21 financial assistance to or on behalf of veterans or their
22 spouses who are participating in the community reentry program.

23 c. The Iowa veterans home expenditure report shall be
24 submitted monthly to the legislative services agency.

25 d. The Iowa veterans home shall continue to include in the
26 annual discharge report applicant information to provide for
27 the collection of demographic information including but not
28 limited to the number of individuals applying for admission and
29 admitted or denied admittance and the basis for the admission
30 or denial; the age, gender, and race of such individuals;
31 and the level of care for which such individuals applied for
32 admission including residential or nursing level of care.

33 3. HOME OWNERSHIP ASSISTANCE PROGRAM

34 For transfer to the Iowa finance authority for the
35 continuation of the home ownership assistance program for

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1 persons who are or were eligible members of the armed forces of
2 the United States, pursuant to section 16.54:

3	\$ 2,000,000
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4 Sec. 6.LIMITATION OF COUNTY COMMISSIONS OF VETERAN AFFAIRS

5 FUND STANDING APPROPRIATIONS. Notwithstanding the standing
6 appropriation in section 35A.16 for the fiscal year beginning
7 July 1, 2019, and ending June 30, 2020, the amount appropriated
8 from the general fund of the state pursuant to that section
9 for the following designated purposes shall not exceed the
10 following amount:

11 For the county commissions of veteran affairs fund under
12 section 35A.16:

13 \$ 990,000
 14 DIVISION V
 15 DEPARTMENT OF HUMAN SERVICES — FY 2019-2020
 16 Sec. 7.TEMPORARY ASSISTANCE FOR NEEDY FAMILIES BLOCK
 17 GRANT. There is appropriated from the fund created in section
 18 8.41 to the department of human services for the fiscal year
 19 beginning July 1, 2019, and ending June 30, 2020, from moneys
 20 received under the federal temporary assistance for needy
 21 families (TANF) block grant pursuant to the federal Personal
 22 Responsibility and Work Opportunity Reconciliation Act of 1996,
 23 Pub. L. No. 104-193, and successor legislation, the following
 24 amounts, or so much thereof as is necessary, to be used for the
 25 purposes designated:
 26 1. To be credited to the family investment program account
 27 and used for assistance under the family investment program
 28 under chapter 239B:
 29 \$ 4,524,006
 30 2. To be credited to the family investment program account
 31 and used for the job opportunities and basic skills (JOBS)
 32 program and implementing family investment agreements in
 33 accordance with chapter 239B:
 34 \$ 5,412,060
 35 3. To be used for the family development and

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1 self-sufficiency grant program in accordance with section
 2 216A.107:
 3 \$ 2,898,980
 4 Notwithstanding section 8.33, moneys appropriated in this
 5 subsection that remain unencumbered or unobligated at the close
 6 of the fiscal year shall not revert but shall remain available
 7 for expenditure for the purposes designated until the close of
 8 the succeeding fiscal year. However, unless such moneys are
 9 encumbered or obligated on or before September 30, 2020, the
 10 moneys shall revert.
 11 4. For field operations:
 12 \$ 31,296,232
 13 5. For general administration:
 14 \$ 3,744,000
 15 6. For state child care assistance:
 16 \$ 47,166,826
 17 a. Of the funds appropriated in this subsection,
 18 \$26,205,412 is transferred to the child care and development
 19 block grant appropriation made by the Eighty-eighth General
 20 Assembly, 2019 session, for the federal fiscal year beginning
 21 October 1, 2019, and ending September 30, 2020. Of this
 22 amount, \$200,000 shall be used for provision of educational
 23 opportunities to registered child care home providers in order
 24 to improve services and programs offered by this category
 25 of providers and to increase the number of providers. The
 26 department may contract with institutions of higher education

27 or child care resource and referral centers to provide
 28 the educational opportunities. Allowable administrative
 29 costs under the contracts shall not exceed 5 percent. The
 30 application for a grant shall not exceed two pages in length.
 31 b. Any funds appropriated in this subsection remaining
 32 unallocated shall be used for state child care assistance
 33 payments for families who are employed including but not
 34 limited to individuals enrolled in the family investment
 35 program.

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1 7. For child and family services:
 2 \$ 32,380,654
 3 8. For child abuse prevention grants:
 4 \$ 125,000
 5 9. For pregnancy prevention grants on the condition that
 6 family planning services are funded:
 7 \$ 1,913,203
 8 Pregnancy prevention grants shall be awarded to programs
 9 in existence on or before July 1, 2019, if the programs have
 10 demonstrated positive outcomes. Grants shall be awarded to
 11 pregnancy prevention programs which are developed after July
 12 1, 2019, if the programs are based on existing models that
 13 have demonstrated positive outcomes. Grants shall comply with
 14 the requirements provided in 1997 Iowa Acts, chapter 208,
 15 section 14, subsections 1 and 2, including the requirement that
 16 grant programs must emphasize sexual abstinence. Priority in
 17 the awarding of grants shall be given to programs that serve
 18 areas of the state which demonstrate the highest percentage of
 19 unplanned pregnancies of females of childbearing age within the
 20 geographic area to be served by the grant.
 21 10. For technology needs and other resources necessary
 22 to meet federal welfare reform reporting, tracking, and case
 23 management requirements:
 24 \$ 1,037,186
 25 11.a. Notwithstanding any provision to the contrary,
 26 including but not limited to requirements in section 8.41 or
 27 provisions in 2018 Iowa Acts or 2019 Iowa Acts regarding the
 28 receipt and appropriation of federal block grants, federal
 29 funds from the temporary assistance for needy families block
 30 grant received by the state and not otherwise appropriated
 31 in this section and remaining available for the fiscal year
 32 beginning July 1, 2019, are appropriated to the department of
 33 human services to the extent as may be necessary to be used in
 34 the following priority order: the family investment program,
 35 for state child care assistance program payments for families

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1 who are employed, and for the family investment program share
 2 of system costs for eligibility determination and related

3 functions. The federal funds appropriated in this paragraph
 4 "a" shall be expended only after all other funds appropriated
 5 in subsection 1 for assistance under the family investment
 6 program, in subsection 6 for state child care assistance, or
 7 in subsection 10 for technology costs related to the family
 8 investment program, as applicable, have been expended. For
 9 the purposes of this subsection, the funds appropriated in
 10 subsection 6, paragraph "a", for transfer to the child care
 11 and development block grant appropriation are considered fully
 12 expended when the full amount has been transferred.

13 b. The department shall, on a quarterly basis, advise the
 14 legislative services agency and department of management of
 15 the amount of funds appropriated in this subsection that was
 16 expended in the prior quarter.

17 12. Of the amounts appropriated in this section,
 18 \$12,962,008 for the fiscal year beginning July 1, 2019, is
 19 transferred to the appropriation of the federal social services
 20 block grant made to the department of human services for that
 21 fiscal year.

22 13. For continuation of the program providing categorical
 23 eligibility for the food assistance program as specified
 24 for the program in the section of this division of this Act
 25 relating to the family investment program account:

26 \$ 14,236

27 14. The department may transfer funds allocated in this
 28 section to the appropriations made in this division of this Act
 29 for the same fiscal year for general administration and field
 30 operations for resources necessary to implement and operate the
 31 services referred to in this section and those funded in the
 32 appropriation made in this division of this Act for the same
 33 fiscal year for the family investment program from the general
 34 fund of the state.

35 15. With the exception of moneys allocated under this

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1 section for the family development and self-sufficiency grant
 2 program, to the extent moneys allocated in this section are
 3 deemed by the department not to be necessary to support the
 4 purposes for which they are allocated, such moneys may be
 5 used in the same fiscal year for any other purpose for which
 6 funds are allocated in this section or in section 8 of this
 7 division for the family investment program account. If there
 8 are conflicting needs, priority shall first be given to the
 9 family investment program account as specified under subsection
 10 1 of this section and used for the purposes of assistance under
 11 the family investment program in accordance with chapter 239B,
 12 followed by state child care assistance program payments for
 13 families who are employed, followed by other priorities as
 14 specified by the department.

15 Sec. 8.FAMILY INVESTMENT PROGRAM ACCOUNT.

16 1. Moneys credited to the family investment program (FIP)

17 account for the fiscal year beginning July 1, 2019, and
18 ending June 30, 2020, shall be used to provide assistance in
19 accordance with chapter 239B.

20 2. The department may use a portion of the moneys credited
21 to the FIP account under this section as necessary for
22 salaries, support, maintenance, and miscellaneous purposes.

23 3. The department may transfer funds allocated in
24 subsection 4, excluding the allocation under subsection 4,
25 paragraph "b", to the appropriations made in this division of
26 this Act for the same fiscal year for general administration
27 and field operations for resources necessary to implement
28 and operate the services referred to in this section and
29 those funded in the appropriations made in section 7 for the
30 temporary assistance for needy families block grant and in
31 section 9 for the family investment program from the general
32 fund of the state in this division of this Act for the same
33 fiscal year.

34 4. Moneys appropriated in this division of this Act and
35 credited to the FIP account for the fiscal year beginning July

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1 1, 2019, and ending June 30, 2020, are allocated as follows:

2 a. To be retained by the department of human services to
3 be used for coordinating with the department of human rights
4 to more effectively serve participants in FIP and other shared
5 clients and to meet federal reporting requirements under the
6 federal temporary assistance for needy families block grant:
7 \$ 20,000

8 b. To the department of human rights for staffing,
9 administration, and implementation of the family development
10 and self-sufficiency grant program in accordance with section
11 216A.107:
12 \$ 6,192,834

13 (1) Of the funds allocated for the family development
14 and self-sufficiency grant program in this paragraph "b",
15 not more than 5 percent of the funds shall be used for the
16 administration of the grant program.

17 (2) The department of human rights may continue to implement
18 the family development and self-sufficiency grant program
19 statewide during fiscal year 2019-2020.

20 (3) The department of human rights may engage in activities
21 to strengthen and improve family outcomes measures and
22 data collection systems under the family development and
23 self-sufficiency grant program.

24 c. For the diversion subaccount of the FIP account:
25 \$ 815,000

26 A portion of the moneys allocated for the diversion
27 subaccount may be used for field operations, salaries, data
28 management system development, and implementation costs and
29 support deemed necessary by the director of human services
30 in order to administer the FIP diversion program. To the

31 extent moneys allocated in this paragraph “c” are deemed by the
 32 department not to be necessary to support diversion activities,
 33 such moneys may be used for other efforts intended to increase
 34 engagement by family investment program participants in work,
 35 education, or training activities, or for the purposes of

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1 assistance under the family investment program in accordance
 2 with chapter 239B.
 3 d. For the food assistance employment and training program:
 4 \$ 66,588
 5 (1) The department shall apply the federal supplemental
 6 nutrition assistance program (SNAP) employment and training
 7 state plan in order to maximize to the fullest extent permitted
 8 by federal law the use of the 50 percent federal reimbursement
 9 provisions for the claiming of allowable federal reimbursement
 10 funds from the United States department of agriculture
 11 pursuant to the federal SNAP employment and training program
 12 for providing education, employment, and training services
 13 for eligible food assistance program participants, including
 14 but not limited to related dependent care and transportation
 15 expenses.
 16 (2) The department shall continue the categorical federal
 17 food assistance program eligibility at 160 percent of the
 18 federal poverty level and continue to eliminate the asset test
 19 from eligibility requirements, consistent with federal food
 20 assistance program requirements. The department shall include
 21 as many food assistance households as is allowed by federal
 22 law. The eligibility provisions shall conform to all federal
 23 requirements including requirements addressing individuals who
 24 are incarcerated or otherwise ineligible.

25 e. For the JOBS program:
 26 \$ 12,018,258
 27 5. Of the child support collections assigned under FIP,
 28 an amount equal to the federal share of support collections
 29 shall be credited to the child support recovery appropriation
 30 made in this division of this Act. Of the remainder of the
 31 assigned child support collections received by the child
 32 support recovery unit, a portion shall be credited to the FIP
 33 account, a portion may be used to increase recoveries, and a
 34 portion may be used to sustain cash flow in the child support
 35 payments account. If as a consequence of the appropriations

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1 and allocations made in this section the resulting amounts
 2 are insufficient to sustain cash assistance payments and meet
 3 federal maintenance of effort requirements, the department
 4 shall seek supplemental funding. If child support collections
 5 assigned under FIP are greater than estimated or are otherwise
 6 determined not to be required for maintenance of effort, the

7 state share of either amount may be transferred to or retained
8 in the child support payments account.

9 6. The department may adopt emergency rules for the family
10 investment, JOBS, food assistance, and medical assistance
11 programs if necessary to comply with federal requirements.

12 Sec. 9.FAMILY INVESTMENT PROGRAM GENERAL FUND. There
13 is appropriated from the general fund of the state to the
14 department of human services for the fiscal year beginning July
15 1, 2019, and ending June 30, 2020, the following amount, or
16 so much thereof as is necessary, to be used for the purpose
17 designated:

18 To be credited to the family investment program (FIP)
19 account and used for family investment program assistance under
20 chapter 239B:

21 \$ 40,365,037

22 1. Of the funds appropriated in this section, \$6,606,198 is
23 allocated for the JOBS program.

24 2. Of the funds appropriated in this section, \$3,313,854 is
25 allocated for the family development and self-sufficiency grant
26 program.

27 3.a. Notwithstanding section 8.39, for the fiscal
28 year beginning July 1, 2019, if necessary to meet federal
29 maintenance of effort requirements or to transfer federal
30 temporary assistance for needy families block grant funding
31 to be used for purposes of the federal social services block
32 grant or to meet cash flow needs resulting from delays in
33 receiving federal funding or to implement, in accordance with
34 this division of this Act, activities currently funded with
35 juvenile court services, county, or community moneys and state

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1 moneys used in combination with such moneys; to comply with
2 federal requirements; or to maximize the use of federal funds;
3 the department of human services may transfer funds within or
4 between any of the appropriations made in this division of this
5 Act and appropriations in law for the federal social services
6 block grant to the department for the following purposes,
7 provided that the combined amount of state and federal
8 temporary assistance for needy families block grant funding
9 for each appropriation remains the same before and after the
10 transfer:

- 11 (1) For the family investment program.
- 12 (2) For state child care assistance.
- 13 (3) For child and family services.
- 14 (4) For field operations.
- 15 (5) For general administration.

16 b. This subsection shall not be construed to prohibit the
17 use of existing state transfer authority for other purposes.
18 The department shall report any transfers made pursuant to this
19 subsection to the legislative services agency.

20 4. Of the funds appropriated in this section, \$195,000 shall

21 be used for continuation of a grant to an Iowa-based nonprofit
 22 organization with a history of providing tax preparation
 23 assistance to low-income Iowans in order to expand the usage
 24 of the earned income tax credit. The purpose of the grant is
 25 to supply this assistance to underserved areas of the state.
 26 However, the department shall issue a request for proposals and
 27 execute a contract with the contractor selected to administer
 28 the program no later than January 1, 2020. The department
 29 shall not retain any portion of the allocation under this
 30 subsection for administrative costs.

31 5. Of the funds appropriated in this section, \$70,000 shall
 32 be used for the continuation of the parenting program, as
 33 specified in 441 IAC ch. 100, relating to parental obligations,
 34 in which the child support recovery unit participates, to
 35 support the efforts of a nonprofit organization committed

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1 to strengthening the community through youth development,
 2 healthy living, and social responsibility headquartered in
 3 a county with a population over 350,000 according to the
 4 latest certified federal census. The funds allocated in this
 5 subsection shall be used by the recipient organization to
 6 partners a larger community effort, through public and private
 7 partnerships, to support a broad-based multi-county parenthood
 8 initiative that promotes payment of child support obligations,
 9 improved family relationships, and full-time employment.

10 6. The department may transfer funds appropriated in this
 11 section, excluding the allocation in subsection 2 for the
 12 family development and self-sufficiency grant program, to the
 13 appropriations made in this division of this Act for general
 14 administration and field operations as necessary to administer
 15 this section, section 7 for the temporary assistance for needy
 16 families block grant, and section 8 for the family investment
 17 program account.

18 Sec. 10.CHILD SUPPORT RECOVERY. There is appropriated
 19 from the general fund of the state to the department of human
 20 services for the fiscal year beginning July 1, 2019, and ending
 21 June 30, 2020, the following amount, or so much thereof as is
 22 necessary, to be used for the purposes designated:

23 For child support recovery, including salaries, support,
 24 maintenance, and miscellaneous purposes, and for not more than
 25 the following full-time equivalent positions:

26	\$ 14,749,368
27	FTEs 459.00

28 1. The department shall expend up to \$24,000, including
 29 federal financial participation, for the fiscal year beginning
 30 July 1, 2019, for a child support public awareness campaign.
 31 The department and the office of the attorney general shall
 32 cooperate in continuation of the campaign. The public
 33 awareness campaign shall emphasize, through a variety of
 34 media activities, the importance of maximum involvement of

35 both parents in the lives of their children as well as the

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1 importance of payment of child support obligations.

2 2. Federal access and visitation grant moneys shall be
3 issued directly to private not-for-profit agencies that provide
4 services designed to increase compliance with the child access
5 provisions of court orders, including but not limited to
6 neutral visitation sites and mediation services.

7 3. The appropriation made to the department for child
8 support recovery may be used throughout the fiscal year in the
9 manner necessary for purposes of cash flow management, and for
10 cash flow management purposes the department may temporarily
11 draw more than the amount appropriated, provided the amount
12 appropriated is not exceeded at the close of the fiscal year.

13 Sec. 11.HEALTH CARE TRUST FUND — MEDICAL ASSISTANCE —
14 FY 2019-2020. Any funds remaining in the health care trust
15 fund created in section 453A.35A for the fiscal year beginning
16 July 1, 2019, and ending June 30, 2020, are appropriated to
17 the department of human services to supplement the medical
18 assistance program appropriations made in this division of this
19 Act, for medical assistance reimbursement and associated costs,
20 including program administration and costs associated with
21 program implementation.

22 Sec. 12.MEDICAID FRAUD FUND — MEDICAL ASSISTANCE — FY
23 2019-2020. Any funds remaining in the Medicaid fraud fund
24 created in section 249A.50 for the fiscal year beginning
25 July 1, 2019, and ending June 30, 2020, are appropriated to
26 the department of human services to supplement the medical
27 assistance appropriations made in this division of this Act,
28 for medical assistance reimbursement and associated costs,
29 including program administration and costs associated with
30 program implementation.

31 Sec. 13.MEDICAL ASSISTANCE. There is appropriated from the
32 general fund of the state to the department of human services
33 for the fiscal year beginning July 1, 2019, and ending June 30,
34 2020, the following amount, or so much thereof as is necessary,
35 to be used for the purpose designated:

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1 For medical assistance program reimbursement and associated
2 costs as specifically provided in the reimbursement
3 methodologies in effect on June 30, 2019, except as otherwise
4 expressly authorized by law, consistent with options under
5 federal law and regulations, and contingent upon receipt of
6 approval from the office of the governor of reimbursement for
7 each abortion performed under the program:
8 \$ 1,427,379,707

9 1. Iowans support reducing the number of abortions
10 performed in our state. Funds appropriated under this section

11 shall not be used for abortions, unless otherwise authorized
12 under this section.

13 2. The provisions of this section relating to abortions
14 shall also apply to the Iowa health and wellness plan created
15 pursuant to chapter 249N.

16 3. The department shall utilize not more than \$60,000 of
17 the funds appropriated in this section to continue the AIDS/HIV
18 health insurance premium payment program as established in 1992
19 Iowa Acts, Second Extraordinary Session, chapter 1001, section
20 409, subsection 6. Of the funds allocated in this subsection,
21 not more than \$5,000 may be expended for administrative
22 purposes.

23 4. Of the funds appropriated in this Act to the department
24 of public health for addictive disorders, \$950,000 for
25 the fiscal year beginning July 1, 2019, is transferred
26 to the department of human services for an integrated
27 substance-related disorder managed care system. The
28 departments of human services and public health shall
29 work together to maintain the level of mental health and
30 substance-related disorder treatment services provided by the
31 managed care contractors. Each department shall take the steps
32 necessary to continue the federal waivers as necessary to
33 maintain the level of services.

34 5.a. The department shall aggressively pursue options for
35 providing medical assistance or other assistance to individuals

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1 with special needs who become ineligible to continue receiving
2 services under the early and periodic screening, diagnostic,
3 and treatment program under the medical assistance program
4 due to becoming 21 years of age who have been approved for
5 additional assistance through the department's exception to
6 policy provisions, but who have health care needs in excess
7 of the funding available through the exception to policy
8 provisions.

9 b. Of the funds appropriated in this section, \$100,000
10 shall be used for participation in one or more pilot projects
11 operated by a private provider to allow the individual or
12 individuals to receive service in the community in accordance
13 with principles established in *Olmstead v. L.C.*, 527 U.S. 581
14 (1999), for the purpose of providing medical assistance or
15 other assistance to individuals with special needs who become
16 ineligible to continue receiving services under the early and
17 periodic screening, diagnostic, and treatment program under
18 the medical assistance program due to becoming 21 years of
19 age who have been approved for additional assistance through
20 the department's exception to policy provisions, but who have
21 health care needs in excess of the funding available through
22 the exception to the policy provisions.

23 6. Of the funds appropriated in this section, up to
24 \$3,050,082 may be transferred to the field operations or

25 general administration appropriations in this division of this
26 Act for operational costs associated with Part D of the federal
27 Medicare Prescription Drug Improvement and Modernization Act
28 of 2003, Pub. L. No. 108-173.

29 7. Of the funds appropriated in this section, up to \$442,100
30 may be transferred to the appropriation in this division
31 of this Act for medical contracts to be used for clinical
32 assessment services and prior authorization of services.

33 8. A portion of the funds appropriated in this section
34 may be transferred to the appropriations in this division of
35 this Act for general administration, medical contracts, the

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1 children's health insurance program, or field operations to be
2 used for the state match cost to comply with the payment error
3 rate measurement (PERM) program for both the medical assistance
4 and children's health insurance programs as developed by the
5 centers for Medicare and Medicaid services of the United States
6 department of health and human services to comply with the
7 federal Improper Payments Information Act of 2002, Pub. L.
8 No. 107-300, and to support other reviews and quality control
9 activities to improve the integrity of these programs.

10 9. The department shall continue to implement the
11 recommendations of the assuring better child health and
12 development initiative II (ABCDII) clinical panel to the
13 Iowa early and periodic screening, diagnostic, and treatment
14 services healthy mental development collaborative board
15 regarding changes to billing procedures, codes, and eligible
16 service providers.

17 10. Of the funds appropriated in this section, a sufficient
18 amount is allocated to supplement the incomes of residents of
19 nursing facilities, intermediate care facilities for persons
20 with mental illness, and intermediate care facilities for
21 persons with an intellectual disability, with incomes of less
22 than \$50 in the amount necessary for the residents to receive a
23 personal needs allowance of \$50 per month pursuant to section
24 249A.30A.

25 11.a. Hospitals that meet the conditions specified
26 in subparagraphs (1) and (2) shall either certify public
27 expenditures or transfer to the medical assistance program
28 an amount equal to provide the nonfederal share for a
29 disproportionate share hospital payment in an amount up to the
30 hospital-specific limit as approved in the Medicaid state plan.
31 The hospitals that meet the conditions specified shall receive
32 and retain 100 percent of the total disproportionate share
33 hospital payment in an amount up to the hospital-specific limit
34 as approved in the Medicaid state plan.

35 (1) The hospital qualifies for disproportionate share and

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1 graduate medical education payments.

2 (2) The hospital is an Iowa state-owned hospital with more
3 than 500 beds and eight or more distinct residency specialty
4 or subspecialty programs recognized by the American college of
5 graduate medical education.

6 b. Distribution of the disproportionate share payments
7 shall be made on a monthly basis. The total amount of
8 disproportionate share payments including graduate medical
9 education, enhanced disproportionate share, and Iowa
10 state-owned teaching hospital payments shall not exceed the
11 amount of the state's allotment under Pub. L. No. 102-234.
12 In addition, the total amount of all disproportionate
13 share payments shall not exceed the hospital-specific
14 disproportionate share limits under Pub. L. No. 103-66.

15 12. One hundred percent of the nonfederal share of payments
16 to area education agencies that are medical assistance
17 providers for medical assistance-covered services provided to
18 medical assistance-covered children, shall be made from the
19 appropriation made in this section.

20 13. A portion of the funds appropriated in this section
21 may be transferred to the appropriation in this division of
22 this Act for medical contracts to be used for administrative
23 activities associated with the money follows the person
24 demonstration project.

25 14. Of the funds appropriated in this section, \$349,011
26 shall be used for the administration of the health insurance
27 premium payment program, including salaries, support,
28 maintenance, and miscellaneous purposes.

29 15.a. The department may increase the amounts allocated
30 for salaries, support, maintenance, and miscellaneous purposes
31 associated with the medical assistance program, as necessary,
32 to sustain cost management efforts. The department shall
33 report any such increase to the legislative services agency and
34 the department of management.

35 b. If the savings to the medical assistance program from

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1 ongoing cost management efforts exceed the associated cost
2 for the fiscal year beginning July 1, 2019, the department
3 may transfer any savings generated for the fiscal year due
4 to medical assistance program cost management efforts to the
5 appropriation made in this division of this Act for medical
6 contracts or general administration to defray the costs
7 associated with implementing the efforts.

8 16. For the fiscal year beginning July 1, 2019, and ending
9 June 30, 2020, the replacement generation tax revenues required
10 to be deposited in the property tax relief fund pursuant to
11 section 437A.8, subsection 4, paragraph "d", and section
12 437A.15, subsection 3, paragraph "f", shall instead be credited

13 to and supplement the appropriation made in this section and
14 used for the allocations made in this section.

15 17.a. Of the funds appropriated in this section, up
16 to \$50,000 may be transferred by the department to the
17 appropriation made in this division of this Act to the
18 department for the same fiscal year for general administration
19 to be used for associated administrative expenses and for not
20 more than one full-time equivalent position, in addition to
21 those authorized for the same fiscal year, to be assigned to
22 implementing the children's mental health home project.

23 b. Of the funds appropriated in this section, up to \$400,000
24 may be transferred by the department to the appropriation made
25 to the department in this division of this Act for the same
26 fiscal year for Medicaid program-related general administration
27 planning and implementation activities. The funds may be used
28 for contracts or for personnel in addition to the amounts
29 appropriated for and the positions authorized for general
30 administration for the fiscal year.

31 c. Of the funds appropriated in this section, up to
32 \$3,000,000 may be transferred by the department to the
33 appropriations made in this division of this Act for the same
34 fiscal year for general administration or medical contracts
35 to be used to support the development and implementation of

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1 standardized assessment tools for persons with mental illness,
2 an intellectual disability, a developmental disability, or a
3 brain injury.

4 18. Of the funds appropriated in this section, \$150,000
5 shall be used for lodging expenses associated with care
6 provided at the university of Iowa hospitals and clinics for
7 patients with cancer whose travel distance is 30 miles or more
8 and whose income is at or below 200 percent of the federal
9 poverty level as defined by the most recently revised poverty
10 income guidelines published by the United States department of
11 health and human services. The department of human services
12 shall establish the maximum number of overnight stays and the
13 maximum rate reimbursed for overnight lodging, which may be
14 based on the state employee rate established by the department
15 of administrative services. The funds allocated in this
16 subsection shall not be used as nonfederal share matching
17 funds.

18 19. Of the funds appropriated in this section, up to
19 \$3,383,880 shall be used for administration of the state family
20 planning services program pursuant to section 217.41B, and
21 of this amount, the department may use up to \$200,000 for
22 administrative expenses.

23 20. Of the funds appropriated in this section, \$1,545,530
24 shall be used and may be transferred to other appropriations
25 in this division of this Act as necessary to administer the
26 provisions in the division of this Act relating to Medicaid

27 program administration.

28 21. The department shall continue to implement and
29 administer the provisions of 2018 Iowa Acts, chapter 1056.
30 Of the funds appropriated in this section, up to \$39,069 may
31 be transferred to the department of inspections and appeals
32 for inspection costs related to such implementation and
33 administration.

34 22. Of the funds appropriated in this section, up to
35 \$1,200,000 shall be used to implement reductions in the waiting

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1 list for the children’s mental health home and community-based
2 services waiver.

3 23. Of the funds appropriated in this section, \$1,500,000
4 shall be used to provide reimbursement to critical access
5 hospitals for inpatient and outpatient services based on
6 a critical access hospital adjustment factor methodology
7 developed by the department as provided in this division of
8 this Act.

9 24. The department of human services shall utilize
10 \$1,000,000 of the funds appropriated under this section to
11 increase the current supported community living provider
12 daily rates for all tiers under the tiered rate reimbursement
13 methodology effective with dates of service beginning July
14 1, 2019. The funding amount shall be divided equally among
15 all tiers and applied within each tier in accordance with the
16 recommendations of the actuary. However, no resulting rates
17 shall be lower than the rates in effect on June 30, 2019.

18 Sec. 14.MEDICAL CONTRACTS. There is appropriated from the
19 general fund of the state to the department of human services
20 for the fiscal year beginning July 1, 2019, and ending June 30,
21 2020, the following amount, or so much thereof as is necessary,
22 to be used for the purpose designated:

23 For medical contracts:
24 \$ 17,992,530

25 1. The department of inspections and appeals shall
26 provide all state matching funds for survey and certification
27 activities performed by the department of inspections
28 and appeals. The department of human services is solely
29 responsible for distributing the federal matching funds for
30 such activities.

31 2. Of the funds appropriated in this section, \$50,000 shall
32 be used for continuation of home and community-based services
33 waiver quality assurance programs, including the review and
34 streamlining of processes and policies related to oversight and
35 quality management to meet state and federal requirements.

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1 3. Of the amount appropriated in this section, up to
2 \$200,000 may be transferred to the appropriation for general

3 administration in this division of this Act to be used for
4 additional full-time equivalent positions in the development
5 of key health initiatives such as development and oversight
6 of managed care programs and development of health strategies
7 targeted toward improved quality and reduced costs in the
8 Medicaid program.

9 4. Of the funds appropriated in this section, \$1,000,000
10 shall be used for planning and development, in cooperation with
11 the department of public health, of a phased-in program to
12 provide a dental home for children.

13 5.a. Of the funds appropriated in this section, \$573,000
14 shall be credited to the autism support program fund created
15 in section 225D.2 to be used for the autism support program
16 created in chapter 225D, with the exception of the following
17 amount of this allocation which shall be used as follows:

18 b. Of the funds allocated in this subsection, \$25,000 shall
19 be used for the public purpose of continuation of a grant to a
20 nonprofit provider of child welfare services that has been in
21 existence for more than 115 years, is located in a county with
22 a population between 200,000 and 220,000 according to the most
23 recent federal decennial census, is licensed as a psychiatric
24 medical institution for children, and provides school-based
25 programming, to be used for support services for children with
26 autism spectrum disorder and their families.

27 Sec. 15.STATE SUPPLEMENTARY ASSISTANCE.

28 1. There is appropriated from the general fund of the
29 state to the department of human services for the fiscal year
30 beginning July 1, 2019, and ending June 30, 2020, the following
31 amount, or so much thereof as is necessary, to be used for the
32 purpose designated:

33 For the state supplementary assistance program:
34 \$ 7,812,909
35 2. The department shall increase the personal needs

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1 allowance for residents of residential care facilities by the
2 same percentage and at the same time as federal supplemental
3 security income and federal social security benefits are
4 increased due to a recognized increase in the cost of living.
5 The department may adopt emergency rules to implement this
6 subsection.

7 3. If during the fiscal year beginning July 1, 2019,
8 the department projects that state supplementary assistance
9 expenditures for a calendar year will not meet the federal
10 pass-through requirement specified in Tit. XVI of the federal
11 Social Security Act, section 1618, as codified in 42 U.S.C.
12 §1382g, the department may take actions including but not
13 limited to increasing the personal needs allowance for
14 residential care facility residents and making programmatic
15 adjustments or upward adjustments of the residential care
16 facility or in-home health-related care reimbursement rates

17 prescribed in this division of this Act to ensure that federal
18 requirements are met. In addition, the department may make
19 other programmatic and rate adjustments necessary to remain
20 within the amount appropriated in this section while ensuring
21 compliance with federal requirements. The department may adopt
22 emergency rules to implement the provisions of this subsection.

23 4. Notwithstanding section 8.33, moneys appropriated in
24 this section that remain unencumbered or unobligated at the
25 close of the fiscal year shall not revert but shall remain
26 available for expenditure for the purposes designated until the
27 close of the succeeding fiscal year.

28 Sec. 16.CHILDREN’S HEALTH INSURANCE PROGRAM.

29 1. There is appropriated from the general fund of the
30 state to the department of human services for the fiscal year
31 beginning July 1, 2019, and ending June 30, 2020, the following
32 amount, or so much thereof as is necessary, to be used for the
33 purpose designated:

34 For maintenance of the healthy and well kids in Iowa (hawk-i)
35 program pursuant to chapter 514I, including supplemental dental

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1 services, for receipt of federal financial participation under
2 Tit. XXI of the federal Social Security Act, which creates the
3 children’s health insurance program:

4 \$ 19,361,112

5 2. Of the funds appropriated in this section, \$79,486 is
6 allocated for continuation of the contract for outreach with
7 the department of public health.

8 3. A portion of the funds appropriated in this section may
9 be transferred to the appropriations made in this division of
10 this Act for field operations or medical contracts to be used
11 for the integration of hawk-i program eligibility, payment, and
12 administrative functions under the purview of the department
13 of human services, including for the Medicaid management
14 information system upgrade.

15 Sec. 17.CHILD CARE ASSISTANCE. There is appropriated
16 from the general fund of the state to the department of human
17 services for the fiscal year beginning July 1, 2019, and ending
18 June 30, 2020, the following amount, or so much thereof as is
19 necessary, to be used for the purpose designated:

20 For child care programs:

21 \$ 40,816,931

22 1. Of the funds appropriated in this section, \$34,966,931
23 shall be used for state child care assistance in accordance
24 with section 237A.13.

25 2. Nothing in this section shall be construed or is
26 intended as or shall imply a grant of entitlement for services
27 to persons who are eligible for assistance due to an income
28 level consistent with the waiting list requirements of section
29 237A.13. Any state obligation to provide services pursuant to
30 this section is limited to the extent of the funds appropriated

31 in this section.

32 3. A list of the registered and licensed child care
33 facilities operating in the area served by a child care
34 resource and referral service shall be made available to the
35 families receiving state child care assistance in that area.

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1 4. Of the funds appropriated in this section, \$5,850,000
2 shall be credited to the early childhood programs grants
3 account in the early childhood Iowa fund created in section
4 256I.11. The moneys shall be distributed for funding of
5 community-based early childhood programs targeted to children
6 from birth through five years of age developed by early
7 childhood Iowa areas in accordance with approved community
8 plans as provided in section 256I.8.

9 5. The department may use any of the funds appropriated
10 in this section as a match to obtain federal funds for use in
11 expanding child care assistance and related programs. For
12 the purpose of expenditures of state and federal child care
13 funding, funds shall be considered obligated at the time
14 expenditures are projected or are allocated to the department's
15 service areas. Projections shall be based on current and
16 projected caseload growth, current and projected provider
17 rates, staffing requirements for eligibility determination
18 and management of program requirements including data systems
19 management, staffing requirements for administration of the
20 program, contractual and grant obligations and any transfers
21 to other state agencies, and obligations for decategorization
22 or innovation projects.

23 6. A portion of the state match for the federal child care
24 and development block grant shall be provided as necessary to
25 meet federal matching funds requirements through the state
26 general fund appropriation made for child development grants
27 and other programs for at-risk children in section 279.51.

28 7. If a uniform reduction ordered by the governor under
29 section 8.31 or other operation of law, transfer, or federal
30 funding reduction reduces the appropriation made in this
31 section for the fiscal year, the percentage reduction in the
32 amount paid out to or on behalf of the families participating
33 in the state child care assistance program shall be equal to or
34 less than the percentage reduction made for any other purpose
35 payable from the appropriation made in this section and the

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1 federal funding relating to it. The percentage reduction to
2 the other allocations made in this section shall be the same as
3 the uniform reduction ordered by the governor or the percentage
4 change of the federal funding reduction, as applicable. If
5 there is an unanticipated increase in federal funding provided
6 for state child care services, the entire amount of the

7 increase, except as necessary to meet federal requirements
 8 including quality set asides, shall be used for state child
 9 care assistance payments. If the appropriations made for
 10 purposes of the state child care assistance program for the
 11 fiscal year are determined to be insufficient, it is the intent
 12 of the general assembly to appropriate sufficient funding for
 13 the fiscal year in order to avoid establishment of waiting list
 14 requirements.

15 8. Notwithstanding section 8.33, moneys advanced for
 16 purposes of the programs developed by early childhood Iowa
 17 areas, advanced for purposes of wraparound child care, or
 18 received from the federal appropriations made for the purposes
 19 of this section that remain unencumbered or unobligated at the
 20 close of the fiscal year shall not revert to any fund but shall
 21 remain available for expenditure for the purposes designated
 22 until the close of the succeeding fiscal year.

23 Sec. 18.JUVENILE INSTITUTION. There is appropriated
 24 from the general fund of the state to the department of human
 25 services for the fiscal year beginning July 1, 2019, and ending
 26 June 30, 2020, the following amounts, or so much thereof as is
 27 necessary, to be used for the purposes designated:

28 1.a. For operation of the state training school at Eldora
 29 and for salaries, support, maintenance, and miscellaneous
 30 purposes, and for not more than the following full-time
 31 equivalent positions:

32	\$ 13,920,757
33	FTEs 207.00

34 b. Of the funds appropriated in this subsection, \$91,000
 35 shall be used for distribution to licensed classroom teachers

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1 at this and other institutions under the control of the
 2 department of human services based upon the average student
 3 yearly enrollment at each institution as determined by the
 4 department.

5 c. The additional full-time equivalent positions authorized
 6 in paragraph "a" shall include 1.00 youth services technician,
 7 1.00 clinical supervisor, and 1.00 registered nurse, or
 8 comparable additional, full-time equivalent positions.

9 2. A portion of the moneys appropriated in this section
 10 shall be used by the state training school at Eldora for
 11 grants for adolescent pregnancy prevention activities at the
 12 institution in the fiscal year beginning July 1, 2019.

13 3. Of the funds appropriated in this subsection, \$212,000
 14 shall be used by the state training school at Eldora for a
 15 substance use disorder treatment program at the institution for
 16 the fiscal year beginning July 1, 2019.

17 4. Notwithstanding section 8.33, moneys appropriated in
 18 this section that remain unencumbered or unobligated at the
 19 close of the fiscal year shall not revert but shall remain
 20 available for expenditure for the purposes designated until the

21 close of the succeeding fiscal year.

22 Sec. 19.CHILD AND FAMILY SERVICES.

23 1. There is appropriated from the general fund of the
24 state to the department of human services for the fiscal year
25 beginning July 1, 2019, and ending June 30, 2020, the following
26 amount, or so much thereof as is necessary, to be used for the
27 purpose designated:

28 For child and family services:

29 \$ 89,071,761

30 2. The department may transfer funds appropriated in this
31 section as necessary to pay the nonfederal costs of services
32 reimbursed under the medical assistance program, state child
33 care assistance program, or the family investment program which
34 are provided to children who would otherwise receive services
35 paid under the appropriation in this section. The department

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1 may transfer funds appropriated in this section to the
2 appropriations made in this division of this Act for general
3 administration and for field operations for resources necessary
4 to implement and operate the services funded in this section.

5 3.a. Of the funds appropriated in this section, up to
6 \$34,536,000 is allocated as the statewide expenditure target
7 under section 232.143 for group foster care maintenance and
8 services. If the department projects that such expenditures
9 for the fiscal year will be less than the target amount
10 allocated in this paragraph “a”, the department may reallocate
11 the excess to provide additional funding for family foster
12 care, independent living, family safety, risk and permanency
13 services, shelter care, or the child welfare emergency services
14 addressed with the allocation for shelter care.

15 b. If at any time after September 30, 2019, annualization
16 of a service area’s current expenditures indicates a service
17 area is at risk of exceeding its group foster care expenditure
18 target under section 232.143 by more than 5 percent, the
19 department and juvenile court services shall examine all
20 group foster care placements in that service area in order to
21 identify those which might be appropriate for termination.
22 In addition, any aftercare services believed to be needed
23 for the children whose placements may be terminated shall be
24 identified. The department and juvenile court services shall
25 initiate action to set dispositional review hearings for the
26 placements identified. In such a dispositional review hearing,
27 the juvenile court shall determine whether needed aftercare
28 services are available and whether termination of the placement
29 is in the best interest of the child and the community.

30 4. In accordance with the provisions of section 232.188,
31 the department shall continue the child welfare and juvenile
32 justice funding initiative during fiscal year 2019-2020. Of
33 the funds appropriated in this section, \$1,717,000 is allocated
34 specifically for expenditure for fiscal year 2019-2020 through

35 the decategorization services funding pools and governance

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1 boards established pursuant to section 232.188.

2 5. A portion of the funds appropriated in this section
3 may be used for emergency family assistance to provide other
4 resources required for a family participating in a family
5 preservation or reunification project or successor project to
6 stay together or to be reunified.

7 6. Of the funds appropriated in this section, a sufficient
8 amount is allocated for shelter care and the child welfare
9 emergency services contracting implemented to provide for or
10 prevent the need for shelter care.

11 7. Federal funds received by the state during the fiscal
12 year beginning July 1, 2019, as the result of the expenditure
13 of state funds appropriated during a previous state fiscal
14 year for a service or activity funded under this section are
15 appropriated to the department to be used as additional funding
16 for services and purposes provided for under this section.
17 Notwithstanding section 8.33, moneys received in accordance
18 with this subsection that remain unencumbered or unobligated at
19 the close of the fiscal year shall not revert to any fund but
20 shall remain available for the purposes designated until the
21 close of the succeeding fiscal year.

22 8.a. Of the funds appropriated in this section, up to
23 \$3,290,000 is allocated for the payment of the expenses of
24 court-ordered services provided to juveniles who are under the
25 supervision of juvenile court services, which expenses are a
26 charge upon the state pursuant to section 232.141, subsection
27 4. Of the amount allocated in this paragraph "a", up to
28 \$1,556,000 shall be made available to provide school-based
29 supervision of children adjudicated under chapter 232, of which
30 not more than \$15,000 may be used for the purpose of training.
31 A portion of the cost of each school-based liaison officer
32 shall be paid by the school district or other funding source as
33 approved by the chief juvenile court officer.

34 b. Of the funds appropriated in this section, up to \$748,000
35 is allocated for the payment of the expenses of court-ordered

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1 services provided to children who are under the supervision
2 of the department, which expenses are a charge upon the state
3 pursuant to section 232.141, subsection 4.

4 c. Notwithstanding section 232.141 or any other provision
5 of law to the contrary, the amounts allocated in this
6 subsection shall be distributed to the judicial districts
7 as determined by the state court administrator and to the
8 department's service areas as determined by the administrator
9 of the department of human services' division of child and
10 family services. The state court administrator and the

11 division administrator shall make the determination of the
12 distribution amounts on or before June 15, 2019.

13 d. Notwithstanding chapter 232 or any other provision of
14 law to the contrary, a district or juvenile court shall not
15 order any service which is a charge upon the state pursuant
16 to section 232.141 if there are insufficient court-ordered
17 services funds available in the district court or departmental
18 service area distribution amounts to pay for the service. The
19 chief juvenile court officer and the departmental service area
20 manager shall encourage use of the funds allocated in this
21 subsection such that there are sufficient funds to pay for
22 all court-related services during the entire year. The chief
23 juvenile court officers and departmental service area managers
24 shall attempt to anticipate potential surpluses and shortfalls
25 in the distribution amounts and shall cooperatively request the
26 state court administrator or division administrator to transfer
27 funds between the judicial districts' or departmental service
28 areas' distribution amounts as prudent.

29 e. Notwithstanding any provision of law to the contrary,
30 a district or juvenile court shall not order a county to pay
31 for any service provided to a juvenile pursuant to an order
32 entered under chapter 232 which is a charge upon the state
33 under section 232.141, subsection 4.

34 f. Of the funds allocated in this subsection, not more than
35 \$83,000 may be used by the judicial branch for administration

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1 of the requirements under this subsection.

2 g. Of the funds allocated in this subsection, \$17,000
3 shall be used by the department of human services to support
4 the interstate commission for juveniles in accordance with
5 the interstate compact for juveniles as provided in section
6 232.173.

7 9. Of the funds appropriated in this section, \$12,253,000 is
8 allocated for juvenile delinquent graduated sanctions services.
9 Any state funds saved as a result of efforts by juvenile court
10 services to earn a federal Tit. IV-E match for juvenile court
11 services administration may be used for the juvenile delinquent
12 graduated sanctions services.

13 10. Of the funds appropriated in this section, \$1,658,000 is
14 transferred to the department of public health to be used for
15 the child protection center grant program for child protection
16 centers located in Iowa in accordance with section 135.118.
17 The grant amounts under the program shall be equalized so that
18 each center receives a uniform base amount of \$245,000, and so
19 that the remaining funds are awarded through a funding formula
20 based upon the volume of children served. To increase access
21 to child protection center services for children in rural
22 areas, the funding formula for the awarding of the remaining
23 funds shall provide for the awarding of an enhanced amount to
24 eligible grantees to develop and maintain satellite centers in

25 underserved regions of the state.

26 11. Of the funds appropriated in this section, \$4,025,000 is
27 allocated for the preparation for adult living program pursuant
28 to section 234.46.

29 12. Of the funds appropriated in this section, \$227,000
30 shall be used for the public purpose of continuing a grant to a
31 nonprofit human services organization, providing services to
32 individuals and families in multiple locations in southwest
33 Iowa and Nebraska for support of a project providing immediate,
34 sensitive support and forensic interviews, medical exams, needs
35 assessments, and referrals for victims of child abuse and their

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1 nonoffending family members.

2 13. Of the funds appropriated in this section, \$300,000
3 is allocated for the foster care youth council approach of
4 providing a support network to children placed in foster care.

5 14. Of the funds appropriated in this section, \$202,000 is
6 allocated for use pursuant to section 235A.1 for continuation
7 of the initiative to address child sexual abuse implemented
8 pursuant to 2007 Iowa Acts, chapter 218, section 18, subsection
9 21.

10 15. Of the funds appropriated in this section, \$630,000 is
11 allocated for the community partnership for child protection
12 sites.

13 16. Of the funds appropriated in this section, \$371,000
14 is allocated for the department's minority youth and family
15 projects under the redesign of the child welfare system.

16 17. Of the funds appropriated in this section, \$851,000
17 is allocated for funding of the community circle of care
18 collaboration for children and youth in northeast Iowa.

19 18. Of the funds appropriated in this section, at least
20 \$147,000 shall be used for the continuation of the child
21 welfare provider training academy, a collaboration between the
22 coalition for family and children's services in Iowa and the
23 department.

24 19. Of the funds appropriated in this section, \$211,000
25 shall be used for continuation of the central Iowa system of
26 care program grant through June 30, 2020.

27 20. Of the funds appropriated in this section, \$235,000
28 shall be used for the public purpose of the continuation
29 and expansion of a system of care program grant implemented
30 in Cerro Gordo and Linn counties to utilize a comprehensive
31 and long-term approach for helping children and families by
32 addressing the key areas in a child's life of childhood basic
33 needs, education and work, family, and community.

34 21. Of the funds appropriated in this section, at least
35 \$25,000 shall be used to continue and to expand the foster

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1 care respite pilot program in which postsecondary students in
2 social work and other human services-related programs receive
3 experience by assisting family foster care providers with
4 respite and other support.

5 22. Of the funds appropriated in this section, \$110,000
6 shall be used for the public purpose of funding community-based
7 services and other supports with a system of care approach
8 for children with a serious emotional disturbance and their
9 families through a nonprofit provider of child welfare services
10 that has been in existence for more than 115 years, is located
11 in a county with a population of more than 200,000 but less
12 than 220,000 according to the latest certified federal census,
13 is licensed as a psychiatric medical institution for children,
14 and was a system of care grantee prior to July 1, 2019.

15 23. If a separate funding source is identified that reduces
16 the need for state funds within an allocation under this
17 section, the allocated state funds may be redistributed to
18 other allocations under this section for the same fiscal year.

19 Sec. 20.ADOPTION SUBSIDY.

20 1. There is appropriated from the general fund of the
21 state to the department of human services for the fiscal year
22 beginning July 1, 2019, and ending June 30, 2020, the following
23 amount, or so much thereof as is necessary, to be used for the
24 purpose designated:

25 a. For adoption subsidy payments and services:
26 \$ 40,596,007

27 b.(1) The funds appropriated in this section shall be used
28 as authorized or allowed by federal law or regulation for any
29 of the following purposes:

- 30 (a) For adoption subsidy payments and related costs.
- 31 (b) For post-adoption services and for other purposes under

32 Tit. IV-B or Tit. IV-E of the federal Social Security Act.
33 (2) The department of human services may transfer funds
34 appropriated in this subsection to the appropriation for
35 child and family services in this Act for the purposes of

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1 post-adoption services as specified in this paragraph "b".
2 c. Notwithstanding section 8.33, moneys corresponding to
3 the state savings resulting from implementation of the federal
4 Fostering Connections to Success and Increasing Adoptions Act
5 of 2008, Pub. L. No. 110-351, and successor legislation, as
6 determined in accordance with 42 U.S.C. §673(a)(8), that remain
7 unencumbered or unobligated at the close of the fiscal year,
8 shall not revert to any fund but shall remain available for the
9 purposes designated in this subsection until expended. The
10 amount of such savings and any corresponding funds remaining
11 at the close of the fiscal year shall be determined separately
12 and any changes in either amount between fiscal years shall not

13 result in an unfunded need.

14 2. The department may transfer funds appropriated in
15 this section to the appropriation made in this division of
16 this Act for general administration for costs paid from the
17 appropriation relating to adoption subsidy.

18 3. Federal funds received by the state during the
19 fiscal year beginning July 1, 2019, as the result of the
20 expenditure of state funds during a previous state fiscal
21 year for a service or activity funded under this section are
22 appropriated to the department to be used as additional funding
23 for the services and activities funded under this section.

24 Notwithstanding section 8.33, moneys received in accordance
25 with this subsection that remain unencumbered or unobligated
26 at the close of the fiscal year shall not revert to any fund
27 but shall remain available for expenditure for the purposes
28 designated until the close of the succeeding fiscal year.

29 Sec. 21.JUVENILE DETENTION HOME FUND. Moneys deposited
30 in the juvenile detention home fund created in section 232.142
31 during the fiscal year beginning July 1, 2019, and ending June
32 30, 2020, are appropriated to the department of human services
33 for the fiscal year beginning July 1, 2019, and ending June 30,
34 2020, for distribution of an amount equal to a percentage of
35 the costs of the establishment, improvement, operation, and

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1 maintenance of county or multicounty juvenile detention homes
2 in the fiscal year beginning July 1, 2018. Moneys appropriated
3 for distribution in accordance with this section shall be
4 allocated among eligible detention homes, prorated on the basis
5 of an eligible detention home's proportion of the costs of all
6 eligible detention homes in the fiscal year beginning July
7 1, 2018. The percentage figure shall be determined by the
8 department based on the amount available for distribution for
9 the fund. Notwithstanding section 232.142, subsection 3, the
10 financial aid payable by the state under that provision for the
11 fiscal year beginning July 1, 2019, shall be limited to the
12 amount appropriated for the purposes of this section.

13 Sec. 22.FAMILY SUPPORT SUBSIDY PROGRAM.

14 1. There is appropriated from the general fund of the
15 state to the department of human services for the fiscal year
16 beginning July 1, 2019, and ending June 30, 2020, the following
17 amount, or so much thereof as is necessary, to be used for the
18 purpose designated:

19 For the family support subsidy program subject to the
20 enrollment restrictions in section 225C.37, subsection 3:
21 \$ 949,282

22 2. At least \$819,275 of the moneys appropriated in this
23 section is transferred to the department of public health for
24 the family support center component of the comprehensive family
25 support program under chapter 225C, subchapter V.

26 3. If at any time during the fiscal year, the amount of

27 funding available for the family support subsidy program
 28 is reduced from the amount initially used to establish the
 29 figure for the number of family members for whom a subsidy
 30 is to be provided at any one time during the fiscal year,
 31 notwithstanding section 225C.38, subsection 2, the department
 32 shall revise the figure as necessary to conform to the amount
 33 of funding available.
 34 Sec. 23.CONNER DECREE. There is appropriated from the
 35 general fund of the state to the department of human services

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1 for the fiscal year beginning July 1, 2019, and ending June 30,
 2 2020, the following amount, or so much thereof as is necessary,
 3 to be used for the purpose designated:

4 For building community capacity through the coordination
 5 and provision of training opportunities in accordance with the
 6 consent decree of Conner v. Branstad, No. 4-86-CV-30871(S.D.
 7 Iowa, July 14, 1994):

8 \$ 33,632

9 Sec. 24.MENTAL HEALTH INSTITUTES.

10 1. There is appropriated from the general fund of the
 11 state to the department of human services for the fiscal year
 12 beginning July 1, 2019, and ending June 30, 2020, the following
 13 amounts, or so much thereof as is necessary, to be used for the
 14 purposes designated:

15 a.(1) For operation of the state mental health institute
 16 at Cherokee as required by chapters 218 and 226 for salaries,
 17 support, maintenance, and miscellaneous purposes, and for not
 18 more than the following full-time equivalent positions:

19 \$ 14,216,149

20 FTEs 169.00

21 (2) The additional full-time equivalent positions
 22 authorized in this paragraph "a" shall include 3.50 security
 23 staff and 3.00 support staff, or comparable additional,
 24 full-time equivalent positions.

25 b.(1) For operation of the state mental health institute
 26 at Independence as required by chapters 218 and 226 for
 27 salaries, support, maintenance, and miscellaneous purposes, and
 28 for not more than the following full-time equivalent positions:

29 \$ 19,165,110

30 FTEs 208.00

31 (2) The additional full-time equivalent positions
 32 authorized in this paragraph "b" shall include 3.50 security
 33 staff, or comparable additional, full-time equivalent
 34 positions.

35 2. Notwithstanding sections 218.78 and 249A.11, any revenue

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1 received from the state mental health institute at Cherokee or
 2 the state mental health institute at Independence pursuant to

3 42 C.F.R §438.6(e) may be retained and expended by the mental
4 health institute.

5 3. Notwithstanding any provision of law to the contrary,
6 a Medicaid member residing at the state mental health
7 institute at Cherokee or the state mental health institute
8 at Independence shall retain Medicaid eligibility during
9 the period of the Medicaid member's stay for which federal
10 financial participation is available.

11 4. Notwithstanding section 8.33, moneys appropriated in
12 this section that remain unencumbered or unobligated at the
13 close of the fiscal year shall not revert but shall remain
14 available for expenditure for the purposes designated until the
15 close of the succeeding fiscal year.

16 Sec. 25.STATE RESOURCE CENTERS.

17 1. There is appropriated from the general fund of the
18 state to the department of human services for the fiscal year
19 beginning July 1, 2019, and ending June 30, 2020, the following
20 amounts, or so much thereof as is necessary, to be used for the
21 purposes designated:

22 a. For the state resource center at Glenwood for salaries,
23 support, maintenance, and miscellaneous purposes:

24 \$ 16,048,348

25 b. For the state resource center at Woodward for salaries,
26 support, maintenance, and miscellaneous purposes:

27 \$ 10,872,356

28 2. The department may continue to bill for state resource
29 center services utilizing a scope of services approach used for
30 private providers of intermediate care facilities for persons
31 with an intellectual disability services, in a manner which
32 does not shift costs between the medical assistance program,
33 counties, or other sources of funding for the state resource
34 centers.

35 3. The state resource centers may expand the time-limited

1 assessment and respite services during the fiscal year.

2 4. If the department's administration and the department
3 of management concur with a finding by a state resource
4 center's superintendent that projected revenues can reasonably
5 be expected to pay the salary and support costs for a new
6 employee position, or that such costs for adding a particular
7 number of new positions for the fiscal year would be less
8 than the overtime costs if new positions would not be added,
9 the superintendent may add the new position or positions. If
10 the vacant positions available to a resource center do not
11 include the position classification desired to be filled, the
12 state resource center's superintendent may reclassify any
13 vacant position as necessary to fill the desired position. The
14 superintendents of the state resource centers may, by mutual
15 agreement, pool vacant positions and position classifications
16 during the course of the fiscal year in order to assist one

17 another in filling necessary positions.
 18 5. If existing capacity limitations are reached in
 19 operating units, a waiting list is in effect for a service or
 20 a special need for which a payment source or other funding
 21 is available for the service or to address the special need,
 22 and facilities for the service or to address the special need
 23 can be provided within the available payment source or other
 24 funding, the superintendent of a state resource center may
 25 authorize opening not more than two units or other facilities
 26 and begin implementing the service or addressing the special
 27 need during fiscal year 2019-2020.
 28 6. Notwithstanding section 8.33, and notwithstanding
 29 the amount limitation specified in section 222.92, moneys
 30 appropriated in this section that remain unencumbered or
 31 unobligated at the close of the fiscal year shall not revert
 32 but shall remain available for expenditure for the purposes
 33 designated until the close of the succeeding fiscal year.
 34 Sec. 26.SEXUALLY VIOLENT PREDATORS.
 35 1.a. There is appropriated from the general fund of the

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1 state to the department of human services for the fiscal year
 2 beginning July 1, 2019, and ending June 30, 2020, the following
 3 amount, or so much thereof as is necessary, to be used for the
 4 purpose designated:
 5 For costs associated with the commitment and treatment of
 6 sexually violent predators in the unit located at the state
 7 mental health institute at Cherokee, including costs of legal
 8 services and other associated costs, including salaries,
 9 support, maintenance, and miscellaneous purposes, and for not
 10 more than the following full-time equivalent positions:
 11 \$ 12,053,093
 12 FTEs 139.00
 13 b. The additional full-time equivalent positions authorized
 14 in paragraph "a" shall include 7.00 clinical and support staff,
 15 or comparable additional, full-time equivalent positions.
 16 2. Unless specifically prohibited by law, if the amount
 17 charged provides for recoupment of at least the entire amount
 18 of direct and indirect costs, the department of human services
 19 may contract with other states to provide care and treatment
 20 of persons placed by the other states at the unit for sexually
 21 violent predators at Cherokee. The moneys received under
 22 such a contract shall be considered to be repayment receipts
 23 and used for the purposes of the appropriation made in this
 24 section.
 25 3. Notwithstanding section 8.33, moneys appropriated in
 26 this section that remain unencumbered or unobligated at the
 27 close of the fiscal year shall not revert but shall remain
 28 available for expenditure for the purposes designated until the
 29 close of the succeeding fiscal year.
 30 Sec. 27.FIELD OPERATIONS.

31 1. There is appropriated from the general fund of the
 32 state to the department of human services for the fiscal year
 33 beginning July 1, 2019, and ending June 30, 2020, the following
 34 amount, or so much thereof as is necessary, to be used for the
 35 purposes designated:

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1 For field operations, including salaries, support,
 2 maintenance, and miscellaneous purposes, and for not more than
 3 the following full-time equivalent positions:
 4 \$ 55,396,906
 5 FTEs 1,539.00

6 2. The additional full-time equivalent positions authorized
 7 in subsection 1 shall include 29.00 full-time equivalent staff
 8 positions to relieve caseloads and 6.00 full-time equivalent
 9 positions related to the eligibility integrated application
 10 solution (ELIAS) system.

11 3. Priority in filling full-time equivalent positions
 12 shall be given to those positions related to child protection
 13 services and eligibility determination for low-income families.

14 Sec. 28.GENERAL ADMINISTRATION. There is appropriated
 15 from the general fund of the state to the department of human
 16 services for the fiscal year beginning July 1, 2019, and ending
 17 June 30, 2020, the following amount, or so much thereof as is
 18 necessary, to be used for the purpose designated:

19 For general administration, including salaries, support,
 20 maintenance, and miscellaneous purposes, and for not more than
 21 the following full-time equivalent positions:
 22 \$ 13,833,040
 23 FTEs 294.00

24 1. The department shall report at least monthly to the
 25 legislative services agency concerning the department's
 26 operational and program expenditures.

27 2. Of the funds appropriated in this section, \$150,000 shall
 28 be used to continue the contract for the provision of a program
 29 to provide technical assistance, support, and consultation to
 30 providers of habilitation services and home and community-based
 31 services waiver services for adults with disabilities under the
 32 medical assistance program.

33 3. Of the funds appropriated in this section, \$50,000
 34 is transferred to the Iowa finance authority to be used
 35 for administrative support of the council on homelessness

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1 established in section 16.2D and for the council to fulfill its
 2 duties in addressing and reducing homelessness in the state.

3 4. Of the funds appropriated in this section, \$200,000 shall
 4 be transferred to and deposited in the administrative fund of
 5 the Iowa ABLE savings plan trust created in section 12I.4, to
 6 be used for implementation and administration activities of the

7 Iowa ABLE savings plan trust.

8 5. Of the funds appropriated in this section, \$200,000 is
9 transferred to the economic development authority for the Iowa
10 commission on volunteer services to continue to be used for
11 RefugeeRISE AmeriCorps program established under section 15H.8
12 for member recruitment and training to improve the economic
13 well-being and health of economically disadvantaged refugees in
14 local communities across Iowa. Funds transferred may be used
15 to supplement federal funds under federal regulations.

16 6. Of the funds appropriated in this section, up to \$300,000
17 shall be used as follows:

18 a. To fund not more than one full-time equivalent position
19 to address the department’s responsibility to support the work
20 of the children’s system state board and implementation of the
21 services required pursuant to 2018 Iowa Acts, chapter 1056,
22 section 13.

23 b. To support the cost of establishing and implementing new
24 or additional services required pursuant to 2018 Iowa Acts,
25 chapter 1056, and any legislation enacted by the 2019 general
26 assembly establishing a children’s behavioral health system.

27 c. Of the amount allocated, \$32,000 shall be transferred
28 to the department of public health to support the costs of
29 establishing and implementing new or additional services
30 required pursuant to 2018 Iowa Acts, chapter 1056, and any
31 legislation enacted by the 2019 general assembly establishing a
32 children’s behavioral health system.

33 Sec. 29.DEPARTMENT-WIDE DUTIES. There is appropriated
34 from the general fund of the state to the department of human
35 services for the fiscal year beginning July 1, 2019, and ending

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1 June 30, 2020, the following amount, or so much thereof as is
2 necessary, to be used for the purposes designated:

3 For salaries, support, maintenance, and miscellaneous
4 purposes at facilities under the purview of the department of
5 human services:
6 \$ 2,879,274

7 Sec. 30.VOLUNTEERS. There is appropriated from the general
8 fund of the state to the department of human services for the
9 fiscal year beginning July 1, 2019, and ending June 30, 2020,
10 the following amount, or so much thereof as is necessary, to be
11 used for the purpose designated:

12 For development and coordination of volunteer services:
13 \$ 84,686

14 Sec. 31.MEDICAL ASSISTANCE, STATE SUPPLEMENTARY
15 ASSISTANCE, AND SOCIAL SERVICE PROVIDERS REIMBURSED UNDER THE
16 DEPARTMENT OF HUMAN SERVICES.

17 1.a.(1)(a) For the fiscal year beginning July 1,
18 2019, the department shall rebase case-mix nursing facility
19 rates effective July 1, 2019, to the extent possible within the
20 state funding, including the \$23,401,942, appropriated for this

21 purpose.

22 (b) For the fiscal year beginning July 1, 2019, non-case-mix
23 and special population nursing facilities shall be reimbursed
24 in accordance with the methodology in effect on June 30 of the
25 prior fiscal year.

26 (c) For managed care claims, the department of human
27 services shall adjust the payment rate floor for nursing
28 facilities, annually, to maintain a rate floor that is no
29 lower than the Medicaid fee-for-service case-mix adjusted
30 rate calculated in accordance with subparagraph division
31 (a) and 441 IAC 81.6. The department shall then calculate
32 adjusted reimbursement rates, including but not limited to
33 add-on-payments, annually, and shall notify Medicaid managed
34 care organizations of the adjusted reimbursement rates within
35 30 days of determining the adjusted reimbursement rates. Any

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1 adjustment of reimbursement rates under this subparagraph
2 division shall be budget neutral to the state budget.

3 (d) For the fiscal year beginning July 1, 2019, Medicaid
4 managed care long-term services and supports capitation
5 rates shall be adjusted to reflect the rebasing pursuant to
6 subparagraph division (a) for the patient populations residing
7 in Medicaid-certified nursing facilities.

8 (2) Medicaid managed care organizations shall adjust
9 facility-specific rates based upon payment rate listings issued
10 by the department. The rate adjustments shall be applied
11 prospectively from the effective date of the rate letter issued
12 by the department.

13 b.(1) For the fiscal year beginning July 1, 2019,
14 the department shall establish the pharmacy dispensing fee
15 reimbursement at \$10.07 per prescription, until a cost of
16 dispensing survey is completed. The actual dispensing fee
17 shall be determined by a cost of dispensing survey performed
18 by the department and required to be completed by all medical
19 assistance program participating pharmacies every two years,
20 adjusted as necessary to maintain expenditures within the
21 amount appropriated to the department for this purpose for the
22 fiscal year.

23 (2) The department shall utilize an average acquisition
24 cost reimbursement methodology for all drugs covered under the
25 medical assistance program in accordance with 2012 Iowa Acts,
26 chapter 1133, section 33.

27 c.(1) For the fiscal year beginning July 1, 2019,
28 reimbursement rates for outpatient hospital services shall
29 remain at the rates in effect on June 30, 2019, subject to
30 Medicaid program upper payment limit rules, and adjusted
31 as necessary to maintain expenditures within the amount
32 appropriated to the department for this purpose for the fiscal
33 year.

34 (2) For the fiscal year beginning July 1, 2019,

35 reimbursement rates for inpatient hospital services shall

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1 remain at the rates in effect on June 30, 2019, subject to
2 Medicaid program upper payment limit rules, and adjusted
3 as necessary to maintain expenditures within the amount
4 appropriated to the department for this purpose for the fiscal
5 year.

6 (3) For the fiscal year beginning July 1, 2019, under
7 both fee-for-service and managed care administration of the
8 Medicaid program, critical access hospitals shall be reimbursed
9 for inpatient and outpatient services based on a critical
10 access hospital adjustment factor methodology developed by
11 the department. The adjustment factor methodology shall
12 be hospital-specific, shall be based on the most recent
13 and complete cost reporting period, and shall be applied
14 prospectively within the funds appropriated for such purpose
15 for the fiscal year. Implementation of the critical access
16 hospital adjustment factor methodology shall be contingent
17 on the department's receipt of approval from the centers for
18 Medicare and Medicaid services of the United States department
19 of health and human services.

20 (4) For the fiscal year beginning July 1, 2019, the graduate
21 medical education and disproportionate share hospital fund
22 shall remain at the amount in effect on June 30, 2019, except
23 that the portion of the fund attributable to graduate medical
24 education shall be reduced in an amount that reflects the
25 elimination of graduate medical education payments made to
26 out-of-state hospitals.

27 (5) In order to ensure the efficient use of limited state
28 funds in procuring health care services for low-income Iowans,
29 funds appropriated in this Act for hospital services shall
30 not be used for activities which would be excluded from a
31 determination of reasonable costs under the federal Medicare
32 program pursuant to 42 U.S.C. §1395x(v)(1)(N).

33 d. For the fiscal year beginning July 1, 2019, reimbursement
34 rates for hospices and acute psychiatric hospitals shall be
35 increased in accordance with increases under the federal

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1 Medicare program or as supported by their Medicare audited
2 costs.

3 e. For the fiscal year beginning July 1, 2019, independent
4 laboratories and rehabilitation agencies shall be reimbursed
5 using the same methodology in effect on June 30, 2019.

6 f.(1) For the fiscal year beginning July 1, 2019,
7 reimbursement rates for home health agencies shall continue to
8 be based on the Medicare low utilization payment adjustment
9 (LUPA) methodology with state geographic wage adjustments.
10 The department shall continue to update the rates every two

11 years to reflect the most recent Medicare LUPA rates to the
12 extent possible within the state funding appropriated for this
13 purpose.

14 (2) For the fiscal year beginning July 1, 2019, rates for
15 private duty nursing and personal care services under the early
16 and periodic screening, diagnostic, and treatment program
17 benefit shall be calculated based on the methodology in effect
18 on June 30, 2019.

19 g. For the fiscal year beginning July 1, 2019, federally
20 qualified health centers and rural health clinics shall receive
21 cost-based reimbursement for 100 percent of the reasonable
22 costs for the provision of services to recipients of medical
23 assistance.

24 h. For the fiscal year beginning July 1, 2019, the
25 reimbursement rates for dental services shall remain at the
26 rates in effect on June 30, 2019.

27 i.(1) For the fiscal year beginning July 1, 2019,
28 reimbursement rates for non-state-owned psychiatric medical
29 institutions for children shall be based on the reimbursement
30 methodology in effect on June 30, 2019.

31 (2) As a condition of participation in the medical
32 assistance program, enrolled providers shall accept the medical
33 assistance reimbursement rate for any covered goods or services
34 provided to recipients of medical assistance who are children
35 under the custody of a psychiatric medical institution for

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1 children.

2 j. For the fiscal year beginning July 1, 2019, unless
3 otherwise specified in this Act, all noninstitutional medical
4 assistance provider reimbursement rates shall remain at the
5 rates in effect on June 30, 2019, except for area education
6 agencies, local education agencies, infant and toddler
7 services providers, home and community-based services providers
8 including consumer-directed attendant care providers under a
9 section 1915(c) or 1915(i) waiver, targeted case management
10 providers, and those providers whose rates are required to be
11 determined pursuant to section 249A.20, or to meet federal
12 mental health parity requirements.

13 k. Notwithstanding any provision to the contrary, for the
14 fiscal year beginning July 1, 2019, the reimbursement rate for
15 anesthesiologists shall remain at the rates in effect on June
16 30, 2019, and updated on January 1, 2020, to align with the
17 most current Iowa Medicare anesthesia rate.

18 l. Notwithstanding section 249A.20, for the fiscal year
19 beginning July 1, 2019, the average reimbursement rate for
20 health care providers eligible for use of the federal Medicare
21 resource-based relative value scale reimbursement methodology
22 under section 249A.20 shall remain at the rate in effect on
23 June 30, 2019; however, this rate shall not exceed the maximum
24 level authorized by the federal government.

25 m. For the fiscal year beginning July 1, 2019, the
26 reimbursement rate for residential care facilities shall not
27 be less than the minimum payment level as established by the
28 federal government to meet the federally mandated maintenance
29 of effort requirement. The flat reimbursement rate for
30 facilities electing not to file annual cost reports shall not
31 be less than the minimum payment level as established by the
32 federal government to meet the federally mandated maintenance
33 of effort requirement.

34 n. For the fiscal year beginning July 1, 2019, the
35 reimbursement rates for inpatient mental health services

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1 provided at hospitals shall remain at the rates in effect on
2 June 30, 2019, subject to Medicaid program upper payment limit
3 rules; and psychiatrists shall be reimbursed at the medical
4 assistance program fee-for-service rate in effect on June 30,
5 2019.

6 o. For the fiscal year beginning July 1, 2019, community
7 mental health centers may choose to be reimbursed for the
8 services provided to recipients of medical assistance through
9 either of the following options:

10 (1) For 100 percent of the reasonable costs of the services.

11 (2) In accordance with the alternative reimbursement rate
12 methodology approved by the department of human services in
13 effect on June 30, 2019.

14 p. For the fiscal year beginning July 1, 2019, the
15 reimbursement rate for providers of family planning services
16 that are eligible to receive a 90 percent federal match shall
17 remain at the rates in effect on June 30, 2019.

18 q. Unless otherwise subject to a tiered rate methodology,
19 for the fiscal year beginning July 1, 2019, the upper
20 limits and reimbursement rates for providers of home and
21 community-based services waiver services shall be reimbursed
22 using the reimbursement methodology in effect on June 30, 2019.

23 r. For the fiscal year beginning July 1, 2019, the
24 reimbursement rates for emergency medical service providers
25 shall remain at the rates in effect on June 30, 2019, or as
26 approved by the centers for Medicare and Medicaid services of
27 the United States department of health and human services.

28 s. For the fiscal year beginning July 1, 2019, reimbursement
29 rates for substance-related disorder treatment programs
30 licensed under section 125.13 shall remain at the rates in
31 effect on June 30, 2019.

32 t. For the fiscal year beginning July 1, 2019, assertive
33 community treatment per diem rates shall be adjusted to reflect
34 an actual average per diem cost within the additional \$211,332
35 appropriated for this purpose.

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1 2. For the fiscal year beginning July 1, 2019, the
2 reimbursement rate for providers reimbursed under the
3 in-home-related care program shall not be less than the minimum
4 payment level as established by the federal government to meet
5 the federally mandated maintenance of effort requirement.

6 3. Unless otherwise directed in this section, when the
7 department's reimbursement methodology for any provider
8 reimbursed in accordance with this section includes an
9 inflation factor, this factor shall not exceed the amount
10 by which the consumer price index for all urban consumers
11 increased during the calendar year ending December 31, 2002.

12 4. Notwithstanding section 234.38, for the fiscal
13 year beginning July 1, 2019, the foster family basic daily
14 maintenance rate and the maximum adoption subsidy rate for
15 children ages 0 through 5 years shall be \$16.78, the rate for
16 children ages 6 through 11 years shall be \$17.45, the rate for
17 children ages 12 through 15 years shall be \$19.10, and the
18 rate for children and young adults ages 16 and older shall
19 be \$19.35. For youth ages 18 to 21 who have exited foster
20 care, the preparation for adult living program maintenance rate
21 shall be \$602.70 per month. The maximum payment for adoption
22 subsidy nonrecurring expenses shall be limited to \$500 and the
23 disallowance of additional amounts for court costs and other
24 related legal expenses implemented pursuant to 2010 Iowa Acts,
25 chapter 1031, section 408, shall be continued.

26 5. For the fiscal year beginning July 1, 2019, the maximum
27 reimbursement rates for social services providers under
28 contract shall remain at the rates in effect on June 30, 2019,
29 or the provider's actual and allowable cost plus inflation for
30 each service, whichever is less. However, if a new service
31 or service provider is added after June 30, 2019, the initial
32 reimbursement rate for the service or provider shall be based
33 upon a weighted average of provider rates for similar services.

34 6.a. For the fiscal year beginning July 1, 2019, the
35 reimbursement rates for resource family recruitment and

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1 retention contractors shall be established by contract.

2 b. For the fiscal year beginning July 1, 2019, the
3 reimbursement rates for supervised apartment living foster care
4 providers shall be established by contract.

5 7. For the fiscal year beginning July 1, 2019, the
6 reimbursement rate for group foster care providers shall be the
7 combined service and maintenance reimbursement rate established
8 by contract.

9 8. The group foster care reimbursement rates paid for
10 placement of children out of state shall be calculated
11 according to the same rate-setting principles as those used for
12 in-state providers, unless the director of human services or

13 the director's designee determines that appropriate care cannot
14 be provided within the state. The payment of the daily rate
15 shall be based on the number of days in the calendar month in
16 which service is provided.

17 9.a. For the fiscal year beginning July 1, 2019, the
18 reimbursement rate paid for shelter care and the child welfare
19 emergency services implemented to provide or prevent the need
20 for shelter care shall be established by contract.

21 b. For the fiscal year beginning July 1, 2019, the combined
22 service and maintenance components of the reimbursement rate
23 paid for shelter care services shall be based on the financial
24 and statistical report submitted to the department. The
25 maximum reimbursement rate shall be \$101.83 per day. The
26 department shall reimburse a shelter care provider at the
27 provider's actual and allowable unit cost, plus inflation, not
28 to exceed the maximum reimbursement rate.

29 c. Notwithstanding section 232.141, subsection 8, for the
30 fiscal year beginning July 1, 2019, the amount of the statewide
31 average of the actual and allowable rates for reimbursement of
32 juvenile shelter care homes that is utilized for the limitation
33 on recovery of unpaid costs shall remain at the amount in
34 effect for this purpose in the fiscal year beginning July 1,
35 2018.

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1 10. For the fiscal year beginning July 1, 2019, the
2 department shall calculate reimbursement rates for intermediate
3 care facilities for persons with an intellectual disability
4 at the 80th percentile. Beginning July 1, 2019, the rate
5 calculation methodology shall utilize the consumer price index
6 inflation factor applicable to the fiscal year beginning July
7 1, 2019.

8 11. Effective July 1, 2019, the child care provider
9 reimbursement rates shall remain at the rates in effect on June
10 30, 2019. The department shall set rates in a manner so as
11 to provide incentives for a nonregistered provider to become
12 registered by applying any increase only to registered and
13 licensed providers.

14 12. The department may adopt emergency rules to implement
15 this section.

16 **Sec. 32.CONTRACTED SERVICES — PROHIBITED USE OF STATE**
17 **FUNDING FOR LOBBYING.**

18 1. The department shall submit a report to the individuals
19 identified in this Act for submission of reports by December
20 15, 2019, regarding the outcomes of any program or activity for
21 which funding is appropriated or allocated from the general
22 fund of the state to the department under this division of this
23 Act, and for which a request for proposals process is required.

24 2. The department shall incorporate into the general
25 conditions applicable to all award documents involving funding
26 appropriated or allocated from the general fund of the state to

27 the department under this division of this Act, a prohibition
 28 against the use of such funding for the compensation of a
 29 lobbyist. For the purposes of this section, "lobbyist" means
 30 the same as defined in section 68B.2; however, "lobbyist"
 31 does not include a person employed by a state agency of the
 32 executive branch of state government who represents the agency
 33 relative to the passage, defeat, approval, or modification of
 34 legislation that is being considered by the general assembly.
 35 Sec. 33.EMERGENCY RULES.

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1 1. If specifically authorized by a provision of this
 2 division of this Act, the department of human services or
 3 the mental health and disability services commission may
 4 adopt administrative rules under section 17A.4, subsection
 5 3, and section 17A.5, subsection 2, paragraph "b", to
 6 implement the provisions of this division of this Act and
 7 the rules shall become effective immediately upon filing or
 8 on a later effective date specified in the rules, unless the
 9 effective date of the rules is delayed or the applicability
 10 of the rules is suspended by the administrative rules review
 11 committee. Any rules adopted in accordance with this section
 12 shall not take effect before the rules are reviewed by the
 13 administrative rules review committee. The delay authority
 14 provided to the administrative rules review committee under
 15 section 17A.4, subsection 7, and section 17A.8, subsection 9,
 16 shall be applicable to a delay imposed under this section,
 17 notwithstanding a provision in those sections making them
 18 inapplicable to section 17A.5, subsection 2, paragraph "b".
 19 Any rules adopted in accordance with the provisions of this
 20 section shall also be published as a notice of intended action
 21 as provided in section 17A.4.

22 2. If during a fiscal year, the department of human
 23 services is adopting rules in accordance with this section
 24 or as otherwise directed or authorized by state law, and the
 25 rules will result in an expenditure increase beyond the amount
 26 anticipated in the budget process or if the expenditure was
 27 not addressed in the budget process for the fiscal year, the
 28 department shall notify the persons designated by this division
 29 of this Act for submission of reports, the chairpersons and
 30 ranking members of the committees on appropriations, and
 31 the department of management concerning the rules and the
 32 expenditure increase. The notification shall be provided at
 33 least 30 calendar days prior to the date notice of the rules
 34 is submitted to the administrative rules coordinator and the
 35 administrative code editor.

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1 Sec. 34.REPORTS. Any reports or other information
 2 required to be compiled and submitted under this Act during the

3 fiscal year beginning July 1, 2019, shall be submitted to the
 4 chairpersons and ranking members of the joint appropriations
 5 subcommittee on health and human services, the legislative
 6 services agency, and the legislative caucus staffs on or
 7 before the dates specified for submission of the reports or
 8 information.

9 Sec. 35.EFFECTIVE UPON ENACTMENT. The following
 10 provisions of this division of this Act, being deemed of
 11 immediate importance, take effect upon enactment:

12 1. The provision relating to section 232.141 and directing
 13 the state court administrator and the division administrator of
 14 the department of human services division of child and family
 15 services to make the determination, by June 15, 2019, of the
 16 distribution of funds allocated for the payment of the expenses
 17 of court-ordered services provided to juveniles which are a
 18 charge upon the state.

19 DIVISION VI

20 HEALTH CARE ACCOUNTS AND FUNDS — FY 2019-2020

21 Sec. 36.PHARMACEUTICAL SETTLEMENT ACCOUNT. There is
 22 appropriated from the pharmaceutical settlement account created
 23 in section 249A.33 to the department of human services for the
 24 fiscal year beginning July 1, 2019, and ending June 30, 2020,
 25 the following amount, or so much thereof as is necessary, to be
 26 used for the purpose designated:

27 Notwithstanding any provision of law to the contrary, to
 28 supplement the appropriations made in this Act for medical
 29 contracts under the medical assistance program for the fiscal
 30 year beginning July 1, 2019, and ending June 30, 2020:

31 \$ 234,193

32 Sec. 37.QUALITY ASSURANCE TRUST FUND — DEPARTMENT OF HUMAN
 33 SERVICES. Notwithstanding any provision to the contrary and
 34 subject to the availability of funds, there is appropriated
 35 from the quality assurance trust fund created in section

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1 249L.4 to the department of human services for the fiscal year
 2 beginning July 1, 2019, and ending June 30, 2020, the following
 3 amounts, or so much thereof as is necessary, for the purposes
 4 designated:

5 To supplement the appropriation made in this Act from the
 6 general fund of the state to the department of human services
 7 for medical assistance for the same fiscal year:

8 \$ 58,570,397

9 Sec. 38.HOSPITAL HEALTH CARE ACCESS TRUST FUND —
 10 DEPARTMENT OF HUMAN SERVICES. Notwithstanding any provision to
 11 the contrary and subject to the availability of funds, there is
 12 appropriated from the hospital health care access trust fund
 13 created in section 249M.4 to the department of human services
 14 for the fiscal year beginning July 1, 2019, and ending June
 15 30, 2020, the following amounts, or so much thereof as is
 16 necessary, for the purposes designated:

17 To supplement the appropriation made in this Act from the
18 general fund of the state to the department of human services
19 for medical assistance for the same fiscal year:

20 § 33,920,554

21 Sec. 39.MEDICAL ASSISTANCE PROGRAM — NONREVERSION
22 FOR FY 2019-2020. Notwithstanding section 8.33, if moneys
23 appropriated for purposes of the medical assistance program for
24 the fiscal year beginning July 1, 2019, and ending June 30,
25 2020, from the general fund of the state, the quality assurance
26 trust fund and the hospital health care access trust fund, are
27 in excess of actual expenditures for the medical assistance
28 program and remain unencumbered or unobligated at the close
29 of the fiscal year, the excess moneys shall not revert but
30 shall remain available for expenditure for the purposes of the
31 medical assistance program until the close of the succeeding
32 fiscal year.

33 DIVISION VII

34 GRADUATED SANCTION, COURT-ORDERED, AND GROUP FOSTER CARE
35 SERVICES AND FUNDING WORK GROUP

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1 Sec. 40.GRADUATED SANCTION, COURT-ORDERED, AND GROUP
2 FOSTER CARE SERVICES AND FUNDING WORK GROUP.

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

5 a. "Court-ordered services" means the defined or specific
6 care and treatment that is ordered by the court for an eligible
7 child and for which no other payment source is available to
8 cover the cost.

9 b. "Department" means the department of human services.

10 c. "Eligible child" means a child who has been adjudicated
11 delinquent, is at risk, or has been certified by the chief
12 juvenile court officer as eligible for court-ordered services.

13 d. "Graduated sanction services" includes community-based
14 interventions, school-based supervision, and supportive
15 enhancements provided in community-based settings to an
16 eligible child who is adjudicated delinquent or who is at risk
17 of adjudication.

18 2. The division of criminal and juvenile justice planning
19 of the department of human rights shall convene and provide
20 administrative support to a work group to review and develop
21 a plan to transfer the administration of graduated sanctions
22 and court-ordered services and funding and the oversight of
23 group foster care placements for eligible children from the
24 department to the office of the state court administrator.
25 The plan shall ensure that the office of the state court
26 administrator has the capacity, resources, and expertise to
27 manage the funding and services effectively.

28 3.a. In addition to a representative of the division of
29 criminal and juvenile justice planning of the department of
30 human rights, the membership of the work group shall include

31 but is not limited to representatives of all of the following:
32 (1) The judicial branch, including the state court
33 administrator or the state court administrator's designee,
34 a juvenile court judge, at least one chief juvenile court
35 officer, and a representative with fiscal and contract

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1 experience.
2 (2) The department of human services, including
3 representatives with experience managing graduated sanctions
4 funding and group foster care placements.
5 (3) The department of justice.
6 (4) The juvenile justice advisory committee.
7 (5) Member and nonmember agencies of the coalition for
8 family and children's services in Iowa.
9 (6) Providers of community-based services for eligible
10 children.
11 (7) Providers of group foster care.
12 (8) Attorneys who represent children in juvenile justice
13 proceedings.
14 (9) County attorneys.
15 (10) Federal Title IV-E funding and services subject matter
16 experts.
17 (11) Individuals who formerly received services as eligible
18 children or their parents.
19 b. In addition, the work group membership shall include
20 four members of the general assembly. The legislative members
21 shall serve as ex officio, nonvoting members of the work group,
22 with one member to be appointed by each of the following: the
23 majority leader of the senate, the minority leader of the
24 senate, the speaker of the house of representatives, and the
25 minority leader of the house of representatives.
26 c. In addition to the members specified, the division
27 of criminal and juvenile justice planning may include other
28 stakeholders with interest or expertise on the work group.
29 d. Any expenses incurred by a member of the work group
30 shall be the responsibility of the individual member or the
31 respective entity represented by the member.
32 4. The work group shall do all of the following:
33 a. Develop an action plan to transfer the administration
34 of juvenile court graduated sanction services, court-ordered
35 services, and associated funding from the department to the

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1 office of the state court administrator or other appropriate
2 state entity.
3 b. Develop an action plan to transfer the oversight of
4 group foster care services for eligible children from the
5 department to the office of the state court administrator or
6 other appropriate state entity with the necessary expertise to

- 7 provide such services.
- 8 c. Develop an action plan to transfer administration of the
9 juvenile detention home fund created in section 232.142 from
10 the department to the office of the state court administrator
11 or other appropriate state entity.
- 12 d. Evaluate current resources to determine the most
13 efficient means of suitably equipping the office of the state
14 court administrator or other appropriate state entity with
15 the policies and legal authority; staffing; contracting,
16 procurement, data, and quality assurance capabilities;
17 and other resources necessary to manage such funds and
18 associated services effectively. The evaluation shall
19 require collaboration with the department to manage transition
20 activities.
- 21 e. Recommend statutory and administrative policies and
22 court rules to promote collaborative case planning and quality
23 assurance between the department and juvenile court services
24 for youth who may be involved in both the child welfare and
25 juvenile justice systems or who may utilize the same providers
26 or services.
- 27 f. Determine the impact and role of the federal Family
28 First Prevention Services Act relative to the various funding
29 streams and services under the purview of the work group, and
30 recommend statutory and administrative policies and rules to
31 coordinate the duties of the work group with implementation and
32 administration of the federal Act.
- 33 g. Determine the role of the decategorization of child
34 welfare and juvenile justice funding initiative pursuant
35 to section 232.188 relative to the other funding streams

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- 1 and services under the purview of the work group, and make
2 recommendations regarding the future of the initiative
3 including the potential transfer of administration of the
4 initiative from the department to the office of the state court
5 administrator or other appropriate state entity.
- 6 h. Consult with other state juvenile court systems and
7 subject matter experts to review administration of similar
8 programs, to glean information on lessons learned and best
9 practices, and to determine the types of community and
10 residential services that have demonstrated effectiveness for
11 eligible children.
- 12 5. The division of criminal and juvenile justice planning
13 of the department of human rights shall submit a report of the
14 findings and recommendations of the work group, including a
15 plan to implement the recommendations by July 1, 2021, to the
16 governor and the general assembly by December 15, 2019.

DIVISION VIII

- 18 CO-OCCURRING CONDITIONS — ENHANCED DELIVERY OF SERVICES REVIEW
19 Sec. 41.REVIEW TO PROVIDE ENHANCED DELIVERY OF SERVICES
20 FOR CO-OCCURRING CONDITIONS. The director of the department

21 of public health and the director of the department of human
 22 services shall develop recommendations for the enhanced
 23 delivery of co-occurring conditions services. The directors
 24 shall examine the current service delivery system to identify
 25 opportunities for reducing the administrative burden on the
 26 departments and providers, evaluate the use of an integrated
 27 helpline and website and improvements in data collection
 28 and sharing of outcomes, and create a structure for ongoing
 29 collaboration. The directors shall submit a report including
 30 findings, a five-year plan to address co-occurring conditions
 31 across provider types and payors, and other recommendations to
 32 the governor and general assembly by December 15, 2019.

33 DIVISION IX

34 MEDICAID MANAGED CARE CONTRACTS

35 Sec. 42.MEDICAID MANAGED CARE CONTRACTS — NOTIFICATION

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1 TO GENERAL ASSEMBLY. The department of human services shall
 2 notify the chairpersons and ranking members of the joint
 3 appropriations subcommittee on health and human services, the
 4 legislative services agency, and the legislative caucus staffs
 5 as follows:

6 1. Within thirty days of the execution of a Medicaid managed
 7 care contract or amendment to a Medicaid managed care contract.

8 2. Within thirty days of the determination by the
 9 department during each measurement year whether to return the
 10 incentive payment withhold amount to the Medicaid managed care
 11 organization based upon performance and the criteria used in
 12 making the determination.

13 DIVISION X

14 IOWA DEPARTMENT ON AGING — MEDICAID CLAIMING

15 Sec. 43.IOWA DEPARTMENT ON AGING — MEDICAID CLAIMING. The
 16 department on aging and the department of human services shall
 17 continue to collaborate to develop a cost allocation plan
 18 requesting Medicaid administrative funding to provide for the
 19 claiming of federal financial participation for aging and
 20 disability resource center activities that are performed to
 21 assist with administration of the Medicaid program. By January
 22 1, 2021, the department of human services shall submit to
 23 the centers for Medicare and Medicaid services of the United
 24 States department of health and human services any Medicaid
 25 state plan amendment as necessary and shall enter into any
 26 interagency agreement with the department on aging to implement
 27 this section.

28 DIVISION XI

29 DECATEGORYIZATION FY 2017 CARRYOVER FUNDING

30 Sec. 44.DECATEGORYIZATION CARRYOVER FUNDING FY 2017 —
 31 TRANSFER TO MEDICAID PROGRAM. Notwithstanding section 232.188,
 32 subsection 5, paragraph “b”, any state-appropriated moneys in
 33 the funding pool that remained unencumbered or unobligated
 34 at the close of the fiscal year beginning July 1, 2016, and

35 were deemed carryover funding to remain available for the two

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1 succeeding fiscal years that still remain unencumbered or
 2 unobligated at the close of the fiscal year beginning July 1,
 3 2018, shall not revert but shall be transferred to the medical
 4 assistance program for the fiscal year beginning July 1, 2019.
 5 Sec. 45.EFFECTIVE DATE. This division of this Act, being
 6 deemed of immediate importance, takes effect upon enactment.
 7 Sec. 46.RETROACTIVE APPLICABILITY. This division of this
 8 Act applies retroactively to July 1, 2018.

9 DIVISION XII

10 PRIOR APPROPRIATIONS AND OTHER PROVISIONS
 11 TEMPORARY ASSISTANCE FOR NEEDY FAMILIES (TANF)

12 Sec. 47. 2017 Iowa Acts, chapter 174, section 45, as amended
 13 by 2018 Iowa Acts, chapter 1165, section 10, is amended to read
 14 as follows:

15 SEC. 45.TEMPORARY ASSISTANCE FOR NEEDY FAMILIES BLOCK
 16 GRANT. There is appropriated from the fund created in section

17 8.41 to the department of human services for the fiscal year
 18 beginning July 1, 2018, and ending June 30, 2019, from moneys
 19 received under the federal temporary assistance for needy
 20 families (TANF) block grant pursuant to the federal Personal
 21 Responsibility and Work Opportunity Reconciliation Act of 1996,
 22 Pub. L. No. 104-193, and successor legislation, the following
 23 amounts, or so much thereof as is necessary, to be used for the
 24 purposes designated:

25 1. To be credited to the family investment program account
 26 and used for assistance under the family investment program
 27 under chapter 239B:

28 \$ 4,539,006
 29 4,025,108

30 2. To be credited to the family investment program account
 31 and used for the job opportunities and basic skills (JOBS)
 32 program and implementing family investment agreements in
 33 accordance with chapter 239B:

34 \$ 5,412,060
 35 5,192,060

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1 3. To be used for the family development and
 2 self-sufficiency grant program in accordance with section
 3 216A.107:

4 \$ 2,883,980
 5 2,898,980

6 Notwithstanding section 8.33, moneys appropriated in this
 7 subsection that remain unencumbered or unobligated at the close
 8 of the fiscal year shall not revert but shall remain available
 9 for expenditure for the purposes designated until the close of
 10 the succeeding fiscal year. However, unless such moneys are

11 encumbered or obligated on or before September 30, 2019, the
 12 moneys shall revert.

13 4. For field operations:
 14 \$ ~~31,296,232~~
 15 32,465,681

16 5. For general administration:
 17 \$ 3,744,000

18 6. For state child care assistance:
 19 \$ 47,166,826

20 a. Of the funds appropriated in this subsection,
 21 \$26,205,412 is transferred to the child care and development
 22 block grant appropriation made by the Eighty-seventh General
 23 Assembly, 2018 session, for the federal fiscal year beginning
 24 October 1, 2018, and ending September 30, 2019. Of this
 25 amount, \$200,000 shall be used for provision of educational
 26 opportunities to registered child care home providers in order
 27 to improve services and programs offered by this category
 28 of providers and to increase the number of providers. The
 29 department may contract with institutions of higher education
 30 or child care resource and referral centers to provide
 31 the educational opportunities. Allowable administrative
 32 costs under the contracts shall not exceed 5 percent. The
 33 application for a grant shall not exceed two pages in length.

34 b. Any funds appropriated in this subsection remaining
 35 unallocated shall be used for state child care assistance

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1 payments for families who are employed including but not
 2 limited to individuals enrolled in the family investment
 3 program.

4 7. For child and family services:
 5 \$ 32,380,654

6 8. For child abuse prevention grants:
 7 \$ 125,000

8 9. For pregnancy prevention grants on the condition that
 9 family planning services are funded:
 10 \$ ~~1,913,203~~

11 1,890,203

12 Pregnancy prevention grants shall be awarded to programs
 13 in existence on or before July 1, 2018, if the programs have
 14 demonstrated positive outcomes. Grants shall be awarded to
 15 pregnancy prevention programs which are developed after July
 16 1, 2018, if the programs are based on existing models that
 17 have demonstrated positive outcomes. Grants shall comply with
 18 the requirements provided in 1997 Iowa Acts, chapter 208,
 19 section 14, subsections 1 and 2, including the requirement that
 20 grant programs must emphasize sexual abstinence. Priority in
 21 the awarding of grants shall be given to programs that serve
 22 areas of the state which demonstrate the highest percentage of
 23 unplanned pregnancies of females of childbearing age within the
 24 geographic area to be served by the grant.

25 10. For technology needs and other resources necessary
26 to meet federal welfare reform reporting, tracking, and case
27 management requirements:

28 \$ 1,037,186
29 862,186

30 11.a. Notwithstanding any provision to the contrary,
31 including but not limited to requirements in section 8.41 or
32 provisions in 2017 or 2018 Iowa Acts regarding the receipt and
33 appropriation of federal block grants, federal funds from the
34 temporary assistance for needy families block grant received by
35 the state and not otherwise appropriated in this section and

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1 remaining available for the fiscal year beginning July 1, 2018,
2 are appropriated to the department of human services to the
3 extent as may be necessary to be used in the following priority
4 order: the family investment program, for state child care
5 assistance program payments for families who are employed, and
6 for the family investment program share of system costs for
7 eligibility determination and related functions. The federal
8 funds appropriated in this paragraph "a" shall be expended
9 only after all other funds appropriated in subsection 1 for
10 assistance under the family investment program, in subsection 6
11 for child care assistance, or in subsection 10 for technology
12 costs related to the family investment program, as applicable,
13 have been expended. For the purposes of this subsection, the
14 funds appropriated in subsection 6, paragraph "a", for transfer
15 to the child care and development block grant appropriation
16 are considered fully expended when the full amount has been
17 transferred.

18 b. The department shall, on a quarterly basis, advise the
19 legislative services agency and department of management of
20 the amount of funds appropriated in this subsection that was
21 expended in the prior quarter.

22 12. Of the amounts appropriated in this section,
23 \$12,962,008 for the fiscal year beginning July 1, 2018, is
24 transferred to the appropriation of the federal social services
25 block grant made to the department of human services for that
26 fiscal year.

27 13. For continuation of the program providing categorical
28 eligibility for the food assistance program as specified
29 for the program in the section of this division of this Act
30 relating to the family investment program account:

31 \$ 14,236
32 13,000

33 14. The department may transfer funds allocated in this
34 section to the appropriations made in this division of this Act
35 for the same fiscal year for general administration and field

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1 operations for resources necessary to implement and operate the
2 services referred to in this section and those funded in the
3 appropriation made in this division of this Act for the same
4 fiscal year for the family investment program from the general
5 fund of the state.

6 15. With the exception of moneys allocated under this
7 section for the family development and self-sufficiency grant
8 program, to the extent moneys allocated in this section are
9 deemed by the department not to be necessary to support the
10 purposes for which they are allocated, such moneys may be
11 used in the same fiscal year for any other purpose for which
12 funds are allocated in this section or in section 7 of this
13 division for the family investment program account. If there
14 are conflicting needs, priority shall first be given to the
15 family investment program account as specified under subsection
16 1 of this section and used for the purposes of assistance under
17 the family investment program under chapter 239B, followed by
18 state child care assistance program payments for families who
19 are employed, followed by other priorities as specified by the
20 department.

21 FAMILY INVESTMENT PROGRAM ADJUSTMENTS

22 Sec. 48. 2017 Iowa Acts, chapter 174, section 46, subsection
23 4, as amended by 2018 Iowa Acts, chapter 1165, section 11, is
24 amended to read as follows:

25 4. Moneys appropriated in this division of this Act and
26 credited to the FIP account for the fiscal year beginning July
27 1, 2018, and ending June 30, 2019, are allocated as follows:

28 a. To be retained by the department of human services to
29 be used for coordinating with the department of human rights
30 to more effectively serve participants in FIP and other shared
31 clients and to meet federal reporting requirements under the
32 federal temporary assistance for needy families block grant:

33	\$ 5,000
34	<u>20,000</u>

35 b. To the department of human rights for staffing,

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1 administration, and implementation of the family development
2 and self-sufficiency grant program in accordance with section
3 216A.107:

4	\$ 6,192,834
---------	--------------

5 (1) Of the funds allocated for the family development
6 and self-sufficiency grant program in this paragraph "b",
7 not more than 5 percent of the funds shall be used for the
8 administration of the grant program.

9 (2) The department of human rights may continue to implement
10 the family development and self-sufficiency grant program
11 statewide during fiscal year 2018-2019.

12 (3) The department of human rights may engage in activities

13 to strengthen and improve family outcomes measures and
14 data collection systems under the family development and
15 self-sufficiency grant program.

16 c. For the diversion subaccount of the FIP account:
17 \$ 749,694
18 815,000

19 A portion of the moneys allocated for the subaccount may
20 be used for field operations, salaries, data management
21 system development, and implementation costs and support
22 deemed necessary by the director of human services in order to
23 administer the FIP diversion program. To the extent moneys
24 allocated in this paragraph "c" are deemed by the department
25 not to be necessary to support diversion activities, such
26 moneys may be used for other efforts intended to increase
27 engagement by family investment program participants in work,
28 education, or training activities, or for the purposes of
29 assistance under the family investment program in accordance
30 with chapter 239B.

31 d. For the food assistance employment and training program:
32 \$ 66,588

33 (1) The department shall apply the federal supplemental
34 nutrition assistance program (SNAP) employment and training
35 state plan in order to maximize to the fullest extent permitted

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1 by federal law the use of the 50 percent federal reimbursement
2 provisions for the claiming of allowable federal reimbursement
3 funds from the United States department of agriculture
4 pursuant to the federal SNAP employment and training program
5 for providing education, employment, and training services
6 for eligible food assistance program participants, including
7 but not limited to related dependent care and transportation
8 expenses.

9 (2) The department shall continue the categorical federal
10 food assistance program eligibility at 160 percent of the
11 federal poverty level and continue to eliminate the asset test
12 from eligibility requirements, consistent with federal food
13 assistance program requirements. The department shall include
14 as many food assistance households as is allowed by federal
15 law. The eligibility provisions shall conform to all federal
16 requirements including requirements addressing individuals who
17 are incarcerated or otherwise ineligible.

18 e. For the JOBS program:
19 \$ 12,139,821
20 11,919,821

21 MEDICAL ASSISTANCE PROGRAM ADJUSTMENT

22 Sec. 49. 2017 Iowa Acts, chapter 174, section 51, unnumbered
23 paragraph 2, as amended by 2018 Iowa Acts, chapter 1165,
24 section 18, is amended to read as follows:

25 For medical assistance program reimbursement and associated
26 costs as specifically provided in the reimbursement

27 methodologies in effect on June 30, 2018, except as otherwise
 28 expressly authorized by law, consistent with options under
 29 federal law and regulations, and contingent upon receipt of
 30 approval from the office of the governor of reimbursement for
 31 each abortion performed under the program:
 32 \$ 1,337,841,375
 33 1,488,141,375
 34 GROUP FOSTER CARE REALLOCATION
 35 Sec. 50. 2017 Iowa Acts, chapter 174, section 57, subsection

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1 3, paragraph a, as amended by 2018 Iowa Acts, chapter 1165,
 2 section 28, is amended to read as follows:
 3 a. Of the funds appropriated in this section, up to
 4 \$34,536,648 is allocated as the statewide expenditure target
 5 under section 232.143 for group foster care maintenance and
 6 services. If the department projects that such expenditures
 7 for the fiscal year will be less than the target amount
 8 allocated in this paragraph “a”, the department may reallocate
 9 the excess to provide additional funding for family foster
 10 care, independent living, family safety, risk and permanency
 11 services, shelter care, or the child welfare emergency services
 12 addressed with the allocation for shelter care.
 13 SHELTER CARE ALLOCATION
 14 Sec. 51. 2017 Iowa Acts, chapter 174, section 57, subsection
 15 6, as amended by 2018 Iowa Acts, chapter 1165, section 28, is
 16 amended to read as follows:
 17 6. ~~Notwithstanding section 234.35 or any other provision of~~
 18 ~~law to the contrary, state funding~~ Of the funds appropriated
 19 in this section, a sufficient amount is allocated for shelter
 20 care and the child welfare emergency services contracting
 21 implemented to provide for or prevent the need for shelter care
 22 ~~shall be limited to \$8,096,158.~~
 23 OTHER FUNDING FOR CHILD WELFARE SERVICES
 24 Sec. 52. 2017 Iowa Acts, chapter 174, section 57, subsection
 25 6, as amended by 2018 Iowa Acts, chapter 1165, section 28, is
 26 amended by adding the following new subsection:
 27 NEW SUBSECTION. 24. If a separate funding source is
 28 identified that reduces the need for state funds within an
 29 allocation under this section, the allocated state funds may be
 30 redistributed to other allocations under this section for the
 31 same fiscal year.
 32 Sec. 53.EFFECTIVE DATE. This division of this Act, being
 33 deemed of immediate importance, takes effect upon enactment.
 34 Sec. 54.RETROACTIVE APPLICABILITY. This division of this
 35 Act applies retroactively to July 1, 2018.

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1 DIVISION XIII
 2 HOSPITAL HEALTH CARE ACCESS ASSESSMENT PROGRAM FUTURE REPEAL

3 Sec. 55. Section 249M.5, Code 2019, is amended to read as
4 follows:

5 **249M.5 Future repeal.**

6 This chapter is repealed July 1, ~~2019~~ 2021.

7 Sec. 56.EFFECTIVE DATE. This division of this Act, being
8 deemed of immediate importance, takes effect upon enactment.

9 DIVISION XIV

10 MENTAL HEALTH AND DISABILITY SERVICES — TRANSFER OF FUNDS

11 Sec. 57.MENTAL HEALTH AND DISABILITY SERVICES — TRANSFER

12 OF FUNDS. Notwithstanding section 331.432, a county with a
13 population of over 300,000 based on the most recent federal
14 decennial census, may transfer funds from any other fund of the
15 county to the mental health and disability regional services
16 fund for the purposes of providing mental health and disability
17 services for the fiscal year beginning July 1, 2019, and
18 ending June 30, 2020. The county shall submit a report to
19 the governor and the general assembly by September 1, 2020,
20 including the source of any funds transferred, the amount of
21 the funds transferred, and the mental health and disability
22 services provided with the transferred funds.

23 DIVISION XV

24 OPERATION OF BOARD OF MEDICINE, BOARD OF NURSING, BOARD OF
25 PHARMACY, AND THE DENTAL BOARD

26 Sec. 58. Section 135.11A, subsection 1, Code 2019, is
27 amended to read as follows:

28 1. There shall be a professional licensure division within
29 the department of public health. Each board under chapter 147
30 or under the administrative authority of the department, except
31 the board of nursing, board of medicine, dental board, and
32 board of pharmacy, shall receive administrative and clerical
33 support from the division and may not employ its own support
34 staff for administrative and clerical duties. The executive
35 director of the board of nursing, board of medicine, dental

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1 board, and board of pharmacy shall be appointed pursuant to
2 section 135.11B.

3 Sec. 59.NEW SECTION. 135.11B Appointment of certain
4 executive directors.

5 1. The director shall appoint and supervise a full-time
6 executive director for each of the following boards:

- 7 a. The board of medicine.
- 8 b. The board of nursing.
- 9 c. The dental board.
- 10 d. The board of pharmacy.

11 2. Each board listed in subsection 1 shall advise the
12 director in evaluating potential candidates for the position of
13 executive director, consult with the director in the hiring of
14 the executive director, and review and advise the director on
15 the performance of the executive director in the discharge of
16 the executive director's duties.

17 3. Each board listed in subsection 1 shall retain sole
 18 discretion and authority to execute the core functions of the
 19 board including but not limited to policymaking, advocating
 20 for and against legislation, rulemaking, licensing, licensee
 21 investigations, licensee disciplinary proceedings, and
 22 oversight of professional health programs. The director's
 23 supervision of the executive director shall not interfere with
 24 the board's discretion and authority in executing the core
 25 functions of the board.

26 Sec. 60. Section 147.80, subsection 3, Code 2019, is amended
 27 to read as follows:

28 3. The board of medicine, the board of pharmacy, the
 29 dental board, and the board of nursing shall retain individual
 30 executive officers pursuant to section 135.11B, but shall
 31 make every effort to share administrative, clerical, and
 32 investigative staff to the greatest extent possible.

33 Sec. 61. Section 152.2, Code 2019, is amended to read as
 34 follows:

35 **152.2 Executive director.**

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1 The board shall ~~appoint~~ retain a full-time executive
 2 director, who shall be appointed pursuant to section 135B.11.
 3 The executive director shall be a registered nurse ~~and shall~~
 4 ~~not be a member of the board~~. The governor, with the approval
 5 of the executive council pursuant to section 8A.413, subsection
 6 3, under the pay plan for exempt positions in the executive
 7 branch of government, shall set the salary of the executive
 8 director.

9 Sec. 62. Section 153.33, subsection 2, Code 2019, is amended
 10 to read as follows:

11 2. All employees needed to administer this chapter except
 12 the executive director shall be appointed pursuant to the merit
 13 system. The executive director shall ~~serve at the pleasure of~~
 14 ~~the board~~ be appointed pursuant to section 135.11B and shall
 15 be exempt from the merit system provisions of chapter 8A,
 16 subchapter IV.

17 DIVISION XVI

18 MEDICAID MEDICAL PRIOR AUTHORIZATION — UNIFORM PROCESS —
 19 CENTRAL PORTAL

20 Sec. 63.MEDICAID — MEDICAL PRIOR AUTHORIZATION UNIFORM
 21 PROCESS. The department of human services shall adopt rules
 22 pursuant to chapter 17A by October 1, 2019, to require that
 23 both managed care and fee-for-service payment and delivery
 24 systems utilize a uniform process, including but not limited to
 25 uniform forms, information requirements, and time frames, to
 26 request medical prior authorization under the Medicaid program.
 27 The rules shall require the managed care organizations,
 28 by contract, to implement the uniform process by a date as
 29 determined by the department.

30 Sec. 64.MEDICAID MANAGEMENT INFORMATION SYSTEM — CENTRAL

31 PORTAL — REVIEW. The department shall review the costs
 32 associated with expanding the medical assistance management
 33 information system to integrate a single, statewide system to
 34 serve as a central portal for submission of all medical prior
 35 authorization requests for the Medicaid program. The portal

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1 shall not be designed to make or review final determinations
 2 of managed care organization medical prior authorization
 3 requests, but shall only serve as a conduit to deliver medical
 4 prior authorization requests to the appropriate managed care
 5 organization. The results of the study shall be submitted to
 6 the governor and the general assembly no later than March 31,
 7 2020.

8 Sec. 65.EFFECTIVE DATE. This division of this Act, being
 9 deemed of immediate importance, takes effect upon enactment.

10 DIVISION XVII

11 HEALTH AND HUMAN SERVICES EXECUTIVE BRANCH ENTITIES — REFORM
 12 IOWA COLLABORATIVE SAFETY NET PROVIDER NETWORK

13 Sec. 66. Section 135.24, subsection 7, paragraph e, Code
 14 2019, is amended to read as follows:

15 e. “*Specialty health care provider office*” means the
 16 private office or clinic of an individual specialty health
 17 care provider or group of specialty health care providers as
 18 ~~referred by the Iowa collaborative safety net provider network~~
 19 ~~established in section 135.153~~, but does not include a field
 20 dental clinic, a free clinic, or a hospital.

21 Sec. 67. Section 135.159, subsection 1, paragraph h, Code
 22 2019, is amended by striking the paragraph.

23 Sec. 68.REPEAL. Section 135.153, Code 2019, is repealed.

24 HOSPITAL HEALTH CARE ACCESS TRUST FUND BOARD

25 Sec. 69. Section 249M.4, Code 2019, is amended to read as
 26 follows:

27 **249M.4 Hospital health care access trust fund — board.**

28 1. A hospital health care access trust fund is created
 29 in the state treasury under the authority of the department.
 30 Moneys received through the collection of the hospital health
 31 care access assessment imposed under this chapter and any
 32 other moneys specified for deposit in the trust fund shall be
 33 deposited in the trust fund.

34 2. Moneys in the trust fund shall be used, subject to
 35 their appropriation by the general assembly, by the department

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1 to reimburse participating hospitals the medical assistance
 2 program upper payment limit for inpatient and outpatient
 3 hospital services as calculated in this section. Following
 4 payment of such upper payment limit to participating hospitals,
 5 any remaining funds in the trust fund on an annual basis may be
 6 used for any of the following purposes:

- 7 a. To support medical assistance program utilization
8 shortfalls.
- 9 b. To maintain the state's capacity to provide access to and
10 delivery of services for vulnerable Iowans.
- 11 c. To fund the health care workforce support initiative
12 created pursuant to section 135.175.
- 13 d. To support access to health care services for uninsured
14 Iowans.
- 15 e. To support Iowa hospital programs and services which
16 expand access to health care services for Iowans.
- 17 3. The trust fund shall be separate from the general fund
18 of the state and shall not be considered part of the general
19 fund. The moneys in the trust fund shall not be considered
20 revenue of the state, but rather shall be funds of the hospital
21 health care access assessment program. The moneys deposited
22 in the trust fund are not subject to section 8.33 and shall not
23 be transferred, used, obligated, appropriated, or otherwise
24 encumbered, except to provide for the purposes of this chapter.
25 Notwithstanding section 12C.7, subsection 2, interest or
26 earnings on moneys deposited in the trust fund shall be
27 credited to the trust fund.
- 28 4. The department shall adopt rules pursuant to chapter
29 17A to administer the trust fund and reimbursements and
30 expenditures as specified in this chapter made from the trust
31 fund.
- 32 5.a. Beginning July 1, 2010, or the implementation date
33 of the hospital health care access assessment program as
34 determined by receipt of approval from the centers for Medicare
35 and Medicaid services of the United States department of health

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- 1 and human services, whichever is later, the department shall
2 increase the diagnostic related groups and ambulatory patient
3 classifications base rates to provide payments to participating
4 hospitals at the Medicare upper payment limit for the fiscal
5 year beginning July 1, 2010, calculated as of July 31, 2010.
6 Each participating hospital shall receive the same percentage
7 increase, but the percentage may differ depending on whether
8 the basis for the base rate increase is the diagnostic related
9 groups or ambulatory patient classifications.
- 10 b. The percentage increase shall be calculated by dividing
11 the amount calculated under subparagraph (1) by the amount
12 calculated under subparagraph (2) as follows:
- 13 (1) The amount under the Medicare upper payment limit for
14 the fiscal year beginning July 1, 2010, for participating
15 hospitals.
- 16 (2) The projected expenditures for participating hospitals
17 for the fiscal year beginning July 1, 2010, as determined by
18 the fiscal management division of the department, plus the
19 amount calculated under subparagraph (1).
- 20 6. For the fiscal year beginning July 1, 2011, and for

21 each fiscal year beginning July 1, thereafter, the payments to
 22 participating hospitals shall continue to be calculated based
 23 on the upper payment limit as calculated for the fiscal year
 24 beginning July 1, 2010.

25 7. Reimbursement of participating hospitals shall
 26 incorporate the rebasing process for inpatient and outpatient
 27 services for state fiscal year 2012. However, the total amount
 28 of increased funding available for reimbursement attributable
 29 to rebasing shall not exceed four million five hundred thousand
 30 dollars for state fiscal year 2012 and six million dollars for
 31 state fiscal year 2013.

32 8. Any payments to participating hospitals under this
 33 section shall result in budget neutrality to the general fund
 34 of the state.

35 ~~9.a. A hospital health care access trust fund board is~~

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1 ~~established consisting of the following members:~~

2 ~~(1) The co-chairpersons and the ranking members of the joint~~
 3 ~~appropriations subcommittee on health and human services.~~

4 ~~(2) The Iowa medical assistance program director.~~

5 ~~(3) Two hospital executives representing the two largest~~
 6 ~~private health care systems in the state.~~

7 ~~(4) The president of the Iowa hospital association.~~

8 ~~(5) A representative of a consumer advocacy group, involved~~
 9 ~~in both state and national initiatives, that provides data on~~
 10 ~~key indicators of well-being for children and families in order~~
 11 ~~to inform policymakers to help children and families succeed.~~

12 ~~b. The board shall do all of the following:~~

13 ~~(1) Provide oversight of the trust fund.~~

14 ~~(2) Make recommendations regarding the hospital health care~~
 15 ~~access assessment program, including recommendations regarding~~
 16 ~~the assessment calculation, assessment amounts, payments to~~
 17 ~~participating hospitals, and use of the moneys in the trust~~
 18 ~~fund.~~

19 ~~(3) Submit an annual report to the governor and the general~~
 20 ~~assembly regarding the use and expenditure of moneys deposited~~
 21 ~~in the trust fund.~~

22 ~~e. The department shall provide administrative assistance~~
 23 ~~to the board.~~

24 ADVISORY COMMITTEE TO THE CENTER FOR RURAL HEALTH AND PRIMARY
 25 CARE

26 Sec. 70. Section 135.107, subsection 5, Code 2019, is
 27 amended by striking the subsection.

28 Sec. 71. Section 262.78, subsection 3, Code 2019, is amended
 29 to read as follows:

30 3. The president of the university of Iowa, in consultation
 31 with the president of Iowa state university of science and
 32 technology, shall employ a full-time director of the center.
 33 The center may employ staff to carry out the center's purpose.
 34 The director shall coordinate the agricultural health and

35 safety programs of the center. The director shall regularly

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1 meet and consult with the ~~advisory committee to the center for~~
 2 rural health and primary care. The director shall provide
 3 the board of regents with relevant information regarding the
 4 center.

5 GOVERNMENTAL PUBLIC HEALTH ADVISORY COUNCIL
 6 Sec. 72. Section 135A.2, subsection 2, Code 2019, is amended
 7 by striking the subsection.

8 Sec. 73. Section 135A.9, subsection 1, Code 2019, is amended
 9 by striking the subsection.

10 Sec. 74. REPEAL. Section 135A.4, Code 2019, is repealed.
 11 PATIENT-CENTERED HEALTH ADVISORY COUNCIL

12 Sec. 75. REPEAL. Section 135.159, Code 2019, is repealed.

13 COMBINING STATE MEDICAL EXAMINER ADVISORY COUNCIL WITH THE
 14 INTERAGENCY COORDINATING COUNCIL

15 Sec. 76. Section 691.6B, Code 2019, is amended to read as
 16 follows:

17 **691.6B Interagency coordinating council.**

18 1. An interagency coordinating council is created to advise
 19 do all of the following:

20 a. Advise and consult with the state medical examiner on a
 21 range of issues affecting the organization and functions of the
 22 office of the state medical examiner and the effectiveness of
 23 the medical examiner system in the state.

24 b. Advise the state medical examiner concerning the
 25 assurance of effective coordination of the functions and
 26 operations of the office of the state medical examiner with the
 27 needs and interests of the departments of public safety and
 28 public health.

29 2. Members of the interagency coordinating council shall
 30 include the all of the following:

31 a. The state medical examiner, or when the state medical
 32 examiner is not available, the deputy state medical examiner;
 33 the.

34 b. The commissioner of public safety or the commissioner's
 35 designee; the.

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1 c. The director of public health or the director's designee;
 2 and the.

3 d. The governor or the governor's designee.

4 e. Representatives from the office of the attorney
 5 general, the Iowa county attorneys association, the Iowa
 6 medical society, the Iowa association of pathologists, the
 7 Iowa association of county medical examiners, the statewide
 8 emergency medical system, and the Iowa funeral directors
 9 association.

10 3. The interagency coordinating council shall meet on

11 a regular basis, and shall be organized and function as
 12 established by the state medical examiner by rule.
 13 Sec. 77. REPEAL. Section 691.6C, Code 2019, is repealed.
 14 TRAUMA SYSTEM ADVISORY COUNCIL
 15 Sec. 78. Section 147A.24, subsection 2, Code 2019, is
 16 amended to read as follows:
 17 2. The council shall consist of seven members to be
 18 appointed by the director from the recommendations of
 19 the organizations in subsection 1 for terms of two years.
 20 Vacancies on the council shall be filled for the remainder of
 21 the term of the original appointment. Members whose terms
 22 expire may be reappointed.
 23 Sec. 79. TRANSITION PROVISIONS. Notwithstanding any
 24 provision of section 147A.24, subsection 2, to the contrary, a
 25 member of the trauma system advisory council on July 1, 2019,
 26 shall continue serving until the expiration of that member's
 27 term or until a vacancy occurs prior to the expiration of the
 28 applicable term, and such vacancy shall only be filled to the
 29 extent consistent with and necessary to maintain the total
 30 number of members of the council specified in section 147A.24,
 31 subsection 2, as amended in this Act.
 32 TELECONFERENCE OPTION FOR STATE ENTITIES
 33 Sec. 80. NEW SECTION. 135.11B Statutory board, commission,
 34 committee, or council of committee — teleconference option.
 35 Any statutorily established board, commission, committee, or

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1 council established under the purview of the department shall
 2 provide for a teleconference option for board, commission,
 3 committee, or council members to participate in official
 4 meetings.
 5 ELIMINATION OF PAYMENT OF EXPENSES FOR PUBLIC MEMBERS OF
 6 CERTAIN STATE ENTITIES
 7 Sec. 81. Section 105.3, subsection 6, Code 2019, is amended
 8 by striking the subsection.
 9 Sec. 82. Section 135.43, subsection 2, unnumbered paragraph
 10 1, Code 2019, is amended to read as follows:
 11 The membership of the review team is subject to the
 12 provisions of sections 69.16 and 69.16A, relating to political
 13 affiliation and gender balance. Review team members who
 14 are not designated by another appointing authority shall be
 15 appointed by the state medical examiner. Membership terms
 16 shall be for three years. A membership vacancy shall be filled
 17 in the same manner as the original appointment. The review
 18 team shall elect a chairperson and other officers as deemed
 19 necessary by the review team. The review team shall meet upon
 20 the call of the state medical examiner or as determined by
 21 the review team. ~~The members of the team are eligible for~~
 22 ~~reimbursement of actual and necessary expenses incurred in the~~
 23 ~~performance of their official duties.~~ The review team shall
 24 include the following:

25 Sec. 83. Section 135.62, subsection 2, paragraph e, Code
 26 2019, is amended by striking the paragraph.
 27 Sec. 84. Section 147A.3, Code 2019, is amended to read as
 28 follows:
 29 **147A.3 Meetings of the council — quorum — expenses.**
 30 Membership, terms of office, and quorum, ~~and expenses~~ shall
 31 be determined by the director pursuant to chapter 135.
 32 Sec. 85. Section 256I.3, subsection 3, Code 2019, is amended
 33 by striking the subsection.
 34 ELIMINATION OF CHILD WELFARE ADVISORY COMMITTEE, CHILD
 35 SUPPORT ADVISORY COMMITTEE, CHILDREN'S MENTAL HEALTH WAIVER

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1 IMPLEMENTATION COMMITTEE, AND PROPERTY TAX RELIEF FUND RISK
 2 POOL
 3 Sec. 86. Section 217.3A, subsection 1, Code 2019, is amended
 4 to read as follows:
 5 1. *General.* The council on human services shall establish
 6 and utilize the advisory ~~committees~~ committee identified in
 7 this section and may establish and utilize other advisory
 8 committees. The council shall establish appointment
 9 provisions, membership terms, operating guidelines, and other
 10 operational requirements for committees established pursuant to
 11 this section.
 12 Sec. 87. Section 217.3A, subsections 3 and 4, Code 2019, are
 13 amended by striking the subsections.
 14 Sec. 88. Section 426B.5, subsection 1, Code 2019, is amended
 15 by striking the subsection.
 16 Sec. 89. 2005 Iowa Acts, chapter 117, section 4, subsection
 17 3, is amended by striking the subsection.
 18 DIVISION XVIII
 19 MEDICAL ASSISTANCE ADVISORY COUNCIL
 20 Sec. 90. Section 217.3, subsection 4, Code 2019, is amended
 21 to read as follows:
 22 4. Approve the budget of the department of human services
 23 prior to submission to the governor. Prior to approval of the
 24 budget, the council shall publicize and hold a public hearing
 25 to provide explanations and hear questions, opinions, and
 26 suggestions regarding the budget. Invitations to the hearing
 27 shall be extended to the governor, the governor-elect, the
 28 director of the department of management, and other persons
 29 deemed by the council as integral to the budget process. The
 30 budget materials submitted to the governor shall include a
 31 review of options for revising the medical assistance program
 32 made available by federal action or by actions implemented
 33 by other states as identified by the department, the medical
 34 assistance advisory council ~~and the executive committee of the~~
 35 ~~medical assistance advisory council~~ created in section 249A.4B,

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1 and by county representatives. The review shall address what
 2 potential revisions could be made in this state and how the
 3 changes would be beneficial to Iowans.

4 Sec. 91. Section 249A.4B, Code 2019, is amended to read as
 5 follows:

6 **249A.4B Medical assistance advisory council.**

7 1. A medical assistance advisory council is created to
 8 comply with 42 C.F.R. §431.12 based on section 1902(a)(4) of
 9 the federal Social Security Act and to advise the director
 10 about health and medical care services under the medical
 11 assistance program. The council shall meet no more than
 12 quarterly. The director of public health and a public member
 13 of the council selected by the public members of the council
 14 ~~specified in subsection 2, paragraph "b",~~ shall serve as
 15 co-chairpersons of the council.

16 2.a. The council shall consist of the following voting
 17 members:

18 (1) Five professional or business entity members selected
 19 by the entities specified pursuant to subsection 3, paragraph
 20 "a".

21 (2) Five public members appointed pursuant to subsection 3,
 22 paragraph "b". Of the five public members, at least one member
 23 shall be a recipient of medical assistance.

24 b. The council shall include all of the following nonvoting
 25 members:

26 (1) The director of public health, or the director's
 27 designee.

28 (2) The director of the department on aging, or the
 29 director's designee.

30 (3) The long-term care ombudsman, or the long-term care
 31 ombudsman's designee.

32 (4) The dean of Des Moines university — osteopathic medical
 33 center, or the dean's designee.

34 (5) The dean of the university of Iowa college of medicine,
 35 or the dean's designee.

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1 (6) A member of the hawk-i board created in section 514I.5,
 2 selected by the members of the hawk-i board.

3 (7) The following members of the general assembly, each for
 4 a term of two years as provided in section 69.16B:

5 (a) Two members of the house of representatives, one
 6 appointed by the speaker of the house of representatives
 7 and one appointed by the minority leader of the house of
 8 representatives from their respective parties.

9 (b) Two members of the senate, one appointed by the
 10 president of the senate after consultation with the majority
 11 leader of the senate and one appointed by the minority leader
 12 of the senate.

- 13 ~~2. 3.~~ The voting membership of the council shall include
 14 all of the following voting members be selected or appointed
 15 as follows:
- 16 a. The five professional or business entity members shall
 17 be selected by the entities specified under this paragraph "a".
 18 The five professional or business entity members selected shall
 19 be the president, or the president's representative, of each
 20 of the following professional or business entities entity, or
 21 a member of each of the following professional or business
 22 entities, selected entity, designated by the entity:
- 23 (1) The Iowa medical society.
 - 24 (2) The Iowa osteopathic medical association.
 - 25 (3) The Iowa academy of family physicians.
 - 26 (4) The Iowa chapter of the American academy of pediatrics.
 - 27 (5) The Iowa physical therapy association.
 - 28 (6) The Iowa dental association.
 - 29 (7) The Iowa nurses association.
 - 30 (8) The Iowa pharmacy association.
 - 31 (9) The Iowa podiatric medical society.
 - 32 (10) The Iowa optometric association.
 - 33 (11) The Iowa association of community providers.
 - 34 (12) The Iowa psychological association.
 - 35 (13) The Iowa psychiatric society.

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- 1 (14) The Iowa chapter of the national association of social
- 2 workers.
- 3 (15) The coalition for family and children's services in
- 4 Iowa.
- 5 (16) The Iowa hospital association.
- 6 (17) The Iowa association of rural health clinics.
- 7 (18) The Iowa primary care association.
- 8 (19) Free clinics of Iowa.
- 9 (20) The opticians' association of Iowa, inc.
- 10 (21) The Iowa association of hearing health professionals.
- 11 (22) The Iowa speech and hearing association.
- 12 (23) The Iowa health care association.
- 13 (24) The Iowa association of area agencies on aging.
- 14 (25) AARP.
- 15 (26) The Iowa caregivers association.
- 16 (27) Leading age Iowa.
- 17 (28) The Iowa association for home care.
- 18 (29) The Iowa council of health care centers.
- 19 (30) The Iowa physician assistant society.
- 20 (31) The Iowa association of nurse practitioners.
- 21 (32) The Iowa nurse practitioner society.
- 22 (33) The Iowa occupational therapy association.
- 23 (34) The ARC of Iowa, formerly known as the association for
- 24 retarded citizens of Iowa.
- 25 (35) The national alliance on mental illness.
- 26 (36) The Iowa state association of counties.

- 27 (37) The Iowa developmental disabilities council.
 28 (38) The Iowa chiropractic society.
 29 (39) The Iowa academy of nutrition and dietetics.
 30 (40) The Iowa behavioral health association.
 31 (41) The midwest association for medical equipment services
 32 or an affiliated Iowa organization.
 33 ~~b. Ten~~ The five public members shall be public
 34 representatives which may include members of consumer groups,
 35 including recipients of medical assistance or their families,

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- 1 consumer organizations, and others, appointed by the governor
 2 for staggered terms of two years each, none of whom shall be
 3 members of, or practitioners of, or have a pecuniary interest
 4 in any of the professional or business entities specifically
 5 represented under paragraph "a", and a majority of whom shall be
 6 current or former recipients of medical assistance or members
 7 of the families of current or former recipients.
 8 ~~e. A member of the hawk-i board created in section 514I.5,~~
 9 ~~selected by the members of the hawk-i board.~~
 10 ~~3. The council shall include all of the following nonvoting~~
 11 ~~members:~~
 12 ~~a. The director of public health, or the director's~~
 13 ~~designee.~~
 14 ~~b. The director of the department on aging, or the~~
 15 ~~director's designee.~~
 16 ~~c. The long-term care ombudsman, or the long-term care~~
 17 ~~ombudsman's designee.~~
 18 ~~d. The dean of Des Moines university — osteopathic medical~~
 19 ~~center, or the dean's designee.~~
 20 ~~e. The dean of the university of Iowa college of medicine,~~
 21 ~~or the dean's designee.~~
 22 ~~f. The following members of the general assembly, each for a~~
 23 ~~term of two years as provided in section 69.16B:~~
 24 ~~(1) Two members of the house of representatives, one~~
 25 ~~appointed by the speaker of the house of representatives~~
 26 ~~and one appointed by the minority leader of the house of~~
 27 ~~representatives from their respective parties.~~
 28 ~~(2) Two members of the senate, one appointed by the~~
 29 ~~president of the senate after consultation with the majority~~
 30 ~~leader of the senate and one appointed by the minority leader~~
 31 ~~of the senate.~~
 32 ~~4.a. An executive committee of the council is created and~~
 33 ~~shall consist of the following members of the council:~~
 34 ~~(1) Five of the professional or business entity members~~
 35 ~~designated pursuant to subsection 2, paragraph "a", and~~

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- 1 selected by the members specified under that paragraph, as
 2 voting members.

3 (2) Five of the public members appointed pursuant to
 4 subsection 2, paragraph "b", and selected by the members
 5 specified under that paragraph, as voting members. Of the five
 6 public members, at least one member shall be a recipient of
 7 medical assistance.

8 (3) The director of public health, or the director's
 9 designee, as a nonvoting member.

10 ~~b. The executive committee shall meet on a monthly basis.~~
 11 The director of public health and the public member serving as
 12 co chairperson of the council shall serve as co chairpersons of
 13 the executive committee.

14 ~~e. 4. Based upon the deliberations of the council and the~~
 15 ~~executive committee, the executive committee council shall make~~
 16 recommendations to the director regarding the budget, policy,
 17 and administration of the medical assistance program.

18 5. For each council meeting, other than those held during
 19 the time the general assembly is in session, each legislative
 20 member of the council shall be reimbursed for actual travel
 21 and other necessary expenses and shall receive a per diem as
 22 specified in section 7E.6 for each day in attendance, as shall
 23 the members of the council ~~or the executive committee~~ who are
 24 recipients or the family members of recipients of medical
 25 assistance, regardless of whether the general assembly is in
 26 session.

27 6. The department shall provide staff support and
 28 independent technical assistance to the council ~~and the~~
 29 ~~executive committee.~~

30 7. The director shall consider the recommendations offered
 31 by the council ~~and the executive committee~~ in the director's
 32 preparation of medical assistance budget recommendations to
 33 the council on human services pursuant to section 217.3 and in
 34 implementation of medical assistance program policies.

35 DIVISION XIX

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1 MEDICAID COVERAGE — PREGNANT WOMEN LAWFULLY ADMITTED FOR
 2 PERMANENT RESIDENCE

3 Sec. 92.MEDICAID COVERAGE — PREGNANT WOMEN LAWFULLY
 4 ADMITTED FOR PERMANENT RESIDENCE IN THE UNITED STATES WITHOUT
 5 APPLICATION OF FIVE-YEAR WAITING PERIOD.

6 1. The department of human services shall seek a waiver from
 7 the centers for Medicare and Medicaid services of the United
 8 States department of health and human services to provide
 9 coverage under the Medicaid program for pregnant women lawfully
 10 admitted for permanent residence in the United States, without
 11 application of the five-year waiting period.

12 2. If federal approval is received by the department, the
 13 department shall provide Medicaid coverage for pregnant women
 14 lawfully admitted for permanent residence in the United States,
 15 without application of the five-year waiting period, effective
 16 the first day of the month following the department's receipt

17 of federal approval.

18 DIVISION XX

19 PROVISION OF CERTAIN SURGERIES OR PROCEDURES — EXEMPTION FROM
20 REQUIRED ACCOMMODATIONS OR SERVICES

21 Sec. 93. Section 216.7, Code 2019, is amended by adding the
22 following new subsection:

23 NEW SUBSECTION. 3. This section shall not require any
24 state or local government unit or tax-supported district to
25 provide for sex reassignment surgery or any other cosmetic,
26 reconstructive, or plastic surgery procedure related to
27 transsexualism, hermaphroditism, gender identity disorder, or
28 body dysmorphic disorder.

29 Sec. 94.EFFECTIVE DATE. This division of this Act, being
30 deemed of immediate importance, takes effect upon enactment.

31 DIVISION XXI

32 REVISION OF MEDICAID MANAGED CARE CONTRACTS — LIQUIDATED
33 DAMAGES

34 Sec. 95.REVISION OF MEDICAID MANAGED CARE CONTRACTS —
35 LIQUIDATED DAMAGES. The department shall revise the Medicaid

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1 managed care contracts to include all of the following
2 provisions:

3 1. The assessment of liquidated damages for prior
4 authorization and claims payment system issues that were
5 reported by the managed care organization to the department
6 as corrected, but reoccurred within 60 days of the reported
7 correction.

8 2. The assessment of liquidated damages for the failure of
9 a managed care organization to complete provider credentialing
10 or to accurately load provider rosters as required in the
11 contract.

12 DIVISION XXII

13 HEALTH DATA COLLECTION AND USE

14 Sec. 96. Section 135.166, subsection 1, Code 2019, is
15 amended to read as follows:

16 1.a. The department of public health shall enter into
17 a memorandum of understanding to ~~utilize the Iowa hospital~~
18 ~~association with the contractor selected through a request for~~
19 proposals process to act as the department's intermediary in
20 collecting, maintaining, and disseminating hospital inpatient,
21 outpatient, and ambulatory data, as initially authorized in
22 1996 Iowa Acts, ch. 1212, §5, subsection 1, paragraph "a",
23 subparagraph (4), and 641 IAC 177.3.

24 b. The memorandum of understanding shall include but is not
25 limited to provisions that address the duties of the department
26 and the ~~Iowa hospital association contractor~~ regarding the
27 collection, reporting, disclosure, storage, and confidentiality
28 of the data.

29 Sec. 97.REQUEST FOR PROPOSALS PROCESS — TRANSITION. The
30 department of public health shall continue the memorandum of

31 understanding with the entity acting as intermediary on June
32 30, 2019, pursuant to section 135.166, until the contractor
33 selected through a request for proposals process assumes the
34 duties of intermediary on January 1, 2021, as specified under
35 this division of this Act.

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1 DIVISION XXIII
2 ELDORA STATE TRAINING SCHOOL
3 Sec. 98. Section 232.52, subsection 2, paragraph e,
4 unnumbered paragraph 1, Code 2019, is amended to read as
5 follows:
6 An order transferring the custody of the child, subject to
7 the continuing jurisdiction and custody of the court for the
8 purposes of section 232.54, to the director of the department
9 of human services for purposes of placement in the state
10 training school unless the state training school is unable to
11 accept placement of the child in the state training school,
12 or other facility, provided that the child is at least twelve
13 years of age and the court finds the placement to be in the best
14 interests of the child or necessary for the protection of the
15 public, and that the child has been found to have committed an
16 act which is a forcible felony, as defined in section 702.11,
17 or a felony violation of section 124.401 or chapter 707, or the
18 court finds any three of the following conditions exist:

19 DIVISION XXIV
20 DISTRIBUTION OF FEDERAL FUNDS — RESTRICTIONS — ABORTION
21 Sec. 99. DISTRIBUTION OF FEDERAL PUBLIC HEALTH SERVICES ACT
22 FUNDS FOR FAMILY PLANNING.

23 1. The department of public health shall annually apply
24 to the United States department of health and human services
25 for grant funding under Tit. X of the federal Public Health
26 Services Act, 42 U.S.C. §300 et seq. The department shall
27 distribute all grant funding received to applicants in the
28 following order of priority:

29 a. Public entities that provide family planning services
30 including state, county, or local community health clinics,
31 federally qualified health centers, and community action
32 organizations.
33 b. Nonpublic entities that, in addition to family planning
34 services, provide required primary health services as described
35 in 42 U.S.C. §254b(b)(1)(A).

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1 c. Nonpublic entities that provide family planning
2 services but do not provide required primary health services as
3 described in 42 U.S.C. §254b(b)(1)(A).
4 2. Distribution of funds under this section shall be made in
5 a manner that continues access to family planning services.
6 3.a.(1) Distribution of funds under this section shall

7 not be made to any entity that performs abortions, promotes
8 abortions, maintains or operates a facility where abortions are
9 performed or promoted, contracts or subcontracts with an entity
10 that performs or promotes abortions, becomes or continues to be
11 an affiliate of any entity that performs or promotes abortions,
12 or regularly makes referrals to an entity that provides or
13 promotes abortions or maintains or operates a facility where
14 abortions are performed. However, the prohibition specified
15 in this subparagraph (1) shall not be interpreted to include
16 a nonpublic entity that is a distinct location of a nonprofit
17 health care delivery system, if the distinct location provides
18 family planning services but does not perform abortions
19 or maintain or operate as a facility where abortions are
20 performed.

21 (2) The department of public health shall adopt rules
22 pursuant to chapter 17A to require that as a condition of
23 eligibility as an applicant under this section, each distinct
24 location of a nonprofit health care delivery system shall be
25 assigned a distinct provider identification number and complete
26 an attestation that abortions are not performed at the distinct
27 location.

28 b. For the purposes of this section, “nonprofit health
29 care delivery system” means an Iowa nonprofit corporation
30 that controls, directly or indirectly, a regional health
31 care network consisting of hospital facilities and various
32 ambulatory and clinic locations that provide a range of
33 primary, secondary, and tertiary inpatient, outpatient, and
34 physician services.

35 c. For the purposes of this section, “abortion” does not

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1 include any of the following:

2 (1) The treatment of a woman for a physical disorder,
3 physical injury, or physical illness, including a
4 life-endangering physical condition caused by or arising from
5 the pregnancy itself, that would, as certified by a physician,
6 place the woman in danger of death.

7 (2) The treatment of a woman for a spontaneous abortion,
8 commonly known as a miscarriage, when not all of the products
9 of human conception are expelled.

10 4. Funds distributed in accordance with this section shall
11 not be used for direct or indirect costs, including but not
12 limited to administrative costs or expenses, overhead, employee
13 salaries, rent, and telephone and other utility costs, related
14 to providing or promoting abortions as specified in this
15 section.

16 5. The department of public health shall submit a report to
17 the governor and the general assembly, annually by January 1,
18 listing any entities that received funds pursuant to subsection
19 1, paragraph “c”, and the amount and type of funds received by
20 such entities during the preceding calendar year. The report

21 shall provide a detailed explanation of how the department
22 determined that distribution of funds to such an entity,
23 instead of to an entity described in subsection 1, paragraph
24 “a” or “b”, was necessary to prevent severe limitation or
25 elimination of access to family planning services in the region
26 of the state where the entity is located.

27 Sec. 100.ADMINISTRATION OF PERSONAL RESPONSIBILITY
28 EDUCATION PROGRAM AND SEXUAL RISK AVOIDANCE EDUCATION GRANT
29 PROGRAM FUNDS.

30 1. Any contract entered into on or after July 1, 2019, by
31 the department of public health to administer the personal
32 responsibility education program as specified in 42 U.S.C.
33 §713 or to administer the sexual risk avoidance education
34 grant program authorized pursuant to section 510 of Tit.
35 V of the federal Social Security Act, 42 U.S.C. §710, as

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1 amended by section 50502 of the federal Bipartisan Budget
2 Act of 2018, Pub. L. No. 115-123, and as further amended by
3 division S, Title VII, section 701 of the federal Consolidated
4 Appropriations Act of 2018, Pub. L. No. 115-141, shall exclude
5 as an eligible applicant, any applicant entity that performs
6 abortions, promotes abortions, maintains or operates a
7 facility where abortions are performed or promoted, contracts
8 or subcontracts with an entity that performs or promotes
9 abortions, becomes or continues to be an affiliate of any
10 entity that performs or promotes abortions, or regularly makes
11 referrals to an entity that provides or promotes abortions or
12 maintains or operates a facility where abortions are performed.
13 However, the prohibition specified in this section shall not be
14 interpreted to include a nonpublic entity that is a distinct
15 location of a nonprofit health care delivery system, if the
16 distinct location provides personal responsibility education
17 program or sexual risk avoidance education grant program
18 services but does not perform abortions or maintain or operate
19 as a facility where abortions are performed.

20 2. The department of public health shall adopt rules
21 pursuant to chapter 17A to require that as a condition of
22 eligibility as an applicant, grantee, grantee contractor,
23 or grantee subcontractor under the personal responsibility
24 education program or sexual risk avoidance education grant
25 program, each distinct location of a nonprofit health care
26 delivery system shall be assigned a distinct identification
27 number and complete an attestation that abortions are not
28 performed at the distinct location.

29 3. For the purposes of this section, “nonprofit health
30 care delivery system” means an Iowa nonprofit corporation
31 that controls, directly or indirectly, a regional health
32 care network consisting of hospital facilities and various
33 ambulatory and clinic locations that provide a range of
34 primary, secondary, and tertiary inpatient, outpatient, and

35 physician services.

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1 4. For the purposes of this section, "abortion" does not
 2 include any of the following:
 3 a. The treatment of a woman for a physical disorder,
 4 physical injury, or physical illness, including a
 5 life-endangering physical condition caused by or arising from
 6 the pregnancy itself, that would, as certified by a physician,
 7 place the woman in danger of death.
 8 b. The treatment of a woman for a spontaneous abortion,
 9 commonly known as a miscarriage, when not all of the products
 10 of human conception are expelled.
 11 Sec. 101.AWARD OF COMMUNITY ADOLESCENT PREGNANCY
 12 PREVENTION AND SERVICES PROGRAM GRANT FUNDS.
 13 1. Any contract entered into on or after July 1, 2019,
 14 by the department of human services to award a community
 15 adolescent pregnancy prevention and services program grant
 16 using federal temporary assistance for needy families block
 17 grant funds appropriated to the department shall exclude
 18 from eligibility any applicant, grantee, grantee contractor,
 19 or grantee subcontractor that performs abortions, promotes
 20 abortions, maintains or operates a facility where abortions are
 21 performed or promoted, contracts or subcontracts with an entity
 22 that performs or promotes abortions, becomes or continues to be
 23 an affiliate of any entity that performs or promotes abortions,
 24 or regularly makes referrals to an entity that provides or
 25 promotes abortions or maintains or operates a facility where
 26 abortions are performed.
 27 2. The eligibility exclusion specified in subsection 1
 28 shall not be interpreted to include a nonpublic entity that
 29 is a distinct location of a nonprofit health care delivery
 30 system, if the distinct location provides community adolescent
 31 pregnancy prevention program services but does not perform
 32 abortions or maintain or operate as a facility where abortions
 33 are performed.
 34 3. The department of human services shall adopt rules
 35 pursuant to chapter 17A to require that as a condition of

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1 eligibility as an applicant, grantee, grantee contractor,
 2 or grantee subcontractor under the adolescent pregnancy
 3 prevention and services program, each distinct location of
 4 a nonprofit health care delivery system shall be assigned a
 5 distinct identification number and complete an attestation that
 6 abortions are not performed at the distinct location.
 7 4. For the purposes of this section, "nonprofit health
 8 care delivery system" means an Iowa nonprofit corporation
 9 that controls, directly or indirectly, a regional health
 10 care network consisting of hospital facilities and various

11 ambulatory and clinic locations that provide a range of
 12 primary, secondary, and tertiary inpatient, outpatient, and
 13 physician services.

14 5. For the purposes of this section, “abortion” does not
 15 include any of the following:

16 a. The treatment of a woman for a physical disorder,
 17 physical injury, or physical illness, including a
 18 life-endangering physical condition caused by or arising from
 19 the pregnancy itself, that would, as certified by a physician,
 20 place the woman in danger of death.

21 b. The treatment of a woman for a spontaneous abortion,
 22 commonly known as a miscarriage, when not all of the products
 23 of human conception are expelled.

24 Sec. 102.SEVERABILITY. If any provision of this division
 25 of this Act or the application of this division of this Act to
 26 any person or circumstances is held invalid, the invalidity
 27 shall not affect other provisions or applications of this
 28 division of this Act which can be given effect without the
 29 invalid provisions or application and, to this end, the
 30 provisions of this division of this Act are severable.

31 Sec. 103.EFFECTIVE DATE. This division of this Act, being
 32 deemed of immediate importance, takes effect upon enactment.

33 DIVISION XXV

34 NON-STATE GOVERNMENT-OWNED NURSING FACILITY QUALITY OF CARE
 35 RATE ADD-ON PROGRAM

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1 Sec. 104. Section 249L.2, subsections 7 and 8, Code 2019,
 2 are amended to read as follows:

3 7. “*Non-state government-owned nursing facility*” means a
 4 nursing facility that is owned or operated by a non-state
 5 governmental entity and for which a non-state governmental
 6 entity holds the nursing facility’s license and is party to the
 7 nursing facility’s Medicaid contract.

8 8. “*Nursing facility*” means a licensed nursing facility as
 9 defined in section 135C.1 that is a freestanding facility or
 10 a nursing facility operated by a hospital licensed pursuant
 11 to chapter 135B, but does not include a distinct-part skilled
 12 nursing unit or a swing-bed unit operated by a hospital, or
 13 a nursing facility owned by the state or federal government
 14 or other governmental unit. “*Nursing facility*” includes a
 15 non-state government-owned nursing facility if the nursing
 16 facility participates in the non-state government-owned nursing
 17 facility ~~upper payment limit alternative payment~~ quality of
 18 care rate add-on program.

19 Sec. 105.NON-STATE GOVERNMENT-OWNED NURSING FACILITY
 20 QUALITY OF CARE RATE ADD-ON PROGRAM.

21 1. As used in this section, unless the context otherwise
 22 requires:

23 a. “Department” means the department of human services.

24 b. “Intergovernmental transfer” means a transfer of

25 state share funds from a non-state governmental entity to the
26 department of human services.

27 c. “Non-state governmental entity” or “NSGE” means a
28 hospital authority, hospital district, health care district,
29 city, or county.

30 d. “Non-state government-owned nursing facility” or “NSGO
31 nursing facility” means a nursing facility that is owned or
32 operated by a non-state governmental entity and for which a
33 non-state governmental entity holds the nursing facility’s
34 license and is party to the nursing facility’s Medicaid
35 contract.

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1 e. “Program” means the non-state government-owned nursing
2 facility quality of care rate add-on program described in this
3 section.

4 f. “Quality of care rate add-on calculation period” means
5 the fiscal year for which quality of care rate add-on amounts
6 are calculated based on adjudicated claims for days of service
7 provided.

8 g. “Upper payment limit” means a reasonable estimate of
9 the amount that would be paid for the services furnished by a
10 facility under Medicare payment principles.

11 2. The department of human services shall submit to the
12 centers for Medicare and Medicaid services of the United States
13 department of health and human services (CMS), a Medicaid state
14 plan amendment to allow a qualifying NSGE to receive a quality
15 of care rate add-on in accordance with the upper payment limit
16 requirements pursuant to 42 C.F.R. §447.272 and managed care
17 requirements pursuant to 42 C.F.R. §438.6.

18 3. The Medicaid state plan amendment submitted shall
19 provide for all of the following:

20 a. Purpose. The NSGO nursing facility quality of care rate
21 add-on shall be made to a qualified NSGE to promote, maintain,
22 and improve resident quality of care and health outcomes.

23 b. Non-state government-owned nursing facility
24 qualifications. An NSGO nursing facility shall qualify for
25 participation in the program if all of the following conditions
26 are met:

27 (1) The NSGE for the NSGO nursing facility has executed a
28 participation agreement with the department.

29 (2) The NSGE for the NSGO nursing facility has provided
30 proof that the entity holds the NSGO nursing facility’s license
31 and has complete operational responsibility for the NSGO
32 nursing facility.

33 (3) The NSGE for the NSGO nursing facility has filed a
34 certification of eligibility application for the quality of
35 care rate add-on program with the department and has received

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- 1 approval from the department for participation in the program.
2 (4) The NSGO nursing facility is an active participant
3 in established Medicaid managed care value-based purchasing
4 programs and initiatives in the state.
5 (5) The NSGO nursing facility and the NSGE for the
6 NSGO nursing facility are in compliance with care criteria
7 requirements.
8 c. NSGE participation requirements. An NSGE shall qualify
9 for participation in the program if all of the following
10 conditions are met:
11 (1) The NSGE has executed a nursing facility provider
12 contract with an NSGO nursing facility.
13 (2) The NSGE has provided, and identified the source of,
14 state share dollars for the intergovernmental transfer.
15 (3) The NSGE has provided proof of ownership, if applicable,
16 as the licensed operator of the NSGO nursing facility.
17 (4) The NSGE has provided, to the department, an executed
18 management agreement between the NSGE and the NSGO nursing
19 facility manager.
20 d. Care criteria requirements. A participating NSGO
21 nursing facility shall comply with all of the following care
22 criteria quality metrics, shall adhere to all of the following
23 performance measures to improve the quality of care delivered
24 to residents and to improve efficiency and care avoidance costs
25 for the overall Medicaid program, and shall do all of the
26 following:
27 (1) Develop a written action plan that includes
28 satisfaction survey results, an analysis of the satisfaction
29 survey results with identification of areas in need of
30 improvement, and a process for addressing areas in need of
31 improvement.
32 (2) Develop and implement, within six months of
33 commencement of participation in the program, a written plan
34 for the mitigation of unnecessary inpatient admissions within
35 30 days of a nursing facility discharge. The written plan

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- 1 shall include or address all of the following:
2 (a) The inpatient admission management tool which
3 identifies those residents at high risk for the potential
4 return to acute care.
5 (b) The tools to support effective communications.
6 (c) Advance directive planning and implementation.
7 (d) Application of a quality assurance and program
8 integrity methodology to provide a root cause analysis and
9 identify teaching needs.
10 (3) Develop and implement a written plan providing for a
11 proactive pneumonia and influenza vaccination program which
12 shall improve vaccination scores above the national average,

13 as measured using CMS quality metrics. The written plan shall
14 include all of the following:

- 15 (a) The latest available three-quarter average of both the
16 CMS measure for the percent of long-stay residents assessed and
17 appropriately given the seasonal influenza vaccine and of the
18 CMS measure for the percentage of long-stay residents assessed
19 and appropriately given the pneumococcal vaccine, to establish
20 a baseline.
- 21 (b) The current measure code score for the CMS measures
22 described in subparagraph division (a).
- 23 (c) A written plan for an influenza and pneumonia
24 vaccination program to address new admissions and current
25 residents.
- 26 (4) Elevate healthy aging in the state by implementing
27 a plan that accomplishes at least one of the following
28 strategies:
 - 29 (a) Prevention and reduction of falls.
 - 30 (b) Improved nutrition.
 - 31 (c) Increased physical activity.
 - 32 (d) Reduction in the incidence of depression.
- 33 (5) Demonstrate improvement above the facility-specific
34 baseline in the CMS five-star quality measures composite
35 scoring. Metrics shall be determined based upon the CMS

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1 nursing home compare composite score over the preceding
2 twelve-month period.

- 3 (a) A participating NSGO nursing facility shall provide the
4 most recent three-quarter average of the CMS quality measure
5 star rating to establish a baseline.
- 6 (b) A participating NSGO nursing facility shall have a star
7 rating of three or better or must demonstrate improvement over
8 the previous quarter with no two quarters below three stars to
9 participate in the program.
- 10 (c) A participating NSGO nursing facility with a quality
11 measure star rating of three or better for the most recent
12 quarter or that demonstrates improvement in composite scoring
13 with no two quarters consistently below a three-star rating,
14 shall be deemed to have met the care criteria.
 - 15 e. Quality of care rate add-on.
 - 16 (1) The nursing facility quality of care rate add-on
17 provided to a participating NSGE under the program shall not
18 exceed Medicare payment principles pursuant to 42 C.F.R.
19 §447.272 and shall be calculated pursuant to 42 C.F.R. §438.6.
20 The quality of care rate add-on shall be calculated and paid
21 as follows:
 - 22 (a) The methodology utilized to calculate the upper
23 payment limit shall be based on the data available during the
24 calculation period.
 - 25 (b) The eligible amount used in determining the quality
26 of care rate add-on shall be the difference between the state

27 Medicaid payment and the Medicare upper payment limit as
28 determined, based on compliance with the care criteria metrics,
29 on an annual basis.

30 (c) The difference calculated under subparagraph division
31 (b) shall be divided by total patient days as determined under
32 subparagraph division (b).

33 (d) The quality of care rate add-on shall be paid
34 prospectively.

35 (2) The amount of the quality of care rate add-on shall

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1 be associated with improvement in care of Medicaid nursing
2 facility residents in the state as demonstrated through the
3 specified care criteria. A participating NSGE shall receive
4 payment under the program based on earned percentages related
5 to the care criteria. A participating NSGE shall meet or
6 exceed at least two of the five established care criteria
7 metrics to be eligible for the rate add-on payment for each
8 quarter. After at least two of the five metrics have been met,
9 the participating NSGE shall be eligible for seventy percent
10 of the total eligible quality of care rate add-on amount for a
11 participating NSGO nursing facility. The participating NSGE
12 may qualify for the remaining thirty percent of the total
13 eligible quality of care rate add-on amount, by attribution
14 in ten percent increments, for each additional care criterion
15 that is met up to the full one hundred percent of the eligible
16 quality of care rate add-on amount.

17 f. Change of ownership.

18 (1) A participating NSGO nursing facility shall notify
19 the department of any change of ownership that may affect the
20 participating NSGO nursing facility's continued eligibility for
21 the program, within thirty days after such change.

22 (2) If a participating NSGO nursing facility changes
23 ownership on or after the first day of the quality of care
24 rate add-on calculation period, the data used for calculations
25 shall include data from the participating NSGO nursing facility
26 for the entire quality of care rate add-on calculation period
27 relating to payments for days of service provided under the
28 prior owner, prorated to reflect only the number of calendar
29 days during the calculation period that the participating NSGO
30 nursing facility is owned by the new owner.

31 g. Payment to participating NSGO nursing facilities. A
32 participating NSGO nursing facility shall secure allowable
33 intergovernmental transfer funds from a participating NSGE
34 to provide the state share amount. The process for the
35 intergovernmental transfer shall comply with the following:

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1 (1) The department, or the department's designee, shall
2 notify the participating NSGE of the state share amount to be

3 transferred in the form of an intergovernmental transfer for
4 purposes of seeking federal financial participation for the
5 rate add-on payment, within twenty-five business days after
6 the end of a quarter. The amount shall reflect the percentage
7 of metrics achieved under the care criteria requirement. The
8 participating NSGE shall have five business days from the
9 date of receipt of the departmental notification to sign the
10 participation agreement and remit payment of the state share
11 amount in the form of an intergovernmental transfer to the
12 department or the department's designee.

13 (2) If the total intergovernmental transfer amount is
14 received by the department or the department's designee within
15 the five business days as specified, the quality of care rate
16 add-on shall be included in the current quarter per diem rate
17 calculation for the participating NSGO nursing facility.

18 h. Penalties and adjustments. Failure by a participating
19 NSGE to remit the full intergovernmental transfer amount or
20 the correct amount as indicated by the department or the
21 department's designee within the following defined time frames
22 indicates the participating NSGE has voluntarily elected to
23 withdraw from program participation for that current quarter
24 and must reapply for participation in the program in any
25 subsequent quarter. All of the following shall apply when
26 determining the application of penalties and adjustments:

27 (1) The total amount of the intergovernmental transfer
28 must be received from the participating NSGE by the department
29 or the department's designee within five business days from
30 receipt by the participating NSGE of notification from the
31 department or the department's designee of the state share
32 amount.

33 (a) Receipt of the total intergovernmental transfer amount
34 by the department or the department's designee within five
35 business days is not subject to penalty.

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1 (b) The date of receipt of notification of the state
2 share amount by the participating NSGE from the department or
3 the department's designee is the official reference date in
4 measuring the commencement of the five business days.

5 (2) Any intergovernmental transfer amount received by
6 the department or the department's designee after the fifth
7 business day as specified, but with a date stamp or mailing
8 postal mark indicating a date on or prior to five business
9 days from the date of notification by the department or the
10 department's designee of the state share amount, shall not be
11 subject to penalty.

12 (3)(a) Any intergovernmental transfer amount received by
13 the department or the department's designee after the fifth
14 business day as specified, but with a date stamp or postal mark
15 indicating a date after five business days but not exceeding
16 eight business days from the date of notification by the

17 department or the department's designee of the state share
18 amount, shall be deemed late and the participating NSGE shall
19 receive the quality of care rate add-on, including an assessed
20 penalty of five percent, based on the total intergovernmental
21 transfer payments received during the late period. The five
22 percent penalty shall be applied to the quality of care rate
23 add-on for the quarter in which the intergovernmental transfer
24 amount is late.

25 (b) The department shall notify the participating NSGE of
26 the assessed penalty in writing. If the participating NSGE
27 fails to pay the department or the department's designee the
28 assessed penalty within the time frame noted on the written
29 notice to the participating NSGE, the assessed penalty shall be
30 deducted in accordance with the state Medicaid fee-for-service
31 recoupment process. The penalty shall be paid regardless
32 of any appeal requested by the participating NSGE. If an
33 appeal results in a decision to disallow a portion of or the
34 entire assessed penalty, reimbursement to the participating
35 NSGE shall be made as part of future Medicaid payments to the

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1 participating NSGO nursing facility.
2 (4) If a participating NSGO nursing facility fails to
3 achieve, at a minimum, two of the required care criteria
4 metrics for two consecutive quarters, the participating NSGO
5 nursing facility shall be suspended from participation in the
6 program for two subsequent quarters. An NSGO nursing facility
7 that has been suspended for a total of four quarters within a
8 two-year period due to noncompliance with the required care
9 criteria shall be terminated from the program, and shall be
10 required to reapply for approval to participate at a subsequent
11 time. Readmittance into the program is at the sole discretion
12 of the department, taking into consideration input from
13 stakeholders. If the NSGO nursing facility is subsequently
14 readmitted to the program, terms of participation may include a
15 probationary period with defined requirements related to care.

16 4. The quality of care rate add-on shall only be implemented
17 upon receipt by the department of approval of the Medicaid
18 state plan amendment by CMS, and if such approval is received,
19 the rate add-on is applicable no earlier than the first day
20 of the calendar quarter following the date of receipt of such
21 approval.

22 Sec. 106.REPEAL. 2016 Iowa Acts, chapter 1139, sections
23 80, 81, 82, 83, and 84, are repealed.

24 Sec. 107.REPEAL. 2017 Iowa Acts, chapter 174, sections
25 113, 114, 115, and 116, are repealed.

26 Sec. 108.EFFECTIVE UPON ENACTMENT. This division of this
27 Act, being deemed of immediate importance, takes effect upon
28 enactment.

29 Sec. 109.IMPLEMENTATION PROVISIONS.

30 1. The section of this division of this Act directing the

31 department of human services to submit a Medicaid state plan
 32 amendment to CMS shall be implemented as soon as possible
 33 following enactment, consistent with all applicable federal
 34 requirements.
 35 2. The section of this division of this Act amending

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1 section 249L.2, shall only be implemented upon receipt by
 2 the department of human services of approval of the Medicaid
 3 state plan amendment by CMS, and if such approval is received,
 4 is applicable no earlier than the first day of the calendar
 5 quarter following the date of receipt of such approval.>>

SENATE AMENDMENT

H-1323

1 Amend the Senate amendment, H-1322, to House File 766, as
 2 amended, passed, and reprinted by the House, as follows:

3 1. By striking page 1, line 1, through page 113, line 5, and
 4 inserting:

5 <Amend House File 766, as amended, passed, and reprinted by
 6 the House, as follows:

7 1. By striking everything after the enacting clause and
 8 inserting:

<DIVISION I

DEPARTMENT ON AGING — FY 2019-2020

10 Section 1.DEPARTMENT ON AGING. There is appropriated from
 11 the general fund of the state to the department on aging for
 12 the fiscal year beginning July 1, 2019, and ending June 30,
 13 2020, the following amount, or so much thereof as is necessary,
 14 to be used for the purposes designated:

15 For aging programs for the department on aging and area
 16 agencies on aging to provide citizens of Iowa who are 60 years
 17 of age and older with case management for frail elders, Iowa's
 18 aging and disabilities resource center, and other services
 19 which may include but are not limited to adult day services,
 20 respite care, chore services, information and assistance,
 21 and material aid, for information and options counseling for
 22 persons with disabilities who are 18 years of age or older,
 23 and for salaries, support, administration, maintenance, and
 24 miscellaneous purposes, and for not more than the following
 25 full-time equivalent positions:

27	\$ 11,191,441
28	FTEs 27.00

29 1. Funds appropriated in this section may be used to
 30 supplement federal funds under federal regulations. To
 31 receive funds appropriated in this section, a local area
 32 agency on aging shall match the funds with moneys from other
 33 sources according to rules adopted by the department. Funds
 34 appropriated in this section may be used for elderly services

35 not specifically enumerated in this section only if approved

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1 by an area agency on aging for provision of the service within
2 the area.

3 2. Of the funds appropriated in this section, \$279,000 is
4 transferred to the economic development authority for the Iowa
5 commission on volunteer services to be used for the retired and
6 senior volunteer program.

7 3.a. The department on aging shall establish and enforce
8 procedures relating to expenditure of state and federal funds
9 by area agencies on aging that require compliance with both
10 state and federal laws, rules, and regulations, including but
11 not limited to all of the following:

12 (1) Requiring that expenditures are incurred only for goods
13 or services received or performed prior to the end of the
14 fiscal period designated for use of the funds.

15 (2) Prohibiting prepayment for goods or services not
16 received or performed prior to the end of the fiscal period
17 designated for use of the funds.

18 (3) Prohibiting prepayment for goods or services not
19 defined specifically by good or service, time period, or
20 recipient.

21 (4) Prohibiting the establishment of accounts from which
22 future goods or services which are not defined specifically by
23 good or service, time period, or recipient, may be purchased.

24 b. The procedures shall provide that if any funds are
25 expended in a manner that is not in compliance with the
26 procedures and applicable federal and state laws, rules, and
27 regulations, and are subsequently subject to repayment, the
28 area agency on aging expending such funds in contravention of
29 such procedures, laws, rules and regulations, not the state,
30 shall be liable for such repayment.

31 4. Of the funds appropriated in this section, at least
32 \$600,000 shall be used to fund home and community-based
33 services through the area agencies on aging that enable older
34 individuals to avoid more costly utilization of residential or
35 institutional services and remain in their own homes.

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1 5. Of the funds appropriated in this section, \$812,000 shall
2 be used for the purposes of chapter 231E and to administer
3 the prevention of elder abuse, neglect, and exploitation
4 program pursuant to section 231.56A, in accordance with the
5 requirements of the federal Older Americans Act of 1965, 42
6 U.S.C. §3001 et seq., as amended.

7 6. Of the funds appropriated in this section, \$1,000,000
8 shall be used to fund continuation of the aging and disability
9 resource center lifelong links to provide individuals and
10 caregivers with information and services to plan for and

11 maintain independence.

12 7. Of the funds appropriated in this section, \$250,000
13 shall be used by the department on aging, in collaboration with
14 the department of human services and affected stakeholders, to
15 expand the pilot initiative to provide long-term care options
16 counseling utilizing support planning protocols, to assist
17 non-Medicaid eligible consumers who indicate a preference
18 to return to the community and are deemed appropriate for
19 discharge, to return to their community following a nursing
20 facility stay. The department on aging shall submit a report
21 regarding the outcomes of the pilot initiative to the governor
22 and the general assembly by December 15, 2019.

23 DIVISION II

24 OFFICE OF LONG-TERM CARE OMBUDSMAN — FY 2019-2020

25 Sec. 2.OFFICE OF LONG-TERM CARE OMBUDSMAN. There is
26 appropriated from the general fund of the state to the office
27 of long-term care ombudsman for the fiscal year beginning July
28 1, 2019, and ending June 30, 2020, the following amount, or
29 so much thereof as is necessary, to be used for the purposes
30 designated:

31 For salaries, support, administration, maintenance, and
32 miscellaneous purposes, and for not more than the following
33 full-time equivalent positions:

34	\$ 1,149,821
35	FTEs 16.00

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1 DIVISION III

2 DEPARTMENT OF PUBLIC HEALTH — FY 2019-2020

3 Sec. 3.DEPARTMENT OF PUBLIC HEALTH. There is appropriated
4 from the general fund of the state to the department of public
5 health for the fiscal year beginning July 1, 2019, and ending
6 June 30, 2020, the following amounts, or so much thereof as is
7 necessary, to be used for the purposes designated:

8 1. ADDICTIVE DISORDERS

9 For reducing the prevalence of the use of tobacco, alcohol,
10 and other drugs, and treating individuals affected by addictive
11 behaviors, including gambling, and for not more than the
12 following full-time equivalent positions:

13	\$ 25,110,000
14	FTEs 12.00

15 a.(1) Of the funds appropriated in this subsection,
16 \$4,021,000 shall be used for the tobacco use prevention
17 and control initiative, including efforts at the state and
18 local levels, as provided in chapter 142A. The commission
19 on tobacco use prevention and control established pursuant
20 to section 142A.3 shall advise the director of public health
21 in prioritizing funding needs and the allocation of moneys
22 appropriated for the programs and initiatives. Activities
23 of the programs and initiatives shall be in alignment with
24 the United States centers for disease control and prevention

25 best practices for comprehensive tobacco control programs that
26 include the goals of preventing youth initiation of tobacco
27 usage, reducing exposure to secondhand smoke, and promotion
28 of tobacco cessation. To maximize resources, the department
29 shall determine if third-party sources are available to
30 instead provide nicotine replacement products to an applicant
31 prior to provision of such products to an applicant under
32 the initiative. The department shall track and report to
33 the individuals specified in this Act, any reduction in
34 the provision of nicotine replacement products realized by
35 the initiative through implementation of the prerequisite

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1 screening.

2 (2)(a) The department shall collaborate with the
3 alcoholic beverages division of the department of commerce for
4 enforcement of tobacco laws, regulations, and ordinances and to
5 engage in tobacco control activities approved by the division
6 of tobacco use prevention and control of the department of
7 public health as specified in the memorandum of understanding
8 entered into between the divisions.

9 (b) For the fiscal year beginning July 1, 2019, and ending
10 June 30, 2020, the terms of the memorandum of understanding,
11 entered into between the division of tobacco use prevention
12 and control of the department of public health and the
13 alcoholic beverages division of the department of commerce,
14 governing compliance checks conducted to ensure licensed retail
15 tobacco outlet conformity with tobacco laws, regulations, and
16 ordinances relating to persons under 18 years of age, shall
17 continue to restrict the number of such checks to one check per
18 retail outlet, and one additional check for any retail outlet
19 found to be in violation during the first check.

20 b.(1) Of the funds appropriated in this subsection,
21 \$21,089,000 shall be used for problem gambling and
22 substance-related disorder prevention, treatment, and recovery
23 services, including a 24-hour helpline, public information
24 resources, professional training, youth prevention, and program
25 evaluation.

26 (2) Of the amount allocated under this paragraph, \$306,000
27 shall be utilized by the department of public health, in
28 collaboration with the department of human services, to support
29 establishment and maintenance of a single statewide 24-hour
30 crisis hotline for the Iowa children's behavioral health system
31 that incorporates warmline services which may be provided
32 through expansion of existing capabilities maintained by the
33 department of public health as required pursuant to 2018 Iowa
34 Acts, chapter 1056, section 16.

35 c. The requirement of section 123.17, subsection 5, is met

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1 by the appropriations and allocations made in this division of
2 this Act for purposes of substance-related disorder treatment
3 and addictive disorders for the fiscal year beginning July 1,
4 2019.

5 2. HEALTHY CHILDREN AND FAMILIES

6 For promoting the optimum health status for children and
7 adolescents from birth through 21 years of age, and families,
8 and for not more than the following full-time equivalent
9 positions:

10	\$ 5,817,057
11	FTEs 14.00

12 a. Of the funds appropriated in this subsection, not more
13 than \$734,000 shall be used for the healthy opportunities for
14 parents to experience success (HOPES)-healthy families Iowa
15 (HFI) program established pursuant to section 135.106. The
16 funding shall be distributed to renew the grants that were
17 provided to the grantees that operated the program during the
18 fiscal year ending June 30, 2018. However, the department
19 shall issue a request for proposals and distribute grants to
20 the grantees selected to operate the program no later than
21 January 1, 2020. The department shall not retain any portion
22 of the allocation under this paragraph for administrative
23 costs.

24 b. In order to implement the legislative intent stated
25 in sections 135.106 and 256L.9, priority for home visitation
26 program funding shall be given to programs using evidence-based
27 or promising models for home visitation.

28 c. Of the funds appropriated in this subsection, \$3,075,000
29 shall be used for continuation of the department's initiative
30 to provide for adequate developmental surveillance and
31 screening during a child's first five years. The funds shall
32 be used first to fully fund the current sites to ensure that
33 the sites are fully operational, with the remaining funds
34 to be used for expansion to additional sites. The full
35 implementation and expansion shall include enhancing the scope

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1 of the initiative through collaboration with the child health
2 specialty clinics to promote healthy child development through
3 early identification and response to both biomedical and social
4 determinants of healthy development; by monitoring child
5 health metrics to inform practice, document long-term health
6 impacts and savings, and provide for continuous improvement
7 through training, education, and evaluation; and by providing
8 for practitioner consultation particularly for children with
9 behavioral conditions and needs. The department of public
10 health shall also collaborate with the Iowa Medicaid enterprise
11 and the child health specialty clinics to integrate the
12 activities of the first five initiative into the establishment

13 of patient-centered medical homes, community utilities,
14 accountable care organizations, and other integrated care
15 models developed to improve health quality and population
16 health while reducing health care costs. To the maximum extent
17 possible, funding allocated in this paragraph shall be utilized
18 as matching funds for medical assistance program reimbursement.

19 d. Of the funds appropriated in this subsection, \$64,000
20 shall be distributed to a statewide dental carrier to provide
21 funds to continue the donated dental services program patterned
22 after the projects developed by the dental lifeline network to
23 provide dental services to indigent individuals who are elderly
24 or with disabilities.

25 e. Of the funds appropriated in this subsection, \$156,000
26 shall be used to provide audiological services and hearing aids
27 for children.

28 f. Of the funds appropriated in this subsection, \$23,000 is
29 transferred to the university of Iowa college of dentistry for
30 provision of primary dental services to children. State funds
31 shall be matched on a dollar-for-dollar basis. The university
32 of Iowa college of dentistry shall coordinate efforts with the
33 department of public health, oral and health delivery system
34 bureau, to provide dental care to underserved populations
35 throughout the state.

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1 g. Of the funds appropriated in this subsection, \$50,000
2 shall be used to address youth suicide prevention.

3 h. Of the funds appropriated in this subsection, \$40,000
4 shall be used to support the Iowa effort to address the survey
5 of children who experience adverse childhood experiences known
6 as ACEs.

7 i. Of the funds appropriated in this subsection, up to
8 \$494,000 shall be used for childhood obesity prevention.

9 3. CHRONIC CONDITIONS

10 For serving individuals identified as having chronic
11 conditions or special health care needs, and for not more than
12 the following full-time equivalent positions:

13	\$ 4,223,519
14	FTEs 9.00

15 a. Of the funds appropriated in this subsection, \$153,000
16 shall be used for grants to individual patients who have an
17 inherited metabolic disorder to assist with the costs of
18 medically necessary foods and formula.

19 b. Of the funds appropriated in this subsection, \$1,055,000
20 shall be used for the brain injury services program pursuant
21 to section 135.22B, including \$861,000 for contracting with an
22 existing nationally affiliated and statewide organization whose
23 purpose is to educate, serve, and support Iowans with brain
24 injury and their families, for resource facilitator services
25 in accordance with section 135.22B, subsection 9, and for
26 contracting to enhance brain injury training and recruitment

27 of service providers on a statewide basis. Of the amount
 28 allocated in this paragraph, \$95,000 shall be used to fund
 29 one full-time equivalent position to serve as the state brain
 30 injury services program manager.

31 c. Of the funds appropriated in this subsection, \$144,000
 32 shall be used for the public purpose of continuing to contract
 33 with an existing nationally affiliated organization to provide
 34 education, client-centered programs, and client and family
 35 support for people living with epilepsy and their families.

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1 The amount allocated in this paragraph in excess of \$50,000
 2 shall be matched dollar-for-dollar by the organization
 3 specified. Funds allocated under this paragraph shall be
 4 distributed in their entirety for the purpose specified on July
 5 1, 2019.

6 d. Of the funds appropriated in this subsection, \$809,000
 7 shall be used for child health specialty clinics.

8 e. Of the funds appropriated in this subsection, \$384,000
 9 shall be used by the regional autism assistance program
 10 established pursuant to section 256.35, and administered by
 11 the child health specialty clinic located at the university of
 12 Iowa hospitals and clinics. The funds shall be used to enhance
 13 interagency collaboration and coordination of educational,
 14 medical, and other human services for persons with autism,
 15 their families, and providers of services, including delivering
 16 regionalized services of care coordination, family navigation,
 17 and integration of services through the statewide system of
 18 regional child health specialty clinics and fulfilling other
 19 requirements as specified in chapter 225D. The university of
 20 Iowa shall not receive funds allocated under this paragraph for
 21 indirect costs associated with the regional autism assistance
 22 program.

23 f. Of the funds appropriated in this subsection, \$577,000
 24 shall be used for the comprehensive cancer control program to
 25 reduce the burden of cancer in Iowa through prevention, early
 26 detection, effective treatment, and ensuring quality of life.
 27 Of the funds allocated in this paragraph "f", \$150,000 shall
 28 be used to support a melanoma research symposium, a melanoma
 29 biorepository and registry, basic and translational melanoma
 30 research, and clinical trials.

31 g. Of the funds appropriated in this subsection, \$97,000
 32 shall be used for cervical and colon cancer screening, and
 33 \$177,000 shall be used to enhance the capacity of the cervical
 34 cancer screening program to include provision of recommended
 35 prevention and early detection measures to a broader range of

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1 low-income women.
 2 h. Of the funds appropriated in this subsection, \$506,000

3 shall be used for the center for congenital and inherited
4 disorders.

5 4. COMMUNITY CAPACITY

6 For strengthening the health care delivery system at the
7 local level, and for not more than the following full-time
8 equivalent positions:

9	\$ 5,594,677
10	FTEs 13.00

11 a. Of the funds appropriated in this subsection, \$95,000
12 is allocated for continuation of the child vision screening
13 program implemented through the university of Iowa hospitals
14 and clinics in collaboration with early childhood Iowa areas.
15 The program shall submit a report to the department regarding
16 the use of funds allocated under this paragraph "a". The
17 report shall include the objectives and results for the
18 program year including the target population and how the funds
19 allocated assisted the program in meeting the objectives; the
20 number, age, and location within the state of individuals
21 served; the type of services provided to the individuals
22 served; the distribution of funds based on service provided;
23 and the continuing needs of the program.

24 b. Of the funds appropriated in this subsection,
25 \$48,000 shall be used for a grant to a statewide association
26 of psychologists, that is affiliated with the American
27 psychological association, to be used for continuation of a
28 program to rotate intern psychologists in placements in urban
29 and rural mental health professional shortage areas. For the
30 purposes of this paragraph "b", "mental health professional
31 shortage area" means a geographic area in this state that has
32 been designated by the United States department of health and
33 human services, health resources and services administration,
34 bureau of health professionals, as having a shortage of mental
35 health professionals.

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1 c. Of the funds appropriated in this subsection, the
2 following amounts are allocated to be used as follows
3 to support the goals of increased access, health system
4 integration, and engagement:

5 (1) Not less than \$600,000 is allocated to the Iowa
6 prescription drug corporation for continuation of the
7 pharmaceutical infrastructure for safety net providers as
8 described in 2007 Iowa Acts, chapter 218, section 108, and for
9 the prescription drug donation repository program created in
10 chapter 135M. Funds allocated under this subparagraph shall
11 be distributed in their entirety for the purpose specified on
12 July 1, 2019.

13 (2) Not less than \$334,000 is allocated to free clinics and
14 free clinics of Iowa for necessary infrastructure, statewide
15 coordination, provider recruitment, service delivery, and
16 provision of assistance to patients in securing a medical home

17 inclusive of oral health care. Funds allocated under this
18 subparagraph shall be distributed in their entirety for the
19 purpose specified on July 1, 2019.

20 (3) Not less than \$25,000 is allocated to the Iowa
21 association of rural health clinics for necessary
22 infrastructure and service delivery transformation. Funds
23 allocated under this subparagraph shall be distributed in their
24 entirety for the purpose specified on July 1, 2019.

25 (4) Not less than \$225,000 is allocated to the Polk county
26 medical society for continuation of the safety net provider
27 patient access to specialty health care initiative as described
28 in 2007 Iowa Acts, chapter 218, section 109. Funds allocated
29 under this subparagraph shall be distributed in their entirety
30 for the purpose specified on July 1, 2019.

31 d. Of the funds appropriated in this subsection, \$191,000
32 is allocated for the purposes of health care and public health
33 workforce initiatives.

34 e. Of the funds appropriated in this subsection, \$96,000
35 shall be used for a matching dental education loan repayment

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1 program to be allocated to a dental nonprofit health service
2 corporation to continue to develop the criteria and implement
3 the loan repayment program.

4 f. Of the funds appropriated in this subsection, \$100,000
5 shall be used for the purposes of the Iowa donor registry as
6 specified in section 142C.18.

7 g. Of the funds appropriated in this subsection, \$96,000
8 shall be used for continuation of a grant to a nationally
9 affiliated volunteer eye organization that has an established
10 program for children and adults and that is solely dedicated to
11 preserving sight and preventing blindness through education,
12 nationally certified vision screening and training, and
13 community and patient service programs. The contractor shall
14 submit a report to the individuals identified in this Act for
15 submission of reports regarding the use of funds allocated
16 under this paragraph "g". The report shall include the
17 objectives and results for the program year including the
18 target population and how the funds allocated assisted the
19 program in meeting the objectives; the number, age, grade level
20 if appropriate, and location within the state of individuals
21 served; the type of services provided to the individuals
22 served; the distribution of funds based on services provided;
23 and the continuing needs of the program.

24 h. Of the funds appropriated in this subsection, \$2,000,000
25 shall be deposited in the medical residency training account
26 created in section 135.175, subsection 5, paragraph "a", and
27 is appropriated from the account to the department of public
28 health to be used for the purposes of the medical residency
29 training state matching grants program as specified in section
30 135.176.

31 i. Of the funds appropriated in this subsection, \$250,000
 32 shall be used for the public purpose of providing funding to
 33 Des Moines university to continue a provider education project
 34 to provide primary care physicians with the training and skills
 35 necessary to recognize the signs of mental illness in patients.

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1 j. Of the funds appropriated in this subsection, \$400,000
 2 shall be used for rural psychiatric residencies to support the
 3 annual creation and training of four psychiatric residents who
 4 will provide mental health services in underserved areas of the
 5 state.

6 k. Of the funds appropriated in this subsection, \$150,000
 7 shall be used for psychiatric training to increase access to
 8 mental health care services by expanding the mental health
 9 workforce via training of additional physician assistants and
 10 nurse practitioners.

11 5. ESSENTIAL PUBLIC HEALTH SERVICES

12 To provide public health services that reduce risks and
 13 invest in promoting and protecting good health over the
 14 course of a lifetime with a priority given to older Iowans and
 15 vulnerable populations:

16 \$ 7,662,464

17 6. INFECTIOUS DISEASES

18 For reducing the incidence and prevalence of communicable
 19 diseases, and for not more than the following full-time
 20 equivalent positions:

21 \$ 1,796,426

22 FTEs 4.00

23 7. PUBLIC PROTECTION

24 For protecting the health and safety of the public through
 25 establishing standards and enforcing regulations, and for not
 26 more than the following full-time equivalent positions:

27 \$ 4,093,383

28 FTEs 142.00

29 a. Of the funds appropriated in this subsection, not more
 30 than \$304,000 shall be credited to the emergency medical
 31 services fund created in section 135.25. Moneys in the
 32 emergency medical services fund are appropriated to the
 33 department to be used for the purposes of the fund.

34 b. Of the funds appropriated in this subsection, up
 35 to \$243,000 shall be used for sexual violence prevention

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1 programming through a statewide organization representing
 2 programs serving victims of sexual violence through the
 3 department's sexual violence prevention program, and for
 4 continuation of a training program for sexual assault
 5 response team (SART) members, including representatives of
 6 law enforcement, victim advocates, prosecutors, and certified

7 medical personnel. However, the department shall issue
 8 a request for proposals and execute a contract with the
 9 contractor selected to provide the programming and training
 10 as specified in this paragraph no later than January 1, 2020.
 11 The amount allocated in this paragraph “b” shall not be used
 12 to supplant funding administered for other sexual violence
 13 prevention or victims assistance programs. The department
 14 shall not retain any portion of the allocation under this
 15 paragraph for administrative costs.

16 c. Of the funds appropriated in this subsection, up to
 17 \$500,000 shall be used for the state poison control center.
 18 Pursuant to the directive under 2014 Iowa Acts, chapter
 19 1140, section 102, the federal matching funds available to
 20 the state poison control center from the department of human
 21 services under the federal Children’s Health Insurance Program
 22 Reauthorization Act allotment shall be subject to the federal
 23 administrative cap rule of 10 percent applicable to funding
 24 provided under Tit. XXI of the federal Social Security Act and
 25 included within the department’s calculations of the cap.

26 d. Of the funds appropriated in this subsection, up to
 27 \$504,000 shall be used for childhood lead poisoning provisions.

28 8. RESOURCE MANAGEMENT

29 For establishing and sustaining the overall ability of the
 30 department to deliver services to the public, and for not more
 31 than the following full-time equivalent positions:

32	\$ 971,215
33	FTEs 4.00

34 9. MISCELLANEOUS PROVISIONS

35 a. The university of Iowa hospitals and clinics under

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1 the control of the state board of regents shall not receive
 2 indirect costs from the funds appropriated in this section.
 3 The university of Iowa hospitals and clinics billings to the
 4 department shall be on at least a quarterly basis.

5 b. The department of public health shall collaborate
 6 with applicable stakeholders to review the allocations,
 7 grants, and other distributions of funds appropriated under
 8 this division of this Act and shall submit a report to the
 9 individuals identified in this Act for submission of reports by
 10 December 15, 2019, regarding a proposal for the distribution
 11 of funds that more clearly reflects the department’s stated
 12 priorities and goals, provides increased flexibility in the
 13 distribution of funds to meet these priorities and goals, and
 14 ensures stakeholder accountability and a discernable return on
 15 investment.

16 Sec. 4.CONTRACTED SERVICES — PROHIBITED USE OF GENERAL
 17 FUND MONEYS FOR LOBBYING.

18 1. The department shall submit a report to the individuals
 19 identified in this Act for submission of reports by January 1,
 20 2020, regarding the outcomes of any program or activity for

21 which funding is appropriated or allocated from the general
22 fund of the state to the department under this division of
23 this Act, and for which a request for proposals process is
24 specifically required.

25 2. The department shall incorporate into the general
26 conditions applicable to all award documents involving funding
27 appropriated or allocated from the general fund of the state to
28 the department under this division of this Act, a prohibition
29 against the use of such funding for the compensation of a
30 lobbyist. For the purposes of this section, "lobbyist" means
31 the same as defined in section 68B.2; however, "lobbyist"
32 does not include a person employed by a state agency of the
33 executive branch of state government who represents the agency
34 relative to the passage, defeat, approval, or modification of
35 legislation that is being considered by the general assembly.

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1 DIVISION IV
2 DEPARTMENT OF VETERANS AFFAIRS — FY 2019-2020
3 Sec. 5.DEPARTMENT OF VETERANS AFFAIRS. There is
4 appropriated from the general fund of the state to the
5 department of veterans affairs for the fiscal year beginning
6 July 1, 2019, and ending June 30, 2020, the following amounts,
7 or so much thereof as is necessary, to be used for the purposes
8 designated:
9 1. DEPARTMENT OF VETERANS AFFAIRS ADMINISTRATION
10 For salaries, support, maintenance, and miscellaneous
11 purposes, and for not more than the following full-time
12 equivalent positions:
13 \$ 1,225,500
14 FTEs 15.00
15 2. IOWA VETERANS HOME
16 For salaries, support, maintenance, and miscellaneous
17 purposes:
18 \$ 7,162,976
19 a. The Iowa veterans home billings involving the department
20 of human services shall be submitted to the department on at
21 least a monthly basis.
22 b. Within available resources and in conformance with
23 associated state and federal program eligibility requirements,
24 the Iowa veterans home may implement measures to provide
25 financial assistance to or on behalf of veterans or their
26 spouses who are participating in the community reentry program.
27 c. The Iowa veterans home expenditure report shall be
28 submitted monthly to the legislative services agency.
29 d. The Iowa veterans home shall continue to include in the
30 annual discharge report applicant information to provide for
31 the collection of demographic information including but not
32 limited to the number of individuals applying for admission and
33 admitted or denied admittance and the basis for the admission
34 or denial; the age, gender, and race of such individuals;

35 and the level of care for which such individuals applied for

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1 admission including residential or nursing level of care.
 2 3. HOME OWNERSHIP ASSISTANCE PROGRAM
 3 For transfer to the Iowa finance authority for the
 4 continuation of the home ownership assistance program for
 5 persons who are or were eligible members of the armed forces of
 6 the United States, pursuant to section 16.54:
 7 \$ 2,000,000
 8 Sec. 6.LIMITATION OF COUNTY COMMISSIONS OF VETERAN AFFAIRS
 9 FUND STANDING APPROPRIATIONS. Notwithstanding the standing
 10 appropriation in section 35A.16 for the fiscal year beginning
 11 July 1, 2019, and ending June 30, 2020, the amount appropriated
 12 from the general fund of the state pursuant to that section
 13 for the following designated purposes shall not exceed the
 14 following amount:
 15 For the county commissions of veteran affairs fund under
 16 section 35A.16:

17 \$ 990,000

18 DIVISION V

19 DEPARTMENT OF HUMAN SERVICES — FY 2019-2020
 20 Sec. 7.TEMPORARY ASSISTANCE FOR NEEDY FAMILIES BLOCK
 21 GRANT. There is appropriated from the fund created in section
 22 8.41 to the department of human services for the fiscal year
 23 beginning July 1, 2019, and ending June 30, 2020, from moneys
 24 received under the federal temporary assistance for needy
 25 families (TANF) block grant pursuant to the federal Personal
 26 Responsibility and Work Opportunity Reconciliation Act of 1996,
 27 Pub. L. No. 104-193, and successor legislation, the following
 28 amounts, or so much thereof as is necessary, to be used for the
 29 purposes designated:

30 1. To be credited to the family investment program account
 31 and used for assistance under the family investment program
 32 under chapter 239B:

33 \$ 4,524,006

34 2. To be credited to the family investment program account
 35 and used for the job opportunities and basic skills (JOBS)

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1 program and implementing family investment agreements in
 2 accordance with chapter 239B:

3 \$ 5,412,060

4 3. To be used for the family development and
 5 self-sufficiency grant program in accordance with section
 6 216A.107:

7 \$ 2,898,980

8 Notwithstanding section 8.33, moneys appropriated in this
 9 subsection that remain unencumbered or unobligated at the close
 10 of the fiscal year shall not revert but shall remain available

11 for expenditure for the purposes designated until the close of
 12 the succeeding fiscal year. However, unless such moneys are
 13 encumbered or obligated on or before September 30, 2020, the
 14 moneys shall revert.

15 4. For field operations:
 16 \$ 31,296,232

17 5. For general administration:
 18 \$ 3,744,000

19 6. For state child care assistance:
 20 \$ 47,166,826

21 a. Of the funds appropriated in this subsection,
 22 \$26,205,412 is transferred to the child care and development
 23 block grant appropriation made by the Eighty-eighth General
 24 Assembly, 2019 session, for the federal fiscal year beginning
 25 October 1, 2019, and ending September 30, 2020. Of this
 26 amount, \$200,000 shall be used for provision of educational
 27 opportunities to registered child care home providers in order
 28 to improve services and programs offered by this category
 29 of providers and to increase the number of providers. The
 30 department may contract with institutions of higher education
 31 or child care resource and referral centers to provide
 32 the educational opportunities. Allowable administrative
 33 costs under the contracts shall not exceed 5 percent. The
 34 application for a grant shall not exceed two pages in length.

35 b. Any funds appropriated in this subsection remaining

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1 unallocated shall be used for state child care assistance
 2 payments for families who are employed including but not
 3 limited to individuals enrolled in the family investment
 4 program.

5 7. For child and family services:
 6 \$ 32,380,654

7 8. For child abuse prevention grants:
 8 \$ 125,000

9 9. For pregnancy prevention grants on the condition that
 10 family planning services are funded:
 11 \$ 1,913,203

12 Pregnancy prevention grants shall be awarded to programs
 13 in existence on or before July 1, 2019, if the programs have
 14 demonstrated positive outcomes. Grants shall be awarded to
 15 pregnancy prevention programs which are developed after July
 16 1, 2019, if the programs are based on existing models that
 17 have demonstrated positive outcomes. Grants shall comply with
 18 the requirements provided in 1997 Iowa Acts, chapter 208,
 19 section 14, subsections 1 and 2, including the requirement that
 20 grant programs must emphasize sexual abstinence. Priority in
 21 the awarding of grants shall be given to programs that serve
 22 areas of the state which demonstrate the highest percentage of
 23 unplanned pregnancies of females of childbearing age within the
 24 geographic area to be served by the grant.

25 10. For technology needs and other resources necessary
 26 to meet federal welfare reform reporting, tracking, and case
 27 management requirements:

28 \$ 1,037,186

29 11.a. Notwithstanding any provision to the contrary,
 30 including but not limited to requirements in section 8.41 or
 31 provisions in 2018 Iowa Acts or 2019 Iowa Acts regarding the
 32 receipt and appropriation of federal block grants, federal
 33 funds from the temporary assistance for needy families block
 34 grant received by the state and not otherwise appropriated
 35 in this section and remaining available for the fiscal year

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1 beginning July 1, 2019, are appropriated to the department of
 2 human services to the extent as may be necessary to be used in
 3 the following priority order: the family investment program,
 4 for state child care assistance program payments for families
 5 who are employed, and for the family investment program share
 6 of system costs for eligibility determination and related
 7 functions. The federal funds appropriated in this paragraph
 8 "a" shall be expended only after all other funds appropriated
 9 in subsection 1 for assistance under the family investment
 10 program, in subsection 6 for state child care assistance, or
 11 in subsection 10 for technology costs related to the family
 12 investment program, as applicable, have been expended. For
 13 the purposes of this subsection, the funds appropriated in
 14 subsection 6, paragraph "a", for transfer to the child care
 15 and development block grant appropriation are considered fully
 16 expended when the full amount has been transferred.

17 b. The department shall, on a quarterly basis, advise the
 18 legislative services agency and department of management of
 19 the amount of funds appropriated in this subsection that was
 20 expended in the prior quarter.

21 12. Of the amounts appropriated in this section,
 22 \$12,962,008 for the fiscal year beginning July 1, 2019, is
 23 transferred to the appropriation of the federal social services
 24 block grant made to the department of human services for that
 25 fiscal year.

26 13. For continuation of the program providing categorical
 27 eligibility for the food assistance program as specified
 28 for the program in the section of this division of this Act
 29 relating to the family investment program account:

30 \$ 14,236

31 14. The department may transfer funds allocated in this
 32 section to the appropriations made in this division of this Act
 33 for the same fiscal year for general administration and field
 34 operations for resources necessary to implement and operate the
 35 services referred to in this section and those funded in the

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1 appropriation made in this division of this Act for the same
2 fiscal year for the family investment program from the general
3 fund of the state.

4 15. With the exception of moneys allocated under this
5 section for the family development and self-sufficiency grant
6 program, to the extent moneys allocated in this section are
7 deemed by the department not to be necessary to support the
8 purposes for which they are allocated, such moneys may be
9 used in the same fiscal year for any other purpose for which
10 funds are allocated in this section or in section 8 of this
11 division for the family investment program account. If there
12 are conflicting needs, priority shall first be given to the
13 family investment program account as specified under subsection
14 1 of this section and used for the purposes of assistance under
15 the family investment program in accordance with chapter 239B,
16 followed by state child care assistance program payments for
17 families who are employed, followed by other priorities as
18 specified by the department.

19 Sec. 8.FAMILY INVESTMENT PROGRAM ACCOUNT.

20 1. Moneys credited to the family investment program (FIP)
21 account for the fiscal year beginning July 1, 2019, and
22 ending June 30, 2020, shall be used to provide assistance in
23 accordance with chapter 239B.

24 2. The department may use a portion of the moneys credited
25 to the FIP account under this section as necessary for
26 salaries, support, maintenance, and miscellaneous purposes.

27 3. The department may transfer funds allocated in
28 subsection 4, excluding the allocation under subsection 4,
29 paragraph "b", to the appropriations made in this division of
30 this Act for the same fiscal year for general administration
31 and field operations for resources necessary to implement
32 and operate the services referred to in this section and
33 those funded in the appropriations made in section 7 for the
34 temporary assistance for needy families block grant and in
35 section 9 for the family investment program from the general

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1 fund of the state in this division of this Act for the same
2 fiscal year.

3 4. Moneys appropriated in this division of this Act and
4 credited to the FIP account for the fiscal year beginning July
5 1, 2019, and ending June 30, 2020, are allocated as follows:

- 6 a. To be retained by the department of human services to
7 be used for coordinating with the department of human rights
8 to more effectively serve participants in FIP and other shared
9 clients and to meet federal reporting requirements under the
10 federal temporary assistance for needy families block grant:

11 \$ 20,000

- 12 b. To the department of human rights for staffing,

13 administration, and implementation of the family development
14 and self-sufficiency grant program in accordance with section
15 216A.107:

16 \$ 6,192,834

17 (1) Of the funds allocated for the family development
18 and self-sufficiency grant program in this paragraph “b”,
19 not more than 5 percent of the funds shall be used for the
20 administration of the grant program.

21 (2) The department of human rights may continue to implement
22 the family development and self-sufficiency grant program
23 statewide during fiscal year 2019-2020.

24 (3) The department of human rights may engage in activities
25 to strengthen and improve family outcomes measures and
26 data collection systems under the family development and
27 self-sufficiency grant program.

28 c. For the diversion subaccount of the FIP account:

29 \$ 815,000

30 A portion of the moneys allocated for the diversion
31 subaccount may be used for field operations, salaries, data
32 management system development, and implementation costs and
33 support deemed necessary by the director of human services
34 in order to administer the FIP diversion program. To the
35 extent moneys allocated in this paragraph “c” are deemed by the

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1 department not to be necessary to support diversion activities,
2 such moneys may be used for other efforts intended to increase
3 engagement by family investment program participants in work,
4 education, or training activities, or for the purposes of
5 assistance under the family investment program in accordance
6 with chapter 239B.

7 d. For the food assistance employment and training program:
8 \$ 66,588

9 (1) The department shall apply the federal supplemental
10 nutrition assistance program (SNAP) employment and training
11 state plan in order to maximize to the fullest extent permitted
12 by federal law the use of the 50 percent federal reimbursement
13 provisions for the claiming of allowable federal reimbursement
14 funds from the United States department of agriculture
15 pursuant to the federal SNAP employment and training program
16 for providing education, employment, and training services
17 for eligible food assistance program participants, including
18 but not limited to related dependent care and transportation
19 expenses.

20 (2) The department shall continue the categorical federal
21 food assistance program eligibility at 160 percent of the
22 federal poverty level and continue to eliminate the asset test
23 from eligibility requirements, consistent with federal food
24 assistance program requirements. The department shall include
25 as many food assistance households as is allowed by federal
26 law. The eligibility provisions shall conform to all federal

27 requirements including requirements addressing individuals who
28 are incarcerated or otherwise ineligible.

29 e. For the JOBS program:

30 \$ 12,018,258

31 5. Of the child support collections assigned under FIP,
32 an amount equal to the federal share of support collections
33 shall be credited to the child support recovery appropriation
34 made in this division of this Act. Of the remainder of the
35 assigned child support collections received by the child

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1 support recovery unit, a portion shall be credited to the FIP
2 account, a portion may be used to increase recoveries, and a
3 portion may be used to sustain cash flow in the child support
4 payments account. If as a consequence of the appropriations
5 and allocations made in this section the resulting amounts
6 are insufficient to sustain cash assistance payments and meet
7 federal maintenance of effort requirements, the department
8 shall seek supplemental funding. If child support collections
9 assigned under FIP are greater than estimated or are otherwise
10 determined not to be required for maintenance of effort, the
11 state share of either amount may be transferred to or retained
12 in the child support payments account.

13 6. The department may adopt emergency rules for the family
14 investment, JOBS, food assistance, and medical assistance
15 programs if necessary to comply with federal requirements.

16 Sec. 9.FAMILY INVESTMENT PROGRAM GENERAL FUND. There
17 is appropriated from the general fund of the state to the
18 department of human services for the fiscal year beginning July
19 1, 2019, and ending June 30, 2020, the following amount, or
20 so much thereof as is necessary, to be used for the purpose
21 designated:

22 To be credited to the family investment program (FIP)
23 account and used for family investment program assistance under
24 chapter 239B:

25 \$ 40,365,037

26 1. Of the funds appropriated in this section, \$6,606,198 is
27 allocated for the JOBS program.

28 2. Of the funds appropriated in this section, \$3,313,854 is
29 allocated for the family development and self-sufficiency grant
30 program.

31 3.a. Notwithstanding section 8.39, for the fiscal
32 year beginning July 1, 2019, if necessary to meet federal
33 maintenance of effort requirements or to transfer federal
34 temporary assistance for needy families block grant funding
35 to be used for purposes of the federal social services block

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1 grant or to meet cash flow needs resulting from delays in
2 receiving federal funding or to implement, in accordance with

3 this division of this Act, activities currently funded with
 4 juvenile court services, county, or community moneys and state
 5 moneys used in combination with such moneys; to comply with
 6 federal requirements; or to maximize the use of federal funds;
 7 the department of human services may transfer funds within or
 8 between any of the appropriations made in this division of this
 9 Act and appropriations in law for the federal social services
 10 block grant to the department for the following purposes,
 11 provided that the combined amount of state and federal
 12 temporary assistance for needy families block grant funding
 13 for each appropriation remains the same before and after the
 14 transfer:

- 15 (1) For the family investment program.
- 16 (2) For state child care assistance.
- 17 (3) For child and family services.
- 18 (4) For field operations.
- 19 (5) For general administration.

20 b. This subsection shall not be construed to prohibit the
 21 use of existing state transfer authority for other purposes.
 22 The department shall report any transfers made pursuant to this
 23 subsection to the legislative services agency.

24 4. Of the funds appropriated in this section, \$195,000 shall
 25 be used for continuation of a grant to an Iowa-based nonprofit
 26 organization with a history of providing tax preparation
 27 assistance to low-income Iowans in order to expand the usage
 28 of the earned income tax credit. The purpose of the grant is
 29 to supply this assistance to underserved areas of the state.
 30 However, the department shall issue a request for proposals and
 31 execute a contract with the contractor selected to administer
 32 the program no later than January 1, 2020. The department
 33 shall not retain any portion of the allocation under this
 34 subsection for administrative costs.

35 5. Of the funds appropriated in this section, \$70,000 shall

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1 be used for the continuation of the parenting program, as
 2 specified in 441 IAC ch. 100, relating to parental obligations,
 3 in which the child support recovery unit participates, to
 4 support the efforts of a nonprofit organization committed
 5 to strengthening the community through youth development,
 6 healthy living, and social responsibility headquartered in
 7 a county with a population over 350,000 according to the
 8 latest certified federal census. The funds allocated in this
 9 subsection shall be used by the recipient organization to
 10 develop a larger community effort, through public and private
 11 partnerships, to support a broad-based multi-county parenthood
 12 initiative that promotes payment of child support obligations,
 13 improved family relationships, and full-time employment.

14 6. The department may transfer funds appropriated in this
 15 section, excluding the allocation in subsection 2 for the
 16 family development and self-sufficiency grant program, to the

17 appropriations made in this division of this Act for general
18 administration and field operations as necessary to administer
19 this section, section 7 for the temporary assistance for needy
20 families block grant, and section 8 for the family investment
21 program account.

22 Sec. 10.CHILD SUPPORT RECOVERY. There is appropriated
23 from the general fund of the state to the department of human
24 services for the fiscal year beginning July 1, 2019, and ending
25 June 30, 2020, the following amount, or so much thereof as is
26 necessary, to be used for the purposes designated:

27 For child support recovery, including salaries, support,
28 maintenance, and miscellaneous purposes, and for not more than
29 the following full-time equivalent positions:

30 \$ 14,749,368
31 FTEs 459.00

32 1. The department shall expend up to \$24,000, including
33 federal financial participation, for the fiscal year beginning
34 July 1, 2019, for a child support public awareness campaign.
35 The department and the office of the attorney general shall

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1 cooperate in continuation of the campaign. The public
2 awareness campaign shall emphasize, through a variety of
3 media activities, the importance of maximum involvement of
4 both parents in the lives of their children as well as the
5 importance of payment of child support obligations.

6 2. Federal access and visitation grant moneys shall be
7 issued directly to private not-for-profit agencies that provide
8 services designed to increase compliance with the child access
9 provisions of court orders, including but not limited to
10 neutral visitation sites and mediation services.

11 3. The appropriation made to the department for child
12 support recovery may be used throughout the fiscal year in the
13 manner necessary for purposes of cash flow management, and for
14 cash flow management purposes the department may temporarily
15 draw more than the amount appropriated, provided the amount
16 appropriated is not exceeded at the close of the fiscal year.

17 Sec. 11.HEALTH CARE TRUST FUND — MEDICAL ASSISTANCE —
18 FY 2019-2020. Any funds remaining in the health care trust
19 fund created in section 453A.35A for the fiscal year beginning
20 July 1, 2019, and ending June 30, 2020, are appropriated to
21 the department of human services to supplement the medical
22 assistance program appropriations made in this division of this
23 Act, for medical assistance reimbursement and associated costs,
24 including program administration and costs associated with
25 program implementation.

26 Sec. 12.MEDICAID FRAUD FUND — MEDICAL ASSISTANCE — FY
27 2019-2020. Any funds remaining in the Medicaid fraud fund
28 created in section 249A.50 for the fiscal year beginning
29 July 1, 2019, and ending June 30, 2020, are appropriated to
30 the department of human services to supplement the medical

31 assistance appropriations made in this division of this Act,
 32 for medical assistance reimbursement and associated costs,
 33 including program administration and costs associated with
 34 program implementation.
 35 Sec. 13.MEDICAL ASSISTANCE. There is appropriated from the

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1 general fund of the state to the department of human services
 2 for the fiscal year beginning July 1, 2019, and ending June 30,
 3 2020, the following amount, or so much thereof as is necessary,
 4 to be used for the purpose designated:
 5 For medical assistance program reimbursement and associated
 6 costs as specifically provided in the reimbursement
 7 methodologies in effect on June 30, 2019, except as otherwise
 8 expressly authorized by law, consistent with options under
 9 federal law and regulations, and contingent upon receipt of
 10 approval from the office of the governor of reimbursement for
 11 each abortion performed under the program:
 12 \$ 1,427,379,707
 13 1. Iowans support reducing the number of abortions
 14 performed in our state. Funds appropriated under this section
 15 shall not be used for abortions, unless otherwise authorized
 16 under this section.
 17 2. The provisions of this section relating to abortions
 18 shall also apply to the Iowa health and wellness plan created
 19 pursuant to chapter 249N.
 20 3. The department shall utilize not more than \$60,000 of
 21 the funds appropriated in this section to continue the AIDS/HIV
 22 health insurance premium payment program as established in 1992
 23 Iowa Acts, Second Extraordinary Session, chapter 1001, section
 24 409, subsection 6. Of the funds allocated in this subsection,
 25 not more than \$5,000 may be expended for administrative
 26 purposes.
 27 4. Of the funds appropriated in this Act to the department
 28 of public health for addictive disorders, \$950,000 for
 29 the fiscal year beginning July 1, 2019, is transferred
 30 to the department of human services for an integrated
 31 substance-related disorder managed care system. The
 32 departments of human services and public health shall
 33 work together to maintain the level of mental health and
 34 substance-related disorder treatment services provided by the
 35 managed care contractors. Each department shall take the steps

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1 necessary to continue the federal waivers as necessary to
 2 maintain the level of services.
 3 5.a. The department shall aggressively pursue options for
 4 providing medical assistance or other assistance to individuals
 5 with special needs who become ineligible to continue receiving
 6 services under the early and periodic screening, diagnostic,

7 and treatment program under the medical assistance program
8 due to becoming 21 years of age who have been approved for
9 additional assistance through the department's exception to
10 policy provisions, but who have health care needs in excess
11 of the funding available through the exception to policy
12 provisions.

13 b. Of the funds appropriated in this section, \$100,000
14 shall be used for participation in one or more pilot projects
15 operated by a private provider to allow the individual or
16 individuals to receive service in the community in accordance
17 with principles established in *Olmstead v. L.C.*, 527 U.S. 581
18 (1999), for the purpose of providing medical assistance or
19 other assistance to individuals with special needs who become
20 ineligible to continue receiving services under the early and
21 periodic screening, diagnostic, and treatment program under
22 the medical assistance program due to becoming 21 years of
23 age who have been approved for additional assistance through
24 the department's exception to policy provisions, but who have
25 health care needs in excess of the funding available through
26 the exception to the policy provisions.

27 6. Of the funds appropriated in this section, up to
28 \$3,050,082 may be transferred to the field operations or
29 general administration appropriations in this division of this
30 Act for operational costs associated with Part D of the federal
31 Medicare Prescription Drug Improvement and Modernization Act
32 of 2003, Pub. L. No. 108-173.

33 7. Of the funds appropriated in this section, up to \$442,100
34 may be transferred to the appropriation in this division
35 of this Act for medical contracts to be used for clinical

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1 assessment services and prior authorization of services.
2 8. A portion of the funds appropriated in this section
3 may be transferred to the appropriations in this division of
4 this Act for general administration, medical contracts, the
5 children's health insurance program, or field operations to be
6 used for the state match cost to comply with the payment error
7 rate measurement (PERM) program for both the medical assistance
8 and children's health insurance programs as developed by the
9 centers for Medicare and Medicaid services of the United States
10 department of health and human services to comply with the
11 federal Improper Payments Information Act of 2002, Pub. L.
12 No. 107-300, and to support other reviews and quality control
13 activities to improve the integrity of these programs.
14 9. The department shall continue to implement the
15 recommendations of the assuring better child health and
16 development initiative II (ABCDII) clinical panel to the
17 Iowa early and periodic screening, diagnostic, and treatment
18 services healthy mental development collaborative board
19 regarding changes to billing procedures, codes, and eligible
20 service providers.

21 10. Of the funds appropriated in this section, a sufficient
22 amount is allocated to supplement the incomes of residents of
23 nursing facilities, intermediate care facilities for persons
24 with mental illness, and intermediate care facilities for
25 persons with an intellectual disability, with incomes of less
26 than \$50 in the amount necessary for the residents to receive a
27 personal needs allowance of \$50 per month pursuant to section
28 249A.30A.

29 11.a. Hospitals that meet the conditions specified
30 in subparagraphs (1) and (2) shall either certify public
31 expenditures or transfer to the medical assistance program
32 an amount equal to provide the nonfederal share for a
33 disproportionate share hospital payment in an amount up to the
34 hospital-specific limit as approved in the Medicaid state plan.
35 The hospitals that meet the conditions specified shall receive

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1 and retain 100 percent of the total disproportionate share
2 hospital payment in an amount up to the hospital-specific limit
3 as approved in the Medicaid state plan.

4 (1) The hospital qualifies for disproportionate share and
5 graduate medical education payments.

6 (2) The hospital is an Iowa state-owned hospital with more
7 than 500 beds and eight or more distinct residency specialty
8 or subspecialty programs recognized by the American college of
9 graduate medical education.

10 b. Distribution of the disproportionate share payments
11 shall be made on a monthly basis. The total amount of
12 disproportionate share payments including graduate medical
13 education, enhanced disproportionate share, and Iowa
14 state-owned teaching hospital payments shall not exceed the
15 amount of the state's allotment under Pub. L. No. 102-234.
16 In addition, the total amount of all disproportionate
17 share payments shall not exceed the hospital-specific
18 disproportionate share limits under Pub. L. No. 103-66.

19 12. One hundred percent of the nonfederal share of payments
20 to area education agencies that are medical assistance
21 providers for medical assistance-covered services provided to
22 medical assistance-covered children, shall be made from the
23 appropriation made in this section.

24 13. A portion of the funds appropriated in this section
25 may be transferred to the appropriation in this division of
26 this Act for medical contracts to be used for administrative
27 activities associated with the money follows the person
28 demonstration project.

29 14. Of the funds appropriated in this section, \$349,011
30 shall be used for the administration of the health insurance
31 premium payment program, including salaries, support,
32 maintenance, and miscellaneous purposes.

33 15.a. The department may increase the amounts allocated
34 for salaries, support, maintenance, and miscellaneous purposes

35 associated with the medical assistance program, as necessary,

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1 to sustain cost management efforts. The department shall
2 report any such increase to the legislative services agency and
3 the department of management.

4 b. If the savings to the medical assistance program from
5 ongoing cost management efforts exceed the associated cost
6 for the fiscal year beginning July 1, 2019, the department
7 may transfer any savings generated for the fiscal year due
8 to medical assistance program cost management efforts to the
9 appropriation made in this division of this Act for medical
10 contracts or general administration to defray the costs
11 associated with implementing the efforts.

12 16. For the fiscal year beginning July 1, 2019, and ending
13 June 30, 2020, the replacement generation tax revenues required
14 to be deposited in the property tax relief fund pursuant to
15 section 437A.8, subsection 4, paragraph "d", and section
16 437A.15, subsection 3, paragraph "f", shall instead be credited
17 to and supplement the appropriation made in this section and
18 used for the allocations made in this section.

19 17.a. Of the funds appropriated in this section, up
20 to \$50,000 may be transferred by the department to the
21 appropriation made in this division of this Act to the
22 department for the same fiscal year for general administration
23 to be used for associated administrative expenses and for not
24 more than one full-time equivalent position, in addition to
25 those authorized for the same fiscal year, to be assigned to
26 implementing the children's mental health home project.

27 b. Of the funds appropriated in this section, up to \$400,000
28 may be transferred by the department to the appropriation made
29 to the department in this division of this Act for the same
30 fiscal year for Medicaid program-related general administration
31 planning and implementation activities. The funds may be used
32 for contracts or for personnel in addition to the amounts
33 appropriated for and the positions authorized for general
34 administration for the fiscal year.

35 c. Of the funds appropriated in this section, up to

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1 \$3,000,000 may be transferred by the department to the
2 appropriations made in this division of this Act for the same
3 fiscal year for general administration or medical contracts
4 to be used to support the development and implementation of
5 standardized assessment tools for persons with mental illness,
6 an intellectual disability, a developmental disability, or a
7 brain injury.

8 18. Of the funds appropriated in this section, \$150,000
9 shall be used for lodging expenses associated with care
10 provided at the university of Iowa hospitals and clinics for

11 patients with cancer whose travel distance is 30 miles or more
12 and whose income is at or below 200 percent of the federal
13 poverty level as defined by the most recently revised poverty
14 income guidelines published by the United States department of
15 health and human services. The department of human services
16 shall establish the maximum number of overnight stays and the
17 maximum rate reimbursed for overnight lodging, which may be
18 based on the state employee rate established by the department
19 of administrative services. The funds allocated in this
20 subsection shall not be used as nonfederal share matching
21 funds.

22 19. Of the funds appropriated in this section, up to
23 \$3,383,880 shall be used for administration of the state family
24 planning services program pursuant to section 217.41B, and
25 of this amount, the department may use up to \$200,000 for
26 administrative expenses.

27 20. Of the funds appropriated in this section, \$1,545,530
28 shall be used and may be transferred to other appropriations
29 in this division of this Act as necessary to administer the
30 provisions in the division of this Act relating to Medicaid
31 program administration.

32 21. The department shall continue to implement and
33 administer the provisions of 2018 Iowa Acts, chapter 1056.
34 Of the funds appropriated in this section, up to \$39,069 may
35 be transferred to the department of inspections and appeals

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1 for inspection costs related to such implementation and
2 administration.

3 22. Of the funds appropriated in this section, up to
4 \$1,200,000 shall be used to implement reductions in the waiting
5 list for the children's mental health home and community-based
6 services waiver.

7 23. Of the funds appropriated in this section, \$1,500,000
8 shall be used to provide reimbursement to critical access
9 hospitals for inpatient and outpatient services based on
10 a critical access hospital adjustment factor methodology
11 developed by the department as provided in this division of
12 this Act.

13 24. The department of human services shall utilize
14 \$1,000,000 of the funds appropriated under this section to
15 increase the current supported community living provider
16 daily rates for all tiers under the tiered rate reimbursement
17 methodology effective with dates of service beginning July
18 1, 2019. The funding amount shall be divided equally among
19 all tiers and applied within each tier in accordance with the
20 recommendations of the actuary. However, no resulting rates
21 shall be lower than the rates in effect on June 30, 2019.

22 Sec. 14.MEDICAL CONTRACTS. There is appropriated from the
23 general fund of the state to the department of human services
24 for the fiscal year beginning July 1, 2019, and ending June 30,

25 2020, the following amount, or so much thereof as is necessary,
26 to be used for the purpose designated:

27 For medical contracts:

28 \$ 17,992,530

29 1. The department of inspections and appeals shall
30 provide all state matching funds for survey and certification
31 activities performed by the department of inspections
32 and appeals. The department of human services is solely
33 responsible for distributing the federal matching funds for
34 such activities.

35 2. Of the funds appropriated in this section, \$50,000 shall

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1 be used for continuation of home and community-based services
2 waiver quality assurance programs, including the review and
3 streamlining of processes and policies related to oversight and
4 quality management to meet state and federal requirements.

5 3. Of the amount appropriated in this section, up to
6 \$200,000 may be transferred to the appropriation for general
7 administration in this division of this Act to be used for
8 additional full-time equivalent positions in the development
9 of key health initiatives such as development and oversight
10 of managed care programs and development of health strategies
11 targeted toward improved quality and reduced costs in the
12 Medicaid program.

13 4. Of the funds appropriated in this section, \$1,000,000
14 shall be used for planning and development, in cooperation with
15 the department of public health, of a phased-in program to
16 provide a dental home for children.

17 5.a. Of the funds appropriated in this section, \$573,000
18 shall be credited to the autism support program fund created
19 in section 225D.2 to be used for the autism support program
20 created in chapter 225D, with the exception of the following
21 amount of this allocation which shall be used as follows:

22 b. Of the funds allocated in this subsection, \$25,000 shall
23 be used for the public purpose of continuation of a grant to a
24 nonprofit provider of child welfare services that has been in
25 existence for more than 115 years, is located in a county with
26 a population between 200,000 and 220,000 according to the most
27 recent federal decennial census, is licensed as a psychiatric
28 medical institution for children, and provides school-based
29 programming, to be used for support services for children with
30 autism spectrum disorder and their families.

31 Sec. 15.STATE SUPPLEMENTARY ASSISTANCE.

32 1. There is appropriated from the general fund of the
33 state to the department of human services for the fiscal year
34 beginning July 1, 2019, and ending June 30, 2020, the following
35 amount, or so much thereof as is necessary, to be used for the

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1 purpose designated:
2 For the state supplementary assistance program:
3 \$ 7,812,909
4 2. The department shall increase the personal needs
5 allowance for residents of residential care facilities by the
6 same percentage and at the same time as federal supplemental
7 security income and federal social security benefits are
8 increased due to a recognized increase in the cost of living.
9 The department may adopt emergency rules to implement this
10 subsection.
11 3. If during the fiscal year beginning July 1, 2019,
12 the department projects that state supplementary assistance
13 expenditures for a calendar year will not meet the federal
14 pass-through requirement specified in Tit. XVI of the federal
15 Social Security Act, section 1618, as codified in 42 U.S.C.
16 §1382g, the department may take actions including but not
17 limited to increasing the personal needs allowance for
18 residential care facility residents and making programmatic
19 adjustments or upward adjustments of the residential care
20 facility or in-home health-related care reimbursement rates
21 prescribed in this division of this Act to ensure that federal
22 requirements are met. In addition, the department may make
23 other programmatic and rate adjustments necessary to remain
24 within the amount appropriated in this section while ensuring
25 compliance with federal requirements. The department may adopt
26 emergency rules to implement the provisions of this subsection.
27 4. Notwithstanding section 8.33, moneys appropriated in
28 this section that remain unencumbered or unobligated at the
29 close of the fiscal year shall not revert but shall remain
30 available for expenditure for the purposes designated until the
31 close of the succeeding fiscal year.
32 Sec. 16.CHILDREN'S HEALTH INSURANCE PROGRAM.
33 1. There is appropriated from the general fund of the
34 state to the department of human services for the fiscal year
35 beginning July 1, 2019, and ending June 30, 2020, the following

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1 amount, or so much thereof as is necessary, to be used for the
2 purpose designated:
3 For maintenance of the healthy and well kids in Iowa (hawk-i)
4 program pursuant to chapter 514I, including supplemental dental
5 services, for receipt of federal financial participation under
6 Tit. XXI of the federal Social Security Act, which creates the
7 children's health insurance program:
8 \$ 19,361,112
9 2. Of the funds appropriated in this section, \$79,486 is
10 allocated for continuation of the contract for outreach with
11 the department of public health.
12 3. A portion of the funds appropriated in this section may

13 be transferred to the appropriations made in this division of
14 this Act for field operations or medical contracts to be used
15 for the integration of hawk-i program eligibility, payment, and
16 administrative functions under the purview of the department
17 of human services, including for the Medicaid management
18 information system upgrade.

19 Sec. 17.CHILD CARE ASSISTANCE. There is appropriated
20 from the general fund of the state to the department of human
21 services for the fiscal year beginning July 1, 2019, and ending
22 June 30, 2020, the following amount, or so much thereof as is
23 necessary, to be used for the purpose designated:

24 For child care programs:
25 \$ 40,816,931

26 1. Of the funds appropriated in this section, \$34,966,931
27 shall be used for state child care assistance in accordance
28 with section 237A.13.

29 2. Nothing in this section shall be construed or is
30 intended as or shall imply a grant of entitlement for services
31 to persons who are eligible for assistance due to an income
32 level consistent with the waiting list requirements of section
33 237A.13. Any state obligation to provide services pursuant to
34 this section is limited to the extent of the funds appropriated
35 in this section.

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1 3. A list of the registered and licensed child care
2 facilities operating in the area served by a child care
3 resource and referral service shall be made available to the
4 families receiving state child care assistance in that area.

5 4. Of the funds appropriated in this section, \$5,850,000
6 shall be credited to the early childhood programs grants
7 account in the early childhood Iowa fund created in section
8 256I.11. The moneys shall be distributed for funding of
9 community-based early childhood programs targeted to children
10 from birth through five years of age developed by early
11 childhood Iowa areas in accordance with approved community
12 plans as provided in section 256I.8.

13 5. The department may use any of the funds appropriated
14 in this section as a match to obtain federal funds for use in
15 expanding child care assistance and related programs. For
16 the purpose of expenditures of state and federal child care
17 funding, funds shall be considered obligated at the time
18 expenditures are projected or are allocated to the department's
19 service areas. Projections shall be based on current and
20 projected caseload growth, current and projected provider
21 rates, staffing requirements for eligibility determination
22 and management of program requirements including data systems
23 management, staffing requirements for administration of the
24 program, contractual and grant obligations and any transfers
25 to other state agencies, and obligations for decategorization
26 or innovation projects.

27 6. A portion of the state match for the federal child care
 28 and development block grant shall be provided as necessary to
 29 meet federal matching funds requirements through the state
 30 general fund appropriation made for child development grants
 31 and other programs for at-risk children in section 279.51.
 32 7. If a uniform reduction ordered by the governor under
 33 section 8.31 or other operation of law, transfer, or federal
 34 funding reduction reduces the appropriation made in this
 35 section for the fiscal year, the percentage reduction in the

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1 amount paid out to or on behalf of the families participating
 2 in the state child care assistance program shall be equal to or
 3 less than the percentage reduction made for any other purpose
 4 payable from the appropriation made in this section and the
 5 federal funding relating to it. The percentage reduction to
 6 the other allocations made in this section shall be the same as
 7 the uniform reduction ordered by the governor or the percentage
 8 change of the federal funding reduction, as applicable. If
 9 there is an unanticipated increase in federal funding provided
 10 for state child care services, the entire amount of the
 11 increase, except as necessary to meet federal requirements
 12 including quality set asides, shall be used for state child
 13 care assistance payments. If the appropriations made for
 14 purposes of the state child care assistance program for the
 15 fiscal year are determined to be insufficient, it is the intent
 16 of the general assembly to appropriate sufficient funding for
 17 the fiscal year in order to avoid establishment of waiting list
 18 requirements.

19 8. Notwithstanding section 8.33, moneys advanced for
 20 purposes of the programs developed by early childhood Iowa
 21 areas, advanced for purposes of wraparound child care, or
 22 received from the federal appropriations made for the purposes
 23 of this section that remain unencumbered or unobligated at the
 24 close of the fiscal year shall not revert to any fund but shall
 25 remain available for expenditure for the purposes designated
 26 until the close of the succeeding fiscal year.

27 Sec. 18.JUVENILE INSTITUTION. There is appropriated
 28 from the general fund of the state to the department of human
 29 services for the fiscal year beginning July 1, 2019, and ending
 30 June 30, 2020, the following amounts, or so much thereof as is
 31 necessary, to be used for the purposes designated:

32 1.a. For operation of the state training school at Eldora
 33 and for salaries, support, maintenance, and miscellaneous
 34 purposes, and for not more than the following full-time
 35 equivalent positions:

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1	\$ 13,920,757
2	FTEs 207.00

3 b. Of the funds appropriated in this subsection, \$91,000
4 shall be used for distribution to licensed classroom teachers
5 at this and other institutions under the control of the
6 department of human services based upon the average student
7 yearly enrollment at each institution as determined by the
8 department.

9 c. The additional full-time equivalent positions authorized
10 in paragraph "a" shall include 1.00 youth services technician,
11 1.00 clinical supervisor, and 1.00 registered nurse, or
12 comparable additional, full-time equivalent positions.

13 2. A portion of the moneys appropriated in this section
14 shall be used by the state training school at Eldora for
15 grants for adolescent pregnancy prevention activities at the
16 institution in the fiscal year beginning July 1, 2019.

17 3. Of the funds appropriated in this subsection, \$212,000
18 shall be used by the state training school at Eldora for a
19 substance use disorder treatment program at the institution for
20 the fiscal year beginning July 1, 2019.

21 4. Notwithstanding section 8.33, moneys appropriated in
22 this section that remain unencumbered or unobligated at the
23 close of the fiscal year shall not revert but shall remain
24 available for expenditure for the purposes designated until the
25 close of the succeeding fiscal year.

26 Sec. 19.CHILD AND FAMILY SERVICES.

27 1. There is appropriated from the general fund of the
28 state to the department of human services for the fiscal year
29 beginning July 1, 2019, and ending June 30, 2020, the following
30 amount, or so much thereof as is necessary, to be used for the
31 purpose designated:

32 For child and family services:
33 \$ 89,071,761

34 2. The department may transfer funds appropriated in this
35 section as necessary to pay the nonfederal costs of services

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1 reimbursed under the medical assistance program, state child
2 care assistance program, or the family investment program which
3 are provided to children who would otherwise receive services
4 paid under the appropriation in this section. The department
5 may transfer funds appropriated in this section to the
6 appropriations made in this division of this Act for general
7 administration and for field operations for resources necessary
8 to implement and operate the services funded in this section.

9 3.a. Of the funds appropriated in this section, up to
10 \$34,536,000 is allocated as the statewide expenditure target
11 under section 232.143 for group foster care maintenance and
12 services. If the department projects that such expenditures
13 for the fiscal year will be less than the target amount
14 allocated in this paragraph "a", the department may reallocate
15 the excess to provide additional funding for family foster
16 care, independent living, family safety, risk and permanency

17 services, shelter care, or the child welfare emergency services
18 addressed with the allocation for shelter care.

19 b. If at any time after September 30, 2019, annualization
20 of a service area's current expenditures indicates a service
21 area is at risk of exceeding its group foster care expenditure
22 target under section 232.143 by more than 5 percent, the
23 department and juvenile court services shall examine all
24 group foster care placements in that service area in order to
25 identify those which might be appropriate for termination.
26 In addition, any aftercare services believed to be needed
27 for the children whose placements may be terminated shall be
28 identified. The department and juvenile court services shall
29 initiate action to set dispositional review hearings for the
30 placements identified. In such a dispositional review hearing,
31 the juvenile court shall determine whether needed aftercare
32 services are available and whether termination of the placement
33 is in the best interest of the child and the community.

34 4. In accordance with the provisions of section 232.188,
35 the department shall continue the child welfare and juvenile

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1 justice funding initiative during fiscal year 2019-2020. Of
2 the funds appropriated in this section, \$1,717,000 is allocated
3 specifically for expenditure for fiscal year 2019-2020 through
4 the decategorization services funding pools and governance
5 boards established pursuant to section 232.188.

6 5. A portion of the funds appropriated in this section
7 may be used for emergency family assistance to provide other
8 resources required for a family participating in a family
9 preservation or reunification project or successor project to
10 stay together or to be reunified.

11 6. Of the funds appropriated in this section, a sufficient
12 amount is allocated for shelter care and the child welfare
13 emergency services contracting implemented to provide for or
14 prevent the need for shelter care.

15 7. Federal funds received by the state during the fiscal
16 year beginning July 1, 2019, as the result of the expenditure
17 of state funds appropriated during a previous state fiscal
18 year for a service or activity funded under this section are
19 appropriated to the department to be used as additional funding
20 for services and purposes provided for under this section.
21 Notwithstanding section 8.33, moneys received in accordance
22 with this subsection that remain unencumbered or unobligated at
23 the close of the fiscal year shall not revert to any fund but
24 shall remain available for the purposes designated until the
25 close of the succeeding fiscal year.

26 8.a. Of the funds appropriated in this section, up to
27 \$3,290,000 is allocated for the payment of the expenses of
28 court-ordered services provided to juveniles who are under the
29 supervision of juvenile court services, which expenses are a
30 charge upon the state pursuant to section 232.141, subsection

31 4. Of the amount allocated in this paragraph “a”, up to
32 \$1,556,000 shall be made available to provide school-based
33 supervision of children adjudicated under chapter 232, of which
34 not more than \$15,000 may be used for the purpose of training.
35 A portion of the cost of each school-based liaison officer

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1 shall be paid by the school district or other funding source as
2 approved by the chief juvenile court officer.
3 b. Of the funds appropriated in this section, up to \$748,000
4 is allocated for the payment of the expenses of court-ordered
5 services provided to children who are under the supervision
6 of the department, which expenses are a charge upon the state
7 pursuant to section 232.141, subsection 4.
8 c. Notwithstanding section 232.141 or any other provision
9 of law to the contrary, the amounts allocated in this
10 subsection shall be distributed to the judicial districts
11 as determined by the state court administrator and to the
12 department’s service areas as determined by the administrator
13 of the department of human services’ division of child and
14 family services. The state court administrator and the
15 division administrator shall make the determination of the
16 distribution amounts on or before June 15, 2019.
17 d. Notwithstanding chapter 232 or any other provision of
18 law to the contrary, a district or juvenile court shall not
19 order any service which is a charge upon the state pursuant
20 to section 232.141 if there are insufficient court-ordered
21 services funds available in the district court or departmental
22 service area distribution amounts to pay for the service. The
23 chief juvenile court officer and the departmental service area
24 manager shall encourage use of the funds allocated in this
25 subsection such that there are sufficient funds to pay for
26 all court-related services during the entire year. The chief
27 juvenile court officers and departmental service area managers
28 shall attempt to anticipate potential surpluses and shortfalls
29 in the distribution amounts and shall cooperatively request the
30 state court administrator or division administrator to transfer
31 funds between the judicial districts’ or departmental service
32 areas’ distribution amounts as prudent.
33 e. Notwithstanding any provision of law to the contrary,
34 a district or juvenile court shall not order a county to pay
35 for any service provided to a juvenile pursuant to an order

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1 entered under chapter 232 which is a charge upon the state
2 under section 232.141, subsection 4.
3 f. Of the funds allocated in this subsection, not more than
4 \$83,000 may be used by the judicial branch for administration
5 of the requirements under this subsection.
6 g. Of the funds allocated in this subsection, \$17,000

7 shall be used by the department of human services to support
8 the interstate commission for juveniles in accordance with
9 the interstate compact for juveniles as provided in section
10 232.173.

11 9. Of the funds appropriated in this section, \$12,253,000 is
12 allocated for juvenile delinquent graduated sanctions services.
13 Any state funds saved as a result of efforts by juvenile court
14 services to earn a federal Tit. IV-E match for juvenile court
15 services administration may be used for the juvenile delinquent
16 graduated sanctions services.

17 10. Of the funds appropriated in this section, \$1,658,000 is
18 transferred to the department of public health to be used for
19 the child protection center grant program for child protection
20 centers located in Iowa in accordance with section 135.118.
21 The grant amounts under the program shall be equalized so that
22 each center receives a uniform base amount of \$245,000, and so
23 that the remaining funds are awarded through a funding formula
24 based upon the volume of children served. To increase access
25 to child protection center services for children in rural
26 areas, the funding formula for the awarding of the remaining
27 funds shall provide for the awarding of an enhanced amount to
28 eligible grantees to develop and maintain satellite centers in
29 underserved regions of the state.

30 11. Of the funds appropriated in this section, \$4,025,000 is
31 allocated for the preparation for adult living program pursuant
32 to section 234.46.

33 12. Of the funds appropriated in this section, \$227,000
34 shall be used for the public purpose of continuing a grant to a
35 nonprofit human services organization, providing services to

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1 individuals and families in multiple locations in southwest
2 Iowa and Nebraska for support of a project providing immediate,
3 sensitive support and forensic interviews, medical exams, needs
4 assessments, and referrals for victims of child abuse and their
5 nonoffending family members.

6 13. Of the funds appropriated in this section, \$300,000
7 is allocated for the foster care youth council approach of
8 providing a support network to children placed in foster care.

9 14. Of the funds appropriated in this section, \$202,000 is
10 allocated for use pursuant to section 235A.1 for continuation
11 of the initiative to address child sexual abuse implemented
12 pursuant to 2007 Iowa Acts, chapter 218, section 18, subsection
13 21.

14 15. Of the funds appropriated in this section, \$630,000 is
15 allocated for the community partnership for child protection
16 sites.

17 16. Of the funds appropriated in this section, \$371,000
18 is allocated for the department's minority youth and family
19 projects under the redesign of the child welfare system.

20 17. Of the funds appropriated in this section, \$851,000

21 is allocated for funding of the community circle of care
 22 collaboration for children and youth in northeast Iowa.
 23 18. Of the funds appropriated in this section, at least
 24 \$147,000 shall be used for the continuation of the child
 25 welfare provider training academy, a collaboration between the
 26 coalition for family and children’s services in Iowa and the
 27 department.
 28 19. Of the funds appropriated in this section, \$211,000
 29 shall be used for continuation of the central Iowa system of
 30 care program grant through June 30, 2020.
 31 20. Of the funds appropriated in this section, \$235,000
 32 shall be used for the public purpose of the continuation
 33 and expansion of a system of care program grant implemented
 34 in Cerro Gordo and Linn counties to utilize a comprehensive
 35 and long-term approach for helping children and families by

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1 addressing the key areas in a child’s life of childhood basic
 2 needs, education and work, family, and community.
 3 21. Of the funds appropriated in this section, at least
 4 \$25,000 shall be used to continue and to expand the foster
 5 care respite pilot program in which postsecondary students in
 6 social work and other human services-related programs receive
 7 experience by assisting family foster care providers with
 8 respite and other support.
 9 22. Of the funds appropriated in this section, \$110,000
 10 shall be used for the public purpose of funding community-based
 11 services and other supports with a system of care approach
 12 for children with a serious emotional disturbance and their
 13 families through a nonprofit provider of child welfare services
 14 that has been in existence for more than 115 years, is located
 15 in a county with a population of more than 200,000 but less
 16 than 220,000 according to the latest certified federal census,
 17 is licensed as a psychiatric medical institution for children,
 18 and was a system of care grantee prior to July 1, 2019.
 19 23. If a separate funding source is identified that reduces
 20 the need for state funds within an allocation under this
 21 section, the allocated state funds may be redistributed to
 22 other allocations under this section for the same fiscal year.
 23 Sec. 20.ADOPTION SUBSIDY.
 24 1. There is appropriated from the general fund of the
 25 state to the department of human services for the fiscal year
 26 beginning July 1, 2019, and ending June 30, 2020, the following
 27 amount, or so much thereof as is necessary, to be used for the
 28 purpose designated:
 29 a. For adoption subsidy payments and services:
 30 \$ 40,596,007
 31 b.(1) The funds appropriated in this section shall be used
 32 as authorized or allowed by federal law or regulation for any
 33 of the following purposes:
 34 (a) For adoption subsidy payments and related costs.

35 (b) For post-adoption services and for other purposes under

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1 Tit. IV-B or Tit. IV-E of the federal Social Security Act.

2 (2) The department of human services may transfer funds
3 appropriated in this subsection to the appropriation for
4 child and family services in this Act for the purposes of
5 post-adoption services as specified in this paragraph "b".
6 c. Notwithstanding section 8.33, moneys corresponding to
7 the state savings resulting from implementation of the federal
8 Fostering Connections to Success and Increasing Adoptions Act
9 of 2008, Pub. L. No. 110-351, and successor legislation, as
10 unencumbered in accordance with 42 U.S.C. §673(a)(8), that remain
11 unencumbered or unobligated at the close of the fiscal year,
12 shall not revert to any fund but shall remain available for the
13 purposes designated in this subsection until expended. The
14 amount of such savings and any corresponding funds remaining
15 at the close of the fiscal year shall be determined separately
16 and any changes in either amount between fiscal years shall not
17 result in an unfunded need.

18 2. The department may transfer funds appropriated in
19 this section to the appropriation made in this division of
20 this Act for general administration for costs paid from the
21 appropriation relating to adoption subsidy.

22 3. Federal funds received by the state during the
23 fiscal year beginning July 1, 2019, as the result of the
24 expenditure of state funds during a previous state fiscal
25 year for a service or activity funded under this section are
26 appropriated to the department to be used as additional funding
27 for the services and activities funded under this section.
28 Notwithstanding section 8.33, moneys received in accordance
29 with this subsection that remain unencumbered or unobligated
30 at the close of the fiscal year shall not revert to any fund
31 but shall remain available for expenditure for the purposes
32 designated until the close of the succeeding fiscal year.

33 Sec. 21.JUVENILE DETENTION HOME FUND. Moneys deposited
34 in the juvenile detention home fund created in section 232.142
35 during the fiscal year beginning July 1, 2019, and ending June

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1 30, 2020, are appropriated to the department of human services
2 for the fiscal year beginning July 1, 2019, and ending June 30,
3 2020, for distribution of an amount equal to a percentage of
4 the costs of the establishment, improvement, operation, and
5 maintenance of county or multicounty juvenile detention homes
6 in the fiscal year beginning July 1, 2018. Moneys appropriated
7 for distribution in accordance with this section shall be
8 allocated among eligible detention homes, prorated on the basis
9 of an eligible detention home's proportion of the costs of all
10 eligible detention homes in the fiscal year beginning July

11 1, 2018. The percentage figure shall be determined by the
12 department based on the amount available for distribution for
13 the fund. Notwithstanding section 232.142, subsection 3, the
14 financial aid payable by the state under that provision for the
15 fiscal year beginning July 1, 2019, shall be limited to the
16 amount appropriated for the purposes of this section.

17 Sec. 22.FAMILY SUPPORT SUBSIDY PROGRAM.

18 1. There is appropriated from the general fund of the
19 state to the department of human services for the fiscal year
20 beginning July 1, 2019, and ending June 30, 2020, the following
21 amount, or so much thereof as is necessary, to be used for the
22 purpose designated:

23 For the family support subsidy program subject to the
24 enrollment restrictions in section 225C.37, subsection 3:
25 \$ 949,282

26 2. At least \$819,275 of the moneys appropriated in this
27 section is transferred to the department of public health for
28 the family support center component of the comprehensive family
29 support program under chapter 225C, subchapter V.

30 3. If at any time during the fiscal year, the amount of
31 funding available for the family support subsidy program
32 is reduced from the amount initially used to establish the
33 figure for the number of family members for whom a subsidy
34 is to be provided at any one time during the fiscal year,
35 notwithstanding section 225C.38, subsection 2, the department

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1 shall revise the figure as necessary to conform to the amount
2 of funding available.

3 Sec. 23.CONNER DECREE. There is appropriated from the
4 general fund of the state to the department of human services
5 for the fiscal year beginning July 1, 2019, and ending June 30,
6 2020, the following amount, or so much thereof as is necessary,
7 to be used for the purpose designated:

8 For building community capacity through the coordination
9 and provision of training opportunities in accordance with the
10 consent decree of Conner v. Branstad, No. 4-86-CV-30871(S.D.
11 Iowa, July 14, 1994):
12 \$ 33,632

13 Sec. 24.MENTAL HEALTH INSTITUTES.

14 1. There is appropriated from the general fund of the
15 state to the department of human services for the fiscal year
16 beginning July 1, 2019, and ending June 30, 2020, the following
17 amounts, or so much thereof as is necessary, to be used for the
18 purposes designated:

19 a.(1) For operation of the state mental health institute
20 at Cherokee as required by chapters 218 and 226 for salaries,
21 support, maintenance, and miscellaneous purposes, and for not
22 more than the following full-time equivalent positions:
23 \$ 14,216,149
24 FTEs 169.00

25 (2) The additional full-time equivalent positions
 26 authorized in this paragraph "a" shall include 3.50 security
 27 staff and 3.00 support staff, or comparable additional,
 28 full-time equivalent positions.
 29 b.(1) For operation of the state mental health institute
 30 at Independence as required by chapters 218 and 226 for
 31 salaries, support, maintenance, and miscellaneous purposes, and
 32 for not more than the following full-time equivalent positions:
 33 \$ 19,165,110
 34 FTEs 208.00
 35 (2) The additional full-time equivalent positions

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1 authorized in this paragraph "b" shall include 3.50 security
 2 staff, or comparable additional, full-time equivalent
 3 positions.
 4 2. Notwithstanding sections 218.78 and 249A.11, any revenue
 5 received from the state mental health institute at Cherokee or
 6 the state mental health institute at Independence pursuant to
 7 42 C.F.R §438.6(e) may be retained and expended by the mental
 8 health institute.
 9 3. Notwithstanding any provision of law to the contrary,
 10 a Medicaid member residing at the state mental health
 11 institute at Cherokee or the state mental health institute
 12 at Independence shall retain Medicaid eligibility during
 13 the period of the Medicaid member's stay for which federal
 14 financial participation is available.
 15 4. Notwithstanding section 8.33, moneys appropriated in
 16 this section that remain unencumbered or unobligated at the
 17 close of the fiscal year shall not revert but shall remain
 18 available for expenditure for the purposes designated until the
 19 close of the succeeding fiscal year.
 20 Sec. 25.STATE RESOURCE CENTERS.
 21 1. There is appropriated from the general fund of the
 22 state to the department of human services for the fiscal year
 23 beginning July 1, 2019, and ending June 30, 2020, the following
 24 amounts, or so much thereof as is necessary, to be used for the
 25 purposes designated:
 26 a. For the state resource center at Glenwood for salaries,
 27 support, maintenance, and miscellaneous purposes:
 28 \$ 16,048,348
 29 b. For the state resource center at Woodward for salaries,
 30 support, maintenance, and miscellaneous purposes:
 31 \$ 10,872,356
 32 2. The department may continue to bill for state resource
 33 center services utilizing a scope of services approach used for
 34 private providers of intermediate care facilities for persons
 35 with an intellectual disability services, in a manner which

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1 does not shift costs between the medical assistance program,
2 counties, or other sources of funding for the state resource
3 centers.

4 3. The state resource centers may expand the time-limited
5 assessment and respite services during the fiscal year.

6 4. If the department's administration and the department
7 of management concur with a finding by a state resource
8 center's superintendent that projected revenues can reasonably
9 be expected to pay the salary and support costs for a new
10 employee position, or that such costs for adding a particular
11 number of new positions for the fiscal year would be less
12 than the overtime costs if new positions would not be added,
13 the superintendent may add the new position or positions. If
14 the vacant positions available to a resource center do not
15 include the position classification desired to be filled, the
16 state resource center's superintendent may reclassify any
17 vacant position as necessary to fill the desired position. The
18 superintendents of the state resource centers may, by mutual
19 agreement, pool vacant positions and position classifications
20 during the course of the fiscal year in order to assist one
21 another in filling necessary positions.

22 5. If existing capacity limitations are reached in
23 operating units, a waiting list is in effect for a service or
24 a special need for which a payment source or other funding
25 is available for the service or to address the special need,
26 and facilities for the service or to address the special need
27 can be provided within the available payment source or other
28 funding, the superintendent of a state resource center may
29 authorize opening not more than two units or other facilities
30 and begin implementing the service or addressing the special
31 need during fiscal year 2019-2020.

32 6. Notwithstanding section 8.33, and notwithstanding
33 the amount limitation specified in section 222.92, moneys
34 appropriated in this section that remain unencumbered or
35 unobligated at the close of the fiscal year shall not revert

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1 but shall remain available for expenditure for the purposes
2 designated until the close of the succeeding fiscal year.

3 Sec. 26.SEXUALLY VIOLENT PREDATORS.

4 1.a. There is appropriated from the general fund of the
5 state to the department of human services for the fiscal year
6 beginning July 1, 2019, and ending June 30, 2020, the following
7 amount, or so much thereof as is necessary, to be used for the
8 purpose designated:

9 For costs associated with the commitment and treatment of
10 sexually violent predators in the unit located at the state
11 mental health institute at Cherokee, including costs of legal
12 services and other associated costs, including salaries,

13 support, maintenance, and miscellaneous purposes, and for not
14 more than the following full-time equivalent positions:

15 \$ 12,053,093
16 FTEs 139.00

17 b. The additional full-time equivalent positions authorized
18 in paragraph “a” shall include 7.00 clinical and support staff,
19 or comparable additional, full-time equivalent positions.

20 2. Unless specifically prohibited by law, if the amount
21 charged provides for recoupment of at least the entire amount
22 of direct and indirect costs, the department of human services
23 may contract with other states to provide care and treatment
24 of persons placed by the other states at the unit for sexually
25 violent predators at Cherokee. The moneys received under
26 such a contract shall be considered to be repayment receipts
27 and used for the purposes of the appropriation made in this
28 section.

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

34 Sec. 27.FIELD OPERATIONS.

35 1. There is appropriated from the general fund of the

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1 state to the department of human services for the fiscal year
2 beginning July 1, 2019, and ending June 30, 2020, the following
3 amount, or so much thereof as is necessary, to be used for the
4 purposes designated:

5 For field operations, including salaries, support,
6 maintenance, and miscellaneous purposes, and for not more than
7 the following full-time equivalent positions:
8 \$ 55,396,906
9 FTEs 1,539.00

10 2. The additional full-time equivalent positions authorized
11 in subsection 1 shall include 29.00 full-time equivalent staff
12 positions to relieve caseloads and 6.00 full-time equivalent
13 positions related to the eligibility integrated application
14 solution (ELIAS) system.

15 3. Priority in filling full-time equivalent positions
16 shall be given to those positions related to child protection
17 services and eligibility determination for low-income families.

18 Sec. 28.GENERAL ADMINISTRATION. There is appropriated
19 from the general fund of the state to the department of human
20 services for the fiscal year beginning July 1, 2019, and ending
21 June 30, 2020, the following amount, or so much thereof as is
22 necessary, to be used for the purpose designated:

23 For general administration, including salaries, support,
24 maintenance, and miscellaneous purposes, and for not more than
25 the following full-time equivalent positions:
26 \$ 13,833,040

27 FTEs 294.00
 28 1. The department shall report at least monthly to the
 29 legislative services agency concerning the department’s
 30 operational and program expenditures.
 31 2. Of the funds appropriated in this section, \$150,000 shall
 32 be used to continue the contract for the provision of a program
 33 to provide technical assistance, support, and consultation to
 34 providers of habilitation services and home and community-based
 35 services waiver services for adults with disabilities under the

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1 medical assistance program.
 2 3. Of the funds appropriated in this section, \$50,000
 3 is transferred to the Iowa finance authority to be used
 4 for administrative support of the council on homelessness
 5 established in section 16.2D and for the council to fulfill its
 6 duties in addressing and reducing homelessness in the state.
 7 4. Of the funds appropriated in this section, \$200,000 shall
 8 be transferred to and deposited in the administrative fund of
 9 the Iowa ABLE savings plan trust created in section 12I.4, to
 10 be used for implementation and administration activities of the
 11 Iowa ABLE savings plan trust.
 12 5. Of the funds appropriated in this section, \$200,000 is
 13 transferred to the economic development authority for the Iowa
 14 commission on volunteer services to continue to be used for
 15 RefugeeRISE AmeriCorps program established under section 15H.8
 16 for member recruitment and training to improve the economic
 17 well-being and health of economically disadvantaged refugees in
 18 local communities across Iowa. Funds transferred may be used
 19 to supplement federal funds under federal regulations.
 20 6. Of the funds appropriated in this section, up to \$300,000
 21 shall be used as follows:
 22 a. To fund not more than one full-time equivalent position
 23 to address the department’s responsibility to support the work
 24 of the children’s system state board and implementation of the
 25 services required pursuant to 2018 Iowa Acts, chapter 1056,
 26 section 13.
 27 b. To support the cost of establishing and implementing new
 28 or additional services required pursuant to 2018 Iowa Acts,
 29 chapter 1056, and any legislation enacted by the 2019 general
 30 assembly establishing a children’s behavioral health system.
 31 c. Of the amount allocated, \$32,000 shall be transferred
 32 to the department of public health to support the costs of
 33 establishing and implementing new or additional services
 34 required pursuant to 2018 Iowa Acts, chapter 1056, and any
 35 legislation enacted by the 2019 general assembly establishing a

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1 children’s behavioral health system.
 2 Sec. 29.DEPARTMENT-WIDE DUTIES. There is appropriated

3 from the general fund of the state to the department of human
4 services for the fiscal year beginning July 1, 2019, and ending
5 June 30, 2020, the following amount, or so much thereof as is
6 necessary, to be used for the purposes designated:

7 For salaries, support, maintenance, and miscellaneous
8 purposes at facilities under the purview of the department of
9 human services:

10 \$ 2,879,274

11 Sec. 30.VOLUNTEERS. There is appropriated from the general
12 fund of the state to the department of human services for the
13 fiscal year beginning July 1, 2019, and ending June 30, 2020,
14 the following amount, or so much thereof as is necessary, to be
15 used for the purpose designated:

16 For development and coordination of volunteer services:
17 \$ 84,686

18 Sec. 31.MEDICAL ASSISTANCE, STATE SUPPLEMENTARY
19 ASSISTANCE, AND SOCIAL SERVICE PROVIDERS REIMBURSED UNDER THE
20 DEPARTMENT OF HUMAN SERVICES.

21 1.a.(1)(a) For the fiscal year beginning July 1,
22 2019, the department shall rebase case-mix nursing facility
23 rates effective July 1, 2019, to the extent possible within the
24 state funding, including the \$23,401,942, appropriated for this
25 purpose.

26 (b) For the fiscal year beginning July 1, 2019, non-case-mix
27 and special population nursing facilities shall be reimbursed
28 in accordance with the methodology in effect on June 30 of the
29 prior fiscal year.

30 (c) For managed care claims, the department of human
31 services shall adjust the payment rate floor for nursing
32 facilities, annually, to maintain a rate floor that is no
33 lower than the Medicaid fee-for-service case-mix adjusted
34 rate calculated in accordance with subparagraph division
35 (a) and 441 IAC 81.6. The department shall then calculate

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1 adjusted reimbursement rates, including but not limited to
2 add-on-payments, annually, and shall notify Medicaid managed
3 care organizations of the adjusted reimbursement rates within
4 30 days of determining the adjusted reimbursement rates. Any
5 adjustment of reimbursement rates under this subparagraph
6 division shall be budget neutral to the state budget.

7 (d) For the fiscal year beginning July 1, 2019, Medicaid
8 managed care long-term services and supports capitation
9 rates shall be adjusted to reflect the rebasing pursuant to
10 subparagraph division (a) for the patient populations residing
11 in Medicaid-certified nursing facilities.

12 (2) Medicaid managed care organizations shall adjust
13 facility-specific rates based upon payment rate listings issued
14 by the department. The rate adjustments shall be applied
15 prospectively from the effective date of the rate letter issued
16 by the department.

17 b.(1) For the fiscal year beginning July 1, 2019,
18 the department shall establish the pharmacy dispensing fee
19 reimbursement at \$10.07 per prescription, until a cost of
20 dispensing survey is completed. The actual dispensing fee
21 shall be determined by a cost of dispensing survey performed
22 by the department and required to be completed by all medical
23 assistance program participating pharmacies every two years,
24 adjusted as necessary to maintain expenditures within the
25 amount appropriated to the department for this purpose for the
26 fiscal year.

27 (2) The department shall utilize an average acquisition
28 cost reimbursement methodology for all drugs covered under the
29 medical assistance program in accordance with 2012 Iowa Acts,
30 chapter 1133, section 33.

31 c.(1) For the fiscal year beginning July 1, 2019,
32 reimbursement rates for outpatient hospital services shall
33 remain at the rates in effect on June 30, 2019, subject to
34 Medicaid program upper payment limit rules, and adjusted
35 as necessary to maintain expenditures within the amount

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1 appropriated to the department for this purpose for the fiscal
2 year.

3 (2) For the fiscal year beginning July 1, 2019,
4 reimbursement rates for inpatient hospital services shall
5 remain at the rates in effect on June 30, 2019, subject to
6 Medicaid program upper payment limit rules, and adjusted
7 as necessary to maintain expenditures within the amount
8 appropriated to the department for this purpose for the fiscal
9 year.

10 (3) For the fiscal year beginning July 1, 2019, under
11 both fee-for-service and managed care administration of the
12 Medicaid program, critical access hospitals shall be reimbursed
13 for inpatient and outpatient services based on a critical
14 access hospital adjustment factor methodology developed by
15 the department. The adjustment factor methodology shall
16 be hospital-specific, shall be based on the most recent
17 and complete cost reporting period, and shall be applied
18 prospectively within the funds appropriated for such purpose
19 for the fiscal year. Implementation of the critical access
20 hospital adjustment factor methodology shall be contingent
21 on the department's receipt of approval from the centers for
22 Medicare and Medicaid services of the United States department
23 of health and human services.

24 (4) For the fiscal year beginning July 1, 2019, the graduate
25 medical education and disproportionate share hospital fund
26 shall remain at the amount in effect on June 30, 2019, except
27 that the portion of the fund attributable to graduate medical
28 education shall be reduced in an amount that reflects the
29 elimination of graduate medical education payments made to
30 out-of-state hospitals.

31 (5) In order to ensure the efficient use of limited state
 32 funds in procuring health care services for low-income Iowans,
 33 funds appropriated in this Act for hospital services shall
 34 not be used for activities which would be excluded from a
 35 determination of reasonable costs under the federal Medicare

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1 program pursuant to 42 U.S.C. §1395x(v)(1)(N).
 2 d. For the fiscal year beginning July 1, 2019, reimbursement
 3 rates for hospices and acute psychiatric hospitals shall be
 4 increased in accordance with increases under the federal
 5 Medicare program or as supported by their Medicare audited
 6 costs.
 7 e. For the fiscal year beginning July 1, 2019, independent
 8 laboratories and rehabilitation agencies shall be reimbursed
 9 using the same methodology in effect on June 30, 2019.
 10 f.(1) For the fiscal year beginning July 1, 2019,
 11 reimbursement rates for home health agencies shall continue to
 12 be based on the Medicare low utilization payment adjustment
 13 (LUPA) methodology with state geographic wage adjustments.
 14 The department shall continue to update the rates every two
 15 years to reflect the most recent Medicare LUPA rates to the
 16 extent possible within the state funding appropriated for this
 17 purpose.
 18 (2) For the fiscal year beginning July 1, 2019, rates for
 19 private duty nursing and personal care services under the early
 20 and periodic screening, diagnostic, and treatment program
 21 benefit shall be calculated based on the methodology in effect
 22 on June 30, 2019.
 23 g. For the fiscal year beginning July 1, 2019, federally
 24 qualified health centers and rural health clinics shall receive
 25 cost-based reimbursement for 100 percent of the reasonable
 26 costs for the provision of services to recipients of medical
 27 assistance.
 28 h. For the fiscal year beginning July 1, 2019, the
 29 reimbursement rates for dental services shall remain at the
 30 rates in effect on June 30, 2019.
 31 i.(1) For the fiscal year beginning July 1, 2019,
 32 reimbursement rates for non-state-owned psychiatric medical
 33 institutions for children shall be based on the reimbursement
 34 methodology in effect on June 30, 2019.
 35 (2) As a condition of participation in the medical

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1 assistance program, enrolled providers shall accept the medical
 2 assistance reimbursement rate for any covered goods or services
 3 provided to recipients of medical assistance who are children
 4 under the custody of a psychiatric medical institution for
 5 children.
 6 j. For the fiscal year beginning July 1, 2019, unless

7 otherwise specified in this Act, all noninstitutional medical
8 assistance provider reimbursement rates shall remain at the
9 rates in effect on June 30, 2019, except for area education
10 agencies, local education agencies, infant and toddler
11 services providers, home and community-based services providers
12 including consumer-directed attendant care providers under a
13 section 1915(c) or 1915(i) waiver, targeted case management
14 providers, and those providers whose rates are required to be
15 determined pursuant to section 249A.20, or to meet federal
16 mental health parity requirements.

17 k. Notwithstanding any provision to the contrary, for the
18 fiscal year beginning July 1, 2019, the reimbursement rate for
19 anesthesiologists shall remain at the rates in effect on June
20 30, 2019, and updated on January 1, 2020, to align with the
21 most current Iowa Medicare anesthesia rate.

22 l. Notwithstanding section 249A.20, for the fiscal year
23 beginning July 1, 2019, the average reimbursement rate for
24 health care providers eligible for use of the federal Medicare
25 resource-based relative value scale reimbursement methodology
26 under section 249A.20 shall remain at the rate in effect on
27 June 30, 2019; however, this rate shall not exceed the maximum
28 level authorized by the federal government.

29 m. For the fiscal year beginning July 1, 2019, the
30 reimbursement rate for residential care facilities shall not
31 be less than the minimum payment level as established by the
32 federal government to meet the federally mandated maintenance
33 of effort requirement. The flat reimbursement rate for
34 facilities electing not to file annual cost reports shall not
35 be less than the minimum payment level as established by the

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1 federal government to meet the federally mandated maintenance
2 of effort requirement.

3 n. For the fiscal year beginning July 1, 2019, the
4 reimbursement rates for inpatient mental health services
5 provided at hospitals shall remain at the rates in effect on
6 June 30, 2019, subject to Medicaid program upper payment limit
7 rules; and psychiatrists shall be reimbursed at the medical
8 assistance program fee-for-service rate in effect on June 30,
9 2019.

10 o. For the fiscal year beginning July 1, 2019, community
11 mental health centers may choose to be reimbursed for the
12 services provided to recipients of medical assistance through
13 either of the following options:

14 (1) For 100 percent of the reasonable costs of the services.
15 (2) In accordance with the alternative reimbursement rate
16 methodology approved by the department of human services in
17 effect on June 30, 2019.

18 p. For the fiscal year beginning July 1, 2019, the
19 reimbursement rate for providers of family planning services
20 that are eligible to receive a 90 percent federal match shall

21 remain at the rates in effect on June 30, 2019.

22 q. Unless otherwise subject to a tiered rate methodology,
23 for the fiscal year beginning July 1, 2019, the upper
24 limits and reimbursement rates for providers of home and
25 community-based services waiver services shall be reimbursed
26 using the reimbursement methodology in effect on June 30, 2019.

27 r. For the fiscal year beginning July 1, 2019, the
28 reimbursement rates for emergency medical service providers
29 shall remain at the rates in effect on June 30, 2019, or as
30 approved by the centers for Medicare and Medicaid services of
31 the United States department of health and human services.

32 s. For the fiscal year beginning July 1, 2019, reimbursement
33 rates for substance-related disorder treatment programs
34 licensed under section 125.13 shall remain at the rates in
35 effect on June 30, 2019.

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1 t. For the fiscal year beginning July 1, 2019, assertive
2 community treatment per diem rates shall be adjusted to reflect
3 an actual average per diem cost within the additional \$211,332
4 appropriated for this purpose.

5 2. For the fiscal year beginning July 1, 2019, the
6 reimbursement rate for providers reimbursed under the
7 in-home-related care program shall not be less than the minimum
8 payment level as established by the federal government to meet
9 the federally mandated maintenance of effort requirement.

10 3. Unless otherwise directed in this section, when the
11 department's reimbursement methodology for any provider
12 reimbursed in accordance with this section includes an
13 inflation factor, this factor shall not exceed the amount
14 by which the consumer price index for all urban consumers
15 increased during the calendar year ending December 31, 2002.

16 4. Notwithstanding section 234.38, for the fiscal
17 year beginning July 1, 2019, the foster family basic daily
18 maintenance rate and the maximum adoption subsidy rate for
19 children ages 0 through 5 years shall be \$16.78, the rate for
20 children ages 6 through 11 years shall be \$17.45, the rate for
21 children ages 12 through 15 years shall be \$19.10, and the
22 rate for children and young adults ages 16 and older shall
23 be \$19.35. For youth ages 18 to 21 who have exited foster
24 care, the preparation for adult living program maintenance rate
25 shall be \$602.70 per month. The maximum payment for adoption
26 subsidy nonrecurring expenses shall be limited to \$500 and the
27 disallowance of additional amounts for court costs and other
28 related legal expenses implemented pursuant to 2010 Iowa Acts,
29 chapter 1031, section 408, shall be continued.

30 5. For the fiscal year beginning July 1, 2019, the maximum
31 reimbursement rates for social services providers under
32 contract shall remain at the rates in effect on June 30, 2019,
33 or the provider's actual and allowable cost plus inflation for
34 each service, whichever is less. However, if a new service

35 or service provider is added after June 30, 2019, the initial

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1 reimbursement rate for the service or provider shall be based
2 upon a weighted average of provider rates for similar services.

3 6.a. For the fiscal year beginning July 1, 2019, the
4 reimbursement rates for resource family recruitment and
5 retention contractors shall be established by contract.

6 b. For the fiscal year beginning July 1, 2019, the
7 reimbursement rates for supervised apartment living foster care
8 providers shall be established by contract.

9 7. For the fiscal year beginning July 1, 2019, the
10 reimbursement rate for group foster care providers shall be the
11 combined service and maintenance reimbursement rate established
12 by contract.

13 8. The group foster care reimbursement rates paid for
14 placement of children out of state shall be calculated
15 according to the same rate-setting principles as those used for
16 in-state providers, unless the director of human services or
17 the director's designee determines that appropriate care cannot
18 be provided within the state. The payment of the daily rate
19 shall be based on the number of days in the calendar month in
20 which service is provided.

21 9.a. For the fiscal year beginning July 1, 2019, the
22 reimbursement rate paid for shelter care and the child welfare
23 emergency services implemented to provide or prevent the need
24 for shelter care shall be established by contract.

25 b. For the fiscal year beginning July 1, 2019, the combined
26 service and maintenance components of the reimbursement rate
27 paid for shelter care services shall be based on the financial
28 and statistical report submitted to the department. The
29 maximum reimbursement rate shall be \$101.83 per day. The
30 department shall reimburse a shelter care provider at the
31 provider's actual and allowable unit cost, plus inflation, not
32 to exceed the maximum reimbursement rate.

33 c. Notwithstanding section 232.141, subsection 8, for the
34 fiscal year beginning July 1, 2019, the amount of the statewide
35 average of the actual and allowable rates for reimbursement of

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1 juvenile shelter care homes that is utilized for the limitation
2 on recovery of unpaid costs shall remain at the amount in
3 effect for this purpose in the fiscal year beginning July 1,
4 2018.

5 10. For the fiscal year beginning July 1, 2019, the
6 department shall calculate reimbursement rates for intermediate
7 care facilities for persons with an intellectual disability
8 at the 80th percentile. Beginning July 1, 2019, the rate
9 calculation methodology shall utilize the consumer price index
10 inflation factor applicable to the fiscal year beginning July

11 1, 2019.

12 11. Effective July 1, 2019, the child care provider
 13 reimbursement rates shall remain at the rates in effect on June
 14 30, 2019. The department shall set rates in a manner so as
 15 to provide incentives for a nonregistered provider to become
 16 registered by applying any increase only to registered and
 17 licensed providers.

18 12. The department may adopt emergency rules to implement
 19 this section.

20 Sec. 32.CONTRACTED SERVICES — PROHIBITED USE OF STATE
 21 FUNDING FOR LOBBYING.

22 1. The department shall submit a report to the individuals
 23 identified in this Act for submission of reports by December
 24 15, 2019, regarding the outcomes of any program or activity for
 25 which funding is appropriated or allocated from the general
 26 fund of the state to the department under this division of this
 27 Act, and for which a request for proposals process is required.

28 2. The department shall incorporate into the general
 29 conditions applicable to all award documents involving funding
 30 appropriated or allocated from the general fund of the state to
 31 the department under this division of this Act, a prohibition
 32 against the use of such funding for the compensation of a
 33 lobbyist. For the purposes of this section, “lobbyist” means
 34 the same as defined in section 68B.2; however, “lobbyist”
 35 does not include a person employed by a state agency of the

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1 executive branch of state government who represents the agency
 2 relative to the passage, defeat, approval, or modification of
 3 legislation that is being considered by the general assembly.

4 Sec. 33.EMERGENCY RULES.

5 1. If specifically authorized by a provision of this
 6 division of this Act, the department of human services or
 7 the mental health and disability services commission may
 8 adopt administrative rules under section 17A.4, subsection
 9 3, and section 17A.5, subsection 2, paragraph “b”, to
 10 implement the provisions of this division of this Act and
 11 the rules shall become effective immediately upon filing or
 12 on a later effective date specified in the rules, unless the
 13 effective date of the rules is delayed or the applicability
 14 of the rules is suspended by the administrative rules review
 15 committee. Any rules adopted in accordance with this section
 16 shall not take effect before the rules are reviewed by the
 17 administrative rules review committee. The delay authority
 18 provided to the administrative rules review committee under
 19 section 17A.4, subsection 7, and section 17A.8, subsection 9,
 20 shall be applicable to a delay imposed under this section,
 21 notwithstanding a provision in those sections making them
 22 inapplicable to section 17A.5, subsection 2, paragraph “b”.
 23 Any rules adopted in accordance with the provisions of this
 24 section shall also be published as a notice of intended action

25 as provided in section 17A.4.

26 2. If during a fiscal year, the department of human
27 services is adopting rules in accordance with this section
28 or as otherwise directed or authorized by state law, and the
29 rules will result in an expenditure increase beyond the amount
30 anticipated in the budget process or if the expenditure was
31 not addressed in the budget process for the fiscal year, the
32 department shall notify the persons designated by this division
33 of this Act for submission of reports, the chairpersons and
34 ranking members of the committees on appropriations, and
35 the department of management concerning the rules and the

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1 expenditure increase. The notification shall be provided at
2 least 30 calendar days prior to the date notice of the rules
3 is submitted to the administrative rules coordinator and the
4 administrative code editor.

5 Sec. 34.REPORTS. Any reports or other information
6 required to be compiled and submitted under this Act during the
7 fiscal year beginning July 1, 2019, shall be submitted to the
8 chairpersons and ranking members of the joint appropriations
9 subcommittee on health and human services, the legislative
10 services agency, and the legislative caucus staffs on or
11 before the dates specified for submission of the reports or
12 information.

13 Sec. 35.EFFECTIVE UPON ENACTMENT. The following
14 provisions of this division of this Act, being deemed of
15 immediate importance, take effect upon enactment:

16 1. The provision relating to section 232.141 and directing
17 the state court administrator and the division administrator of
18 the department of human services division of child and family
19 services to make the determination, by June 15, 2019, of the
20 distribution of funds allocated for the payment of the expenses
21 of court-ordered services provided to juveniles which are a
22 charge upon the state.

23 DIVISION VI

24 HEALTH CARE ACCOUNTS AND FUNDS — FY 2019-2020

25 Sec. 36.PHARMACEUTICAL SETTLEMENT ACCOUNT. There is
26 appropriated from the pharmaceutical settlement account created
27 in section 249A.33 to the department of human services for the
28 fiscal year beginning July 1, 2019, and ending June 30, 2020,
29 the following amount, or so much thereof as is necessary, to be
30 used for the purpose designated:

31 Notwithstanding any provision of law to the contrary, to
32 supplement the appropriations made in this Act for medical
33 contracts under the medical assistance program for the fiscal
34 year beginning July 1, 2019, and ending June 30, 2020:
35 \$ 234,193

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1 Sec. 37.QUALITY ASSURANCE TRUST FUND — DEPARTMENT OF HUMAN
 2 SERVICES. Notwithstanding any provision to the contrary and
 3 subject to the availability of funds, there is appropriated
 4 from the quality assurance trust fund created in section
 5 249L.4 to the department of human services for the fiscal year
 6 beginning July 1, 2019, and ending June 30, 2020, the following
 7 amounts, or so much thereof as is necessary, for the purposes
 8 designated:

9 To supplement the appropriation made in this Act from the
 10 general fund of the state to the department of human services
 11 for medical assistance for the same fiscal year:

12 \$ 58,570,397

13 Sec. 38.HOSPITAL HEALTH CARE ACCESS TRUST FUND —
 14 DEPARTMENT OF HUMAN SERVICES. Notwithstanding any provision to
 15 the contrary and subject to the availability of funds, there is
 16 appropriated from the hospital health care access trust fund
 17 created in section 249M.4 to the department of human services
 18 for the fiscal year beginning July 1, 2019, and ending June
 19 30, 2020, the following amounts, or so much thereof as is
 20 necessary, for the purposes designated:

21 To supplement the appropriation made in this Act from the
 22 general fund of the state to the department of human services
 23 for medical assistance for the same fiscal year:

24 \$ 33,920,554

25 Sec. 39.MEDICAL ASSISTANCE PROGRAM — NONREVERSION
 26 FOR FY 2019-2020. Notwithstanding section 8.33, if moneys
 27 appropriated for purposes of the medical assistance program for
 28 the fiscal year beginning July 1, 2019, and ending June 30,
 29 2020, from the general fund of the state, the quality assurance
 30 trust fund and the hospital health care access trust fund, are
 31 in excess of actual expenditures for the medical assistance
 32 program and remain unencumbered or unobligated at the close
 33 of the fiscal year, the excess moneys shall not revert but
 34 shall remain available for expenditure for the purposes of the
 35 medical assistance program until the close of the succeeding

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1 fiscal year.

2 DIVISION VII

3 GRADUATED SANCTION, COURT-ORDERED, AND GROUP FOSTER CARE
 4 SERVICES AND FUNDING WORK GROUP

5 Sec. 40.GRADUATED SANCTION, COURT-ORDERED, AND GROUP
 6 FOSTER CARE SERVICES AND FUNDING WORK GROUP.

7 1. As used in this section, unless the context otherwise
 8 requires:

- 9 a. "Court-ordered services" means the defined or specific
- 10 care and treatment that is ordered by the court for an eligible
- 11 child and for which no other payment source is available to
- 12 cover the cost.

13 b. "Department" means the department of human services.

14 c. "Eligible child" means a child who has been adjudicated
15 delinquent, is at risk, or has been certified by the chief
16 juvenile court officer as eligible for court-ordered services.

17 d. "Graduated sanction services" includes community-based
18 interventions, school-based supervision, and supportive
19 enhancements provided in community-based settings to an
20 eligible child who is adjudicated delinquent or who is at risk
21 of adjudication.

22 2. The division of criminal and juvenile justice planning
23 of the department of human rights shall convene and provide
24 administrative support to a work group to review and develop
25 a plan to transfer the administration of graduated sanctions
26 and court-ordered services and funding and the oversight of
27 group foster care placements for eligible children from the
28 department to the office of the state court administrator.
29 The plan shall ensure that the office of the state court
30 administrator has the capacity, resources, and expertise to
31 manage the funding and services effectively.

32 3.a. In addition to a representative of the division of
33 criminal and juvenile justice planning of the department of
34 human rights, the membership of the work group shall include
35 but is not limited to representatives of all of the following:

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1 (1) The judicial branch, including the state court
2 administrator or the state court administrator's designee,
3 a juvenile court judge, at least one chief juvenile court
4 officer, and a representative with fiscal and contract
5 experience.

6 (2) The department of human services, including
7 representatives with experience managing graduated sanctions
8 funding and group foster care placements.

9 (3) The department of justice.

10 (4) The juvenile justice advisory committee.

11 (5) Member and nonmember agencies of the coalition for
12 family and children's services in Iowa.

13 (6) Providers of community-based services for eligible
14 children.

15 (7) Providers of group foster care.

16 (8) Attorneys who represent children in juvenile justice
17 proceedings.

18 (9) County attorneys.

19 (10) Federal Title IV-E funding and services subject matter
20 experts.

21 (11) Individuals who formerly received services as eligible
22 children or their parents.

23 b. In addition, the work group membership shall include
24 four members of the general assembly. The legislative members
25 shall serve as ex officio, nonvoting members of the work group,
26 with one member to be appointed by each of the following: the

27 majority leader of the senate, the minority leader of the
28 senate, the speaker of the house of representatives, and the
29 minority leader of the house of representatives.
30 c. In addition to the members specified, the division
31 of criminal and juvenile justice planning may include other
32 stakeholders with interest or expertise on the work group.
33 d. Any expenses incurred by a member of the work group
34 shall be the responsibility of the individual member or the
35 respective entity represented by the member.

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1 4. The work group shall do all of the following:
2 a. Develop an action plan to transfer the administration
3 of juvenile court graduated sanction services, court-ordered
4 services, and associated funding from the department to the
5 office of the state court administrator or other appropriate
6 state entity.
7 b. Develop an action plan to transfer the oversight of
8 group foster care services for eligible children from the
9 department to the office of the state court administrator or
10 other appropriate state entity with the necessary expertise to
11 provide such services.
12 c. Develop an action plan to transfer administration of the
13 juvenile detention home fund created in section 232.142 from
14 the department to the office of the state court administrator
15 or other appropriate state entity.
16 d. Evaluate current resources to determine the most
17 efficient means of suitably equipping the office of the state
18 court administrator or other appropriate state entity with
19 the policies and legal authority; staffing; contracting,
20 procurement, data, and quality assurance capabilities;
21 and other resources necessary to manage such funds and
22 associated services effectively. The evaluation shall
23 require collaboration with the department to manage transition
24 activities.
25 e. Recommend statutory and administrative policies and
26 court rules to promote collaborative case planning and quality
27 assurance between the department and juvenile court services
28 for youth who may be involved in both the child welfare and
29 juvenile justice systems or who may utilize the same providers
30 or services.
31 f. Determine the impact and role of the federal Family
32 First Prevention Services Act relative to the various funding
33 streams and services under the purview of the work group, and
34 recommend statutory and administrative policies and rules to
35 coordinate the duties of the work group with implementation and

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1 administration of the federal Act.
2 g. Determine the role of the decategorization of child

3 welfare and juvenile justice funding initiative pursuant
4 to section 232.188 relative to the other funding streams
5 and services under the purview of the work group, and make
6 recommendations regarding the future of the initiative
7 including the potential transfer of administration of the
8 initiative from the department to the office of the state court
9 administrator or other appropriate state entity.

10 h. Consult with other state juvenile court systems and
11 subject matter experts to review administration of similar
12 programs, to glean information on lessons learned and best
13 practices, and to determine the types of community and
14 residential services that have demonstrated effectiveness for
15 eligible children.

16 5. The division of criminal and juvenile justice planning
17 of the department of human rights shall submit a report of the
18 findings and recommendations of the work group, including a
19 plan to implement the recommendations by July 1, 2021, to the
20 governor and the general assembly by December 15, 2019.

21 DIVISION VIII

22 CO-OCCURRING CONDITIONS — ENHANCED DELIVERY OF SERVICES REVIEW

23 Sec. 41.REVIEW TO PROVIDE ENHANCED DELIVERY OF SERVICES

24 FOR CO-OCCURRING CONDITIONS. The director of the department

25 of public health and the director of the department of human

26 services shall develop recommendations for the enhanced

27 delivery of co-occurring conditions services. The directors

28 shall examine the current service delivery system to identify

29 opportunities for reducing the administrative burden on the

30 departments and providers, evaluate the use of an integrated

31 helpline and website and improvements in data collection

32 and sharing of outcomes, and create a structure for ongoing

33 collaboration. The directors shall submit a report including

34 findings, a five-year plan to address co-occurring conditions

35 across provider types and payors, and other recommendations to

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1 the governor and general assembly by December 15, 2019.

2 DIVISION IX

3 MEDICAID MANAGED CARE CONTRACTS

4 Sec. 42.MEDICAID MANAGED CARE CONTRACTS — NOTIFICATION

5 TO GENERAL ASSEMBLY. The department of human services shall

6 notify the chairpersons and ranking members of the joint

7 appropriations subcommittee on health and human services, the

8 legislative services agency, and the legislative caucus staffs

9 as follows:

10 1. Within thirty days of the execution of a Medicaid managed
11 care contract or amendment to a Medicaid managed care contract.

12 2. Within thirty days of the determination by the
13 department during each measurement year whether to return the
14 incentive payment withhold amount to the Medicaid managed care
15 organization based upon performance and the criteria used in
16 making the determination.

17 DIVISION X

18 IOWA DEPARTMENT ON AGING — MEDICAID CLAIMING

19 Sec. 43.IOWA DEPARTMENT ON AGING — MEDICAID CLAIMING. The
 20 department on aging and the department of human services shall
 21 continue to collaborate to develop a cost allocation plan
 22 requesting Medicaid administrative funding to provide for the
 23 claiming of federal financial participation for aging and
 24 disability resource center activities that are performed to
 25 assist with administration of the Medicaid program. By January
 26 1, 2021, the department of human services shall submit to
 27 the centers for Medicare and Medicaid services of the United
 28 States department of health and human services any Medicaid
 29 state plan amendment as necessary and shall enter into any
 30 interagency agreement with the department on aging to implement
 31 this section.

32 DIVISION XI

33 DECATEGORIZATION FY 2017 CARRYOVER FUNDING

34 Sec. 44.DECATEGORIZATION CARRYOVER FUNDING FY 2017 —

35 TRANSFER TO MEDICAID PROGRAM. Notwithstanding section 232.188,

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1 subsection 5, paragraph “b”, any state-appropriated moneys in
 2 the funding pool that remained unencumbered or unobligated
 3 at the close of the fiscal year beginning July 1, 2016, and
 4 were deemed carryover funding to remain available for the two
 5 succeeding fiscal years that still remain unencumbered or
 6 unobligated at the close of the fiscal year beginning July 1,
 7 2018, shall not revert but shall be transferred to the medical
 8 assistance program for the fiscal year beginning July 1, 2019.

9 Sec. 45.EFFECTIVE DATE. This division of this Act, being
 10 deemed of immediate importance, takes effect upon enactment.

11 Sec. 46.RETROACTIVE APPLICABILITY. This division of this
 12 Act applies retroactively to July 1, 2018.

13 DIVISION XII

14 PRIOR APPROPRIATIONS AND OTHER PROVISIONS

15 TEMPORARY ASSISTANCE FOR NEEDY FAMILIES (TANF)

16 Sec. 47. 2017 Iowa Acts, chapter 174, section 45, as amended
 17 by 2018 Iowa Acts, chapter 1165, section 10, is amended to read
 18 as follows:

19 SEC. 45.TEMPORARY ASSISTANCE FOR NEEDY FAMILIES BLOCK

20 GRANT. There is appropriated from the fund created in section
 21 8.41 to the department of human services for the fiscal year
 22 beginning July 1, 2018, and ending June 30, 2019, from moneys
 23 received under the federal temporary assistance for needy
 24 families (TANF) block grant pursuant to the federal Personal
 25 Responsibility and Work Opportunity Reconciliation Act of 1996,
 26 Pub. L. No. 104-193, and successor legislation, the following
 27 amounts, or so much thereof as is necessary, to be used for the
 28 purposes designated:

29 1. To be credited to the family investment program account
 30 and used for assistance under the family investment program

31 under chapter 239B:
 32 \$ ~~4,539,006~~
 33 4,025,108
 34 2. To be credited to the family investment program account
 35 and used for the job opportunities and basic skills (JOBS)

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1 program and implementing family investment agreements in
 2 accordance with chapter 239B:
 3 \$ ~~5,412,060~~
 4 5,192,060
 5 3. To be used for the family development and
 6 self-sufficiency grant program in accordance with section
 7 216A.107:
 8 \$ ~~2,883,980~~
 9 2,898,980
 10 Notwithstanding section 8.33, moneys appropriated in this
 11 subsection that remain unencumbered or unobligated at the close
 12 of the fiscal year shall not revert but shall remain available
 13 for expenditure for the purposes designated until the close of
 14 the succeeding fiscal year. However, unless such moneys are
 15 encumbered or obligated on or before September 30, 2019, the
 16 moneys shall revert.
 17 4. For field operations:
 18 \$ ~~31,296,232~~
 19 32,465,681
 20 5. For general administration:
 21 \$ 3,744,000
 22 6. For state child care assistance:
 23 \$ 47,166,826
 24 a. Of the funds appropriated in this subsection,
 25 \$26,205,412 is transferred to the child care and development
 26 block grant appropriation made by the Eighty-seventh General
 27 Assembly, 2018 session, for the federal fiscal year beginning
 28 October 1, 2018, and ending September 30, 2019. Of this
 29 amount, \$200,000 shall be used for provision of educational
 30 opportunities to registered child care home providers in order
 31 to improve services and programs offered by this category
 32 of providers and to increase the number of providers. The
 33 department may contract with institutions of higher education
 34 or child care resource and referral centers to provide
 35 the educational opportunities. Allowable administrative

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1 costs under the contracts shall not exceed 5 percent. The
 2 application for a grant shall not exceed two pages in length.
 3 b. Any funds appropriated in this subsection remaining
 4 unallocated shall be used for state child care assistance
 5 payments for families who are employed including but not
 6 limited to individuals enrolled in the family investment

- 7 program.
- 8 7. For child and family services:
- 9 \$ 32,380,654
- 10 8. For child abuse prevention grants:
- 11 \$ 125,000
- 12 9. For pregnancy prevention grants on the condition that
- 13 family planning services are funded:
- 14 \$ ~~1,913,203~~
- 15 1,890,203

16 Pregnancy prevention grants shall be awarded to programs
 17 in existence on or before July 1, 2018, if the programs have
 18 demonstrated positive outcomes. Grants shall be awarded to
 19 pregnancy prevention programs which are developed after July
 20 1, 2018, if the programs are based on existing models that
 21 have demonstrated positive outcomes. Grants shall comply with
 22 the requirements provided in 1997 Iowa Acts, chapter 208,
 23 section 14, subsections 1 and 2, including the requirement that
 24 grant programs must emphasize sexual abstinence. Priority in
 25 the awarding of grants shall be given to programs that serve
 26 areas of the state which demonstrate the highest percentage of
 27 unplanned pregnancies of females of childbearing age within the
 28 geographic area to be served by the grant.

- 29 10. For technology needs and other resources necessary
- 30 to meet federal welfare reform reporting, tracking, and case
- 31 management requirements:
- 32 \$ ~~1,037,186~~
- 33 862,186

34 11.a. Notwithstanding any provision to the contrary,
 35 including but not limited to requirements in section 8.41 or

1 provisions in 2017 or 2018 Iowa Acts regarding the receipt and
 2 appropriation of federal block grants, federal funds from the
 3 temporary assistance for needy families block grant received by
 4 the state and not otherwise appropriated in this section and
 5 remaining available for the fiscal year beginning July 1, 2018,
 6 are appropriated to the department of human services to the
 7 extent as may be necessary to be used in the following priority
 8 order: the family investment program, for state child care
 9 assistance program payments for families who are employed, and
 10 for the family investment program share of system costs for
 11 eligibility determination and related functions. The federal
 12 funds appropriated in this paragraph "a" shall be expended
 13 only after all other funds appropriated in subsection 1 for
 14 assistance under the family investment program, in subsection 6
 15 for child care assistance, or in subsection 10 for technology
 16 costs related to the family investment program, as applicable,
 17 have been expended. For the purposes of this subsection, the
 18 funds appropriated in subsection 6, paragraph "a", for transfer
 19 to the child care and development block grant appropriation
 20 are considered fully expended when the full amount has been

21 transferred.

22 b. The department shall, on a quarterly basis, advise the
23 legislative services agency and department of management of
24 the amount of funds appropriated in this subsection that was
25 expended in the prior quarter.

26 12. Of the amounts appropriated in this section,
27 \$12,962,008 for the fiscal year beginning July 1, 2018, is
28 transferred to the appropriation of the federal social services
29 block grant made to the department of human services for that
30 fiscal year.

31 13. For continuation of the program providing categorical
32 eligibility for the food assistance program as specified
33 for the program in the section of this division of this Act
34 relating to the family investment program account:
35 \$ 14,236

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1 13,000
2 14. The department may transfer funds allocated in this
3 section to the appropriations made in this division of this Act
4 for the same fiscal year for general administration and field
5 operations for resources necessary to implement and operate the
6 services referred to in this section and those funded in the
7 appropriation made in this division of this Act for the same
8 fiscal year for the family investment program from the general
9 fund of the state.

10 15. With the exception of moneys allocated under this
11 section for the family development and self-sufficiency grant
12 program, to the extent moneys allocated in this section are
13 deemed by the department not to be necessary to support the
14 purposes for which they are allocated, such moneys may be
15 used in the same fiscal year for any other purpose for which
16 funds are allocated in this section or in section 7 of this
17 division for the family investment program account. If there
18 are conflicting needs, priority shall first be given to the
19 family investment program account as specified under subsection
20 1 of this section and used for the purposes of assistance under
21 the family investment program under chapter 239B, followed by
22 state child care assistance program payments for families who
23 are employed, followed by other priorities as specified by the
24 department.

25 FAMILY INVESTMENT PROGRAM ADJUSTMENTS

26 Sec. 48. 2017 Iowa Acts, chapter 174, section 46, subsection
27 4, as amended by 2018 Iowa Acts, chapter 1165, section 11, is
28 amended to read as follows:

29 4. Moneys appropriated in this division of this Act and
30 credited to the FIP account for the fiscal year beginning July
31 1, 2018, and ending June 30, 2019, are allocated as follows:

32 a. To be retained by the department of human services to
33 be used for coordinating with the department of human rights
34 to more effectively serve participants in FIP and other shared

35 clients and to meet federal reporting requirements under the

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1 federal temporary assistance for needy families block grant:
 2 \$ 5,000
 3 20,000

4 b. To the department of human rights for staffing,
 5 administration, and implementation of the family development
 6 and self-sufficiency grant program in accordance with section
 7 216A.107:

8 \$ 6,192,834

9 (1) Of the funds allocated for the family development
 10 and self-sufficiency grant program in this paragraph "b",
 11 not more than 5 percent of the funds shall be used for the
 12 administration of the grant program.

13 (2) The department of human rights may continue to implement
 14 the family development and self-sufficiency grant program
 15 statewide during fiscal year 2018-2019.

16 (3) The department of human rights may engage in activities
 17 to strengthen and improve family outcomes measures and
 18 data collection systems under the family development and
 19 self-sufficiency grant program.

20 c. For the diversion subaccount of the FIP account:

21 \$ 749,694
 22 815,000

23 A portion of the moneys allocated for the subaccount may
 24 be used for field operations, salaries, data management
 25 system development, and implementation costs and support
 26 deemed necessary by the director of human services in order to
 27 administer the FIP diversion program. To the extent moneys
 28 allocated in this paragraph "c" are deemed by the department
 29 not to be necessary to support diversion activities, such
 30 moneys may be used for other efforts intended to increase
 31 engagement by family investment program participants in work,
 32 education, or training activities, or for the purposes of
 33 assistance under the family investment program in accordance
 34 with chapter 239B.

35 d. For the food assistance employment and training program:

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1 \$ 66,588

2 (1) The department shall apply the federal supplemental
 3 nutrition assistance program (SNAP) employment and training
 4 state plan in order to maximize to the fullest extent permitted
 5 by federal law the use of the 50 percent federal reimbursement
 6 provisions for the claiming of allowable federal reimbursement
 7 funds from the United States department of agriculture
 8 pursuant to the federal SNAP employment and training program
 9 for providing education, employment, and training services
 10 for eligible food assistance program participants, including

11 but not limited to related dependent care and transportation
12 expenses.

13 (2) The department shall continue the categorical federal
14 food assistance program eligibility at 160 percent of the
15 federal poverty level and continue to eliminate the asset test
16 from eligibility requirements, consistent with federal food
17 assistance program requirements. The department shall include
18 as many food assistance households as is allowed by federal
19 law. The eligibility provisions shall conform to all federal
20 requirements including requirements addressing individuals who
21 are incarcerated or otherwise ineligible.

22 e. For the JOBS program:

23 \$ 12,139,821
24 11,919,821

25 MEDICAL ASSISTANCE PROGRAM ADJUSTMENT

26 Sec. 49. 2017 Iowa Acts, chapter 174, section 51, unnumbered
27 paragraph 2, as amended by 2018 Iowa Acts, chapter 1165,
28 section 18, is amended to read as follows:

29 For medical assistance program reimbursement and associated
30 costs as specifically provided in the reimbursement
31 methodologies in effect on June 30, 2018, except as otherwise
32 expressly authorized by law, consistent with options under
33 federal law and regulations, and contingent upon receipt of
34 approval from the office of the governor of reimbursement for
35 each abortion performed under the program:

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1 \$ 1,337,841,375
2 1,488,141,375

3 GROUP FOSTER CARE REALLOCATION

4 Sec. 50. 2017 Iowa Acts, chapter 174, section 57, subsection
5 3, paragraph a, as amended by 2018 Iowa Acts, chapter 1165,
6 section 28, is amended to read as follows:

7 a. Of the funds appropriated in this section, up to
8 \$34,536,648 is allocated as the statewide expenditure target
9 under section 232.143 for group foster care maintenance and
10 services. If the department projects that such expenditures
11 for the fiscal year will be less than the target amount
12 allocated in this paragraph "a", the department may reallocate
13 the excess to provide additional funding for family foster
14 care, independent living, family safety, risk and permanency
15 services, shelter care, or the child welfare emergency services
16 addressed with the allocation for shelter care.

17 SHELTER CARE ALLOCATION

18 Sec. 51. 2017 Iowa Acts, chapter 174, section 57, subsection
19 6, as amended by 2018 Iowa Acts, chapter 1165, section 28, is
20 amended to read as follows:

21 6. ~~Notwithstanding section 234.35 or any other provision of~~
22 ~~law to the contrary, state funding~~ Of the funds appropriated
23 in this section, a sufficient amount is allocated for shelter
24 care and the child welfare emergency services contracting

25 implemented to provide for or prevent the need for shelter care
 26 shall be limited to \$8,096,158.
 27 OTHER FUNDING FOR CHILD WELFARE SERVICES
 28 Sec. 52. 2017 Iowa Acts, chapter 174, section 57, subsection
 29 6, as amended by 2018 Iowa Acts, chapter 1165, section 28, is
 30 amended by adding the following new subsection:
 31 NEW SUBSECTION. 24. If a separate funding source is
 32 identified that reduces the need for state funds within an
 33 allocation under this section, the allocated state funds may be
 34 redistributed to other allocations under this section for the
 35 same fiscal year.

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1 Sec. 53.EFFECTIVE DATE. This division of this Act, being
 2 deemed of immediate importance, takes effect upon enactment.
 3 Sec. 54.RETROACTIVE APPLICABILITY. This division of this
 4 Act applies retroactively to July 1, 2018.

5 DIVISION XIII

6 HOSPITAL HEALTH CARE ACCESS ASSESSMENT PROGRAM FUTURE REPEAL
 7 Sec. 55. Section 249M.5, Code 2019, is amended to read as
 8 follows:

9 **249M.5 Future repeal.**
 10 This chapter is repealed July 1, ~~2019~~ 2021.

11 Sec. 56.EFFECTIVE DATE. This division of this Act, being
 12 deemed of immediate importance, takes effect upon enactment.

13 DIVISION XIV

14 MENTAL HEALTH AND DISABILITY SERVICES — TRANSFER OF FUNDS
 15 Sec. 57.MENTAL HEALTH AND DISABILITY SERVICES — TRANSFER
 16 OF FUNDS. Notwithstanding section 331.432, a county with a
 17 population of over 300,000 based on the most recent federal
 18 decennial census, may transfer funds from any other fund of the
 19 county to the mental health and disability regional services
 20 fund for the purposes of providing mental health and disability
 21 services for the fiscal year beginning July 1, 2019, and
 22 ending June 30, 2020. The county shall submit a report to
 23 the governor and the general assembly by September 1, 2020,
 24 including the source of any funds transferred, the amount of
 25 the funds transferred, and the mental health and disability
 26 services provided with the transferred funds.

27 DIVISION XV

28 OPERATION OF BOARD OF MEDICINE, BOARD OF NURSING, BOARD OF
 29 PHARMACY, AND THE DENTAL BOARD

30 Sec. 58. Section 135.11A, subsection 1, Code 2019, is
 31 amended to read as follows:

32 1. There shall be a professional licensure division within
 33 the department of public health. Each board under chapter 147
 34 or under the administrative authority of the department, except
 35 the board of nursing, board of medicine, dental board, and

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1 board of pharmacy, shall receive administrative and clerical
 2 support from the division and may not employ its own support
 3 staff for administrative and clerical duties. The executive
 4 director of the board of nursing, board of medicine, dental
 5 board, and board of pharmacy shall be appointed pursuant to
 6 section 135.11B.

7 Sec. 59. **NEW SECTION. 135.11B Appointment of certain**
 8 **executive directors.**

9 1. The director shall appoint and supervise a full-time
 10 executive director for each of the following boards:

- 11 a. The board of medicine.
- 12 b. The board of nursing.
- 13 c. The dental board.
- 14 d. The board of pharmacy.

15 2. Each board listed in subsection 1 shall advise the
 16 director in evaluating potential candidates for the position of
 17 executive director, consult with the director in the hiring of
 18 the executive director, and review and advise the director on
 19 the performance of the executive director in the discharge of
 20 the executive director's duties.

21 3. Each board listed in subsection 1 shall retain sole
 22 discretion and authority to execute the core functions of the
 23 board including but not limited to policymaking, advocating
 24 for and against legislation, rulemaking, licensing, licensee
 25 investigations, licensee disciplinary proceedings, and
 26 oversight of professional health programs. The director's
 27 supervision of the executive director shall not interfere with
 28 the board's discretion and authority in executing the core
 29 functions of the board.

30 Sec. 60. Section 147.80, subsection 3, Code 2019, is amended
 31 to read as follows:

32 3. The board of medicine, the board of pharmacy, the
 33 dental board, and the board of nursing shall retain individual
 34 executive officers pursuant to section 135.11B, but shall
 35 make every effort to share administrative, clerical, and

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1 investigative staff to the greatest extent possible.

2 Sec. 61. Section 152.2, Code 2019, is amended to read as
 3 follows:

4 **152.2 Executive director.**

5 The board shall ~~appoint~~ retain a full-time executive
 6 director, who shall be appointed pursuant to section 135B.11.
 7 The executive director shall be a registered nurse ~~and shall~~
 8 ~~not be a member of the board.~~ The governor, with the approval
 9 of the executive council pursuant to section 8A.413, subsection
 10 3, under the pay plan for exempt positions in the executive
 11 branch of government, shall set the salary of the executive
 12 director.

13 Sec. 62. Section 153.33, subsection 2, Code 2019, is amended
14 to read as follows:

15 2. All employees needed to administer this chapter except
16 the executive director shall be appointed pursuant to the merit
17 system. The executive director shall ~~serve at the pleasure of~~
18 ~~the board~~ be appointed pursuant to section 135.11B and shall
19 be exempt from the merit system provisions of chapter 8A,
20 subchapter IV.

21 DIVISION XVI

22 MEDICAID MEDICAL PRIOR AUTHORIZATION — UNIFORM PROCESS —
23 CENTRAL PORTAL

24 Sec. 63.MEDICAID — MEDICAL PRIOR AUTHORIZATION UNIFORM
25 PROCESS. The department of human services shall adopt rules
26 pursuant to chapter 17A by October 1, 2019, to require that
27 both managed care and fee-for-service payment and delivery
28 systems utilize a uniform process, including but not limited to
29 uniform forms, information requirements, and time frames, to
30 request medical prior authorization under the Medicaid program.
31 The rules shall require the managed care organizations,
32 by contract, to implement the uniform process by a date as
33 determined by the department.

34 Sec. 64.MEDICAID MANAGEMENT INFORMATION SYSTEM — CENTRAL
35 PORTAL — REVIEW. The department shall review the costs

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1 associated with expanding the medical assistance management
2 information system to integrate a single, statewide system to
3 serve as a central portal for submission of all medical prior
4 authorization requests for the Medicaid program. The portal
5 shall not be designed to make or review final determinations
6 of managed care organization medical prior authorization
7 requests, but shall only serve as a conduit to deliver medical
8 prior authorization requests to the appropriate managed care
9 organization. The results of the study shall be submitted to
10 the governor and the general assembly no later than March 31,
11 2020.

12 Sec. 65.EFFECTIVE DATE. This division of this Act, being
13 deemed of immediate importance, takes effect upon enactment.

14 DIVISION XVII

15 HEALTH AND HUMAN SERVICES EXECUTIVE BRANCH ENTITIES — REFORM
16 IOWA COLLABORATIVE SAFETY NET PROVIDER NETWORK

17 Sec. 66. Section 135.24, subsection 7, paragraph e, Code
18 2019, is amended to read as follows:

19 e. “*Specialty health care provider office*” means the
20 private office or clinic of an individual specialty health
21 care provider or group of specialty health care providers ~~as~~
22 ~~referred by the Iowa collaborative safety net provider network~~
23 ~~established in section 135.153~~, but does not include a field
24 dental clinic, a free clinic, or a hospital.

25 Sec. 67. Section 135.159, subsection 1, paragraph h, Code
26 2019, is amended by striking the paragraph.

27 Sec. 68.REPEAL. Section 135.153, Code 2019, is repealed.
28 HOSPITAL HEALTH CARE ACCESS TRUST FUND BOARD
29 Sec. 69. Section 249M.4, Code 2019, is amended to read as
30 follows:
31 **249M.4 Hospital health care access trust fund —board.**
32 1. A hospital health care access trust fund is created
33 in the state treasury under the authority of the department.
34 Moneys received through the collection of the hospital health
35 care access assessment imposed under this chapter and any

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1 other moneys specified for deposit in the trust fund shall be
2 deposited in the trust fund.
3 2. Moneys in the trust fund shall be used, subject to
4 their appropriation by the general assembly, by the department
5 to reimburse participating hospitals the medical assistance
6 program upper payment limit for inpatient and outpatient
7 hospital services as calculated in this section. Following
8 payment of such upper payment limit to participating hospitals,
9 any remaining funds in the trust fund on an annual basis may be
10 used for any of the following purposes:
11 a. To support medical assistance program utilization
12 shortfalls.
13 b. To maintain the state's capacity to provide access to and
14 delivery of services for vulnerable Iowans.
15 c. To fund the health care workforce support initiative
16 created pursuant to section 135.175.
17 d. To support access to health care services for uninsured
18 Iowans.
19 e. To support Iowa hospital programs and services which
20 expand access to health care services for Iowans.
21 3. The trust fund shall be separate from the general fund
22 of the state and shall not be considered part of the general
23 fund. The moneys in the trust fund shall not be considered
24 revenue of the state, but rather shall be funds of the hospital
25 health care access assessment program. The moneys deposited
26 in the trust fund are not subject to section 8.33 and shall not
27 be transferred, used, obligated, appropriated, or otherwise
28 encumbered, except to provide for the purposes of this chapter.
29 Notwithstanding section 12C.7, subsection 2, interest or
30 earnings on moneys deposited in the trust fund shall be
31 credited to the trust fund.
32 4. The department shall adopt rules pursuant to chapter
33 17A to administer the trust fund and reimbursements and
34 expenditures as specified in this chapter made from the trust
35 fund.

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1 5.a. Beginning July 1, 2010, or the implementation date
2 of the hospital health care access assessment program as

3 determined by receipt of approval from the centers for Medicare
 4 and Medicaid services of the United States department of health
 5 and human services, whichever is later, the department shall
 6 increase the diagnostic related groups and ambulatory patient
 7 classifications base rates to provide payments to participating
 8 hospitals at the Medicare upper payment limit for the fiscal
 9 year beginning July 1, 2010, calculated as of July 31, 2010.

10 Each participating hospital shall receive the same percentage
 11 increase, but the percentage may differ depending on whether
 12 the basis for the base rate increase is the diagnostic related
 13 groups or ambulatory patient classifications.

14 b. The percentage increase shall be calculated by dividing
 15 the amount calculated under subparagraph (1) by the amount
 16 calculated under subparagraph (2) as follows:

17 (1) The amount under the Medicare upper payment limit for
 18 the fiscal year beginning July 1, 2010, for participating
 19 hospitals.

20 (2) The projected expenditures for participating hospitals
 21 for the fiscal year beginning July 1, 2010, as determined by
 22 the fiscal management division of the department, plus the
 23 amount calculated under subparagraph (1).

24 6. For the fiscal year beginning July 1, 2011, and for
 25 each fiscal year beginning July 1, thereafter, the payments to
 26 participating hospitals shall continue to be calculated based
 27 on the upper payment limit as calculated for the fiscal year
 28 beginning July 1, 2010.

29 7. Reimbursement of participating hospitals shall
 30 incorporate the rebasing process for inpatient and outpatient
 31 services for state fiscal year 2012. However, the total amount
 32 of increased funding available for reimbursement attributable
 33 to rebasing shall not exceed four million five hundred thousand
 34 dollars for state fiscal year 2012 and six million dollars for
 35 state fiscal year 2013.

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1 8. Any payments to participating hospitals under this
 2 section shall result in budget neutrality to the general fund
 3 of the state.

4 ~~9.a. A hospital health care access trust fund board is
 5 established consisting of the following members:~~

6 ~~(1) The co-chairpersons and the ranking members of the joint
 7 appropriations subcommittee on health and human services.~~

8 ~~(2) The Iowa medical assistance program director.~~

9 ~~(3) Two hospital executives representing the two largest
 10 private health care systems in the state.~~

11 ~~(4) The president of the Iowa hospital association.~~

12 ~~(5) A representative of a consumer advocacy group, involved
 13 in both state and national initiatives, that provides data on
 14 key indicators of well-being for children and families in order
 15 to inform policymakers to help children and families succeed.~~

16 b. The board shall do all of the following:

17 (1) Provide oversight of the trust fund.

18 (2) Make recommendations regarding the hospital health care
19 access assessment program, including recommendations regarding
20 the assessment calculation, assessment amounts, payments to
21 participating hospitals, and use of the moneys in the trust
22 fund.

23 (3) Submit an annual report to the governor and the general
24 assembly regarding the use and expenditure of moneys deposited
25 in the trust fund.

26 e. The department shall provide administrative assistance
27 to the board.

28 ADVISORY COMMITTEE TO THE CENTER FOR RURAL HEALTH AND PRIMARY
29 CARE

30 Sec. 70. Section 135.107, subsection 5, Code 2019, is
31 amended by striking the subsection.

32 Sec. 71. Section 262.78, subsection 3, Code 2019, is amended
33 to read as follows:

34 3. The president of the university of Iowa, in consultation
35 with the president of Iowa state university of science and

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1 technology, shall employ a full-time director of the center.
2 The center may employ staff to carry out the center's purpose.
3 The director shall coordinate the agricultural health and
4 safety programs of the center. The director shall regularly
5 meet and consult with the ~~advisory committee to the center~~ for
6 rural health and primary care. The director shall provide
7 the board of regents with relevant information regarding the
8 center.

9 GOVERNMENTAL PUBLIC HEALTH ADVISORY COUNCIL

10 Sec. 72. Section 135A.2, subsection 2, Code 2019, is amended
11 by striking the subsection.

12 Sec. 73. Section 135A.9, subsection 1, Code 2019, is amended
13 by striking the subsection.

14 Sec. 74. REPEAL. Section 135A.4, Code 2019, is repealed.

15 PATIENT-CENTERED HEALTH ADVISORY COUNCIL

16 Sec. 75. REPEAL. Section 135.159, Code 2019, is repealed.

17 COMBINING STATE MEDICAL EXAMINER ADVISORY COUNCIL WITH THE
18 INTERAGENCY COORDINATING COUNCIL

19 Sec. 76. Section 691.6B, Code 2019, is amended to read as
20 follows:

21 **691.6B Interagency coordinating council.**

22 1. An interagency coordinating council is created to advise
23 do all of the following:

24 a. Advise and consult with the state medical examiner on a
25 range of issues affecting the organization and functions of the
26 office of the state medical examiner and the effectiveness of
27 the medical examiner system in the state.

28 b. Advise the state medical examiner concerning the
29 assurance of effective coordination of the functions and
30 operations of the office of the state medical examiner with the

31 needs and interests of the departments of public safety and
 32 public health.
 33 2. Members of the interagency coordinating council shall
 34 include ~~the~~ all of the following:
 35 a. The state medical examiner, or when the state medical

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1 examiner is not available, the deputy state medical examiner;
 2 ~~the.~~
 3 b. The commissioner of public safety or the commissioner's
 4 designee; ~~the.~~
 5 c. The director of public health or the director's designee;
 6 and ~~the.~~
 7 d. The governor or the governor's designee.
 8 e. Representatives from the office of the attorney
 9 general, the Iowa county attorneys association, the Iowa
 10 medical society, the Iowa association of pathologists, the
 11 Iowa association of county medical examiners, the statewide
 12 emergency medical system, and the Iowa funeral directors
 13 association.
 14 3. The interagency coordinating council shall meet on
 15 a regular basis, and shall be organized and function as
 16 established by the state medical examiner by rule.
 17 Sec. 77.REPEAL. Section 691.6C, Code 2019, is repealed.
 18 TRAUMA SYSTEM ADVISORY COUNCIL
 19 Sec. 78. Section 147A.24, subsection 2, Code 2019, is
 20 amended to read as follows:
 21 2. The council shall consist of seven members to be
 22 appointed by the director from the recommendations of
 23 the organizations in subsection 1 for terms of two years.
 24 Vacancies on the council shall be filled for the remainder of
 25 the term of the original appointment. Members whose terms
 26 expire may be reappointed.
 27 Sec. 79.TRANSITION PROVISIONS. Notwithstanding any
 28 provision of section 147A.24, subsection 2, to the contrary, a
 29 member of the trauma system advisory council on July 1, 2019,
 30 shall continue serving until the expiration of that member's
 31 term or until a vacancy occurs prior to the expiration of the
 32 applicable term, and such vacancy shall only be filled to the
 33 extent consistent with and necessary to maintain the total
 34 number of members of the council specified in section 147A.24,
 35 subsection 2, as amended in this Act.

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1 TELECONFERENCE OPTION FOR STATE ENTITIES
 2 Sec. 80.NEW SECTION. 135.11B Statutory board, commission,
 3 **committee, or council of committee — teleconference option.**
 4 Any statutorily established board, commission, committee, or
 5 council established under the purview of the department shall
 6 provide for a teleconference option for board, commission,

7 committee, or council members to participate in official
8 meetings.

9 ELIMINATION OF PAYMENT OF EXPENSES FOR PUBLIC MEMBERS OF
10 CERTAIN STATE ENTITIES

11 Sec. 81. Section 105.3, subsection 6, Code 2019, is amended
12 by striking the subsection.

13 Sec. 82. Section 135.43, subsection 2, unnumbered paragraph
14 1, Code 2019, is amended to read as follows:

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

29 Sec. 83. Section 135.62, subsection 2, paragraph e, Code
30 2019, is amended by striking the paragraph.

31 Sec. 84. Section 147A.3, Code 2019, is amended to read as
32 follows:

33 **147A.3 Meetings of the council — quorum — expenses.**

34 Membership, terms of office, and quorum, ~~and expenses~~ shall
35 be determined by the director pursuant to chapter 135.

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1 Sec. 85. Section 256I.3, subsection 3, Code 2019, is amended
2 by striking the subsection.

3 ELIMINATION OF CHILD WELFARE ADVISORY COMMITTEE, CHILD
4 SUPPORT ADVISORY COMMITTEE, CHILDREN'S MENTAL HEALTH WAIVER
5 IMPLEMENTATION COMMITTEE, AND PROPERTY TAX RELIEF FUND RISK
6 POOL

7 Sec. 86. Section 217.3A, subsection 1, Code 2019, is amended
8 to read as follows:

9 1. *General.* The council on human services shall establish
10 and utilize the advisory ~~committees~~ committee identified in
11 this section and may establish and utilize other advisory
12 committees. The council shall establish appointment
13 provisions, membership terms, operating guidelines, and other
14 operational requirements for committees established pursuant to
15 this section.

16 Sec. 87. Section 217.3A, subsections 3 and 4, Code 2019, are
17 amended by striking the subsections.

18 Sec. 88. Section 426B.5, subsection 1, Code 2019, is amended
19 by striking the subsection.

20 Sec. 89. 2005 Iowa Acts, chapter 117, section 4, subsection

21 3, is amended by striking the subsection.

22 DIVISION XVIII

23 MEDICAL ASSISTANCE ADVISORY COUNCIL

24 Sec. 90. Section 217.3, subsection 4, Code 2019, is amended
25 to read as follows:

26 4. Approve the budget of the department of human services
27 prior to submission to the governor. Prior to approval of the
28 budget, the council shall publicize and hold a public hearing
29 to provide explanations and hear questions, opinions, and
30 suggestions regarding the budget. Invitations to the hearing
31 shall be extended to the governor, the governor-elect, the
32 director of the department of management, and other persons
33 deemed by the council as integral to the budget process. The
34 budget materials submitted to the governor shall include a
35 review of options for revising the medical assistance program

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1 made available by federal action or by actions implemented
2 by other states as identified by the department, the medical
3 assistance advisory council ~~and the executive committee of the~~
4 ~~medical assistance advisory council~~ created in section 249A.4B,
5 and by county representatives. The review shall address what
6 potential revisions could be made in this state and how the
7 changes would be beneficial to Iowans.

8 Sec. 91. Section 249A.4B, Code 2019, is amended to read as
9 follows:

10 **249A.4B Medical assistance advisory council.**

11 1. A medical assistance advisory council is created to
12 comply with 42 C.F.R. §431.12 based on section 1902(a)(4) of
13 the federal Social Security Act and to advise the director
14 about health and medical care services under the medical
15 assistance program. The council shall meet no more than
16 quarterly. The director of public health and a public member
17 of the council selected by the public members of the council
18 ~~specified in subsection 2, paragraph "b",~~ shall serve as
19 co-chairpersons of the council.

20 2.a. The council shall consist of the following voting
21 members:

22 (1) Five professional or business entity members selected
23 by the entities specified pursuant to subsection 3, paragraph
24 "a".

25 (2) Five public members appointed pursuant to subsection 3,
26 paragraph "b". Of the five public members, at least one member
27 shall be a recipient of medical assistance.

28 b. The council shall include all of the following nonvoting
29 members:

30 (1) The director of public health, or the director's
31 designee.

32 (2) The director of the department on aging, or the
33 director's designee.

34 (3) The long-term care ombudsman, or the long-term care

35 ombudsman's designee.

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1 (4) The dean of Des Moines university — osteopathic medical
2 center, or the dean's designee.

3 (5) The dean of the university of Iowa college of medicine,
4 or the dean's designee.

5 (6) A member of the hawk-i board created in section 514I.5,
6 selected by the members of the hawk-i board.

7 (7) The following members of the general assembly, each for
8 a term of two years as provided in section 69.16B:

9 (a) Two members of the house of representatives, one
10 appointed by the speaker of the house of representatives
11 and one appointed by the minority leader of the house of
12 representatives from their respective parties.

13 (b) Two members of the senate, one appointed by the
14 president of the senate after consultation with the majority
15 leader of the senate and one appointed by the minority leader
16 of the senate.

17 ~~2. 3.~~ The voting membership of the council shall include
18 all of the following voting members be selected or appointed
19 as follows:

20 a. The five professional or business entity members shall
21 be selected by the entities specified under this paragraph "a".
22 The five professional or business entity members selected shall
23 be the president, or the president's representative, of each
24 of the following professional or business entities entity, or
25 a member of each of the following professional or business
26 entities, selected entity, designated by the entity:

- 27 (1) The Iowa medical society.
- 28 (2) The Iowa osteopathic medical association.
- 29 (3) The Iowa academy of family physicians.
- 30 (4) The Iowa chapter of the American academy of pediatrics.
- 31 (5) The Iowa physical therapy association.
- 32 (6) The Iowa dental association.
- 33 (7) The Iowa nurses association.
- 34 (8) The Iowa pharmacy association.
- 35 (9) The Iowa podiatric medical society.

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- 1 (10) The Iowa optometric association.
- 2 (11) The Iowa association of community providers.
- 3 (12) The Iowa psychological association.
- 4 (13) The Iowa psychiatric society.
- 5 (14) The Iowa chapter of the national association of social
- 6 workers.
- 7 (15) The coalition for family and children's services in
- 8 Iowa.
- 9 (16) The Iowa hospital association.
- 10 (17) The Iowa association of rural health clinics.

- 11 (18) The Iowa primary care association.
- 12 (19) Free clinics of Iowa.
- 13 (20) The opticians' association of Iowa, inc.
- 14 (21) The Iowa association of hearing health professionals.
- 15 (22) The Iowa speech and hearing association.
- 16 (23) The Iowa health care association.
- 17 (24) The Iowa association of area agencies on aging.
- 18 (25) AARP.
- 19 (26) The Iowa caregivers association.
- 20 (27) Leading age Iowa.
- 21 (28) The Iowa association for home care.
- 22 (29) The Iowa council of health care centers.
- 23 (30) The Iowa physician assistant society.
- 24 (31) The Iowa association of nurse practitioners.
- 25 (32) The Iowa nurse practitioner society.
- 26 (33) The Iowa occupational therapy association.
- 27 (34) The ARC of Iowa, formerly known as the association for
- 28 retarded citizens of Iowa.
- 29 (35) The national alliance on mental illness.
- 30 (36) The Iowa state association of counties.
- 31 (37) The Iowa developmental disabilities council.
- 32 (38) The Iowa chiropractic society.
- 33 (39) The Iowa academy of nutrition and dietetics.
- 34 (40) The Iowa behavioral health association.
- 35 (41) The midwest association for medical equipment services

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- 1 or an affiliated Iowa organization.
- 2 ~~b. Ten~~ The five public members shall be public
- 3 representatives which may include members of consumer groups,
- 4 including recipients of medical assistance or their families,
- 5 consumer organizations, and others, appointed by the governor
- 6 for staggered terms of two years each, none of whom shall be
- 7 members of, or practitioners of, or have a pecuniary interest
- 8 in any of the professional or business entities specifically
- 9 represented under paragraph "a", ~~and a majority of whom shall be~~
- 10 ~~current or former recipients of medical assistance or members~~
- 11 ~~of the families of current or former recipients.~~
- 12 ~~e. A member of the hawk-i board created in section 514I.5,~~
- 13 ~~selected by the members of the hawk-i board.~~
- 14 ~~3. The council shall include all of the following nonvoting~~
- 15 ~~members:~~
- 16 ~~a. The director of public health, or the director's~~
- 17 ~~designee.~~
- 18 ~~b. The director of the department on aging, or the~~
- 19 ~~director's designee.~~
- 20 ~~c. The long-term care ombudsman, or the long-term care~~
- 21 ~~ombudsman's designee.~~
- 22 ~~d. The dean of Des Moines university — osteopathic medical~~
- 23 ~~center, or the dean's designee.~~
- 24 ~~e. The dean of the university of Iowa college of medicine,~~

25 or the dean's designee.

26 *f.* The following members of the general assembly, each for a
27 term of two years as provided in section 69.16B:

28 (1) Two members of the house of representatives, one
29 appointed by the speaker of the house of representatives
30 and one appointed by the minority leader of the house of
31 representatives from their respective parties.

32 (2) Two members of the senate, one appointed by the
33 president of the senate after consultation with the majority
34 leader of the senate and one appointed by the minority leader
35 of the senate.

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1 4.a. An executive committee of the council is created and
2 shall consist of the following members of the council:

3 (1) Five of the professional or business entity members
4 designated pursuant to subsection 2, paragraph "a", and
5 selected by the members specified under that paragraph, as
6 voting members.

7 (2) Five of the public members appointed pursuant to
8 subsection 2, paragraph "b", and selected by the members
9 specified under that paragraph, as voting members. Of the five
10 public members, at least one member shall be a recipient of
11 medical assistance.

12 (3) The director of public health, or the director's
13 designee, as a nonvoting member.

14 *b.* The executive committee shall meet on a monthly basis.
15 The director of public health and the public member serving as
16 co-chairperson of the council shall serve as co-chairpersons of
17 the executive committee.

18 *e.* 4. Based upon the deliberations of the council and the
19 executive committee, the executive committee council shall make
20 recommendations to the director regarding the budget, policy,
21 and administration of the medical assistance program.

22 5. For each council meeting, other than those held during
23 the time the general assembly is in session, each legislative
24 member of the council shall be reimbursed for actual travel
25 and other necessary expenses and shall receive a per diem as
26 specified in section 7E.6 for each day in attendance, as shall
27 the members of the council or the executive committee who are
28 recipients or the family members of recipients of medical
29 assistance, regardless of whether the general assembly is in
30 session.

31 6. The department shall provide staff support and
32 independent technical assistance to the council and the
33 executive committee.

34 7. The director shall consider the recommendations offered
35 by the council and the executive committee in the director's

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1 preparation of medical assistance budget recommendations to
 2 the council on human services pursuant to section 217.3 and in
 3 implementation of medical assistance program policies.

4 DIVISION XIX

5 MEDICAID COVERAGE — PREGNANT WOMEN LAWFULLY ADMITTED FOR
 6 PERMANENT RESIDENCE

7 Sec. 92.MEDICAID COVERAGE — PREGNANT WOMEN LAWFULLY
 8 ADMITTED FOR PERMANENT RESIDENCE IN THE UNITED STATES WITHOUT
 9 APPLICATION OF FIVE-YEAR WAITING PERIOD.

10 1. The department of human services shall seek a waiver from
 11 the centers for Medicare and Medicaid services of the United
 12 States department of health and human services to provide
 13 coverage under the Medicaid program for pregnant women lawfully
 14 admitted for permanent residence in the United States, without
 15 application of the five-year waiting period.

16 2. If federal approval is received by the department, the
 17 department shall provide Medicaid coverage for pregnant women
 18 lawfully admitted for permanent residence in the United States,
 19 without application of the five-year waiting period, effective
 20 the first day of the month following the department's receipt
 21 of federal approval.

22 DIVISION XX

23 PROVISION OF CERTAIN SURGERIES OR PROCEDURES — EXEMPTION FROM
 24 REQUIRED ACCOMMODATIONS OR SERVICES

25 Sec. 93. Section 216.7, Code 2019, is amended by adding the
 26 following new subsection:

27 NEW SUBSECTION. 3. This section shall not require any
 28 state or local government unit or tax-supported district to
 29 provide for sex reassignment surgery or any other cosmetic,
 30 reconstructive, or plastic surgery procedure related to
 31 transsexualism, hermaphroditism, gender identity disorder, or
 32 body dysmorphic disorder.

33 Sec. 94.EFFECTIVE DATE. This division of this Act, being
 34 deemed of immediate importance, takes effect upon enactment.

35 DIVISION XXI

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1 REVISION OF MEDICAID MANAGED CARE CONTRACTS — LIQUIDATED
 2 DAMAGES

3 Sec. 95.REVISION OF MEDICAID MANAGED CARE CONTRACTS —
 4 LIQUIDATED DAMAGES. The department shall revise the Medicaid
 5 managed care contracts to include all of the following
 6 provisions:

7 1. The assessment of liquidated damages for prior
 8 authorization and claims payment system issues that were
 9 reported by the managed care organization to the department
 10 as corrected, but reoccurred within 60 days of the reported
 11 correction.

12 2. The assessment of liquidated damages for the failure of

13 a managed care organization to complete provider credentialing
14 or to accurately load provider rosters as required in the
15 contract.

16 DIVISION XXII

17 HEALTH DATA COLLECTION AND USE

18 Sec. 96. Section 135.166, subsection 1, Code 2019, is
19 amended to read as follows:

20 1.a. The department of public health shall enter into
21 a memorandum of understanding ~~to utilize the Iowa hospital~~
22 ~~association with the contractor selected through a request for~~
23 ~~proposals process~~ to act as the department's intermediary in
24 collecting, maintaining, and disseminating hospital inpatient,
25 outpatient, and ambulatory data, as initially authorized in
26 1996 Iowa Acts, ch. 1212, §5, subsection 1, paragraph "a",
27 subparagraph (4), and 641 IAC 177.3.

28 b. The memorandum of understanding shall include but is not
29 limited to provisions that address the duties of the department
30 and the ~~Iowa hospital association~~ ~~contractor~~ regarding the
31 collection, reporting, disclosure, storage, and confidentiality
32 of the data.

33 Sec. 97. REQUEST FOR PROPOSALS PROCESS — TRANSITION. The
34 department of public health shall continue the memorandum of
35 understanding with the entity acting as intermediary on June

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1 30, 2019, pursuant to section 135.166, until the contractor
2 selected through a request for proposals process assumes the
3 duties of intermediary on January 1, 2021, as specified under
4 this division of this Act.

5 DIVISION XXIII

6 ELDORA STATE TRAINING SCHOOL

7 Sec. 98. Section 232.52, subsection 2, paragraph e,
8 unnumbered paragraph 1, Code 2019, is amended to read as
9 follows:

10 An order transferring the custody of the child, subject to
11 the continuing jurisdiction and custody of the court for the
12 purposes of section 232.54, to the director of the department
13 of human services for purposes of placement in the state
14 training school ~~unless the state training school is unable to~~
15 ~~accept placement of the child in the state training school,~~
16 or other facility, provided that the child is at least twelve
17 years of age and the court finds the placement to be in the best
18 interests of the child or necessary for the protection of the
19 public, and that the child has been found to have committed an
20 act which is a forcible felony, as defined in section 702.11,
21 or a felony violation of section 124.401 or chapter 707, or the
22 court finds any three of the following conditions exist:

23 DIVISION XXIV

24 DISTRIBUTION OF FEDERAL FUNDS — RESTRICTIONS — ABORTION

25 Sec. 99. DISTRIBUTION OF FEDERAL PUBLIC HEALTH SERVICES ACT
26 FUNDS FOR FAMILY PLANNING.

27 1. The department of public health shall annually apply
 28 to the United States department of health and human services
 29 for grant funding under Tit. X of the federal Public Health
 30 Services Act, 42 U.S.C. §300 et seq. The department shall
 31 distribute all grant funding received to applicants in the
 32 following order of priority:
 33 a. Public entities that provide family planning services
 34 including state, county, or local community health clinics,
 35 federally qualified health centers, and community action

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1 organizations.
 2 b. Nonpublic entities that, in addition to family planning
 3 services, provide required primary health services as described
 4 in 42 U.S.C. §254b(b)(1)(A).
 5 c. Nonpublic entities that provide family planning
 6 services but do not provide required primary health services as
 7 described in 42 U.S.C. §254b(b)(1)(A).
 8 2. Distribution of funds under this section shall be made in
 9 a manner that continues access to family planning services.
 10 3.a.(1) Distribution of funds under this section shall
 11 not be made to any entity that performs abortions, promotes
 12 abortions, maintains or operates a facility where abortions are
 13 performed or promoted, contracts or subcontracts with an entity
 14 that performs or promotes abortions, becomes or continues to be
 15 an affiliate of any entity that performs or promotes abortions,
 16 or regularly makes referrals to an entity that provides or
 17 promotes abortions or maintains or operates a facility where
 18 abortions are performed. However, the prohibition specified
 19 in this subparagraph (1) shall not be interpreted to include
 20 a nonpublic entity that is a distinct location of a nonprofit
 21 health care delivery system, if the distinct location provides
 22 family planning services but does not perform abortions
 23 or maintain or operate as a facility where abortions are
 24 performed.
 25 (2) The department of public health shall adopt rules
 26 pursuant to chapter 17A to require that as a condition of
 27 eligibility as an applicant under this section, each distinct
 28 location of a nonprofit health care delivery system shall be
 29 assigned a distinct provider identification number and complete
 30 an attestation that abortions are not performed at the distinct
 31 location.
 32 b. For the purposes of this section, “nonprofit health
 33 care delivery system” means an Iowa nonprofit corporation
 34 that controls, directly or indirectly, a regional health
 35 care network consisting of hospital facilities and various

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1 ambulatory and clinic locations that provide a range of
 2 primary, secondary, and tertiary inpatient, outpatient, and

3 physician services.

4 c. For the purposes of this section, “abortion” does not
5 include any of the following:

6 (1) The treatment of a woman for a physical disorder,
7 physical injury, or physical illness, including a
8 life-endangering physical condition caused by or arising from
9 the pregnancy itself, that would, as certified by a physician,
10 place the woman in danger of death.

11 (2) The treatment of a woman for a spontaneous abortion,
12 commonly known as a miscarriage, when not all of the products
13 of human conception are expelled.

14 4. Funds distributed in accordance with this section shall
15 not be used for direct or indirect costs, including but not
16 limited to administrative costs or expenses, overhead, employee
17 salaries, rent, and telephone and other utility costs, related
18 to providing or promoting abortions as specified in this
19 section.

20 5. The department of public health shall submit a report to
21 the governor and the general assembly, annually by January 1,
22 listing any entities that received funds pursuant to subsection
23 1, paragraph “c”, and the amount and type of funds received by
24 such entities during the preceding calendar year. The report
25 shall provide a detailed explanation of how the department
26 determined that distribution of funds to such an entity,
27 instead of to an entity described in subsection 1, paragraph
28 “a” or “b”, was necessary to prevent severe limitation or
29 elimination of access to family planning services in the region
30 of the state where the entity is located.

31 Sec. 100.ADMINISTRATION OF PERSONAL RESPONSIBILITY
32 EDUCATION PROGRAM AND SEXUAL RISK AVOIDANCE EDUCATION GRANT
33 PROGRAM FUNDS.

34 1. Any contract entered into on or after July 1, 2019, by
35 the department of public health to administer the personal

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1 responsibility education program as specified in 42 U.S.C.
2 §713 or to administer the sexual risk avoidance education
3 grant program authorized pursuant to section 510 of Tit.
4 V of the federal Social Security Act, 42 U.S.C. §710, as
5 amended by section 50502 of the federal Bipartisan Budget
6 Act of 2018, Pub. L. No. 115-123, and as further amended by
7 division S, Title VII, section 701 of the federal Consolidated
8 Appropriations Act of 2018, Pub. L. No. 115-141, shall exclude
9 as an eligible applicant, any applicant entity that performs
10 abortions, promotes abortions, maintains or operates a
11 facility where abortions are performed or promoted, contracts
12 or subcontracts with an entity that performs or promotes
13 abortions, becomes or continues to be an affiliate of any
14 entity that performs or promotes abortions, or regularly makes
15 referrals to an entity that provides or promotes abortions or
16 maintains or operates a facility where abortions are performed.

17 However, the prohibition specified in this section shall not be
 18 interpreted to include a nonpublic entity that is a distinct
 19 location of a nonprofit health care delivery system, if the
 20 distinct location provides personal responsibility education
 21 program or sexual risk avoidance education grant program
 22 services but does not perform abortions or maintain or operate
 23 as a facility where abortions are performed.

24 2. The department of public health shall adopt rules
 25 pursuant to chapter 17A to require that as a condition of
 26 eligibility as an applicant, grantee, grantee contractor,
 27 or grantee subcontractor under the personal responsibility
 28 education program or sexual risk avoidance education grant
 29 program, each distinct location of a nonprofit health care
 30 delivery system shall be assigned a distinct identification
 31 number and complete an attestation that abortions are not
 32 performed at the distinct location.

33 3. For the purposes of this section, “nonprofit health
 34 care delivery system” means an Iowa nonprofit corporation
 35 that controls, directly or indirectly, a regional health

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1 care network consisting of hospital facilities and various
 2 ambulatory and clinic locations that provide a range of
 3 primary, secondary, and tertiary inpatient, outpatient, and
 4 physician services.

5 4. For the purposes of this section, “abortion” does not
 6 include any of the following:

7 a. The treatment of a woman for a physical disorder,
 8 physical injury, or physical illness, including a
 9 life-endangering physical condition caused by or arising from
 10 the pregnancy itself, that would, as certified by a physician,
 11 place the woman in danger of death.

12 b. The treatment of a woman for a spontaneous abortion,
 13 commonly known as a miscarriage, when not all of the products
 14 of human conception are expelled.

15 Sec. 101.AWARD OF COMMUNITY ADOLESCENT PREGNANCY
 16 PREVENTION AND SERVICES PROGRAM GRANT FUNDS.

17 1. Any contract entered into on or after July 1, 2019,
 18 by the department of human services to award a community
 19 adolescent pregnancy prevention and services program grant
 20 using federal temporary assistance for needy families block
 21 grant funds appropriated to the department shall exclude
 22 from eligibility any applicant, grantee, grantee contractor,
 23 or grantee subcontractor that performs abortions, promotes
 24 abortions, maintains or operates a facility where abortions are
 25 performed or promoted, contracts or subcontracts with an entity
 26 that performs or promotes abortions, becomes or continues to be
 27 an affiliate of any entity that performs or promotes abortions,
 28 or regularly makes referrals to an entity that provides or
 29 promotes abortions or maintains or operates a facility where
 30 abortions are performed.

31 2. The eligibility exclusion specified in subsection 1
 32 shall not be interpreted to include a nonpublic entity that
 33 is a distinct location of a nonprofit health care delivery
 34 system, if the distinct location provides community adolescent
 35 pregnancy prevention program services but does not perform

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1 abortions or maintain or operate as a facility where abortions
 2 are performed.
 3 3. The department of human services shall adopt rules
 4 pursuant to chapter 17A to require that as a condition of
 5 eligibility as an applicant, grantee, grantee contractor,
 6 or grantee subcontractor under the adolescent pregnancy
 7 prevention and services program, each distinct location of
 8 a nonprofit health care delivery system shall be assigned a
 9 distinct identification number and complete an attestation that
 10 abortions are not performed at the distinct location.
 11 4. For the purposes of this section, “nonprofit health
 12 care delivery system” means an Iowa nonprofit corporation
 13 that controls, directly or indirectly, a regional health
 14 care network consisting of hospital facilities and various
 15 ambulatory and clinic locations that provide a range of
 16 primary, secondary, and tertiary inpatient, outpatient, and
 17 physician services.
 18 5. For the purposes of this section, “abortion” does not
 19 include any of the following:
 20 a. The treatment of a woman for a physical disorder,
 21 physical injury, or physical illness, including a
 22 life-endangering physical condition caused by or arising from
 23 the pregnancy itself, that would, as certified by a physician,
 24 place the woman in danger of death.
 25 b. The treatment of a woman for a spontaneous abortion,
 26 commonly known as a miscarriage, when not all of the products
 27 of human conception are expelled.
 28 Sec. 102.SEVERABILITY. If any provision of this division
 29 of this Act or the application of this division of this Act to
 30 any person or circumstances is held invalid, the invalidity
 31 shall not affect other provisions or applications of this
 32 division of this Act which can be given effect without the
 33 invalid provisions or application and, to this end, the
 34 provisions of this division of this Act are severable.
 35 Sec. 103.EFFECTIVE DATE. This division of this Act, being

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1 deemed of immediate importance, takes effect upon enactment.
 2 DIVISION XXV
 3 NON-STATE GOVERNMENT-OWNED NURSING FACILITY QUALITY OF CARE
 4 RATE ADD-ON PROGRAM
 5 Sec. 104. Section 249L.2, subsections 7 and 8, Code 2019,
 6 are amended to read as follows:

7 7. “Non-state government-owned nursing facility” means a
8 nursing facility that is owned or operated by a non-state
9 governmental entity and for which a non-state governmental
10 entity holds the nursing facility’s license and is party to the
11 nursing facility’s Medicaid contract.

12 8. “Nursing facility” means a licensed nursing facility as
13 defined in section 135C.1 that is a freestanding facility or
14 a nursing facility operated by a hospital licensed pursuant
15 to chapter 135B, but does not include a distinct-part skilled
16 nursing unit or a swing-bed unit operated by a hospital, or
17 a nursing facility owned by the state or federal government
18 or other governmental unit. “Nursing facility” includes a
19 non-state government-owned nursing facility if the nursing
20 facility participates in the non-state government-owned nursing
21 facility ~~upper payment limit alternative payment~~ quality of
22 care rate add-on program.

23 Sec. 105.NON-STATE GOVERNMENT-OWNED NURSING FACILITY
24 QUALITY OF CARE RATE ADD-ON PROGRAM.

25 1. As used in this section, unless the context otherwise
26 requires:

27 a. “Department” means the department of human services.

28 b. “Intergovernmental transfer” means a transfer of
29 state share funds from a non-state governmental entity to the
30 department of human services.

31 c. “Non-state governmental entity” or “NSGE” means a
32 hospital authority, hospital district, health care district,
33 city, or county.

34 d. “Non-state government-owned nursing facility” or “NSGO
35 nursing facility” means a nursing facility that is owned or

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1 operated by a non-state governmental entity and for which a
2 non-state governmental entity holds the nursing facility’s
3 license and is party to the nursing facility’s Medicaid
4 contract.

5 e. “Program” means the non-state government-owned nursing
6 facility quality of care rate add-on program described in this
7 section.

8 f. “Quality of care rate add-on calculation period” means
9 the fiscal year for which quality of care rate add-on amounts
10 are calculated based on adjudicated claims for days of service
11 provided.

12 g. “Upper payment limit” means a reasonable estimate of
13 the amount that would be paid for the services furnished by a
14 facility under Medicare payment principles.

15 2. The department of human services shall submit to the
16 centers for Medicare and Medicaid services of the United States
17 department of health and human services (CMS), a Medicaid state
18 plan amendment to allow a qualifying NSGE to receive a quality
19 of care rate add-on in accordance with the upper payment limit
20 requirements pursuant to 42 C.F.R. §447.272 and managed care

21 requirements pursuant to 42 C.F.R. §438.6.

22 3. The Medicaid state plan amendment submitted shall
23 provide for all of the following:

24 a. Purpose. The NSGO nursing facility quality of care rate
25 add-on shall be made to a qualified NSGE to promote, maintain,
26 and improve resident quality of care and health outcomes.

27 b. Non-state government-owned nursing facility
28 qualifications. An NSGO nursing facility shall qualify for
29 participation in the program if all of the following conditions
30 are met:

31 (1) The NSGE for the NSGO nursing facility has executed a
32 participation agreement with the department.

33 (2) The NSGE for the NSGO nursing facility has provided
34 proof that the entity holds the NSGO nursing facility's license
35 and has complete operational responsibility for the NSGO

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1 nursing facility.

2 (3) The NSGE for the NSGO nursing facility has filed a
3 certification of eligibility application for the quality of
4 care rate add-on program with the department and has received
5 approval from the department for participation in the program.

6 (4) The NSGO nursing facility is an active participant
7 in established Medicaid managed care value-based purchasing
8 programs and initiatives in the state.

9 (5) The NSGO nursing facility and the NSGE for the
10 NSGO nursing facility are in compliance with care criteria
11 requirements.

12 c. NSGE participation requirements. An NSGE shall qualify
13 for participation in the program if all of the following
14 conditions are met:

15 (1) The NSGE has executed a nursing facility provider
16 contract with an NSGO nursing facility.

17 (2) The NSGE has provided, and identified the source of,
18 state share dollars for the intergovernmental transfer.

19 (3) The NSGE has provided proof of ownership, if applicable,
20 as the licensed operator of the NSGO nursing facility.

21 (4) The NSGE has provided, to the department, an executed
22 management agreement between the NSGE and the NSGO nursing
23 facility manager.

24 d. Care criteria requirements. A participating NSGO
25 nursing facility shall comply with all of the following care
26 criteria quality metrics, shall adhere to all of the following
27 performance measures to improve the quality of care delivered
28 to residents and to improve efficiency and care avoidance costs
29 for the overall Medicaid program, and shall do all of the
30 following:

31 (1) Develop a written action plan that includes
32 satisfaction survey results, an analysis of the satisfaction
33 survey results with identification of areas in need of
34 improvement, and a process for addressing areas in need of

35 improvement.

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- 1 (2) Develop and implement, within six months of
2 commencement of participation in the program, a written plan
3 for the mitigation of unnecessary inpatient admissions within
4 30 days of a nursing facility discharge. The written plan
5 shall include or address all of the following:
6 (a) The inpatient admission management tool which
7 identifies those residents at high risk for the potential
8 return to acute care.
9 (b) The tools to support effective communications.
10 (c) Advance directive planning and implementation.
11 (d) Application of a quality assurance and program
12 integrity methodology to provide a root cause analysis and
13 identify teaching needs.
- 14 (3) Develop and implement a written plan providing for a
15 proactive pneumonia and influenza vaccination program which
16 shall improve vaccination scores above the national average,
17 as measured using CMS quality metrics. The written plan shall
18 include all of the following:
19 (a) The latest available three-quarter average of both the
20 CMS measure for the percent of long-stay residents assessed and
21 appropriately given the seasonal influenza vaccine and of the
22 CMS measure for the percentage of long-stay residents assessed
23 and appropriately given the pneumococcal vaccine, to establish
24 a baseline.
25 (b) The current measure code score for the CMS measures
26 described in subparagraph division (a).
27 (c) A written plan for an influenza and pneumonia
28 vaccination program to address new admissions and current
29 residents.
30 (4) Elevate healthy aging in the state by implementing
31 a plan that accomplishes at least one of the following
32 strategies:
33 (a) Prevention and reduction of falls.
34 (b) Improved nutrition.
35 (c) Increased physical activity.

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- 1 (d) Reduction in the incidence of depression.
2 (5) Demonstrate improvement above the facility-specific
3 baseline in the CMS five-star quality measures composite
4 scoring. Metrics shall be determined based upon the CMS
5 nursing home compare composite score over the preceding
6 twelve-month period.
7 (a) A participating NSGO nursing facility shall provide the
8 most recent three-quarter average of the CMS quality measure
9 star rating to establish a baseline.
10 (b) A participating NSGO nursing facility shall have a star

11 rating of three or better or must demonstrate improvement over
12 the previous quarter with no two quarters below three stars to
13 participate in the program.

14 (c) A participating NSGO nursing facility with a quality
15 measure star rating of three or better for the most recent
16 quarter or that demonstrates improvement in composite scoring
17 with no two quarters consistently below a three-star rating,
18 shall be deemed to have met the care criteria.

19 e. Quality of care rate add-on.

20 (1) The nursing facility quality of care rate add-on
21 provided to a participating NSGE under the program shall not
22 exceed Medicare payment principles pursuant to 42 C.F.R.
23 §447.272 and shall be calculated pursuant to 42 C.F.R. §438.6.
24 The quality of care rate add-on shall be calculated and paid
25 as follows:

26 (a) The methodology utilized to calculate the upper
27 payment limit shall be based on the data available during the
28 calculation period.

29 (b) The eligible amount used in determining the quality
30 of care rate add-on shall be the difference between the state
31 Medicaid payment and the Medicare upper payment limit as
32 determined, based on compliance with the care criteria metrics,
33 on an annual basis.

34 (c) The difference calculated under subparagraph division
35 (b) shall be divided by total patient days as determined under

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1 subparagraph division (b).

2 (d) The quality of care rate add-on shall be paid
3 prospectively.

4 (2) The amount of the quality of care rate add-on shall
5 be associated with improvement in care of Medicaid nursing
6 facility residents in the state as demonstrated through the
7 specified care criteria. A participating NSGE shall receive
8 payment under the program based on earned percentages related
9 to the care criteria. A participating NSGE shall meet or
10 exceed at least two of the five established care criteria
11 metrics to be eligible for the rate add-on payment for each
12 quarter. After at least two of the five metrics have been met,
13 the participating NSGE shall be eligible for seventy percent
14 of the total eligible quality of care rate add-on amount for a
15 participating NSGO nursing facility. The participating NSGE
16 may qualify for the remaining thirty percent of the total
17 eligible quality of care rate add-on amount, by attribution
18 in ten percent increments, for each additional care criterion
19 that is met up to the full one hundred percent of the eligible
20 quality of care rate add-on amount.

21 f. Change of ownership.

22 (1) A participating NSGO nursing facility shall notify
23 the department of any change of ownership that may affect the
24 participating NSGO nursing facility's continued eligibility for

25 the program, within thirty days after such change.
26 (2) If a participating NSGO nursing facility changes
27 ownership on or after the first day of the quality of care
28 rate add-on calculation period, the data used for calculations
29 shall include data from the participating NSGO nursing facility
30 for the entire quality of care rate add-on calculation period
31 relating to payments for days of service provided under the
32 prior owner, prorated to reflect only the number of calendar
33 days during the calculation period that the participating NSGO
34 nursing facility is owned by the new owner.
35 g. Payment to participating NSGO nursing facilities. A

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1 participating NSGO nursing facility shall secure allowable
2 intergovernmental transfer funds from a participating NSGE
3 to provide the state share amount. The process for the
4 intergovernmental transfer shall comply with the following:
5 (1) The department, or the department's designee, shall
6 notify the participating NSGE of the state share amount to be
7 transferred in the form of an intergovernmental transfer for
8 purposes of seeking federal financial participation for the
9 rate add-on payment, within twenty-five business days after
10 the end of a quarter. The amount shall reflect the percentage
11 of metrics achieved under the care criteria requirement. The
12 participating NSGE shall have five business days from the
13 date of receipt of the departmental notification to sign the
14 participation agreement and remit payment of the state share
15 amount in the form of an intergovernmental transfer to the
16 department or the department's designee.
17 (2) If the total intergovernmental transfer amount is
18 received by the department or the department's designee within
19 the five business days as specified, the quality of care rate
20 add-on shall be included in the current quarter per diem rate
21 calculation for the participating NSGO nursing facility.
22 h. Penalties and adjustments. Failure by a participating
23 NSGE to remit the full intergovernmental transfer amount or
24 the correct amount as indicated by the department or the
25 department's designee within the following defined time frames
26 indicates the participating NSGE has voluntarily elected to
27 withdraw from program participation for that current quarter
28 and must reapply for participation in the program in any
29 subsequent quarter. All of the following shall apply when
30 determining the application of penalties and adjustments:
31 (1) The total amount of the intergovernmental transfer
32 must be received from the participating NSGE by the department
33 or the department's designee within five business days from
34 receipt by the participating NSGE of notification from the
35 department or the department's designee of the state share

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1 amount.

2 (a) Receipt of the total intergovernmental transfer amount
3 by the department or the department's designee within five
4 business days is not subject to penalty.

5 (b) The date of receipt of notification of the state
6 share amount by the participating NSGE from the department or
7 the department's designee is the official reference date in
8 measuring the commencement of the five business days.

9 (2) Any intergovernmental transfer amount received by
10 the department or the department's designee after the fifth
11 business day as specified, but with a date stamp or mailing
12 postal mark indicating a date on or prior to five business
13 days from the date of notification by the department or the
14 department's designee of the state share amount, shall not be
15 subject to penalty.

16 (3)(a) Any intergovernmental transfer amount received by
17 the department or the department's designee after the fifth
18 business day as specified, but with a date stamp or postal mark
19 indicating a date after five business days but not exceeding
20 eight business days from the date of notification by the
21 department or the department's designee of the state share
22 amount, shall be deemed late and the participating NSGE shall
23 receive the quality of care rate add-on, including an assessed
24 penalty of five percent, based on the total intergovernmental
25 transfer payments received during the late period. The five
26 percent penalty shall be applied to the quality of care rate
27 add-on for the quarter in which the intergovernmental transfer
28 amount is late.

29 (b) The department shall notify the participating NSGE of
30 the assessed penalty in writing. If the participating NSGE
31 fails to pay the department or the department's designee the
32 assessed penalty within the time frame noted on the written
33 notice to the participating NSGE, the assessed penalty shall be
34 deducted in accordance with the state Medicaid fee-for-service
35 recoupment process. The penalty shall be paid regardless

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1 of any appeal requested by the participating NSGE. If an
2 appeal results in a decision to disallow a portion of or the
3 entire assessed penalty, reimbursement to the participating
4 NSGE shall be made as part of future Medicaid payments to the
5 participating NSGO nursing facility.

6 (4) If a participating NSGO nursing facility fails to
7 achieve, at a minimum, two of the required care criteria
8 metrics for two consecutive quarters, the participating NSGO
9 nursing facility shall be suspended from participation in the
10 program for two subsequent quarters. An NSGO nursing facility
11 that has been suspended for a total of four quarters within a
12 two-year period due to noncompliance with the required care

13 criteria shall be terminated from the program, and shall be
 14 required to reapply for approval to participate at a subsequent
 15 time. Readmittance into the program is at the sole discretion
 16 of the department, taking into consideration input from
 17 stakeholders. If the NSGO nursing facility is subsequently
 18 readmitted to the program, terms of participation may include a
 19 probationary period with defined requirements related to care.

20 4. The quality of care rate add-on shall only be implemented
 21 upon receipt by the department of approval of the Medicaid
 22 state plan amendment by CMS, and if such approval is received,
 23 the rate add-on is applicable no earlier than the first day
 24 of the calendar quarter following the date of receipt of such
 25 approval.

26 Sec. 106.REPEAL. 2016 Iowa Acts, chapter 1139, sections
 27 80, 81, 82, 83, and 84, are repealed.

28 Sec. 107.REPEAL. 2017 Iowa Acts, chapter 174, sections
 29 113, 114, 115, and 116, are repealed.

30 Sec. 108.EFFECTIVE UPON ENACTMENT. This division of this
 31 Act, being deemed of immediate importance, takes effect upon
 32 enactment.

33 Sec. 109.IMPLEMENTATION PROVISIONS.

34 1. The section of this division of this Act directing the
 35 department of human services to submit a Medicaid state plan

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1 amendment to CMS shall be implemented as soon as possible
 2 following enactment, consistent with all applicable federal
 3 requirements.

4 2. The section of this division of this Act amending
 5 section 249L.2, shall only be implemented upon receipt by
 6 the department of human services of approval of the Medicaid
 7 state plan amendment by CMS, and if such approval is received,
 8 is applicable no earlier than the first day of the calendar
 9 quarter following the date of receipt of such approval.

10 DIVISION XXVI

11 PREPARATION FOR ADULT LIVING PROGRAM

12 Sec. 110. Section 234.46, subsection 1, paragraph b, Code
 13 2019, is amended to read as follows:

14 b. The person is age eighteen, nineteen, ~~or~~ twenty,

15 twenty-one, or twenty-two.>>

FRY of Clarke

H-1324

1 Amend the amendment, H-1323, to the Senate amendment,
 2 H-1322, to House File 766, as amended, passed, and reprinted by
 3 the House, as follows:

4 1. By striking page 1, line 1, through page 113, line 15,
 5 and inserting:

6 <Amend the Senate amendment, H-1322, to House File 766, as

7 amended, passed, and reprinted by the House, as follows:

8 1. By striking page 1, line 1, through page 113, line 5, and
9 inserting:

10 <Amend House File 766, as amended, passed, and reprinted by
11 the House, as follows:

12 1. By striking everything after the enacting clause and
13 inserting:

14 <DIVISION I

15 DEPARTMENT ON AGING — FY 2019-2020

16 Section 1.DEPARTMENT ON AGING. There is appropriated from
17 the general fund of the state to the department on aging for
18 the fiscal year beginning July 1, 2019, and ending June 30,
19 2020, the following amount, or so much thereof as is necessary,
20 to be used for the purposes designated:

21 For aging programs for the department on aging and area
22 agencies on aging to provide citizens of Iowa who are 60 years
23 of age and older with case management for frail elders, Iowa's
24 aging and disabilities resource center, and other services
25 which may include but are not limited to adult day services,
26 respite care, chore services, information and assistance,
27 and material aid, for information and options counseling for
28 persons with disabilities who are 18 years of age or older,
29 and for salaries, support, administration, maintenance, and
30 miscellaneous purposes, and for not more than the following
31 full-time equivalent positions:

32	\$ 11,191,441
33	FTEs 27.00

34 1. Funds appropriated in this section may be used to
35 supplement federal funds under federal regulations. To

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1 receive funds appropriated in this section, a local area
2 agency on aging shall match the funds with moneys from other
3 sources according to rules adopted by the department. Funds
4 appropriated in this section may be used for elderly services
5 not specifically enumerated in this section only if approved
6 by an area agency on aging for provision of the service within
7 the area.

8 2. Of the funds appropriated in this section, \$279,000 is
9 transferred to the economic development authority for the Iowa
10 commission on volunteer services to be used for the retired and
11 senior volunteer program.

12 3.a. The department on aging shall establish and enforce
13 procedures relating to expenditure of state and federal funds
14 by area agencies on aging that require compliance with both
15 state and federal laws, rules, and regulations, including but
16 not limited to all of the following:

17 (1) Requiring that expenditures are incurred only for goods
18 or services received or performed prior to the end of the
19 fiscal period designated for use of the funds.

20 (2) Prohibiting prepayment for goods or services not

21 received or performed prior to the end of the fiscal period
 22 designated for use of the funds.

23 (3) Prohibiting prepayment for goods or services not
 24 defined specifically by good or service, time period, or
 25 recipient.

26 (4) Prohibiting the establishment of accounts from which
 27 future goods or services which are not defined specifically by
 28 good or service, time period, or recipient, may be purchased.

29 b. The procedures shall provide that if any funds are
 30 expended in a manner that is not in compliance with the
 31 procedures and applicable federal and state laws, rules, and
 32 regulations, and are subsequently subject to repayment, the
 33 area agency on aging expending such funds in contravention of
 34 such procedures, laws, rules and regulations, not the state,
 35 shall be liable for such repayment.

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1 4. Of the funds appropriated in this section, at least
 2 \$600,000 shall be used to fund home and community-based
 3 services through the area agencies on aging that enable older
 4 individuals to avoid more costly utilization of residential or
 5 institutional services and remain in their own homes.

6 5. Of the funds appropriated in this section, \$812,000 shall
 7 be used for the purposes of chapter 231E and to administer
 8 the prevention of elder abuse, neglect, and exploitation
 9 program pursuant to section 231.56A, in accordance with the
 10 requirements of the federal Older Americans Act of 1965, 42
 11 U.S.C. §3001 et seq., as amended.

12 6. Of the funds appropriated in this section, \$1,000,000
 13 shall be used to fund continuation of the aging and disability
 14 resource center lifelong links to provide individuals and
 15 caregivers with information and services to plan for and
 16 maintain independence.

17 7. Of the funds appropriated in this section, \$250,000
 18 shall be used by the department on aging, in collaboration with
 19 the department of human services and affected stakeholders, to
 20 expand the pilot initiative to provide long-term care options
 21 counseling utilizing support planning protocols, to assist
 22 non-Medicaid eligible consumers who indicate a preference
 23 to return to the community and are deemed appropriate for
 24 discharge, to return to their community following a nursing
 25 facility stay. The department on aging shall submit a report
 26 regarding the outcomes of the pilot initiative to the governor
 27 and the general assembly by December 15, 2019.

28 DIVISION II

29 OFFICE OF LONG-TERM CARE OMBUDSMAN — FY 2019-2020

30 Sec. 2.OFFICE OF LONG-TERM CARE OMBUDSMAN. There is
 31 appropriated from the general fund of the state to the office
 32 of long-term care ombudsman for the fiscal year beginning July
 33 1, 2019, and ending June 30, 2020, the following amount, or
 34 so much thereof as is necessary, to be used for the purposes

35 designated:

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1 For salaries, support, administration, maintenance, and
2 miscellaneous purposes, and for not more than the following
3 full-time equivalent positions:

4 \$ 1,149,821
5 FTEs 16.00

6 DIVISION III

7 DEPARTMENT OF PUBLIC HEALTH — FY 2019-2020

8 Sec. 3.DEPARTMENT OF PUBLIC HEALTH. There is appropriated
9 from the general fund of the state to the department of public
10 health for the fiscal year beginning July 1, 2019, and ending
11 June 30, 2020, the following amounts, or so much thereof as is
12 necessary, to be used for the purposes designated:

13 1. ADDICTIVE DISORDERS

14 For reducing the prevalence of the use of tobacco, alcohol,
15 and other drugs, and treating individuals affected by addictive
16 behaviors, including gambling, and for not more than the
17 following full-time equivalent positions:

18 \$ 25,110,000
19 FTEs 12.00

20 a.(1) Of the funds appropriated in this subsection,
21 \$4,021,000 shall be used for the tobacco use prevention
22 and control initiative, including efforts at the state and
23 local levels, as provided in chapter 142A. The commission
24 on tobacco use prevention and control established pursuant
25 to section 142A.3 shall advise the director of public health
26 in prioritizing funding needs and the allocation of moneys
27 appropriated for the programs and initiatives. Activities
28 of the programs and initiatives shall be in alignment with
29 the United States centers for disease control and prevention
30 best practices for comprehensive tobacco control programs that
31 include the goals of preventing youth initiation of tobacco
32 usage, reducing exposure to secondhand smoke, and promotion
33 of tobacco cessation. To maximize resources, the department
34 shall determine if third-party sources are available to
35 instead provide nicotine replacement products to an applicant

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1 prior to provision of such products to an applicant under
2 the initiative. The department shall track and report to
3 the individuals specified in this Act, any reduction in
4 the provision of nicotine replacement products realized by
5 the initiative through implementation of the prerequisite
6 screening.

7 (2)(a) The department shall collaborate with the
8 alcoholic beverages division of the department of commerce for
9 enforcement of tobacco laws, regulations, and ordinances and to
10 engage in tobacco control activities approved by the division

11 of tobacco use prevention and control of the department of
12 public health as specified in the memorandum of understanding
13 entered into between the divisions.

14 (b) For the fiscal year beginning July 1, 2019, and ending
15 June 30, 2020, the terms of the memorandum of understanding,
16 entered into between the division of tobacco use prevention
17 and control of the department of public health and the
18 alcoholic beverages division of the department of commerce,
19 governing compliance checks conducted to ensure licensed retail
20 tobacco outlet conformity with tobacco laws, regulations, and
21 ordinances relating to persons under 18 years of age, shall
22 continue to restrict the number of such checks to one check per
23 retail outlet, and one additional check for any retail outlet
24 found to be in violation during the first check.

25 b.(1) Of the funds appropriated in this subsection,
26 \$21,089,000 shall be used for problem gambling and
27 substance-related disorder prevention, treatment, and recovery
28 services, including a 24-hour helpline, public information
29 resources, professional training, youth prevention, and program
30 evaluation.

31 (2) Of the amount allocated under this paragraph, \$306,000
32 shall be utilized by the department of public health, in
33 collaboration with the department of human services, to support
34 establishment and maintenance of a single statewide 24-hour
35 crisis hotline for the Iowa children’s behavioral health system

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1 that incorporates warmline services which may be provided
2 through expansion of existing capabilities maintained by the
3 department of public health as required pursuant to 2018 Iowa
4 Acts, chapter 1056, section 16.

5 c. The requirement of section 123.17, subsection 5, is met
6 by the appropriations and allocations made in this division of
7 this Act for purposes of substance-related disorder treatment
8 and addictive disorders for the fiscal year beginning July 1,
9 2019.

10 2. HEALTHY CHILDREN AND FAMILIES

11 For promoting the optimum health status for children and
12 adolescents from birth through 21 years of age, and families,
13 and for not more than the following full-time equivalent
14 positions:

15	\$ 5,817,057
16	FTEs 14.00

17 a. Of the funds appropriated in this subsection, not more
18 than \$734,000 shall be used for the healthy opportunities for
19 parents to experience success (HOPES)-healthy families Iowa
20 (HFI) program established pursuant to section 135.106. The
21 funding shall be distributed to renew the grants that were
22 provided to the grantees that operated the program during the
23 fiscal year ending June 30, 2018. However, the department
24 shall issue a request for proposals and distribute grants to

25 the grantees selected to operate the program no later than
26 January 1, 2020. The department shall not retain any portion
27 of the allocation under this paragraph for administrative
28 costs.

29 b. In order to implement the legislative intent stated
30 in sections 135.106 and 256I.9, priority for home visitation
31 program funding shall be given to programs using evidence-based
32 or promising models for home visitation.

33 c. Of the funds appropriated in this subsection, \$3,075,000
34 shall be used for continuation of the department's initiative
35 to provide for adequate developmental surveillance and

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1 screening during a child's first five years. The funds shall
2 be used first to fully fund the current sites to ensure that
3 the sites are fully operational, with the remaining funds
4 to be used for expansion to additional sites. The full
5 implementation and expansion shall include enhancing the scope
6 of the initiative through collaboration with the child health
7 specialty clinics to promote healthy child development through
8 early identification and response to both biomedical and social
9 determinants of healthy development; by monitoring child
10 health metrics to inform practice, document long-term health
11 impacts and savings, and provide for continuous improvement
12 through training, education, and evaluation; and by providing
13 for practitioner consultation particularly for children with
14 behavioral conditions and needs. The department of public
15 health shall also collaborate with the Iowa Medicaid enterprise
16 and the child health specialty clinics to integrate the
17 activities of the first five initiative into the establishment
18 of patient-centered medical homes, community utilities,
19 accountable care organizations, and other integrated care
20 models developed to improve health quality and population
21 health while reducing health care costs. To the maximum extent
22 possible, funding allocated in this paragraph shall be utilized
23 as matching funds for medical assistance program reimbursement.

24 d. Of the funds appropriated in this subsection, \$64,000
25 shall be distributed to a statewide dental carrier to provide
26 funds to continue the donated dental services program patterned
27 after the projects developed by the dental lifeline network to
28 provide dental services to indigent individuals who are elderly
29 or with disabilities.

30 e. Of the funds appropriated in this subsection, \$156,000
31 shall be used to provide audiological services and hearing aids
32 for children.

33 f. Of the funds appropriated in this subsection, \$23,000 is
34 transferred to the university of Iowa college of dentistry for
35 provision of primary dental services to children. State funds

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1 shall be matched on a dollar-for-dollar basis. The university
2 of Iowa college of dentistry shall coordinate efforts with the
3 department of public health, oral and health delivery system
4 bureau, to provide dental care to underserved populations
5 throughout the state.

6 g. Of the funds appropriated in this subsection, \$50,000
7 shall be used to address youth suicide prevention.

8 h. Of the funds appropriated in this subsection, \$40,000
9 shall be used to support the Iowa effort to address the survey
10 of children who experience adverse childhood experiences known
11 as ACEs.

12 i. Of the funds appropriated in this subsection, up to
13 \$494,000 shall be used for childhood obesity prevention.

14 3. CHRONIC CONDITIONS

15 For serving individuals identified as having chronic
16 conditions or special health care needs, and for not more than
17 the following full-time equivalent positions:

18	\$ 4,223,519
19	FTEs 9.00

20 a. Of the funds appropriated in this subsection, \$153,000
21 shall be used for grants to individual patients who have an
22 inherited metabolic disorder to assist with the costs of
23 medically necessary foods and formula.

24 b. Of the funds appropriated in this subsection, \$1,055,000
25 shall be used for the brain injury services program pursuant
26 to section 135.22B, including \$861,000 for contracting with an
27 existing nationally affiliated and statewide organization whose
28 purpose is to educate, serve, and support Iowans with brain
29 injury and their families, for resource facilitator services
30 in accordance with section 135.22B, subsection 9, and for
31 contracting to enhance brain injury training and recruitment
32 of service providers on a statewide basis. Of the amount
33 allocated in this paragraph, \$95,000 shall be used to fund
34 1.00 full-time equivalent position to serve as the state brain
35 injury services program manager.

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1 c. Of the funds appropriated in this subsection, \$144,000
2 shall be used for the public purpose of continuing to contract
3 with an existing nationally affiliated organization to provide
4 education, client-centered programs, and client and family
5 support for people living with epilepsy and their families.
6 The amount allocated in this paragraph in excess of \$50,000
7 shall be matched dollar-for-dollar by the organization
8 specified. Funds allocated under this paragraph shall be
9 distributed in their entirety for the purpose specified on July
10 1, 2019.

11 d. Of the funds appropriated in this subsection, \$809,000
12 shall be used for child health specialty clinics.

13 e. Of the funds appropriated in this subsection, \$384,000
 14 shall be used by the regional autism assistance program
 15 established pursuant to section 256.35, and administered by
 16 the child health specialty clinic located at the university of
 17 Iowa hospitals and clinics. The funds shall be used to enhance
 18 interagency collaboration and coordination of educational,
 19 medical, and other human services for persons with autism,
 20 their families, and providers of services, including delivering
 21 regionalized services of care coordination, family navigation,
 22 and integration of services through the statewide system of
 23 regional child health specialty clinics and fulfilling other
 24 requirements as specified in chapter 225D. The university of
 25 Iowa shall not receive funds allocated under this paragraph for
 26 indirect costs associated with the regional autism assistance
 27 program.

28 f. Of the funds appropriated in this subsection, \$577,000
 29 shall be used for the comprehensive cancer control program to
 30 reduce the burden of cancer in Iowa through prevention, early
 31 detection, effective treatment, and ensuring quality of life.
 32 Of the funds allocated in this paragraph "f", \$150,000 shall
 33 be used to support a melanoma research symposium, a melanoma
 34 biorepository and registry, basic and translational melanoma
 35 research, and clinical trials.

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1 g. Of the funds appropriated in this subsection, \$97,000
 2 shall be used for cervical and colon cancer screening, and
 3 \$177,000 shall be used to enhance the capacity of the cervical
 4 cancer screening program to include provision of recommended
 5 prevention and early detection measures to a broader range of
 6 low-income women.

7 h. Of the funds appropriated in this subsection, \$506,000
 8 shall be used for the center for congenital and inherited
 9 disorders.

10 4. COMMUNITY CAPACITY

11 For strengthening the health care delivery system at the
 12 local level, and for not more than the following full-time
 13 equivalent positions:

14	\$ 5,594,677
15	FTEs 13.00

16 a. Of the funds appropriated in this subsection, \$95,000
 17 is allocated for continuation of the child vision screening
 18 program implemented through the university of Iowa hospitals
 19 and clinics in collaboration with early childhood Iowa areas.
 20 The program shall submit a report to the department regarding
 21 the use of funds allocated under this paragraph "a". The
 22 report shall include the objectives and results for the
 23 program year including the target population and how the funds
 24 allocated assisted the program in meeting the objectives; the
 25 number, age, and location within the state of individuals
 26 served; the type of services provided to the individuals

27 served; the distribution of funds based on service provided;
 28 and the continuing needs of the program.
 29 b. Of the funds appropriated in this subsection,
 30 \$48,000 shall be used for a grant to a statewide association
 31 of psychologists, that is affiliated with the American
 32 psychological association, to be used for continuation of a
 33 program to rotate intern psychologists in placements in urban
 34 and rural mental health professional shortage areas. For the
 35 purposes of this paragraph “b”, “mental health professional

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1 shortage area” means a geographic area in this state that has
 2 been designated by the United States department of health and
 3 human services, health resources and services administration,
 4 bureau of health professionals, as having a shortage of mental
 5 health professionals.
 6 c. Of the funds appropriated in this subsection, the
 7 following amounts are allocated to be used as follows
 8 to support the goals of increased access, health system
 9 integration, and engagement:
 10 (1) Not less than \$600,000 is allocated to the Iowa
 11 prescription drug corporation for continuation of the
 12 pharmaceutical infrastructure for safety net providers as
 13 described in 2007 Iowa Acts, chapter 218, section 108, and for
 14 the prescription drug donation repository program created in
 15 chapter 135M. Funds allocated under this subparagraph shall
 16 be distributed in their entirety for the purpose specified on
 17 July 1, 2019.
 18 (2) Not less than \$334,000 is allocated to free clinics and
 19 free clinics of Iowa for necessary infrastructure, statewide
 20 coordination, provider recruitment, service delivery, and
 21 provision of assistance to patients in securing a medical home
 22 inclusive of oral health care. Funds allocated under this
 23 subparagraph shall be distributed in their entirety for the
 24 purpose specified on July 1, 2019.
 25 (3) Not less than \$25,000 is allocated to the Iowa
 26 association of rural health clinics for necessary
 27 infrastructure and service delivery transformation. Funds
 28 allocated under this subparagraph shall be distributed in their
 29 entirety for the purpose specified on July 1, 2019.
 30 (4) Not less than \$225,000 is allocated to the Polk county
 31 medical society for continuation of the safety net provider
 32 patient access to specialty health care initiative as described
 33 in 2007 Iowa Acts, chapter 218, section 109. Funds allocated
 34 under this subparagraph shall be distributed in their entirety
 35 for the purpose specified on July 1, 2019.

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1 d. Of the funds appropriated in this subsection, \$191,000
 2 is allocated for the purposes of health care and public health

3 workforce initiatives.

4 e. Of the funds appropriated in this subsection, \$96,000
5 shall be used for a matching dental education loan repayment
6 program to be allocated to a dental nonprofit health service
7 corporation to continue to develop the criteria and implement
8 the loan repayment program.

9 f. Of the funds appropriated in this subsection, \$100,000
10 shall be used for the purposes of the Iowa donor registry as
11 specified in section 142C.18.

12 g. Of the funds appropriated in this subsection, \$96,000
13 shall be used for continuation of a grant to a nationally
14 affiliated volunteer eye organization that has an established
15 program for children and adults and that is solely dedicated to
16 preserving sight and preventing blindness through education,
17 nationally certified vision screening and training, and
18 community and patient service programs. The contractor shall
19 submit a report to the individuals identified in this Act for
20 submission of reports regarding the use of funds allocated
21 under this paragraph "g". The report shall include the
22 objectives and results for the program year including the
23 target population and how the funds allocated assisted the
24 program in meeting the objectives; the number, age, grade level
25 if appropriate, and location within the state of individuals
26 served; the type of services provided to the individuals
27 served; the distribution of funds based on services provided;
28 and the continuing needs of the program.

29 h. Of the funds appropriated in this subsection, \$2,000,000
30 shall be deposited in the medical residency training account
31 created in section 135.175, subsection 5, paragraph "a", and
32 is appropriated from the account to the department of public
33 health to be used for the purposes of the medical residency
34 training state matching grants program as specified in section
35 135.176.

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1 i. Of the funds appropriated in this subsection, \$250,000
2 shall be used for the public purpose of providing funding to
3 Des Moines university to continue a provider education project
4 to provide primary care physicians with the training and skills
5 necessary to recognize the signs of mental illness in patients.

6 j. Of the funds appropriated in this subsection, \$400,000
7 shall be used for rural psychiatric residencies to support the
8 annual creation and training of four psychiatric residents who
9 will provide mental health services in underserved areas of the
10 state.

11 k. Of the funds appropriated in this subsection, \$150,000
12 shall be used for psychiatric training to increase access to
13 mental health care services by expanding the mental health
14 workforce via training of additional physician assistants and
15 nurse practitioners.

16 5. ESSENTIAL PUBLIC HEALTH SERVICES

17 To provide public health services that reduce risks and
18 invest in promoting and protecting good health over the
19 course of a lifetime with a priority given to older Iowans and
20 vulnerable populations:

21 \$ 7,662,464

22 6. INFECTIOUS DISEASES

23 For reducing the incidence and prevalence of communicable
24 diseases, and for not more than the following full-time
25 equivalent positions:

26 \$ 1,796,426

27 FTEs 4.00

28 7. PUBLIC PROTECTION

29 For protecting the health and safety of the public through
30 establishing standards and enforcing regulations, and for not
31 more than the following full-time equivalent positions:

32 \$ 4,093,383

33 FTEs 142.00

34 a. Of the funds appropriated in this subsection, not more
35 than \$304,000 shall be credited to the emergency medical

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1 services fund created in section 135.25. Moneys in the
2 emergency medical services fund are appropriated to the
3 department to be used for the purposes of the fund.

4 b. Of the funds appropriated in this subsection, up
5 to \$243,000 shall be used for sexual violence prevention
6 programming through a statewide organization representing
7 programs serving victims of sexual violence through the
8 department’s sexual violence prevention program, and for
9 continuation of a training program for sexual assault
10 response team (SART) members, including representatives of
11 law enforcement, victim advocates, prosecutors, and certified
12 medical personnel. However, the department shall issue
13 a request for proposals and execute a contract with the
14 contractor selected to provide the programming and training
15 as specified in this paragraph no later than January 1, 2020.
16 The amount allocated in this paragraph “b” shall not be used
17 to supplant funding administered for other sexual violence
18 prevention or victims assistance programs. The department
19 shall not retain any portion of the allocation under this
20 paragraph for administrative costs.

21 c. Of the funds appropriated in this subsection, up to
22 \$500,000 shall be used for the state poison control center.
23 Pursuant to the directive under 2014 Iowa Acts, chapter
24 1140, section 102, the federal matching funds available to
25 the state poison control center from the department of human
26 services under the federal Children’s Health Insurance Program
27 Reauthorization Act allotment shall be subject to the federal
28 administrative cap rule of 10 percent applicable to funding
29 provided under Tit. XXI of the federal Social Security Act and
30 included within the department’s calculations of the cap.

31 d. Of the funds appropriated in this subsection, up to
 32 \$504,000 shall be used for childhood lead poisoning provisions.
 33 8. RESOURCE MANAGEMENT
 34 For establishing and sustaining the overall ability of the
 35 department to deliver services to the public, and for not more

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1 than the following full-time equivalent positions:
 2 \$ 971,215
 3 FTEs 4.00

4 9. MISCELLANEOUS PROVISIONS

5 a. The university of Iowa hospitals and clinics under
 6 the control of the state board of regents shall not receive
 7 indirect costs from the funds appropriated in this section.
 8 The university of Iowa hospitals and clinics billings to the
 9 department shall be on at least a quarterly basis.

10 b. The department of public health shall collaborate
 11 with applicable stakeholders to review the allocations,
 12 grants, and other distributions of funds appropriated under
 13 this division of this Act and shall submit a report to the
 14 individuals identified in this Act for submission of reports by
 15 December 15, 2019, regarding a proposal for the distribution
 16 of funds that more clearly reflects the department's stated
 17 priorities and goals, provides increased flexibility in the
 18 distribution of funds to meet these priorities and goals, and
 19 ensures stakeholder accountability and a discernable return on
 20 investment.

21 Sec. 4.CONTRACTED SERVICES — PROHIBITED USE OF GENERAL
 22 FUND MONEYS FOR LOBBYING.

23 1. The department shall submit a report to the individuals
 24 identified in this Act for submission of reports by January 1,
 25 2020, regarding the outcomes of any program or activity for
 26 which funding is appropriated or allocated from the general
 27 fund of the state to the department under this division of
 28 this Act, and for which a request for proposals process is
 29 specifically required.

30 2. The department shall incorporate into the general
 31 conditions applicable to all award documents involving funding
 32 appropriated or allocated from the general fund of the state to
 33 the department under this division of this Act, a prohibition
 34 against the use of such funding for the compensation of a
 35 lobbyist. For the purposes of this section, "lobbyist" means

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1 the same as defined in section 68B.2; however, "lobbyist"
 2 does not include a person employed by a state agency of the
 3 executive branch of state government who represents the agency
 4 relative to the passage, defeat, approval, or modification of
 5 legislation that is being considered by the general assembly.

6 DIVISION IV

7 DEPARTMENT OF VETERANS AFFAIRS — FY 2019-2020
 8 Sec. 5.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 beginning
 11 July 1, 2019, and ending June 30, 2020, the following amounts,
 12 or so much thereof as is necessary, to be used for the purposes
 13 designated:

14 1. DEPARTMENT OF VETERANS AFFAIRS ADMINISTRATION

15 For salaries, support, maintenance, and miscellaneous
 16 purposes, and for not more than the following full-time
 17 equivalent positions:

18 \$ 1,225,500
 19 FTEs 15.00

20 2. IOWA VETERANS HOME

21 For salaries, support, maintenance, and miscellaneous
 22 purposes:

23 \$ 7,162,976

24 a. The Iowa veterans home billings involving the department
 25 of human services shall be submitted to the department on at
 26 least a monthly basis.

27 b. Within available resources and in conformance with
 28 associated state and federal program eligibility requirements,
 29 the Iowa veterans home may implement measures to provide
 30 financial assistance to or on behalf of veterans or their
 31 spouses who are participating in the community reentry program.

32 c. The Iowa veterans home expenditure report shall be
 33 submitted monthly to the legislative services agency.

34 d. The Iowa veterans home shall continue to include in the
 35 annual discharge report applicant information to provide for

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1 the collection of demographic information including but not
 2 limited to the number of individuals applying for admission and
 3 admitted or denied admittance and the basis for the admission
 4 or denial; the age, gender, and race of such individuals;
 5 and the level of care for which such individuals applied for
 6 admission including residential or nursing level of care.

7 3. HOME OWNERSHIP ASSISTANCE PROGRAM

8 For transfer to the Iowa finance authority for the
 9 continuation of the home ownership assistance program for
 10 persons who are or were eligible members of the armed forces of
 11 the United States, pursuant to section 16.54:

12 \$ 2,000,000

13 Sec. 6.LIMITATION OF COUNTY COMMISSIONS OF VETERAN AFFAIRS

14 FUND STANDING APPROPRIATIONS. Notwithstanding the standing
 15 appropriation in section 35A.16 for the fiscal year beginning
 16 July 1, 2019, and ending June 30, 2020, the amount appropriated
 17 from the general fund of the state pursuant to that section
 18 for the following designated purposes shall not exceed the
 19 following amount:

20 For the county commissions of veteran affairs fund under

21 section 35A.16:
 22 \$ 990,000

23 DIVISION V

24 DEPARTMENT OF HUMAN SERVICES — FY 2019-2020

25 Sec. 7.TEMPORARY ASSISTANCE FOR NEEDY FAMILIES BLOCK
 26 GRANT. There is appropriated from the fund created in section
 27 8.41 to the department of human services for the fiscal year
 28 beginning July 1, 2019, and ending June 30, 2020, from moneys
 29 received under the federal temporary assistance for needy
 30 families (TANF) block grant pursuant to the federal Personal
 31 Responsibility and Work Opportunity Reconciliation Act of 1996,
 32 Pub. L. No. 104-193, and successor legislation, the following
 33 amounts, or so much thereof as is necessary, to be used for the
 34 purposes designated:
 35 1. To be credited to the family investment program account

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1 and used for assistance under the family investment program
 2 under chapter 239B:

3 \$ 4,524,006

4 2. To be credited to the family investment program account
 5 and used for the job opportunities and basic skills (JOBS)
 6 program and implementing family investment agreements in
 7 accordance with chapter 239B:

8 \$ 5,412,060

9 3. To be used for the family development and
 10 self-sufficiency grant program in accordance with section
 11 216A.107:

12 \$ 2,898,980

13 Notwithstanding section 8.33, moneys appropriated in this
 14 subsection that remain unencumbered or unobligated at the close
 15 of the fiscal year shall not revert but shall remain available
 16 for expenditure for the purposes designated until the close of
 17 the succeeding fiscal year. However, unless such moneys are
 18 encumbered or obligated on or before September 30, 2020, the
 19 moneys shall revert.

20 4. For field operations:
 21 \$ 31,296,232

22 5. For general administration:
 23 \$ 3,744,000

24 6. For state child care assistance:
 25 \$ 47,166,826

26 a. Of the funds appropriated in this subsection,
 27 \$26,205,412 is transferred to the child care and development
 28 block grant appropriation made by the Eighty-eighth General
 29 Assembly, 2019 session, for the federal fiscal year beginning
 30 October 1, 2019, and ending September 30, 2020. Of this
 31 amount, \$200,000 shall be used for provision of educational
 32 opportunities to registered child care home providers in order
 33 to improve services and programs offered by this category
 34 of providers and to increase the number of providers. The

35 department may contract with institutions of higher education

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1 or child care resource and referral centers to provide
2 the educational opportunities. Allowable administrative
3 costs under the contracts shall not exceed 5 percent. The
4 application for a grant shall not exceed two pages in length.

5 b. Any funds appropriated in this subsection remaining
6 unallocated shall be used for state child care assistance
7 payments for families who are employed including but not
8 limited to individuals enrolled in the family investment
9 program.

10 7. For child and family services:
11 \$ 32,380,654

12 8. For child abuse prevention grants:
13 \$ 125,000

14 9. For pregnancy prevention grants on the condition that
15 family planning services are funded:
16 \$ 1,913,203

17 Pregnancy prevention grants shall be awarded to programs
18 in existence on or before July 1, 2019, if the programs have
19 demonstrated positive outcomes. Grants shall be awarded to
20 pregnancy prevention programs which are developed after July
21 1, 2019, if the programs are based on existing models that
22 have demonstrated positive outcomes. Grants shall comply with
23 the requirements provided in 1997 Iowa Acts, chapter 208,
24 section 14, subsections 1 and 2, including the requirement that
25 grant programs must emphasize sexual abstinence. Priority in
26 the awarding of grants shall be given to programs that serve
27 areas of the state which demonstrate the highest percentage of
28 unplanned pregnancies of females of childbearing age within the
29 geographic area to be served by the grant.

30 10. For technology needs and other resources necessary
31 to meet federal welfare reform reporting, tracking, and case
32 management requirements:

33 \$ 1,037,186

34 11.a. Notwithstanding any provision to the contrary,
35 including but not limited to requirements in section 8.41 or

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1 provisions in 2018 Iowa Acts or 2019 Iowa Acts regarding the
2 receipt and appropriation of federal block grants, federal
3 funds from the temporary assistance for needy families block
4 grant received by the state and not otherwise appropriated
5 in this section and remaining available for the fiscal year
6 beginning July 1, 2019, are appropriated to the department of
7 human services to the extent as may be necessary to be used in
8 the following priority order: the family investment program,
9 for state child care assistance program payments for families
10 who are employed, and for the family investment program share

11 of system costs for eligibility determination and related
 12 functions. The federal funds appropriated in this paragraph
 13 “a” shall be expended only after all other funds appropriated
 14 in subsection 1 for assistance under the family investment
 15 program, in subsection 6 for state child care assistance, or
 16 in subsection 10 for technology costs related to the family
 17 investment program, as applicable, have been expended. For
 18 the purposes of this subsection, the funds appropriated in
 19 subsection 6, paragraph “a”, for transfer to the child care
 20 and development block grant appropriation are considered fully
 21 expended when the full amount has been transferred.

22 b. The department shall, on a quarterly basis, advise the
 23 legislative services agency and department of management of
 24 the amount of funds appropriated in this subsection that was
 25 expended in the prior quarter.

26 12. Of the amounts appropriated in this section,
 27 \$12,962,008 for the fiscal year beginning July 1, 2019, is
 28 transferred to the appropriation of the federal social services
 29 block grant made to the department of human services for that
 30 fiscal year.

31 13. For continuation of the program providing categorical
 32 eligibility for the food assistance program as specified
 33 for the program in the section of this division of this Act
 34 relating to the family investment program account:
 35 \$ 14,236

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1 14. The department may transfer funds allocated in this
 2 section to the appropriations made in this division of this Act
 3 for the same fiscal year for general administration and field
 4 operations for resources necessary to implement and operate the
 5 services referred to in this section and those funded in the
 6 appropriation made in this division of this Act for the same
 7 fiscal year for the family investment program from the general
 8 fund of the state.

9 15. With the exception of moneys allocated under this
 10 section for the family development and self-sufficiency grant
 11 program, to the extent moneys allocated in this section are
 12 deemed by the department not to be necessary to support the
 13 purposes for which they are allocated, such moneys may be
 14 used in the same fiscal year for any other purpose for which
 15 funds are allocated in this section or in section 8 of this
 16 division for the family investment program account. If there
 17 are conflicting needs, priority shall first be given to the
 18 family investment program account as specified under subsection
 19 1 of this section and used for the purposes of assistance under
 20 the family investment program in accordance with chapter 239B,
 21 followed by state child care assistance program payments for
 22 families who are employed, followed by other priorities as
 23 specified by the department.

24 Sec. 8.FAMILY INVESTMENT PROGRAM ACCOUNT.

25 1. Moneys credited to the family investment program (FIP)
 26 account for the fiscal year beginning July 1, 2019, and
 27 ending June 30, 2020, shall be used to provide assistance in
 28 accordance with chapter 239B.

29 2. The department may use a portion of the moneys credited
 30 to the FIP account under this section as necessary for
 31 salaries, support, maintenance, and miscellaneous purposes.

32 3. The department may transfer funds allocated in
 33 subsection 4, excluding the allocation under subsection 4,
 34 paragraph "b", to the appropriations made in this division of
 35 this Act for the same fiscal year for general administration

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1 and field operations for resources necessary to implement
 2 and operate the services referred to in this section and
 3 those funded in the appropriations made in section 7 for the
 4 temporary assistance for needy families block grant and in
 5 section 9 for the family investment program from the general
 6 fund of the state in this division of this Act for the same
 7 fiscal year.

8 4. Moneys appropriated in this division of this Act and
 9 credited to the FIP account for the fiscal year beginning July
 10 1, 2019, and ending June 30, 2020, are allocated as follows:

11 a. To be retained by the department of human services to
 12 be used for coordinating with the department of human rights
 13 to more effectively serve participants in FIP and other shared
 14 clients and to meet federal reporting requirements under the
 15 federal temporary assistance for needy families block grant:

16 \$ 20,000

17 b. To the department of human rights for staffing,
 18 administration, and implementation of the family development
 19 and self-sufficiency grant program in accordance with section
 20 216A.107:

21 \$ 6,192,834

22 (1) Of the funds allocated for the family development
 23 and self-sufficiency grant program in this paragraph "b",
 24 not more than 5 percent of the funds shall be used for the
 25 administration of the grant program.

26 (2) The department of human rights may continue to implement
 27 the family development and self-sufficiency grant program
 28 statewide during fiscal year 2019-2020.

29 (3) The department of human rights may engage in activities
 30 to strengthen and improve family outcomes measures and
 31 data collection systems under the family development and
 32 self-sufficiency grant program.

33 c. For the diversion subaccount of the FIP account:

34 \$ 815,000

35 A portion of the moneys allocated for the diversion

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1 subaccount may be used for field operations, salaries, data
 2 management system development, and implementation costs and
 3 support deemed necessary by the director of human services
 4 in order to administer the FIP diversion program. To the
 5 extent moneys allocated in this paragraph "c" are deemed by the
 6 department not to be necessary to support diversion activities,
 7 such moneys may be used for other efforts intended to increase
 8 engagement by family investment program participants in work,
 9 education, or training activities, or for the purposes of
 10 assistance under the family investment program in accordance
 11 with chapter 239B.

12 d. For the food assistance employment and training program:
 13 \$ 66,588

14 (1) The department shall apply the federal supplemental
 15 nutrition assistance program (SNAP) employment and training
 16 state plan in order to maximize to the fullest extent permitted
 17 by federal law the use of the 50 percent federal reimbursement
 18 provisions for the claiming of allowable federal reimbursement
 19 funds from the United States department of agriculture
 20 pursuant to the federal SNAP employment and training program
 21 for providing education, employment, and training services
 22 for eligible food assistance program participants, including
 23 but not limited to related dependent care and transportation
 24 expenses.

25 (2) The department shall continue the categorical federal
 26 food assistance program eligibility at 160 percent of the
 27 federal poverty level and continue to eliminate the asset test
 28 from eligibility requirements, consistent with federal food
 29 assistance program requirements. The department shall include
 30 as many food assistance households as is allowed by federal
 31 law. The eligibility provisions shall conform to all federal
 32 requirements including requirements addressing individuals who
 33 are incarcerated or otherwise ineligible.

34 e. For the JOBS program:
 35 \$ 12,018,258

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1 5. Of the child support collections assigned under FIP,
 2 an amount equal to the federal share of support collections
 3 shall be credited to the child support recovery appropriation
 4 made in this division of this Act. Of the remainder of the
 5 assigned child support collections received by the child
 6 support recovery unit, a portion shall be credited to the FIP
 7 account, a portion may be used to increase recoveries, and a
 8 portion may be used to sustain cash flow in the child support
 9 payments account. If as a consequence of the appropriations
 10 and allocations made in this section the resulting amounts
 11 are insufficient to sustain cash assistance payments and meet
 12 federal maintenance of effort requirements, the department

13 shall seek supplemental funding. If child support collections
14 assigned under FIP are greater than estimated or are otherwise
15 determined not to be required for maintenance of effort, the
16 state share of either amount may be transferred to or retained
17 in the child support payments account.

18 6. The department may adopt emergency rules for the family
19 investment, JOBS, food assistance, and medical assistance
20 programs if necessary to comply with federal requirements.

21 Sec. 9.FAMILY INVESTMENT PROGRAM GENERAL FUND. There
22 is appropriated from the general fund of the state to the
23 department of human services for the fiscal year beginning July
24 1, 2019, and ending June 30, 2020, the following amount, or
25 so much thereof as is necessary, to be used for the purpose
26 designated:

27 To be credited to the family investment program (FIP)
28 account and used for family investment program assistance under
29 chapter 239B:

30 \$ 40,365,037

31 1. Of the funds appropriated in this section, \$6,606,198 is
32 allocated for the JOBS program.

33 2. Of the funds appropriated in this section, \$3,313,854 is
34 allocated for the family development and self-sufficiency grant
35 program.

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1 3.a. Notwithstanding section 8.39, for the fiscal
2 year beginning July 1, 2019, if necessary to meet federal
3 maintenance of effort requirements or to transfer federal
4 temporary assistance for needy families block grant funding
5 to be used for purposes of the federal social services block
6 grant or to meet cash flow needs resulting from delays in
7 receiving federal funding or to implement, in accordance with
8 this division of this Act, activities currently funded with
9 juvenile court services, county, or community moneys and state
10 moneys used in combination with such moneys; to comply with
11 federal requirements; or to maximize the use of federal funds;
12 the department of human services may transfer funds within or
13 between any of the appropriations made in this division of this
14 Act and appropriations in law for the federal social services
15 block grant to the department for the following purposes,
16 provided that the combined amount of state and federal
17 temporary assistance for needy families block grant funding
18 for each appropriation remains the same before and after the
19 transfer:

20 (1) For the family investment program.

21 (2) For state child care assistance.

22 (3) For child and family services.

23 (4) For field operations.

24 (5) For general administration.

25 b. This subsection shall not be construed to prohibit the
26 use of existing state transfer authority for other purposes.

27 The department shall report any transfers made pursuant to this
28 subsection to the legislative services agency.

29 4. Of the funds appropriated in this section, \$195,000 shall
30 be used for continuation of a grant to an Iowa-based nonprofit
31 organization with a history of providing tax preparation
32 assistance to low-income Iowans in order to expand the usage
33 of the earned income tax credit. The purpose of the grant is
34 to supply this assistance to underserved areas of the state.
35 However, the department shall issue a request for proposals and

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1 execute a contract with the contractor selected to administer
2 the program no later than January 1, 2020. The department
3 shall not retain any portion of the allocation under this
4 subsection for administrative costs.

5 5. Of the funds appropriated in this section, \$70,000 shall
6 be used for the continuation of the parenting program, as
7 specified in 441 IAC ch. 100, relating to parental obligations,
8 in which the child support recovery unit participates, to
9 support the efforts of a nonprofit organization committed
10 to strengthening the community through youth development,
11 healthy living, and social responsibility headquartered in
12 a county with a population over 350,000 according to the
13 latest certified federal census. The funds allocated in this
14 subsection shall be used by the recipient organization to
15 develop a larger community effort, through public and private
16 partnerships, to support a broad-based multi-county parenthood
17 initiative that promotes payment of child support obligations,
18 improved family relationships, and full-time employment.

19 6. The department may transfer funds appropriated in this
20 section, excluding the allocation in subsection 2 for the
21 family development and self-sufficiency grant program, to the
22 appropriations made in this division of this Act for general
23 administration and field operations as necessary to administer
24 this section, section 7 for the temporary assistance for needy
25 families block grant, and section 8 for the family investment
26 program account.

27 Sec. 10.CHILD SUPPORT RECOVERY. There is appropriated
28 from the general fund of the state to the department of human
29 services for the fiscal year beginning July 1, 2019, and ending
30 June 30, 2020, the following amount, or so much thereof as is
31 necessary, to be used for the purposes designated:

32 For child support recovery, including salaries, support,
33 maintenance, and miscellaneous purposes, and for not more than
34 the following full-time equivalent positions:

35 \$ 14,749,368

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1 FTEs 459.00

2 1. The department shall expend up to \$24,000, including

3 federal financial participation, for the fiscal year beginning
 4 July 1, 2019, for a child support public awareness campaign.
 5 The department and the office of the attorney general shall
 6 cooperate in continuation of the campaign. The public
 7 awareness campaign shall emphasize, through a variety of
 8 media activities, the importance of maximum involvement of
 9 both parents in the lives of their children as well as the
 10 importance of payment of child support obligations.

11 2. Federal access and visitation grant moneys shall be
 12 issued directly to private not-for-profit agencies that provide
 13 services designed to increase compliance with the child access
 14 provisions of court orders, including but not limited to
 15 neutral visitation sites and mediation services.

16 3. The appropriation made to the department for child
 17 support recovery may be used throughout the fiscal year in the
 18 manner necessary for purposes of cash flow management, and for
 19 cash flow management purposes the department may temporarily
 20 draw more than the amount appropriated, provided the amount
 21 appropriated is not exceeded at the close of the fiscal year.

22 Sec. 11.HEALTH CARE TRUST FUND — MEDICAL ASSISTANCE —
 23 FY 2019-2020. Any funds remaining in the health care trust
 24 fund created in section 453A.35A for the fiscal year beginning
 25 July 1, 2019, and ending June 30, 2020, are appropriated to
 26 the department of human services to supplement the medical
 27 assistance program appropriations made in this division of this
 28 Act, for medical assistance reimbursement and associated costs,
 29 including program administration and costs associated with
 30 program implementation.

31 Sec. 12.MEDICAID FRAUD FUND — MEDICAL ASSISTANCE — FY
 32 2019-2020. Any funds remaining in the Medicaid fraud fund
 33 created in section 249A.50 for the fiscal year beginning
 34 July 1, 2019, and ending June 30, 2020, are appropriated to
 35 the department of human services to supplement the medical

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1 assistance appropriations made in this division of this Act,
 2 for medical assistance reimbursement and associated costs,
 3 including program administration and costs associated with
 4 program implementation.

5 Sec. 13.MEDICAL ASSISTANCE. There is appropriated from the
 6 general fund of the state to the department of human services
 7 for the fiscal year beginning July 1, 2019, and ending June 30,
 8 2020, the following amount, or so much thereof as is necessary,
 9 to be used for the purpose designated:

10 For medical assistance program reimbursement and associated
 11 costs as specifically provided in the reimbursement
 12 methodologies in effect on June 30, 2019, except as otherwise
 13 expressly authorized by law, consistent with options under
 14 federal law and regulations, and contingent upon receipt of
 15 approval from the office of the governor of reimbursement for
 16 each abortion performed under the program:

17 \$ 1,427,379,707
18 1. Iowans support reducing the number of abortions
19 performed in our state. Funds appropriated under this section
20 shall not be used for abortions, unless otherwise authorized
21 under this section.
22 2. The provisions of this section relating to abortions
23 shall also apply to the Iowa health and wellness plan created
24 pursuant to chapter 249N.
25 3. The department shall utilize not more than \$60,000 of
26 the funds appropriated in this section to continue the AIDS/HIV
27 health insurance premium payment program as established in 1992
28 Iowa Acts, Second Extraordinary Session, chapter 1001, section
29 409, subsection 6. Of the funds allocated in this subsection,
30 not more than \$5,000 may be expended for administrative
31 purposes.
32 4. Of the funds appropriated in this Act to the department
33 of public health for addictive disorders, \$950,000 for
34 the fiscal year beginning July 1, 2019, is transferred
35 to the department of human services for an integrated

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1 substance-related disorder managed care system. The
2 departments of human services and public health shall
3 work together to maintain the level of mental health and
4 substance-related disorder treatment services provided by the
5 managed care contractors. Each department shall take the steps
6 necessary to continue the federal waivers as necessary to
7 maintain the level of services.
8 5.a. The department shall aggressively pursue options for
9 providing medical assistance or other assistance to individuals
10 with special needs who become ineligible to continue receiving
11 services under the early and periodic screening, diagnostic,
12 and treatment program under the medical assistance program
13 due to becoming 21 years of age who have been approved for
14 additional assistance through the department's exception to
15 policy provisions, but who have health care needs in excess
16 of the funding available through the exception to policy
17 provisions.
18 b. Of the funds appropriated in this section, \$100,000
19 shall be used for participation in one or more pilot projects
20 operated by a private provider to allow the individual or
21 individuals to receive service in the community in accordance
22 with principles established in *Olmstead v. L.C.*, 527 U.S. 581
23 (1999), for the purpose of providing medical assistance or
24 other assistance to individuals with special needs who become
25 ineligible to continue receiving services under the early and
26 periodic screening, diagnostic, and treatment program under
27 the medical assistance program due to becoming 21 years of
28 age who have been approved for additional assistance through
29 the department's exception to policy provisions, but who have
30 health care needs in excess of the funding available through

31 the exception to the policy provisions.
 32 6. Of the funds appropriated in this section, up to
 33 \$3,050,082 may be transferred to the field operations or
 34 general administration appropriations in this division of this
 35 Act for operational costs associated with Part D of the federal

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1 Medicare Prescription Drug Improvement and Modernization Act
 2 of 2003, Pub. L. No. 108-173.
 3 7. Of the funds appropriated in this section, up to \$442,100
 4 may be transferred to the appropriation in this division
 5 of this Act for medical contracts to be used for clinical
 6 assessment services and prior authorization of services.
 7 8. A portion of the funds appropriated in this section
 8 may be transferred to the appropriations in this division of
 9 this Act for general administration, medical contracts, the
 10 children's health insurance program, or field operations to be
 11 used for the state match cost to comply with the payment error
 12 rate measurement (PERM) program for both the medical assistance
 13 and children's health insurance programs as developed by the
 14 centers for Medicare and Medicaid services of the United States
 15 department of health and human services to comply with the
 16 federal Improper Payments Information Act of 2002, Pub. L.
 17 No. 107-300, and to support other reviews and quality control
 18 activities to improve the integrity of these programs.
 19 9. The department shall continue to implement the
 20 recommendations of the assuring better child health and
 21 development initiative II (ABCDII) clinical panel to the
 22 Iowa early and periodic screening, diagnostic, and treatment
 23 services healthy mental development collaborative board
 24 regarding changes to billing procedures, codes, and eligible
 25 service providers.
 26 10. Of the funds appropriated in this section, a sufficient
 27 amount is allocated to supplement the incomes of residents of
 28 nursing facilities, intermediate care facilities for persons
 29 with mental illness, and intermediate care facilities for
 30 persons with an intellectual disability, with incomes of less
 31 than \$50 in the amount necessary for the residents to receive a
 32 personal needs allowance of \$50 per month pursuant to section
 33 249A.30A.
 34 11.a. Hospitals that meet the conditions specified
 35 in subparagraphs (1) and (2) shall either certify public

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1 expenditures or transfer to the medical assistance program
 2 an amount equal to provide the nonfederal share for a
 3 disproportionate share hospital payment in an amount up to the
 4 hospital-specific limit as approved in the Medicaid state plan.
 5 The hospitals that meet the conditions specified shall receive
 6 and retain 100 percent of the total disproportionate share

7 hospital payment in an amount up to the hospital-specific limit
8 as approved in the Medicaid state plan.

9 (1) The hospital qualifies for disproportionate share and
10 graduate medical education payments.

11 (2) The hospital is an Iowa state-owned hospital with more
12 than 500 beds and eight or more distinct residency specialty
13 or subspecialty programs recognized by the American college of
14 graduate medical education.

15 b. Distribution of the disproportionate share payments
16 shall be made on a monthly basis. The total amount of
17 disproportionate share payments including graduate medical
18 education, enhanced disproportionate share, and Iowa
19 state-owned teaching hospital payments shall not exceed the
20 amount of the state's allotment under Pub. L. No. 102-234.
21 In addition, the total amount of all disproportionate
22 share payments shall not exceed the hospital-specific
23 disproportionate share limits under Pub. L. No. 103-66.

24 12. One hundred percent of the nonfederal share of payments
25 to area education agencies that are medical assistance
26 providers for medical assistance-covered services provided to
27 medical assistance-covered children, shall be made from the
28 appropriation made in this section.

29 13. A portion of the funds appropriated in this section
30 may be transferred to the appropriation in this division of
31 this Act for medical contracts to be used for administrative
32 activities associated with the money follows the person
33 demonstration project.

34 14. Of the funds appropriated in this section, \$349,011
35 shall be used for the administration of the health insurance

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1 premium payment program, including salaries, support,
2 maintenance, and miscellaneous purposes.

3 15.a. The department may increase the amounts allocated
4 for salaries, support, maintenance, and miscellaneous purposes
5 associated with the medical assistance program, as necessary,
6 to sustain cost management efforts. The department shall
7 report any such increase to the legislative services agency and
8 the department of management.

9 b. If the savings to the medical assistance program from
10 ongoing cost management efforts exceed the associated cost
11 for the fiscal year beginning July 1, 2019, the department
12 may transfer any savings generated for the fiscal year due
13 to medical assistance program cost management efforts to the
14 appropriation made in this division of this Act for medical
15 contracts or general administration to defray the costs
16 associated with implementing the efforts.

17 16. For the fiscal year beginning July 1, 2019, and ending
18 June 30, 2020, the replacement generation tax revenues required
19 to be deposited in the property tax relief fund pursuant to
20 section 437A.8, subsection 4, paragraph "d", and section

21 437A.15, subsection 3, paragraph “f”, shall instead be credited
22 to and supplement the appropriation made in this section and
23 used for the allocations made in this section.

24 17.a. Of the funds appropriated in this section, up
25 to \$50,000 may be transferred by the department to the
26 appropriation made in this division of this Act to the
27 department for the same fiscal year for general administration
28 to be used for associated administrative expenses and for not
29 more than 1.00 full-time equivalent position, in addition to
30 those authorized for the same fiscal year, to be assigned to
31 implementing the children’s mental health home project.

32 b. Of the funds appropriated in this section, up to \$400,000
33 may be transferred by the department to the appropriation made
34 to the department in this division of this Act for the same
35 fiscal year for Medicaid program-related general administration

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1 planning and implementation activities. The funds may be used
2 for contracts or for personnel in addition to the amounts
3 appropriated for and the positions authorized for general
4 administration for the fiscal year.

5 c. Of the funds appropriated in this section, up to
6 \$3,000,000 may be transferred by the department to the
7 appropriations made in this division of this Act for the same
8 fiscal year for general administration or medical contracts
9 to be used to support the development and implementation of
10 standardized assessment tools for persons with mental illness,
11 an intellectual disability, a developmental disability, or a
12 brain injury.

13 18. Of the funds appropriated in this section, \$150,000
14 shall be used for lodging expenses associated with care
15 provided at the university of Iowa hospitals and clinics for
16 patients with cancer whose travel distance is 30 miles or more
17 and whose income is at or below 200 percent of the federal
18 poverty level as defined by the most recently revised poverty
19 income guidelines published by the United States department of
20 health and human services. The department of human services
21 shall establish the maximum number of overnight stays and the
22 maximum rate reimbursed for overnight lodging, which may be
23 based on the state employee rate established by the department
24 of administrative services. The funds allocated in this
25 subsection shall not be used as nonfederal share matching
26 funds.

27 19. Of the funds appropriated in this section, up to
28 \$3,383,880 shall be used for administration of the state family
29 planning services program pursuant to section 217.41B, and
30 of this amount, the department may use up to \$200,000 for
31 administrative expenses.

32 20. Of the funds appropriated in this section, \$1,545,530
33 shall be used and may be transferred to other appropriations
34 in this division of this Act as necessary to administer the

35 provisions in the division of this Act relating to Medicaid

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1 program administration.

2 21. The department shall continue to implement and
3 administer the provisions of 2018 Iowa Acts, chapter 1056.
4 Of the funds appropriated in this section, up to \$39,069 may
5 be transferred to the department of inspections and appeals
6 for inspection costs related to such implementation and
7 administration.

8 22. Of the funds appropriated in this section, up to
9 \$1,200,000 shall be used to implement reductions in the waiting
10 list for the children’s mental health home and community-based
11 services waiver.

12 23. Of the funds appropriated in this section, \$1,500,000
13 shall be used to provide reimbursement to critical access
14 hospitals for inpatient and outpatient services based on
15 a critical access hospital adjustment factor methodology
16 developed by the department as provided in this division of
17 this Act.

18 24. The department of human services shall utilize
19 \$1,000,000 of the funds appropriated under this section to
20 increase the current supported community living provider
21 daily rates for all tiers under the tiered rate reimbursement
22 methodology effective with dates of service beginning July
23 1, 2019. The funding amount shall be divided equally among
24 all tiers and applied within each tier in accordance with the
25 recommendations of the actuary. However, no resulting rates
26 shall be lower than the rates in effect on June 30, 2019.

27 Sec. 14.MEDICAL CONTRACTS. There is appropriated from the
28 general fund of the state to the department of human services
29 for the fiscal year beginning July 1, 2019, and ending June 30,
30 2020, the following amount, or so much thereof as is necessary,
31 to be used for the purpose designated:

32 For medical contracts:
33 \$ 17,992,530

34 1. The department of inspections and appeals shall
35 provide all state matching funds for survey and certification

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1 activities performed by the department of inspections
2 and appeals. The department of human services is solely
3 responsible for distributing the federal matching funds for
4 such activities.

5 2. Of the funds appropriated in this section, \$50,000 shall
6 be used for continuation of home and community-based services
7 waiver quality assurance programs, including the review and
8 streamlining of processes and policies related to oversight and
9 quality management to meet state and federal requirements.

10 3. Of the amount appropriated in this section, up to

11 \$200,000 may be transferred to the appropriation for general
 12 administration in this division of this Act to be used for
 13 additional full-time equivalent positions in the development
 14 of key health initiatives such as development and oversight
 15 of managed care programs and development of health strategies
 16 targeted toward improved quality and reduced costs in the
 17 Medicaid program.

18 4. Of the funds appropriated in this section, \$1,000,000
 19 shall be used for planning and development, in cooperation with
 20 the department of public health, of a phased-in program to
 21 provide a dental home for children.

22 5.a. Of the funds appropriated in this section, \$573,000
 23 shall be credited to the autism support program fund created
 24 in section 225D.2 to be used for the autism support program
 25 created in chapter 225D, with the exception of the following
 26 amount of this allocation which shall be used as follows:

27 b. Of the funds allocated in this subsection, \$25,000 shall
 28 be used for the public purpose of continuation of a grant to a
 29 nonprofit provider of child welfare services that has been in
 30 existence for more than 115 years, is located in a county with
 31 a population between 200,000 and 220,000 according to the most
 32 recent federal decennial census, is licensed as a psychiatric
 33 medical institution for children, and provides school-based
 34 programming, to be used for support services for children with
 35 autism spectrum disorder and their families.

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1 Sec. 15.STATE SUPPLEMENTARY ASSISTANCE.

2 1. There is appropriated from the general fund of the
 3 state to the department of human services for the fiscal year
 4 beginning July 1, 2019, and ending June 30, 2020, the following
 5 amount, or so much thereof as is necessary, to be used for the
 6 purpose designated:

7 For the state supplementary assistance program:
 8 \$ 7,812,909

9 2. The department shall increase the personal needs
 10 allowance for residents of residential care facilities by the
 11 same percentage and at the same time as federal supplemental
 12 security income and federal social security benefits are
 13 increased due to a recognized increase in the cost of living.
 14 The department may adopt emergency rules to implement this
 15 subsection.

16 3. If during the fiscal year beginning July 1, 2019,
 17 the department projects that state supplementary assistance
 18 expenditures for a calendar year will not meet the federal
 19 pass-through requirement specified in Tit. XVI of the federal
 20 Social Security Act, section 1618, as codified in 42 U.S.C.
 21 §1382g, the department may take actions including but not
 22 limited to increasing the personal needs allowance for
 23 residential care facility residents and making programmatic
 24 adjustments or upward adjustments of the residential care

25 facility or in-home health-related care reimbursement rates
 26 prescribed in this division of this Act to ensure that federal
 27 requirements are met. In addition, the department may make
 28 other programmatic and rate adjustments necessary to remain
 29 within the amount appropriated in this section while ensuring
 30 compliance with federal requirements. The department may adopt
 31 emergency rules to implement the provisions of this subsection.
 32 4. Notwithstanding section 8.33, moneys appropriated in
 33 this section that remain unencumbered or unobligated at the
 34 close of the fiscal year shall not revert but shall remain
 35 available for expenditure for the purposes designated until the

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1 close of the succeeding fiscal year.

2 Sec. 16.CHILDREN'S HEALTH INSURANCE PROGRAM.

3 1. There is appropriated from the general fund of the
 4 state to the department of human services for the fiscal year
 5 beginning July 1, 2019, and ending June 30, 2020, the following
 6 amount, or so much thereof as is necessary, to be used for the
 7 purpose designated:

8 For maintenance of the healthy and well kids in Iowa (hawk-i)
 9 program pursuant to chapter 514I, including supplemental dental
 10 services, for receipt of federal financial participation under
 11 Tit. XXI of the federal Social Security Act, which creates the
 12 children's health insurance program:

13 \$ 19,361,112

14 2. Of the funds appropriated in this section, \$79,486 is
 15 allocated for continuation of the contract for outreach with
 16 the department of public health.

17 3. A portion of the funds appropriated in this section may
 18 be transferred to the appropriations made in this division of
 19 this Act for field operations or medical contracts to be used
 20 for the integration of hawk-i program eligibility, payment, and
 21 administrative functions under the purview of the department
 22 of human services, including for the Medicaid management
 23 information system upgrade.

24 Sec. 17.CHILD CARE ASSISTANCE. There is appropriated
 25 from the general fund of the state to the department of human
 26 services for the fiscal year beginning July 1, 2019, and ending
 27 June 30, 2020, the following amount, or so much thereof as is
 28 necessary, to be used for the purpose designated:

29 For child care programs:
 30 \$ 40,816,931

31 1. Of the funds appropriated in this section, \$34,966,931
 32 shall be used for state child care assistance in accordance
 33 with section 237A.13.

34 2. Nothing in this section shall be construed or is
 35 intended as or shall imply a grant of entitlement for services

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1 to persons who are eligible for assistance due to an income
2 level consistent with the waiting list requirements of section
3 237A.13. Any state obligation to provide services pursuant to
4 this section is limited to the extent of the funds appropriated
5 in this section.

6 3. A list of the registered and licensed child care
7 facilities operating in the area served by a child care
8 resource and referral service shall be made available to the
9 families receiving state child care assistance in that area.

10 4. Of the funds appropriated in this section, \$5,850,000
11 shall be credited to the early childhood programs grants
12 account in the early childhood Iowa fund created in section
13 256I.11. The moneys shall be distributed for funding of
14 community-based early childhood programs targeted to children
15 from birth through five years of age developed by early
16 childhood Iowa areas in accordance with approved community
17 plans as provided in section 256I.8.

18 5. The department may use any of the funds appropriated
19 in this section as a match to obtain federal funds for use in
20 expanding child care assistance and related programs. For
21 the purpose of expenditures of state and federal child care
22 funding, funds shall be considered obligated at the time
23 expenditures are projected or are allocated to the department's
24 service areas. Projections shall be based on current and
25 projected caseload growth, current and projected provider
26 rates, staffing requirements for eligibility determination
27 and management of program requirements including data systems
28 management, staffing requirements for administration of the
29 program, contractual and grant obligations and any transfers
30 to other state agencies, and obligations for decategorization
31 or innovation projects.

32 6. A portion of the state match for the federal child care
33 and development block grant shall be provided as necessary to
34 meet federal matching funds requirements through the state
35 general fund appropriation made for child development grants

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1 and other programs for at-risk children in section 279.51.

2 7. If a uniform reduction ordered by the governor under
3 section 8.31 or other operation of law, transfer, or federal
4 funding reduction reduces the appropriation made in this
5 section for the fiscal year, the percentage reduction in the
6 amount paid out to or on behalf of the families participating
7 in the state child care assistance program shall be equal to or
8 less than the percentage reduction made for any other purpose
9 payable from the appropriation made in this section and the
10 federal funding relating to it. The percentage reduction to
11 the other allocations made in this section shall be the same as
12 the uniform reduction ordered by the governor or the percentage

13 change of the federal funding reduction, as applicable. If
 14 there is an unanticipated increase in federal funding provided
 15 for state child care services, the entire amount of the
 16 increase, except as necessary to meet federal requirements
 17 including quality set asides, shall be used for state child
 18 care assistance payments. If the appropriations made for
 19 purposes of the state child care assistance program for the
 20 fiscal year are determined to be insufficient, it is the intent
 21 of the general assembly to appropriate sufficient funding for
 22 the fiscal year in order to avoid establishment of waiting list
 23 requirements.

24 8. Notwithstanding section 8.33, moneys advanced for
 25 purposes of the programs developed by early childhood Iowa
 26 areas, advanced for purposes of wraparound child care, or
 27 received from the federal appropriations made for the purposes
 28 of this section that remain unencumbered or unobligated at the
 29 close of the fiscal year shall not revert to any fund but shall
 30 remain available for expenditure for the purposes designated
 31 until the close of the succeeding fiscal year.

32 Sec. 18.JUVENILE INSTITUTION. There is appropriated
 33 from the general fund of the state to the department of human
 34 services for the fiscal year beginning July 1, 2019, and ending
 35 June 30, 2020, the following amounts, or so much thereof as is

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1 necessary, to be used for the purposes designated:

2 1.a. For operation of the state training school at Eldora
 3 and for salaries, support, maintenance, and miscellaneous
 4 purposes, and for not more than the following full-time
 5 equivalent positions:

6	\$ 13,920,757
7	FTEs 207.00

8 b. Of the funds appropriated in this subsection, \$91,000
 9 shall be used for distribution to licensed classroom teachers
 10 at this and other institutions under the control of the
 11 department of human services based upon the average student
 12 yearly enrollment at each institution as determined by the
 13 department.

14 c. The additional full-time equivalent positions authorized
 15 in paragraph "a" shall include 1.00 youth services technician,
 16 1.00 clinical supervisor, and 1.00 registered nurse, or
 17 comparable additional, full-time equivalent positions.

18 2. A portion of the moneys appropriated in this section
 19 shall be used by the state training school at Eldora for
 20 grants for adolescent pregnancy prevention activities at the
 21 institution in the fiscal year beginning July 1, 2019.

22 3. Of the funds appropriated in this subsection, \$212,000
 23 shall be used by the state training school at Eldora for a
 24 substance use disorder treatment program at the institution for
 25 the fiscal year beginning July 1, 2019.

26 4. Notwithstanding section 8.33, moneys appropriated in

27 this section that remain unencumbered or unobligated at the
28 close of the fiscal year shall not revert but shall remain
29 available for expenditure for the purposes designated until the
30 close of the succeeding fiscal year.

31 Sec. 19.CHILD AND FAMILY SERVICES.

32 1. There is appropriated from the general fund of the
33 state to the department of human services for the fiscal year
34 beginning July 1, 2019, and ending June 30, 2020, the following
35 amount, or so much thereof as is necessary, to be used for the

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1 purpose designated:

2 For child and family services:

3 \$ 89,071,761

4 2. The department may transfer funds appropriated in this
5 section as necessary to pay the nonfederal costs of services
6 reimbursed under the medical assistance program, state child
7 care assistance program, or the family investment program which
8 are provided to children who would otherwise receive services
9 paid under the appropriation in this section. The department
10 may transfer funds appropriated in this section to the
11 appropriations made in this division of this Act for general
12 administration and for field operations for resources necessary
13 to implement and operate the services funded in this section.

14 3.a. Of the funds appropriated in this section, up to
15 \$34,536,000 is allocated as the statewide expenditure target
16 under section 232.143 for group foster care maintenance and
17 services. If the department projects that such expenditures
18 for the fiscal year will be less than the target amount
19 allocated in this paragraph "a", the department may reallocate
20 the excess to provide additional funding for family foster
21 care, independent living, family safety, risk and permanency
22 services, shelter care, or the child welfare emergency services
23 addressed with the allocation for shelter care.

24 b. If at any time after September 30, 2019, annualization
25 of a service area's current expenditures indicates a service
26 area is at risk of exceeding its group foster care expenditure
27 target under section 232.143 by more than 5 percent, the
28 department and juvenile court services shall examine all
29 group foster care placements in that service area in order to
30 identify those which might be appropriate for termination.
31 In addition, any aftercare services believed to be needed
32 for the children whose placements may be terminated shall be
33 identified. The department and juvenile court services shall
34 initiate action to set dispositional review hearings for the
35 placements identified. In such a dispositional review hearing,

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1 the juvenile court shall determine whether needed aftercare
2 services are available and whether termination of the placement

3 is in the best interest of the child and the community.

4 4. In accordance with the provisions of section 232.188,
5 the department shall continue the child welfare and juvenile
6 justice funding initiative during fiscal year 2019-2020. Of
7 the funds appropriated in this section, \$1,717,000 is allocated
8 specifically for expenditure for fiscal year 2019-2020 through
9 the decategorization services funding pools and governance
10 boards established pursuant to section 232.188.

11 5. A portion of the funds appropriated in this section
12 may be used for emergency family assistance to provide other
13 resources required for a family participating in a family
14 preservation or reunification project or successor project to
15 stay together or to be reunified.

16 6. Of the funds appropriated in this section, a sufficient
17 amount is allocated for shelter care and the child welfare
18 emergency services contracting implemented to provide for or
19 prevent the need for shelter care.

20 7. Federal funds received by the state during the fiscal
21 year beginning July 1, 2019, as the result of the expenditure
22 of state funds appropriated during a previous state fiscal
23 year for a service or activity funded under this section are
24 appropriated to the department to be used as additional funding
25 for services and purposes provided for under this section.
26 Notwithstanding section 8.33, moneys received in accordance
27 with this subsection that remain unencumbered or unobligated at
28 the close of the fiscal year shall not revert to any fund but
29 shall remain available for the purposes designated until the
30 close of the succeeding fiscal year.

31 8.a. Of the funds appropriated in this section, up to
32 \$3,290,000 is allocated for the payment of the expenses of
33 court-ordered services provided to juveniles who are under the
34 supervision of juvenile court services, which expenses are a
35 charge upon the state pursuant to section 232.141, subsection

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1 4. Of the amount allocated in this paragraph "a", up to
2 \$1,556,000 shall be made available to provide school-based
3 supervision of children adjudicated under chapter 232, of which
4 not more than \$15,000 may be used for the purpose of training.

5 A portion of the cost of each school-based liaison officer
6 shall be paid by the school district or other funding source as
7 approved by the chief juvenile court officer.

8 b. Of the funds appropriated in this section, up to \$748,000
9 is allocated for the payment of the expenses of court-ordered
10 services provided to children who are under the supervision
11 of the department, which expenses are a charge upon the state
12 pursuant to section 232.141, subsection 4.

13 c. Notwithstanding section 232.141 or any other provision
14 of law to the contrary, the amounts allocated in this
15 subsection shall be distributed to the judicial districts
16 as determined by the state court administrator and to the

17 department's service areas as determined by the administrator
18 of the department of human services' division of child and
19 family services. The state court administrator and the
20 division administrator shall make the determination of the
21 distribution amounts on or before June 15, 2019.
22 d. Notwithstanding chapter 232 or any other provision of
23 law to the contrary, a district or juvenile court shall not
24 order any service which is a charge upon the state pursuant
25 to section 232.141 if there are insufficient court-ordered
26 services funds available in the district court or departmental
27 service area distribution amounts to pay for the service. The
28 chief juvenile court officer and the departmental service area
29 manager shall encourage use of the funds allocated in this
30 subsection such that there are sufficient funds to pay for
31 all court-related services during the entire year. The chief
32 juvenile court officers and departmental service area managers
33 shall attempt to anticipate potential surpluses and shortfalls
34 in the distribution amounts and shall cooperatively request the
35 state court administrator or division administrator to transfer

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1 funds between the judicial districts' or departmental service
2 areas' distribution amounts as prudent.
3 e. Notwithstanding any provision of law to the contrary,
4 a district or juvenile court shall not order a county to pay
5 for any service provided to a juvenile pursuant to an order
6 entered under chapter 232 which is a charge upon the state
7 under section 232.141, subsection 4.
8 f. Of the funds allocated in this subsection, not more than
9 \$83,000 may be used by the judicial branch for administration
10 of the requirements under this subsection.
11 g. Of the funds allocated in this subsection, \$17,000
12 shall be used by the department of human services to support
13 the interstate commission for juveniles in accordance with
14 the interstate compact for juveniles as provided in section
15 232.173.
16 9. Of the funds appropriated in this section, \$12,253,000 is
17 allocated for juvenile delinquent graduated sanctions services.
18 Any state funds saved as a result of efforts by juvenile court
19 services to earn a federal Tit. IV-E match for juvenile court
20 services administration may be used for the juvenile delinquent
21 graduated sanctions services.
22 10. Of the funds appropriated in this section, \$1,658,000 is
23 transferred to the department of public health to be used for
24 the child protection center grant program for child protection
25 centers located in Iowa in accordance with section 135.118.
26 The grant amounts under the program shall be equalized so that
27 each center receives a uniform base amount of \$245,000, and so
28 that the remaining funds are awarded through a funding formula
29 based upon the volume of children served. To increase access
30 to child protection center services for children in rural

31 areas, the funding formula for the awarding of the remaining
32 funds shall provide for the awarding of an enhanced amount to
33 eligible grantees to develop and maintain satellite centers in
34 underserved regions of the state.

35 11. Of the funds appropriated in this section, \$4,025,000 is

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1 allocated for the preparation for adult living program pursuant
2 to section 234.46.

3 12. Of the funds appropriated in this section, \$227,000
4 shall be used for the public purpose of continuing a grant to a
5 nonprofit human services organization, providing services to
6 individuals and families in multiple locations in southwest
7 Iowa and Nebraska for support of a project providing immediate,
8 sensitive support and forensic interviews, medical exams, needs
9 assessments, and referrals for victims of child abuse and their
10 nonoffending family members.

11 13. Of the funds appropriated in this section, \$300,000
12 is allocated for the foster care youth council approach of
13 providing a support network to children placed in foster care.

14 14. Of the funds appropriated in this section, \$202,000 is
15 allocated for use pursuant to section 235A.1 for continuation
16 of the initiative to address child sexual abuse implemented
17 pursuant to 2007 Iowa Acts, chapter 218, section 18, subsection
18 21.

19 15. Of the funds appropriated in this section, \$630,000 is
20 allocated for the community partnership for child protection
21 sites.

22 16. Of the funds appropriated in this section, \$371,000
23 is allocated for the department's minority youth and family
24 projects under the redesign of the child welfare system.

25 17. Of the funds appropriated in this section, \$851,000
26 is allocated for funding of the community circle of care
27 collaboration for children and youth in northeast Iowa.

28 18. Of the funds appropriated in this section, at least
29 \$147,000 shall be used for the continuation of the child
30 welfare provider training academy, a collaboration between the
31 coalition for family and children's services in Iowa and the
32 department.

33 19. Of the funds appropriated in this section, \$211,000
34 shall be used for continuation of the central Iowa system of
35 care program grant through June 30, 2020.

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1 20. Of the funds appropriated in this section, \$235,000
2 shall be used for the public purpose of the continuation
3 and expansion of a system of care program grant implemented
4 in Cerro Gordo and Linn counties to utilize a comprehensive
5 and long-term approach for helping children and families by
6 addressing the key areas in a child's life of childhood basic

7 needs, education and work, family, and community.
 8 21. Of the funds appropriated in this section, at least
 9 \$25,000 shall be used to continue and to expand the foster
 10 care respite pilot program in which postsecondary students in
 11 social work and other human services-related programs receive
 12 experience by assisting family foster care providers with
 13 respite and other support.

14 22. Of the funds appropriated in this section, \$110,000
 15 shall be used for the public purpose of funding community-based
 16 services and other supports with a system of care approach
 17 for children with a serious emotional disturbance and their
 18 families through a nonprofit provider of child welfare services
 19 that has been in existence for more than 115 years, is located
 20 in a county with a population of more than 200,000 but less
 21 than 220,000 according to the latest certified federal census,
 22 is licensed as a psychiatric medical institution for children,
 23 and was a system of care grantee prior to July 1, 2019.

24 23. If a separate funding source is identified that reduces
 25 the need for state funds within an allocation under this
 26 section, the allocated state funds may be redistributed to
 27 other allocations under this section for the same fiscal year.

28 Sec. 20.ADOPTION SUBSIDY.

29 1. There is appropriated from the general fund of the
 30 state to the department of human services for the fiscal year
 31 beginning July 1, 2019, and ending June 30, 2020, the following
 32 amount, or so much thereof as is necessary, to be used for the
 33 purpose designated:

- 34 a. For adoption subsidy payments and services:
- 35 \$ 40,596,007

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1 b.(1) The funds appropriated in this section shall be used
 2 as authorized or allowed by federal law or regulation for any
 3 of the following purposes:

- 4 (a) For adoption subsidy payments and related costs.
- 5 (b) For post-adoption services and for other purposes under
 6 Tit. IV-B or Tit. IV-E of the federal Social Security Act.

7 (2) The department of human services may transfer funds
 8 appropriated in this subsection to the appropriation for
 9 child and family services in this Act for the purposes of
 10 post-adoption services as specified in this paragraph "b".

11 c. Notwithstanding section 8.33, moneys corresponding to
 12 the state savings resulting from implementation of the federal
 13 Fostering Connections to Success and Increasing Adoptions Act
 14 of 2008, Pub. L. No. 110-351, and successor legislation, as
 15 determined in accordance with 42 U.S.C. §673(a)(8), that remain
 16 unencumbered or unobligated at the close of the fiscal year,
 17 shall not revert to any fund but shall remain available for the
 18 purposes designated in this subsection until expended. The
 19 amount of such savings and any corresponding funds remaining
 20 at the close of the fiscal year shall be determined separately

21 and any changes in either amount between fiscal years shall not
22 result in an unfunded need.

23 2. The department may transfer funds appropriated in
24 this section to the appropriation made in this division of
25 this Act for general administration for costs paid from the
26 appropriation relating to adoption subsidy.

27 3. Federal funds received by the state during the
28 fiscal year beginning July 1, 2019, as the result of the
29 expenditure of state funds during a previous state fiscal
30 year for a service or activity funded under this section are
31 appropriated to the department to be used as additional funding
32 for the services and activities funded under this section.
33 Notwithstanding section 8.33, moneys received in accordance
34 with this subsection that remain unencumbered or unobligated
35 at the close of the fiscal year shall not revert to any fund

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1 but shall remain available for expenditure for the purposes
2 designated until the close of the succeeding fiscal year.

3 Sec. 21.JUVENILE DETENTION HOME FUND. Moneys deposited
4 in the juvenile detention home fund created in section 232.142
5 during the fiscal year beginning July 1, 2019, and ending June
6 30, 2020, are appropriated to the department of human services
7 for the fiscal year beginning July 1, 2019, and ending June 30,
8 2020, for distribution of an amount equal to a percentage of
9 the costs of the establishment, improvement, operation, and
10 maintenance of county or multicounty juvenile detention homes
11 in the fiscal year beginning July 1, 2018. Moneys appropriated
12 for distribution in accordance with this section shall be
13 allocated among eligible detention homes, prorated on the basis
14 of an eligible detention home's proportion of the costs of all
15 eligible detention homes in the fiscal year beginning July
16 1, 2018. The percentage figure shall be determined by the
17 department based on the amount available for distribution for
18 the fund. Notwithstanding section 232.142, subsection 3, the
19 financial aid payable by the state under that provision for the
20 fiscal year beginning July 1, 2019, shall be limited to the
21 amount appropriated for the purposes of this section.

22 Sec. 22.FAMILY SUPPORT SUBSIDY PROGRAM.

23 1. There is appropriated from the general fund of the
24 state to the department of human services for the fiscal year
25 beginning July 1, 2019, and ending June 30, 2020, the following
26 amount, or so much thereof as is necessary, to be used for the
27 purpose designated:

28 For the family support subsidy program subject to the
29 enrollment restrictions in section 225C.37, subsection 3:
30 \$ 949,282

31 2. At least \$819,275 of the moneys appropriated in this
32 section is transferred to the department of public health for
33 the family support center component of the comprehensive family
34 support program under chapter 225C, subchapter V.

35 3. If at any time during the fiscal year, the amount of

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1 funding available for the family support subsidy program
2 is reduced from the amount initially used to establish the
3 figure for the number of family members for whom a subsidy
4 is to be provided at any one time during the fiscal year,
5 notwithstanding section 225C.38, subsection 2, the department
6 shall revise the figure as necessary to conform to the amount
7 of funding available.

8 Sec. 23.CONNER DECREE. There is appropriated from the
9 general fund of the state to the department of human services
10 for the fiscal year beginning July 1, 2019, and ending June 30,
11 2020, the following amount, or so much thereof as is necessary,
12 to be used for the purpose designated:

13 For building community capacity through the coordination
14 and provision of training opportunities in accordance with the
15 consent decree of Conner v. Branstad, No. 4-86-CV-30871(S.D.
16 Iowa, July 14, 1994):

17 \$ 33,632

18 Sec. 24.MENTAL HEALTH INSTITUTES.

19 1. There is appropriated from the general fund of the
20 state to the department of human services for the fiscal year
21 beginning July 1, 2019, and ending June 30, 2020, the following
22 amounts, or so much thereof as is necessary, to be used for the
23 purposes designated:

24 a.(1) For operation of the state mental health institute
25 at Cherokee as required by chapters 218 and 226 for salaries,
26 support, maintenance, and miscellaneous purposes, and for not
27 more than the following full-time equivalent positions:

28 \$ 14,216,149

29 FTEs 169.00

30 (2) The additional full-time equivalent positions
31 authorized in this paragraph "a" shall include 3.50 security
32 staff and 3.00 support staff, or comparable additional,
33 full-time equivalent positions.

34 b.(1) For operation of the state mental health institute
35 at Independence as required by chapters 218 and 226 for

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1 salaries, support, maintenance, and miscellaneous purposes, and
2 for not more than the following full-time equivalent positions:

3 \$ 19,165,110

4 FTEs 208.00

5 (2) The additional full-time equivalent positions
6 authorized in this paragraph "b" shall include 3.50 security
7 staff, or comparable additional, full-time equivalent
8 positions.

9 2. Notwithstanding sections 218.78 and 249A.11, any revenue
10 received from the state mental health institute at Cherokee or

11 the state mental health institute at Independence pursuant to
12 42 C.F.R §438.6(e) may be retained and expended by the mental
13 health institute.

14 3. Notwithstanding any provision of law to the contrary,
15 a Medicaid member residing at the state mental health
16 institute at Cherokee or the state mental health institute
17 at Independence shall retain Medicaid eligibility during
18 the period of the Medicaid member’s stay for which federal
19 financial participation is available.

20 4. Notwithstanding section 8.33, moneys appropriated in
21 this section that remain unencumbered or unobligated at the
22 close of the fiscal year shall not revert but shall remain
23 available for expenditure for the purposes designated until the
24 close of the succeeding fiscal year.

25 Sec. 25.STATE RESOURCE CENTERS.

26 1. There is appropriated from the general fund of the
27 state to the department of human services for the fiscal year
28 beginning July 1, 2019, and ending June 30, 2020, the following
29 amounts, or so much thereof as is necessary, to be used for the
30 purposes designated:

- 31 a. For the state resource center at Glenwood for salaries,
32 support, maintenance, and miscellaneous purposes:
33 \$ 16,048,348
- 34 b. For the state resource center at Woodward for salaries,
35 support, maintenance, and miscellaneous purposes:

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1 \$ 10,872,356

2 2. The department may continue to bill for state resource
3 center services utilizing a scope of services approach used for
4 private providers of intermediate care facilities for persons
5 with an intellectual disability services, in a manner which
6 does not shift costs between the medical assistance program,
7 counties, or other sources of funding for the state resource
8 centers.

9 3. The state resource centers may expand the time-limited
10 assessment and respite services during the fiscal year.

11 4. If the department’s administration and the department
12 of management concur with a finding by a state resource
13 center’s superintendent that projected revenues can reasonably
14 be expected to pay the salary and support costs for a new
15 employee position, or that such costs for adding a particular
16 number of new positions for the fiscal year would be less
17 than the overtime costs if new positions would not be added,
18 the superintendent may add the new position or positions. If
19 the vacant positions available to a resource center do not
20 include the position classification desired to be filled, the
21 state resource center’s superintendent may reclassify any
22 vacant position as necessary to fill the desired position. The
23 superintendents of the state resource centers may, by mutual
24 agreement, pool vacant positions and position classifications

25 during the course of the fiscal year in order to assist one
 26 another in filling necessary positions.
 27 5. If existing capacity limitations are reached in
 28 operating units, a waiting list is in effect for a service or
 29 a special need for which a payment source or other funding
 30 is available for the service or to address the special need,
 31 and facilities for the service or to address the special need
 32 can be provided within the available payment source or other
 33 funding, the superintendent of a state resource center may
 34 authorize opening not more than two units or other facilities
 35 and begin implementing the service or addressing the special

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1 need during fiscal year 2019-2020.
 2 6. Notwithstanding section 8.33, and notwithstanding
 3 the amount limitation specified in section 222.92, moneys
 4 appropriated in this section that remain unencumbered or
 5 unobligated at the close of the fiscal year shall not revert
 6 but shall remain available for expenditure for the purposes
 7 designated until the close of the succeeding fiscal year.
 8 Sec. 26.SEXUALLY VIOLENT PREDATORS.
 9 1.a. There is appropriated from the general fund of the
 10 state to the department of human services for the fiscal year
 11 beginning July 1, 2019, and ending June 30, 2020, the following
 12 amount, or so much thereof as is necessary, to be used for the
 13 purpose designated:
 14 For costs associated with the commitment and treatment of
 15 sexually violent predators in the unit located at the state
 16 mental health institute at Cherokee, including costs of legal
 17 services and other associated costs, including salaries,
 18 support, maintenance, and miscellaneous purposes, and for not
 19 more than the following full-time equivalent positions:
 20 \$ 12,053,093
 21 FTEs 139.00
 22 b. The additional full-time equivalent positions authorized
 23 in paragraph "a" shall include 7.00 clinical and support staff,
 24 or comparable additional, full-time equivalent positions.
 25 2. Unless specifically prohibited by law, if the amount
 26 charged provides for recoupment of at least the entire amount
 27 of direct and indirect costs, the department of human services
 28 may contract with other states to provide care and treatment
 29 of persons placed by the other states at the unit for sexually
 30 violent predators at Cherokee. The moneys received under
 31 such a contract shall be considered to be repayment receipts
 32 and used for the purposes of the appropriation made in this
 33 section.
 34 3. Notwithstanding section 8.33, moneys appropriated in
 35 this section that remain unencumbered or unobligated at the

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1 close of the fiscal year shall not revert but shall remain
2 available for expenditure for the purposes designated until the
3 close of the succeeding fiscal year.

4 Sec. 27.FIELD OPERATIONS.

5 1. There is appropriated from the general fund of the
6 state to the department of human services for the fiscal year
7 beginning July 1, 2019, and ending June 30, 2020, the following
8 amount, or so much thereof as is necessary, to be used for the
9 purposes designated:

10 For field operations, including salaries, support,
11 maintenance, and miscellaneous purposes, and for not more than
12 the following full-time equivalent positions:

13 \$ 55,396,906

14 FTEs 1,539.00

15 2. The additional full-time equivalent positions authorized
16 in subsection 1 shall include 29.00 full-time equivalent staff
17 positions to relieve caseloads and 6.00 full-time equivalent
18 positions related to the eligibility integrated application
19 solution (ELIAS) system.

20 3. Priority in filling full-time equivalent positions
21 shall be given to those positions related to child protection
22 services and eligibility determination for low-income families.

23 Sec. 28.GENERAL ADMINISTRATION. There is appropriated
24 from the general fund of the state to the department of human
25 services for the fiscal year beginning July 1, 2019, and ending
26 June 30, 2020, the following amount, or so much thereof as is
27 necessary, to be used for the purpose designated:

28 For general administration, including salaries, support,
29 maintenance, and miscellaneous purposes, and for not more than
30 the following full-time equivalent positions:

31 \$ 13,833,040

32 FTEs 294.00

33 1. The department shall report at least monthly to the
34 legislative services agency concerning the department's
35 operational and program expenditures.

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1 2. Of the funds appropriated in this section, \$150,000 shall
2 be used to continue the contract for the provision of a program
3 to provide technical assistance, support, and consultation to
4 providers of habilitation services and home and community-based
5 services waiver services for adults with disabilities under the
6 medical assistance program.

7 3. Of the funds appropriated in this section, \$50,000
8 is transferred to the Iowa finance authority to be used
9 for administrative support of the council on homelessness
10 established in section 16.2D and for the council to fulfill its
11 duties in addressing and reducing homelessness in the state.

12 4. Of the funds appropriated in this section, \$200,000 shall

13 be transferred to and deposited in the administrative fund of
14 the Iowa ABLE savings plan trust created in section 12I.4, to
15 be used for implementation and administration activities of the
16 Iowa ABLE savings plan trust.

17 5. Of the funds appropriated in this section, \$200,000 is
18 transferred to the economic development authority for the Iowa
19 commission on volunteer services to continue to be used for the
20 RefugeeRISE AmeriCorps program established under section 15H.8
21 for member recruitment and training to improve the economic
22 well-being and health of economically disadvantaged refugees in
23 local communities across Iowa. Funds transferred may be used
24 to supplement federal funds under federal regulations.

25 6. Of the funds appropriated in this section, up to \$300,000
26 shall be used as follows:

27 a. To fund not more than one full-time equivalent position
28 to address the department’s responsibility to support the work
29 of the children’s system state board and implementation of the
30 services required pursuant to 2018 Iowa Acts, chapter 1056,
31 section 13.

32 b. To support the cost of establishing and implementing new
33 or additional services required pursuant to 2018 Iowa Acts,
34 chapter 1056, and any legislation enacted by the 2019 general
35 assembly establishing a children’s behavioral health system.

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1 c. Of the amount allocated, \$32,000 shall be transferred
2 to the department of public health to support the costs of
3 establishing and implementing new or additional services
4 required pursuant to 2018 Iowa Acts, chapter 1056, and any
5 legislation enacted by the 2019 general assembly establishing a
6 children’s behavioral health system.

7 Sec. 29.DEPARTMENT-WIDE DUTIES. There is appropriated
8 from the general fund of the state to the department of human
9 services for the fiscal year beginning July 1, 2019, and ending
10 June 30, 2020, the following amount, or so much thereof as is
11 necessary, to be used for the purposes designated:

12 For salaries, support, maintenance, and miscellaneous
13 purposes at facilities under the purview of the department of
14 human services:

15 \$ 2,879,274

16 Sec. 30.VOLUNTEERS. There is appropriated from the general
17 fund of the state to the department of human services for the
18 fiscal year beginning July 1, 2019, and ending June 30, 2020,
19 the following amount, or so much thereof as is necessary, to be
20 used for the purpose designated:

21 For development and coordination of volunteer services:

22 \$ 84,686

23 Sec. 31.MEDICAL ASSISTANCE, STATE SUPPLEMENTARY
24 ASSISTANCE, AND SOCIAL SERVICE PROVIDERS REIMBURSED UNDER THE
25 DEPARTMENT OF HUMAN SERVICES.

26 1.a.(1)(a) For the fiscal year beginning July 1,

27 2019, the department shall rebase case-mix nursing facility
28 rates effective July 1, 2019, to the extent possible within the
29 state funding, including the \$23,401,942, appropriated for this
30 purpose.

31 (b) For the fiscal year beginning July 1, 2019, non-case-mix
32 and special population nursing facilities shall be reimbursed
33 in accordance with the methodology in effect on June 30 of the
34 prior fiscal year.

35 (c) For managed care claims, the department of human

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1 services shall adjust the payment rate floor for nursing
2 facilities, annually, to maintain a rate floor that is no
3 lower than the Medicaid fee-for-service case-mix adjusted
4 rate calculated in accordance with subparagraph division
5 (a) and 441 IAC 81.6. The department shall then calculate
6 adjusted reimbursement rates, including but not limited to
7 add-on-payments, annually, and shall notify Medicaid managed
8 care organizations of the adjusted reimbursement rates within
9 30 days of determining the adjusted reimbursement rates. Any
10 adjustment of reimbursement rates under this subparagraph
11 division shall be budget neutral to the state budget.

12 (d) For the fiscal year beginning July 1, 2019, Medicaid
13 managed care long-term services and supports capitation
14 rates shall be adjusted to reflect the rebasing pursuant to
15 subparagraph division (a) for the patient populations residing
16 in Medicaid-certified nursing facilities.

17 (2) Medicaid managed care organizations shall adjust
18 facility-specific rates based upon payment rate listings issued
19 by the department. The rate adjustments shall be applied
20 prospectively from the effective date of the rate letter issued
21 by the department.

22 b.(1) For the fiscal year beginning July 1, 2019,
23 the department shall establish the pharmacy dispensing fee
24 reimbursement at \$10.07 per prescription, until a cost of
25 dispensing survey is completed. The actual dispensing fee
26 shall be determined by a cost of dispensing survey performed
27 by the department and required to be completed by all medical
28 assistance program participating pharmacies every two years,
29 adjusted as necessary to maintain expenditures within the
30 amount appropriated to the department for this purpose for the
31 fiscal year.

32 (2) The department shall utilize an average acquisition
33 cost reimbursement methodology for all drugs covered under the
34 medical assistance program in accordance with 2012 Iowa Acts,
35 chapter 1133, section 33.

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1 c.(1) For the fiscal year beginning July 1, 2019,
2 reimbursement rates for outpatient hospital services shall

3 remain at the rates in effect on June 30, 2019, subject to
4 Medicaid program upper payment limit rules, and adjusted
5 as necessary to maintain expenditures within the amount
6 appropriated to the department for this purpose for the fiscal
7 year.

8 (2) For the fiscal year beginning July 1, 2019,
9 reimbursement rates for inpatient hospital services shall
10 remain at the rates in effect on June 30, 2019, subject to
11 Medicaid program upper payment limit rules, and adjusted
12 as necessary to maintain expenditures within the amount
13 appropriated to the department for this purpose for the fiscal
14 year.

15 (3) For the fiscal year beginning July 1, 2019, under
16 both fee-for-service and managed care administration of the
17 Medicaid program, critical access hospitals shall be reimbursed
18 for inpatient and outpatient services based on a critical
19 access hospital adjustment factor methodology developed by
20 the department. The adjustment factor methodology shall
21 be hospital-specific, shall be based on the most recent
22 and complete cost reporting period, and shall be applied
23 prospectively within the funds appropriated for such purpose
24 for the fiscal year. Implementation of the critical access
25 hospital adjustment factor methodology shall be contingent
26 on the department's receipt of approval from the centers for
27 Medicare and Medicaid services of the United States department
28 of health and human services.

29 (4) For the fiscal year beginning July 1, 2019, the graduate
30 medical education and disproportionate share hospital fund
31 shall remain at the amount in effect on June 30, 2019, except
32 that the portion of the fund attributable to graduate medical
33 education shall be reduced in an amount that reflects the
34 elimination of graduate medical education payments made to
35 out-of-state hospitals.

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1 (5) In order to ensure the efficient use of limited state
2 funds in procuring health care services for low-income Iowans,
3 funds appropriated in this Act for hospital services shall
4 not be used for activities which would be excluded from a
5 determination of reasonable costs under the federal Medicare
6 program pursuant to 42 U.S.C. §1395x(v)(1)(N).

7 d. For the fiscal year beginning July 1, 2019, reimbursement
8 rates for hospices and acute psychiatric hospitals shall be
9 increased in accordance with increases under the federal
10 Medicare program or as supported by their Medicare audited
11 costs.

12 e. For the fiscal year beginning July 1, 2019, independent
13 laboratories and rehabilitation agencies shall be reimbursed
14 using the same methodology in effect on June 30, 2019.

15 f.(1) For the fiscal year beginning July 1, 2019,
16 reimbursement rates for home health agencies shall continue to

17 be based on the Medicare low utilization payment adjustment
18 (LUPA) methodology with state geographic wage adjustments.
19 The department shall continue to update the rates every two
20 years to reflect the most recent Medicare LUPA rates to the
21 extent possible within the state funding appropriated for this
22 purpose.

23 (2) For the fiscal year beginning July 1, 2019, rates for
24 private duty nursing and personal care services under the early
25 and periodic screening, diagnostic, and treatment program
26 benefit shall be calculated based on the methodology in effect
27 on June 30, 2019.

28 g. For the fiscal year beginning July 1, 2019, federally
29 qualified health centers and rural health clinics shall receive
30 cost-based reimbursement for 100 percent of the reasonable
31 costs for the provision of services to recipients of medical
32 assistance.

33 h. For the fiscal year beginning July 1, 2019, the
34 reimbursement rates for dental services shall remain at the
35 rates in effect on June 30, 2019.

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1 i.(1) For the fiscal year beginning July 1, 2019,
2 reimbursement rates for non-state-owned psychiatric medical
3 institutions for children shall be based on the reimbursement
4 methodology in effect on June 30, 2019.

5 (2) As a condition of participation in the medical
6 assistance program, enrolled providers shall accept the medical
7 assistance reimbursement rate for any covered goods or services
8 provided to recipients of medical assistance who are children
9 under the custody of a psychiatric medical institution for
10 children.

11 j. For the fiscal year beginning July 1, 2019, unless
12 otherwise specified in this Act, all noninstitutional medical
13 assistance provider reimbursement rates shall remain at the
14 rates in effect on June 30, 2019, except for area education
15 agencies, local education agencies, infant and toddler
16 services providers, home and community-based services providers
17 including consumer-directed attendant care providers under a
18 section 1915(c) or 1915(i) waiver, targeted case management
19 providers, and those providers whose rates are required to be
20 determined pursuant to section 249A.20, or to meet federal
21 mental health parity requirements.

22 k. Notwithstanding any provision to the contrary, for the
23 fiscal year beginning July 1, 2019, the reimbursement rate for
24 anesthesiologists shall remain at the rates in effect on June
25 30, 2019, and updated on January 1, 2020, to align with the
26 most current Iowa Medicare anesthesia rate.

27 l. Notwithstanding section 249A.20, for the fiscal year
28 beginning July 1, 2019, the average reimbursement rate for
29 health care providers eligible for use of the federal Medicare
30 resource-based relative value scale reimbursement methodology

31 under section 249A.20 shall remain at the rate in effect on
32 June 30, 2019; however, this rate shall not exceed the maximum
33 level authorized by the federal government.
34 m. For the fiscal year beginning July 1, 2019, the
35 reimbursement rate for residential care facilities shall not

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1 be less than the minimum payment level as established by the
2 federal government to meet the federally mandated maintenance
3 of effort requirement. The flat reimbursement rate for
4 facilities electing not to file annual cost reports shall not
5 be less than the minimum payment level as established by the
6 federal government to meet the federally mandated maintenance
7 of effort requirement.

8 n. For the fiscal year beginning July 1, 2019, the
9 reimbursement rates for inpatient mental health services
10 provided at hospitals shall remain at the rates in effect on
11 June 30, 2019, subject to Medicaid program upper payment limit
12 rules; and psychiatrists shall be reimbursed at the medical
13 assistance program fee-for-service rate in effect on June 30,
14 2019.

15 o. For the fiscal year beginning July 1, 2019, community
16 mental health centers may choose to be reimbursed for the
17 services provided to recipients of medical assistance through
18 either of the following options:

19 (1) For 100 percent of the reasonable costs of the services.

20 (2) In accordance with the alternative reimbursement rate
21 methodology approved by the department of human services in
22 effect on June 30, 2019.

23 p. For the fiscal year beginning July 1, 2019, the
24 reimbursement rate for providers of family planning services
25 that are eligible to receive a 90 percent federal match shall
26 remain at the rates in effect on June 30, 2019.

27 q. Unless otherwise subject to a tiered rate methodology,
28 for the fiscal year beginning July 1, 2019, the upper
29 limits and reimbursement rates for providers of home and
30 community-based services waiver services shall be reimbursed
31 using the reimbursement methodology in effect on June 30, 2019.

32 r. For the fiscal year beginning July 1, 2019, the
33 reimbursement rates for emergency medical service providers
34 shall remain at the rates in effect on June 30, 2019, or as
35 approved by the centers for Medicare and Medicaid services of

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1 the United States department of health and human services.

2 s. For the fiscal year beginning July 1, 2019, reimbursement
3 rates for substance-related disorder treatment programs
4 licensed under section 125.13 shall remain at the rates in
5 effect on June 30, 2019.

6 t. For the fiscal year beginning July 1, 2019, assertive

- 7 community treatment per diem rates shall be adjusted to reflect
8 an actual average per diem cost within the additional \$211,332
9 appropriated for this purpose.
- 10 2. For the fiscal year beginning July 1, 2019, the
11 reimbursement rate for providers reimbursed under the
12 in-home-related care program shall not be less than the minimum
13 payment level as established by the federal government to meet
14 the federally mandated maintenance of effort requirement.
- 15 3. Unless otherwise directed in this section, when the
16 department's reimbursement methodology for any provider
17 reimbursed in accordance with this section includes an
18 inflation factor, this factor shall not exceed the amount
19 by which the consumer price index for all urban consumers
20 increased during the calendar year ending December 31, 2002.
- 21 4. Notwithstanding section 234.38, for the fiscal
22 year beginning July 1, 2019, the foster family basic daily
23 maintenance rate and the maximum adoption subsidy rate for
24 children ages 0 through 5 years shall be \$16.78, the rate for
25 children ages 6 through 11 years shall be \$17.45, the rate for
26 children ages 12 through 15 years shall be \$19.10, and the
27 rate for children and young adults ages 16 and older shall
28 be \$19.35. For youth ages 18 to 21 who have exited foster
29 care, the preparation for adult living program maintenance rate
30 shall be \$602.70 per month. The maximum payment for adoption
31 subsidy nonrecurring expenses shall be limited to \$500 and the
32 disallowance of additional amounts for court costs and other
33 related legal expenses implemented pursuant to 2010 Iowa Acts,
34 chapter 1031, section 408, shall be continued.
- 35 5. For the fiscal year beginning July 1, 2019, the maximum

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- 1 reimbursement rates for social services providers under
2 contract shall remain at the rates in effect on June 30, 2019,
3 or the provider's actual and allowable cost plus inflation for
4 each service, whichever is less. However, if a new service
5 or service provider is added after June 30, 2019, the initial
6 reimbursement rate for the service or provider shall be based
7 upon a weighted average of provider rates for similar services.
- 8 6.a. For the fiscal year beginning July 1, 2019, the
9 reimbursement rates for resource family recruitment and
10 retention contractors shall be established by contract.
- 11 b. For the fiscal year beginning July 1, 2019, the
12 reimbursement rates for supervised apartment living foster care
13 providers shall be established by contract.
- 14 7. For the fiscal year beginning July 1, 2019, the
15 reimbursement rate for group foster care providers shall be the
16 combined service and maintenance reimbursement rate established
17 by contract.
- 18 8. The group foster care reimbursement rates paid for
19 placement of children out of state shall be calculated
20 according to the same rate-setting principles as those used for

21 in-state providers, unless the director of human services or
 22 the director's designee determines that appropriate care cannot
 23 be provided within the state. The payment of the daily rate
 24 shall be based on the number of days in the calendar month in
 25 which service is provided.

26 9.a. For the fiscal year beginning July 1, 2019, the
 27 reimbursement rate paid for shelter care and the child welfare
 28 emergency services implemented to provide or prevent the need
 29 for shelter care shall be established by contract.

30 b. For the fiscal year beginning July 1, 2019, the combined
 31 service and maintenance components of the reimbursement rate
 32 paid for shelter care services shall be based on the financial
 33 and statistical report submitted to the department. The
 34 maximum reimbursement rate shall be \$101.83 per day. The
 35 department shall reimburse a shelter care provider at the

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1 provider's actual and allowable unit cost, plus inflation, not
 2 to exceed the maximum reimbursement rate.

3 c. Notwithstanding section 232.141, subsection 8, for the
 4 fiscal year beginning July 1, 2019, the amount of the statewide
 5 average of the actual and allowable rates for reimbursement of
 6 juvenile shelter care homes that is utilized for the limitation
 7 on recovery of unpaid costs shall remain at the amount in
 8 effect for this purpose in the fiscal year beginning July 1,
 9 2018.

10 10. For the fiscal year beginning July 1, 2019, the
 11 department shall calculate reimbursement rates for intermediate
 12 care facilities for persons with an intellectual disability
 13 at the 80th percentile. Beginning July 1, 2019, the rate
 14 calculation methodology shall utilize the consumer price index
 15 inflation factor applicable to the fiscal year beginning July
 16 1, 2019.

17 11. Effective July 1, 2019, the child care provider
 18 reimbursement rates shall remain at the rates in effect on June
 19 30, 2019. The department shall set rates in a manner so as
 20 to provide incentives for a nonregistered provider to become
 21 registered by applying any increase only to registered and
 22 licensed providers.

23 12. The department may adopt emergency rules to implement
 24 this section.

25 **Sec. 32.CONTRACTED SERVICES — PROHIBITED USE OF STATE**
 26 **FUNDING FOR LOBBYING.**

27 1. The department shall submit a report to the individuals
 28 identified in this Act for submission of reports by December
 29 15, 2019, regarding the outcomes of any program or activity for
 30 which funding is appropriated or allocated from the general
 31 fund of the state to the department under this division of this
 32 Act, and for which a request for proposals process is required.

33 2. The department shall incorporate into the general
 34 conditions applicable to all award documents involving funding

35 appropriated or allocated from the general fund of the state to

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1 the department under this division of this Act, a prohibition
2 against the use of such funding for the compensation of a
3 lobbyist. For the purposes of this section, "lobbyist" means
4 the same as defined in section 68B.2; however, "lobbyist"
5 does not include a person employed by a state agency of the
6 executive branch of state government who represents the agency
7 relative to the passage, defeat, approval, or modification of
8 legislation that is being considered by the general assembly.

9 Sec. 33.EMERGENCY RULES.

10 1. If specifically authorized by a provision of this
11 division of this Act, the department of human services or
12 the mental health and disability services commission may
13 adopt administrative rules under section 17A.4, subsection
14 3, and section 17A.5, subsection 2, paragraph "b", to
15 implement the provisions of this division of this Act and
16 the rules shall become effective immediately upon filing or
17 on a later effective date specified in the rules, unless the
18 effective date of the rules is delayed or the applicability
19 of the rules is suspended by the administrative rules review
20 committee. Any rules adopted in accordance with this section
21 shall not take effect before the rules are reviewed by the
22 administrative rules review committee. The delay authority
23 provided to the administrative rules review committee under
24 section 17A.4, subsection 7, and section 17A.8, subsection 9,
25 shall be applicable to a delay imposed under this section,
26 notwithstanding a provision in those sections making them
27 inapplicable to section 17A.5, subsection 2, paragraph "b".
28 Any rules adopted in accordance with the provisions of this
29 section shall also be published as a notice of intended action
30 as provided in section 17A.4.

31 2. If during a fiscal year, the department of human
32 services is adopting rules in accordance with this section
33 or as otherwise directed or authorized by state law, and the
34 rules will result in an expenditure increase beyond the amount
35 anticipated in the budget process or if the expenditure was

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1 not addressed in the budget process for the fiscal year, the
2 department shall notify the persons designated by this division
3 of this Act for submission of reports, the chairpersons and
4 ranking members of the committees on appropriations, and
5 the department of management concerning the rules and the
6 expenditure increase. The notification shall be provided at
7 least 30 calendar days prior to the date notice of the rules
8 is submitted to the administrative rules coordinator and the
9 administrative code editor.

10 Sec. 34.REPORTS. Any reports or other information

11 required to be compiled and submitted under this Act during the
12 fiscal year beginning July 1, 2019, shall be submitted to the
13 chairpersons and ranking members of the joint appropriations
14 subcommittee on health and human services, the legislative
15 services agency, and the legislative caucus staffs on or
16 before the dates specified for submission of the reports or
17 information.

18 Sec. 35.EFFECTIVE UPON ENACTMENT. The following
19 provisions of this division of this Act, being deemed of
20 immediate importance, take effect upon enactment:

21 1. The provision relating to section 232.141 and directing
22 the state court administrator and the division administrator of
23 the department of human services division of child and family
24 services to make the determination, by June 15, 2019, of the
25 distribution of funds allocated for the payment of the expenses
26 of court-ordered services provided to juveniles which are a
27 charge upon the state.

28 DIVISION VI

29 HEALTH CARE ACCOUNTS AND FUNDS — FY 2019-2020

30 Sec. 36.PHARMACEUTICAL SETTLEMENT ACCOUNT. There is
31 appropriated from the pharmaceutical settlement account created
32 in section 249A.33 to the department of human services for the
33 fiscal year beginning July 1, 2019, and ending June 30, 2020,
34 the following amount, or so much thereof as is necessary, to be
35 used for the purpose designated:

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1 Notwithstanding any provision of law to the contrary, to
2 supplement the appropriations made in this Act for medical
3 contracts under the medical assistance program for the fiscal
4 year beginning July 1, 2019, and ending June 30, 2020:
5 \$ 234,193

6 Sec. 37.QUALITY ASSURANCE TRUST FUND — DEPARTMENT OF HUMAN
7 SERVICES. Notwithstanding any provision to the contrary and
8 subject to the availability of funds, there is appropriated
9 from the quality assurance trust fund created in section
10 249L.4 to the department of human services for the fiscal year
11 beginning July 1, 2019, and ending June 30, 2020, the following
12 amounts, or so much thereof as is necessary, for the purposes
13 designated:

14 To supplement the appropriation made in this Act from the
15 general fund of the state to the department of human services
16 for medical assistance for the same fiscal year:
17 \$ 58,570,397

18 Sec. 38.HOSPITAL HEALTH CARE ACCESS TRUST FUND —
19 DEPARTMENT OF HUMAN SERVICES. Notwithstanding any provision to
20 the contrary and subject to the availability of funds, there is
21 appropriated from the hospital health care access trust fund
22 created in section 249M.4 to the department of human services
23 for the fiscal year beginning July 1, 2019, and ending June
24 30, 2020, the following amounts, or so much thereof as is

25 necessary, for the purposes designated:

26 To supplement the appropriation made in this Act from the
27 general fund of the state to the department of human services
28 for medical assistance for the same fiscal year:

29 \$ 33,920,554

30 Sec. 39.MEDICAL ASSISTANCE PROGRAM — NONREVERSION

31 FOR FY 2019-2020. Notwithstanding section 8.33, if moneys
32 appropriated for purposes of the medical assistance program for
33 the fiscal year beginning July 1, 2019, and ending June 30,
34 2020, from the general fund of the state, the quality assurance
35 trust fund, and the hospital health care access trust fund, are

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1 in excess of actual expenditures for the medical assistance
2 program and remain unencumbered or unobligated at the close
3 of the fiscal year, the excess moneys shall not revert but
4 shall remain available for expenditure for the purposes of the
5 medical assistance program until the close of the succeeding
6 fiscal year.

7 DIVISION VII

8 GRADUATED SANCTION, COURT-ORDERED, AND GROUP FOSTER CARE
9 SERVICES AND FUNDING WORK GROUP

10 Sec. 40.GRADUATED SANCTION, COURT-ORDERED, AND GROUP
11 FOSTER CARE SERVICES AND FUNDING WORK GROUP.

12 1. As used in this section, unless the context otherwise
13 requires:

14 a. "Court-ordered services" means the defined or specific
15 care and treatment that is ordered by the court for an eligible
16 child and for which no other payment source is available to
17 cover the cost.

18 b. "Department" means the department of human services.

19 c. "Eligible child" means a child who has been adjudicated
20 delinquent, is at risk, or has been certified by the chief
21 juvenile court officer as eligible for court-ordered services.

22 d. "Graduated sanction services" includes community-based
23 interventions, school-based supervision, and supportive
24 enhancements provided in community-based settings to an
25 eligible child who is adjudicated delinquent or who is at risk
26 of adjudication.

27 2. The division of criminal and juvenile justice planning
28 of the department of human rights shall convene and provide
29 administrative support to a work group to review and develop
30 a plan to transfer the administration of graduated sanctions
31 and court-ordered services and funding and the oversight of
32 group foster care placements for eligible children from the
33 department to the office of the state court administrator.
34 The plan shall ensure that the office of the state court
35 administrator has the capacity, resources, and expertise to

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- 1 manage the funding and services effectively.
- 2 3.a. In addition to a representative of the division of
3 criminal and juvenile justice planning of the department of
4 human rights, the membership of the work group shall include
5 but is not limited to representatives of all of the following:
- 6 (1) The judicial branch, including the state court
7 administrator or the state court administrator's designee,
8 a juvenile court judge, at least one chief juvenile court
9 officer, and a representative with fiscal and contract
10 experience.
- 11 (2) The department of human services, including
12 representatives with experience managing graduated sanctions
13 funding and group foster care placements.
- 14 (3) The department of justice.
- 15 (4) The juvenile justice advisory committee.
- 16 (5) Member and nonmember agencies of the coalition for
17 family and children's services in Iowa.
- 18 (6) Providers of community-based services for eligible
19 children.
- 20 (7) Providers of group foster care.
- 21 (8) Attorneys who represent children in juvenile justice
22 proceedings.
- 23 (9) County attorneys.
- 24 (10) Federal Title IV-E funding and services subject matter
25 experts.
- 26 (11) Individuals who formerly received services as eligible
27 children or their parents.
- 28 b. In addition, the work group membership shall include
29 four members of the general assembly. The legislative members
30 shall serve as ex officio, nonvoting members of the work group,
31 with one member to be appointed by each of the following: the
32 majority leader of the senate, the minority leader of the
33 senate, the speaker of the house of representatives, and the
34 minority leader of the house of representatives.
- 35 c. In addition to the members specified, the division

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- 1 of criminal and juvenile justice planning may include other
2 stakeholders with interest or expertise on the work group.
- 3 d. Any expenses incurred by a member of the work group
4 shall be the responsibility of the individual member or the
5 respective entity represented by the member.
- 6 4. The work group shall do all of the following:
- 7 a. Develop an action plan to transfer the administration
8 of juvenile court graduated sanction services, court-ordered
9 services, and associated funding from the department to the
10 office of the state court administrator or other appropriate
11 state entity.
- 12 b. Develop an action plan to transfer the oversight of

13 group foster care services for eligible children from the
14 department to the office of the state court administrator or
15 other appropriate state entity with the necessary expertise to
16 provide such services.

17 c. Develop an action plan to transfer administration of the
18 juvenile detention home fund created in section 232.142 from
19 the department to the office of the state court administrator
20 or other appropriate state entity.

21 d. Evaluate current resources to determine the most
22 efficient means of suitably equipping the office of the state
23 court administrator or other appropriate state entity with
24 the policies and legal authority; staffing; contracting,
25 procurement, data, and quality assurance capabilities;
26 and other resources necessary to manage such funds and
27 associated services effectively. The evaluation shall
28 require collaboration with the department to manage transition
29 activities.

30 e. Recommend statutory and administrative policies and
31 court rules to promote collaborative case planning and quality
32 assurance between the department and juvenile court services
33 for youth who may be involved in both the child welfare and
34 juvenile justice systems or who may utilize the same providers
35 or services.

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1 f. Determine the impact and role of the federal Family
2 First Prevention Services Act relative to the various funding
3 streams and services under the purview of the work group, and
4 recommend statutory and administrative policies and rules to
5 coordinate the duties of the work group with implementation and
6 administration of the federal Act.

7 g. Determine the role of the decategorization of child
8 welfare and juvenile justice funding initiative pursuant
9 to section 232.188 relative to the other funding streams
10 and services under the purview of the work group, and make
11 recommendations regarding the future of the initiative
12 including the potential transfer of administration of the
13 initiative from the department to the office of the state court
14 administrator or other appropriate state entity.

15 h. Consult with other state juvenile court systems and
16 subject matter experts to review administration of similar
17 programs, to glean information on lessons learned and best
18 practices, and to determine the types of community and
19 residential services that have demonstrated effectiveness for
20 eligible children.

21 5. The division of criminal and juvenile justice planning
22 of the department of human rights shall submit a report of the
23 findings and recommendations of the work group, including a
24 plan to implement the recommendations by July 1, 2021, to the
25 governor and the general assembly by December 15, 2019.

26 DIVISION VIII

27 CO-OCCURRING CONDITIONS — ENHANCED DELIVERY OF SERVICES REVIEW
 28 Sec. 41.REVIEW TO PROVIDE ENHANCED DELIVERY OF SERVICES
 29 FOR CO-OCCURRING CONDITIONS. The director of the department
 30 of public health and the director of the department of human
 31 services shall develop recommendations for the enhanced
 32 delivery of co-occurring conditions services. The directors
 33 shall examine the current service delivery system to identify
 34 opportunities for reducing the administrative burden on the
 35 departments and providers, evaluate the use of an integrated

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1 helpline and website and improvements in data collection
 2 and sharing of outcomes, and create a structure for ongoing
 3 collaboration. The directors shall submit a report including
 4 findings, a five-year plan to address co-occurring conditions
 5 across provider types and payors, and other recommendations to
 6 the governor and general assembly by December 15, 2019.

7 DIVISION IX

8 MEDICAID MANAGED CARE CONTRACTS

9 Sec. 42.MEDICAID MANAGED CARE CONTRACTS — NOTIFICATION
 10 TO GENERAL ASSEMBLY. The department of human services shall
 11 notify the chairpersons and ranking members of the joint
 12 appropriations subcommittee on health and human services, the
 13 legislative services agency, and the legislative caucus staffs
 14 as follows:

- 15 1. Within thirty days of the execution of a Medicaid managed
 16 care contract or amendment to a Medicaid managed care contract.
- 17 2. Within thirty days of the determination by the
 18 department during each measurement year whether to return the
 19 incentive payment withhold amount to the Medicaid managed care
 20 organization based upon performance and the criteria used in
 21 making the determination.

22 DIVISION X

23 IOWA DEPARTMENT ON AGING — MEDICAID CLAIMING

24 Sec. 43.IOWA DEPARTMENT ON AGING — MEDICAID CLAIMING. The
 25 department on aging and the department of human services shall
 26 continue to collaborate to develop a cost allocation plan
 27 requesting Medicaid administrative funding to provide for the
 28 claiming of federal financial participation for aging and
 29 disability resource center activities that are performed to
 30 assist with administration of the Medicaid program. By January
 31 1, 2021, the department of human services shall submit to
 32 the centers for Medicare and Medicaid services of the United
 33 States department of health and human services any Medicaid
 34 state plan amendment as necessary and shall enter into any
 35 interagency agreement with the department on aging to implement

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1 this section.

2 DIVISION XI

3 DECATEGORIZATION FY 2017 CARRYOVER FUNDING
 4 Sec. 44.DECATEGORIZATION CARRYOVER FUNDING FY 2017 —
 5 TRANSFER TO MEDICAID PROGRAM. Notwithstanding section 232.188,
 6 subsection 5, paragraph “b”, any state-appropriated moneys in
 7 the funding pool that remained unencumbered or unobligated
 8 at the close of the fiscal year beginning July 1, 2016, and
 9 were deemed carryover funding to remain available for the two
 10 succeeding fiscal years that still remain unencumbered or
 11 unobligated at the close of the fiscal year beginning July 1,
 12 2018, shall not revert but shall be transferred to the medical
 13 assistance program for the fiscal year beginning July 1, 2019.
 14 Sec. 45.EFFECTIVE DATE. This division of this Act, being
 15 deemed of immediate importance, takes effect upon enactment.
 16 Sec. 46.RETROACTIVE APPLICABILITY. This division of this
 17 Act applies retroactively to July 1, 2018.

18 DIVISION XII

19 PRIOR APPROPRIATIONS AND OTHER PROVISIONS
 20 TEMPORARY ASSISTANCE FOR NEEDY FAMILIES (TANF)

21 Sec. 47. 2017 Iowa Acts, chapter 174, section 45, as amended
 22 by 2018 Iowa Acts, chapter 1165, section 10, is amended to read
 23 as follows:

24 SEC. 45.TEMPORARY ASSISTANCE FOR NEEDY FAMILIES BLOCK

25 GRANT. There is appropriated from the fund created in section
 26 8.41 to the department of human services for the fiscal year
 27 beginning July 1, 2018, and ending June 30, 2019, from moneys
 28 received under the federal temporary assistance for needy
 29 families (TANF) block grant pursuant to the federal Personal
 30 Responsibility and Work Opportunity Reconciliation Act of 1996,
 31 Pub. L. No. 104-193, and successor legislation, the following
 32 amounts, or so much thereof as is necessary, to be used for the
 33 purposes designated:

34 1. To be credited to the family investment program account
 35 and used for assistance under the family investment program

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1	under chapter 239B:	
2	\$ 4,539,006
3		<u>4,025,108</u>
4	2. To be credited to the family investment program account	
5	and used for the job opportunities and basic skills (JOBS)	
6	program and implementing family investment agreements in	
7	accordance with chapter 239B:	
8	.....	\$ 5,412,060
9	<u>5,192,060</u>	
10	3. To be used for the family development and	
11	self-sufficiency grant program in accordance with section	
12	216A.107:	
13	.....	\$ 2,883,980
14		<u>2,898,980</u>

15 Notwithstanding section 8.33, moneys appropriated in this
 16 subsection that remain unencumbered or unobligated at the close

17 of the fiscal year shall not revert but shall remain available
18 for expenditure for the purposes designated until the close of
19 the succeeding fiscal year. However, unless such moneys are
20 encumbered or obligated on or before September 30, 2019, the
21 moneys shall revert.

22 4. For field operations:

23 \$ ~~31,296,232~~
24 32,465,681

25 5. For general administration:

26 \$ 3,744,000

27 6. For state child care assistance:

28 \$ 47,166,826

29 a. Of the funds appropriated in this subsection,

30 \$26,205,412 is transferred to the child care and development
31 block grant appropriation made by the Eighty-seventh General
32 Assembly, 2018 session, for the federal fiscal year beginning
33 October 1, 2018, and ending September 30, 2019. Of this
34 amount, \$200,000 shall be used for provision of educational
35 opportunities to registered child care home providers in order

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1 to improve services and programs offered by this category
2 of providers and to increase the number of providers. The
3 department may contract with institutions of higher education
4 or child care resource and referral centers to provide
5 the educational opportunities. Allowable administrative
6 costs under the contracts shall not exceed 5 percent. The
7 application for a grant shall not exceed two pages in length.

8 b. Any funds appropriated in this subsection remaining
9 unallocated shall be used for state child care assistance
10 payments for families who are employed including but not
11 limited to individuals enrolled in the family investment
12 program.

13 7. For child and family services:

14 \$ 32,380,654

15 8. For child abuse prevention grants:

16 \$ 125,000

17 9. For pregnancy prevention grants on the condition that
18 family planning services are funded:

19 \$ ~~1,913,203~~
20 1,890,203

21 Pregnancy prevention grants shall be awarded to programs
22 in existence on or before July 1, 2018, if the programs have
23 demonstrated positive outcomes. Grants shall be awarded to
24 pregnancy prevention programs which are developed after July
25 1, 2018, if the programs are based on existing models that
26 have demonstrated positive outcomes. Grants shall comply with
27 the requirements provided in 1997 Iowa Acts, chapter 208,
28 section 14, subsections 1 and 2, including the requirement that
29 grant programs must emphasize sexual abstinence. Priority in
30 the awarding of grants shall be given to programs that serve

31 areas of the state which demonstrate the highest percentage of
 32 unplanned pregnancies of females of childbearing age within the
 33 geographic area to be served by the grant.
 34 10. For technology needs and other resources necessary
 35 to meet federal welfare reform reporting, tracking, and case

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1 management requirements:
 2 \$ 1,037,186
 3 862,186
 4 11.a. Notwithstanding any provision to the contrary,
 5 including but not limited to requirements in section 8.41 or
 6 provisions in 2017 or 2018 Iowa Acts regarding the receipt and
 7 appropriation of federal block grants, federal funds from the
 8 temporary assistance for needy families block grant received by
 9 the state and not otherwise appropriated in this section and
 10 remaining available for the fiscal year beginning July 1, 2018,
 11 are appropriated to the department of human services to the
 12 extent as may be necessary to be used in the following priority
 13 order: the family investment program, for state child care
 14 assistance program payments for families who are employed, and
 15 for the family investment program share of system costs for
 16 eligibility determination and related functions. The federal
 17 funds appropriated in this paragraph "a" shall be expended
 18 only after all other funds appropriated in subsection 1 for
 19 assistance under the family investment program, in subsection 6
 20 for child care assistance, or in subsection 10 for technology
 21 costs related to the family investment program, as applicable,
 22 have been expended. For the purposes of this subsection, the
 23 funds appropriated in subsection 6, paragraph "a", for transfer
 24 to the child care and development block grant appropriation
 25 are considered fully expended when the full amount has been
 26 transferred.
 27 b. The department shall, on a quarterly basis, advise the
 28 legislative services agency and department of management of
 29 the amount of funds appropriated in this subsection that was
 30 expended in the prior quarter.
 31 12. Of the amounts appropriated in this section,
 32 \$12,962,008 for the fiscal year beginning July 1, 2018, is
 33 transferred to the appropriation of the federal social services
 34 block grant made to the department of human services for that
 35 fiscal year.

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1 13. For continuation of the program providing categorical
 2 eligibility for the food assistance program as specified
 3 for the program in the section of this division of this Act
 4 relating to the family investment program account:
 5 \$ 14,236
 6 13,000

7 14. The department may transfer funds allocated in this
 8 section to the appropriations made in this division of this Act
 9 for the same fiscal year for general administration and field
 10 operations for resources necessary to implement and operate the
 11 services referred to in this section and those funded in the
 12 appropriation made in this division of this Act for the same
 13 fiscal year for the family investment program from the general
 14 fund of the state.

15 15. With the exception of moneys allocated under this
 16 section for the family development and self-sufficiency grant
 17 program, to the extent moneys allocated in this section are
 18 deemed by the department not to be necessary to support the
 19 purposes for which they are allocated, such moneys may be
 20 used in the same fiscal year for any other purpose for which
 21 funds are allocated in this section or in section 7 of this
 22 division for the family investment program account. If there
 23 are conflicting needs, priority shall first be given to the
 24 family investment program account as specified under subsection
 25 1 of this section and used for the purposes of assistance under
 26 the family investment program under chapter 239B, followed by
 27 state child care assistance program payments for families who
 28 are employed, followed by other priorities as specified by the
 29 department.

30 FAMILY INVESTMENT PROGRAM ADJUSTMENTS

31 Sec. 48. 2017 Iowa Acts, chapter 174, section 46, subsection
 32 4, as amended by 2018 Iowa Acts, chapter 1165, section 11, is
 33 amended to read as follows:

34 4. Moneys appropriated in this division of this Act and
 35 credited to the FIP account for the fiscal year beginning July

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1 1, 2018, and ending June 30, 2019, are allocated as follows:

2 a. To be retained by the department of human services to
 3 be used for coordinating with the department of human rights
 4 to more effectively serve participants in FIP and other shared
 5 clients and to meet federal reporting requirements under the
 6 federal temporary assistance for needy families block grant:

7	\$ 5,000
8	<u>20,000</u>

9 b. To the department of human rights for staffing,
 10 administration, and implementation of the family development
 11 and self-sufficiency grant program in accordance with section
 12 216A.107:

13	\$ 6,192,834
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14 (1) Of the funds allocated for the family development
 15 and self-sufficiency grant program in this paragraph "b",
 16 not more than 5 percent of the funds shall be used for the
 17 administration of the grant program.

18 (2) The department of human rights may continue to implement
 19 the family development and self-sufficiency grant program
 20 statewide during fiscal year 2018-2019.

21 (3) The department of human rights may engage in activities
22 to strengthen and improve family outcomes measures and
23 data collection systems under the family development and
24 self-sufficiency grant program.

25 c. For the diversion subaccount of the FIP account:
26 \$ 749,694
27 815,000

28 A portion of the moneys allocated for the subaccount may
29 be used for field operations, salaries, data management
30 system development, and implementation costs and support
31 deemed necessary by the director of human services in order to
32 administer the FIP diversion program. To the extent moneys
33 allocated in this paragraph "c" are deemed by the department
34 not to be necessary to support diversion activities, such
35 moneys may be used for other efforts intended to increase

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1 engagement by family investment program participants in work,
2 education, or training activities, or for the purposes of
3 assistance under the family investment program in accordance
4 with chapter 239B.

5 d. For the food assistance employment and training program:
6 \$ 66,588

7 (1) The department shall apply the federal supplemental
8 nutrition assistance program (SNAP) employment and training
9 state plan in order to maximize to the fullest extent permitted
10 by federal law the use of the 50 percent federal reimbursement
11 provisions for the claiming of allowable federal reimbursement
12 funds from the United States department of agriculture
13 pursuant to the federal SNAP employment and training program
14 for providing education, employment, and training services
15 for eligible food assistance program participants, including
16 but not limited to related dependent care and transportation
17 expenses.

18 (2) The department shall continue the categorical federal
19 food assistance program eligibility at 160 percent of the
20 federal poverty level and continue to eliminate the asset test
21 from eligibility requirements, consistent with federal food
22 assistance program requirements. The department shall include
23 as many food assistance households as is are allowed by federal
24 law. The eligibility provisions shall conform to all federal
25 requirements including requirements addressing individuals who
26 are incarcerated or otherwise ineligible.

27 e. For the JOBS program:
28 \$ 12,139,821
29 11,919,821

30 MEDICAL ASSISTANCE PROGRAM ADJUSTMENT

31 Sec. 49. 2017 Iowa Acts, chapter 174, section 51, unnumbered
32 paragraph 2, as amended by 2018 Iowa Acts, chapter 1165,
33 section 18, is amended to read as follows:

34 For medical assistance program reimbursement and associated

35 costs as specifically provided in the reimbursement

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1 methodologies in effect on June 30, 2018, except as otherwise
2 expressly authorized by law, consistent with options under
3 federal law and regulations, and contingent upon receipt of
4 approval from the office of the governor of reimbursement for
5 each abortion performed under the program:

6 \$ 1,337,841,375
7 1,488,141,375

8 GROUP FOSTER CARE REALLOCATION

9 Sec. 50. 2017 Iowa Acts, chapter 174, section 57, subsection
10 3, paragraph a, as amended by 2018 Iowa Acts, chapter 1165,
11 section 28, is amended to read as follows:

12 a. Of the funds appropriated in this section, up to
13 \$34,536,648 is allocated as the statewide expenditure target
14 under section 232.143 for group foster care maintenance and
15 services. If the department projects that such expenditures
16 for the fiscal year will be less than the target amount
17 allocated in this paragraph “a”, the department may reallocate
18 the excess to provide additional funding for family foster
19 care, independent living, family safety, risk and permanency
20 services, shelter care, or the child welfare emergency services
21 addressed with the allocation for shelter care.

22 SHELTER CARE ALLOCATION

23 Sec. 51. 2017 Iowa Acts, chapter 174, section 57, subsection
24 6, as amended by 2018 Iowa Acts, chapter 1165, section 28, is
25 amended to read as follows:

26 ~~6. Notwithstanding section 234.35 or any other provision of~~
27 ~~law to the contrary, state funding~~ Of the funds appropriated
28 in this section, a sufficient amount is allocated for shelter
29 care and the child welfare emergency services contracting
30 implemented to provide for or prevent the need for shelter care
31 ~~shall be limited to \$8,096,158.~~

32 OTHER FUNDING FOR CHILD WELFARE SERVICES

33 Sec. 52. 2017 Iowa Acts, chapter 174, section 57, as amended
34 by 2018 Iowa Acts, chapter 1165, section 28, is amended by
35 adding the following new subsection:

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1 NEW SUBSECTION. 24. If a separate funding source is
2 identified that reduces the need for state funds within an
3 allocation under this section, the allocated state funds may be
4 redistributed to other allocations under this section for the
5 same fiscal year.

6 Sec. 53.EFFECTIVE DATE. This division of this Act, being
7 deemed of immediate importance, takes effect upon enactment.

8 Sec. 54.RETROACTIVE APPLICABILITY. This division of this
9 Act applies retroactively to July 1, 2018.

11 HOSPITAL HEALTH CARE ACCESS ASSESSMENT PROGRAM FUTURE REPEAL
 12 Sec. 55. Section 249M.5, Code 2019, is amended to read as
 13 follows:

14 **249M.5 Future repeal.**

15 This chapter is repealed July 1, ~~2019~~ 2021.

16 Sec. 56.EFFECTIVE DATE. This division of this Act, being
 17 deemed of immediate importance, takes effect upon enactment.

18 DIVISION XIV

19 MENTAL HEALTH AND DISABILITY SERVICES — TRANSFER OF FUNDS

20 Sec. 57.MENTAL HEALTH AND DISABILITY SERVICES — TRANSFER

21 OF FUNDS. Notwithstanding section 331.432, a county with a
 22 population of over 300,000 based on the most recent federal
 23 decennial census, may transfer funds from any other fund of the
 24 county to the mental health and disability regional services
 25 fund for the purposes of providing mental health and disability
 26 services for the fiscal year beginning July 1, 2019, and
 27 ending June 30, 2020. The county shall submit a report to
 28 the governor and the general assembly by September 1, 2020,
 29 including the source of any funds transferred, the amount of
 30 the funds transferred, and the mental health and disability
 31 services provided with the transferred funds.

32 DIVISION XV

33 OPERATION OF BOARD OF MEDICINE, BOARD OF NURSING, BOARD OF
 34 PHARMACY, AND THE DENTAL BOARD

35 Sec. 58. Section 135.11A, subsection 1, Code 2019, is

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1 amended to read as follows:

2 1. There shall be a professional licensure division within
 3 the department of public health. Each board under chapter 147
 4 or under the administrative authority of the department, except
 5 the board of nursing, board of medicine, dental board, and
 6 board of pharmacy, shall receive administrative and clerical
 7 support from the division and may not employ its own support
 8 staff for administrative and clerical duties. The executive
 9 director of the board of nursing, board of medicine, dental
 10 board, and board of pharmacy shall be appointed pursuant to
 11 section 135.11B.

12 Sec. 59.NEW SECTION. 135.11B Appointment of certain
 13 **executive directors.**

14 1. The director shall appoint and supervise a full-time
 15 executive director for each of the following boards:

- 16 a. The board of medicine.
- 17 b. The board of nursing.
- 18 c. The dental board.
- 19 d. The board of pharmacy.

20 2. Each board listed in subsection 1 shall advise the
 21 director in evaluating potential candidates for the position of
 22 executive director, consult with the director in the hiring of
 23 the executive director, and review and advise the director on
 24 the performance of the executive director in the discharge of

25 the executive director's duties.

26 3. Each board listed in subsection 1 shall retain sole
27 discretion and authority to execute the core functions of the
28 board including but not limited to policymaking, advocating
29 for and against legislation, rulemaking, licensing, licensee
30 investigations, licensee disciplinary proceedings, and
31 oversight of professional health programs. The director's
32 supervision of the executive director shall not interfere with
33 the board's discretion and authority in executing the core
34 functions of the board.

35 Sec. 60. Section 147.80, subsection 3, Code 2019, is amended

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1 to read as follows:

2 3. The board of medicine, the board of pharmacy, the
3 dental board, and the board of nursing shall retain individual
4 executive officers pursuant to section 135.11B, but shall
5 make every effort to share administrative, clerical, and
6 investigative staff to the greatest extent possible.

7 Sec. 61. Section 152.2, Code 2019, is amended to read as
8 follows:

9 **152.2 Executive director.**

10 The board shall ~~appoint~~ retain a full-time executive
11 director, ~~who shall be appointed pursuant to section 135B.11.~~
12 The executive director shall be a registered nurse ~~and shall~~
13 ~~not be a member of the board.~~ The governor, with the approval
14 of the executive council pursuant to section 8A.413, subsection
15 3, under the pay plan for exempt positions in the executive
16 branch of government, shall set the salary of the executive
17 director.

18 Sec. 62. Section 153.33, subsection 2, Code 2019, is amended
19 to read as follows:

20 2. All employees needed to administer this chapter except
21 the executive director shall be appointed pursuant to the merit
22 system. The executive director shall ~~serve at the pleasure of~~
23 ~~the board~~ be appointed pursuant to section 135.11B and shall
24 be exempt from the merit system provisions of chapter 8A,
25 subchapter IV.

26 DIVISION XVI

27 MEDICAID MEDICAL PRIOR AUTHORIZATION — UNIFORM PROCESS —
28 CENTRAL PORTAL

29 Sec. 63. MEDICAID — MEDICAL PRIOR AUTHORIZATION UNIFORM
30 PROCESS. The department of human services shall adopt rules
31 pursuant to chapter 17A by October 1, 2019, to require that
32 both managed care and fee-for-service payment and delivery
33 systems utilize a uniform process, including but not limited to
34 uniform forms, information requirements, and time frames, to
35 request medical prior authorization under the Medicaid program.

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1 The rules shall require the managed care organizations,
 2 by contract, to implement the uniform process by a date as
 3 determined by the department.

4 Sec. 64.MEDICAID MANAGEMENT INFORMATION SYSTEM — CENTRAL
 5 PORTAL — REVIEW. The department shall review the costs
 6 associated with expanding the medical assistance management
 7 information system to integrate a single, statewide system to
 8 serve as a central portal for submission of all medical prior
 9 authorization requests for the Medicaid program. The portal
 10 shall not be designed to make or review final determinations
 11 of managed care organization medical prior authorization
 12 requests, but shall only serve as a conduit to deliver medical
 13 prior authorization requests to the appropriate managed care
 14 organization. The results of the study shall be submitted to
 15 the governor and the general assembly no later than March 31,
 16 2020.

17 Sec. 65.EFFECTIVE DATE. This division of this Act, being
 18 deemed of immediate importance, takes effect upon enactment.

19 DIVISION XVII

20 HEALTH AND HUMAN SERVICES EXECUTIVE BRANCH ENTITIES — REFORM
 21 IOWA COLLABORATIVE SAFETY NET PROVIDER NETWORK

22 Sec. 66. Section 135.24, subsection 7, paragraph e, Code
 23 2019, is amended to read as follows:

24 e. “*Specialty health care provider office*” means the
 25 private office or clinic of an individual specialty health
 26 care provider or group of specialty health care providers as
 27 referred by the Iowa collaborative safety net provider network
 28 established in section 135.153, but does not include a field
 29 dental clinic, a free clinic, or a hospital.

30 Sec. 67. Section 135.159, subsection 1, paragraph h, Code
 31 2019, is amended by striking the paragraph.

32 Sec. 68.REPEAL. Section 135.153, Code 2019, is repealed.

33 HOSPITAL HEALTH CARE ACCESS TRUST FUND BOARD

34 Sec. 69. Section 249M.4, Code 2019, is amended to read as
 35 follows:

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1 **249M.4 Hospital health care access trust fund — board.**

2 1. A hospital health care access trust fund is created
 3 in the state treasury under the authority of the department.
 4 Moneys received through the collection of the hospital health
 5 care access assessment imposed under this chapter and any
 6 other moneys specified for deposit in the trust fund shall be
 7 deposited in the trust fund.

8 2. Moneys in the trust fund shall be used, subject to
 9 their appropriation by the general assembly, by the department
 10 to reimburse participating hospitals the medical assistance
 11 program upper payment limit for inpatient and outpatient
 12 hospital services as calculated in this section. Following

13 payment of such upper payment limit to participating hospitals,
14 any remaining funds in the trust fund on an annual basis may be
15 used for any of the following purposes:

16 *a.* To support medical assistance program utilization
17 shortfalls.

18 *b.* To maintain the state's capacity to provide access to and
19 delivery of services for vulnerable Iowans.

20 *c.* To fund the health care workforce support initiative
21 created pursuant to section 135.175.

22 *d.* To support access to health care services for uninsured
23 Iowans.

24 *e.* To support Iowa hospital programs and services which
25 expand access to health care services for Iowans.

26 3. The trust fund shall be separate from the general fund
27 of the state and shall not be considered part of the general
28 fund. The moneys in the trust fund shall not be considered
29 revenue of the state, but rather shall be funds of the hospital
30 health care access assessment program. The moneys deposited
31 in the trust fund are not subject to section 8.33 and shall not
32 be transferred, used, obligated, appropriated, or otherwise
33 encumbered, except to provide for the purposes of this chapter.
34 Notwithstanding section 12C.7, subsection 2, interest or
35 earnings on moneys deposited in the trust fund shall be

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1 credited to the trust fund.

2 4. The department shall adopt rules pursuant to chapter
3 17A to administer the trust fund and reimbursements and
4 expenditures as specified in this chapter made from the trust
5 fund.

6 *5.a.* Beginning July 1, 2010, or the implementation date
7 of the hospital health care access assessment program as
8 determined by receipt of approval from the centers for Medicare
9 and Medicaid services of the United States department of health
10 and human services, whichever is later, the department shall
11 increase the diagnostic related groups and ambulatory patient
12 classifications base rates to provide payments to participating
13 hospitals at the Medicare upper payment limit for the fiscal
14 year beginning July 1, 2010, calculated as of July 31, 2010.
15 Each participating hospital shall receive the same percentage
16 increase, but the percentage may differ depending on whether
17 the basis for the base rate increase is the diagnostic related
18 groups or ambulatory patient classifications.

19 *b.* The percentage increase shall be calculated by dividing
20 the amount calculated under subparagraph (1) by the amount
21 calculated under subparagraph (2) as follows:

22 (1) The amount under the Medicare upper payment limit for
23 the fiscal year beginning July 1, 2010, for participating
24 hospitals.

25 (2) The projected expenditures for participating hospitals
26 for the fiscal year beginning July 1, 2010, as determined by

27 the fiscal management division of the department, plus the
 28 amount calculated under subparagraph (1).
 29 6. For the fiscal year beginning July 1, 2011, and for
 30 each fiscal year beginning July 1, thereafter, the payments to
 31 participating hospitals shall continue to be calculated based
 32 on the upper payment limit as calculated for the fiscal year
 33 beginning July 1, 2010.
 34 7. Reimbursement of participating hospitals shall
 35 incorporate the rebasing process for inpatient and outpatient

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1 services for state fiscal year 2012. However, the total amount
 2 of increased funding available for reimbursement attributable
 3 to rebasing shall not exceed four million five hundred thousand
 4 dollars for state fiscal year 2012 and six million dollars for
 5 state fiscal year 2013.
 6 8. Any payments to participating hospitals under this
 7 section shall result in budget neutrality to the general fund
 8 of the state.
 9 ~~9.a. A hospital health care access trust fund board is~~
 10 ~~established consisting of the following members:~~
 11 ~~(1) The co-chairpersons and the ranking members of the joint~~
 12 ~~appropriations subcommittee on health and human services.~~
 13 ~~(2) The Iowa medical assistance program director.~~
 14 ~~(3) Two hospital executives representing the two largest~~
 15 ~~private health care systems in the state.~~
 16 ~~(4) The president of the Iowa hospital association.~~
 17 ~~(5) A representative of a consumer advocacy group, involved~~
 18 ~~in both state and national initiatives, that provides data on~~
 19 ~~key indicators of well-being for children and families in order~~
 20 ~~to inform policymakers to help children and families succeed.~~
 21 ~~b. The board shall do all of the following:~~
 22 ~~(1) Provide oversight of the trust fund.~~
 23 ~~(2) Make recommendations regarding the hospital health care~~
 24 ~~access assessment program, including recommendations regarding~~
 25 ~~the assessment calculation, assessment amounts, payments to~~
 26 ~~participating hospitals, and use of the moneys in the trust~~
 27 ~~fund.~~
 28 ~~(3) Submit an annual report to the governor and the general~~
 29 ~~assembly regarding the use and expenditure of moneys deposited~~
 30 ~~in the trust fund.~~
 31 ~~e. The department shall provide administrative assistance~~
 32 ~~to the board.~~
 33 ADVISORY COMMITTEE TO THE CENTER FOR RURAL HEALTH AND PRIMARY
 34 CARE
 35 Sec. 70. Section 135.107, subsection 5, Code 2019, is

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1 amended by striking the subsection.
 2 Sec. 71. Section 262.78, subsection 3, Code 2019, is amended

3 to read as follows:

4 3. The president of the university of Iowa, in consultation
5 with the president of Iowa state university of science and
6 technology, shall employ a full-time director of the center.
7 The center may employ staff to carry out the center's purpose.
8 The director shall coordinate the agricultural health and
9 safety programs of the center. The director shall regularly
10 meet and consult with the ~~advisory committee to the center for~~
11 rural health and primary care. The director shall provide
12 the board of regents with relevant information regarding the
13 center.

14 GOVERNMENTAL PUBLIC HEALTH ADVISORY COUNCIL

15 Sec. 72. Section 135A.2, subsection 2, Code 2019, is amended
16 by striking the subsection.

17 Sec. 73. Section 135A.9, subsection 1, Code 2019, is amended
18 by striking the subsection.

19 Sec. 74. REPEAL. Section 135A.4, Code 2019, is repealed.

20 PATIENT-CENTERED HEALTH ADVISORY COUNCIL

21 Sec. 75. REPEAL. Section 135.159, Code 2019, is repealed.

22 COMBINING STATE MEDICAL EXAMINER ADVISORY COUNCIL WITH THE
23 INTERAGENCY COORDINATING COUNCIL

24 Sec. 76. Section 691.6B, Code 2019, is amended to read as
25 follows:

26 **691.6B Interagency coordinating council.**

27 1. An interagency coordinating council is created to advise
28 do all of the following:

29 a. Advise and consult with the state medical examiner on a
30 range of issues affecting the organization and functions of the
31 office of the state medical examiner and the effectiveness of
32 the medical examiner system in the state.

33 b. Advise the state medical examiner concerning the
34 assurance of effective coordination of the functions and
35 operations of the office of the state medical examiner with the

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1 needs and interests of the departments of public safety and
2 public health.

3 2. Members of the interagency coordinating council shall
4 include the all of the following:

5 a. The state medical examiner, or when the state medical
6 examiner is not available, the deputy state medical examiner;
7 the.

8 b. The commissioner of public safety or the commissioner's
9 designee; the.

10 c. The director of public health or the director's designee;
11 and the.

12 d. The governor or the governor's designee.

13 e. Representatives from the office of the attorney
14 general, the Iowa county attorneys association, the Iowa
15 medical society, the Iowa association of pathologists, the
16 Iowa association of county medical examiners, the statewide

17 emergency medical system, and the Iowa funeral directors
18 association.

19 3. The interagency coordinating council shall meet on
20 a regular basis, and shall be organized and function as
21 established by the state medical examiner by rule.

22 Sec. 77.REPEAL. Section 691.6C, Code 2019, is repealed.

23 TRAUMA SYSTEM ADVISORY COUNCIL

24 Sec. 78. Section 147A.24, subsection 2, Code 2019, is
25 amended to read as follows:

26 2. The council shall consist of seven members to be
27 appointed by the director from the recommendations of
28 the organizations in subsection 1 for terms of two years.
29 Vacancies on the council shall be filled for the remainder of
30 the term of the original appointment. Members whose terms
31 expire may be reappointed.

32 Sec. 79.TRANSITION PROVISIONS. Notwithstanding any
33 provision of section 147A.24, subsection 2, to the contrary, a
34 member of the trauma system advisory council on July 1, 2019,
35 shall continue serving until the expiration of that member's

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1 term or until a vacancy occurs prior to the expiration of the
2 applicable term, and such vacancy shall only be filled to the
3 extent consistent with and necessary to maintain the total
4 number of members of the council specified in section 147A.24,
5 subsection 2, as amended in this Act.

6 TELECONFERENCE OPTION FOR STATE ENTITIES

7 Sec. 80.**NEW SECTION. 135.11B Statutory board, commission,**
8 **committee, or council of committee — teleconference option.**

9 Any statutorily established board, commission, committee, or
10 council established under the purview of the department shall
11 provide for a teleconference option for board, commission,
12 committee, or council members to participate in official
13 meetings.

14 ELIMINATION OF PAYMENT OF EXPENSES FOR PUBLIC MEMBERS OF
15 CERTAIN STATE ENTITIES

16 Sec. 81. Section 105.3, subsection 6, Code 2019, is amended
17 by striking the subsection.

18 Sec. 82. Section 135.43, subsection 2, unnumbered paragraph
19 1, Code 2019, is amended to read as follows:

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

31 reimbursement of actual and necessary expenses incurred in the
 32 performance of their official duties. The review team shall
 33 include the following:

34 Sec. 83. Section 135.62, subsection 2, paragraph e, Code
 35 2019, is amended by striking the paragraph.

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1 Sec. 84. Section 147A.3, Code 2019, is amended to read as
 2 follows:

3 **147A.3 Meetings of the council — quorum — expenses.**

4 Membership, terms of office, and quorum, ~~and expenses~~ shall
 5 be determined by the director pursuant to chapter 135.

6 Sec. 85. Section 256L.3, subsection 3, Code 2019, is amended
 7 by striking the subsection.

8 ELIMINATION OF CHILD WELFARE ADVISORY COMMITTEE, CHILD
 9 SUPPORT ADVISORY COMMITTEE, CHILDREN'S MENTAL HEALTH WAIVER
 10 IMPLEMENTATION COMMITTEE, AND PROPERTY TAX RELIEF FUND RISK
 11 POOL

12 Sec. 86. Section 217.3A, subsection 1, Code 2019, is amended
 13 to read as follows:

14 1. *General.* The council on human services shall establish
 15 and utilize the advisory ~~committees~~ committee identified in
 16 this section and may establish and utilize other advisory
 17 committees. The council shall establish appointment
 18 provisions, membership terms, operating guidelines, and other
 19 operational requirements for committees established pursuant to
 20 this section.

21 Sec. 87. Section 217.3A, subsections 3 and 4, Code 2019, are
 22 amended by striking the subsections.

23 Sec. 88. Section 426B.5, subsection 1, Code 2019, is amended
 24 by striking the subsection.

25 Sec. 89. 2005 Iowa Acts, chapter 117, section 4, subsection
 26 3, is amended by striking the subsection.

27 DIVISION XVIII

28 MEDICAL ASSISTANCE ADVISORY COUNCIL

29 Sec. 90. Section 217.3, subsection 4, Code 2019, is amended
 30 to read as follows:

31 4. Approve the budget of the department of human services
 32 prior to submission to the governor. Prior to approval of the
 33 budget, the council shall publicize and hold a public hearing
 34 to provide explanations and hear questions, opinions, and
 35 suggestions regarding the budget. Invitations to the hearing

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1 shall be extended to the governor, the governor-elect, the
 2 director of the department of management, and other persons
 3 deemed by the council as integral to the budget process. The
 4 budget materials submitted to the governor shall include a
 5 review of options for revising the medical assistance program
 6 made available by federal action or by actions implemented

7 by other states as identified by the department, the medical
 8 assistance advisory council ~~and the executive committee of the~~
 9 ~~medical assistance advisory council~~ created in section 249A.4B,
 10 and by county representatives. The review shall address what
 11 potential revisions could be made in this state and how the
 12 changes would be beneficial to Iowans.

13 Sec. 91. Section 249A.4B, Code 2019, is amended to read as
 14 follows:

15 **249A.4B Medical assistance advisory council.**

16 1. A medical assistance advisory council is created to
 17 comply with 42 C.F.R. §431.12 based on section 1902(a)(4) of
 18 the federal Social Security Act and to advise the director
 19 about health and medical care services under the medical
 20 assistance program. The council shall meet no more than
 21 quarterly. The director of public health and a public member
 22 of the council selected by the public members of the council
 23 ~~specified in subsection 2, paragraph "b",~~ shall serve as
 24 co-chairpersons of the council.

25 2.a. The council shall consist of the following voting
 26 members:

27 (1) Five professional or business entity members selected
 28 by the entities specified pursuant to subsection 3, paragraph
 29 "a".

30 (2) Five public members appointed pursuant to subsection 3,
 31 paragraph "b". Of the five public members, at least one member
 32 shall be a recipient of medical assistance.

33 b. The council shall include all of the following nonvoting
 34 members:

35 (1) The director of public health, or the director's

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1 designee.

2 (2) The director of the department on aging, or the
 3 director's designee.

4 (3) The long-term care ombudsman, or the long-term care
 5 ombudsman's designee.

6 (4) The dean of Des Moines university — osteopathic medical
 7 center, or the dean's designee.

8 (5) The dean of the university of Iowa college of medicine,
 9 or the dean's designee.

10 (6) A member of the hawk-i board created in section 514I.5,
 11 selected by the members of the hawk-i board.

12 (7) The following members of the general assembly, each for
 13 a term of two years as provided in section 69.16B:

14 (a) Two members of the house of representatives, one
 15 appointed by the speaker of the house of representatives
 16 and one appointed by the minority leader of the house of
 17 representatives from their respective parties.

18 (b) Two members of the senate, one appointed by the
 19 president of the senate after consultation with the majority
 20 leader of the senate and one appointed by the minority leader

21 of the senate.

22 ~~2. 3. The voting membership of the council shall include~~
 23 ~~all of the following voting members~~ be selected or appointed
 24 as follows:

25 a. The five professional or business entity members shall
 26 be selected by the entities specified under this paragraph "a".
 27 The five professional or business entity members selected shall
 28 be the president, or the president's representative, of each
 29 of the following professional or business entities entity, or
 30 a member of each of the following professional or business
 31 entities, selected entity, designated by the entity:

32 (1) The Iowa medical society.

33 (2) The Iowa osteopathic medical association.

34 (3) The Iowa academy of family physicians.

35 (4) The Iowa chapter of the American academy of pediatrics.

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1 (5) The Iowa physical therapy association.

2 (6) The Iowa dental association.

3 (7) The Iowa nurses association.

4 (8) The Iowa pharmacy association.

5 (9) The Iowa podiatric medical society.

6 (10) The Iowa optometric association.

7 (11) The Iowa association of community providers.

8 (12) The Iowa psychological association.

9 (13) The Iowa psychiatric society.

10 (14) The Iowa chapter of the national association of social
 11 workers.

12 (15) The coalition for family and children's services in
 13 Iowa.

14 (16) The Iowa hospital association.

15 (17) The Iowa association of rural health clinics.

16 (18) The Iowa primary care association.

17 (19) Free clinics of Iowa.

18 (20) The opticians' association of Iowa, inc.

19 (21) The Iowa association of hearing health professionals.

20 (22) The Iowa speech and hearing association.

21 (23) The Iowa health care association.

22 (24) The Iowa association of area agencies on aging.

23 (25) AARP.

24 (26) The Iowa caregivers association.

25 (27) Leading age Iowa.

26 (28) The Iowa association for home care.

27 (29) The Iowa council of health care centers.

28 (30) The Iowa physician assistant society.

29 (31) The Iowa association of nurse practitioners.

30 (32) The Iowa nurse practitioner society.

31 (33) The Iowa occupational therapy association.

32 (34) The ARC of Iowa, formerly known as the association for
 33 retarded citizens of Iowa.

34 (35) The national alliance on mental illness.

35 (36) The Iowa state association of counties.

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1 (37) The Iowa developmental disabilities council.
 2 (38) The Iowa chiropractic society.
 3 (39) The Iowa academy of nutrition and dietetics.
 4 (40) The Iowa behavioral health association.
 5 (41) The midwest association for medical equipment services
 6 or an affiliated Iowa organization.
 7 ~~b. Ten~~ The five public members shall be public
 8 representatives which may include members of consumer groups,
 9 including recipients of medical assistance or their families,
 10 consumer organizations, and others, appointed by the governor
 11 for staggered terms of two years each, none of whom shall be
 12 members of, or practitioners of, or have a pecuniary interest
 13 in any of the professional or business entities specifically
 14 represented under paragraph "a", ~~and a majority of whom shall be~~
 15 ~~current or former recipients of medical assistance or members~~
 16 ~~of the families of current or former recipients.~~
 17 ~~e. A member of the hawk i board created in section 514I.5,~~
 18 ~~selected by the members of the hawk i board.~~
 19 ~~3. The council shall include all of the following nonvoting~~
 20 ~~members:~~
 21 ~~a. The director of public health, or the director's~~
 22 ~~designee.~~
 23 ~~b. The director of the department on aging, or the~~
 24 ~~director's designee.~~
 25 ~~c. The long term care ombudsman, or the long term care~~
 26 ~~ombudsman's designee.~~
 27 ~~d. The dean of Des Moines university — osteopathic medical~~
 28 ~~center, or the dean's designee.~~
 29 ~~e. The dean of the university of Iowa college of medicine,~~
 30 ~~or the dean's designee.~~
 31 ~~f. The following members of the general assembly, each for a~~
 32 ~~term of two years as provided in section 69.16B:~~
 33 (1) Two members of the house of representatives, one
 34 appointed by the speaker of the house of representatives
 35 and one appointed by the minority leader of the house of

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1 representatives from their respective parties.
 2 (2) Two members of the senate, one appointed by the
 3 president of the senate after consultation with the majority
 4 leader of the senate and one appointed by the minority leader
 5 of the senate.
 6 ~~4.a. An executive committee of the council is created and~~
 7 ~~shall consist of the following members of the council:~~
 8 (1) Five of the professional or business entity members
 9 designated pursuant to subsection 2, paragraph "a", and
 10 selected by the members specified under that paragraph, as

11 voting members.

12 (2) Five of the public members appointed pursuant to
13 subsection 2, paragraph "b", and selected by the members
14 specified under that paragraph, as voting members. Of the five
15 public members, at least one member shall be a recipient of
16 medical assistance.

17 (3) The director of public health, or the director's
18 designee, as a nonvoting member.

19 b. The executive committee shall meet on a monthly basis.
20 The director of public health and the public member serving as
21 co-chairperson of the council shall serve as co-chairpersons of
22 the executive committee.

23 e. 4. Based upon the deliberations of the council and the
24 executive committee, the executive committee council shall make
25 recommendations to the director regarding the budget, policy,
26 and administration of the medical assistance program.

27 5. For each council meeting, other than those held during
28 the time the general assembly is in session, each legislative
29 member of the council shall be reimbursed for actual travel
30 and other necessary expenses and shall receive a per diem as
31 specified in section 7E.6 for each day in attendance, as shall
32 the members of the council or the executive committee who are
33 recipients or the family members of recipients of medical
34 assistance, regardless of whether the general assembly is in
35 session.

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1 6. The department shall provide staff support and
2 independent technical assistance to the council and the
3 executive committee.

4 7. The director shall consider the recommendations offered
5 by the council and the executive committee in the director's
6 preparation of medical assistance budget recommendations to
7 the council on human services pursuant to section 217.3 and in
8 implementation of medical assistance program policies.

9 DIVISION XIX

10 MEDICAID COVERAGE — PREGNANT WOMEN LAWFULLY ADMITTED FOR
11 PERMANENT RESIDENCE

12 Sec. 92.MEDICAID COVERAGE — PREGNANT WOMEN LAWFULLY
13 ADMITTED FOR PERMANENT RESIDENCE IN THE UNITED STATES WITHOUT
14 APPLICATION OF FIVE-YEAR WAITING PERIOD.

15 1. The department of human services shall seek a waiver from
16 the centers for Medicare and Medicaid services of the United
17 States department of health and human services to provide
18 coverage under the Medicaid program for pregnant women lawfully
19 admitted for permanent residence in the United States, without
20 application of the five-year waiting period.

21 2. If federal approval is received by the department, the
22 department shall provide Medicaid coverage for pregnant women
23 lawfully admitted for permanent residence in the United States,
24 without application of the five-year waiting period, effective

25 the first day of the month following the department's receipt
26 of federal approval.

27 DIVISION XX

28 PROVISION OF CERTAIN SURGERIES OR PROCEDURES — EXEMPTION FROM
29 REQUIRED ACCOMMODATIONS OR SERVICES

30 Sec. 93. Section 216.7, Code 2019, is amended by adding the
31 following new subsection:

32 NEW SUBSECTION. 3. This section shall not require any
33 state or local government unit or tax-supported district to
34 provide for sex reassignment surgery or any other cosmetic,
35 reconstructive, or plastic surgery procedure related to

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1 transsexualism, hermaphroditism, gender identity disorder, or
2 body dysmorphic disorder.

3 Sec. 94.EFFECTIVE DATE. This division of this Act, being
4 deemed of immediate importance, takes effect upon enactment.

5 DIVISION XXI

6 REVISION OF MEDICAID MANAGED CARE CONTRACTS — LIQUIDATED
7 DAMAGES

8 Sec. 95.REVISION OF MEDICAID MANAGED CARE CONTRACTS —
9 LIQUIDATED DAMAGES. The department shall revise the Medicaid
10 managed care contracts to include all of the following
11 provisions:

12 1. The assessment of liquidated damages for prior
13 authorization and claims payment system issues that were
14 reported by the managed care organization to the department
15 as corrected, but reoccurred within 60 days of the reported
16 correction.

17 2. The assessment of liquidated damages for the failure of
18 a managed care organization to complete provider credentialing
19 or to accurately load provider rosters as required in the
20 contract.

21 DIVISION XXII

22 HEALTH DATA COLLECTION AND USE

23 Sec. 96. Section 135.166, subsection 1, Code 2019, is
24 amended to read as follows:

25 1.a. The department of public health shall enter into
26 a memorandum of understanding ~~to utilize the Iowa hospital~~
27 ~~association with the contractor selected through a request for~~
28 proposals process to act as the department's intermediary in
29 collecting, maintaining, and disseminating hospital inpatient,
30 outpatient, and ambulatory data, as initially authorized in
31 1996 Iowa Acts, ch. 1212, §5, subsection 1, paragraph "a",
32 subparagraph (4), and 641 IAC 177.3.

33 b. The memorandum of understanding shall include but is not
34 limited to provisions that address the duties of the department
35 and the ~~Iowa hospital association~~ contractor regarding the

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1 collection, reporting, disclosure, storage, and confidentiality
2 of the data.

3 Sec. 97.REQUEST FOR PROPOSALS PROCESS — TRANSITION. The
4 department of public health shall continue the memorandum of
5 understanding with the entity acting as intermediary on June
6 30, 2019, pursuant to section 135.166, until the contractor
7 selected through a request for proposals process assumes the
8 duties of intermediary on January 1, 2021, as specified under
9 this division of this Act.

10 DIVISION XXIII

11 DISTRIBUTION OF FEDERAL FUNDS — RESTRICTIONS — ABORTION
12 Sec. 98.DISTRIBUTION OF FEDERAL PUBLIC HEALTH SERVICES ACT
13 FUNDS FOR FAMILY PLANNING.

14 1. The department of public health shall annually apply
15 to the United States department of health and human services
16 for grant funding under Tit. X of the federal Public Health
17 Services Act, 42 U.S.C. §300 et seq. The department shall
18 distribute all grant funding received to applicants in the
19 following order of priority:

20 a. Public entities that provide family planning services
21 including state, county, or local community health clinics,
22 federally qualified health centers, and community action
23 organizations.

24 b. Nonpublic entities that, in addition to family planning
25 services, provide required primary health services as described
26 in 42 U.S.C. §254b(b)(1)(A).

27 c. Nonpublic entities that provide family planning
28 services but do not provide required primary health services as
29 described in 42 U.S.C. §254b(b)(1)(A).

30 2. Distribution of funds under this section shall be made in
31 a manner that continues access to family planning services.

32 3.a.(1) Distribution of funds under this section shall
33 not be made to any entity that performs abortions, promotes
34 abortions, maintains or operates a facility where abortions are
35 performed or promoted, contracts or subcontracts with an entity

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1 that performs or promotes abortions, becomes or continues to be
2 an affiliate of any entity that performs or promotes abortions,
3 or regularly makes referrals to an entity that provides or
4 promotes abortions or maintains or operates a facility where
5 abortions are performed. However, the prohibition specified
6 in this subparagraph (1) shall not be interpreted to include
7 a nonpublic entity that is a distinct location of a nonprofit
8 health care delivery system, if the distinct location provides
9 family planning services but does not perform abortions
10 or maintain or operate as a facility where abortions are
11 performed.

12 (2) The department of public health shall adopt rules

13 pursuant to chapter 17A to require that as a condition of
14 eligibility as an applicant under this section, each distinct
15 location of a nonprofit health care delivery system shall be
16 assigned a distinct provider identification number and complete
17 an attestation that abortions are not performed at the distinct
18 location.

19 b. For the purposes of this section, “nonprofit health
20 care delivery system” means an Iowa nonprofit corporation
21 that controls, directly or indirectly, a regional health
22 care network consisting of hospital facilities and various
23 ambulatory and clinic locations that provide a range of
24 primary, secondary, and tertiary inpatient, outpatient, and
25 physician services.

26 c. For the purposes of this section, “abortion” does not
27 include any of the following:

28 (1) The treatment of a woman for a physical disorder,
29 physical injury, or physical illness, including a
30 life-endangering physical condition caused by or arising from
31 the pregnancy itself, that would, as certified by a physician,
32 place the woman in danger of death.

33 (2) The treatment of a woman for a spontaneous abortion,
34 commonly known as a miscarriage, when not all of the products
35 of human conception are expelled.

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1 4. Funds distributed in accordance with this section shall
2 not be used for direct or indirect costs, including but not
3 limited to administrative costs or expenses, overhead, employee
4 salaries, rent, and telephone and other utility costs, related
5 to providing or promoting abortions as specified in this
6 section.

7 5. The department of public health shall submit a report to
8 the governor and the general assembly, annually by January 1,
9 listing any entities that received funds pursuant to subsection
10 1, paragraph “c”, and the amount and type of funds received by
11 such entities during the preceding calendar year. The report
12 shall provide a detailed explanation of how the department
13 determined that distribution of funds to such an entity,
14 instead of to an entity described in subsection 1, paragraph
15 “a” or “b”, was necessary to prevent severe limitation or
16 elimination of access to family planning services in the region
17 of the state where the entity is located.

18 Sec. 99.ADMINISTRATION OF PERSONAL RESPONSIBILITY
19 EDUCATION PROGRAM AND SEXUAL RISK AVOIDANCE EDUCATION GRANT
20 PROGRAM FUNDS.

21 1. Any contract entered into on or after July 1, 2019, by
22 the department of public health to administer the personal
23 responsibility education program as specified in 42 U.S.C.
24 §713 or to administer the sexual risk avoidance education
25 grant program authorized pursuant to section 510 of Tit.
26 V of the federal Social Security Act, 42 U.S.C. §710, as

27 amended by section 50502 of the federal Bipartisan Budget
 28 Act of 2018, Pub. L. No. 115-123, and as further amended by
 29 division S, Title VII, section 701 of the federal Consolidated
 30 Appropriations Act of 2018, Pub. L. No. 115-141, shall exclude
 31 as an eligible applicant, any applicant entity that performs
 32 abortions, promotes abortions, maintains or operates a
 33 facility where abortions are performed or promoted, contracts
 34 or subcontracts with an entity that performs or promotes
 35 abortions, becomes or continues to be an affiliate of any

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1 entity that performs or promotes abortions, or regularly makes
 2 referrals to an entity that provides or promotes abortions or
 3 maintains or operates a facility where abortions are performed.
 4 However, the prohibition specified in this section shall not be
 5 interpreted to include a nonpublic entity that is a distinct
 6 location of a nonprofit health care delivery system, if the
 7 distinct location provides personal responsibility education
 8 program or sexual risk avoidance education grant program
 9 services but does not perform abortions or maintain or operate
 10 as a facility where abortions are performed.

11 2. The department of public health shall adopt rules
 12 pursuant to chapter 17A to require that as a condition of
 13 eligibility as an applicant, grantee, grantee contractor,
 14 or grantee subcontractor under the personal responsibility
 15 education program or sexual risk avoidance education grant
 16 program, each distinct location of a nonprofit health care
 17 delivery system shall be assigned a distinct identification
 18 number and complete an attestation that abortions are not
 19 performed at the distinct location.

20 3. For the purposes of this section, "nonprofit health
 21 care delivery system" means an Iowa nonprofit corporation
 22 that controls, directly or indirectly, a regional health
 23 care network consisting of hospital facilities and various
 24 ambulatory and clinic locations that provide a range of
 25 primary, secondary, and tertiary inpatient, outpatient, and
 26 physician services.

27 4. For the purposes of this section, "abortion" does not
 28 include any of the following:

29 a. The treatment of a woman for a physical disorder,
 30 physical injury, or physical illness, including a
 31 life-endangering physical condition caused by or arising from
 32 the pregnancy itself, that would, as certified by a physician,
 33 place the woman in danger of death.

34 b. The treatment of a woman for a spontaneous abortion,
 35 commonly known as a miscarriage, when not all of the products

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1 of human conception are expelled.

2 Sec. 100.AWARD OF COMMUNITY ADOLESCENT PREGNANCY

3 PREVENTION AND SERVICES PROGRAM GRANT FUNDS.

4 1. Any contract entered into on or after July 1, 2019,
5 by the department of human services to award a community
6 adolescent pregnancy prevention and services program grant
7 using federal temporary assistance for needy families block
8 grant funds appropriated to the department shall exclude
9 from eligibility any applicant, grantee, grantee contractor,
10 or grantee subcontractor that performs abortions, promotes
11 abortions, maintains or operates a facility where abortions are
12 performed or promoted, contracts or subcontracts with an entity
13 that performs or promotes abortions, becomes or continues to be
14 an affiliate of any entity that performs or promotes abortions,
15 or regularly makes referrals to an entity that provides or
16 promotes abortions or maintains or operates a facility where
17 abortions are performed.

18 2. The eligibility exclusion specified in subsection 1
19 shall not be interpreted to include a nonpublic entity that
20 is a distinct location of a nonprofit health care delivery
21 system, if the distinct location provides community adolescent
22 pregnancy prevention program services but does not perform
23 abortions or maintain or operate as a facility where abortions
24 are performed.

25 3. The department of human services shall adopt rules
26 pursuant to chapter 17A to require that as a condition of
27 eligibility as an applicant, grantee, grantee contractor,
28 or grantee subcontractor under the adolescent pregnancy
29 prevention and services program, each distinct location of
30 a nonprofit health care delivery system shall be assigned a
31 distinct identification number and complete an attestation that
32 abortions are not performed at the distinct location.

33 4. For the purposes of this section, "nonprofit health
34 care delivery system" means an Iowa nonprofit corporation
35 that controls, directly or indirectly, a regional health

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1 care network consisting of hospital facilities and various
2 ambulatory and clinic locations that provide a range of
3 primary, secondary, and tertiary inpatient, outpatient, and
4 physician services.

5 5. For the purposes of this section, "abortion" does not
6 include any of the following:

7 a. The treatment of a woman for a physical disorder,
8 physical injury, or physical illness, including a
9 life-endangering physical condition caused by or arising from
10 the pregnancy itself, that would, as certified by a physician,
11 place the woman in danger of death.

12 b. The treatment of a woman for a spontaneous abortion,
13 commonly known as a miscarriage, when not all of the products
14 of human conception are expelled.

15 Sec. 101.SEVERABILITY. If any provision of this division
16 of this Act or the application of this division of this Act to

17 any person or circumstances is held invalid, the invalidity
 18 shall not affect other provisions or applications of this
 19 division of this Act which can be given effect without the
 20 invalid provisions or application and, to this end, the
 21 provisions of this division of this Act are severable.

22 Sec. 102.EFFECTIVE DATE. This division of this Act, being
 23 deemed of immediate importance, takes effect upon enactment.

24 DIVISION XXIV

25 NON-STATE GOVERNMENT-OWNED NURSING FACILITY QUALITY OF CARE
 26 RATE ADD-ON PROGRAM

27 Sec. 103. Section 249L.2, subsections 7 and 8, Code 2019,
 28 are amended to read as follows:

29 7. “*Non-state government-owned nursing facility*” means a
 30 nursing facility that is owned or operated by a non-state
 31 governmental entity and for which a non-state governmental
 32 entity holds the nursing facility’s license and is party to the
 33 nursing facility’s Medicaid contract.

34 8. “*Nursing facility*” means a licensed nursing facility as
 35 defined in section 135C.1 that is a freestanding facility or

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1 a nursing facility operated by a hospital licensed pursuant
 2 to chapter 135B, but does not include a distinct-part skilled
 3 nursing unit or a swing-bed unit operated by a hospital, or
 4 a nursing facility owned by the state or federal government
 5 or other governmental unit. “*Nursing facility*” includes a
 6 non-state government-owned nursing facility if the nursing
 7 facility participates in the non-state government-owned nursing
 8 facility ~~upper payment limit alternative payment~~ quality of
 9 care rate add-on program.

10 Sec. 104.NON-STATE GOVERNMENT-OWNED NURSING FACILITY
 11 QUALITY OF CARE RATE ADD-ON PROGRAM.

12 1. As used in this section, unless the context otherwise
 13 requires:

14 a. “Department” means the department of human services.

15 b. “Intergovernmental transfer” means a transfer of
 16 state share funds from a non-state governmental entity to the
 17 department of human services.

18 c. “Non-state governmental entity” or “NSGE” means a
 19 hospital authority, hospital district, health care district,
 20 city, or county.

21 d. “Non-state government-owned nursing facility” or “NSGO
 22 nursing facility” means a nursing facility that is owned or
 23 operated by a non-state governmental entity and for which a
 24 non-state governmental entity holds the nursing facility’s
 25 license and is party to the nursing facility’s Medicaid
 26 contract.

27 e. “Program” means the non-state government-owned nursing
 28 facility quality of care rate add-on program described in this
 29 section.

30 f. “Quality of care rate add-on calculation period” means

31 the fiscal year for which quality of care rate add-on amounts
32 are calculated based on adjudicated claims for days of service
33 provided.
34 g. "Upper payment limit" means a reasonable estimate of
35 the amount that would be paid for the services furnished by a

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1 facility under Medicare payment principles.
2 2. The department of human services shall submit to the
3 centers for Medicare and Medicaid services of the United States
4 department of health and human services (CMS), a Medicaid state
5 plan amendment to allow a qualifying NSGE to receive a quality
6 of care rate add-on in accordance with the upper payment limit
7 requirements pursuant to 42 C.F.R. §447.272 and managed care
8 requirements pursuant to 42 C.F.R. §438.6.
9 3. The Medicaid state plan amendment submitted shall
10 provide for all of the following:
11 a. Purpose. The NSGO nursing facility quality of care rate
12 add-on shall be made to a qualified NSGE to promote, maintain,
13 and improve resident quality of care and health outcomes.
14 b. Non-state government-owned nursing facility
15 qualifications. An NSGO nursing facility shall qualify for
16 participation in the program if all of the following conditions
17 are met:
18 (1) The NSGE for the NSGO nursing facility has executed a
19 participation agreement with the department.
20 (2) The NSGE for the NSGO nursing facility has provided
21 proof that the entity holds the NSGO nursing facility's license
22 and has complete operational responsibility for the NSGO
23 nursing facility.
24 (3) The NSGE for the NSGO nursing facility has filed a
25 certification of eligibility application for the quality of
26 care rate add-on program with the department and has received
27 approval from the department for participation in the program.
28 (4) The NSGO nursing facility is an active participant
29 in established Medicaid managed care value-based purchasing
30 programs and initiatives in the state.
31 (5) The NSGO nursing facility and the NSGE for the
32 NSGO nursing facility are in compliance with care criteria
33 requirements.
34 c. NSGE participation requirements. An NSGE shall qualify
35 for participation in the program if all of the following

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1 conditions are met:
2 (1) The NSGE has executed a nursing facility provider
3 contract with an NSGO nursing facility.
4 (2) The NSGE has provided, and identified the source of,
5 state share dollars for the intergovernmental transfer.
6 (3) The NSGE has provided proof of ownership, if applicable,

7 as the licensed operator of the NSGO nursing facility.
8 (4) The NSGE has provided, to the department, an executed
9 management agreement between the NSGE and the NSGO nursing
10 facility manager.
11 d. Care criteria requirements. A participating NSGO
12 nursing facility shall comply with all of the following care
13 criteria quality metrics, shall adhere to all of the following
14 performance measures to improve the quality of care delivered
15 to residents and to improve efficiency and care avoidance costs
16 for the overall Medicaid program, and shall do all of the
17 following:
18 (1) Develop a written action plan that includes
19 satisfaction survey results, an analysis of the satisfaction
20 survey results with identification of areas in need of
21 improvement, and a process for addressing areas in need of
22 improvement.
23 (2) Develop and implement, within six months of
24 commencement of participation in the program, a written plan
25 for the mitigation of unnecessary inpatient admissions within
26 30 days of a nursing facility discharge. The written plan
27 shall include or address all of the following:
28 (a) The inpatient admission management tool which
29 identifies those residents at high risk for the potential
30 return to acute care.
31 (b) The tools to support effective communications.
32 (c) Advance directive planning and implementation.
33 (d) Application of a quality assurance and program
34 integrity methodology to provide a root cause analysis and
35 identify teaching needs.

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1 (3) Develop and implement a written plan providing for a
2 proactive pneumonia and influenza vaccination program which
3 shall improve vaccination scores above the national average,
4 as measured using CMS quality metrics. The written plan shall
5 include all of the following:
6 (a) The latest available three-quarter average of both the
7 CMS measure for the percent of long-stay residents assessed and
8 appropriately given the seasonal influenza vaccine and of the
9 CMS measure for the percentage of long-stay residents assessed
10 and appropriately given the pneumococcal vaccine, to establish
11 a baseline.
12 (b) The current measure code score for the CMS measures
13 described in subparagraph division (a).
14 (c) A written plan for an influenza and pneumonia
15 vaccination program to address new admissions and current
16 residents.
17 (4) Elevate healthy aging in the state by implementing
18 a plan that accomplishes at least one of the following
19 strategies:
20 (a) Prevention and reduction of falls.

- 21 (b) Improved nutrition.
22 (c) Increased physical activity.
23 (d) Reduction in the incidence of depression.
24 (5) Demonstrate improvement above the facility-specific
25 baseline in the CMS five-star quality measures composite
26 scoring. Metrics shall be determined based upon the CMS
27 nursing home compare composite score over the preceding
28 twelve-month period.
29 (a) A participating NSGO nursing facility shall provide the
30 most recent three-quarter average of the CMS quality measure
31 star rating to establish a baseline.
32 (b) A participating NSGO nursing facility shall have a star
33 rating of three or better or must demonstrate improvement over
34 the previous quarter with no two quarters below three stars to
35 participate in the program.

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- 1 (c) A participating NSGO nursing facility with a quality
2 measure star rating of three or better for the most recent
3 quarter or that demonstrates improvement in composite scoring
4 with no two quarters consistently below a three-star rating,
5 shall be deemed to have met the care criteria.
6 e. Quality of care rate add-on.
7 (1) The nursing facility quality of care rate add-on
8 provided to a participating NSGE under the program shall not
9 exceed Medicare payment principles pursuant to 42 C.F.R.
10 §447.272 and shall be calculated pursuant to 42 C.F.R. §438.6.
11 The quality of care rate add-on shall be calculated and paid
12 as follows:
13 (a) The methodology utilized to calculate the upper
14 payment limit shall be based on the data available during the
15 calculation period.
16 (b) The eligible amount used in determining the quality
17 of care rate add-on shall be the difference between the state
18 Medicaid payment and the Medicare upper payment limit as
19 determined, based on compliance with the care criteria metrics,
20 on an annual basis.
21 (c) The difference calculated under subparagraph division
22 (b) shall be divided by total patient days as determined under
23 subparagraph division (b).
24 (d) The quality of care rate add-on shall be paid
25 prospectively.
26 (2) The amount of the quality of care rate add-on shall
27 be associated with improvement in care of Medicaid nursing
28 facility residents in the state as demonstrated through the
29 specified care criteria. A participating NSGE shall receive
30 payment under the program based on earned percentages related
31 to the care criteria. A participating NSGE shall meet or
32 exceed at least two of the five established care criteria
33 metrics to be eligible for the rate add-on payment for each
34 quarter. After at least two of the five metrics have been met,

35 the participating NSGE shall be eligible for seventy percent

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1 of the total eligible quality of care rate add-on amount for a
2 participating NSGO nursing facility. The participating NSGE
3 may qualify for the remaining thirty percent of the total
4 eligible quality of care rate add-on amount, by attribution
5 in ten percent increments, for each additional care criterion
6 that is met up to the full one hundred percent of the eligible
7 quality of care rate add-on amount.

8 f. Change of ownership.

9 (1) A participating NSGO nursing facility shall notify
10 the department of any change of ownership that may affect the
11 participating NSGO nursing facility's continued eligibility for
12 the program, within thirty days after such change.

13 (2) If a participating NSGO nursing facility changes
14 ownership on or after the first day of the quality of care
15 rate add-on calculation period, the data used for calculations
16 shall include data from the participating NSGO nursing facility
17 for the entire quality of care rate add-on calculation period
18 relating to payments for days of service provided under the
19 prior owner, prorated to reflect only the number of calendar
20 days during the calculation period that the participating NSGO
21 nursing facility is owned by the new owner.

22 g. Payment to participating NSGO nursing facilities. A
23 participating NSGO nursing facility shall secure allowable
24 intergovernmental transfer funds from a participating NSGE
25 to provide the state share amount. The process for the
26 intergovernmental transfer shall comply with the following:

27 (1) The department, or the department's designee, shall
28 notify the participating NSGE of the state share amount to be
29 transferred in the form of an intergovernmental transfer for
30 purposes of seeking federal financial participation for the
31 rate add-on payment, within twenty-five business days after
32 the end of a quarter. The amount shall reflect the percentage
33 of metrics achieved under the care criteria requirement. The
34 participating NSGE shall have five business days from the
35 date of receipt of the departmental notification to sign the

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1 participation agreement and remit payment of the state share
2 amount in the form of an intergovernmental transfer to the
3 department or the department's designee.

4 (2) If the total intergovernmental transfer amount is
5 received by the department or the department's designee within
6 the five business days as specified, the quality of care rate
7 add-on shall be included in the current quarter per diem rate
8 calculation for the participating NSGO nursing facility.

9 h. Penalties and adjustments. Failure by a participating
10 NSGE to remit the full intergovernmental transfer amount or

11 the correct amount as indicated by the department or the
12 department's designee within the following defined time frames
13 indicates the participating NSGE has voluntarily elected to
14 withdraw from program participation for that current quarter
15 and must reapply for participation in the program in any
16 subsequent quarter. All of the following shall apply when
17 determining the application of penalties and adjustments:

18 (1) The total amount of the intergovernmental transfer
19 must be received from the participating NSGE by the department
20 or the department's designee within five business days from
21 receipt by the participating NSGE of notification from the
22 department or the department's designee of the state share
23 amount.

24 (a) Receipt of the total intergovernmental transfer amount
25 by the department or the department's designee within five
26 business days is not subject to penalty.

27 (b) The date of receipt of notification of the state
28 share amount by the participating NSGE from the department or
29 the department's designee is the official reference date in
30 measuring the commencement of the five business days.

31 (2) Any intergovernmental transfer amount received by
32 the department or the department's designee after the fifth
33 business day as specified, but with a date stamp or mailing
34 postal mark indicating a date on or prior to five business
35 days from the date of notification by the department or the

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1 department's designee of the state share amount, shall not be
2 subject to penalty.

3 (3)(a) Any intergovernmental transfer amount received by
4 the department or the department's designee after the fifth
5 business day as specified, but with a date stamp or postal mark
6 indicating a date after five business days but not exceeding
7 eight business days from the date of notification by the
8 department or the department's designee of the state share
9 amount, shall be deemed late and the participating NSGE shall
10 receive the quality of care rate add-on, including an assessed
11 penalty of five percent, based on the total intergovernmental
12 transfer payments received during the late period. The five
13 percent penalty shall be applied to the quality of care rate
14 add-on for the quarter in which the intergovernmental transfer
15 amount is late.

16 (b) The department shall notify the participating NSGE of
17 the assessed penalty in writing. If the participating NSGE
18 fails to pay the department or the department's designee the
19 assessed penalty within the time frame noted on the written
20 notice to the participating NSGE, the assessed penalty shall be
21 deducted in accordance with the state Medicaid fee-for-service
22 recoupment process. The penalty shall be paid regardless
23 of any appeal requested by the participating NSGE. If an
24 appeal results in a decision to disallow a portion of or the

25 entire assessed penalty, reimbursement to the participating
 26 NSGE shall be made as part of future Medicaid payments to the
 27 participating NSGO nursing facility.

28 (4) If a participating NSGO nursing facility fails to
 29 achieve, at a minimum, two of the required care criteria
 30 metrics for two consecutive quarters, the participating NSGO
 31 nursing facility shall be suspended from participation in the
 32 program for two subsequent quarters. An NSGO nursing facility
 33 that has been suspended for a total of four quarters within a
 34 two-year period due to noncompliance with the required care
 35 criteria shall be terminated from the program, and shall be

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1 required to reapply for approval to participate at a subsequent
 2 time. Readmittance into the program is at the sole discretion
 3 of the department, taking into consideration input from
 4 stakeholders. If the NSGO nursing facility is subsequently
 5 readmitted to the program, terms of participation may include a
 6 probationary period with defined requirements related to care.
 7 4. The quality of care rate add-on shall only be implemented
 8 upon receipt by the department of approval of the Medicaid
 9 state plan amendment by CMS, and if such approval is received,
 10 the rate add-on is applicable no earlier than the first day
 11 of the calendar quarter following the date of receipt of such
 12 approval.

13 Sec. 105.REPEAL. 2016 Iowa Acts, chapter 1139, sections
 14 80, 81, 82, 83, and 84, are repealed.

15 Sec. 106.REPEAL. 2017 Iowa Acts, chapter 174, sections
 16 113, 114, 115, and 116, are repealed.

17 Sec. 107.EFFECTIVE UPON ENACTMENT. This division of this
 18 Act, being deemed of immediate importance, takes effect upon
 19 enactment.

20 Sec. 108.IMPLEMENTATION PROVISIONS.

21 1. The section of this division of this Act directing the
 22 department of human services to submit a Medicaid state plan
 23 amendment to CMS shall be implemented as soon as possible
 24 following enactment, consistent with all applicable federal
 25 requirements.

26 2. The section of this division of this Act amending
 27 section 249L.2, shall only be implemented upon receipt by
 28 the department of human services of approval of the Medicaid
 29 state plan amendment by CMS, and if such approval is received,
 30 is applicable no earlier than the first day of the calendar
 31 quarter following the date of receipt of such approval.

32 DIVISION XXV

33 PREPARATION FOR ADULT LIVING PROGRAM

34 Sec. 109. Section 234.46, subsection 1, paragraph b, Code
 35 2019, is amended to read as follows:

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1 *b.* The person is age eighteen, nineteen, ~~or~~ twenty,
2 ~~twenty-one, or twenty-two.~~

3 DIVISION XXVI

4 CHILDREN'S BEHAVIORAL HEALTH SYSTEM STATE BOARD

5 Sec. 110. Section 225C.51, if enacted by 2019 Iowa Acts,
6 House File 690, section 8, is amended to read as follows:

7 SEC. 8. NEW SECTION. 225C.51 Children's behavioral health
8 system state board.

9 1. A children's behavioral health system state board
10 is created as the state body to provide guidance on the
11 implementation and management of a children's behavioral health
12 system for the provision of services to children with a serious
13 emotional disturbance. ~~The state board's public voting members~~
14 ~~shall be appointed to four-year staggered terms by the governor~~
15 ~~and are subject to confirmation by the senate. All other~~
16 ~~state board voting members shall be appointed to four-year~~
17 ~~staggered terms and are not subject to confirmation by the~~
18 ~~senate.~~ State board members shall be appointed on the basis of
19 interest and experience in the fields of children's behavioral
20 health to ensure adequate representation from persons with life
21 experiences and from persons knowledgeable about children's
22 behavioral health services. The department shall provide
23 support to the state board, and the board may utilize staff
24 support and other assistance provided to the state board by
25 other persons. The state board shall meet at least four times
26 per year. The membership of the state board shall consist of
27 the following persons ~~who, at the time of appointment to the~~
28 ~~state board, are active members of the indicated groups:~~

29 *a.* The director of the department of human services or the
30 director's designee.

31 *b.* The director of the department of education or the
32 director's designee.

33 *c.* The director of the department of public health or the
34 director's designee.

35 *d.* The director of workforce development or the director's

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1 designee.

2 *e.* A member of the mental health and disability services
3 commission.

4 *e.* *f.* Members appointed by the governor who are active
5 members of each of the indicated groups:

6 (1) One member shall be selected from nominees submitted by
7 the state court administrator.

8 *f.* (2) One member shall be selected from nominees submitted
9 by the early childhood Iowa office in the department of
10 management.

11 ~~*g.* One member shall be a member of the mental health and~~
12 ~~disability services commission.~~

13 ~~h.~~ (3) One member shall be a board member or an employee of
 14 a provider of mental health services to children.
 15 ~~i.~~ (4) One member shall be a board member or an employee of
 16 a provider of child welfare services.
 17 ~~j.~~ (5) One member shall be an administrator of an area
 18 education agency.
 19 ~~k.~~ (6) One member shall be an educator, counselor, or
 20 administrator of a school district.
 21 ~~l.~~ (7) One member shall be a representative of an
 22 established advocacy organization whose mission or purpose it
 23 is, in part, to further goals related to children's mental
 24 health.
 25 ~~m.~~ (8) One member shall be a parent or guardian of a child
 26 currently utilizing or who has utilized behavioral health
 27 services.
 28 ~~n.~~ (9) One member shall be a sheriff.
 29 ~~o.~~ (10) One member shall be a pediatrician.
 30 ~~p.~~ (11) One member shall be a representative from a health
 31 care system.
 32 ~~q.~~ (12) One member shall be a chief executive officer of a
 33 mental health and disability services region.
 34 ~~r.~~ l. In addition to the voting members, the membership
 35 shall include four members of the general assembly with one

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1 member designated by each of the following: the majority
 2 leader of the senate, the minority leader of the senate, the
 3 speaker of the house of representatives, and the minority
 4 leader of the house of representatives. A legislative member
 5 serves for a term as provided in section 69.16B in a nonvoting,
 6 ex officio capacity and is not eligible for per diem and
 7 expenses as provided in section 2.10.

8 2. Members appointed by the governor shall serve four-year
 9 staggered terms and are subject to confirmation by the senate.
 10 The four-year terms shall begin and end as provided in section
 11 69.19. Vacancies on the state board shall be filled as
 12 provided in section 2.32. A member shall not be appointed for
 13 more than two consecutive four-year terms.

14 3. The director of the department of human services and the
 15 director of the department of education, or their designees,
 16 shall serve as co-chairpersons of the state board. Board
 17 members shall not be entitled to a per diem as specified in
 18 section 7E.6 and shall not be entitled to actual and necessary
 19 expenses incurred while engaged in their official duties.

20 DIVISION XXVII

21 PRIOR YEAR CARRYFORWARD PROVISIONS

22 FAMILY INVESTMENT PROGRAM GENERAL FUND ACCOUNT

23 Sec. 111. 2017 Iowa Acts, chapter 174, section 47, is
 24 amended by adding the following new subsection:

25 NEW SUBSECTION. 7. Notwithstanding section 8.33, moneys
 26 appropriated in this section that remain unencumbered or

27 unobligated at the close of the fiscal year shall not revert
 28 but shall remain available for expenditure for the purposes
 29 designated, and may be transferred to the appropriations made
 30 in this division of this Act for general administration and
 31 field operations for technology needs including the eligibility
 32 integrated applications solutions (ELIAS) project, or may be
 33 transferred to the appropriations made in this division of this
 34 Act for the juvenile institution, the mental health institutes,
 35 or the state resource centers, to be used for the purposes of

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1 those appropriations, until the close of the succeeding fiscal
 2 year.

3 STATE RESOURCE CENTERS

4 Sec. 112. 2017 Iowa Acts, chapter 174, section 63, is
 5 amended by adding the following new subsection:
 6 NEW SUBSECTION. 6. Notwithstanding section 8.33, and
 7 notwithstanding the amount limitation specified in section
 8 222.92, moneys appropriated in this section that remain
 9 unencumbered or unobligated at the close of the fiscal year
 10 shall not revert but shall remain available for expenditure
 11 for the purposes designated, including year-end purchases and
 12 technology needs, and may be transferred to the appropriations
 13 made in this division of this Act for the juvenile institution
 14 or the mental health institutes, to be used for the purposes of
 15 those appropriations, until the close of the succeeding fiscal
 16 year.

17 FIELD OPERATIONS

18 Sec. 113. 2017 Iowa Acts, chapter 174, section 65, as
 19 amended by 2018 Iowa Acts, chapter 1165, section 35, is amended
 20 to read as follows:

21 SEC. 65. FIELD OPERATIONS. There is appropriated from the
 22 general fund of the state to the department of human services
 23 for the fiscal year beginning July 1, 2018, and ending June 30,
 24 2019, the following amount, or so much thereof as is necessary,
 25 to be used for the purposes designated:

26 For field operations, including salaries, support,
 27 maintenance, and miscellaneous purposes, and for not more than
 28 the following full-time equivalent positions:

29 \$ 49,074,517
 30 FTEs 1,539.00

31 Priority in filling full-time equivalent positions shall be
 32 given to those positions related to child protection services
 33 and eligibility determination for low-income families.

34 Notwithstanding section 8.33, moneys appropriated in
 35 this section that remain unencumbered or unobligated at the

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1 close of the fiscal year shall not revert but shall remain
 2 available for expenditure for the purposes designated.

3 including for technology needs, personal computer replacements,
 4 and accelerated hiring, and may be transferred to the
 5 appropriations made in this division of this Act for the
 6 juvenile institution, the mental health institutes, or the
 7 state resource centers, to be used for the purposes of those
 8 appropriations, until the close of the succeeding fiscal year.

9 GENERAL ADMINISTRATION

10 Sec. 114. 2017 Iowa Acts, chapter 174, section 66, as
 11 amended by 2018 Iowa Acts, chapter 1165, section 36, is amended
 12 to read as follows:

13 SEC. 66. GENERAL ADMINISTRATION.

14 1. There is appropriated from the general fund of the
 15 state to the department of human services for the fiscal year
 16 beginning July 1, 2018, and ending June 30, 2019, the following
 17 amount, or so much thereof as is necessary, to be used for the
 18 purpose designated:

19 For general administration, including salaries, support,
 20 maintenance, and miscellaneous purposes, and for not more than
 21 the following full-time equivalent positions:

22	\$ 13,833,040
23	FTEs 294.00

24 2. Of the funds appropriated in this section, \$150,000 shall
 25 be used to continue the contract for the provision of a program
 26 to provide technical assistance, support, and consultation to
 27 providers of habilitation services and home and community-based
 28 services waiver services for adults with disabilities under the
 29 medical assistance program.

30 3. Of the funds appropriated in this section, \$50,000
 31 is transferred to the Iowa finance authority to be used
 32 for administrative support of the council on homelessness
 33 established in section 16.2D and for the council to fulfill its
 34 duties in addressing and reducing homelessness in the state.

35 4. Of the funds appropriated in this section, \$200,000 shall

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1 be transferred to and deposited in the administrative fund of
 2 the Iowa ABLE savings plan trust created in section 12I.4, to
 3 be used for implementation and administration activities of the
 4 Iowa ABLE savings plan trust.

5 5. Of the funds appropriated in this section, \$200,000 is
 6 transferred to the economic development authority for the Iowa
 7 commission on volunteer services to continue to be used for the
 8 RefugeeRISE AmeriCorps program established under section 15H.8
 9 for member recruitment and training to improve the economic
 10 well-being and health of economically disadvantaged refugees in
 11 local communities across Iowa. Funds transferred may be used
 12 to supplement federal funds under federal regulations.

13 7. Of the funds appropriated in this section, \$300,000 shall
 14 be used to contract for children's well-being collaboratives
 15 grants for the development and implementation of children's
 16 well-being collaboratives to establish and coordinate

17 prevention and early intervention services to promote improved
 18 mental health and well-being for children and families, as
 19 enacted in 2017 Iowa Acts, chapter 174, section 88.
 20 8. The department of human services shall submit the
 21 strategic plan to create and implement a children's mental
 22 health system submitted to the governor by the children's
 23 system state board established by Executive Order Number Two
 24 issued April 23, 2018, to the general assembly by November 15,
 25 2018.
 26 9. Notwithstanding section 8.33, moneys appropriated in
 27 this section that remain unencumbered or unobligated at the
 28 close of the fiscal year shall not revert but shall remain
 29 available for expenditure for the purposes designated,
 30 including for technology needs and the relocation of the
 31 Iowa Medicaid enterprise, and may be transferred to the
 32 appropriations made in this division of this Act for the
 33 juvenile institution, the mental health institutes, or the
 34 state resource centers, to be used for the purposes of those
 35 appropriations, until the close of the succeeding fiscal year.

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1 STATE SUPPLEMENTARY ASSISTANCE

2 Sec. 115. 2018 Iowa Acts, chapter 1165, section 53,
 3 subsection 4, is amended to read as follows:
 4 4. Notwithstanding section 8.33, moneys appropriated in
 5 this section that remain unencumbered or unobligated at the
 6 close of the fiscal year shall not revert but shall remain
 7 available for expenditure for the purposes designated,
 8 including for technology needs, and may be transferred to the
 9 appropriations made in this division of this Act for general
 10 administration, field operations, the juvenile institution, the
 11 mental health institutes, or the state resource centers, to be
 12 used for the purposes of those appropriations, until the close
 13 of the succeeding fiscal year.
 14 Sec. 116.EFFECTIVE DATE. This division of this Act, being
 15 deemed of immediate importance, takes effect upon enactment.
 16 Sec. 117.RETROACTIVE APPLICABILITY. This division of this
 17 Act applies retroactively to July 1, 2017.
 18 DIVISION XXVIII
 19 VACCINE AND IMMUNIZATION ADMINISTRATION — FUTURE REPEAL
 20 Sec. 118. 2018 Iowa Acts, chapter 1142, section 8, is
 21 amended to read as follows:
 22 SEC. 8.FUTURE REPEAL. Section 155A.44, Code 2018, is
 23 repealed effective July 1, ~~2019~~ 2020.
 24 Sec. 119.EFFECTIVE DATE. This division of this Act, being
 25 deemed of immediate importance, takes effect upon enactment.>>

H-1325

1 Amend Senate File 638, as amended, passed, and reprinted by
2 the Senate, as follows:

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

5 <DIVISION I

6 STANDING APPROPRIATIONS AND RELATED MATTERS

7 Section 1.LIMITATIONS OF STANDING APPROPRIATIONS — FY
8 2019-2020. Notwithstanding the standing appropriation in the
9 following designated section for the fiscal year beginning July
10 1, 2019, and ending June 30, 2020, the amount appropriated from
11 the general fund of the state pursuant to that section for the
12 following designated purpose shall not exceed the following
13 amount:

14 For payment of claims for nonpublic school transportation
15 under section 285.2:

16 \$ 8,197,091

17 If total approved claims for reimbursement for nonpublic
18 school pupil transportation exceed the amount appropriated in
19 accordance with this section, the department of education shall
20 prorate the amount of each approved claim.

21 Sec. 2.INSTRUCTIONAL SUPPORT STATE AID — FY 2019-2020. In
22 lieu of the appropriation provided in section 257.20,
23 subsection 2, the appropriation for the fiscal year
24 beginning July 1, 2019, and ending June 30, 2020, for paying
25 instructional support state aid under section 257.20 for such
26 fiscal year is zero.

27 Sec. 3. Section 257.35, Code 2019, is amended by adding the
28 following new subsection:

29 NEW SUBSECTION. 13A. Notwithstanding subsection 1, and in
30 addition to the reduction applicable pursuant to subsection
31 2, the state aid for area education agencies and the portion
32 of the combined district cost calculated for these agencies
33 for the fiscal year beginning July 1, 2019, and ending June
34 30, 2020, shall be reduced by the department of management by
35 fifteen million dollars. The reduction for each area education

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1 agency shall be prorated based on the reduction that the agency
2 received in the fiscal year beginning July 1, 2003.

3 Sec. 4.SPECIAL FUNDS — SALARY ADJUSTMENTS —
4 UNAPPROPRIATED MONEYS — FY 2019-2020 — FY 2020-2021. For the
5 fiscal year beginning July 1, 2019, and ending June 30, 2020,
6 and for the fiscal year beginning July 1, 2020, and ending June
7 30, 2021, salary adjustments otherwise provided may be funded
8 as determined by the department of management, subject to any
9 applicable constitutional limitation, using unappropriated
10 moneys remaining in the department of commerce revolving
11 fund, the gaming enforcement revolving fund, the gaming
12 regulatory revolving fund, the primary road fund, the road

13 use tax fund, the fish and game protection fund, and the Iowa
14 public employees' retirement fund, and in other departmental
15 revolving, trust, or special funds for which the general
16 assembly has not made an operating budget appropriation.

17 DIVISION II

18 MISCELLANEOUS APPROPRIATIONS

19 Sec. 5. DEPARTMENT OF PUBLIC SAFETY.

20 1. There is appropriated from the general fund of the
21 state to the department of public safety for the fiscal year
22 beginning July 1, 2019, and ending June 30, 2020, the following
23 amount, or so much thereof as is necessary, to be used for the
24 purposes designated:

25 For costs associated with the training and equipment needs
26 of volunteer fire fighters:

27 \$ 50,000

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

33 3. Notwithstanding section 8.39, the department of public
34 safety may reallocate moneys appropriated in this section
35 and moneys appropriated in 2019 Iowa Acts, Senate File 615,

PAGE 3

1 section 15, if enacted, as necessary to best fulfill the needs
2 provided for in the appropriation. However, the department
3 shall not reallocate moneys appropriated to the department
4 in this section and moneys appropriated in 2019 Iowa Acts,
5 Senate File 615, section 15, if enacted, unless notice of the
6 reallocation is given to the legislative services agency and
7 the department of management prior to the effective date of the
8 reallocation. The notice shall include information regarding
9 the rationale for reallocating the moneys. The department
10 shall not reallocate moneys appropriated in this section and
11 moneys appropriated in 2019 Iowa Acts, Senate File 615, section
12 15, if enacted, for the purpose of eliminating any program.

13 DIVISION III

14 MISCELLANEOUS PROVISIONS

15 Sec. 6. Section 2C.18, Code 2019, is amended to read as
16 follows:

17 **2C.18 Report to general assembly.**

18 The ombudsman shall by ~~April 1~~ December 31 of each year
19 submit an economically designed and reproduced report to the
20 general assembly and to the governor concerning the exercise of
21 the ombudsman's functions during the preceding ~~calendar~~ fiscal
22 year. In discussing matters with which the ombudsman has been
23 concerned, the ombudsman shall not identify specific persons
24 if to do so would cause needless hardship. If the annual
25 report criticizes a named agency or official, it shall also
26 include unedited replies made by the agency or official to the

27 criticism, unless excused by the agency or official affected.
 28 Sec. 7. Section 558.69, Code 2019, is amended by adding the
 29 following new subsection:
 30 NEW SUBSECTION. 9. Notwithstanding section 331.604 or any
 31 other provision of law to the contrary, the county recorder
 32 shall not charge or collect a fee for the submission or filing
 33 of a groundwater hazard statement.
 34 DIVISION IV
 35 CORRECTIVE PROVISIONS

PAGE 4

1 Sec. 8. Section 29C.20C, if enacted by 2019 Iowa Acts,
 2 Senate File 570, section 1, is amended to read as follows:
 3 **29C.20C Immunity — licensed architects and professional**
 4 **engineers.**
 5 An architect licensed pursuant to chapter 544A or a
 6 professional engineer licensed pursuant to chapter 542B who,
 7 during a disaster emergency as proclaimed by the governor or
 8 a major disaster as declared by the president of the United
 9 States, in good faith and at the request of or with the
 10 approval of a national, state, or local public official, law
 11 enforcement official, public safety official, or building
 12 inspection official believed by the licensed architect or
 13 professional engineer to be acting in an official capacity,
 14 voluntarily and without compensation provides architectural,
 15 engineering, structural, electrical, mechanical, or other
 16 design professional services related to the disaster emergency
 17 or major disaster shall not be liable for civil damages for any
 18 acts or omissions resulting from the services provided, unless
 19 such acts or omissions constitute recklessness or willful
 20 and wanton misconduct. A licensed architect or professional
 21 engineer who receives expense reimbursement for the performance
 22 of services described in this section shall not be considered
 23 to have received compensation for such services.
 24 Sec. 9. Section 216A.133, subsection 3, paragraph 1, if
 25 enacted by 2019 Iowa Acts, House File 634, section 5, is
 26 amended to read as follows:
 27 *l.* Recommending to the ~~board~~ department the adoption of
 28 rules pursuant to chapter 17A as it deems necessary for the
 29 board and division.
 30 Sec. 10. Section 225C.51, subsection 1, paragraph a, if
 31 enacted by 2019 Iowa Acts, House File 690, section 8, is
 32 amended to read as follows:
 33 *a.* The director of the department of human services or the
 34 director's designee.
 35 Sec. 11. Section 225C.51, subsection 3, if enacted by 2019

PAGE 5

1 Iowa Acts, House File 690, section 8, is amended to read as
 2 follows:

3 3. The director of the department of human services and the
4 director of the department of education, or their designees,
5 shall serve as co-chairpersons of the state board. Board
6 members shall not be entitled to a per diem as specified in
7 section 7E.6 and shall not be entitled to actual and necessary
8 expenses incurred while engaged in their official duties.

9 Sec. 12. Section 261H.3, subsections 1 and 2, as enacted by
10 2019 Iowa Acts, Senate File 274, section 3, are amended to read
11 as follows:

12 1. Noncommercial expressive activities protected under the
13 provisions of this chapter include but are not limited to any
14 lawful oral or written means by which members of the campus
15 community may communicate ideas to one another, including
16 but not limited to all forms of peaceful assembly, protests,
17 speeches including by invited speakers, distribution of
18 literature, circulating petitions, and publishing, including
19 publishing or streaming on an internet site, or audio or video
20 recorded in outdoor areas of campus.

21 2. A member of the campus community who wishes to engage in
22 noncommercial expressive activity in outdoor areas of campus
23 shall be permitted to do so freely, subject to reasonable
24 time, place, and manner restrictions, and as long as the
25 member's conduct is not unlawful, does not impede others'
26 access to a facility or use of walkways, and does not disrupt
27 the functioning of the public institution of higher education,
28 subject to the protections of subsection 1. The public
29 institution of higher education may designate other areas of
30 campus available for use by the campus community according to
31 institutional policy, but in all cases access to designated
32 areas of campus must be granted on a viewpoint-neutral basis
33 within the bounds of established principles of the first
34 amendment principles to the Constitution of the United States.

35 Sec. 13. Section 322C.2, subsection 20, if enacted by 2019

PAGE 6

1 Iowa Acts, Senate File 435, section 2, is amended to read as
2 follows:

3 20. "Towable recreational vehicle dealer" or "dealer" means
4 a person required to be licensed under this chapter who is
5 authorized to sell and service towable recreational vehicles.

6 Sec. 14. Section 322C.15, subsection 2, paragraph b, if
7 enacted by 2019 Iowa Acts, Senate File 435, section 12, is
8 amended to read as follows:

9 b. The manufacturer's or distributor's business operations
10 have been abandoned or caused the dealer's business operations
11 to close for ten consecutive business days. This subparagraph
12 paragraph does not apply if the closing is due to a normal
13 seasonal closing and the manufacturer or distributor notifies
14 the dealer of the planned closing, an act of God, a strike,
15 a labor difficulty, or any other cause over which the
16 manufacturer or distributor has no control.

17 Sec. 15. Section 456A.33C, subsection 1, unnumbered
 18 paragraph 1, if enacted by 2019 Iowa Acts, House File 765,
 19 section 18, is amended to read as follows:

20 For purposes of this section, unless the context otherwise
 21 requires, “*eligible water body*” means a body of water that ~~meet~~
 22 meets all of the following criteria:

23 Sec. 16. Section 513D.2, subsection 2, Code 2019, as amended
 24 by 2019 Iowa Acts, House File 679, section 184, if enacted, is
 25 amended to read as follows:

26 2. The commissioner ~~or~~ of insurance may take any enforcement
 27 action under the commissioner’s authority to enforce compliance
 28 with this chapter.

29 Sec. 17. Section 515I.4A, subsection 1, paragraph c, as
 30 enacted by 2019 Iowa Acts, Senate File 558, section 4, is
 31 amended to read as follows:

32 c. The board of directors of the insurer has passed a
 33 resolution seeking approval as a domestic surplus lines insurer
 34 in this state and stating that the insurer shall only write
 35 surplus ~~line~~ lines business. The resolution shall not be

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1 amended without approval of the commissioner.

2 Sec. 18. Section 522E.13, subsection 6, Code 2019, as
 3 amended by 2019 Iowa Acts, Senate File 559, section 6, is
 4 amended to read as follows:

5 6. Whenever notice or correspondence with respect to a
 6 policy of portable electronics insurance is required pursuant
 7 to this section, it shall be in writing and sent within the
 8 notice period required pursuant to this section. Notices
 9 and correspondence shall be sent to the licensed portable
 10 electronics vendor that is the policyholder at the portable
 11 electronics vendor’s mailing or electronic mail address
 12 specified for that purpose and to its affected enrolled
 13 consumers’ last known mailing or electronic mail addresses on
 14 file with the insurer or the portable electronics vendor. All
 15 notices and documents that are delivered by electronic means
 16 shall comply with section 505B.1, except for the provisions
 17 in section 505B.1, subsection 4. The insurer or portable
 18 electronics vendor shall maintain proof that the notice or
 19 correspondence was sent for not less than three years after
 20 that notice or correspondence was sent.

21 Sec. 19. Section 633.648, Code 2019, as amended by 2019
 22 Iowa Acts, House File 610, section 34, if enacted, is amended
 23 to read as follows:

24 **633.648 Appointment of attorney in compromise of personal**
 25 **injury settlements.**

26 Notwithstanding the provisions of section 633.642 prior to
 27 authorizing a compromise of a claim for damages on account
 28 of personal injuries to the ~~ward~~ protected person, the court
 29 may order an independent investigation by an attorney other
 30 than by the attorney for the conservator. The cost of such

31 investigation, including a reasonable attorney fee, shall be
32 taxed as part of the cost of the conservatorship.
33 Sec. 20. Section 692C.1, subsection 1, paragraph a, if
34 enacted by 2019 Iowa Acts, House File 681, section 1, is
35 amended to read as follows:

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1 a. *“Covered individual”* means an individual who has, seeks
2 to have, or may have access to children, the elderly, or
3 individuals with disabilities served by a qualified entity and
4 who is employed by, volunteers with, or seeks to volunteer with
5 a qualified entity; or owns or operates or seeks to own or
6 operate, a qualified entity.

7 Sec. 21. 2019 Iowa Acts, Senate File 333, section 104,
8 subsection 6, is amended to read as follows:

9 6. Sections 15E.206, subsection 3, paragraph “a”;
10 15E.207, subsection 2, paragraph “b”, subparagraph (2),
11 subparagraph division (c); 15E.208, subsection 5, paragraph
12 “g”, subparagraphs (1) and (2); 15E.208, subsection 6,
13 paragraph “d”, subparagraph (1), subparagraph division
14 (a); 135.61, unnumbered paragraph 1; 135.61, subsection
15 1, paragraph “d”; 135.61, subsection 4; 135.62, subsection
16 1; 135.62, subsection 2, paragraph “f”, subparagraphs (2),
17 (4), and (5); 135.63, subsection 1; 135.63, subsection 2,
18 unnumbered paragraph 1; 135.63, subsection 2, paragraph “f”;
19 135.63, subsection 2, paragraph “g”, subparagraph (1); 135.63,
20 subsection 2, paragraph “h”, subparagraph (1), unnumbered
21 paragraph 1; 135.63, subsection 2, paragraph “j”; 135.63,
22 subsection 2, paragraph “k”, subparagraph (1), unnumbered
23 paragraph 1; 135.63, subsection 2, paragraph “l”, unnumbered
24 paragraph 1; 135.63, subsection 2, paragraphs “m” and “n”;
25 135.63, subsection 2, paragraph “p”, unnumbered paragraph 1;
26 135.63, subsection 3; 135.64, subsection 3; 135.72, unnumbered
27 paragraph 1; 135.73, subsection 1; 135.73, subsection
28 2, unnumbered paragraph 1; 135.73, subsection 3; 135.74,
29 subsections 1 and 3; 135.75, subsection 2; 135.76, subsection
30 1; 135.100, unnumbered paragraph 1; 135.105A, subsection 5;
31 135.108, unnumbered paragraph 1; 135.140, unnumbered paragraph
32 1; 249K.2, subsection 6; 490.120, subsection 12, paragraph “c”,
33 subparagraph (1); 490.140, subsection 29; 490.640, subsection
34 8; 490.809, subsection 2; 490.858, subsection 2; 490.1101,
35 unnumbered paragraph 1; 490.1105, subsection 3; 490.1107,

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1 subsection 1, paragraph “h”; 490.1107, subsection 2; 490.1107,
2 subsection 4, paragraph “b”; 490.1108, subsection 1; 490.1114,
3 subsection 1; 490.1114, subsection 2, paragraph “g”; 490.1202,
4 subsection 7; 490.1301, unnumbered paragraph 1; 490.1320,
5 subsection 1; 490.1320, subsection 3, paragraphs “a” and “b”;
6 490.1322, subsection 2, paragraph “c”; 490.1323, subsection

7 3; 490.1331, subsection 1; 490.1340, subsection 2, paragraph
 8 “a”, subparagraph (1); 490.1403, subsection 3; 490.1405,
 9 subsection 2, paragraph “c”; 499.69A, subsection 6; 524.1309,
 10 subsection 8; 524.1406, subsection 1; 524.1417, subsection 1;
 11 and 524.1805, subsection 6, Code 2019, are amended by striking
 12 the word “division” and inserting in lieu thereof the word
 13 “subchapter”.

14 Sec. 22.EFFECTIVE DATE. The following, being deemed of
 15 immediate importance, take effect upon enactment:

16 1. The section of this division of this Act amending section
 17 29C.20.

18 2. The section of this division of this Act amending section
 19 261H.3, subsections 1 and 2.

20 Sec. 23.EFFECTIVE DATE. The following takes effect January
 21 1, 2020:

22 The section of this division of this Act amending section
 23 633.648.

24 Sec. 24.RETROACTIVE APPLICABILITY. The following applies
 25 retroactively to the effective date of 2019 Iowa Acts, Senate
 26 File 570, if enacted:

27 The section of this division of this Act amending section
 28 29C.20.

29 Sec. 25.RETROACTIVE APPLICABILITY. The following applies
 30 retroactively to March 27, 2019:

31 The section of this division of this Act amending section
 32 261H.3, subsections 1 and 2.

33 Sec. 26.APPLICABILITY. The following applies to
 34 guardianships and guardianship proceedings for adults and
 35 conservatorships and conservatorship proceedings for adults and

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1 minors established or pending before, on, or after January 1,
 2 2020:

3 The section of this division of this Act amending section
 4 633.648.

5 DIVISION V
 6 FLOOD RECOVERY

7 Sec. 27.NEW SECTION. 418.16 Flood recovery fund.

8 1. A flood recovery fund is established in the state
 9 treasury under the control of the board. The fund shall
 10 consist of moneys appropriated to the fund by the general
 11 assembly and any other moneys available to, obtained by, or
 12 accepted by the board for deposit in the fund. Moneys in the
 13 fund are appropriated to the department and shall be used for
 14 the purposes designated in this section. Moneys in the fund
 15 shall not supplant any federal disaster recovery moneys.

16 2. The board may award moneys from the fund to eligible
 17 political subdivisions of the state. A political subdivision
 18 of the state is eligible to receive moneys from the fund if
 19 the political subdivision is located in a county designated
 20 under presidential disaster declaration DR-4421-IA and is also

21 located in a county where the federal emergency management
 22 agency's individual assistance program has been activated.
 23 3. In order to be awarded moneys from the fund, a political
 24 subdivision of the state shall submit a project application
 25 to the department for consideration by the board. The board
 26 shall prescribe application forms and application instructions.
 27 Project applications shall include all of the following:
 28 a. A description of the project and the manner in which
 29 the project supports flood response, flood recovery, or flood
 30 mitigation activities.
 31 b. A description of the financial assistance needed from the
 32 fund.
 33 c. Details on any additional moneys to be applied to the
 34 project.
 35 4.a. The board shall review all project applications.

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1 During the review of a project application, the board shall
 2 consider, at a minimum, all of the following:
 3 (1) Whether the project supports flood response, flood
 4 recovery, or flood mitigation activities.
 5 (2) Whether moneys from the fund are essential to meet
 6 the necessary expenses or serious needs of the political
 7 subdivision related to flood response, flood recovery, or flood
 8 mitigation.
 9 b. Upon review of a project application, the board shall
 10 approve, defer, or deny the application. If a project
 11 application is approved, the board shall specify the amount of
 12 moneys from the fund awarded to the political subdivision. The
 13 board shall negotiate and execute on behalf of the department
 14 all necessary agreements to provide the moneys. If a project
 15 application is deferred or denied, the board shall state the
 16 reasons for such deferral or denial.
 17 5. Notwithstanding section 8.33, moneys in the fund
 18 that remain unencumbered or unobligated at the close of a
 19 fiscal year shall not revert but shall remain available for
 20 expenditure for the purposes designated in this section.
 21 Notwithstanding section 12C.7, subsection 2, interest or
 22 earnings on moneys deposited in the fund shall be credited to
 23 the fund.
 24 Sec. 28.FLOOD RECOVERY APPROPRIATION. There is
 25 appropriated from the general fund of the state to the
 26 department of homeland security and emergency management, for
 27 the fiscal year beginning July 1, 2018, and ending June 30,
 28 2019, the following amount, or so much thereof as is necessary,
 29 to be credited to the flood recovery fund created in section
 30 418.16, as enacted by this Act, and used for the purposes
 31 designated in section 418.16, as enacted by this Act:
 32 \$ 15,000,000
 33 Sec. 29.EMERGENCY RULES. The department of homeland
 34 security and emergency management may adopt emergency

35 rules under section 17A.4, subsection 3, and section 17A.5,

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1 subsection 2, paragraph “b”, to implement the provisions of
 2 this division of this Act and the rules shall be effective
 3 immediately upon filing unless a later date is specified in the
 4 rules. Any rules adopted in accordance with this section shall
 5 also be published as a notice of intended action as provided
 6 in section 17A.4.

7 Sec. 30.EFFECTIVE DATE. This division of this Act, being
 8 deemed of immediate importance, takes effect upon enactment.

9 DIVISION VI

10 STATE BUDGET PROCESS

11 Sec. 31. Section 8.6, Code 2019, is amended by adding the
 12 following new subsection:

13 NEW SUBSECTION. 16. *Salary model administrator.* To
 14 designate a position within the department to serve as the
 15 salary model administrator.

16 a. The salary model administrator shall work in conjunction
 17 with the legislative services agency to maintain the state’s
 18 salary model used for analyzing, comparing, and projecting
 19 state employee salary and benefit information, including
 20 information relating to employees of the state board of
 21 regents.

22 b. The department of revenue, the department of
 23 administrative services, the institutions governed by the state
 24 board of regents pursuant to section 262.7, each judicial
 25 district’s department of correctional services, and the state
 26 department of transportation shall provide salary data to the
 27 department of management and the legislative services agency
 28 to operate the state’s salary model. The format and frequency
 29 of provision of the salary data shall be determined by the
 30 department of management and the legislative services agency.

31 c. The information shall be used in collective bargaining
 32 processes under chapter 20 and in calculating the funding needs
 33 contained within any annual salary adjustment legislation.
 34 A state employee organization as defined in section 20.3,
 35 subsection 4, may request information produced by the model,

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1 but the information provided shall not contain information
 2 attributable to individual employees.

3 Sec. 32. Section 8.23, subsection 1, unnumbered paragraph
 4 1, Code 2019, is amended to read as follows:

5 On or before October 1~~2~~, prior to each legislative
 6 session, all departments and establishments of the government
 7 shall transmit to the director, on blanks to be furnished by
 8 the director, estimates of their expenditure requirements,
 9 including every proposed expenditure, for the ensuing fiscal
 10 year, ~~classified so as to distinguish between expenditures~~

11 estimated for administration, operation, and maintenance, and
 12 the cost of each project involving the purchase of land or the
 13 making of a public improvement or capital outlay of a permanent
 14 character, together with supporting data and explanations
 15 as called for by the director after consultation with the
 16 legislative services agency.

17 Sec. 33. Section 8.23, subsection 1, paragraph a, Code 2019,
 18 is amended to read as follows:

19 a. The estimates of expenditure requirements shall be
 20 ~~based upon seventy-five percent of the funding provided for~~
 21 ~~the current fiscal year accounted for by program reduced by~~
 22 ~~the historical employee vacancy factor in a form specified by~~
 23 the director, and the remainder of the estimate of expenditure
 24 requirements shall include all proposed expenditures and shall
 25 be prioritized by program or the results to be achieved. The
 26 estimates shall be accompanied ~~with~~ by performance measures
 27 for evaluating the effectiveness of the ~~program~~ programs or
 28 results.

29 Sec. 34. Section 602.1301, subsection 2, paragraph a,
 30 unnumbered paragraph 1, Code 2019, is amended to read as
 31 follows:

32 As early as possible, but not later than December 1, the
 33 supreme court shall submit to the legislative services agency
 34 the annual budget request and detailed supporting information
 35 for the judicial branch. The submission shall be designed

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1 to assist the legislative services agency in its preparation
 2 for legislative consideration of the budget request. The
 3 information submitted shall contain and be arranged in a format
 4 substantially similar to the format specified by the director
 5 of the department of management and used by all departments
 6 and establishments in transmitting to the director estimates
 7 of their expenditure requirements pursuant to section 8.23,
 8 ~~except the estimates of expenditure requirements shall be based~~
 9 ~~upon one hundred percent of funding for the current fiscal~~
 10 ~~year accounted for by program, and using the same line item~~
 11 ~~definitions of expenditures as used for the current fiscal~~
 12 ~~year's budget request, and the remainder of the estimate of~~
 13 ~~expenditure requirements prioritized by program.~~ The supreme
 14 court shall also make use of the department of management's
 15 automated budget system when submitting information to the
 16 director of the department of management to assist the director
 17 in the transmittal of information as required under section
 18 8.35A. The supreme court shall budget and track expenditures
 19 by the following separate organization codes:

20 DIVISION VII

21 BLACKOUT SPECIAL REGISTRATION PLATES

22 Sec. 35. Section 321.34, Code 2019, is amended by adding the
 23 following new subsection:

24 NEW SUBSECTION. 11C. *Blackout plates.*

25 *a.* Upon application and payment of the proper fees,
26 the director may issue blackout plates to the owner of a
27 motor vehicle subject to registration under section 321.109,
28 subsection 1, autocycle, motor truck, motor home, multipurpose
29 vehicle, motorcycle, trailer, or travel trailer.
30 *b.* Blackout plates shall be designed by the department. A
31 blackout plate's background shall be black, and the plate's
32 letters and numbers shall be white.
33 *c.* The special blackout fee for letter-number designated
34 blackout plates is thirty-five dollars. An applicant may
35 obtain personalized blackout plates upon payment of the fee for

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1 personalized plates as provided in subsection 5, which is in
2 addition to the special blackout fee. The fees collected by
3 the director under this subsection shall be paid monthly to the
4 treasurer of state and deposited in the road use tax fund.
5 *d.* Upon receipt of the special registration plates, the
6 applicant shall surrender the current registration plates to
7 the county treasurer. The county treasurer shall validate
8 the special registration plates in the same manner as regular
9 registration plates are validated under this section. The
10 annual special blackout fee for letter-number designated plates
11 is ten dollars which shall be paid in addition to the regular
12 annual registration fee. The annual fee for personalized
13 blackout plates is five dollars which shall be paid in addition
14 to the annual special blackout fee and the regular annual
15 registration fee. The annual special blackout fee shall be
16 credited as provided under paragraph "c".
17 *e.* The department shall not condition the issuance of
18 blackout plates on the receipt of any number of orders for
19 blackout plates.
20 Sec. 36. Section 321.166, subsection 9, Code 2019, is
21 amended to read as follows:
22 9. Special registration plates issued pursuant to section
23 321.34, other than gold star, medal of honor, collegiate, fire
24 fighter, ~~and natural resources, and blackout~~ registration
25 plates, shall be consistent with the design and color of
26 regular registration plates but shall provide a space on a
27 portion of the plate for the purpose of allowing the placement
28 of a distinguishing processed emblem or an organization
29 decal. Special registration plates shall also comply with
30 the requirements for regular registration plates as provided
31 in this section to the extent the requirements are consistent
32 with the section authorizing a particular special vehicle
33 registration plate.

34 DIVISION VIII
35 GAMBLING REGULATION

PAGE 16

1 Sec. 37. Section 99F.7A, subsection 3, if enacted by 2019
2 Iowa Acts, Senate File 617, section 10, is amended to read as
3 follows:

4 3. A licensee under this section may enter into operating
5 agreements with one or two entities to have up to a total of
6 two individually branded internet sites to conduct advance
7 deposit sports wagering for the licensee, unless one additional
8 operating agreement or individually branded internet site
9 is authorized by the commission. However, a person shall
10 not sell, grant, assign, or turn over to another person the
11 operation of an individually branded internet site to conduct
12 advance deposit wagering for the licensee without the approval
13 of the commission. This section does not prohibit an agreement
14 entered into between a licensee under this section and an
15 advanced deposit sports wagering operator as approved by the
16 commission.

17 Sec. 38. Section 99F.13, Code 2019, is amended to read as
18 follows:

19 **99F.13 Annual audit of licensee operations.**

20 Within ninety days after the end of the licensee's fiscal
21 year, the licensee shall transmit to the commission an audit
22 of the licensee's total gambling operations, including an
23 itemization of all expenses and subsidies. For a licensed
24 subsidiary of a parent company, an audit of the parent company
25 meets the requirements of this section. All audits shall
26 be conducted by certified public accountants authorized
27 to practice in the state of Iowa under chapter 542 ~~who are~~
28 ~~selected by the board of supervisors of the county in which the~~
29 ~~licensee operates.~~

30 DIVISION IX

31 PUBLIC UTILITIES

32 Sec. 39. Section 476.6, subsection 15, paragraph c,
33 subparagraphs (2) and (4), Code 2019, are amended to read as
34 follows:

35 (2) Notwithstanding the goals developed pursuant to

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1 paragraph "b", the board shall not require or allow a gas
2 utility to adopt an energy efficiency plan that results in
3 projected cumulative average annual costs that exceed one
4 and one-half percent of the gas utility's expected annual
5 Iowa retail rate revenue from retail customers in the state,
6 shall not require or allow an electric utility to adopt an
7 energy efficiency plan that results in projected cumulative
8 average annual costs that exceed two percent of the electric
9 utility's expected annual Iowa retail rate revenue from retail
10 customers in the state, and shall not require or allow an
11 electric utility to adopt a demand response plan that results
12 in projected cumulative average annual costs that exceed two

13 percent of the electric utility's expected annual Iowa retail
14 rate revenue from retail customers in the state. For purposes
15 of determining the two percent threshold amount, the board
16 shall exclude from an electric utility's expected annual Iowa
17 retail rate revenue the revenues expected from customers that
18 have received exemptions from energy efficiency plans pursuant
19 to paragraph "a". This subparagraph shall apply to energy
20 efficiency plans and demand response plans that are effective
21 on or after January 1, 2019.

22 (4) The board shall approve, reject, or modify a plan filed
23 pursuant to this subsection no later than March 31, 2019. If
24 the board fails to approve, reject, or modify a plan filed by a
25 gas or electric utility on or before such date, any plan filed
26 by the gas or electric utility that was approved by the board
27 prior to May 4, 2018, shall be terminated. The board shall
28 not require or allow a gas or electric utility to implement an
29 energy efficiency plan or demand response plan that does not
30 meet the requirements of this subsection.

31 DIVISION X

32 BOARD OF REGENTS CAPITAL PROJECTS

33 Sec. 40. BOARD OF REGENTS CAPITAL PROJECTS REPORT.

34 1. The state board of regents shall submit a written report,
35 including such information and recommendations as required by

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1 this section, to the general assembly by December 13, 2019,
2 regarding the financing of capital projects at institutions
3 under the control of the state board of regents.

4 2. The written report shall include a list of all capital
5 projects initiated by an institution under the control of the
6 state board of regents since January 1, 2004, in which the
7 state provided at least a part of the financing for the project
8 from an appropriation from the rebuild Iowa infrastructure fund
9 created in section 8.57. For each project listed, the report
10 shall include all of the following information:

11 a. Total cost of each project.

12 b. The amount and percentage of each project financed
13 through donations and gifts from private sources.

14 c. The amount and percentage of each project financed
15 through funding from the federal government.

16 d. The amount and percentage of each project financed
17 through institution sources.

18 e. The amount and percentage of each project financed
19 through state dollars.

20 f. The amount and percentage of each project financed
21 through other sources.

22 g. Whether each project was considered a renovation or new
23 construction.

24 3. The written report shall include, for each year since
25 January 1, 2004, the percentage of capital project costs that
26 were covered by donations and gifts from private sources for

27 capital projects that did not receive state funding.
 28 4. The written report shall include information regarding
 29 how the state board of regents defines new construction and
 30 renovations, a list of capital projects initiated due to
 31 extraordinary circumstances, and the current method used by
 32 the state board of regents and institutions under the control
 33 of the state board of regents to develop financing plans for
 34 capital projects.
 35 5. The written report shall also include recommendations to

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1 the general assembly regarding the following:
 2 a. The type of capital projects that should be eligible for
 3 state funding.
 4 b. The share of state-funded capital projects that should be
 5 funded with non-state dollars.
 6 c. How the fundraising plan will be developed for
 7 state-funded projects.
 8 Sec. 41.REPEAL. Section 262.67, if enacted by 2019 Iowa
 9 Acts, House File 765, section 16, is repealed.
 10 DIVISION XI
 11 WATERSHED MANAGEMENT AUTHORITIES
 12 Sec. 42. Section 466B.22, Code 2019, is amended by adding
 13 the following new subsection:
 14 NEW SUBSECTION. 5. If a portion of a United States
 15 geological survey hydrologic unit code 8 watershed is located
 16 outside of this state, any political subdivision in such a
 17 watershed may participate in any watershed management authority
 18 which includes the county in which the political subdivision
 19 is located.>

HALL of Woodbury

H-1326

1 Amend the amendment, H-1325, to Senate File 638, as amended,
 2 passed, and reprinted by the Senate, as follows:
 3 1. By striking page 1, line 1, through page 19, line 19, and
 4 inserting:
 5 <Amend Senate File 638, as amended, passed, and reprinted by
 6 the Senate, as follows:
 7 1. By striking everything after the enacting clause and
 8 inserting:
 9 <DIVISION I
 10 STANDING APPROPRIATIONS AND RELATED MATTERS
 11 Section 1.LIMITATIONS OF STANDING APPROPRIATIONS — FY
 12 2019-2020. Notwithstanding the standing appropriation in the
 13 following designated section for the fiscal year beginning July
 14 1, 2019, and ending June 30, 2020, the amount appropriated from
 15 the general fund of the state pursuant to that section for the
 16 following designated purpose shall not exceed the following

17 amount:

18 For payment of claims for nonpublic school transportation
19 under section 285.2:

20 \$ 8,197,091

21 If total approved claims for reimbursement for nonpublic
22 school pupil transportation exceed the amount appropriated in
23 accordance with this section, the department of education shall
24 prorate the amount of each approved claim.

25 Sec. 2.INSTRUCTIONAL SUPPORT STATE AID — FY 2019-2020. In
26 lieu of the appropriation provided in section 257.20,
27 subsection 2, the appropriation for the fiscal year
28 beginning July 1, 2019, and ending June 30, 2020, for paying
29 instructional support state aid under section 257.20 for such
30 fiscal year is zero.

31 Sec. 3. Section 257.35, Code 2019, is amended by adding the
32 following new subsection:

33 NEW SUBSECTION. 13A. Notwithstanding subsection 1, and in
34 addition to the reduction applicable pursuant to subsection
35 2, the state aid for area education agencies and the portion

PAGE 2

1 of the combined district cost calculated for these agencies
2 for the fiscal year beginning July 1, 2019, and ending June
3 30, 2020, shall be reduced by the department of management by
4 fifteen million dollars. The reduction for each area education
5 agency shall be prorated based on the reduction that the agency
6 received in the fiscal year beginning July 1, 2003.

7 Sec. 4.SPECIAL FUNDS — SALARY ADJUSTMENTS —
8 UNAPPROPRIATED MONEYS — FY 2019-2020 — FY 2020-2021. For the
9 fiscal year beginning July 1, 2019, and ending June 30, 2020,
10 and for the fiscal year beginning July 1, 2020, and ending June
11 30, 2021, salary adjustments otherwise provided may be funded
12 as determined by the department of management, subject to any
13 applicable constitutional limitation, using unappropriated
14 moneys remaining in the department of commerce revolving
15 fund, the gaming enforcement revolving fund, the gaming
16 regulatory revolving fund, the primary road fund, the road
17 use tax fund, the fish and game protection fund, and the Iowa
18 public employees' retirement fund, and in other departmental
19 revolving, trust, or special funds for which the general
20 assembly has not made an operating budget appropriation.

21 DIVISION II

22 MISCELLANEOUS APPROPRIATIONS

23 Sec. 5.DEPARTMENT OF PUBLIC SAFETY.

24 1. There is appropriated from the general fund of the
25 state to the department of public safety for the fiscal year
26 beginning July 1, 2019, and ending June 30, 2020, the following
27 amount, or so much thereof as is necessary, to be used for the
28 purposes designated:

29 For costs associated with the training and equipment needs
30 of volunteer fire fighters:

31 \$ 50,000
 32 2. Notwithstanding section 8.33, moneys appropriated in
 33 this section that remain unencumbered or unobligated at the
 34 close of the fiscal year shall not revert but shall remain
 35 available for expenditure only for the purpose designated in

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1 this section until the close of the succeeding fiscal year.
 2 3. Notwithstanding section 8.39, the department of public
 3 safety may reallocate moneys appropriated in this section
 4 and moneys appropriated in 2019 Iowa Acts, Senate File 615,
 5 section 15, if enacted, as necessary to best fulfill the needs
 6 provided for in the appropriation. However, the department
 7 shall not reallocate moneys appropriated to the department
 8 in this section and moneys appropriated in 2019 Iowa Acts,
 9 Senate File 615, section 15, if enacted, unless notice of the
 10 reallocation is given to the legislative services agency and
 11 the department of management prior to the effective date of the
 12 reallocation. The notice shall include information regarding
 13 the rationale for reallocating the moneys. The department
 14 shall not reallocate moneys appropriated in this section and
 15 moneys appropriated in 2019 Iowa Acts, Senate File 615, section
 16 15, if enacted, for the purpose of eliminating any program.

DIVISION III

MISCELLANEOUS PROVISIONS

19 Sec. 6. Section 2C.18, Code 2019, is amended to read as
 20 follows:

2C.18 Report to general assembly.

22 The ombudsman shall by ~~April 1~~ December 31 of each year
 23 submit an economically designed and reproduced report to the
 24 general assembly and to the governor concerning the exercise of
 25 the ombudsman's functions during the preceding ~~calendar~~ fiscal
 26 year. In discussing matters with which the ombudsman has been
 27 concerned, the ombudsman shall not identify specific persons
 28 if to do so would cause needless hardship. If the annual
 29 report criticizes a named agency or official, it shall also
 30 include unedited replies made by the agency or official to the
 31 criticism, unless excused by the agency or official affected.

32 Sec. 7. Section 558.69, Code 2019, is amended by adding the
 33 following new subsection:

34 NEW SUBSECTION. 9. Notwithstanding section 331.604 or any
 35 other provision of law to the contrary, the county recorder

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1 shall not charge or collect a fee for the submission or filing
 2 of a groundwater hazard statement.

DIVISION IV

CORRECTIVE PROVISIONS

5 Sec. 8. Section 29C.20C, if enacted by 2019 Iowa Acts,
 6 Senate File 570, section 1, is amended to read as follows:

7 **29C.20C Immunity — licensed architects and professional**
8 **engineers.**

9 An architect licensed pursuant to chapter 544A or a
10 professional engineer licensed pursuant to chapter 542B who,
11 during a disaster emergency as proclaimed by the governor or
12 a major disaster as declared by the president of the United
13 States, in good faith and at the request of or with the
14 approval of a national, state, or local public official, law
15 enforcement official, public safety official, or building
16 inspection official believed by the licensed architect or
17 professional engineer to be acting in an official capacity,
18 voluntarily and without compensation provides architectural,
19 engineering, structural, electrical, mechanical, or other
20 design professional services related to the disaster emergency
21 or major disaster shall not be liable for civil damages for any
22 acts or omissions resulting from the services provided, unless
23 such acts or omissions constitute recklessness or willful
24 and wanton misconduct. A licensed architect or professional
25 engineer who receives expense reimbursement for the performance
26 of services described in this section shall not be considered
27 to have received compensation for such services.

28 Sec. 9. Section 216A.133, subsection 3, paragraph 1, if
29 enacted by 2019 Iowa Acts, House File 634, section 5, is
30 amended to read as follows:

31 *l.* Recommending to the ~~board~~ department the adoption of
32 rules pursuant to chapter 17A as it deems necessary for the
33 board and division.

34 Sec. 10. Section 225C.51, subsection 1, paragraph a, if
35 enacted by 2019 Iowa Acts, House File 690, section 8, is

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1 amended to read as follows:

2 *a.* The director of the department of human services or the
3 director's designee.

4 Sec. 11. Section 225C.51, subsection 3, if enacted by 2019
5 Iowa Acts, House File 690, section 8, is amended to read as
6 follows:

7 *3.* The director of the department of human services and the
8 director of the department of education, or their designees,
9 shall serve as co-chairpersons of the state board. Board
10 members shall not be entitled to a per diem as specified in
11 section 7E.6 and shall not be entitled to actual and necessary
12 expenses incurred while engaged in their official duties.

13 Sec. 12. Section 261H.3, subsections 1 and 2, as enacted by
14 2019 Iowa Acts, Senate File 274, section 3, are amended to read
15 as follows:

16 *1.* Noncommercial expressive activities protected under the
17 provisions of this chapter include but are not limited to any
18 lawful oral or written means by which members of the campus
19 community may communicate ideas to one another, including
20 but not limited to all forms of peaceful assembly, protests,

21 speeches including by invited speakers, distribution of
 22 literature, circulating petitions, and publishing, including
 23 publishing or streaming on an internet site, or audio or video
 24 recorded in outdoor areas of campus.

25 2. A member of the campus community who wishes to engage in
 26 noncommercial expressive activity in outdoor areas of campus
 27 shall be permitted to do so freely, subject to reasonable
 28 time, place, and manner restrictions, and as long as the
 29 member's conduct is not unlawful, does not impede others'
 30 access to a facility or use of walkways, and does not disrupt
 31 the functioning of the public institution of higher education,
 32 subject to the protections of subsection 1. The public
 33 institution of higher education may designate other areas of
 34 campus available for use by the campus community according to
 35 institutional policy, but in all cases access to designated

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1 areas of campus must be granted on a viewpoint-neutral basis
 2 within the bounds of established principles of the first
 3 amendment principles to the Constitution of the United States.

4 Sec. 13. Section 322C.2, subsection 20, if enacted by 2019
 5 Iowa Acts, Senate File 435, section 2, is amended to read as
 6 follows:

7 20. "*Towable recreational vehicle dealer*" or "*dealer*" means
 8 a person required to be licensed under this chapter who is
 9 authorized to sell and service towable recreational vehicles.

10 Sec. 14. Section 322C.15, subsection 2, paragraph b, if
 11 enacted by 2019 Iowa Acts, Senate File 435, section 12, is
 12 amended to read as follows:

13 b. The manufacturer's or distributor's business operations
 14 have been abandoned or caused the dealer's business operations
 15 to close for ten consecutive business days. This ~~subparagraph~~
 16 paragraph does not apply if the closing is due to a normal
 17 seasonal closing and the manufacturer or distributor notifies
 18 the dealer of the planned closing, an act of God, a strike,
 19 a labor difficulty, or any other cause over which the
 20 manufacturer or distributor has no control.

21 Sec. 15. Section 456A.33C, subsection 1, unnumbered
 22 paragraph 1, if enacted by 2019 Iowa Acts, House File 765,
 23 section 18, is amended to read as follows:

24 For purposes of this section, unless the context otherwise
 25 requires, "*eligible water body*" means a body of water that meet
 26 meets all of the following criteria:

27 Sec. 16. Section 513D.2, subsection 2, Code 2019, as amended
 28 by 2019 Iowa Acts, House File 679, section 184, if enacted, is
 29 amended to read as follows:

30 2. The commissioner ~~or~~ of insurance may take any enforcement
 31 action under the commissioner's authority to enforce compliance
 32 with this chapter.

33 Sec. 17. Section 515I.4A, subsection 1, paragraph c, as
 34 enacted by 2019 Iowa Acts, Senate File 558, section 4, is

35 amended to read as follows:

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1 c. The board of directors of the insurer has passed a
2 resolution seeking approval as a domestic surplus lines insurer
3 in this state and stating that the insurer shall only write
4 surplus ~~line~~ lines business. The resolution shall not be
5 amended without approval of the commissioner.

6 Sec. 18. Section 522E.13, subsection 6, Code 2019, as
7 amended by 2019 Iowa Acts, Senate File 559, section 6, is
8 amended to read as follows:

9 6. Whenever notice or correspondence with respect to a
10 policy of portable electronics insurance is required pursuant
11 to this section, it shall be in writing and sent within the
12 notice period required pursuant to this section. Notices
13 and correspondence shall be sent to the licensed portable
14 electronics vendor that is the policyholder at the portable
15 electronics vendor's mailing or electronic mail address
16 specified for that purpose and to its affected enrolled
17 consumers' last known mailing or electronic mail addresses on
18 file with the insurer or the portable electronics vendor. All
19 notices and documents that are delivered by electronic means
20 shall comply with section 505B.1, except for the provisions
21 in section 505B.1, subsection 4. The insurer or portable
22 electronics vendor shall maintain proof that the notice or
23 correspondence was sent for not less than three years after
24 that notice or correspondence was sent.

25 Sec. 19. Section 633.648, Code 2019, as amended by 2019
26 Iowa Acts, House File 610, section 34, if enacted, is amended
27 to read as follows:

28 **633.648 Appointment of attorney in compromise of personal
29 injury settlements.**

30 Notwithstanding the provisions of section 633.642 prior to
31 authorizing a compromise of a claim for damages on account
32 of personal injuries to the ward protected person, the court
33 may order an independent investigation by an attorney other
34 than by the attorney for the conservator. The cost of such
35 investigation, including a reasonable attorney fee, shall be

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1 taxed as part of the cost of the conservatorship.

2 Sec. 20. Section 692C.1, subsection 1, paragraph a, if
3 enacted by 2019 Iowa Acts, House File 681, section 1, is
4 amended to read as follows:

5 a. "*Covered individual*" means an individual who has, seeks
6 to have, or may have access to children, the elderly, or
7 individuals with disabilities served by a qualified entity and
8 who is employed by, volunteers with, or seeks to volunteer with
9 a qualified entity; or owns or operates or seeks to own or
10 operate, a qualified entity.

11 Sec. 21. 2019 Iowa Acts, Senate File 333, section 104,
12 subsection 6, is amended to read as follows:
13 6. Sections 15E.206, subsection 3, paragraph “a”;
14 15E.207, subsection 2, paragraph “b”, subparagraph (2),
15 subparagraph division (c); 15E.208, subsection 5, paragraph
16 “g”, subparagraphs (1) and (2); 15E.208, subsection 6,
17 paragraph “d”, subparagraph (1), subparagraph division
18 (a); 135.61, unnumbered paragraph 1; 135.61, subsection
19 1, paragraph “d”; 135.61, subsection 4; 135.62, subsection
20 1; 135.62, subsection 2, paragraph “f”, subparagraphs (2),
21 (4), and (5); 135.63, subsection 1; 135.63, subsection 2,
22 unnumbered paragraph 1; 135.63, subsection 2, paragraph “f”;
23 135.63, subsection 2, paragraph “g”, subparagraph (1); 135.63,
24 subsection 2, paragraph “h”, subparagraph (1), unnumbered
25 paragraph 1; 135.63, subsection 2, paragraph “j”; 135.63,
26 subsection 2, paragraph “k”, subparagraph (1), unnumbered
27 paragraph 1; 135.63, subsection 2, paragraph “l”, unnumbered
28 paragraph 1; 135.63, subsection 2, paragraphs “m” and “n”;
29 135.63, subsection 2, paragraph “p”, unnumbered paragraph 1;
30 135.63, subsection 3; 135.64, subsection 3; 135.72, unnumbered
31 paragraph 1; 135.73, subsection 1; 135.73, subsection
32 2, unnumbered paragraph 1; 135.73, subsection 3; 135.74,
33 subsections 1 and 3; 135.75, subsection 2; 135.76, subsection
34 1; 135.100, unnumbered paragraph 1; 135.105A, subsection 5;
35 135.108, unnumbered paragraph 1; 135.140, unnumbered paragraph

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1 1; 249K.2, subsection 6; 490.120, subsection 12, paragraph “c”,
2 subparagraph (1); 490.140, subsection 29; 490.640, subsection
3 8; 490.809, subsection 2; 490.858, subsection 2; 490.1101,
4 unnumbered paragraph 1; 490.1105, subsection 3; 490.1107,
5 subsection 1, paragraph “h”; 490.1107, subsection 2; 490.1107,
6 subsection 4, paragraph “b”; 490.1108, subsection 1; 490.1114,
7 subsection 1; 490.1114, subsection 2, paragraph “g”; 490.1202,
8 subsection 7; 490.1301, unnumbered paragraph 1; 490.1320,
9 subsection 1; 490.1320, subsection 3, paragraphs “a” and “b”;
10 490.1322, subsection 2, paragraph “c”; 490.1323, subsection
11 3; 490.1331, subsection 1; 490.1340, subsection 2, paragraph
12 “a”, subparagraph (1); 490.1403, subsection 3; 490.1405,
13 subsection 2, paragraph “c”; 499.69A, subsection 6; 524.1309,
14 subsection 8; 524.1406, subsection 1; 524.1417, subsection 1;
15 and 524.1805, subsection 6, Code 2019, are amended by striking
16 the word “division” and inserting in lieu thereof the word
17 “subchapter”.
18 Sec. 22.EFFECTIVE DATE. The following, being deemed of
19 immediate importance, take effect upon enactment:
20 1. The section of this division of this Act amending section
21 29C.20.
22 2. The section of this division of this Act amending section
23 261H.3, subsections 1 and 2.
24 Sec. 23.EFFECTIVE DATE. The following takes effect January

25 1, 2020:

26 The section of this division of this Act amending section
27 633.648.

28 Sec. 24.RETROACTIVE APPLICABILITY. The following applies
29 retroactively to the effective date of 2019 Iowa Acts, Senate
30 File 570, if enacted:

31 The section of this division of this Act amending section
32 29C.20.

33 Sec. 25.RETROACTIVE APPLICABILITY. The following applies
34 retroactively to March 27, 2019:

35 The section of this division of this Act amending section

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1 261H.3, subsections 1 and 2.

2 Sec. 26.APPLICABILITY. The following applies to
3 guardianships and guardianship proceedings for adults and
4 conservatorships and conservatorship proceedings for adults and
5 minors established or pending before, on, or after January 1,
6 2020:

7 The section of this division of this Act amending section
8 633.648.

9

DIVISION V

10 FLOOD RECOVERY

11 Sec. 27.**NEW SECTION. 418.16 Flood recovery fund.**

12 1. A flood recovery fund is established in the state
13 treasury under the control of the board. The fund shall
14 consist of moneys appropriated to the fund by the general
15 assembly and any other moneys available to, obtained by, or
16 accepted by the board for deposit in the fund. Moneys in the
17 fund are appropriated to the department and shall be used for
18 the purposes designated in this section. Moneys in the fund
19 shall not supplant any federal disaster recovery moneys.

20 2. The board may award moneys from the fund to eligible
21 political subdivisions of the state. A political subdivision
22 of the state is eligible to receive moneys from the fund if
23 the political subdivision is located in a county designated
24 under presidential disaster declaration DR-4421-IA and is also
25 located in a county where the federal emergency management
26 agency's individual assistance program has been activated.

27 3. In order to be awarded moneys from the fund, a political
28 subdivision of the state shall submit a project application
29 to the department for consideration by the board. The board
30 shall prescribe application forms and application instructions.
31 Project applications shall include all of the following:

32 a. A description of the project and the manner in which
33 the project supports flood response, flood recovery, or flood
34 mitigation activities.

35 b. A description of the financial assistance needed from the

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1 fund.

2 c. Details on any additional moneys to be applied to the
3 project.

4 4.a. The board shall review all project applications.

5 During the review of a project application, the board shall
6 consider, at a minimum, all of the following:

7 (1) Whether the project supports flood response, flood
8 recovery, or flood mitigation activities.

9 (2) Whether moneys from the fund are essential to meet
10 the necessary expenses or serious needs of the political
11 subdivision related to flood response, flood recovery, or flood
12 mitigation.

13 b. Upon review of a project application, the board shall
14 approve, defer, or deny the application. If a project
15 application is approved, the board shall specify the amount of
16 moneys from the fund awarded to the political subdivision. The
17 board shall negotiate and execute on behalf of the department
18 all necessary agreements to provide the moneys. If a project
19 application is deferred or denied, the board shall state the
20 reasons for such deferral or denial.

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

28 Sec. 28.FLOOD RECOVERY APPROPRIATION. There is
29 appropriated from the general fund of the state to the
30 department of homeland security and emergency management, for
31 the fiscal year beginning July 1, 2018, and ending June 30,
32 2019, the following amount, or so much thereof as is necessary,
33 to be credited to the flood recovery fund created in section
34 418.16, as enacted by this Act, and used for the purposes
35 designated in section 418.16, as enacted by this Act:

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1 \$ 15,000,000

2 Sec. 29.EMERGENCY RULES. The department of homeland
3 security and emergency management may adopt emergency
4 rules under section 17A.4, subsection 3, and section 17A.5,
5 subsection 2, paragraph "b", to implement the provisions of
6 this division of this Act and the rules shall be effective
7 immediately upon filing unless a later date is specified in the
8 rules. Any rules adopted in accordance with this section shall
9 also be published as a notice of intended action as provided
10 in section 17A.4.

11 Sec. 30.EFFECTIVE DATE. This division of this Act, being
12 deemed of immediate importance, takes effect upon enactment.

13 DIVISION VI
 14 STATE BUDGET PROCESS
 15 Sec. 31. Section 8.6, Code 2019, is amended by adding the
 16 following new subsection:
 17 NEW SUBSECTION. 16. *Salary model administrator.* To
 18 designate a position within the department to serve as the
 19 salary model administrator.
 20 *a.* The salary model administrator shall work in conjunction
 21 with the legislative services agency to maintain the state's
 22 salary model used for analyzing, comparing, and projecting
 23 state employee salary and benefit information, including
 24 information relating to employees of the state board of
 25 regents.
 26 *b.* The department of revenue, the department of
 27 administrative services, the institutions governed by the state
 28 board of regents pursuant to section 262.7, each judicial
 29 district's department of correctional services, and the state
 30 department of transportation shall provide salary data to the
 31 department of management and the legislative services agency
 32 to operate the state's salary model. The format and frequency
 33 of provision of the salary data shall be determined by the
 34 department of management and the legislative services agency.
 35 *c.* The information shall be used in collective bargaining

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1 processes under chapter 20 and in calculating the funding needs
 2 contained within any annual salary adjustment legislation.
 3 A state employee organization as defined in section 20.3,
 4 subsection 4, may request information produced by the model,
 5 but the information provided shall not contain information
 6 attributable to individual employees.
 7 Sec. 32. Section 8.23, subsection 1, unnumbered paragraph
 8 1, Code 2019, is amended to read as follows:
 9 On or before October 15, prior to each legislative
 10 session, all departments and establishments of the government
 11 shall transmit to the director, on blanks to be furnished by
 12 the director, estimates of their expenditure requirements, fiscal
 13 including every proposed expenditure, for the ensuing fiscal
 14 year, ~~classified so as to distinguish between expenditures~~
 15 ~~estimated for administration, operation, and maintenance, and~~
 16 ~~the cost of each project involving the purchase of land or the~~
 17 ~~making of a public improvement or capital outlay of a permanent~~
 18 ~~character, together with supporting data and explanations~~
 19 ~~as called for by the director~~ after consultation with the
 20 legislative services agency.
 21 Sec. 33. Section 8.23, subsection 1, paragraph a, Code 2019,
 22 is amended to read as follows:
 23 *a.* The estimates of expenditure requirements shall be
 24 ~~based upon seventy five percent of the funding provided for~~
 25 ~~the current fiscal year accounted for by program reduced by~~
 26 ~~the historical employee vacancy factor in a form specified by~~

27 the director, and the remainder of the estimate of expenditure
28 requirements shall include all proposed expenditures and shall
29 be prioritized by program or the results to be achieved. The
30 estimates shall be accompanied with by performance measures
31 for evaluating the effectiveness of the program programs or
32 results.
33 Sec. 34. Section 602.1301, subsection 2, paragraph a,
34 unnumbered paragraph 1, Code 2019, is amended to read as
35 follows:

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1 As early as possible, but not later than December 1, the
2 supreme court shall submit to the legislative services agency
3 the annual budget request and detailed supporting information
4 for the judicial branch. The submission shall be designed
5 to assist the legislative services agency in its preparation
6 for legislative consideration of the budget request. The
7 information submitted shall contain and be arranged in a format
8 substantially similar to the format specified by the director
9 of the department of management and used by all departments
10 and establishments in transmitting to the director estimates
11 of their expenditure requirements pursuant to section 8.23,
12 ~~except the estimates of expenditure requirements shall be based~~
13 ~~upon one hundred percent of funding for the current fiscal~~
14 ~~year accounted for by program, and using the same line item~~
15 ~~definitions of expenditures as used for the current fiscal~~
16 ~~year's budget request, and the remainder of the estimate of~~
17 ~~expenditure requirements prioritized by program.~~ The supreme
18 court shall also make use of the department of management's
19 automated budget system when submitting information to the
20 director of the department of management to assist the director
21 in the transmittal of information as required under section
22 8.35A. The supreme court shall budget and track expenditures
23 by the following separate organization codes:

24 DIVISION VII

25 BLACKOUT SPECIAL REGISTRATION PLATES

26 Sec. 35. Section 321.34, Code 2019, is amended by adding the
27 following new subsection:

28 NEW SUBSECTION. 11C. *Blackout plates.*

29 a. Upon application and payment of the proper fees,
30 the director may issue blackout plates to the owner of a
31 motor vehicle subject to registration under section 321.109,
32 subsection 1, autocycle, motor truck, motor home, multipurpose
33 vehicle, motorcycle, trailer, or travel trailer.
34 b. Blackout plates shall be designed by the department. A
35 blackout plate's background shall be black, and the plate's

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1 letters and numbers shall be white.

2 c. The special blackout fee for letter-number designated

3 blackout plates is thirty-five dollars. An applicant may
 4 obtain personalized blackout plates upon payment of the fee for
 5 personalized plates as provided in subsection 5, which is in
 6 addition to the special blackout fee. The fees collected by
 7 the director under this subsection shall be paid monthly to the
 8 treasurer of state and deposited in the road use tax fund.

9 *d.* Upon receipt of the special registration plates, the
 10 applicant shall surrender the current registration plates to
 11 the county treasurer. The county treasurer shall validate
 12 the special registration plates in the same manner as regular
 13 registration plates are validated under this section. The
 14 annual special blackout fee for letter-number designated plates
 15 is ten dollars which shall be paid in addition to the regular
 16 annual registration fee. The annual fee for personalized
 17 blackout plates is five dollars which shall be paid in addition
 18 to the annual special blackout fee and the regular annual
 19 registration fee. The annual special blackout fee shall be
 20 credited as provided under paragraph “c”.

21 *e.* The department shall not condition the issuance of
 22 blackout plates on the receipt of any number of orders for
 23 blackout plates.

24 Sec. 36. Section 321.166, subsection 9, Code 2019, is
 25 amended to read as follows:

26 9. Special registration plates issued pursuant to section
 27 321.34, other than gold star, medal of honor, collegiate, fire
 28 fighter, ~~and~~ natural resources, ~~and~~ blackout registration
 29 plates, shall be consistent with the design and color of
 30 regular registration plates but shall provide a space on a
 31 portion of the plate for the purpose of allowing the placement
 32 of a distinguishing processed emblem or an organization
 33 decal. Special registration plates shall also comply with
 34 the requirements for regular registration plates as provided
 35 in this section to the extent the requirements are consistent

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1 with the section authorizing a particular special vehicle
 2 registration plate.

3 DIVISION VIII

4 GAMBLING REGULATION

5 Sec. 37. Section 99F.7A, subsection 3, if enacted by 2019
 6 Iowa Acts, Senate File 617, section 10, is amended to read as
 7 follows:

8 3. A licensee under this section may enter into operating
 9 agreements with one or two entities to have up to a total of
 10 two individually branded internet sites to conduct advance
 11 deposit sports wagering for the licensee, unless one additional
 12 operating agreement or individually branded internet site
 13 is authorized by the commission. However, a person shall
 14 not sell, grant, assign, or turn over to another person the
 15 operation of an individually branded internet site to conduct
 16 advance deposit wagering for the licensee without the approval

17 of the commission. This section does not prohibit an agreement
18 entered into between a licensee under this section and an
19 advanced deposit sports wagering operator as approved by the
20 commission.

21 Sec. 38. Section 99F.13, Code 2019, is amended to read as
22 follows:

23 **99F.13 Annual audit of licensee operations.**

24 Within ninety days after the end of the licensee's fiscal
25 year, the licensee shall transmit to the commission an audit
26 of the licensee's total gambling operations, including an
27 itemization of all expenses and subsidies. For a licensed
28 subsidiary of a parent company, an audit of the parent company
29 meets the requirements of this section. All audits shall
30 be conducted by certified public accountants authorized
31 to practice in the state of Iowa under chapter 542 ~~who are~~
32 ~~selected by the board of supervisors of the county in which the~~
33 ~~licensee operates.~~

34 DIVISION IX
35 PUBLIC UTILITIES

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1 Sec. 39. Section 476.6, subsection 15, paragraph c,
2 subparagraphs (2) and (4), Code 2019, are amended to read as
3 follows:

4 (2) Notwithstanding the goals developed pursuant to
5 paragraph "b", the board shall not require or allow a gas
6 utility to adopt an energy efficiency plan that results in
7 projected cumulative average annual costs that exceed one
8 and one-half percent of the gas utility's expected annual
9 Iowa retail rate revenue from retail customers in the state,
10 shall not require or allow an electric utility to adopt an
11 energy efficiency plan that results in projected cumulative
12 average annual costs that exceed two percent of the electric
13 utility's expected annual Iowa retail rate revenue from retail
14 customers in the state, and shall not require or allow an
15 electric utility to adopt a demand response plan that results
16 in projected cumulative average annual costs that exceed two
17 percent of the electric utility's expected annual Iowa retail
18 rate revenue from retail customers in the state. For purposes
19 of determining the two percent threshold amount, the board
20 shall exclude from an electric utility's expected annual Iowa
21 retail rate revenue the revenues expected from customers that
22 have received exemptions from energy efficiency plans pursuant
23 to paragraph "a". This subparagraph shall apply to energy
24 efficiency plans and demand response plans that are effective
25 on or after January 1, 2019.

26 (4) The board shall approve, reject, or modify a plan filed
27 pursuant to this subsection no later than March 31, 2019. If
28 the board fails to approve, reject, or modify a plan filed by a
29 gas or electric utility on or before such date, any plan filed
30 by the gas or electric utility that was approved by the board

31 prior to May 4, 2018, shall be terminated. The board shall
 32 not require or allow a gas or electric utility to implement an
 33 energy efficiency plan or demand response plan that does not
 34 meet the requirements of this subsection.

35 DIVISION X

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1 BOARD OF REGENTS CAPITAL PROJECTS

2 Sec. 40. BOARD OF REGENTS CAPITAL PROJECTS REPORT.

3 1. The state board of regents shall submit a written report,
 4 including such information and recommendations as required by
 5 this section, to the general assembly by December 13, 2019,
 6 regarding the financing of capital projects at institutions
 7 under the control of the state board of regents.

8 2. The written report shall include a list of all capital
 9 projects initiated by an institution under the control of the
 10 state board of regents since January 1, 2004, in which the
 11 state provided at least a part of the financing for the project
 12 from an appropriation from the rebuild Iowa infrastructure fund
 13 created in section 8.57. For each project listed, the report
 14 shall include all of the following information:

- 15 a. Total cost of each project.
- 16 b. The amount and percentage of each project financed
 17 through donations and gifts from private sources.
- 18 c. The amount and percentage of each project financed
 19 through funding from the federal government.
- 20 d. The amount and percentage of each project financed
 21 through institution sources.
- 22 e. The amount and percentage of each project financed
 23 through state dollars.
- 24 f. The amount and percentage of each project financed
 25 through other sources.
- 26 g. Whether each project was considered a renovation or new
 27 construction.

28 3. The written report shall include, for each year since
 29 January 1, 2004, the percentage of capital project costs that
 30 were covered by donations and gifts from private sources for
 31 capital projects that did not receive state funding.

32 4. The written report shall include information regarding
 33 how the state board of regents defines new construction and
 34 renovations, a list of capital projects initiated due to
 35 extraordinary circumstances, and the current method used by

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1 the state board of regents and institutions under the control
 2 of the state board of regents to develop financing plans for
 3 capital projects.

4 5. The written report shall also include recommendations to
 5 the general assembly regarding the following:

- 6 a. The type of capital projects that should be eligible for

7 state funding.

8 b. The share of state-funded capital projects that should be
9 funded with non-state dollars.

10 c. How the fundraising plan will be developed for
11 state-funded projects.

12 Sec. 41. REPEAL. Section 262.67, if enacted by 2019 Iowa
13 Acts, House File 765, section 16, is repealed.

14 DIVISION XI

15 WATERSHED MANAGEMENT AUTHORITIES

16 Sec. 42. Section 466B.22, Code 2019, is amended by adding
17 the following new subsection:

18 NEW SUBSECTION. 5. If a portion of a United States
19 geological survey hydrologic unit code 8 watershed is located
20 outside of this state, any political subdivision in such a
21 watershed may participate in any watershed management authority
22 which includes the county in which the political subdivision
23 is located.>>

HALL of Woodbury

RESOLUTIONS ADOPTED
(Not otherwise printed in the House Journal)

HOUSE CONCURRENT RESOLUTION 10
BY COMMITTEE ON AGRICULTURE

1 A Concurrent Resolution recognizing the importance of
2 multilateral trade agreements to Iowa's economy and
3 urging Congress to enact legislation to implement
4 a multilateral trade agreement between the United
5 States, Canada, and Mexico.
6 WHEREAS, Iowa is a world leader in agricultural
7 production and industrial manufacturing, and depends on
8 international trade to market its products; and
9 WHEREAS, Iowa prospers from multilateral trade with
10 Canada and Mexico, its two largest international export
11 markets, which purchase nearly half of the value of
12 Iowa's total exports; and
13 WHEREAS, a multilateral trade agreement between
14 the United States, Canada, and Mexico will support
15 high-paying jobs for Iowans and build the entire North
16 American economy; and
17 WHEREAS, a multilateral trade agreement between
18 the United States, Canada, and Mexico should provide
19 safeguards for United States products to create a more
20 level playing field for America's workers, modernize
21 agriculture trade in North America to benefit America's
22 farmers, and establish new protections with respect to
23 United States intellectual property, digital trade,
24 anticorruption, and good regulatory practices; and
25 WHEREAS, multilateral trade agreements negotiated
26 with bipartisan efforts enjoy overwhelming support
27 from the United States business community and farm

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1 groups; and
2 WHEREAS, a multilateral trade agreement between the
3 United States, Canada, and Mexico will reinforce the
4 close relationship we uphold with our neighbors to the
5 north and south; and
6 WHEREAS, a multilateral trade agreement between the
7 United States, Canada, and Mexico must be ratified
8 by all three governments before it can come into
9 effect, including a congressional vote on legislation
10 to implement the multilateral trade agreement; NOW
11 THEREFORE,
12 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES,
13 THE SENATE CONCURRING, That the Iowa General Assembly
14 recognizes that a multilateral trade agreement between
15 the United States, Canada, and Mexico will strengthen
16 Iowa's economy and benefit Iowa's farmers and workers,

17 and urges Congress to enact legislation to implement
 18 such a multilateral trade agreement; and
 19 BE IT FURTHER RESOLVED, That a copy of this
 20 Concurrent Resolution be distributed to the President
 21 of the United States Senate, the Speaker of the United
 22 States House of Representatives, and each member of
 23 Iowa's congressional delegation.

H.C.R. 10 filed on March 4, 2019; adopted March 11, 2019.

HOUSE CONCURRENT RESOLUTION 12
 BY UPMEYER and PRICHARD

1 A Concurrent Resolution relating to Pioneer Lawmakers.
 2 WHEREAS, The Eighty-eighth General Assembly
 3 is advised of a meeting of the Pioneer Lawmakers
 4 Association to be held Wednesday, March 27, 2019; 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, THE
 9 SENATE CONCURRING, That the General Assembly meet in
 10 joint session in the House Chamber on Wednesday, March
 11 27, 2019, at 2:00 p.m., and that the Pioneer Lawmakers
 12 Association 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. 12 filed on March 25, 2019; adopted March 26, 2019.

HOUSE CONCURRENT RESOLUTION 14
 BY UPMEYER and PRICHARD

1 A Concurrent Resolution to provide for adjournment sine
 2 die.
 3 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES,
 4 THE SENATE CONCURRING, That when adjournment is
 5 had on Saturday, April 27, 2019, it shall be the
 6 final adjournment of the 2019 Regular Session of the
 7 Eighty-eighth General Assembly.

H.C.R. 14 filed on April 27, 2019; adopted April 27, 2019.

HOUSE RESOLUTION 4
 BY BOSSMAN and HALL

1 A Resolution congratulating the Morningside College
 2 Mustangs football team on winning the National
 3 Association of Intercollegiate Athletics National
 4 Championship.
 5 WHEREAS, in 2018, the Morningside College Mustangs
 6 football team had a 15-0 overall record and finished

7 the season ranked as the number one team in the
 8 National Association of Intercollegiate Athletics; and
 9 WHEREAS, on December 15, 2018, the Mustangs won
 10 the National Association of Intercollegiate Athletics
 11 National Championship at Daytona Stadium in Daytona
 12 Beach, Florida, defeating Benedictine College for the
 13 program's first national championship; and
 14 WHEREAS, the Mustangs' accomplishment marks only the
 15 sixth time that an Iowa college or university football
 16 team has earned a national championship recognized by
 17 the National Association of Intercollegiate Athletics
 18 or the National Collegiate Athletic Association; NOW
 19 THEREFORE,
 20 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES,
 21 That the House of Representatives congratulates the
 22 coaches and members of the Morningside College Mustangs
 23 football team on winning the National Association of
 24 Intercollegiate Athletics National Championship.

H.R. 4 filed on January 29, 2019; adopted March 4, 2019.

HOUSE RESOLUTION 8
 BY HANUSA

1 A Resolution to recognize the Iowa Small Business
 2 Development Centers and honor 2019 award winners.
 3 WHEREAS, since 1981, the Iowa Small Business
 4 Development Centers have provided expert and
 5 confidential business counseling services and training
 6 workshops to entrepreneurs in all 99 Iowa counties; and
 7 WHEREAS, the Iowa Small Business Development Centers
 8 provide a wide variety of services to foster the growth
 9 of Iowa business, including one-to-one professional
 10 business counseling, learning opportunities,
 11 workshops, courses and classes, and a variety of other
 12 services; and
 13 WHEREAS, the Iowa Small Business Development Centers
 14 have announced the 2019 award winners for the centers'
 15 two special entrepreneur awards; and
 16 WHEREAS, Sara Winkleman of Bancroft, the owner of
 17 S&B Farmstead Distillery, is the 2019 Deb Dalziel
 18 Woman Entrepreneur Achievement Award winner, an
 19 award which honors an Iowa woman entrepreneur who has
 20 significantly changed or improved her life and the
 21 lives of others; and
 22 WHEREAS, Staci Ackerson of Charles City, the owner
 23 of Shankland Insurance, has received the 2019 Neal
 24 Smith Entrepreneur of the Year Award, an award named in
 25 honor of the long-serving Iowa congressman, given to an
 26 Iowa entrepreneur who has been in business a minimum of
 27 three years and has been significantly assisted by an
 28 Iowa Small Business Development Center; NOW THEREFORE,

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1 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That
2 the House of Representatives honors award winners Sara
3 Winkleman and Staci Ackerson, congratulates them on
4 their success, and recognizes and expresses its thanks
5 to the Iowa Small Business Development Centers for
6 their ongoing work in making Iowa a better place to
7 live and work.

H.R. 8 filed on February 18, 2019; adopted February 26, 2019.

HOUSE RESOLUTION 14

BY GUSTAFSON, LANDON, MAXWELL, PRICHARD, and THOMPSON

1 A Resolution recognizing the centennial of the
2 six-month formation period of the American Legion in
3 Iowa.
4 WHEREAS, the formation of the American Legion is
5 traditionally regarded as beginning with the Paris
6 caucus held in Paris, France, on March 15-17, 1919,
7 where Iowa was represented by two individuals, Sergeant
8 Thomas Rowe of the 42nd Infantry Division and Wagoner
9 Dale Shaw of the 88th Infantry Division; and
10 WHEREAS, in May 1919, two Iowans, Sergeant Charles
11 A. Doxsee of Monticello and Major H. H. Polk of Des
12 Moines represented Iowa on the planning committee for
13 the St. Louis caucus held in St. Louis, Missouri, on
14 May 8-10, 1919, where a delegation of 38 Iowans were
15 present; and
16 WHEREAS, the creation of the American Legion in
17 Iowa began with the appointment of John MacVicar as
18 temporary adjutant and the chartering of local posts
19 beginning on May 28, 1919; and
20 WHEREAS, the first Department Convention of the
21 American Legion in Iowa was held at the Hotel Fort
22 Des Moines, in Des Moines, Iowa, on September 4-5,
23 1919; and
24 WHEREAS, the United States Congress authorized the
25 issuance of a federal charter to the American Legion
26 on September 16, 1919; and
27 WHEREAS, the six-month period from March 15, 1919,
28 through September 16, 1919, can be described as the

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1 formation period of the American Legion in Iowa; and
2 WHEREAS, the centennial of the commencement of
3 that six-month formation period will begin in March
4 2019; NOW THEREFORE,
5 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That
6 the House of Representatives hereby recognizes the

7 centennial of the six-month formation period of the
 8 American Legion in Iowa; and
 9 BE IT FURTHER RESOLVED, That copies of this
 10 Resolution be transmitted to Iowa Governor Kim Reynolds
 11 for appropriate proclamation and execution and to
 12 Iowa Secretary of State Paul Pate for appropriate
 13 publication and preservation.

H.R. 14 filed on March 12, 2019; adopted March 19, 2019.

HOUSE RESOLUTION 19
 BY KAUFMANN

1 A Resolution recognizing the Hoover Uncommon Public
 2 Service Award winner for 2019, Representative John
 3 Forbes.
 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 Hoover Uncommon Public Service Award; and
 11 WHEREAS, the association annually presents
 12 the Hoover Uncommon Public Service Award to Iowa
 13 legislators who exemplify President Hoover's
 14 humanitarian efforts and have gone above and beyond
 15 the call of duty to demonstrate uncommon service and
 16 commitment to the people of Iowa; and
 17 WHEREAS, in 2019, the association awarded the
 18 13th annual Hoover Uncommon Public Service Award to
 19 Representative John Forbes of Urbandale, Iowa; and
 20 WHEREAS, Representative Forbes has continually
 21 shown his commitment to the principles of the Hoover
 22 legacy by working tirelessly for the betterment of his
 23 patients, community, and the people of Iowa; and
 24 WHEREAS, Representative Forbes has selflessly
 25 pursued health and education for all Iowans; and
 26 WHEREAS, Representative Forbes' dedication to
 27 public service, integrity, and excellence in community
 28 leadership has made him an inspiration to the people of

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1 Iowa; NOW THEREFORE,
 2 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That
 3 the House of Representatives expresses its gratitude
 4 to the Herbert Hoover Presidential Library Association
 5 for the creation of the Hoover Uncommon Public Service
 6 Award and congratulates Representative John Forbes on
 7 receiving the 2019 award.

H.R. 19 filed on March 26, 2019; adopted March 26, 2019.

HOUSE RESOLUTION 20
BY KRESSIG and BEST

1 A Resolution recognizing and congratulating Drew
2 Foster on winning the 2019 National Collegiate
3 Athletic Association Division I Wrestling National
4 Championship in the 184-pound weight class.
5 WHEREAS, Drew Foster became the University of
6 Northern Iowa's (UNI) first national champion at the
7 2019 National Collegiate Athletic Association Division
8 I Wrestling Championships since 2000; and
9 WHEREAS, Foster is a native of Burlington, Iowa, and
10 graduated from Mediapolis High School; and
11 WHEREAS, Foster is the son of Don and Karissa Foster
12 and has a brother, Klay Foster; and
13 WHEREAS, in high school, Foster was a four-sport
14 student-athlete, competing in football, wrestling,
15 track, and soccer; and
16 WHEREAS, Foster set several wrestling records and
17 achieved numerous wrestling awards in high school
18 including a six-second pin that broke his high
19 school record and a single-season win record with 54
20 victories; and
21 WHEREAS, Foster was a three-time high school
22 wrestling state medalist placing second as a senior,
23 seventh as a junior, and third as a sophomore; and
24 WHEREAS, Foster continued his wrestling career by
25 attending and becoming a wrestler at UNI; and
26 WHEREAS, as a senior at UNI, Foster lost just
27 five matches all year, including a loss to the other
28 national championship finalist at the 184-pound weight

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1 class, Max Dean; and
2 WHEREAS, prior to this year's national championship
3 tournament, Foster had won one of his three matches
4 against Max Dean; and
5 WHEREAS, during this year's national championship,
6 Foster defeated four top-15 opponents and earned bonus
7 points in his opening rounds to help UNI secure its
8 best team finish since 2003; and
9 WHEREAS, Foster received his second All-American
10 honor this year, recognizing the top eight placers at
11 the national championship, to go along with his first
12 All-American received in 2017; and
13 WHEREAS, Foster is among 14 other wrestlers who have
14 now combined for 22 wrestling titles at UNI; and
15 WHEREAS, Foster is UNI's first wrestler to be a
16 two-time Big 12 champion; and
17 WHEREAS, Foster earned All-Big 12 academic honors
18 this year; and
19 WHEREAS, Foster will finish with a 95-35 career

20 record, 29-15 record in duals, and a 10-2 record in Big
 21 12 duals at UNI; and
 22 WHEREAS, Foster is following in his mother's
 23 footsteps as an elementary and mid-level education
 24 major in hopes of someday becoming a school principal
 25 or school district superintendent; and
 26 WHEREAS, Foster intends to pursue wrestling
 27 professionally while finishing his student teaching at
 28 UNI in the fall of 2019; NOW THEREFORE,
 29 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES,
 30 That the House of Representatives recognizes and

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1 congratulates Drew Foster on his outstanding
 2 achievements at the 2019 National Collegiate Athletic
 3 Association Division I Wrestling Championship by
 4 placing first in the 184-pound weight class.

H.R. 20 filed on March 29, 2019; adopted April 1, 2019.

HOUSE RESOLUTION 21

BY GAINES, BRECKENRIDGE, MAXWELL, GUSTAFSON, EHLERT, MATSON,
 LENSING, SHIPLEY, McCONKEY, M. SMITH, HINSON, FISHER, ZUMBACH,
 MOMMSEN, BERGAN, BROWN-POWERS, KRESSIG, FORBES, McKEAN, HITE,
 KURTH, JENEARY, NIELSEN, JACOBSEN, R. SMITH, HOLT, A. MEYER, OLSON,
 HANUSA, and GERHOLD

1 A Resolution recognizing and congratulating the
 2 Grand View University Vikings wrestling team on
 3 winning the National Association of Intercollegiate
 4 Athletics Wrestling National Championship for the
 5 eighth consecutive year.
 6 WHEREAS, on March 2, 2019, the Grand View Vikings
 7 wrestling team won the National Association of
 8 Intercollegiate Athletics (NAIA) Wrestling National
 9 Championship for an unprecedented eighth consecutive
 10 team title; and
 11 WHEREAS, the Grand View Vikings wrestling team
 12 is only the second team in all of college wrestling
 13 history to win eight consecutive national titles; and
 14 WHEREAS, the Grand View Vikings wrestling team
 15 finished with a total score of 219 team points, which
 16 was 134 points ahead of the team in second place; and
 17 WHEREAS, this is the second highest team scoring
 18 record, ranking only behind the 2017 Grand View Vikings
 19 wrestling team's performance; and
 20 WHEREAS, two Grand View Vikings wrestlers were
 21 crowned national champions: John Wenger at 149 pounds
 22 (his second title) and Evan Hansen at 197 pounds (his
 23 third title); and

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1 WHEREAS, all 12 Grand View Vikings wrestlers
 2 garnered All-American honors and finished sixth or
 3 better on the podium; and
 4 WHEREAS, Lawton Benna became only the fourth Grand
 5 View Vikings wrestler in its program's history to
 6 become a four-time All-American; and
 7 WHEREAS, the Grand View Vikings wrestling team led
 8 the NAIA in scholar-athletes for the second year in a
 9 row; and
 10 WHEREAS, coach Nick Mitchell was named the 2019 NAIA
 11 National Coach of the Year, collecting his fifth such
 12 honor as the Grand View Vikings wrestling team head
 13 coach; NOW THEREFORE,
 14 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES,
 15 That the House of Representatives recognizes and
 16 congratulates the Grand View Vikings wrestling team on
 17 its outstanding achievements in National Association
 18 of Intercollegiate Athletics wrestling by winning the
 19 National Championship for the eighth consecutive year;
 20 and
 21 BE IT FURTHER RESOLVED, That copies of this
 22 Resolution be sent to Grand View Vikings wrestling team
 23 head coach Nick Mitchell and Grand View University
 24 President Kent Henning.

H.R. 21 filed on April 2, 2019; adopted April 16, 2019.

HOUSE RESOLUTION 22

BY JACOBY, KAUFMANN, LENSING, NIELSEN, MOORE, HITE, MASCHER,
 GERHOLD, GUSTAFSON, KONFRST, WHEELER, HANUSA, CARLSON,
 BRECKENRIDGE, KACENA, THOMPSON, and GAINES

1 A Resolution congratulating and honoring University
 2 of Iowa wrestler Spencer Lee for his outstanding
 3 wrestling accomplishments, including a second
 4 consecutive National Collegiate Athletic Association
 5 wrestling championship title at the 125 pound
 6 weight-class.
 7 WHEREAS, on March 23, 2019, University of Iowa
 8 wrestler Spencer Lee won the National Collegiate
 9 Athletic Association (NCAA) wrestling championship
 10 title at 125 pounds for the second consecutive
 11 year; and
 12 WHEREAS, Lee's 2019 national championship title win
 13 is the 84th NCAA individual title win in University of
 14 Iowa wrestling program history; and
 15 WHEREAS, Lee is the 23rd multi-NCAA championship
 16 title winner in University of Iowa wrestling program
 17 history; and
 18 WHEREAS, Lee received a number of awards and honors

19 during his sophomore wrestling season at the University
 20 of Iowa, including earning All-American honors for the
 21 second consecutive year, being named to the academic
 22 All-Big Ten team, remaining undefeated in Big Ten dual
 23 matches, placing second at the 2019 Big Ten Wrestling
 24 Championship tournament, and placing second at the 2019
 25 Midlands Championship tournament; and

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1 WHEREAS, Lee finished his sophomore wrestling season
 2 with a 23-3 record, scoring bonus points in 18 of his
 3 23 wins, and winning the University of Iowa wrestling
 4 program's 2019 Mike Howard Most Valuable Wrestler
 5 Award; and

6 WHEREAS, during his freshman year, Lee won the
 7 2018 NCAA wrestling championship title at 125 pounds,
 8 defeating his opponent 5-1, and becoming the University
 9 of Iowa's first true freshman national champion since
 10 1993; and

11 WHEREAS, Lee's 2018 championship title win was the
 12 culmination of an incredible comeback season at Iowa
 13 with a 22-2 overall record, having started the season
 14 recovering from knee surgery and competing for the
 15 first time in December 2017; and

16 WHEREAS, for his 2018 wrestling campaign, Lee was
 17 named the 2018 Big Ten Freshman of the Year, the winner
 18 of the Iowa wrestling program's 2018 Mike Howard Most
 19 Valuable Wrestler Award, and the winner of Amateur
 20 Wrestling News' 2018 Hammer Award; NOW THEREFORE,

21 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That
 22 the House of Representatives congratulates and honors
 23 Spencer Lee's outstanding wrestling accomplishments,
 24 including a second consecutive National Collegiate
 25 Athletic Association wrestling championship title win
 26 at the 125 pound weight-class.

H.R. 22 filed on April 9, 2019; adopted April 9, 2019.

HOUSE RESOLUTION 24

BY JACOBY, NIELSEN, MASCHER, DONAHUE, M. SMITH, GERHOLD,
 RUNNING-MARQUARDT, MCKEAN, HEIN, KAUFMANN, LENSING, STAED,
 R. SMITH, BENNETT, OLSON, and EHLERT

1 A Resolution recognizing and congratulating the
 2 Kirkwood Community College basketball team on
 3 winning the 2019 National Junior College Athletic
 4 Association Division II national basketball
 5 tournament.

6 WHEREAS, on March 23, 2019, the Kirkwood Community
 7 College Eagles (Cedar Rapids, Iowa) defeated the
 8 Johnson County Community College Cavaliers (Overland

9 Park, Kansas) in the championship game of the National
10 Junior College Athletic Association (NJCAA) Division II
11 national basketball tournament; and
12 WHEREAS, Kirkwood entered the NJCAA Division
13 II national basketball tournament as the number 1
14 seed; and
15 WHEREAS, Kirkwood's championship victory was led by
16 Doug Wilson, who scored a game-high 30 points along
17 with 15 rebounds, 4 assists, and 5 blocked shots; and
18 WHEREAS, Wilson was designated the Most Valuable
19 Player of the 2019 NJCAA Division II national
20 basketball tournament; the 2019 Spalding NJCAA National
21 Player of the Year; the 2019 NJCAA Region XI Player
22 of the Year; the 2019 NJCAA Region XI Tournament
23 Most Valuable Player; and was named to the 2019 NJCAA
24 Division II All-American Team, the 2019 NJCAA Division
25 II National Tournament All-Tournament Team, the 2019

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1 Region XI All-Tournament Team, and the 2019 All-Region
2 First Team; and
3 WHEREAS, along with Wilson, Kirkwood's Allante
4 Pickens and Devonte Thedford were also named to
5 the 2019 NJCAA Division II National Tournament
6 All-Tournament Team; and
7 WHEREAS, Pickens was named to the 2019 All-Region
8 First Team; Kirkwood's Connor Kasperbauer and Thedford
9 were named to the 2019 All-Region team as honorable
10 mentions; and Kirkwood's Luke Appel was named to the
11 2019 All-Region Second Team; and
12 WHEREAS, Kirkwood is currently coached by Bryan
13 Petersen who, in his sixth season, has compiled a
14 157-38 career record and a perfect 8-0 record in his
15 two appearances at the NJCAA Division II national
16 basketball tournament, and has been named the 2019
17 Spalding NJCAA Division II Men's Basketball Coach of
18 the Year; and
19 WHEREAS, Kirkwood finished its season with a 31-4
20 record and the third national championship in its
21 basketball program history (1998, 2016, 2019); NOW
22 THEREFORE,
23 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES,
24 That the House of Representatives recognizes and
25 congratulates the Kirkwood Community College basketball
26 team for its outstanding basketball season this year,
27 including its championship victory at the 2019 National
28 Junior College Athletic Association Division II
29 national basketball tournament.

H.R. 24 filed on April 18, 2019; adopted April 22, 2019.

HOUSE RESOLUTION 26

BY MASCHER, KAUFMANN, JACOBY, JACOBSEN, LENSING, JENEARY, NIELSEN, HITE, ABDUL-SAMAD, ANDERSON, BRECKENRIDGE, BROWN-POWERS, COHOON, DERRY, DONAHUE, EHLERT, FORBES, GAINES, GASKILL, HALL, HUNTER, JUDGE, KACENA, KONFRST, KRESSIG, KURTH, KURTZ, MATSON, McCONKEY, OLDSO, OLSON, OURTH, PRICHARD, M. SMITH, R. SMITH, STECKMAN, SUNDE, THEDE, WILLIAMS, WINCKLER, and WOLFE

1 A Resolution recognizing Megan Gustafson for her
 2 outstanding academic and college basketball career
 3 at the University of Iowa.
 4 WHEREAS, Megan Gustafson emerged early in her
 5 basketball career by being named to the Big Ten
 6 all-freshman team during the 2015-2016 college
 7 basketball season; and
 8 WHEREAS, Ms. Gustafson solidified her place in Iowa
 9 basketball history by being named first team all-Big
 10 Ten by the conference coaches and media during her
 11 sophomore, junior, and senior seasons while twice being
 12 named Big Ten Player of the Year; and
 13 WHEREAS, during Ms. Gustafson's record-breaking
 14 senior season, she became a consensus first team
 15 all-American while being named Big Ten Player of the
 16 Week a record 13 times, and became only the fourth
 17 player in women's college basketball history to score
 18 1,000 points in a single season; and
 19 WHEREAS, Ms. Gustafson's senior season that included
 20 leading the country in scoring per game (27.8), total
 21 points (1,001), double-doubles (33), field goals made

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1 (412), and field goal percentage (69.6), culminated
 2 with a Big Ten Conference Tournament championship,
 3 where Ms. Gustafson was named the tournament's Most
 4 Outstanding Player, and the University of Iowa women's
 5 basketball team's second straight National Collegiate
 6 Athletic Association tournament appearance, where the
 7 team advanced to the Elite Eight; and
 8 WHEREAS, Ms. Gustafson ended her career at the
 9 University of Iowa as a two-time academic all-Big Ten
 10 selection and as the school's all-time leading scorer
 11 and rebounder; and
 12 WHEREAS, for her outstanding senior season, Ms.
 13 Gustafson received the 2019 Citizen Naismith Trophy
 14 for Women's College Player of the Year; was named
 15 the Associated Press Women's Basketball Player of
 16 the Year and the ESPNW College Basketball Player of
 17 the Year; received the 2019 Lisa Leslie Award as the
 18 nation's top center; received the Ann Meyers Drysdale
 19 National Player of the Year Award from the United
 20 States Basketball Writers Association; and received the
 21 2018-2019 Senior CLASS Award; NOW THEREFORE,

22 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES,
23 That the House of Representatives hereby recognizes
24 and congratulates Megan Gustafson for her outstanding
25 career at the University of Iowa and wishes her
26 continued success during her Women's National
27 Basketball Association career.

H.R. 26 filed on April 22, 2019; adopted April 24, 2019.

MEMORIALS

IN MEMORIAM

HOUSE OF REPRESENTATIVES

JAMES “JIM” O. ANDERSON	May 2, 1928 – December 4, 2018
DONALD “DON” DEAN AVENSON.....	September 16, 1944 – May 19, 2017
DALE M. COCHRAN.....	November 20, 1928 – August 27, 2018
GREGORY A. FORRISTALL.....	February 15, 1950 – May 10, 2017
WILLIE STEVENSON GLANTON.....	March 19, 1922 – July 6, 2017
JOHN MORSE GREIG.....	July 3, 1934 – February 24, 2018
CURTIS “CURT” HANSON.....	August 13, 1943 – June 16, 2017
MYRON “DELL” HANSON, JR.....	March 17, 1935 – November 6, 2017
DANNY J. HOLMES	December 10, 1945 – March 7, 2017
KARL KIILSHOLM.....	October 13, 1924 – December 23, 2018
ROBERT H. RENKEN.....	September 25, 1921 – December 29, 2018
DALE H. RICKERT	April 10, 1928 – March 23, 2017
JOHN P. SUNDERBRUCH.....	November 9, 1949 – August 4, 2017
ANDREW P. VARLEY.....	December 2, 1934 – November 19, 2018

JAMES “JIM” O. ANDERSON

James “Jim” O. Anderson was born May 2, 1928, in Brayton, Iowa, the son of Raymond and Mary Anderson. He attended rural grade school and graduated from Exira High School in 1946. He married Laurine Ann Jensen on February 10, 1952. They were married for sixty-six years and their union created three children.

Jim received a Bachelor of Science in animal husbandry from Iowa State University in 1950. He served honorably in the United States Air Force from May 19, 1951 to February 18, 1952. After completing his education they moved near Brayton, Iowa, where they farmed and raised livestock starting in 1953. After farming, he and his wife owned and operated Anderson Appraisal where they appraised homes and farms.

During his active involvement in his community, he served as a board member of the Exira Christian Church and held leadership roles with the Exira Community School, Audubon County FHA Board, and was a 4-H club leader. He served as an Audubon County Extension director and American Legion member. Jim was an active member in the Audubon County Farm Bureau and member of the Iowa Cattleman Association.

Jim was a Republican from Audubon County. He was elected to the Iowa House of Representatives in the fall of 1978, serving for three terms. During his time he served on the following committees: Agriculture, Energy, Natural Resources, Judiciary and Law Enforcement, State Government, Ways and Means, and the Chair of Regulatory and Finance Appropriations.

Representative Anderson passed away on December 4, 2018, at the age of 90.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE EIGHTY-EIGHTH GENERAL ASSEMBLY OF IOWA, That in the passing of the Honorable James “Jim” O. Anderson, 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.

BRIAN BEST
BETH WESSEL-KROESCHELL
RAY SORENSEN
Committee

DONALD “DON” DEAN AVENSON

Donald “Don” Dean Avenson was born September 16, 1944, in Minneapolis, Minnesota, son of Donald C. and Wilma G. Avenson. He graduated from Oelwein Community High School in 1962. He married Diane Mary Duda on August 1, 1964, in Oelwein and their union created three children.

Don received his bachelor’s degree in political science and history from the University of Wisconsin-River Falls in 1970. In 1972, he completed his graduate work from the University of Northern Iowa. He received an honorary doctorate degree from Upper Iowa University in Fayette. During his political career he served as the office manager of the family business, Oelwein Tool and Die, becoming president in 1984. After his public service work, Don worked as a governmental consultant with Avenson, Oakley and Cope.

As an avid outdoorsman, he was a member of Ducks Unlimited, Pheasants Forever, Oelwein Gun Club and the Falling Rock Walleye Club. He enjoyed hunting, fishing, gardening, reading, wildlife, nature photography, and spending time with his family and friends. He was also a member of the Zion Lutheran Church, Iowa Democratic Party, Pioneer Lawmakers, Williams Center Board of Directors, and Oelwein Economic Development Board.

Don was a Democrat from Fayette County. He was elected to the Iowa House of Representatives in the fall of 1972, serving for nine terms. During his time he served on the following committees: Appropriations, Budget, Energy, Natural Resources, Rules, and State Government. He also served as Assistant Majority Leader from 1975-1978, House Minority Leader from 1979-1982 and Speaker of the Iowa House from 1983-1990.

Representative Avenson passed away on May 19, 2017, at the age of 72.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE EIGHTY-EIGHTH GENERAL ASSEMBLY OF IOWA, That in the passing of the Honorable Donald Dean “Don” Avenson, 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.

MICHAEL BERGAN
BRUCE BEARINGER
ANDY McKEAN
Committee

DALE M. COCHRAN

Dale M. Cochran was born November 20, 1928, in Fort Dodge to Melvin and Gladys Cochran. He graduated from Fort Dodge High School in 1946. In 1953 he married Jeannene Hirsch in Ankeny and their union created three children.

He graduated from Iowa State University with a degree in agriculture in 1950, and was a member of Pi Kappa Phi Fraternity. After graduation he took a job in Newton serving as director of the Jasper County Extension office. Shortly after marriage, he and Jeannene moved to the family farm near Vincent where he worked in partnership with his father. He farmed over the next 40 years even while holding several political positions.

During his service he served on many boards and commissions. He served on the executive committee of the National Conference of State Legislatures (NCSL) and Council of State Governments. He was honored as a "Friend of Agriculture" by the National Agri Marketing Association, received an honorary lifetime membership in the Iowa Association of Soil and Water Conservation District Commissioners and received the FFA Distinguished Service Award.

Dale was a Democrat from Webster County. He was elected to the Iowa House of Representatives in the fall of 1964, serving for eleven terms. During his time he served on the following committees: Appropriations, Agriculture (Chair), Governmental Affairs, Board of Control, Government Reorganization, Higher Education, Human and Industrial Relations, Tax Revision, State Planning and Development, Rules, Transportation, and Ways and Means. He served as the House Minority Leader from 1971-1974, Assistant Minority Leader from 1981-1982 and as the Speaker of the House from 1975-1979. In 1986 he was elected Iowa Secretary of Agriculture and served three terms before retiring from that position in 1999.

Representative Cochran passed away on August 27, 2018, at the age of 89.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE EIGHTY-EIGHTH GENERAL ASSEMBLY OF IOWA, That in the passing of the Honorable Dale M. Cochran, 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.

ANN MEYER
JOHN FORBES
ROBERT BACON
Committee

GREGORY A. FORRISTALL

Gregory A. Forristall was born February 15, 1950, to Gerald and Geraldine Forristall in Council Bluffs, Iowa. He attended Carson-Macedonia High School, graduating in 1968. He went to the University of Iowa receiving a Bachelor of Music in 1972 and Masters of Arts in 1973. He also earned a degree in information technology. He married Carol in 1978 and they were married for 38 years. He was a farmer for over 25 years.

Speaker Upmeyer said, “He was a dedicated public servant to the people he represented and an advocate of the arts and education, two issues that he was incredibly passionate for.” He was an adventurer, traveler, farmer, gourmet cook, woodworker, public servant, lifelong learner and a man dedicated to others.

Throughout his life he was active in his community. He served as a member of Farm Bureau, Iowa Corn Growers Association, Pottawattamie County Republican Central Committee, Grist Mill Fine Arts Council, and American Legislative Exchange Council (ALEC). Before he was elected to the House of Representatives he served on the Iowa Western Community College Board and the Iowa State Board of Education.

Former Governor Terry E. Branstad had the following words, “Greg bravely fought cancer for months while going above and beyond to fulfill his legislative duties and serve his constituents in western Iowa. He was an outstanding legislator and will be greatly missed.”

Gregory was a Republican from Pottawattamie County. He was elected to the Iowa House of Representatives in the fall of 2006, serving for six terms. During his time he served on the following committees: Economic Growth, Economic Development Appropriations, Chair of Education, Education Appropriations, Human Resources, Labor, Transportation, and Ways and Means.

Representative Forristall passed away on May 10, 2017, at the age of 67.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE EIGHTY-EIGHTH GENERAL ASSEMBLY OF IOWA, That in the passing of the Honorable Gregory Forristall, 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.

CECIL DOLECHECK
DAVID SIECK
CHARLIE McCONKEY
Committee

WILLIE STEVENSON GLANTON

Willie Stevenson Glanton was born March 19, 1922, in Hot Springs, Arkansas. She was the daughter of Ervin S. Stevenson and Willie Ever Parker. She married Luther T. Glanton, Jr., J.D. in 1951 and their union created one child.

She completed her bachelor's degree in business education from the now Tennessee State University in Nashville and earned her law degree from Robert H. Terrell Law School in Washington, DC. In 1953, the couple moved to Des Moines.

Willie became the second African American woman to be admitted to the Iowa Bar Association, and the first African American woman to become an Assistant County Attorney in Polk County. She was a true pioneer in both the legal and political landscapes in Iowa. She was inducted into the Iowa Women's Hall of Fame in 1986 and that National Bar Association Hall of Fame in 1995.

During her life, she had a huge impact on her community. She was a member of Westminster Presbyterian Church, founding member of the Des Moines Chapter of the Links started in 1957, the Des Moines Chapter of Jack and Jill of America in 1962 and initiated into Delta Sigma Theta Sorority in 1939. She focused on civil rights and women's rights as a lawyer and equal opportunity advocate with the U.S. Small Business Administration until her retirement in 1987. Willie served on the Board for Des Moines University from 1999 to 2012. To honor her service, leadership and commitment to justice and education, Des Moines University established a Scholarship Fund in her and husband's name.

Willie was a Democrat from Polk County. She was elected to the Iowa House of Representatives in the fall of 1964, serving for one term. She became the first African American woman elected to the Iowa General Assembly. During her time she served on the following committees: Appropriations, Education, and Human and Industrial Relations.

Representative Glanton passed away on July 6, 2017, at the age of 95.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE EIGHTY-EIGHTH GENERAL ASSEMBLY OF IOWA, That in the passing of the Honorable Willie Stevenson Glanton, 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.

BRIAN LOHSE
RUTH ANN GAINES
JOHN LONDON
Committee

JOHN MORSE GREIG

John Morse Greig was born July 3, 1934, the son of John and Florence Greig. He attended and graduated from Estherville schools in 1952. He married Connie Kint on August 3, 1958, in Estherville and their union created two children.

John received his Bachelor of Science in business/finance from the University of Minnesota in 1956. He was a member of the ROTC and Alpha Delta Phi Fraternity. He received his master's degree from Iowa State University, College of Agriculture in animal production in 1960. After graduating from Iowa State University, he moved back to Emmet County and worked for Greig & Company, the family business, which he later became president of and passed to his son.

He was a member of the founding board of the Iowa Cattlemen's Association, serving as its President in 1975 and 1976. He chaired the Environmental Committee and on the executive committee of the National Cattlemen's Association. He was appointed to serve on the Iowa Board of Regents from 1985 to 1991. At the suggestion of the Governor, he ran for the legislature. He thought, "Iowa has been good to me and my family, I need to give something back."

He and Connie were inducted into the Cattlemen's Hall of Fame in 1990 and the Animal Science Hall of Fame, presented by the Department of Animal Science at Iowa State University in 1992. He received several awards relating to distinguished service to agriculture and environmental stewardship. They were awarded the Iowa Farm Bureau Distinguished Service to Agriculture Award in 2017.

John was a Republican from Emmet County. He was elected to the Iowa House of Representatives in the fall of 1992, serving for three terms. During his time he served on the following committees: Agriculture, Energy and Environmental Protection, Chair of Ethics, Natural Resources, and Ways and Means.

Representative Greig passed away on February 24, 2018, at the age of 83.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE EIGHTY-EIGHTH GENERAL ASSEMBLY OF IOWA, That in the passing of the Honorable John Morse Greig, 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.

TEDD GASSMAN
LISA HEDDENS
TERRY BAXTER
Committee

CURTIS “CURT” HANSON

Curtis “Curt” Hanson was born August 13, 1943, to Andrew and Lucille Hanson in Algona, Iowa. He was raised on a farm outside of Swea City. He married Diane Hamer on June 14, 1969 in Council Bluffs and their union created two children.

Curt received his bachelor’s degree from the University of Northern Iowa and his master’s degree from the University of Iowa. He was a teacher of Drivers Education for 43 years at Fairfield High School and received the Fairfield Teacher of the Year Award. He was runner-up for the National Drivers Education Teacher of the Year Award and served as President and then Business Manager for the Iowa Division of American Driver and Traffic Safety Education Association.

During his active involvement in his community he served as president and was a member of the Fairfield Kiwanis, treasurer for the Jefferson County Democrats and member of the First United Methodist Church. He was involved in the Amateur Radio community. He enjoyed restoring a 1960 Volkswagen pickup which he proudly displayed in parades and was an avid “do-it-yourselfer”, often helping family with their latest home projects.

A fond memory by many was that he had a different joke every day, consistently making his colleagues smile.

Curt was a Democrat from Jefferson County. He was elected to the Iowa House of Representatives in the fall of 2008, serving for four terms. During his time, he served on the following committees: Agriculture, Education, Environmental Protection, Natural Resources, Public Safety, Transportation, and the Education budget committee.

Representative Hanson passed away on June 16, 2017, at the age of 73.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE EIGHTY-EIGHTH GENERAL ASSEMBLY OF IOWA, That in the passing of the Honorable Curtis “Curt” Hanson, 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.

JEFF SHIPLEY
MARY GASKILL
JARAD KLEIN
Committee

MYRON “DELL” HANSON, JR.

Myron “Dell” Hanson, Jr. was born March 17, 1935, to Myron and Roberta in Jackson Township of Benton County. His family and friends knew him as Dell. He graduated from Vinton’s Lincoln High School in 1953. He married RaMona Smith on November 29, 1953, in Vinton and their union created four children.

For thirty-seven years he owned and operated Farmers Sales and Service in Benton County. Dell was a Benton County Supervisor for sixteen years. He was a lifelong member of the Bethlehem Evangelical Lutheran Church where he served in many capacities.

He was active in his community serving in many roles; president of the Sixth Judicial District, secretary of Benton County Development, and president of Benton County Lutheran Brotherhood Brand. He was also a member of the State Supervisor Association, Benton County Farm Bureau, NFIB and Benton County Cattlemen’s Association.

At the time of his death he was a board member of the Cedar Valley Ranch and the Vinton Lutheran Home for the Aged. He was a humanitarian, always making new friends and never met a stranger.

Dell was a Republican from Benton County. He was elected to the Iowa House of Representatives in the fall of 2002, serving for one term. During his time he served on the following committees: Economic Growth, Environmental Protection, Local Government, and the Justice Systems budget.

Representative Hanson passed away on November 6, 2017, at the age of 82.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE EIGHTY-EIGHTH GENERAL ASSEMBLY OF IOWA, That in the passing of the Honorable Myron “Dell” Hanson, 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.

THOMAS GERHOLD
TRACY EHLERT
LOUIS ZUMBACH
Committee

DANNY J. HOLMES

Danny J. Holmes was born December 10, 1945, in Davenport to Donald and Margaret Holmes. He graduated from Westmer High School in Joy, Illinois in 1963. He married Celeste Bryant on August 21, 1966, and their union created one child.

Danny was a decorated Vietnam veteran serving with the U.S. Army. He received his Bachelor of Accounting and a Master of Business Administration from Western Illinois University. He retired from Lee Enterprises in 1989.

During his active involvement in his community he served as a member of Christ United Methodist Church, Walcott American Legion Post #548, Iowa Corn Growers Association, Walcott Finance Committee, Walcott Calvary Church, Iowa Soybean Association, American Institute of Certified Public Accountants, United Way of Quad Cities, Scott County Solid Waste Steering Committee, Heritage Foundation, Blue Ribbon Foundation, Iowa Ground Water Association, Davenport Chamber of Commerce and Walcott City Council. He served as a director with the Scott County Farm Bureau.

Danny was a Republican from Scott County. He was elected to the Iowa House of Representatives in the fall of 1996, serving for two terms. During his time he served on the following committees: Commerce, Labor and Industrial Relations, Vice-Chair of State Government, and Ways and Means.

Representative Holmes passed away on March 7, 2017, at the age of 71.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE EIGHTY-EIGHTH GENERAL ASSEMBLY OF IOWA, That in the passing of the Honorable Danny J. Holmes, 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.

ROSS PAUSTIAN
CINDY WINCKLER
GARY MOHR
Committee

KARL KIILSHOLM

Karl Kiilsholm was born on October 13, 1924, in Wesley to Viggo and Kamilla of Denmark. His father took him and his brother back to Denmark in 1932 where he grew up. Karl experienced five years of Nazi occupation, served in the Danish army and attended college. He married Fidelia Evelyn Skow of Wesley in 1950. After moving back to America and they adopted three children.

After marrying Fidelia, they lived in the Wesley area and Karl farmed with her family. In 1960, they purchased their own farm near Algona and lived there for 37 years. Karl was active in many community organizations. He was part of the Iowa State University Extension of Kossuth County and served on the State Extension Advisory Council for three years. He was a member of the Kossuth County Farm Bureau and held offices locally as well as on the State Advisory Board of the Iowa Farm Bureau. He was a member of the First Presbyterian Church of Algona. Kiwanis club events were always a favorite activity no matter the community.

Shortly after his time in the House of Representatives, he started traveling throughout the U.S. giving inspirational talks on the importance of faith in God and in country. He spoke in 33 states over the next 25 years. His years of living in a Nazi-occupied Denmark made him especially thankful for this country.

Karl was a Republican from Kossuth County. He was elected to the Iowa House of Representatives in the fall of 1966, serving for one term. During his time he served on the following committees: Agriculture, Conservation, and County and Township Affairs.

Representative Kiilsholm passed away on December 23, 2018, at the age of 94.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE EIGHTY-EIGHTH GENERAL ASSEMBLY OF IOWA, That in the passing of the Honorable Karl Kiilsholm, 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.

JOHN WILLS
SHARON STECKMAN
MEGAN JONES
Committee

ROBERT H. RENKEN

Robert H. Renken was born September 25, 1921, son of Renke H. and Bertha Renken. He graduated from Grundy Center High School in 1940. He married Patricia Cavanaugh on November 1, 1946, and their union created one child.

Enlisted in the Army Air Corp in 1942, he was honorably discharged in 1945 and he moved to Portland, Oregon. He and Patricia lived in Portland for five years where he worked as a zone manager for International Harvester Company. In 1951, the couple moved back to Iowa and lived on the family farm near Aplington where he farmed and raised purebred Herford cattle for 60 years.

Robert was elected and served as State Commander for Iowa Department of AMVETS from 1958-1959; National Executive Committeemen for Iowa Department of AMVETS from 1961-1962; Chairmen of Grundy County Republican Central Committee for four years; several county commissions and Grundy County Board of Supervisors in the 1970's.

He was a charter member of the Faith Lutheran Church in Parkersburg, Iowa Farm Bureau, AMVETS, beef producers, pork producers and the National Herford Association.

Robert was a Republican from Grundy County. He was elected to the Iowa House of Representatives in a special election in 1979, serving for nine terms. During his time he served on the following committees: Administration and Rules, Commerce, County Government, Energy, Labor and Industrial Relations, Local Government, State Government, Transportation, and Ways and Means. He served as Assistant Majority Leader from 1995-1997.

Representative Renken passed away on December 29, 2018, at the age of 97.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE EIGHTY-EIGHTH GENERAL ASSEMBLY OF IOWA, That in the passing of the Honorable Robert H. Renken, 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.

PAT GRASSLEY
MARK SMITH
SANDY SALMON
Committee

DALE H. RICKERT

Dale Herman Rickert was born April 10, 1928, in Luverne, Minnesota to Herman and Ella Rickert. He graduated from Reinbeck High School in 1945. Dale and Esther Jamison married on December 27, 1950, and their union created three children.

Dale received his Bachelor of Science in animal husbandry from Iowa State University in 1950. He was a member of Pi Kappa Phi fraternity like the family men before him. Enrolling in ROTC as a freshman, he served in the Air Force during peacetime. Although primarily a farmer by vocation, public service, agriculture, education and his Christian faith would continue to define his life.

In addition to farming he taught agriculture at the high school and community college level, working at Muscatine and Kirkwood community colleges from 1971-1977 before leaving to become county executive director of the USDA Washington County Farm Service Agency, where he remained until 1996. He was a member of the First Presbyterian Church of Wapello, serving many roles in the church.

He worked alongside Senator Jack Kibbie to introduce legislation allowing the development of community colleges throughout Iowa. Continuing his interest in education he served on the State Advisory Board on Adult Education and State President of Iowa Association of Community College Trustees from 1988-1998.

Dale was a Democrat from Louisa County. He was elected to the Iowa House of Representatives in the fall of 1964, serving for one term. During his time he served on the following committees: Education, Government Affairs, and Conservation and Recreation. Dale was named the most outstanding freshman legislator by the Iowa Press Corps in 1965.

Representative Rickert passed away on March 23, 2017, at the age of 88.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE EIGHTY-EIGHTH GENERAL ASSEMBLY OF IOWA, That in the passing of the Honorable Dale H. Rickert, 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.

DAVID KERR
MARY MASCHER
BOBBY KAUFMANN
Committee

JOHN P. SUNDERBRUCH

John P. Sunderbruch was born November 9, 1949, in Davenport, son of Dr. John and Carmaleta Sunderbruch. He graduated from Assumption High School in 1967. He married Linda Collier on December 20, 1967, and their union created three children.

He enlisted in the United States Marine Corps in 1967 and served honorably during the Vietnam conflict from 1967-1971. Upon his discharge he continued to support veterans' rights and the country he loved serving on the Scott County Veterans' Board as commissioner for 10 years.

For over 30 years John served his community and family, working as a fire fighter/EMT for the Davenport Fire Department, as well as eight years on the Medic Ambulance Service. During his time on the fire department, he served on the Critical Stress Debriefing Team, serving the Oklahoma City bombing and was certified as a Master Diver for the Davenport Dive Rescue team.

John was an avid hunter and outdoorsman. He enjoyed his frequent elk hunting trips to Colorado. He was dedicated to his family, making long trips just to catch a game or school performance for his children or grandchildren. He was always good for a great story and a hilarious laugh.

John was a Republican from Scott County. He was elected to the Iowa House of Representatives in the fall of 1998, serving for one term. During his time he served on the following committees: Education, Judiciary, and Natural Resources.

Representative Sunderbruch passed away on August 4, 2017, at the age of 67.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE EIGHTY-EIGHTH GENERAL ASSEMBLY OF IOWA, That in the passing of the Honorable John P. Sunderbruch, 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.

GARY MOHR
CINDY WINCKLER
GARY CARLSON
Committee

ANDREW P. VARLEY

Andrew P. Varley was born December 2, 1934, in Stuart, son of Preston and Esther Varley. He attended country school and graduated from Menlo High School in 1952. He married Marilyn Saucke on August 23, 1959, in Farnhamville, Iowa and they had four sons: Warren, Tom, John and Curtis.

Andrew received his Bachelor of Science in agricultural economics from Iowa State University in 1957. He was a member of Alpha Gamma Rho fraternity. He received his master's degree in economics from North Carolina State-Raleigh in 1961. In 1962 he and Marilyn returned to Pine View Angus Farm in Adair County and raised their family.

He was a farmer raising cross-bred Angus cattle and a planter of trees. He served on the Iowa Arboretum board and was a member of the American Conifer Society. After his time as a legislator, he was appointed to chair of the Commerce Commission (now Iowa Utilities Board), serving for eight years. He was the Senior VP of Energy Pricing and Regulatory Service for American Electric Power in Columbus, Ohio from 1988-2000.

Andrew was a Republican from Adair County. He was elected to the Iowa House of Representatives in the fall of 1966, serving for six terms. During his time he served on the following committees: Agriculture, Appropriations, Constitutional Amendments and Reapportionment, County and Township Affairs, Energy, Higher Education, Natural Resources, Rules, State Planning and Development, and Ways and Means. He served as Majority Leader from 1971-73, Speaker of the Iowa House from 1973-1975 and Assistant Minority Leader 1975-1979. He received the Outstanding Young Alumnus Award from Iowa State University in 1968.

Representative Varley passed away on November 19, 2018, at the age of 83.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE EIGHTY-EIGHTH GENERAL ASSEMBLY OF IOWA, That in the passing of the Honorable Andrew P. Varley, 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.

RAY SORENSEN
KENAN JUDGE
STAN GUSTAFSON
Committee

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Subcommittee assignments—185, 205, 252, 332, 379, 623, 690

DEYOE, DAVE—Representative

Amendments filed—471, 625, 694, 740, 1055, 1056

Amendments offered—701, 1049

Committee appointments/revisions—25, 26, 27, 28, 31

Committee to notify/escort—57

Introduction of bills—135, 310

Point of order—701, 782, 783, 785, 786

Reports—57

Resolutions filed—926

Study bill subcommittee assignments—104, 130, 131, 151, 152, 195, 196, 211, 299, 314, 417

Subcommittee assignments—122, 151, 185, 252, 253, 362, 372, 379, 524, 652, 665, 900

DOLECHECK, CECIL—Representative

Amendments filed—526, 1014, 1056

Amendments offered—1060

Committee appointments/revisions—26, 27, 29, 32

Introduction of bills—139, 215, 218, 245, 336
 Study bill subcommittee assignments—130, 206, 228, 314, 363, 737
 Subcommittee assignments—129, 130, 172, 194, 195, 204, 205, 211, 235, 252, 259, 289,
 306, 313, 314, 344, 345, 353, 373, 401, 652, 707

DONAHUE, MOLLY ERIN—Representative

Amendments filed—525, 741, 796, 984
 Amendments offered—822
 Committee appointments/revisions—26, 28, 29, 32
 Committee to notify/escort—20
 Introduction of bills—138, 139, 142, 143, 144, 145, 146, 147, 154, 158, 159, 160, 176,
 183, 188, 189, 190, 191, 198, 199, 201, 202, 267, 293, 295, 302, 317, 320, 336, 337,
 341, 342, 376, 386, 396, 397, 408, 503
 Resolutions filed—926, 946, 1013
 Sponsor added—226, 689
 Study bill subcommittee assignments—195, 298, 737
 Subcommittee assignments—151, 178, 185, 205, 252, 345, 372, 401, 707

EHLERT, TRACY—Representative

Amendments filed—525, 740, 741, 797, 984
 Amendments offered—828
 Committee appointments/revisions—26, 27, 29, 32
 Committee to notify/escort—57
 Introduction of bills—138, 142, 143, 144, 147, 154, 155, 159, 160, 176, 188, 189, 198,
 201, 256, 264, 293, 295, 319, 337, 341, 342, 396, 397, 408, 503
 Leave of absence—1054
 Resolutions filed—713, 926, 946, 1013
 Study bill subcommittee assignments—153, 314, 393, 417
 Subcommittee assignments—151, 179, 205, 252, 344, 352, 372, 401, 417

FISHER, DEAN C.—Representative

Amendments offered—989
 Committee appointments/revisions—26, 27, 28, 29, 32
 Introduction of bills—86, 87, 134, 138, 139, 140, 176, 189, 201, 208, 215, 218, 221, 225,
 237, 238, 262, 264, 309, 336
 Resolutions filed—236, 713
 Study bill subcommittee assignments—104, 131, 253, 260, 290, 345, 380, 737
 Subcommittee assignments—122, 211, 259, 371, 379, 400, 417

FORBES, JOHN—Representative, Assistant Minority Leader

Amendments filed—525, 565, 741, 797, 984, 1014
 Amendments offered—697, 818, 1009
 Committee appointments/revisions—25, 26, 27, 28, 32
 Hoover Uncommon Public Service Award—628
 Introduction of bills—138, 142, 145, 154, 155, 158, 183, 188, 200, 202, 256, 266, 293,
 295, 317, 336, 341, 374, 375, 376, 396, 408, 503
 Resolutions filed—713, 946, 1013
 Special presentation—Cindy Axne—391
 Study bill subcommittee assignments—104, 136, 186, 212, 260, 290, 332, 333, 345, 402, 417
 Subcommittee assignments—136, 235, 353, 393, 497, 565, 665

FRY, JOEL—Representative

- Amendments filed—526, 565, 586, 811, 1056
- Amendments offered—580, 596, 606, 818, 1064
- Committee appointments/revisions—26, 27, 28, 29, 32
- Committee to notify/escort—77
- Explanation of vote—981
- Introduction of bills—200, 201, 224, 225, 265, 310, 311, 319, 336, 358, 369, 397
- Point of order—604, 820, 821, 822, 824, 825, 827, 828, 829, 832, 835, 838, 839, 840
- Presided—322
- Reports—78
- Rule 76—520
- Study bill subcommittee assignments—333, 363, 737, 924
- Subcommittee assignments—151, 178, 179, 205, 228, 235, 289, 306, 313, 314, 332, 344, 345, 352, 353, 371, 372, 373, 400, 401, 417, 618, 653

GAINES, RUTH ANN—Representative

- Amendments filed—525, 740, 741, 767, 796, 984
- Amendments offered—974
- Committee appointments/revisions—26, 27, 28, 32
- Introduction of bills—138, 142, 143, 144, 147, 154, 155, 158, 201, 202, 207, 264, 266, 293, 295, 302, 317, 319, 320, 336, 337, 341, 349, 350, 376, 397, 408, 503
- Leave of absence—883, 899
- Resolutions filed—525, 625, 713, 946, 1013
- Sponsor added—1011
- Study bill subcommittee assignments—212, 228
- Subcommittee assignments—178, 205, 306, 345, 353, 400, 549

GASKILL, MARY A.—Representative

- Amendments filed—525, 741, 984
- Committee appointments/revisions—26, 27, 28, 29, 32
- Introduction of bills—133, 138, 139, 143, 145, 154, 155, 157, 158, 159, 198, 199, 201, 223, 225, 243, 264, 266, 267, 293, 295, 317, 319, 320, 336, 337, 341, 342, 374, 376, 386, 396, 397, 408, 503, 716
- Resolutions filed—946, 1013
- Sponsor added—312
- Study bill subcommittee assignments—195, 205, 332, 354
- Subcommittee assignments—178, 179, 362, 372, 665

GASSMAN, TEDD—Representative

- Committee appointments/revisions—2, 26, 27, 29, 33
- Introduction of bills—138, 145, 209, 215, 218, 221, 237, 309, 336, 342, 473, 474, 716
- Leave of absence—858
- Reports—4
- Sponsor added—981
- Study bill subcommittee assignments—153, 174, 180, 228, 737
- Subcommittee assignments—178, 179, 205, 252, 253, 313, 344, 345, 400, 401, 707

GERHOLD, THOMAS D.—Representative

- Amendments filed—845
- Committee appointments/revisions—25, 26, 29, 33, 465, 530
- Committee to notify/escort—20, 656
- Introduction of bills—176, 215, 225, 256, 311, 321, 336, 358, 655

Resolutions filed—713, 926
Sponsor added—981
Study bill subcommittee assignments—174, 345
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GOVERNOR—Reynolds, Kim—

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GRASSLEY, PAT—Representative

Amendments filed—926, 1044
Amendments offered—1038
Committee appointments/revisions—25, 26, 27, 33, 465, 530
Committee to notify/escort—6
Introduction of bills—336, 397
Study bill subcommittee assignments—228, 307, 737, 1013
Subcommittee assignments—122, 129, 130, 172, 194, 195, 204, 205, 211, 372

GUSTAFSON, STAN—Representative

Committee appointments/revisions—26, 27, 28, 29, 33
Committee to notify/escort—93
Introduction of bills—215, 218, 221, 225, 237, 309, 336, 655
Resolutions filed—525, 713, 946
Sponsor added—981
Study bill subcommittee assignments—105, 131, 153, 173, 206, 212, 229, 333, 737
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HAGENOW, CHRIS—Representative, Majority Leader

Committee appointments/revisions—11, 25, 33
Committee to notify/escort—110
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Special presentation—House Pages—986
Study bill subcommittee assignments—402

HALL, CHRIS—Representative

Amendments filed—242, 498, 525, 526, 740, 741, 797, 811, 984, 1078
Amendments offered—515, 744, 831, 837, 1058
Committee appointments/revisions—25, 26, 27, 33
Committee to notify/escort—14
Explanation of vote—1012
Introduction of bills—155, 293, 295, 408, 716
Leave of absence—562
Resolutions filed—181, 946, 1013
Special presentation—Eric Palmer—953
Study bill subcommittee assignments—130, 228, 290, 307, 314, 363, 737, 1013
Subcommittee assignments—185, 306, 352, 379, 524, 736

HANUSA, MARY ANN—Representative

Committee appointments/revisions—26, 27, 29, 33
Committee to notify/escort—10
Introduction of bills—157, 158, 244, 396
Leave of absence—360, 883
Reports—15
Resolutions filed—307, 713
Special presentation—James Griffin—770
Sponsor added—981
Study bill subcommittee assignments—228, 497
Subcommittee assignments—151, 178, 179, 205, 252, 289, 306, 313, 353, 362, 372, 400, 401, 549, 707

HEDDENS, LISA—Representative

Amendments filed—525, 563, 565, 709, 741, 796, 797, 984
Amendments offered—696, 820, 821, 829, 834, 839
Committee appointments/revisions—26, 27, 28, 29, 33
Explanation of vote—203, 757, 1077
Introduction of bills—138, 144, 154, 158, 159, 224, 267, 293, 295, 317, 336, 374, 396, 408
Leave of absence—170, 753, 1054
Point of order—1064
Resolutions filed—926, 1013
Study bill subcommittee assignments—173, 333, 373, 737, 924
Subcommittee assignments—205, 211, 235, 372, 565, 653

HEIN, LEE—Representative

Amendments filed—767
Committee appointments/revisions—25, 26, 28, 33
Committee to notify/escort—106
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Resolutions filed—926
Sponsor added—981
Study bill subcommittee assignments—290, 345, 417, 859, 884
Subcommittee assignments—129, 130, 136, 179, 186, 211, 228, 289, 307, 314, 332, 362, 363, 497, 565, 665, 766

HINSON, ASHLEY—Representative

Amendments filed—526, 586, 587, 601, 709, 714, 767, 796, 844, 859, 885, 900
Amendments offered—612, 614, 725, 803, 852, 863, 897
Committee appointments/revisions—11, 26, 27, 28, 29, 34
Committee to notify/escort—110
Introduction of bills—132, 159, 220, 221, 293, 300, 335, 336, 337, 356
Presided—691
Resolutions filed—713
Sponsor added—147
Study bill subcommittee assignments—105, 130, 136, 153, 195, 206, 211, 212, 253, 290, 298, 307, 333, 345, 363, 380, 402, 737
Subcommittee assignments—228, 252, 307, 352, 623, 690

HITE, DUSTIN D.—Representative

Amendments filed—563, 844, 947, 1014, 1044, 1056
 Amendments offered—578, 954, 998, 1005, 1039, 1052
 Committee appointments/revisions—27, 28, 29, 34
 Committee to notify/escort—110
 Introduction of bills—336, 368, 374, 387
 Point of order—1008, 1009, 1039
 Resolutions filed—525, 713, 946
 Special presentation—Pella Tulip Queen and her court—398
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 307, 333, 345, 363, 393, 402, 417, 884
 Subcommittee assignments—172, 179, 180, 195, 211, 306, 307, 314, 352, 362, 379, 393,
 400, 550, 565, 585, 652, 665, 666, 690, 712

HOLT, STEVEN—Representative

Amendments filed—667, 709, 1056
 Amendments offered—805, 1060
 Committee appointments/revisions—13, 27, 28, 29, 34
 Committee to notify/escort—79
 Introduction of bills—86, 215, 218, 221, 264, 309, 336, 390
 Point of order—167, 1066
 Presided—237, 472, 548, 570, 607, 768, 776, 812, 862, 873, 928, 940, 946, 948, 977
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 Resolutions filed—713
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HUNTER, BRUCE—Representative

Amendments filed—525, 563, 601, 694, 714, 740, 741, 767, 983, 984
 Amendments offered—700, 701, 748, 773, 774, 776, 777, 782, 783, 784, 786, 972
 Committee appointments/revisions—27, 28, 29, 34
 Committee to notify/escort—106
 Introduction of bills—88, 89, 90, 91, 132, 133, 134, 139, 140, 141, 142, 143, 144, 145,
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 264, 266, 267, 293, 295, 302, 317, 319, 320, 341, 349, 350, 374, 396, 408, 424, 503
 Point of order—697, 1006, 1067
 Resolutions filed—946, 1013
 Sponsor added—1011
 Study bill subcommittee assignments—85, 152, 153, 260, 298, 737
 Subcommittee assignments—129, 130, 151, 172, 185, 194, 195, 204, 205, 289, 313, 362, 393

HUSEMAN, DANIEL ADAIR—Representative, Assistant Majority Leader

Committee appointments/revisions—25, 26, 27, 28, 29, 34, 321, 399, 564, 694
 Introduction of bills—318, 336
 Study bill subcommittee assignments—105, 136, 260, 402, 737
 Subcommittee assignments—151, 211, 252, 259, 362, 372, 652, 665, 689, 712

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ISENHART, CHARLES—Representative
Amendments filed—525, 714, 741, 760, 859, 885, 984, 1014
Amendments offered—871, 894, 956
Committee appointments/revisions—25, 27, 28, 29, 34
Introduction of bills—142, 143, 144, 155, 197, 200, 201, 216, 220, 223, 237, 256, 257,
267, 293, 310, 317, 319, 337, 358, 368, 408, 503, 903
Leave of absence—1054
Resolutions filed—1013
Study bill subcommittee assignments—105, 152, 173, 332, 333, 345
Subcommittee assignments—180, 307, 362, 363, 497, 565, 665

JACOBSEN, JON—Representative
Amendments filed—526, 601, 714, 947, 984
Amendments offered—557, 641, 893, 930, 959
Committee appointments/revisions—13, 21, 26, 27, 28, 29, 34
Introduction of bills—208, 215, 218, 221, 225, 238, 243, 311, 398
Point of order—491, 995
Presided—154, 927
Reports—108, 109, 110, 161
Resolutions filed—395, 525, 690, 713, 946
Sponsor added—981
Study bill subcommittee assignments—131, 152, 186, 195, 298, 332, 345, 373, 380, 393
Subcommittee assignments—185, 253, 353, 362, 371, 393, 690

JACOBY, DAVE—Representative
Amendments filed—741, 984, 1014
Amendments offered—1007
Committee appointments/revisions—26, 27, 28, 34
Introduction of bills—138, 139, 142, 144, 145, 147, 155, 188, 200, 202, 208, 209, 221,
223, 264, 293, 295, 309, 317, 337, 338, 342, 374, 396, 408, 503, 753
Leave of absence—843
Point of order—491
Resolutions filed—926, 946, 1013
Study bill subcommittee assignments—130, 180, 212
Subcommittee assignments—122, 129, 130, 179, 186, 211, 228, 252, 289, 307, 314, 332,
362, 379, 524, 585, 665, 766

JAMES, LINDSAY—Representative
Amendments filed—525, 563, 566, 654, 740, 741, 885, 984
Amendments offered—574, 743, 879
Committee appointments/revisions—26, 27, 28, 29, 35
Committee to notify/escort—10
Introduction of bills—155, 183, 223, 293, 317, 318, 319, 336, 337, 341, 342, 396, 408, 503
Resolutions filed—1013

Study bill subcommittee assignments—884
 Subcommittee assignments—151, 178, 179, 205, 211, 289, 306, 332, 353, 401, 417, 497, 665, 707

JENEARY, TOM—Representative

Amendments filed—601, 885, 900, 926
 Amendments offered—608, 919, 920, 952
 Committee appointments/revisions—21, 27, 28, 29, 35
 Introduction of bills—215, 256, 336, 358, 655
 Reports—108, 110
 Resolutions filed—525, 713, 946
 Special presentation—Ralph Klemme—370
 Study bill subcommittee assignments—173, 229, 253, 260, 299, 333, 737
 Subcommittee assignments—136, 185, 235, 289, 353, 362, 372, 393, 565, 707

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JONES, MEGAN—Representative

Amendments filed—526, 797, 811, 844, 926, 947, 984
 Amendments offered—531, 1023
 Committee appointments/revisions—27, 28, 35, 321, 399
 Committee to notify/escort—58, 79, 106
 Introduction of bills—87, 134, 222, 300, 302, 318, 319, 335, 414
 Leave of absence—329, 360
 Petition filed—623
 Presided—901, 904, 948
 Reports—106
 Special presentation—Mary Butler, Irish delegate and Annie Brennan—530
 Study bill subcommittee assignments—104, 131, 205, 206, 253
 Subcommittee assignments—129, 178, 180, 259, 524, 565, 585, 665, 690, 707, 712

JUDGE, KENAN—Representative

Amendments filed—526, 741, 984
 Committee appointments/revisions—26, 28, 29, 35
 Committee to notify/escort—77
 Introduction of bills—155, 293, 295, 408
 Resolutions filed—946
 Study bill subcommittee assignments—104, 136, 151, 153, 196, 260, 345, 373, 737
 Subcommittee assignments—151, 401, 600, 689

KACENA, TIMOTHY—Representative

Amendments filed—526, 741, 984
 Committee appointments/revisions—27, 28, 29, 35
 Introduction of bills—135, 138, 140, 143, 154, 155, 157, 158, 159, 183, 188, 191, 198, 199, 202, 207, 223, 264, 266, 293, 295, 317, 319, 341, 385, 387, 396, 397, 408, 503
 Leave of absence—1054

Resolutions filed—525, 946, 1013
Sponsor added—1011
Study bill subcommittee assignments—212, 229, 253, 260, 333, 380
Subcommittee assignments—179, 184, 353, 372, 707

KAUFMANN, BOBBY—Representative

Amendments filed—926, 1044
Amendments offered—917, 936, 1020
Committee appointments/revisions—27, 28, 35
Committee to notify/escort—78
Introduction of bills—86, 134, 135, 189, 215, 222, 223, 243, 256, 336, 391
Point of order—247, 788
Resolutions filed—926, 946
Study bill subcommittee assignments—104, 131, 137, 173, 195, 196, 206, 212, 253, 333, 353, 380, 402, 737
Subcommittee assignments—129, 313, 393, 401, 497, 524, 550, 600, 665, 666, 689, 707, 712, 766, 900

KERR, DAVID—Representative

Amendments filed—740, 760, 845
Amendments offered—745, 746
Committee appointments/revisions—25, 26, 28, 29, 35
Introduction of bills—218, 225, 309, 336
Point of order—748, 750
Resolutions filed—525
Study bill subcommittee assignments—130, 173, 180, 206, 253, 307, 345, 373, 737, 796, 844
Subcommittee assignments—150, 204, 252, 253, 306, 313, 344, 353, 371, 400, 401, 417, 600, 707, 900

KLEIN, JARAD—Representative

Amendments filed—845, 885, 900, 926, 947, 983
Amendments offered—954, 959
Committee appointments/revisions—25, 26, 27, 28, 35
Committee to notify/escort—92
Introduction of bills—134, 256, 336, 337, 358, 716
Reports—92
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Subcommittee assignments—136, 178, 179, 184, 185, 235, 306, 313, 353, 362, 689, 690, 707

KONFRST, JENNIFER—Representative

Amendments filed—526, 740, 741, 845, 947, 984
Amendments offered—752, 848
Committee appointments/revisions—27, 28, 29, 36
Committee to notify/escort—58
Introduction of bills—139, 144, 155, 159, 189, 202, 293, 295, 337, 340, 341, 376, 386, 396, 408, 503
Resolutions filed—946, 1013
Sponsor added—176, 1011
Study bill subcommittee assignments—104, 105, 131, 173, 229, 253, 298, 307, 353, 393, 737
Subcommittee assignments—185, 235, 259, 314, 373, 550, 623, 653, 690

KRESSIG, BOB M.—Representative

Amendments filed—741, 796, 797, 984, 1014
 Amendments offered—827, 830, 1018, 1039
 Committee appointments/revisions—26, 27, 28, 36
 Introduction of bills—91, 138, 144, 155, 158, 183, 188, 191, 198, 199, 200, 223, 264, 293, 295, 302, 309, 317, 320, 337, 342, 374, 375, 386, 396, 408, 503
 Leave of absence—497, 524
 Resolutions filed—694, 713, 946, 1013
 Study bill subcommittee assignments—131, 180, 212, 393
 Subcommittee assignments—180, 228, 353, 362, 379, 712

KURTH, MONICA—Representative

Amendments filed—526, 741, 984, 1014
 Amendments offered—1005
 Committee appointments/revisions—26, 27, 28, 36
 Committee to notify/escort—92
 Introduction of bills—133, 134, 138, 139, 142, 143, 144, 145, 146, 147, 154, 155, 157, 158, 159, 160, 183, 188, 189, 191, 201, 202, 225, 264, 265, 266, 293, 295, 301, 319, 320, 337, 341, 376, 408, 503, 716
 Resolutions filed—525, 713, 946, 1013
 Sponsor added—1011
 Study bill subcommittee assignments—333, 363, 380, 393
 Subcommittee assignments—151, 179, 205, 228, 253, 289, 344, 372, 401, 665, 712

KURTZ, JEFF—Representative

Amendments filed—526, 741, 796, 984
 Committee appointments/revisions—27, 28, 29, 36
 Introduction of bills—132, 133, 134, 138, 139, 140, 141, 142, 143, 144, 146, 147, 154, 155, 157, 159, 188, 191, 199, 202, 223, 267, 293, 295, 317, 337, 341, 376, 396, 408, 503, 716
 Resolutions filed—946, 1013
 Sponsor added—736
 Study bill subcommittee assignments—151, 152, 180, 236, 333, 737, 859
 Subcommittee assignments—362, 371, 400, 401, 600, 665

LANDON, JOHN—Representative

Amendments filed—740
 Amendments offered—773
 Committee appointments/revisions—26, 28, 29, 36
 Introduction of bills—370
 Leave of absence—753
 Point of order—775, 776, 777, 778
 Presided—846
 Resolutions filed—525
 Sponsor added—981
 Study bill subcommittee assignments—131, 136, 152, 186, 196, 212, 259, 332, 333, 373, 737
 Subcommittee assignments—259, 379, 401, 524, 600

LENSING, VICKI—Representative

Amendments filed—526, 741, 984
 Committee appointments/revisions—26, 27, 28, 36
 Explanation of vote—889

Introduction of bills—132, 133, 134, 138, 139, 140, 141, 142, 143, 144, 146, 147, 154,
155, 158, 159, 183, 188, 189, 202, 293, 295, 320, 341, 376, 386, 396, 408, 424, 503
Leave of absence—858
Point of order—987
Resolutions filed—713, 926, 946, 1013
Sponsor added—1011
Study bill subcommittee assignments—152, 153, 185, 195, 196, 212, 254, 333, 380, 393,
402, 737
Subcommittee assignments—151, 253, 259, 313, 371, 690

LOHSE, BRIAN K.—Representative

Amendments filed—714, 845, 900
Amendments offered—730, 731, 896, 910
Committee appointments/revisions—26, 27, 28, 36, 321, 399
Committee to notify/escort—93
Introduction of bills—303, 336, 407
Leave of absence—582, 598, 616
Resolutions filed—471
Study bill subcommittee assignments—104, 105, 130, 131, 136, 137, 152, 180, 206, 299,
307, 353, 363, 393, 417
Subcommittee assignments—178, 362, 379, 401, 652, 712

LUNDGREN, SHANNON—Representative

Amendments filed—709, 845, 859, 926
Committee appointments/revisions—11, 26, 27, 28, 29, 36
Committee to notify/escort—14, 78, 110
Introduction of bills—176, 218, 256, 340, 369
Presided—248, 262
Resolutions filed—525
Study bill subcommittee assignments—104, 180, 260, 298, 363, 402, 737
Subcommittee assignments—136, 195, 259, 353, 372, 393

MAJORITY LEADER, Hagenow, Chris

MASCHER, MARY—Representative

Amendments filed—498, 526, 566, 586, 601, 667, 740, 741, 796, 797, 885, 926, 947, 984
Amendments offered—604, 751, 770, 835, 880, 881, 937, 938, 939, 942
Committee appointments/revisions—26, 28, 29, 37
Committee to notify/escort—656
Introduction of bills—132, 133, 134, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147,
154, 155, 157, 158, 159, 160, 183, 188, 189, 190, 191, 198, 199, 200, 201, 202, 216,
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319, 320, 337, 341, 342, 355, 368, 375, 396, 397, 408, 503
Point of order—491, 1061
Resolutions filed—525, 926, 946, 1013
Study bill subcommittee assignments—228, 380, 737
Subcommittee assignments—151, 178, 185, 211, 252, 289, 344, 353, 372, 417, 549

MATSON, HEATHER—Representative

Amendments filed—498, 741, 796, 984
Amendments offered—512
Committee appointments/revisions—26, 27, 29, 37

Committee to notify/escort—10
 Introduction of bills—155, 293, 295, 317, 337, 342, 386, 408, 503
 Resolutions filed—713, 946, 1013
 Sponsor added—736
 Study bill subcommittee assignments—180, 260, 298
 Subcommittee assignments—150, 179, 205, 252, 344, 352, 400, 652

MAXWELL, DAVID E.—Representative

Amendments filed—667, 845
 Amendments offered—676
 Committee appointments/revisions—25, 27, 28, 37
 Introduction of bills—134, 135, 221, 256, 336, 376, 408
 Leave of absence—250, 922
 Point of order—677
 Resolutions filed—525, 713
 Study bill subcommittee assignments—137, 152, 180, 196, 212, 290, 332, 345, 373, 380, 402, 859
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