

State of Iowa

JOURNAL OF THE HOUSE

Volume I

2021
REGULAR SESSION
EIGHTY-NINTH
GENERAL ASSEMBLY

Convened – January 11, 2021

Adjourned – May 19, 2021

Extraordinary Sessions
October 5 and October 28, 2021

KIM REYNOLDS, Governor
PAT GRASSLEY, Speaker of the House
JAKE CHAPMAN, President of the Senate

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Des Moines*

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OFFICERS OF THE HOUSE

EIGHTY-NINTH GENERAL ASSEMBLY 2021 Regular Session

GRASSLEY, PAT	<i>Speaker of the House</i>
WILLS, JOHN H.....	<i>Speaker Pro Tempore</i>
WINDSCHITL, MATT W.....	<i>Majority Leader</i>
SEXTON, MIKE.....	<i>Majority Whip</i>
DOLECHECK, CECIL.....	<i>Assistant Majority Leader</i>
MITCHELL, JOE.....	<i>Assistant Majority Leader</i>
SIEGRIST, BRENT.....	<i>Assistant Majority Leader</i>
THORUP, JON.....	<i>Assistant Majority Leader</i>
PRICHARD, TODD.....	<i>Minority Leader</i>
KONFRST, JENNIFER.....	<i>Minority Whip</i>
GJERDE, ERIC.....	<i>Assistant Minority Leader</i>
JAMES, LINDSAY.....	<i>Assistant Minority Leader</i>
McCONKEY, CHARLIE	<i>Assistant Minority Leader</i>
MEYER, BRIAN.....	<i>Assistant Minority Leader</i>

BALDERSON, STEPHEN	<i>Sergeant-at-Arms I</i>
BALL, JONATHAN	<i>Switchboard Operator</i>
BEAL, ASHLEY.....	<i>Republican Caucus Staff – Senior Secretary</i>
BENNETT, ROBIN.....	<i>Journal - Administrative Services Officer III</i>
BRONSINK, KELLY	<i>Senior Finance Officer III</i>
CHAPMAN, JASON	<i>Senior Assistant Chief Clerk</i>
COVEY, JASON.....	<i>Republican Caucus Staff – Legislative Research Analyst I</i>
DEATSCH, MELISSA	<i>Administrative Assistant I to Speaker</i>
DOLAN, MOLLY	<i>Administrative Services Officer III</i>
EPLEY, DAVE	<i>Democratic Caucus Staff - Senior Research Analyst</i>
FIIHR, DEAN	<i>Senior Administrative Assistant to Minority Leader II</i>

FLANNERY, JESSICA.....	<i>Democratic Caucus Staff – Research Analyst</i>
FREELAND, BILL.....	<i>Democratic Caucus Staff - Senior Research Analyst</i>
FREEMAN, DOREEN RENO.....	<i>Assist. Legal Counsel - Senior Admin. Services Officer</i>
FRIEDRICHSEN, JAKE	<i>Senior Administrative Assistant to Minority Leader II</i>
GENTZ, BENJAMIN	<i>Republican Caucus Staff - Research Analyst I</i>
GIESELMAN, WAYNE	<i>Assistant Sergeant-At-Arms</i>
GINTY, NATALIE	<i>Republican Caucus Staff - Research Analyst II</i>
GUILLAUME, BRIAN.....	<i>Democratic Caucus Staff - Research Analyst II</i>
HAUPTS, MICHELLE.....	<i>Administrative Services Officer</i>
HOOK, HALEY.....	<i>Administrative Assistant I to Majority Leader</i>
JENNINGS, SUE.....	<i>Journal - Senior Administrative Services Officer</i>
KINMAN, LINDA	<i>Doorkeeper</i>
KIOUS, KRISTI	<i>Republican Caucus Staff – Senior Research Analyst</i>
MAURO, FRANK.....	<i>Doorkeeper</i>
MITCHELL, JEFFREY	<i>Republican Caucus Staff - Senior Director</i>
MONAGHAN, DON.....	<i>Doorkeeper</i>
NADING, MACKENZIE.....	<i>Senior Administrative Assistant to Majority Leader I</i>
NELSON, MEGHAN	<i>Chief Clerk</i>
OLSON, LEWIS.....	<i>Republican Caucus Staff - Senior Research Analyst</i>
PHILIPPS, STEPH	<i>Democratic Caucus Staff – Secretary</i>
PIERCE, PHYLLIS.....	<i>Finance Officer II</i>
PRESCOTT, SAVANNAH G.....	<i>Administrative Services Officer I</i>
ROMANO, JOE.....	<i>Democratic Caucus Staff - Senior Director</i>
ROSS, RANDY	<i>Postmaster</i>
ROZENBOOM, KRISTIN	<i>Republican Caucus Staff - Research Analyst</i>
SKEFFINGTON, JOAN.....	<i>Bill Clerk</i>
SMUCK, LINDA	<i>Doorkeeper</i>
STEVEN, LAURA.....	<i>Senior Administrative Assistant to Speaker I</i>
THIEN, KELSEY.....	<i>Democratic Caucus Staff - Research Analyst I</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>
VER SCHUER, ALISON.....	<i>Democratic Caucus Staff - Research Analyst I</i>
WALSH, DENNIS.....	<i>Doorkeeper</i>
WENTZ, KRIS.....	<i>Indexing - Senior Administrative Services Officer</i>
WILLE, AMANDA.....	<i>Republican Caucus Staff - Research Analyst III</i>

JOINT EMPLOYEES OF THE HOUSE AND SENATE

BACUS, KATHLEEN.....	<i>Security Officer I</i>
BUNKERS, ZACH L.....	<i>Facilities Manager I</i>
ELLIOTT, JODY.....	<i>Security Officer I</i>
EYBERG, JAMES.....	<i>Security Officer I</i>
FARVER, KEVIN.....	<i>Security Officer I</i>
GARRISON, DAVID W.....	<i>Security Officer II</i>
HENDERSON, CURTIS.....	<i>Security Officer I</i>
KNAPP, TIMOTHY.....	<i>Security Officer I</i>
McBRIDE, MAC.....	<i>Conservation/Restoration Specialist II</i>
QUIGLE, JEFF.....	<i>Security Officer I</i>
SCHNELL, KERT.....	<i>Security Officer I</i>
TAYLOR, RICHARD.....	<i>Security Officer I</i>
WILLEMSEN, MARK L.....	<i>Senior Facilities Manager</i>
WINTER, MARLAND.....	<i>Security Officer I</i>
WINTER, MICHAEL H.....	<i>Security Officer I</i>

ELECTED STATE OFFICIALS

Official Address: Des Moines, Iowa

KIM REYNOLDS	<i>Governor</i>
ADAM GREGG	<i>Lieutenant Governor</i>
PAUL D. PATE	<i>Secretary of State</i>
ROB SAND	<i>Auditor of State</i>
MICHAEL L. FITZGERALD	<i>Treasurer of State</i>
MICHAEL NAIG	<i>Secretary of Agriculture</i>
THOMAS J. MILLER	<i>Attorney General</i>

MEMBERS OF THE HOUSE

EIGHTY-NINTH GENERAL ASSEMBLY

2021 Regular Session

*2021 Extraordinary Session and Second Extraordinary Session

(Italicized county indicates the county of residence.)

ABDUL-SAMAD, AKO (D)

Residence.....Des Moines
Occupation CEO-Creative Visions
Legislative Service.....2007-2021
Representative District 35-*Polk*

ANDERSON, MARTI (D)

Residence.....Des Moines
OccupationSocial Worker
Legislative Service.....2013-2021
Representative District 36-*Polk*

ANDREWS, EDDIE (R)

Residence.....Johnston
Occupation
Legislative Service.....2021
Representative District 39-*Polk*

BACON, ROBERT P. (R)

Residence.....Slater
OccupationFuneral Director Consultant
Legislative Service.....Senate 2011-2012; House 2013-2021
Representative District 48-Boone, Hamilton, *Story*, Webster

BAXTER, TERRY C. (R)

Residence.....Garner
OccupationWorld Missions GoServ Global
Legislative Service.....2015-2021
Representative District 8-*Hancock*, Kossuth, Wright

BENNETT, LIZ (D)

Residence.....Cedar Rapids
OccupationWebsite Expert-Wix
Legislative Service.....2015-2021
Representative District 65-*Linn*

BERGAN, MICHAEL R. (R)

Residence.....Dorchester
OccupationAccountant
Legislative Service.....2017-2021
Representative District 55-Clayton, Fayette, *Winneshiak*

BEST, BRIAN (R)

Residence.....Glidden
OccupationPresident-Western Iowa Sleep
Legislative Service.....2015-2021
Representative District 12-Audubon, *Carroll*, Crawford

BLOOMINGDALE, JANE (R)

Residence.....Northwood
Occupation
Legislative Service.....2017-2021
Representative District 51-Howard, Mitchell, *Winneshiak*, *Worth*

MEMBERS OF THE HOUSE

BODEN, BROOKE (R)

Residence.....Indianola
 Occupation
 Legislative Service.....2021
 Representative District26-Warren

BOHANNAN, CHRISTINA (D)

Residence.....Iowa City
 OccupationProfessor
 Legislative Service.....2021
 Representative District85-Johnson

BOSSMAN, JACOB (R)

Residence.....Sioux City
 Occupation
 Legislative Service.....*2018-2021
 Representative District6-Woodbury
**Elected in Special Election January 16, 2018*

***BOUSSELOT, MIKE (R)**

Residence.....Ankeny
 OccupationAttorney
 Legislative Service.....*2021 Extraordinary Session and Second Extraordinary Session
 Representative District37-Polk
**Elected in Special Election September 14, 2021*

BRADLEY, STEVEN P. (R)

Residence.....Cascade
 OccupationDentist/Flight Instructor
 Legislative Service.....2021
 Representative District58-Dubuque, Jackson, Jones

BRECKENRIDGE, WES (D)

Residence.....Newton
 OccupationAdjunct Instructor-DMACC
 Legislative Service.....2017-2021 Regular Session
 Representative District29-Jasper

BRINK, HOLLY (R)

Residence.....Oskaloosa
 OccupationBenefits Consultant
 Legislative Service.....2019-2021
 Representative District80-Appanoose, Mahaska, Monroe, Wapello

BROWN-POWERS, TIMI (D)

Residence.....Waterloo
 OccupationTherapist-MercyOne
 Legislative Service.....2015-2021
 Representative District61-Black Hawk

BUSH, DENNIS (R)

Residence.....Cleghorn
 OccupationFarmer
 Legislative Service.....2021
 Representative District3-Cherokee, O-Brien, Plymouth, Sioux

CAHILL, SUE (D)

Residence.....Marshalltown
 OccupationTeacher
 Legislative Service.....2021
 Representative District71-Marshall

CISNEROS, MARK (R)

Residence.....Muscatine
 Occupation
 Legislative Service.....2021
 Representative District91-Muscatine

COHOON, DENNIS M. (D)

Residence.....Burlington
 OccupationRetired Teacher
 Legislative Service.....1987-2021
 Representative District87-Des Moines

DEYOE, DAVE (R)

Residence.....Nevada
 OccupationFarmer
 Legislative Service.....2007-2021
 Representative District49-Hardin, Story

DOLECHECK, CECIL (R)

Residence.....Mount Ayr
 OccupationRetired Farmer
 Legislative Service.....1997-2021
 Representative District24-Montgomery, Page, Ringgold, Taylor

DONAHUE, MOLLY (D)

Residence.....Cedar Rapids
 OccupationEducator
 Legislative Service.....2019-2021
 Representative District68-Linn

***DUNWELL, JON (R)**

Residence.....Newton
 OccupationFinancial Services
 Legislative Service.....*2021 Second Extraordinary Session
 Representative District29-Jasper

**Elected in Special Election October 12, 2021*

EHLERT, TRACY (D)

Residence.....Cedar Rapids
 OccupationEarly Childhood Educator/Small Business Owner
 Legislative Service.....2019-2021
 Representative District70-Linn

FISHER, DEAN (R)

Residence.....Montour
 OccupationEngineering/Farming
 Legislative Service.....2013-2021
 Representative District72-Black Hawk, Marshall, Tama

FORBES, JOHN (D)

Residence.....Urbandale
 OccupationPharmacist
 Legislative Service.....2013-2021
 Representative District40-Polk

FRY, JOEL (R)

Residence.....Osceola
 OccupationTherapist
 Legislative Service.....2011-2021
 Representative District27-Clarke, Decatur, Lucas, Wayne

GAINES, RUTH ANN (D)

Residence.....Des Moines
 OccupationDMACC-Adjunct Professor
 Legislative Service.....2011-2021
 Representative District32-Polk

GERHOLD, THOMAS D. (R)

Residence..... Atkins
Occupation Research Associate
Legislative Service..... 2019-2021
Representative District 75-Benton, Iowa

GJERDE, ERIC (D)

Residence..... Cedar Rapids
Occupation Teacher
Legislative Service..... 2021
Representative District 67-Linn

GOBBLE, GARRETT (R)

Residence..... Ankeny
Occupation Teacher
Legislative Service..... 2021
Representative District 38-Polk

GRABER, MARTIN L. (R)

Residence..... Fort Madison
Occupation Financial Advisor
Legislative Service..... 2021
Representative District 83-Lee

GRASSLEY, PAT (R)

Residence..... New Hartford
Occupation Farmer
Legislative Service..... 2007-2021
Representative District 50-Butler, Grundy, Hardin

GUSTAFSON, STAN (R)

Residence..... Cumming
Occupation Retired USMC/Retired Attorney
Legislative Service..... *2014-2021
Representative District 25-Madison, Warren

**Elected in Special Election January 7, 2014*

HALL, CHRIS (D)

Residence..... Sioux City
Occupation
Legislative Service..... 2011-2021
Representative District 13-Woodbury

HANSEN, STEVEN (D)

Residence..... Sioux City
Occupation Director-Sioux City Public Museum
Legislative Service..... House 1987-1994, 2021; Senate 1995-2002
Representative District 14-Woodbury

HEIN, LEE (R)

Residence..... Monticello
Occupation Farmer
Legislative Service..... 2011-2021
Representative District 96-Delaware, Jones

HITE, DUSTIN D. (R)

Residence..... New Sharon
Occupation Attorney
Legislative Service..... 2019-2021
Representative District 79-Mahaska, Marion

HOLT, STEVEN (R)

Residence..... Denison
Occupation Retired USMC
Legislative Service..... 2015-2021
Representative District 18-Crawford, Harrison, Shelby

HUNTER, BRUCE (D)

Residence.....Des Moines
 OccupationRetired
 Legislative Service.....*2003-2021
 Representative District34-Polk
**Elected in Special Election February 11, 2003*

INGELS, CHAD (R)

Residence.....Randalia
 OccupationFarmer
 Legislative Service.....2021
 Representative District64-Buchanan, Fayette

ISENHART, CHARLES (D)

Residence.....Dubuque
 OccupationSmall Business Owner
 Legislative Service.....2009-2021
 Representative District100-Dubuque

JACOBSEN, JON (R)

Residence.....Council Bluffs
 OccupationSenior Trust Officer/VP/Attorney
 Legislative Service.....*2017-2021
 Representative District22-Pottawattamie
**Elected in Special Election June 27, 2017*

JACOBY, DAVE (D)

Residence.....Coralville
 OccupationSTEM Coordinator/Retired
 Legislative Service.....*2003-2021
 Representative District74-Johnson
**Elected in Special Election August 26, 2003*

JAMES, LINDSAY (D)

Residence.....Dubuque
 OccupationPresbyterian Pastor
 Legislative Service.....2019-2021
 Representative District99-Dubuque

JENEARY, TOM (R)

Residence.....Le Mars
 OccupationRetired Dentist
 Legislative Service.....2019-2021
 Representative District5-Plymouth, Woodbury

JONES, MEGAN (R)

Residence.....Sioux Rapids
 OccupationNon-practicing Attorney/Farm Wife
 Legislative Service.....2013-2021
 Representative District2-Clay, Dickinson, Palo Alto

JUDGE, KENAN (D)

Residence.....Waukee
 Occupation
 Legislative Service.....2019-2021
 Representative District44-Dallas

KAUFMANN, BOBBY (R)

Residence.....Wilton
 OccupationGrain and Livestock Farmer/Small Business Owner
 Legislative Service.....2013-2021
 Representative District73-Cedar, Johnson, Muscatine

KERR, DAVID (R)

Residence.....Morning Sun
 OccupationRetired Farmer/Retired-Kinder Morgan Inc.
 Legislative Service.....2017-2021
 Representative District88-Des Moines, Louisa, Muscatine

MEMBERS OF THE HOUSE

KLEIN, JARAD J. (R)

Residence..... Keota
Occupation Farmer
Legislative Service..... 2011-2021
Representative District 78-Keokuk, Washington

KONFRST, JENNIFER (D)

Residence..... Windsor Heights
Occupation Professor-Drake University
Legislative Service..... 2019-2021
Representative District 43-Polk

KRESSIG, BOB (D)

Residence..... Cedar Falls
Occupation Retired-John Deere
Legislative Service..... 2005-2021
Representative District..... 59-Black Hawk

KURTH, MONICA (D)

Residence..... Davenport
Occupation Retired Teacher-Eastern Iowa Community Colleges
Legislative Service..... *2017-2021
Representative District 89-Scott
**Elected in Special Election January 31, 2017*

LANDON, JOHN R. (R)

Residence..... Ankeny
Occupation Retired Ag Business
Legislative Service..... 2013-2021 Regular Session
Representative District 37-Polk

LATHAM, SHANNON (R)

Residence..... Sheffield
Occupation
Legislative Service..... 2021
Representative District 54-Butler, Cerro Gordo, Franklin

LOHSE, BRIAN K. (R)

Residence..... Bondurant
Occupation Attorney
Legislative Service..... 2019-2021
Representative District 30-Polk

LUNDGREN, SHANNON (R)

Residence..... Peosta
Occupation Small Business Owner
Legislative Service..... 2017-2021
Representative District 57-Dubuque

MASCHER, MARY (D)

Residence..... Iowa City
Occupation Retired Teacher
Legislative Service..... 1995-2021
Representative District 86-Johnson

MAXWELL, DAVID E. (R)

Residence..... Gibson
Occupation Drainage Contractor/Farmer
Legislative Service..... 2013-2021
Representative District 76-Iowa, Poweshiek

McCLINTOCK, CHARLIE (R)

Residence..... Alburnett
Occupation 911 Manager
Legislative Service..... 2021
Representative District 95-Buchanan, Linn

McCONKEY, CHARLIE (D)

Residence..... Council Bluffs
 Occupation Retired Steelworker
 Legislative Service..... 2015-2021
 Representative District 15-Pottawattamie

MEYER, ANN (R)

Residence..... Fort Dodge
 Occupation Registered Nurse
 Legislative Service..... 2019-2021
 Representative District 9-Webster

MEYER, BRIAN (D)

Residence..... Des Moines
 Occupation Attorney
 Legislative Service..... *2013-2021
 Representative District 33-Polk

**Elected in Special Election October 22, 2013*

MITCHELL, JOE (R)

Residence..... Mount Pleasant
 Occupation
 Legislative Service..... 2019-2021
 Representative District 84-Henry, Jefferson, Lee, Washington

MOHR, GARY M. (R)

Residence..... Bettendorf
 Occupation Retired Community College Administrator
 Legislative Service..... 2017-2021
 Representative District 94-Scott

MOMMSEN, NORLIN (R)

Residence..... DeWitt
 Occupation Farmer
 Legislative Service..... 2015-2021
 Representative District 97-Clinton, Scott

MOORE, THOMAS JAY (R)

Residence..... Griswold
 Occupation Retired
 Legislative Service..... *2015-2021
 Representative District 21-Adams, Cass, Pottawattamie, Union

**Elected in Special Election December 8, 2015*

NIELSEN, AMY (D)

Residence..... North Liberty
 Occupation
 Legislative Service..... 2017-2021
 Representative District 77-Johnson

NORDMAN, CARTER F. (R)

Residence..... Adel
 Occupation Business Owner
 Legislative Service..... 2021
 Representative District 19-Dallas, Polk

OLDSON, JO (D)

Residence..... Des Moines
 Occupation
 Legislative Service..... 2003-2021
 Representative District 41-Polk

OLSON, RICK L. (D)

Residence..... Des Moines
 Occupation Attorney
 Legislative Service..... 2005-2021
 Representative District 31-Polk

MEMBERS OF THE HOUSE

OSMUNDSON, ANNE (R)

Residence..... Volga
Occupation Small Business Owner
Legislative Service..... 2019-2021
Representative District 56-Allamakee, Clayton

PAUSTIAN, ROSS C. (R)

Residence..... Walcott
Occupation Farmer
Legislative Service..... 2011-2012, 2015-2021
Representative District 92-Scott

PRICHARD, TODD (D)

Residence..... Charles City
Occupation Attorney
Legislative Service..... *2013-2021
Representative District 52-Cerro Gordo, Chickasaw, Floyd
*Elected in Special Election January 22, 2013

RUNNING-MARQUARDT, KIRSTEN (D)

Residence..... Cedar Rapids
Occupation
Legislative Service..... *2009-2021
Representative District 69-Linn
*Elected in Special Election November 24, 2009

SALMON, SANDY (R)

Residence..... Janesville
Occupation Retired Home Educator
Legislative Service..... 2013-2021
Representative District 63-Black Hawk, Bremer

SEXTON, MIKE (R)

Residence..... Rockwell City
Occupation Farmer/Entrepreneur
Legislative Service..... 2015-2021
Representative District 10-Calhoun, Humboldt, Pocahontas, Webster

SHIPLEY, JEFF (R)

Residence..... Birmingham
Occupation Artist
Legislative Service..... 2019-2021
Representative District 82-Davis, Jefferson, Van Buren

SIECK, DAVID (R)

Residence..... Glenwood
Occupation Farmer/Real Estate
Legislative Service..... *2015-2021
Representative District 23-Fremont, Mills, Montgomery
*Elected in Special Election February 10, 2015

SIEGRIST, BRENT (R)

Residence..... Council Bluffs
Occupation
Legislative Service..... House 1985-2002; 2021
Representative District 16-Pottawattamie

SMITH, RASTAFARI (D)

Residence..... Waterloo
Occupation Owner/Principal Rise Advocacy Services
Legislative Service..... 2017-2021
Representative District 62-Black Hawk

SORENSEN, RAY (R)

Residence..... Greenfield
 Occupation Artist/Business Owner
 Legislative Service..... 2019-2021
 Representative District 20-*Adair, Cass, Dallas, Guthrie*

STAED, ART (D)

Residence..... Cedar Rapids
 Occupation Retired Educator
 Legislative Service..... 2007-2008, 2013-2021
 Representative District 66-*Linn*

STECKMAN, SHARON SUE (D)

Residence..... Mason City
 Occupation Retired Educator
 Legislative Service..... 2009-2021
 Representative District 53-*Cerro Gordo*

STONE, HENRY (R)

Residence..... Forest City
 Occupation
 Legislative Service..... 2021
 Representative District 7-*Emmet, Kossuth, Winnebago*

SUNDE, KRISTIN (D)

Residence..... West Des Moines
 Occupation
 Legislative Service..... 2019-2021
 Representative District 42-*Polk, Warren*

THEDE, PHYLLIS (D)

Residence..... Bettendorf
 Occupation State Representative
 Legislative Service..... 2009-2021
 Representative District 93-*Scott*

THOMPSON, PHIL (R)

Residence..... Jefferson
 Occupation Contractor
 Legislative Service..... 2019-2021
 Representative District 47-*Boone, Greene*

THORUP, JON (R)

Residence..... Knoxville
 Occupation Iowa State Trooper
 Legislative Service..... 2019-2021
 Representative District 28-*Jasper, Lucas, Marion*

WESSEL-KROESCHELL, BETH (D)

Residence..... Ames
 Occupation
 Legislative Service..... 2005-2021
 Representative District 45-*Story*

WESTRICH, CHERIELYNN (R)

Residence..... Ottumwa
 Occupation Car Builder/Business Owner
 Legislative Service..... 2021
 Representative District 81-*Wapello*

WHEELER, SKYLER (R)

Residence..... Orange City
 Occupation
 Legislative Service..... 2017-2021
 Representative District 4-*Sioux*

WILBURN, ROSS (D)

Residence.....Ames
Occupation Iowa Democratic Party
Legislative Service..... *2019-2021
Representative District 46-Story
**Elected in Special Election August 6, 2019*

WILLIAMS, DAVE (D)

Residence.....Cedar Falls
Occupation Small Business Consultant
Legislative Service..... 2019-2021
Representative District 60-Black Hawk

WILLS, JOHN H. (R)

Residence.....Spirit Lake
Occupation Environmental Coordinator
Legislative Service..... 2015-2021
Representative District 1-Dickinson, Lyon, Osceola

WINCKLER, CINDY (D)

Residence.....Davenport
Occupation Retired Educator
Legislative Service..... 2001-2021
Representative District 90-Scott

WINDSCHITL, MATT W. (R)

Residence.....Missouri Valley
Occupation Doll Distributing
Legislative Service..... 2007-2021
Representative District 17-Harrison, Ida, Monona, Woodbury

WOLFE, MARY LYNN (D)

Residence.....Clinton
Occupation Attorney
Legislative Service..... 2011-2021
Representative District 98-Clinton

WORTHAN, GARY (R)

Residence.....Storm Lake
Occupation Farmer
Legislative Service..... *2007-2021
Representative District 11-Buena Vista, Sac
**Elected in Special Election December 12, 2006*

JOURNAL OF THE HOUSE

First Calendar Day - First Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, January 11, 2021

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-ninth General Assembly of Iowa, 2021 Regular Session, convened at 10:03 a.m., Monday, January 11, 2021.

The House was called to order by the Honorable John Wills, state representative from Dickinson County.

Prayer was offered by Reagan Grassley. She is the daughter of Speaker Grassley.

Dear Heavenly Father,

Thank you for bringing us here today.

Thank you for giving these leaders the opportunity to not only serve the state of Iowa, but to serve you.

You are a good father who promises beauty for ashes and joy for our sadness, but we are hurting Father. This world is hurting. We pray that we can learn to love ourselves, and others in this room, more like you.

In a broken world these truths remain; you are pain taker, a way maker, and a chain breaker.

May our lives be a direct reflection of who you are and our service would show your goodness.

We pray that you will continue to protect us and keep us safe.

In your son's name we pray, Amen.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Indee, Reagan and Chance Grassley. They are the children of Speaker Grassley.

TEMPORARY OFFICERS

On motion by Jones of Clay, Meghan Nelson of Jasper County was elected Acting Chief Clerk. Wills of Dickinson administered the following oath of office to Acting Chief Clerk Meghan Nelson.

“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.”

Lundgren of Dubuque moved that the Honorable John Wills of Dickinson County be elected Temporary Speaker.

The motion prevailed and the oath of office was administered to the Honorable John Wills of Dickinson County by Acting Chief Clerk Meghan Nelson.

Temporary Speaker John Wills of Dickinson in the chair.

COMMITTEE ON CREDENTIALS

A. Meyer of Webster 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: A. Meyer of Webster, Mommsen of Clinton, Sexton of Calhoun, B. Meyer of Polk and James of Dubuque.

REPORT OF COMMITTEE ON CREDENTIALS

MR. SPEAKER: We, your committee on credentials, respectfully report that we find the following named persons duly elected to and entitled to seats in the House of Representatives of the Eighty-ninth 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 3, 2020, 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, 2021:

First	John H. Wills
Second.....	Megan Jones
Third.....	Dennis J. Bush
Fourth.....	Skyler Wheeler
Fifth	Thomas Jeneary
Sixth	Jacob Bossman
Seventh.....	Henry Stone
Eighth.....	Terry Baxter
Ninth	Ann Meyer
Tenth	Mike Sexton
Eleventh	Gary Worthan
Twelfth	Brian Best
Thirteenth	Chris Hall
Fourteenth	Steve Hansen
Fifteenth.....	Charlie McConkey
Sixteenth	Brent Siegrist
Seventeenth	Matt W. Windschitl
Eighteenth.....	Steven Holt
Nineteenth	Carter Nordman
Twentieth	Ray Bubba Sorensen
Twenty-first.....	Tom Moore
Twenty-second	Jon Jacobsen
Twenty-third	David A. Sieck
Twenty-fourth	Cecil Dolecheck
Twenty-fifth	Stan Gustafson
Twenty-sixth	Brooke Boden
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.....	Garrett Gobble
Thirty-ninth	Eddie Andrews
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.....	Ross Wilburn
Forty-seventh.....	Phil Thompson
Forty-eighth	Robert Bacon

Forty-ninth.....	Dave Deyoe
Fiftieth.....	Pat Grassley
Fifty-first.....	Jane Bloomingdale
Fifty-second.....	Todd Prichard
Fifty-third.....	Sharon Steckman
Fifty-fourth.....	Shannon Latham
Fifty-fifth.....	Michael R. Bergan
Fifty-sixth.....	Anne Osmundson
Fifty-seventh.....	Shannon Lundgren
Fifty-eighth.....	Steven P. Bradley
Fifty-ninth.....	Bob Kressig
Sixtieth.....	Dave Williams
Sixty-first.....	Timi Brown-Powers
Sixty-second.....	Ras Smith
Sixty-third.....	Sandy Salmon
Sixty-fourth.....	Chad Ingels
Sixty-fifth.....	Liz Bennett
Sixty-sixth.....	Art Staed
Sixty-seventh.....	Eric Gjerde
Sixty-eighth.....	Molly Donahue
Sixty-ninth.....	Kirsten Running-Marquardt
Seventieth.....	Tracy Ehlert
Seventy-first.....	Sue Cahill
Seventy-second.....	Dean Fisher
Seventy-third.....	Bobby Kaufmann
Seventy-fourth.....	Dave Jacoby
Seventy-fifth.....	Thomas Gerhold
Seventy-sixth.....	David E. Maxwell
Seventy-seventh.....	Amy Nielsen
Seventy-eighth.....	Jarad Klein
Seventy-ninth.....	Dustin D. Hite
Eightieth.....	Holly Brink
Eighty-first.....	Cherielynn Westrich
Eighty-second.....	Jeff Shipley
Eighty-third.....	Martin L. Graber
Eighty-fourth.....	Joe Mitchell
Eighty-fifth.....	Christina Bohannon
Eighty-sixth.....	Mary Mascher
Eighty-seventh.....	Dennis M. Cohoon
Eighty-eighth.....	David L. Kerr
Eighty-ninth.....	Monica Kurth
Ninetieth.....	Cindy Winckler
Ninety-first.....	Mark Cisneros
Ninety-second.....	Ross C. Paustian
Ninety-third.....	Phyllis Thede
Ninety-fourth.....	Gary M. Mohr
Ninety-fifth.....	Charlie McClintock
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 thirtieth day of November, 2020.

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 3, 2020 election from Iowa Secretary of State Paul D. Pate, which is attached hereto and incorporated by this reference.

Ann Meyer, Chair
Norlin Mommsen
Mike Sexton
Lindsay James
Brian Meyer

A. Meyer of Webster 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 Meghan Nelson administered the following 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	Eddie Andrews
Robert Bacon	Terry Baxter	Liz Bennett
Michael R. Bergan	Brian Best	Jane Bloomingdale
Brooke Boden	Christina Bohannon	Jacob Bossman
Steven P. Bradley	Wes Breckenridge	Holly Brink
Timi Brown-Powers	Dennis J. Bush	Sue Cahill
Mark Cisneros	Dennis M. Cohoon	Dave Deyoe
Cecil Dolecheck	Tracy Ehlert	Dean Fisher
John Forbes	Joel Fry	Ruth Ann Gaines
Thomas Gerhold	Eric Gjerde	Garrett Gobble
Martin L. Graber	Pat Grassley	Stan Gustafson
Chris Hall	Steve Hansen	Lee Hein
Dustin D. Hite	Steven Holt	Bruce Hunter
Chad Ingels	Charles Isenhardt	Jon Jacobsen
Dave Jacoby	Lindsay James	Thomas Jeneary
Megan Jones	Kenan Judge	Bobby Kaufmann
David L. Kerr	Jarad Klein	Jennifer Konfrst
Bob Kressig	Monica Kurth	Shannon Latham
Brian K. Lohse	Shannon Lundgren	Mary Mascher

David E. Maxwell	Charlie McClintock	Ann Meyer
Brian Meyer	Joe Mitchell	Gary M. Mohr
Norlin Mommsen	Tom Moore	Amy Nielsen
Carter Nordman	Jo Oldson	Rick L. Olson
Anne Osmundson	Ross C. Paustian	Todd Prichard
Kirsten Running-Marquardt	Sandy Salmon	Mike Sexton
Jeff Shipley	David A. Sieck*	Brent Siegrist
Ras Smith	Ray Bubba Sorensen	Art Staed
Sharon Steckman	Henry Stone	Kristin Sunde
Phyllis Thede	Phil Thompson	Jon Thorup
Beth Wessel-Kroeschell	Cherielynn Westrich	Skyler Wheeler
Ross Wilburn	Dave Williams	John H. Wills
Cindy Winckler	Matt W. Windschitl	Mary Wolfe
Gary Worthan		

*Representative David A. Sieck took the oath of office on January 7, 2021.

ELECTION OF SPEAKER

Kaufmann of Cedar placed in nomination the name of the Honorable Pat Grassley of Butler County as candidate for Speaker of the House of Representatives of the Eighty-ninth General Assembly.

Klein of Washington seconded the nomination of Pat Grassley for Speaker of the House.

Prichard of Floyd seconded the nomination of Pat Grassley 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-ninth 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 Pat Grassley as the Speaker of the House of Representatives of the Eighty-ninth General Assembly. Pat Grassley of Butler, having received all the votes cast for the office of Speaker of the House of Representatives of the Eighty-ninth General Assembly, was declared duly elected to that office.

Kaufmann of Cedar moved that a committee of two be appointed to escort the Speaker to the chair.

The motion prevailed and the following committee was appointed: Kaufmann of Cedar and Prichard of Floyd.

PRESENTATION OF SPEAKER

The Honorable Pat Grassley was escorted to the Speaker's station and United States Senator Chuck Grassley administered the oath of office. Temporary Speaker John Wills presented Speaker Pat Grassley with the gavel and congratulated him on his unanimous election.

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

REMARKS BY SPEAKER GRASSLEY

Ladies and gentleman of the Iowa House of Representatives, it is a pleasure to be back in this historic chamber with all of you. And it is an honor to begin my second session serving as Speaker of the Iowa House.

First, I can go no further until I say a big thank you to my family here with me today. Especially my mom and dad and my three kids Indee, Reagan and Chance, I could not stand up here today, ready to do my duty for the people of Iowa and House District 50 without your sacrifices and your support.

Second, it's important to me that I thank the Republican House Majority for putting your faith in me once again to lead this caucus. We are coming off a successful election where Iowans made it known clearly and definitively that they want more of the pragmatic, responsible leadership the Republican-led House has provided over the last 10 years.

With House Republicans now representing 97 out of Iowa's 99 counties, we know -- now more than ever -- that we are ready to represent Iowans in every corner of this state. To our 14 new members, welcome. I look forward to hearing the fresh ideas and new perspectives you will bring to the table.

Majority Leader Windschitl, I'm honored to serve with you for another session. I look forward to all we will accomplish together for the people of Iowa.

Minority Leader Pritchard and all of my democratic colleagues, before all the inevitable disagreements that are sure to come this session, let's start by remembering all that we have in common. Like, for starters, our agreement that Iowa is the greatest state in the greatest nation in the world.

While it's the disagreements that will grab the headlines, and the controversies that will captivate social media, we know that much of the work we do in this building is bipartisan. That we can work together for the people of Iowa.

This session, let's show Iowans and the rest of the country that we can express our disagreements passionately and unequivocally without resorting to violence, aggression or contempt.

All of us have just spent time on the campaign trail connecting with our constituents, hearing their concerns, frustrations and priorities. Now it's time to act. In everything

that we do this session, we must remember that we work for Iowans, not the other way around.

Last session was unprecedented. Nobody had a perfect playbook for all the challenges and uncertainty we faced.

Despite that, we were still able to pass a responsible budget, accomplish historic criminal justice reform that served as an example for Washington DC and other Legislatures across the country, and provide essential protections to churches, schools, and small businesses so they can remain open during this pandemic.

And lastly, the actions this Legislature has taken ensured that our state was able to hold a safe and secure election with record turnout.

We are entering this session more prepared. Iowans expect us to be here to do the job we've promised to do. And ensuring transparency in the process was top of mind as we prepared to begin the 2021 session.

We are able to build on what worked when we gaveled in last June while introducing new technology and better utilizing our largest spaces to ensure that we can do the jobs Iowans elected us to do safely and responsibly.

In a time of so much uncertainty, Iowans know that they can trust the same consistent, responsible leadership they've come to expect from House Republicans.

Because of that leadership, Iowa was ranked the most fiscally sound, and most resilient state in the country in terms of our budget's ability to handle the pandemic. Our reserve accounts are full, we have a healthy ending balance, and our commitments were fulfilled. For that reason, we are bouncing back quicker than other states.

As we address the budget for Fiscal Year '21, we must continue to provide the same level of disciplined budgeting that set us up for success in years past. We will fund Iowans' priorities, meet our commitments to the taxpayer, and we will do it in a responsible way.

It will be an even bigger task than ever before. But it is our responsibility to use the same common-sense approach everyday Iowans use when they maintain their own budgets back home.

As I've prepared for session, I can tell you almost every meeting I've had, regardless of what part of the state they were from or what political party they may affiliate with, the need to increase access to safe and affordable child care is a priority. Any sense of normalcy for our state during and after this pandemic depends on it.

But on this issue, we can't just return to the status quo. Our state was facing a child care crisis before COVID-19 even began. Often times, families are hesitant or outright reject a pay raise because it could result in the loss of their child care assistance.

This is the cliff effect, and it must be addressed because it is holding our workforce and our families back. It is incumbent upon the Legislature to provide an off-ramp from government assistance when it comes to child care.

One final thing I know many of our members heard as they talked with constituents was the absolute necessity to get our children back in the classroom.

Some schools have taken every effort to provide in-person learning. But in some areas of the state, parents and students who wanted to be back in school were met with at best a lack of responsiveness and at worst outright contempt.

Students are being trapped in situations that aren't what's best for them. It's time to empower parents to take the control back in deciding what's best for their child.

Let's be clear, getting our kids back in the classroom is critical to their mental health and wellbeing. This should be one of this legislature's top priorities - to ensure that every family that wants 100% in-person learning has access to it.

I'm eager to get back to work with all of you. Time doesn't stand still during COVID-19. Just like the people we serve, we have a job to do.

So I say to both the Republican and Democratic members of the Iowa House... Let's get to work.

ELECTION OF PERMANENT CHIEF CLERK

Jones of Clay moved that Meghan Nelson be elected permanent Chief Clerk of the House.

The motion prevailed and Meghan Nelson was declared elected permanent Chief Clerk.

COMMITTEE TO NOTIFY THE GOVERNOR

Bossman of Woodbury moved that a committee of two 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: Bossman of Woodbury, Chair and Siegrist of Pottawattamie.

COMMITTEE TO NOTIFY THE SENATE

Sorensen of Adair moved that a committee of two 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: Sorensen of Adair, Chair and Gobble of Polk.

ADOPTION OF HOUSE CONCURRENT RESOLUTION 1

Windschitl of Harrison 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 GRASSLEY and PRICHARD

- 1 A Concurrent Resolution to provide for a joint
- 2 convention for the Condition of the State Address.
- 3 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE
- 4 SENATE CONCURRING, That a joint convention of the two
- 5 houses of the 2021 session of the Eighty-ninth General
- 6 Assembly be held on Tuesday, January 12, 2021, at 6:00
- 7 p.m.; and
- 8 BE IT FURTHER RESOLVED, That Governor Kim Reynolds
- 9 be invited to deliver her budget message at this joint
- 10 convention of the two houses of the General Assembly,
- 11 and that the Speaker of the House of Representatives
- 12 and the President of the Senate be designated to extend
- 13 the invitation to her.

The motion prevailed and the resolution was adopted.

ADOPTION OF HOUSE CONCURRENT RESOLUTION 2

Windschitl of Harrison 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 GRASSLEY and PRICHARD

- 1 A Concurrent Resolution to provide for a joint
- 2 convention for the Condition of the Judiciary
- 3 Address.
- 4 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE
- 5 SENATE CONCURRING, That a joint convention of the two
- 6 houses of the 2021 session of the Eighty-ninth General
- 7 Assembly be held on Wednesday, January 13, 2021, at
- 8 10:00 a.m.; and
- 9 BE IT FURTHER RESOLVED, That Chief Justice Susan
- 10 Christensen be invited to present her message of the
- 11 condition of the judicial branch at this convention,
- 12 and recommend such matters as the Chief Justice deems
- 13 expedient, pursuant to section 602.1207 of the Code.

The motion prevailed and the resolution was adopted.

ADOPTION OF HOUSE CONCURRENT RESOLUTION 3

Windschitl of Harrison 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 GRASSLEY and PRICHARD

- 1 A Concurrent Resolution to provide for a joint
- 2 convention for the Condition of the Iowa National
- 3 Guard Address.
- 4 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE
- 5 SENATE CONCURRING, That a joint convention of the two
- 6 houses of the 2021 session of the Eighty-ninth General
- 7 Assembly be held on Thursday, January 14, 2021, at
- 8 10:00 a.m.; and
- 9 BE IT FURTHER RESOLVED, That Major General Benjamin
- 10 J. Corell be invited to present his message of
- 11 the condition of the Iowa National Guard at this
- 12 convention.

The motion prevailed and the resolution was adopted.

IMMEDIATE MESSAGES

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

ELECTION OF SPEAKER PRO TEMPORE

Lundgren of Dubuque placed in nomination the Honorable John Wills of Dickinson County as candidate for Speaker Pro Tempore of the House of Representatives of the Eighty-ninth General Assembly.

Holt of Crawford seconded the nomination of John Wills as Speaker Pro Tempore of the House of Representatives.

Konfrst of Polk seconded the nomination of John Wills 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-ninth 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 John Wills as Speaker Pro Tempore of the House of Representatives of the Eighty-ninth General Assembly. John Wills of Dickinson, having received all the votes cast for the office of Speaker Pro Tempore of the House of Representatives of the Eighty-ninth 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 Speaker's station.

The motion prevailed and the following committee was appointed: Lundgren of Dubuque and Konfrst of Polk.

Representative John Wills was escorted to the Speaker's station and Speaker Grassley administered the oath of office.

Representative Wills offered the following remarks:

REMARKS BY SPEAKER PRO TEMPORE WILLS

Mr. Speaker, ladies and gentlemen of the House... First, I want to thank you for your willingness to serve your fellow Iowans. You have each made sacrifices to be here and it is an honor to serve with you in this Chamber. It is an even greater honor to serve you, my colleagues, as the Speaker Pro Tem. I want to also thank my constituents back home who have provided me with the opportunity to represent them these past 6 years I am grateful for their faith in me to be able to represent their values.

Before I go much further, there are some very special people that I must thank because they make tremendous sacrifices so that I can serve here in Des Moines. They are my wife, Cami, and our three adult kids, Seth, Wes, and Mariah. They deserve a huge thank you from me.

The campaign of 2020 along with the many challenges of 2020 are behind us now. Here in Iowa for the year 2020 we had COVID, Derecho, rioting, and drought and we move from that in 2021 to unity to pull through these challenges. We must set aside our differences to do what is right for Iowan's.

Each of us in this chamber have different priorities and desires that both we and our constituents feel are important. I look forward to working with each one of you to accomplish these priorities in a way that makes Iowan's and each of our constituents be the priority. There will be times that we don't agree with one another, but we all understand that our shared goal is to make the lives of our fellow Iowans better. My hope is that we are able serve the people of Iowa with a government that is smaller and smarter.

Regardless where you stand on many of the issues that we will address this session, we move through those issues to govern our state for our citizens. My goal as a legislator,

as is many of you, is to wisely spend the taxpayer's dollar, provide efficiency of government services, advance our freedoms and liberties like the 2nd Amendment and life, and ensure our government works for the people, not the other way around.

May God bless each of you and the Great State of Iowa! Thank you for your attention; it's time to get on with 2021 and ensure Iowa becomes stronger in all ways and Iowa's citizens become freer with their God-given liberties and freedoms.

REPORT OF THE COMMITTEE TO NOTIFY THE SENATE

Sorensen of Adair, 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.

REPORT OF THE COMMITTEE TO NOTIFY THE GOVERNOR

Bossman of Woodbury, 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.

SPECIAL ORDER

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

ADOPTION OF HOUSE RESOLUTION 1

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

HOUSE RESOLUTION 1

BY DOLECHECK

- 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
- 7 of the clerical work of the House of Representatives.
- 8 The Speaker and the Chief Clerk shall appoint their
- 9 secretaries and pages to serve for the session, and
- 10 the Chief Clerk is hereby authorized to employ such
- 11 additional clerical assistance as her duties may
- 12 require.

Dolecheck of Ringgold moved the adoption of House Resolution 1.

The motion prevailed and the resolution was adopted.

ADOPTION OF HOUSE RESOLUTION 2

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

HOUSE RESOLUTION 2 BY DOLECHECK

- 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.

Dolecheck of Ringgold moved the adoption of House Resolution 2.

The motion prevailed and the resolution was adopted.

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.

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 Konfrst of Polk.

ADOPTION OF TEMPORARY RULES OF THE HOUSE

Dolecheck of Ringgold moved that the permanent rules of the House and provisions for compensation of employees adopted by the Eighty-eighth General Assembly be the temporary rules and temporary compensation provisions for the House of the Eighty-ninth General Assembly.

The motion prevailed.

Representative Prichard offered the following remarks:

REMARKS BY MINORITY LEADER PRICHARD

Good morning, Mr. Speaker and ladies and gentlemen of the Iowa House. I want to give a special welcome to the new legislators and their families. I hope you find your time here rewarding as you serve the people of Iowa. Congratulations on your election.

We are living in tumultuous times and the pandemic has added to the challenges we already faced in Iowa from a shortage of good paying jobs, inadequate access to health care, low public school funding, and ignored environmental issues.

The first priority this session must be working to get the pandemic under control. A failure of leadership at both the federal and state level has already left over 4,000 Iowans dead and our state's response has been greatly inadequate.

Next, we need a robust COVID package focused on long-term recovery efforts to help our economy. We need aggressive plans to help families recover, get kids back in school safely, reopen small businesses, and support our dedicated health care workers who are the front line of this pandemic.

If you look at history, we are not in uncharted waters. Similar cycles have been met by our country in the past. We can COMPETENTLY address the pandemic. We can BUILD our economy, FIX our healthcare system, and PROTECT civil rights. We have the ABILITY and the RESOURCES to solve environmental problems and address climate change. Solutions are within reach. What is needed is leadership. We in this chamber need to acknowledge and address the difficulties that Iowans are facing.

Like many of you, I am deeply disturbed by the riots at our nation's capital and around the country. It epitomizes a lack of respect for our democratic institutions, traditions, and rule of law. Rioters have been motivated by lies contrived for political purposes. Those responsible for the riots, have crossed a line that no American, Democrat or Republican, should ever cross. This breach insults and threatens the very fabric of our democracy.

The riot in DC reminded me of El Salvador after their civil war. Early in my army career, I was stationed there. I witnessed a country torn apart by hate, violence, and mistrust. Their society was broken and crime was rampant. There were two competing police forces, one loyal to the former regime and one dominated by former rebels. What I remember most vividly are the stories of the atrocities, and the pain from years of war and loss. It is up to us, the newly sworn leaders, to protect our country from a fate of further division.

As a 25 year army veteran, I was outraged by the contempt shown for the ideals I have spent my adult life trying to protect. I spent a tour in Iraq, and I know an insurgency when I see one. On Wednesday, a Confederate flag, a BANNER OF OPPRESSION and TREASON, was paraded through the US Capitol. Explosive devices were placed at both the Democratic and Republican Party headquarters. People were killed, needlessly, including a police officer.

As an elected leader, I am disgusted at the reaction, or rather, the inaction, of many of my Republican colleagues in Iowa. For too long, politicians have not only enabled, but served as a willing partner, in the spread of misinformation about election fraud.

Silence is deafening. If you can't condemn this violence against our democracy, what will you condemn? Until you have committed yourself to truth and democratic ideals, you lose any moral high ground that you may try to claim.

I believe that truth and justice are the pillars of our democracy. As leaders in this great state and nation, I also believe it's a fundamental responsibility to strengthen, not weaken, those pillars.

But the insurrection has exposed deep cracks in those pillars that can't be fixed without change from our leaders.

- When the QAnon conspiracy is held out as truth and leaders claim that Covid-19 hasn't killed anyone, truth is the victim and more Iowans die.
- When the Governor defends those who question the legitimacy of our elections, a crack develops in the pillar of TRUTH.
- When a member of this chamber peddles election fraud conspiracy theories, and has written that Republicans will prevail because, in his words, "our side has the guns," there is another crack to the pillar of TRUTH.

This behavior threatens our democracy and our society. It must stop.

Now, in a new year and a new term, it is time to mend the wounds of a fractured country. We are the leaders who must work together to restore faith and hope in our future. We can do this together. We must for the sake of our democracy heal this country.

I challenge each one of us in this chamber to be the leader the moment requires. Put country and state before party politics, be true patriots. Be honest to constituents. Deal in truth, not the politics of fear and internet conspiracies. Help turn the tide. Do your part to strengthen our democracy.

I look forward to serving with you.

Representative Windschitl offered the following remarks:

REMARKS BY MAJORITY LEADER WINDSCHITL

Ladies and gentlemen of the 89th General Assembly, congratulations on your successful elections and welcome to the Iowa House. Running for elected office is not always an easy decision, and as we all know getting elected can be even more difficult. Thank you for your willingness to serve the people of Iowa and thank you also to your support teams back home. I for one know I could not do this job without the support of my wife Ivelisse or our daughters Anna and Addy. Thank you, ladies, for all you do to allow me to serve. I would also like to thank my constituents back home for giving me the privilege to be their voice in this building. I would also like to thank the House Republican caucus for trusting this knuckle dragging Marine to be their Majority Leader. It is an honor to serve all of you.

Our great country and state are going through extremely unprecedented times right now, and it is incumbent on all of us, as leaders throughout our state, to come together and embrace our shared values. We must lead by example and show Iowans that despite political differences we can work together for the betterment of those we serve. We have all witnessed the dysfunction that often comes out of Washington D.C., let us endeavor to not fall into the same partisan gridlock. When we see injustices let us all call them out together, put partisan ideologies aside, and move forward towards a solution.

We have a great deal of work ahead of us and I look forward to working with all of you to accomplish good public policy for all Iowans. Over the past ten years House Republicans have demonstrated to Iowans that we know how to responsibly budget and govern, this year will be no different. We have worked through many challenging issues over the years, some more difficult than others, including a global pandemic. At the end of the day we have proven that we know how to improvise, adapt, and overcome.

This last November, Iowans sent a clear and resounding message to their elected officials. They want less government, not more. They want more freedom and less restrictions. They want their tax dollars to work for them, not against them. As we move forward this session let us strive to advance policies and budgets that restore Iowan's freedoms and gets government off of their backs. The election proves that Iowans believe in the policies that House Republicans have pushed forward. Policies like lowering taxes, providing resources to our educational institutions, restoring Second Amendment freedoms, protecting the unborn, balancing the budget, and so much more. House Republicans have received the message loud and clear and we will continue to provide Iowans with the governance they deserve.

Speaker Grassley, Leader Prichard, I look forward to working with you both. House Republicans stand ready, willing and able to advance Iowans priorities. May God guide us in all that we do for the people of Iowa.

The work is before us, let us get to it. Thank you, Mr. Speaker.

On motion by Windschitl of Harrison, the House was recessed at 11:12 a.m., until 2:00 p.m.

AFTERNOON SESSION

The House reconvened at 2:16 p.m., Speaker Grassley in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on January 11, 2021, adopted the following resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution 1, a concurrent resolution to provide for a joint convention for the Condition of the State Address.

Also: That the Senate has on January 11, 2021, adopted the following resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution 2, a concurrent resolution to provide for a joint convention for the Condition of the Judiciary Address.

Also: That the Senate has on January 11, 2021, adopted the following resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution 3, a concurrent resolution to provide for a joint convention for the Condition of the Iowa National Guard Address.

W. CHARLES SMITHSON, Secretary

SPECIAL ORDER

The hour for the special order having arrived, the Chief Clerk called the roll and seat selections were made as follows:

- 1. Speaker of the House Grassley—floor seat
- 2. Speaker Pro Tempore Wills
- 3. Majority Floor Leader Windschitl
- 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

Name.....	Seat No.
Abdul-Samad, Ako	5
Anderson, Marti	59
Andrews, Eddie	72
Bacon, Robert P.	48
Baxter, Terry C.	26
Bennett, Liz	25
Bergan, Michael R.	6
Best, Brian	16
Bloomingtondale, Jane	18
Boden, Brooke	75
Bohannon, Christina	39
Bossman, Jacob	20
Bradley, Steven	37
Breckenridge, Wes	69
Brink, Holly	22
Brown-Powers, Timi	23
Bush, Dennis	57
Cahill, Sue	47
Cisneros, Mark	49
Cohon, Dennis M.	67
Deyoe, Dave	62

Dolecheck, Cecil	65
Donahue, Molly	3
Ehlert, Tracy	27
Fisher, Dean	8
Forbes, John	87
Fry, Joel	46
Gaines, Ruth Ann	1
Gerhold, Thomas D.	35
Gjerde, Eric	81
Gobble, Garrett	17
Graber, Martin	73
Grassley, Pat	14
Gustafson, Stan	33
Hall, Chris	78
Hansen, Steve	43
Hein, Lee	64
Hite, Dustin D.	29
Holt, Steven	51
Hunter, Bruce	93
Ingels, Chad	9
Isenhardt, Charles	61
Jacobsen, Jon	70
Jacoby, Dave	82
James, Lindsay	34
Jeneary, Tom	79
Jones, Megan	56
Judge, Kenan	55
Kaufmann, Bobby	52
Kerr, David	10
Klein, Jarad	12
Konfrst, Jennifer	63
Kressig, Bob	7
Kurth, Monica	36
Landon, John R.	32
Latham, Shannon	11
Lohse, Brian K.	19
Lundgren, Shannon	24
Mascher, Mary	97
Maxwell, David E.	31
McClintock, Charlie	74
McConkey, Charlie	89
Meyer, Ann	40
Meyer, Brian	94
Mitchell, Joe	54
Mohr, Gary	60
Mommsen, Norlin	68
Moore, Tom	44
Nielsen, Amy	80
Nordman, Carter	42
Oldson, Jo	90
Olson, Rick L	98
Osmundson, Anne	15
Paustian, Ross C.	50
Prichard, Todd	99
Running-Marquardt, Kirsten	88

Salmon, Sandy	28
Sexton, Mike.....	66
Shipley, Jeff.....	77
Sieck, David.....	85
Siegrist, Brent.....	86
Smith, Rastafari I.	21
Sorensen, Ray.....	2
Staed, Art	71
Steckman, Sharon Sue.....	92
Stone, Henry.....	30
Sunde, Kristin.....	38
Thede, Phyllis.....	95
Thompson, Phil	4
Thorup, Jon	83
Wessel-Kroeschell, Beth	96
Westrich, Cherielynn	13
Wheeler, Skyler.....	53
Wilburn, Ross	91
Williams, Dave	41
Wills, John H.....	84
Winckler, Cindy.....	45
Windschitl, Matt W.....	100
Wolfe, Mary Lynn	76
Worthan, Gary.....	58

Windschitl of Harrison moved that the assignment of seats be accepted as listed.

The motion prevailed.

RULE 57 SUSPENDED

Windschitl of Harrison 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 4:00 p.m.

MEMBER RESIGNATION

December 16, 2020

The Honorable Kim Reynolds

Governor Reynolds,

On November 3, 2020, I was elected to serve as a Linn County Supervisor, District 3. Since I will be sworn-in on December 30th, 2020 and take office on January 4th, 2021, I am hereby resigning from service as State Representative for Iowa House District 95, effective December 30th, 2020.

It has been a great honor to represent the people of House District 95 for the past four years.

Sincerely,

Louis J. Zumbach

MEMBER RESIGNATION

December 30, 2020

To Whom It May Concern:

I hereby submit my resignation as a member of the Iowa House of Representatives effective January 2, 2021 at 11:59 PM, as I am taking a federal oath of office on January 3, 2021 and cannot by law hold both offices simultaneously.

It has been an honor to serve these past 4 years in the people's house. I will certainly miss being under the golden dome in Des Moines but look forward to my continued service to Iowans in the 1st Congressional District.

Sincerely and with gratitude,

Ashley Hinson
Congresswoman-Elect

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

Dolecheck, Chair	Siegrist*	Thede**
Grassley	James	Konfrst
Mascher	McConkey	Meyer, B.
Mitchell	Prichard	Sexton
Thorup	Wills	Windschitl

AGRICULTURE – 23 Members

Paustian, Chair	Ingels*	Judge**
Baxter	Best	Breckenridge
Gerhold	Gjerde	Hansen
Hein	James	Klein
Latham	McClintock	Mommsen
Olson	Sexton	Sieck
Smith	Thorup	Williams
Wills	Wolfe	

APPROPRIATIONS – 25 Members

Mohr, Chair	Latham*	Hall**
Bossman	Brink	Deyoe
Forbes	Fry	Holt
Kerr	Konfrst	Landon
Meyer, A.	Mommsen	Oldson
Running-Marquardt	Sorensen	Steckman
Thede	Thompson	Willburn
Williams	Wills	Winckler
Worthan		

COMMERCE – 23 Members

Lundgren, Chair	Cisneros*	Oldson**
Andrews	Best	Deyoe
Fisher	Graber	Hall
Hansen	Jacobsen	Jacoby
Judge	Kressig	Landon
Lohse	McConkey	Meyer, B.
Mitchell	Mohr	Nielsen
Nordman	Westrich	

ECONOMIC GROWTH – 21 Members

Sorensen, Chair	Stone*	Bennett**
Baxter	Bergan	Bradley
Brink	Cisneros	Graber
Gustafson	Ingels	Jacoby
James	Judge	Kurth
McConkey	Running-Marquardt	Sieck
Staed	Thompson	Wills

EDUCATION – 23 Members

Hite, Chair	Wheeler*	Smith**
Bossman	Brink	Cahill
Dolecheck	Donahue	Ehlert
Fry	Gaines	Gobble
Ingels	Kerr	Mascher
Moore	Salmon	Sorensen
Steckman	Stone	Thompson
Wills	Winckler	

ENVIRONMENTAL PROTECTION – 17 Members

Fisher, Chair	Moore*	Staed**
Abdul-Samad	Anderson	Baxter
Deyoe	Dolecheck	Donahue
Ingels	Isenhardt	Klein
Kurth	Lundgren	Paustian
Sexton	Winckler	

ETHICS – 6 Members

Osmundson, Chair
Abdul-Samad

Gustafson*
Gaines

Kurth**
Jacobsen

GOVERNMENT OVERSIGHT – 9 Members

Brink, Chair
Holt
Kaufmann

Jacobsen*
Isenhardt
Olson

Gaines**
James
Thompson

HUMAN RESOURCES – 21 Members

Meyer, A., Chair
Anderson
Bennett
Brown-Powers
Ehlert
Jeneary
Moore

Bradley*
Andrews
Bergan
Bush
Forbes
Lundgren
Osmundson

Wessel-Kroeschell**
Bacon
Boden
Dolecheck
Fry
Mascher
Sunde

INFORMATION TECHNOLOGY – 15 Members

Lohse, Chair
Bacon
Brink
Hite
Smith

Sieck*
Bennett
Gobble
Latham
Sorensen

Williams**
Bohannan
Hall
Shipley
Steckman

JUDICIARY – 21 Members

Holt, Chair
Bohannan
Jacobsen
Klein
Mitchell
Osmundson
Westrich

Gustafson*
Hansen
Jones
Lohse
Oldson
Salmon
Wheeler

Wolfe**
Hite
Kaufmann
Meyer, B.
Olson
Wessel-Kroeschell
Wilburn

LABOR – 17 Members

Deyoe, Chair
Bergan
Bush
Donahue
McConkey
Stone

Shipley*
Best
Cahill
Ehlert
Paustian
Worthan

Hunter**
Bloomingdale
Dolecheck
Kurth
Running-Marquardt

LOCAL GOVERNMENT – 21 Members

Bloomingdale, Chair
Abdul-Samad

Siegrist*
Cisneros

Nielsen**
Deyoe

Gobble	Hunter	Isenhardt
Kerr	Landon	Maxwell
McClintock	Nordman	Oldson
Shipley	Staed	Thede
Westrich	Wheeler	Winckler

NATURAL RESOURCES – 21 Members

Bacon, Chair	Jeneary*	Brown-Powers**
Baxter	Bennet	Bradley
Breckenridge	Cohoon	Fisher
Gerhold	Hall	Jacoby
Judge	Latham	Maxwell
McClintock	Mommsen	Siegrist
Smith	Thede	Thorup

PUBLIC SAFETY – 21 Members

Klein, Chair	Westrich*	Breckenridge**
Abdul-Samad	Anderson	Andrews
Fisher	Fry	Gobble
Holt	Jeneary	Kerr
Kressig	Olson	Paustian
Salmon	Steckman	Sunde
Thorup	Wessel-Kroeschell	Worthan

STATE GOVERNMENT – 23 Members

Kaufmann, Chair	Boden*	Mascher**
Bacon	Bloomingtondale	Bohannan
Bossman	Cohoon	Donahue
Gjerde	Hunter	Jacobsen
Jones	Konfrst	Lundgren
Meyer, A.	Mitchell	Moore
Nordman	Sexton	Siegrist
Wilburn	Wolfe	

TRANSPORTATION – 21 Members

Best, Chair	Maxwell*	Kressig**
Bossman	Bradley	Bush
Cisneros	Cohoon	Forbes
Gerhold	Hansen	Konfrst
Landon	Meyer, A.	Meyer, B.
Mommsen	Running-Marquardt	Siegrist
Sunde	Thorup	Worthan

VETERANS AFFAIRS – 17 Members

Salmon, Chair	Graber*	Wilburn**
Andrews	Boden	Breckenridge
Brown-Powers	Cahill	Gaines

Gjerde
Jeneary
Thompson

Gustafson
McClintock
Wills

Hunter
Stone

WAYS AND MEANS – 25 Members

Hein, Chair
Bergan
Brown-Powers
Hite
Jones
Lohse
Mitchell
Sieck
Wolfe

Nordman*
Bloomingtondale
Gjerde
Isenhardt
Kaufmann
Maxwell
Nielsen
Staed

Jacoby**
Boden
Graber
James
Kurth
McConkey
Osmundson
Wheeler

HOUSE APPROPRIATIONS SUBCOMMITTEES

ADMINISTRATION AND REGULATION – 9 Members

Landon, Chair
Abdul-Samad
Hunter

Bergan*
Bloomingtondale
Nielsen

Sunde**
Gustafson
Stone

AGRICULTURE AND NATURAL RESOURCES – 9 Members

Mommsen, Chair
Bohannan
Ingels

Bush*
Breckenridge
Thede

Steckman**
Cisneros
Wills

ECONOMIC DEVELOPMENT – 9 Members

Thompson, Chair
Ehlert
Judge

Gerhold*
Graber
Latham

Running-Marquardt**
Hansen
Sorensen

EDUCATION – 9 Members

Kerr, Chair
Cahill
Siegrist

Gobble*
Dolecheck
Staed

Winckler**
Moore
Williams

HEALTH AND HUMAN SERVICES – 9 Members

Fry, Chair
Bradley
Kurth

Andrews*
Brown-Powers
Lundgren

Forbes**
Donahue
Meyer, A.

JUSTICE SYSTEM – 9 Members

Worthan, Chair
Sexton
Wheeler

McClintock*
Wessel-Kroeschell
Wilburn

Anderson**
Westrich
Wolfe

TRANSPORTATION, INFRASTRUCTURE, AND CAPITALS – 9 Members

Bossman, Chair
 Bennett
 Mascher

Osmundson*
 Boden
 Mitchell

Cohoon**
 Kressig
 Nordman

HOUSE COMMITTEE ASSIGNMENTS

Abdul-Samad, Ako

Environmental Protection
 Ethics
 Local Government
 Public Safety
 Administration and Regulation Appropriations Subcommittee

Anderson, Marti

Environmental Protection
 Human Resources
 Public Safety
 Justice System Appropriations Subcommittee, Ranking Member

Andrews, Eddie

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

Bacon, Robert P.

Human Resources
 Information Technology
 Natural Resources, Chair
 State Government

Baxter, Terry C.

Agriculture
 Economic Growth
 Environmental Protection
 Natural Resources

Bennett, Liz

Economic Growth, Ranking Member
 Human Resources
 Information Technology
 Natural Resources
 Transportation, Infrastructure, and Capitals Appropriations Subcommittee

Bergan, Michael R.

Economic Growth
 Human Resources
 Labor
 Ways and Means
 Administration and Regulation Appropriations Subcommittee, Vice Chair

Best, Brian

Agriculture

Commerce

Labor

Transportation, Chair

Bloomington, Jane

Labor

Local Government, Chair

State Government

Ways and Means

Administration and Regulation Appropriations Subcommittee

Boden, Brooke

Human Resources

State Government, Vice Chair

Veterans Affairs

Ways and Means

Transportation, Infrastructure and Capitals Appropriations Subcommittee

Bohannon, Christina

Information Technology

Judiciary

State Government

Agriculture and Natural Resources Appropriations Subcommittee

Bossman, Jacob

Appropriations

Education

State Government

Transportation

Transportation, Infrastructure, and Capitals Appropriations Subcommittee, Chair

Bradley, Steven

Economic Growth

Human Resources, Vice Chair

Natural Resources

Transportation

Health and Human Services Appropriations Subcommittee

Breckenridge, Wes

Agriculture

Natural Resources

Public Safety, Ranking Member

Veterans Affairs

Agriculture and Natural Resources Appropriations Subcommittee

Brink, Holly

Appropriations

Economic Growth

Education

Government Oversight, Chair

Information Technology

Brown-Powers, Timi

Human Resources

Natural Resources, Ranking Member

Veterans Affairs

Ways and Means

Health and Human Services Appropriations Subcommittee

Bush, Dennis

Human Resources

Labor

Transportation

Agriculture and Natural Resources Appropriations Subcommittee, Vice Chair

Cahill, Sue

Education

Labor

Veterans Affairs

Education Appropriations Subcommittee

Cisneros, Mark

Commerce, Vice Chair

Economic Growth

Local Government

Transportation

Agriculture and Natural Resources Appropriations Subcommittee

Cohon, Dennis M.

Natural Resources

State Government

Transportation

Transportation, Infrastructure, and Capitals Appropriations Subcommittee, Ranking Member

Deyoe, Dave

Appropriations

Commerce

Environmental Protection

Labor, Chair

Local Government

Dolecheck, Cecil

Administration and Rules, Chair

Education

Environmental Protection

Human Resources

Labor

Education Appropriations Subcommittee

Donahue, Molly

Education

Environmental Protection

Labor

State Government

Health and Human Services Appropriations Subcommittee

Ehlert, Tracy
Education
Human Resources
Labor
Economic Development Appropriations Subcommittee

Fisher, Dean
Commerce
Environmental Protection, Chair
Natural Resources
Public Safety

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

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

Gaines, Ruth Ann
Education
Ethics
Government Oversight, Ranking Member
Veterans Affairs

Gerhold, Thomas D.
Agriculture
Natural Resources
Transportation
Economic Development Appropriations Subcommittee, Vice Chair

Gjerde, Eric
Agriculture
State Government
Veterans Affairs
Ways and Means

Gobble, Garrett
Education
Information Technology
Local Government
Public Safety
Education Appropriations Subcommittee, Vice Chair

Graber, Martin

Commerce

Economic Growth

Veterans Affairs, Vice Chair

Ways and Means

Economic Development Appropriations Subcommittee

Grassley, Pat

Administration and Rules

Gustafson, Stan

Economic Growth

Ethics, Vice Chair

Judiciary, Vice Chair

Veterans Affairs

Administration and Regulation Appropriations Subcommittee

Hall, Chris

Appropriations, Ranking Member

Commerce

Information Technology

Natural Resources

Hansen, Steve

Agriculture

Commerce

Judiciary

Transportation

Economic Development Appropriations Subcommittee

Hein, Lee

Agriculture

Ways and Means, Chair

Hite, Dustin D.

Education, Chair

Information Technology

Judiciary

Ways and Means

Holt, Steven

Appropriations

Government Oversight

Judiciary, Chair

Public Safety

Hunter, Bruce

Labor, Ranking Member

Local Government

State Government

Veterans Affairs

Administration and Regulation Appropriations Subcommittee

Ingels, Chad

Agriculture, Vice Chair

Economic Growth

Education

Environmental Protection

Agriculture and Natural Resources Appropriations Subcommittee

Isenhardt, Charles

Environmental Protection

Government Oversight

Local Government

Ways and Means

Jacobsen, Jon

Commerce

Ethics

Government Oversight, Vice Chair

Judiciary

State Government

Jacoby, Dave

Commerce

Economic Growth

Natural Resources

Ways and Means, Ranking Member

James, Lindsay

Administration and Rules

Agriculture

Economic Growth

Government Oversight

Ways and Means

Jeneary, Tom

Human Resources

Natural Resources, Vice Chair

Public Safety

Veterans Affairs

Jones, Megan

Judiciary

State Government

Ways and Means

Judge, Kenan

Agriculture, Ranking Member

Commerce

Economic Growth

Natural Resources

Economic Development Appropriations Subcommittee

Kaufmann, Bobby

Government Oversight
Judiciary
State Government, Chair
Ways and Means

Kerr, David

Appropriations
Education
Local Government
Public Safety
Education Appropriations Subcommittee, Chair

Klein, Jarad

Agriculture
Environmental Protection
Judiciary
Public Safety, Chair

Konfrst, Jennifer

Administration and Rules
Appropriations
State Government
Transportation

Kressig, Bob

Commerce
Public Safety
Transportation, Ranking Member
Transportation, Infrastructure, and Capitals Appropriations Subcommittee

Kurth, Monica

Economic Growth
Environmental Protection
Ethics, Ranking Member
Labor
Ways and Means
Health and Human Services Appropriations Subcommittee

Landon, John

Appropriations
Commerce
Local Government
Transportation
Administration and Regulation Appropriations Subcommittee, Chair

Latham, Shannon

Agriculture
Appropriations, Vice Chair
Information Technology
Natural Resources
Economic Development Appropriations Subcommittee

Lohse, Brian K.

Commerce

Information Technology, Chair

Judiciary

Ways and Means

Lundgren, Shannon

Commerce, Chair

Environmental Protection

Human Resources

State Government

Health and Human Services Appropriations Subcommittee

Mascher, Mary

Administration and Rules

Education

Human Resources

State Government, Ranking Member

Transportation, Infrastructure, and Capitals Appropriations Subcommittee

Maxwell, David E.

Local Government

Natural Resources

Transportation, Vice Chair

Ways and Means

McClintock, Charlie

Agriculture

Local Government

Natural Resources

Veterans Affairs

Justice System Appropriations Subcommittee, Vice Chair

McConkey, Charlie

Administration and Rules

Commerce

Economic Growth

Labor

Ways and Means

Meyer, Ann

Appropriations

Human Resources, Chair

State Government

Transportation

Health and Human Services Appropriations Subcommittee

Meyer, Brian

Administration and Rules

Commerce

Judiciary

Transportation

Mitchell, Joe
Administration and Rules
Commerce
Judiciary
State Government
Ways and Means
Transportation, Infrastructure, and Capitals Appropriations Subcommittee

Mohr, Gary M.
Appropriations, Chair
Commerce

Mommsen, Norlin G.
Agriculture
Appropriations
Natural Resources
Transportation
Agriculture and Natural Resources Appropriations Subcommittee, Chair

Moore, Tom
Education
Environmental Protection, Vice Chair
Human Resources
State Government
Education Appropriations Subcommittee

Nielsen, Amy
Commerce
Local Government, Ranking Member
Ways and Means
Administration and Regulation Appropriations Subcommittee

Nordman, Carter
Commerce
Local Government
State Government
Ways and Means, Vice Chair
Transportation, Infrastructure, and Capitals Appropriations Subcommittee

Oldson, Jo
Appropriations
Commerce, Ranking Member
Judiciary
Local Government

Olson, Rick L.
Agriculture
Government Oversight
Judiciary
Public Safety

Osmundson, Anne
Ethics, Chair
Human Resources
Judiciary
Ways and Means
Transportation, Infrastructure and Capitals Appropriations Subcommittee, Vice Chair

Paustian, Ross C.
Agriculture, Chair
Environmental Protection
Labor
Public Safety

Prichard, Todd
Administration and Rules

Running-Marquardt, Kirsten
Appropriations
Economic Growth
Labor
Transportation
Economic Development Appropriations Subcommittee, Ranking Member

Salmon, Sandy
Education
Judiciary
Public Safety
Veterans Affairs, Chair

Sexton, Mike
Administration and Rules
Agriculture
Environmental Protection
State Government
Justice System Appropriations Subcommittee

Shipley, Jeff
Information Technology
Labor, Vice Chair
Local Government

Sieck, David
Agriculture
Economic Growth
Information Technology, Vice Chair
Ways and Means

Siegrist, Brent
Administration and Rules, Vice Chair
Local Government, Vice Chair
Natural Resources

State Government
Transportation
Education Appropriations Subcommittee

Smith, Rastafari I.
Agriculture
Education, Ranking Member
Information Technology
Natural Resources

Sorensen, Ray
Appropriations
Economic Growth, Chair
Education
Information Technology
Economic Development Appropriations Subcommittee

Staed, Art
Economic Growth
Environmental Protection, Ranking Member
Local Government
Ways and Means
Education Appropriations Subcommittee

Steckman, Sharon S.
Appropriations
Education
Information Technology
Public Safety
Agriculture and Natural Resources Appropriations Subcommittee

Stone, Henry
Economic Growth, Vice Chair
Education
Labor
Veterans Affairs
Administration and Regulation Appropriations Subcommittee

Sunde, Kristin
Human Resources
Public Safety
Transportation
Administration and Regulation Appropriations Subcommittee, Ranking Member

Thede, Phyllis
Administration and Rules, Ranking Member
Appropriations
Local Government
Natural Resources
Agriculture and Natural Resources Appropriations Subcommittee

Thompson, Phil
Appropriations
Economic Growth
Education
Government Oversight
Veterans Affairs
Economic Development Appropriations Subcommittee, Chair

Thorup, Jon
Administration and Rules
Agriculture
Natural Resources
Public Safety
Transportation

Wessel-Kroeschell, Beth
Human Resources, Ranking Member
Judiciary
Public Safety
Justice System Appropriations Subcommittee

Westrich, Cherielynn
Commerce
Judiciary
Local Government
Public Safety, Vice Chair
Justice System Appropriations Subcommittee

Wheeler, Skyler
Education, Vice Chair
Judiciary
Local Government
Ways and Means
Justice System Appropriations Subcommittee

Wilburn, Ross
Appropriations
Judiciary
State Government
Veterans Affairs, Ranking Member
Justice System Appropriations Subcommittee

Williams, Dave
Agriculture
Appropriations
Information Technology, Ranking Member
Education Appropriations Subcommittee

Wills, John H.
Administration and Rules
Agriculture
Appropriations
Economic Growth
Education

Veterans Affairs
Agriculture and Natural Resources Appropriations Subcommittee

Winckler, Cindy
Appropriations
Education
Environmental Protection
Local Government
Education Appropriations Subcommittee, Ranking Member

Windschitl, Matt W.
Administration and Rules

Wolfe, Mary Lynn
Agriculture
Judiciary, Ranking Member
State Government
Ways and Means
Justice System Appropriations Subcommittee

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

On motion by Windschitl of Harrison the House adjourned at 3:00 p.m., until 8:30 a.m., Tuesday, January 12, 2021.

JOURNAL OF THE HOUSE

Second Calendar Day - Second Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, January 12, 2021

The House met pursuant to adjournment at 8:34 a.m., Speaker Grassley in the chair.

Prayer was offered by Hancock of Baxter.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Stacia Drey, Speaker's Page from Marion.

The Journal of Monday, January 11, 2021, was approved.

INTRODUCTION OF BILLS

House File 1, by Bossman, 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 referred to committee on **Ways and Means**.

House File 2, by Bossman, a bill for an act relating to the construction of child care facilities by providing developers with sales and use tax refunds and income, franchise, moneys and credits, and gross premiums tax credits, providing for a fee, and including applicability provisions.

Read first time and referred to committee on **Economic Growth**.

House File 3, by Bossman, a bill for an act permitting businesses' new onsite daycare facilities or businesses' expansion of existing onsite daycare facilities to qualify as projects under the high quality jobs program, and making penalties applicable.

Read first time and referred to committee on **Economic Growth**.

House File 4, by Bossman, a bill for an act providing businesses with income, franchise, moneys and credits, and gross premiums tax credits for providing child care benefits to employees of the business, and including applicability date provisions.

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

House File 5, by Bossman, a bill for an act expanding the health care professional recruitment program.

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

House File 6, by A. Meyer, a bill for an act establishing a child care workforce state matching grants program and fund administered by the early childhood Iowa state board to award matching state grants to eligible communities and making an appropriation.

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

COMMITTEE TO NOTIFY THE SENATE

Bradley of Jones moved that a committee of two 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 Bradley of Jones, Chair and Lundgren of Dubuque.

REPORT OF COMMITTEE ON MILEAGE

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

Name	Round Trip Miles
Ako Abdul-Samad	NONE
Martha J. Anderson	NONE
Edgar L. Andrews	NONE
Robert P. Bacon	56
Terry C. Baxter	252
Elizabeth A. Bennett	252
Michael R. Bergan	440
Brian L. Best	174
Jane E. Bloomingdale	284
Brooke R. Boden	38

Name	Round Trip Miles
Christina Bohannon	230
Jacob I. Bossman	364
Steven P. Bradley	352
Wesley C. Breckenridge	70
Holly A. Brink	124
Timi M. Brown-Powers	229
Dennis J. Bush	366
Susan L. Cahill	108
Mark A. Cisneros	314
Dennis M. Cohoon	346
David R. Deyoe	84
Cecil Dolecheck	180
Molly E. Donahue	258
Tracy A. Ehlert	224
Dean C. Fisher	122
John J. Forbes	NONE
Nelson Joel Fry	108
Ruth Ann Gaines	NONE
Thomas D. Gerhold	214
Eric J. Gjerde	240
Jennifer C. Glover Konfrst	NONE
Garrett G. Gobble	NONE
Martin L. Graber	334
Patrick L. Grassley	206
Stanley R. Gustafson	44
Christopher C. Hall	406
Steven D. Hansen	374
Lee A. Hein	340
Dustin D. Hite	123
Steven C. Holt	245
Bruce L. Hunter	NONE
Chad G. Ingels	318
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
Robert F. Kaufmann	280
David L. Kerr	288
Jarad J. Klein	220
Robert M. Kressig	225
Monica C. Kurth	332
John R. Landon	NONE
Shannon L. Latham	204
Brian K. Lohse	NONE
Shannon L. Lundgren	384
Mary J. Mascher	240
David E. Maxwell	170
Clinton C. McClintock	280

Name	Round Trip Miles
Charles H. McConkey	260
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
Carter F. Nordman	56
Joanne M. Oldson	NONE
Rick L. Olson.....	NONE
Barbara A. Osmundson.....	361
Ross C. Paustian.....	320
Todd P. Prichard	290
Kirsten A. Running.....	230
Sandy A. Salmon.....	262
Michael V. Sexton	236
Jeffrey J. Shipley	228
David A. Sieck.....	293
John Brent Siegrist.....	256
Rastafari I. Smith	236
Ray M. Sorensen	120
Arthur M. Staed.....	262
Sharon S. Steckman.....	245
Henry E. Stone.....	266
Kristin L. Sunde.....	NONE
Phyllis Thede	332
Philip W. Thompson.....	126
Jonathan T. Thorup	82
Beth A. Wessel-Kroeschell.....	70
Cherielynn M. Westrich.....	170
Skyler J. Wheeler.....	442
Arthur R. Wilburn.....	70
David R. Williams	208
John H. Wills.....	420
Cindy L. Winckler	334
Matthew W. Windschitl	254
Mary L. Wolfe.....	396
Gary T. Worthan.....	308

Respectfully submitted,
Robert P. Bacon, Chair
Brian L. Best
Jennifer C. Glover Konfrst

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

Dolecheck of Ringgold 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:

January 11, 2021

To: Administration and Rules Committee

From: Meghan Nelson, Chief Clerk

The following is a list of the officers and employees of the House:

Meghan JVW Nelson	Chief Clerk of the House
Jason M. Chapman	Senior Assistant Chief Clerk of the House
Jeffrey G. Mitchell	Senior Caucus Staff Director
Joseph P. Romano	Senior Caucus Staff Director
Bradley A. Trow	Senior Deputy Caucus Staff Director
Melissa M. Deatsch	Administrative Assistant I to Speaker
Haley J. Hook	Administrative Assistant I to Leader
Mackenzie J. Nading	Senior Administrative Assistant to Leader I
Laura A. Steven	Senior Administrative Assistant to Speaker I
D. Dean Fihr, Jr.	Senior Administrative Assistant to Leader II
Jake D. Friedrichsen	Senior Administrative Assistant to Leader II
Jessica L. Flannery	Legislative Research Analyst
Kristin A. Rozeboom	Legislative Research Analyst
Jason A. Covey	Legislative Research Analyst I
Benjamin M. Gentz	Legislative Research Analyst I
Kelsey A. Thien	Legislative Research Analyst I
Natalie B. Ginty	Legislative Research Analyst II
Brian E. Guillaume	Legislative Research Analyst II
Alison R. Ver Schuer	Legislative Research Analyst II
Kristi L. Kious	Legislative Research Analyst III
Amanda J. Wille	Legislative Research Analyst III
David L. Epley	Senior Legislative Research Analyst
William T.D. Freeland	Senior Legislative Research Analyst
Kristi L. Kious	Senior Legislative Research Analyst
Lewis E. Olson	Senior Legislative Research Analyst
Rachelle D. Thomas	Senior Legislative Research Analyst
Stephanie A. Philipps	Caucus Secretary
Ashley A. Beall	Senior Caucus Secretary
Doreen R. Freeman	Senior Administrative Services Officer
Susan K. Jennings	Senior Administrative Services Officer
Kristin L. Wentz	Senior Administrative Services Officer
Robin L. Bennett	Administrative Services Officer III
Molly M. Dolan	Administrative Services Officer III

Savannah G. Prescott	Administrative Services Officer I
Michelle A. Halverson-Haupts.	Administrative Services Officer
Kelly M. Bronsink	Senior Finance Officer III
Phyllis J. Pierce	Finance Officer II
Jonathan C. Ball	Switchboard Operator
Gina M. Battani	Legislative Secretary
Deborah J. Baxter	Legislative Secretary
Sarah L. Bell	Legislative Secretary
Candace J. Bradley	Legislative Secretary
John W. Brandsgard	Legislative Secretary
Rosalie C. Brandsgard	Legislative Secretary
Shannon M. Brisbois	Legislative Secretary
Haley Brouillet	Legislative Secretary
Beverly A. Burns	Legislative Secretary
Deborah L. Bush	Legislative Secretary
Emilyn S. Crabbe	Legislative Secretary
Merlie T. Crowley	Legislative Secretary
Mason E. Donelson	Legislative Secretary
Ethan Dunn	Legislative Secretary
Laura N. Engel	Legislative Secretary
Deidre J. Fudge	Legislative Secretary
Grant E. Gale	Legislative Secretary
Joyce L. Godwin	Legislative Secretary
Ellen T. Goodmann Miller	Legislative Secretary
Connie L. Graber	Legislative Secretary
Lydia R. Greene	Legislative Secretary
Jackson D. Guilford	Legislative Secretary
Betty M. Gustafson	Legislative Secretary
Greta Haas	Legislative Secretary
Olivia A. Habinck	Legislative Secretary
Grayson R. Hardin	Legislative Secretary
Riley Hayes	Legislative Secretary
Jacob G. Holck	Legislative Secretary
Camryn G. Huyser	Legislative Secretary
Anna Jacoby	Legislative Secretary
Kathi L. Judge	Legislative Secretary
Catherine S. Jury	Legislative Secretary
Alexandra J. Kraber	Legislative Secretary
Robert W. Kroeschell	Legislative Secretary
Lauren S. Lawson	Legislative Secretary
Annabelle M. Mack	Legislative Secretary
Marlene J. Martens	Legislative Secretary
Cody J. McCreedy	Legislative Secretary
Anahi Morales Jiminez	Legislative Secretary
Erica E. Nasstrom	Legislative Secretary
Alyssa A. Noe	Legislative Secretary
Valerie J.G. Nolte	Legislative Secretary
Nathan S. Oakes	Legislative Secretary
Brenda R. Olson	Legislative Secretary
Peyton R. Parker	Legislative Secretary
Sarah Prineas	Legislative Secretary
Abigail R. Ross	Legislative Secretary

Liam M. Ruff	Legislative Secretary
Grace M. Running Hey	Legislative Secretary
Samantha A. Savala	Legislative Secretary
James M. Simmons	Legislative Secretary
Fran D. Smith	Legislative Secretary
Susan E. Staed	Legislative Secretary
Ella J. Stafford	Legislative Secretary
Samantha R. Stearns	Legislative Secretary
Ian C. Steenhoek	Legislative Secretary
John J. Steger	Legislative Secretary
Sonya M. Swan	Legislative Secretary
DeVon J. Walker	Legislative Secretary
Kaylie N Wilson	Legislative Secretary
Truley G. Wingert	Legislative Secretary
Grant J. Zajicek	Legislative Secretary
Megan C. Adam	Legislative Committee Secretary
Paul D. Attema	Legislative Committee Secretary
Benjamin R. Bouwkamp	Legislative Committee Secretary
Kristi Bries	Legislative Committee Secretary
Alyssa D. Brouillet	Legislative Committee Secretary
Matthew M. Deike	Legislative Committee Secretary
Victoria S. Fillipi	Legislative Committee Secretary
Susan R. Foster	Legislative Committee Secretary
Andrea D. Gates	Legislative Committee Secretary
Anna E. Hayes	Legislative Committee Secretary
Angie J. Heartsill	Legislative Committee Secretary
Danielle E. Heartsill	Legislative Committee Secretary
Josiah T. Meier	Legislative Committee Secretary
Jill M. Morris	Legislative Committee Secretary
Neil A. Nelsen	Legislative Committee Secretary
Jacob Schrader	Legislative Committee Secretary
Anna G. Senneff	Legislative Committee Secretary
Mikayla A. Simpson	Legislative Committee Secretary
Maria B. Sorensen	Legislative Committee Secretary
Charles Telk	Legislative Committee Secretary
Phyllis M. Toy	Legislative Committee Secretary
Amy M. Walsh	Legislative Committee Secretary
Henry R. Widen	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
Linda J. Kinman	Doorkeeper
Frank P. Mauro	Doorkeeper
Donald E. Monaghan	Doorkeeper
Linda L. Smuck	Doorkeeper
Dennis N. Walsh	Doorkeeper

PAGES

Stacia D. Drey, Speaker's Page	
Ella M. Apana-Stipe	Olivia B. Larson
Grace A. Blythe	Michael A. Mitchell
Hannah E. Cree	Melissa D. Pardock
Douglas A. Dieleman	Lauren J. Schilling
Jagaar K. Halverson	Grace S. H. Sundstrom
Tanner D. Kenin	Abbey E. Welden
Paiven Z. Knoot	

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

Zachary L. Bunkers	Facilities Manager I
Mark L. Willemsen.....	Senior Facilities Manager
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
Jeffrey L. Quigle.....	Legislative Security Officer I
Kert J. Schnell	Legislative Security Officer I
Richard D. Taylor.....	Legislative Security Officer I
Marland H. Winter	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
Kathryn A. Murphy	Director of Human Resources

EMPLOYEES OF THE HOUSE

January 11, 2021
To: Administration and Rules Committee
From: Meghan Nelson, Chief Clerk

Pursuant to Senate Concurrent Resolution 1, duly adopted during the 87th General Assembly, the following is a list of changes for officers and employees of the House:

<u>Position</u>	<u>Name</u>	<u>Grade- Step</u>	<u>Class of Appoint- ment</u>	<u>Effective Date</u>
Admin. Assist. to Ldr.	Haley J. Hook	27-2 to 29-2	P-FT	05-30-20
Admin. Assist. I to Ldr.				
Sr. Admin. Assist. to Ldr. II	Jake D. Friedrichsen	41-5 to 41-6	P-FT	06-26-20
Leg. Res. Analyst II	Brian E. Guillaume	32-3 to 32-4	P-FT	06-26-20
Chief Clerk	Meghan JVW Nelson	44-5 to 44-6	P-FT	06-26-20

<u>Position</u>	<u>Name</u>	<u>Grade- Step</u>	<u>Class of Appoint- ment</u>	<u>Effective Date</u>
Sr. Admin. Services Officer	Kristin L. Wentz	35-8 to 35-8	E-FT	10-02-20
Sr. Caucus Secretary	Jessica L. Flannery	24-3 to 27-5	P-FT	11-27-20
Legis. Res. Analyst				
Caucus Secretary	Stephanie A. Philipps	21-7	P-FT	12-16-20
Legis. Res. Analyst I	Jason A. Covey	29-5	P-FT	12-28-20
Admin. Assist. I to Speaker	Melissa M. Deatsch	29-5	P-FT	12-28-20
Leg. Secretary	Gina M. Battani	15-1	S-O	01-11-21
Leg. Secretary	Deborah J. Baxter	15-1	S-O	01-11-21
Leg. Secretary	Candace J. Bradley	16-1	S-O	01-11-21
Leg. Secretary	John W. Brandsgard	16-1	S-O	01-11-21
Leg. Secretary	Rosalie C. Brandsgard	15-2+1 to 16-2+1	S-O	01-11-21
Leg. Comm. Secretary	Kristi Bries	17-1	S-O	01-11-21
Leg. Secretary	Shannon M. Brisbois	17-1	S-O	01-11-21
Leg. Secretary	Haley Brouillet	16-1	S-O	01-11-21
Leg. Secretary	Beverly A. Burns	17-6 to 16-6	S-O	01-11-21
Leg. Secretary	Deborah L. Bush	16-1	S-O	01-11-21
Leg. Secretary	Emilyn S. Crabbe	16-1	S-O	01-11-21
Leg. Comm. Secretary	Matt Dieke	17-1	S-O	01-11-21
Leg. Secretary	Mason E. Donelson	18-1	S-O	01-11-21
Leg. Secretary	Ethan Dunn	17-1	S-O	01-11-21
Leg. Comm. Secretary	Victoria S. Fillipi	17-1	S-O	01-11-21
Leg. Comm. Secretary	Susan R. Foster	18-4 to 18-3	S-O	01-11-21
Leg. Secretary	Grant E. Gale	17-1 to 15-1	S-O	01-11-21
Leg. Comm. Secretary	Andrea D. Gates	18-2 18-1	S-O	01-11-21
Leg. Secretary	Ellen T. Goodman Miller	16-1	S-O	01-11-21
Leg. Secretary	Connie L. Graber	16-1	S-O	01-11-21
Leg. Secretary	Jackson Guilford	17-1	S-O	01-11-21
Leg. Secretary	Grayson R. Hardin	16-1	S-O	01-11-21
Leg. Comm. Secretary	Anna E. Hayes	17-1	S-O	01-11-21
Leg. Comm. Secretary	Jacob G. Holck	18-1 to 16-1	S-O	01-11-21
Leg. Secretary	Camryn G. Huyser	17-1	S-O	01-11-21
Leg. Secretary	Anna Jacoby	16-1	S-O	01-11-21
Leg. Secretary	Kathi Judge	16-1	S-O	01-11-21
Leg. Secretary	Catherine S. Jury	17-8 to 16-8	S-O	01-11-21
Leg. Secretary	Robert W. Kroeschell	16-1	S-O	01-11-21
Leg. Secretary	Alexandra J. Kraber	17-8	S-O	01-11-21
Leg. Secretary	Cody J. McCreedy	16-1	S-O	01-11-21
Leg. Secretary	Anahi Morales Jimenez	17-1	S-O	01-11-21
Leg. Secretary	Jill M. Morris	17-2 to 18-2	S-O	01-11-21
Leg. Comm. Secretary				
Leg. Secretary	Erica E. Nasstrom	16-1	S-O	01-11-21

<u>Position</u>	<u>Name</u>	<u>Grade- Step</u>	<u>Class of Appoint- ment</u>	<u>Effective Date</u>
Leg. Secretary	Alyssa A. Noe	16-1	S-O	01-11-21
Leg. Secretary	Valerie J.G. Nolte	15-1 to 16-1	S-O	01-11-21
Leg. Secretary	Nathan S. Oakes	16-1	S-O	01-11-21
Leg. Comm. Secretary	Peyton R. Parker	17-2 to 16-2	S-O	01-11-21
Leg. Secretary	Sarah Prineas	15-1	S-O	01-11-21
Leg. Secretary	Abbey Ross	16-1	S-O	01-11-21
Leg. Secretary	Grace M. Running Hey	16-1	S-O	01-11-21
Leg. Secretary	Samantha A. Savala	17-1	S-O	01-11-21
Leg. Comm. Secretary	Jacob Schrader	17-1	S-O	01-11-21
Leg. Secretary	Anna G. Senneff	17-1 to 17-1	S-O	01-11-21
Leg. Comm. Secretary	Mikayla A. Simpson	17-1	S-O	01-11-21
Leg. Secretary	Maria B. Sorensen	16-2 to 18-2	S-O	01-11-21
Leg. Comm. Secretary	Ella J. Stafford	16-1	S-O	01-11-21
Leg. Secretary	Ian Steenhoek	15-1	S-O	01-11-21
Leg. Secretary	John J. Steger	16-1	S-O	01-11-21
Leg. Secretary	Sonya M. Swan	16-1	S-O	01-11-21
Leg. Secretary	DeVon J. Walker	16-1	S-O	01-11-21
Leg. Comm. Secretary	Henry R. Widen	17-1 to 18-7	S-O	01-11-21
Leg. Secretary	Kaylie N. Wilson	17-1	S-O	01-11-21
Leg. Secretary	Truley G. Wingert	15-1	S-O	01-11-21
Leg. Comm. Secretary	Grant J. Zajacek	17-1 to 16-2	S-O	01-11-21
Leg. Secretary				

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Page	Tanner D. Kenin	9-1	S-O
Page	Paiven Z. Knoot	9-1	S-O
Page	Olivia B. Larson	9-1	S-O
Page	Michael A. Mitchell	9-1	S-O
Page	Melissa D. Pardock	9-1	S-O
Page	Lauren J. Schilling	9-1	S-O
Page	Grace S.H. Sundstrom	9-1	S-O
Page	Abbey E. Welden	9-1	S-O

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

Legis. Res. Analyst I	Logan J. Murray	08-07-20
Legis. Res. Analyst III	Joseph M. Gilde	11-18-20
Admin. Assist. III to Speaker	Colin M. Tadlock	12-31-20

January 11, 2021

To: Administration and Rules Committee

From: Meghan Nelson, Chief Clerk

Pursuant to Senate Concurrent Resolution 1, duly adopted during the 87th General Assembly, the following is a list of changes for officers and employees of the Joint Senate/House:

<u>Position</u>	<u>Name</u>	<u>Grade- Step</u>	<u>Class of Appoint- ment</u>	<u>Effective Date</u>
Legis. Sec. Officer I	Michael H. Winter	20-2 to 20-3	P-FT	05-29-20
Leg. Sec. Officer I	Jeffrey L. Quigle	20-1 to 20-2	P-FT	06-12-20
Leg. Sec. Officer I	Marland H. Winter	20-1 to 20-2	P-FT	06-12-20
Leg. Sec. Officer I	James A. Eyberg	20-3 to 20-4	P-FT	06-26-20
Leg. Sec. Officer I	Curtis L. Henderson	20-5 to 20-6	P-FT	06-26-20
Leg. Sec. Officer I	Timothy P. Knapp	20-7 to 20-8	P-FT	06-26-20

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

Legis. Sec. Coordinator II	Shawna S. Ferguson	11-12-20
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On motion by Windschitl of Harrison, the House was recessed at 8:42 a.m., until 5:30 p.m.

AFTERNOON SESSION

The House reconvened at 5:37 p.m., Speaker Grassley in the chair.

REPORT OF THE COMMITTEE TO NOTIFY THE SENATE

Bradley of Jones, 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.

INTRODUCTION OF BILLS

House Joint Resolution 1, by Hunter, a joint resolution proposing an amendment to the Constitution of the State of Iowa eliminating involuntary servitude as a punishment for crime.

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

House File 7, by Salmon, a bill for an act creating a work group relating to child fatality protocol and alleged child abuse.

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

House File 8, by Jones, a bill for an act relating to limitations regarding health data collection.

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

House File 9, 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 10, by Salmon, a bill for an act relating to the court's discretion to require conservators to post bond.

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

House File 11, by Hite, a bill for an act relating to support of a child including support relative to the child's completion of high school graduation or equivalency requirements.

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

House File 12, 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 13, by Jacoby, a bill for an act establishing a child care future zones program and fund within the economic development authority to award financial assistance to eligible persons involved in child care.

Read first time and referred to committee on **Economic Growth**.

House File 14, by Brink, 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 **Education**.

House File 15, by Jacoby, a bill for an act providing for access to feminine hygiene products in public school restrooms.

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

House File 16, 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 17, 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 18, by Hite, a bill for an act relating to abuse of a human corpse and providing penalties.

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

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 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 21, by Hite, a bill for an act relating to revitalization areas by authorizing cities and counties to provide property tax exemptions for certain property located in areas previously subjected to lending discrimination and including applicability provisions.

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

House File 22, by Jacoby, a bill for an act relating to the hunting of black bears, and making penalties applicable.

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

House File 23, by Holt, a bill for an act relating to requirements for using a dog to track a wounded deer.

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

House File 24, by Hunter, 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 25, by Hunter, a bill for an act concerning review of disapproval of applications for liquor control licenses and permits by local authorities.

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

House File 26, by Hunter, a bill for an act relating to the administration of elections, including voter identity verification,

straight party voting, and absentee voting, and including applicability provisions.

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

House File 27, 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 28, by Salmon, a bill for an act relating to the intentional avoidance of traffic-control devices, providing penalties, and making penalties applicable.

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

House File 29, by Jones and Bergan, a bill for an act establishing a scenic byways enhancement fund, including by providing for voluntary contributions to the fund, and including effective date provisions.

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

House File 30, by Jones, a bill for an act relating to golf cart operator exemptions from the state driver's licensing requirements, and making penalties applicable.

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

House File 31, by Thorup, a bill for an act relating to overtime leave or pay earned by department of transportation highway maintenance employees.

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

House File 32, by Thorup, a bill for an act relating to reduced use of road salt on highways and streets.

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

House File 33, by A. Meyer, a bill for an act requiring the installation and maintenance of adult changing stations at highway rest areas.

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

House File 34, by Lohse, a bill for an act creating the new resident and new graduate tax credits, available against the individual income tax, and including retroactive applicability provisions.

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

House File 35, 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 36, 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 37, by Hunter, 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 38, by Wolfe, a bill for an act relating to the sealing of juvenile delinquency records.

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

House File 39, 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 40, 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 41, by Hunter, 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 42, 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 **Public Safety**.

House File 43, by Hunter, a bill for an act requiring certain peace officers, including tribal law enforcement officers, to wear and use a body camera and providing remedies.

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

House File 44, by Hunter, 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 **State Government**.

House File 45, by Lohse, a bill for an act excluding from the computation of net income for state individual income tax purposes a portion of the net capital gain from sales or exchanges of assets, and including effective date and retroactive applicability provisions.

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

House File 46, 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 **Ways and Means**.

House File 47, by Lohse, a bill for an act relating to the filing requirements for the business property tax credit and including effective date provisions.

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

House File 48, by Wheeler, 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**.

The House stood at ease at 5:47 p.m., until the fall of the gavel.

The House resumed session at 5:52 p.m., Speaker Grassley in the chair.

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 Senate 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 5:53 p.m. Senate President Chapman presiding.

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

The motion prevailed.

Senate President Chapman 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 notify and escort Governor Kim Reynolds into the House chamber and receive her.

The motion prevailed and the Senate President appointed as such committee Senators Cournoyer of Scott, Koelker of Dubuque and Ragan of Cerro Gordo, on the part of the Senate, and Representatives Hein of Lee, Hite of Mahaska and Gjerde of Linn, on the part of the House.

The Executive Council was 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 and his family were escorted into the House chamber.

First Gentleman Kevin Reynolds and the family of the Governor were escorted into the House chamber.

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

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

GOVERNOR'S CONDITION OF THE STATE MESSAGE

Mr. President, Mr. Speaker, Lieutenant Governor, legislative leaders and members, justices and judges, my fellow Iowans:

Our state constitution says that, every year, the governor must communicate to the general assembly the condition of the state. That usually happens in the morning on the second day of the legislative session, but tonight I'm breaking with that tradition so that I may speak directly to Iowans.

It's been a year—and I'll let you fill in whatever adjective you want. Covid-19. Civil Unrest. A drought. A derecho. We've been beaten and battered in about every way imaginable and some unimaginable. But together, we've met every challenge with bravery and outright grit.

We're told that "tribulation produces perseverance and perseverance, character." From what I've seen, there's no shortage of character in the people of Iowa. And despite what

we've been through—or maybe because of it—the condition of our state has never been stronger.

We live in a place where 82-year-old Blanche Chizek from Britt sewed over 1,000 masks and baked dozens of pastries for healthcare workers. Where 17-year-old Tanner Kenin recruited his friends to start a grocery delivery company for the elderly. Where an anonymous donor gave out more than \$80,000 in gift cards from local businesses to every resident of Earlham. And where countless other Iowans donated food, time, and resources.

Thousands of Iowans—truck drivers, manufacturers, grocery store clerks, meat-processing workers, and so many others—showed up to work everyday to make sure that the people of this state, and the world, were fed. Police officers, social workers, and government employees worked around the clock to deliver PPE and make sure Iowans continued to receive the services they depend on. Small businesses adjusted their hours and often how they operate to protect their employees and customers.

And nowhere was the dedication and commitment to others more evident than in our healthcare system.

Nurses, doctors, technicians, janitors, pharmacists, EMTs, social workers, and the thousands of direct care workers in our senior living communities: In 2020, you worked some of the longest hours, in the most uncertain conditions. Your actions saved lives. Your spirit inspired us.

And you didn't just provide medical care. Your patients often couldn't be with their loved ones, so you also provided them comfort and company. You sat with them when no one else could. You held their hand, facilitated calls to family, and in some cases stood by them while they took their last breath. While many of us were shielded from the worst of the pandemic, you were on the front lines everyday.

We cannot sufficiently express our gratitude, but we will try. Please join me in thanking these heroic Iowans.

Iowans are well-accustomed to the extremes of Mother Nature's temper, but the derecho in August was unlike anything we've seen. Hurricane-force winds recorded as high as 140 miles an hour raged across our state. Over one-third of our counties impacted; 584,000 households left without power; thousands of homes damaged. Millions of acres of crops were flattened, and as grain bins crumpled, we lost over 100 million bushels of grain storage. It was a disaster of unprecedented scope.

In Marshalltown, the derecho left behind three times as much debris as the F3 tornado that ripped through the city's downtown in 2018. And the scars will be evident for generations to come in places like Cedar Rapids and Marion, where they lost more than half of their tree canopy.

We praise the dedication of the more than 200 National Guard members who deployed to help remove debris; the local police, fire, public works departments, and emergency managers, who stepped up and served their neighbors tirelessly; and the dedicated staff of state agencies like DHS, DNR and DOT, who pressed ahead where their state needed them.

We thank the thousands of line workers who came from across the country to supplement the crews from Alliant, MidAmerican, and our other utilities to restore electricity with astonishing speed, often to the applause of Iowans.

I spoke with some of the line workers from out of state, and heard not only that our disaster was as bad as the aftermath of hurricanes whose names have been retired, but also that Iowans showed more hope, more patience, and more gratitude than people from anywhere else.

Good corporate citizenship was put on display not only by our power companies, but by essential suppliers like Hy-Vee and Fareway that donated food, water, and supplies. It was shown by small-business owners like Willie Ray Fairley, whose Willie Ray's Q Shack gave away hundreds of meals a day to people whose own refrigerators and stoves weren't working. Willie Ray didn't just fill hungry stomachs, he fed a sense of community. And that's what makes a disaster bearable.

What happened this year went beyond Iowa nice. You showed a humanity that rivals what most of us have seen in our lifetime.

Our job now is to hold on to that humanity. 2020 left its mark on everyone, but not evenly. There are people across this state who are still hurting. Many lost their job or their business or even their home.

And many lost loved ones to this horrible pandemic. For them, and for anyone who lost someone this year, whatever the cause, saying goodbye was even harder than it usually is. You may not have been able to be with them while they were sick, to hold their hand one last time, or to fully celebrate their life at a funeral with all of those they loved.

Whether you're in the chamber or watching at home, please take a moment, bow your head, and remember all of those we lost this year and the loved ones they leave behind.

Thank you.

When I stood here last year, our fiscal health was strong. We had one of the lowest unemployment rates in the country, incomes were going up, and our economy was roaring. Then 2020 happened.

We took a hit like everyone else, but we didn't falter long. Because of conservative budgeting practices, Iowa's diverse economy, the decision to keep over 80% of our businesses open, and the tenacity of our people, Iowa isn't facing a massive budget shortfall like many states.

As I stand here tonight, our unemployment rate has returned to 3.6%, one of the lowest in the country, and our GDP grew over 36% in the third quarter of 2020, outpacing the nation. Iowa's coming back, and we're coming back strong.

Iowa's success has always been about turning obstacles into opportunities and overcoming adversity together. The post-Covid world won't be the same as the pre-Covid world. And it shouldn't.

We've learned a lot. Entire sectors of our economy were forced to innovate overnight and adapt to survive. We can approach Iowa's economic recovery in a number of ways. We

can return to where we were, which is a realistic but still ambitious goal. Or we can take what we've learned and the innovation that's been applied over the past ten months and capitalize on the opportunity to reimagine, modernize, and possibly restructure everything from healthcare and education, to our workforce and quality of life.

It's about ensuring our future prosperity is widespread and reaches all people and all parts of Iowa, including those that too often feel left out when times are good.

That's why I formed the Economic Recovery Advisory Board this summer. Chaired by Ruan Transportation CEO Ben McLean, the 15-member board and 350 working group members volunteered their time and talents to meet my charge to be bold, innovative and direct about the challenges facing our economy. I want to thank them for their diligent work to make sure that we support every part of Iowa and every Iowan.

The report will be released soon, but there are a few big issues that we can begin to address tonight.

The need for universal broadband is one of them. As we've seen during the pandemic, high-speed internet is as vital to our communities as running water and electricity; if they don't have it, they can't grow.

Every year I've been governor, I've focused on expanding broadband to every Iowa community, and we're making progress. But not enough.

About a third of our counties are still broadband deserts, where high-speed internet is rarely offered. And for many Iowans, it's just not affordable. Iowa also has the second lowest broadband speeds in the country.

I'm done taking small steps and hoping for big change. This is the time for bold action and leadership. Let's plant a stake in the ground and declare that every part of Iowa will have affordable, high-speed broadband by 2025.

We'll get there by committing \$450 million over that time period, which will leverage millions more in private investment, giving Iowa the biggest buildout of high-speed internet in the country.

Iowa has more households with all parents working than any other state, yet we've lost one-third of our childcare spots over the last five years. When schools abruptly closed last spring, a system already under stress was pushed even harder.

Some families were able to adapt by working from home. Others leaned on grandparents, aunts and uncles, and family friends for support. In Pottawattamie County, a group of daycare providers and other partners teamed up to provide free daycare for essential workers.

But many parents weren't so lucky and struggled to find ways to care for their children and still show up for work—often in roles that are essential to all of us. Even when the coronavirus is a distant memory, Iowa will still need an abundance of high-quality child care so that families can prosper and children can grow.

Many of our communities and businesses are working together to address this issue. In Stuart, seventeen local businesses joined together to purchase an empty building, with plans to renovate and lease it to a childcare provider.

It's in our state's interests to encourage these types of public-private partnerships, which is why we created the Child Care Challenge Fund last year. It's an innovative program that encourages employers, community leaders, and others to collaborate in developing child care facilities.

This year, we need to fund that program, so I'm allocating \$3 million to jump-start these public-private partnerships. I'm also using \$25 million of child care development block grants to further promote child care startups. Every community has different needs and different resources. Just as the leaders in Stuart found a solution that fits their hometown, we want to facilitate local solutions in other places, too.

Let's remove the obstacles to high-quality, affordable child care so that Iowa families can nurture their kids while parents maintain the maximum freedom to enter and remain in the workforce.

As our economy comes back, we're facing a familiar problem: more job openings than there are people who have skills to fill them. That's why we need to continue the work we started with Future Ready Iowa, a program that is designed to increase the number of Iowans with education or training beyond high school.

Education *or* training. That's worth repeating. We have exceptional universities, colleges, and community colleges in this state. But not all skills are learned in a classroom. On-the-job training and reskilling are some of the most valuable ways to advance our workforce and increase Iowan's wages. We need to continue to find ways to recognize this type of experience.

We took a big step in June by passing a significant licensing reform package. It didn't get a lot of attention at the time, but at the beginning of this session we should stop to recognize how important it was: Iowa now has the most flexible licensing reciprocity and recognition laws in the nation, which sends a signal to the country that Iowa is open for business.

And we're not done. This year, we'll begin the task of reviewing each of our licensing boards and commissions to make sure they are serving their purpose.

We must also continue the great strides we've made by integrating work-based learning into the K-12 curriculum. We know that many kids think of education differently when it involves real-life experience. They see why education matters and it can be key in helping them choose and prepare for a career that fits them.

Many schools across the state are offering these work-based learning experiences. Let's make sure that every high-school student gets that same chance. I'm calling on the legislature to make that an expectation of all our schools.

When Iowa families come together after work and school, they need a place to call home. Unfortunately, we have a growing mismatch between where job opportunities are thriving and where people can find affordable places to live.

Some communities have rallied to buck this trend. Forest City hadn't seen a new affordable apartment complex in more than 25 years, so community leaders raised \$4 million in financing by leveraging local and state resources. And a new apartment complex was built in 2017.

In Davenport, leaders used the same public-private partnership to convert an old, vacant school building into 41 affordable apartments, which were rented within two months. This project brought new housing to the historic riverfront and served as a catalyst for redevelopment.

Forest City and Davenport exemplify the spirit of Iowa communities. But the reality is, there aren't enough resources to go around. Last year alone, Iowa communities requested more than three times what was available.

We must expand initiatives like these that address pent-up demand for affordable housing, helping our communities thrive and our families move where opportunities await them.

There's a lot to do this year, but if we tackle issues like broadband, childcare, workforce training, and affordable housing, we'll set Iowa on a solid path for economic prosperity for years to come.

And remember, that unlike many states we're starting from a good financial position. We aren't looking at tough budget cuts and we're certainly not looking at raising taxes. If anything, we need to continue the conversation about cutting taxes, and we can start by getting rid of the unnecessary triggers that were put in place in 2018. Let's make Iowa more competitive and guarantee our taxpayers that they can keep more of their hard earned money.

A high-quality education system is the foundation of our state. Historically, we've had some of the best schools in the nation. And I believe we still do. What many of our teachers and administrators did this last year was nothing short of amazing.

In Clear Creek Amana, Barb Hunt's special-education students were struggling with virtual learning, so she worked with transportation director Denny Schreckengast to convert a camper into a classroom. Since the kids couldn't come to the classroom, they brought the classroom to them.

In Hinton, when the school went to a hybrid model for a few weeks, teachers spent hours holding individual Zoom calls with students, sometimes going into the evening, to make sure they weren't falling behind.

At West Sioux, teachers personally went to the homes of Spanish-speaking families who needed help setting up internet service.

In Clarinda, the district was short on bus drivers so Josh Porter, a school administrator with a CDL, jumped behind the wheel to make sure his kids could be in the classroom.

And in Cedar Rapids, Noreen Bush, Superintendent of the second largest school district in the state, and her team, made heroic efforts to get her kids back into the classroom just weeks after many of their schools were ripped apart by the derecho, and she did it while receiving chemotherapy.

There are stories like this from all across the state. Teachers and administrators put their students first in uncertain and difficult times, especially as they implemented plans to safely and responsibly reopen schools.

But that hasn't been the case everywhere. Over the last few months, I've heard the frustration from many parents, students and teachers who didn't have the opportunity to go back to school. Let me give you just a sample of those frustrations.

I talked to a passionate teacher whose student hasn't logged in for class in nine weeks, and there is nothing she can do about it.

I visited with the parent of a child with special needs who is devastated by seeing her daughter's education and social progress fade because a computer screen isn't a substitute.

I spoke to a middle-school student who has to watch her younger siblings during the day and complete her own school work at night.

And I heard from numerous parents whose kids' school day consisted of just 60 to 90 minutes of online instruction per day, at most.

Nicole, a mother of three elementary students who, since March, have spent less than a week in the classroom, told me she's struggling to facilitate her children's online learning while keeping up with her job. She said she feels like she's failing as a parent, a spouse, and an employee.

These stories are heartbreaking. And let me assure you Nicole, it's not you who's failing. The vast majority of our schools found a way to safely and responsibly reopen, all day, Monday through Friday. It's past time that every district makes that happen. As one parent told me: "Options are good. But if some parents get the option to go 100% online, why don't my kids get the option to be 100% in the classroom?"

I agree, so tonight I am asking the legislature to immediately send a bill to my desk that gives parents the choice to send their child back to school full time. We can't wait any longer. Our kids can't wait any longer.

If there's one thing the pandemic has taught us about education, it's that our parents need choice. And it's not just in-person versus virtual. Sometimes it's about which school to attend altogether.

When some schools remained closed or went part-time this fall, a lot of parents sent their kids to private school or open enrolled. But not everyone had that option. Many parents can't afford private school. And because some of our larger districts prohibit open enrollment, they won't let you transfer to another public school.

One parent I talked to said that a school administrator actually recommended that she buy a house in the neighboring district if she wanted her son to go to school in-person.

We need to fix that. School choice shouldn't be limited to those who have the financial means or are lucky to live in a district that's confident enough to allow open enrollment. So let's make choice an option for everyone.

We can do that by making open enrollment available in all districts and by allowing our communities more flexibility to create public charter schools where there is a need for an alternative. And we should create education savings accounts for students who are trapped in a failing school; let's give them another choice by making sure money isn't their barrier.

Make no mistake, it's imperative that we have a strong public school system—which is why we have and will continue to prioritize school funding while many other states are cutting their education budgets. But school choice isn't a zero sum game. It has the potential to raise the quality for all schools. And for those schools that do fall behind, it ensures our children don't fall with them. Let's work together to make sure every child receives a quality education, regardless of income, and no matter their zip code.

In 2020, we saw an overwhelming call for racial justice in Iowa and across the nation.

We heard that call and, with a bipartisan effort, passed the More Perfect Union Act to improve police work in Iowa. I'm proud of that legislation, and we're continuing to make criminal justice reform a priority.

I'm also very proud of our law enforcement. They put their lives on the line every day—something we should never forget. And if we needed a reminder, last year's civil unrest and last week's attack on the Capitol provided it. Violence and anarchy is not acceptable. Period.

Our prayers are with the families of the Capitol Police Officers, who sacrificed their lives to defend the beacon of our democracy and the people in it. And our prayers are with every other officer who defends us against those who are intent on violence.

This summer, when protests gave way to rioting and looting in the Quad Cities, three Davenport police officers were ambushed. Thirty-two rounds of gunfire were pumped into the truck that Sgt. Lansing, Lt. Behning, and Detective Sievert were in.

The truck windows were shattered, Sgt. Lansing was shot in the leg, and multiple bullets struck his headrest. The truck took so much fire that it could barely accelerate, but Sgt. Lansing navigated it to safety.

In her Quad-City Times column, Barb Ickes eloquently wrote that this nightmare scene is “precisely what police train for,” but that “the resulting courage cannot be taught.” “Their escape is astonishing,” she said. “Most of us can't even imagine it.”

I couldn't agree more; please join me in thanking these brave officers, who are with us tonight.

We should never take this bravery for granted, but in cities like Minneapolis, Portland, and New York, they have. They've embraced the attacks on law enforcement, and now their violent crime rates are rising for the first time in a generation.

That's not going to happen in Iowa; not on my watch. We should never be afraid to talk about ways to improve policing, but there will be no talk of defunding the police here. Our men and women in blue will always have my respect, and I will always have their back.

To that end, I'll be introducing a bill that protects law enforcement and continues our march toward racial justice.

The bill will make clear that if you riot or attack our men and women in uniform, you will be punished. We won't stand for it.

The bill will also ban racial profiling and other forms of disparate treatment. Because no actions should ever be taken based upon the color of someone's skin. As Martin Luther King Jr. recognized, "injustice anywhere is a threat to justice everywhere."

Let's come together again, like we did last year, to support our law enforcement and racial justice. Let's make Iowa a safer place for everyone.

When Iowans come together, we do big things. We've grown our economy, protected life and our second amendment, lowered the tax burden on Iowans, supported our farmers and producers by increasing demand for biofuels, protected our environment by promoting renewable energy, and so much more.

Like this past year, when we watched healthcare in Iowa transform from a collection of competing hospitals and clinics to a single statewide healthcare system committed to collaborating for the sake of all Iowans.

As we move forward, let's build on this collaborative and innovative spirit. In my budget, I'm proposing \$1 million to encourage hospitals and clinics to start what's called a Center of Excellence. It's a program that aligns rural physicians with specialists, creating regional hubs that provide highly-skilled care closer to where patients and their primary-care providers live.

Whether you're dealing with the trauma of an accident or the joy of childbirth, it's not just the quality of the team that matters—it's the proximity. I want a better system of care for all Iowans, regardless of where they live.

I also want to be sure that when Iowans call 911 for an emergency, there's a quick response. I know members in this chamber are already working on a bill to improve rural EMS services; I look forward to working with you this session.

We must also continue our focus on mental health. While the virus threatened our physical wellbeing, the realities of last year placed unimaginable stress on so many Iowans. Seniors were isolated from friends and loved ones; kids were kept out of the classroom and away from the stability it provides; and thousands of Iowans had their livelihoods turned upside down.

In the last three years, we have reformed our mental health system and we're continuing to make it better. I'm proposing to increase mental health funding by \$15 million this year, and another \$15 million next year, to fully fund those reform efforts. And I know that our mental health regions are working on innovative solutions to address the unique needs of children who have been affected by the pandemic.

And because of the legislation we passed last year, which allows schools to host behavioral health sessions by using telehealth services, kids no longer have to leave school for hours to receive quality treatment.

That's a lesson many of us learned over the last ten months: telehealth is a powerful tool that we should continue to encourage and expand. And it's not just for mental health. Thousands of Iowans experienced it first-hand this year, receiving treatment and check-ups from their own home.

In 2020, we asked so much of our healthcare providers. And they've met those expectations at every step of the way. Many of our hospitals were at the forefront of developing treatments for Covid-19, and the University of Iowa has been key in the development of vaccines.

The availability of vaccines marks the most significant turning point since the pandemic began. And I'm proud to say that Iowa is one of the states leading the nation in administering the vaccine.

To date, nearly 100,000 Iowans, including our healthcare workers, have received their first dose, and several thousand have now received their second. By the end of the week, everyone at the Iowa Veterans Home, our largest nursing facility in the state, will be vaccinated. And by January 25, all 90,000 nursing-home residents and staff will have received the vaccine, ensuring that Iowans most at risk are among the first to have this protection.

I know we are all eager to be vaccinated and turn the corner, and wider distribution to more Iowans is imminent.

But as we begin to put 2020 behind us, I have two requests for my fellow Iowans.

First, let's not forget those neighbors who are still hurting. Reach out. Keep volunteering; continue to stock food banks. Continue to show the country that it doesn't take a pandemic or a derecho to lend a helping hand.

Second, let's not return to normal. Let's be better. Let's think bigger. Be bolder.

If anything, this year has shown us what we can accomplish, and how fast we can do it. Hold onto that spirit. To that ingenuity and collaboration. To the feeling that we're working for the greater good, and not ourselves.

If we can do that—if we can work with and for each other—then we will do great things.

I believe in this State, because I believe in you. I've seen what you've done; I've watched, sometimes with tears of pride in my eyes. And that's how I know that the condition of our State is strong. Because *you* are strong—stronger than you ever imagined.

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 Windschitl of Harrison, the Joint Convention was dissolved at 6:48 p.m.

Speaker Grassley in the chair at 6:48 p.m.

COMMITTEE REVISION

The Speaker announced the following change to committee assignments effective immediately:

Local Government

Gustafson replaced McClintock

STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 1 Ways and Means

Relating to tax credits awarded by the economic development authority for specific capital contributions made to certified rural business growth funds for investment in qualified businesses.

H.S.B. 2 Human Resources

Relating to child care reimbursement rates under the state child care assistance program.

H.S.B. 3 Human Resources

Establishing a graduated eligibility phase-out program for state child care assistance.

H.S.B. 4 Agriculture

Regarding driving privileges of persons issued a special minor's driver's license who reside or are employed on a farm, and making penalties applicable.

H.S.B. 5 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. 6 Public Safety

Relating to probation, providing penalties, and including effective date provisions.

H.S.B. 7 Human Resources

Relating to the number of children receiving child care at any one time in a child care home.

H.S.B. 8 Human Resources

Relating to the use of generally accepted accounting principles relative to determining allowable costs when reviewing Medicaid provider cost reports.

H.S.B. 9 Public Safety

Proposing an amendment to the Constitution of the State of Iowa relating to the right of the people to keep and bear arms.

H.S.B. 10 Judiciary

Concerning the implantation or insertion of microchips or other devices in employees by employers.

H.S.B. 11 Judiciary

Relating to the defense of justification for certain violent crimes.

H.S.B. 12 Judiciary

Relating to judicial motions and causes of action arising from a person's participation in matters of public significance.

H.S.B. 13 Judiciary

Proposing an amendment to the Constitution of the State of Iowa relating to the qualifications of electors.

H.S.B. 14 Judiciary

Relating to the creation, administration, and termination of minor guardianships.

H.S.B. 15 Judiciary

Relating to the definition of sex act or sexual activity for purposes of the Iowa criminal code.

H.S.B. 16 Judiciary

Relating to sexual abuse in the second degree.

H.S.B. 17 Judiciary

Relating to the sex offender registry including duration of registration requirements and sexually motivated extortion.

H.S.B. 18 Judiciary

Relating to a special sentence for sexual abuse committed during a burglary.

H.S.B. 19 Judiciary

Relating to the appointment of a guardian ad litem for certain child prosecution witnesses.

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 trusts, including requirements for certifications of trust and the general order of abatement.

H.S.B. 22 Judiciary

Creating the criminal offense of defrauding a drug or alcohol test and providing penalties.

H.S.B. 23 Judiciary

Relating to replacement of the term visitation with the term parenting time relative to time awarded to a parent.

H.S.B. 24 Judiciary

Relating to crime victims, including the collection of evidence in sexual abuse cases and the establishment of an automated tracking system involving sexual abuse evidence collection kits.

H.S.B. 25 Information Technology

Relating to personal delivery devices, providing penalties, and making penalties applicable.

SUBCOMMITTEE ASSIGNMENT**House File 6**

Human Resources: Dolecheck, Chair; Andrews and Ehlert.

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

Ways and Means: Lohse, Chair; Gjerde and Nordman.

House Study Bill 2

Human Resources: Fry, Chair; Boden and Ehlert.

House Study Bill 3

Human Resources: A. Meyer, Chair; Bradley and Ehlert.

House Study Bill 4

Agriculture: Thorup, Chair; Breckenridge and Latham.

House Study Bill 5

Public Safety: Thorup, Chair; Gobble and Kressig.

House Study Bill 6

Public Safety: Fisher, Chair; Andrews and Breckenridge.

House Study Bill 7

Human Resources: Fry, Chair; Bacon and Ehlert.

House Study Bill 8

Human Resources: Bergan, Chair; Brown-Powers and Bush.

House Study Bill 9

Public Safety: Holt, Chair; Klein and Wessel-Kroeschell.

House Study Bill 10

Judiciary: Lohse, Chair; Bohannon and Mitchell.

House Study Bill 11

Judiciary: Kaufmann, Chair; Klein and Wolfe.

House Study Bill 12

Judiciary: Hite, Chair; Bohannon and Westrich.

House Study Bill 13

Judiciary: Kaufmann, Chair; Bohannon and Wheeler.

House Study Bill 14

Judiciary: Hite, Chair; Mitchell and Wolfe.

House Study Bill 15

Judiciary: Mitchell, Chair; Klein and B. Meyer.

House Study Bill 16

Judiciary: Mitchell, Chair; Klein and B. Meyer.

House Study Bill 17

Judiciary: Westrich, Chair; Klein and Wolfe.

House Study Bill 18

Judiciary: Salmon, Chair; Klein and B. Meyer.

House Study Bill 19

Judiciary: Jones, Chair; Gustafson and Wessel-Kroeschell.

House Study Bill 20

Judiciary: Gustafson, Chair; Lohse and Wessel-Kroeschell.

House Study Bill 21

Judiciary: Jacobsen, Chair; Lohse and Wessel-Kroeschell.

House Study Bill 22

Judiciary: Wheeler, Chair; Lohse and Oldson.

House Study Bill 23

Judiciary: Osmundson, Chair; Bohannon and Hite.

House Study Bill 24

Judiciary: Lohse, Chair; Westrich and Wilburn.

House Study Bill 25

Information Technology: Bacon, Chair; Gobble and Williams.

On motion by Windschitl of Harrison, the House adjourned at 6:51 p.m., until 8:30 a.m., Wednesday, January 13, 2021.

JOURNAL OF THE HOUSE

Third Calendar Day - Third Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, January 13, 2021

The House met pursuant to adjournment at 8:31 a.m., Wills of Dickinson in the chair.

Prayer was offered by Bacon of Story.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Jagaar Halverson, Majority Leader's Page from Spencer.

The Journal of Tuesday, January 12, 2021, was approved.

INTRODUCTION OF BILL

House File 49, by Holt, a bill for an act prohibiting tenure systems at the institutions of higher learning governed by the state board of regents, and including applicability provisions.

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

COMMITTEE TO NOTIFY THE SENATE

Jones of Clay moved that a committee of two 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: Jones of Clay, Chair and Westrich of Wapello.

SPECIAL PRESENTATION

Kaufmann of Cedar recognized Representative Ruth Ann Gaines as winner of the 2020 Hoover Uncommon Public Service Award.

The House rose and expressed its congratulations.

The House stood at ease at 8:45 a.m., until the fall of the gavel.

The House resumed session at 9:49 a.m., Speaker Grassley in the chair.

REPORT OF THE COMMITTEE TO NOTIFY THE SENATE

Jones of Clay, 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 Senate 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 2, duly adopted, the Joint Convention was called to order at 9:51 a.m., Senate President Chapman presiding.

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

The motion prevailed.

Senate President Chapman 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 Senate President appointed as such committee Senators Driscoll of Iowa, Shipley of Adams and Mathis of Linn, on the part of the Senate, and Representatives Dolecheck of Ringgold, Ingels of Fayette and Smith 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 Susan Christensen that the Joint Convention was ready to receive her.

The motion prevailed and the Senate President appointed as such committee Senators Zaun of Polk, Garrett of Warren and Celsi of Polk on the part of the Senate, and Representatives Boden of Warren, Andrews of Polk and Bohannon of Johnson, on the part of the House.

The House stood at ease at 9:53 a.m., until the fall of the gavel.

The House resumed session at 9:58 a.m., Senate President Chapman presiding.

The Executive Council was 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 family was 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 Susan Christensen and escorted her to the Speaker's station.

Senate President Chapman then presented Chief Justice Susan Christensen who delivered the following condition of the judicial branch message:

CONDITION OF THE JUDICIAL BRANCH MESSAGE

Mr. President, Mr. Speaker, Members of the General Assembly, Governor Reynolds, Lt. Governor Gregg, state officials, colleagues, family, friends and all Iowans who are watching remotely or here in person.

Thank you for the opportunity to address this joint convention of the 89th General Assembly on the condition of the judiciary.

I think we all know this is my first time to give Iowa's condition of the judiciary. Let me start by introducing myself to you. My name is Suzy Christensen. I continue to live in Harlan where I was born and raised. My high school sweetheart and husband, Jay, is with me today. Together we have five children and six grandchildren. Two of our kids are here as well, Nic, Rees and his wife Kara. My other children are Adam and his wife Erin; Sadie and her husband Derek; and our 18-year-old son, Cass. My grandchildren are Logan, Karsyn, Connor, Emily, Jack and Levi.

After high school, I received my legal secretarial diploma from AIB in Des Moines and then got married. I worked a few years as a legal secretary before starting college. I attended four different colleges in four years before returning to Harlan and commuting to Creighton Law School in Omaha. I'm used to people giving me the stink eye when they hear my educational journey—maybe it's not the path recommended by academic advisors or most parents, but it was the right path for me. Each and every decision to move, and therefore change schools, was made for the benefit of my family. That has to be the right decision.

After graduation from law school and for the next 16 years, I was an assistant county attorney and had a private law practice in Harlan. In 2007, I became a District Associate Judge where the lion's share of my work was in juvenile court. In 2015, I was appointed to the district court bench where I remained until my appointment to the Iowa Supreme Court in 2018 by Governor Reynolds.

Access to Justice during a Pandemic

Throughout those years, whether as an attorney or judge, I have seen so many people walk into our courtrooms full of hope. You can see it in their eyes—hear it in their voices. Hoping they will not be convicted. Hoping they will get custody of their child. Hoping someone will listen to their story.

I always enjoyed providing comfort to those individuals by guiding them through our legal system. Perhaps they could see reassurance in my eyes? “When you get inside the courthouse, take the elevator to the third floor and I'll meet you by the water fountain.” Or, “When it's time to testify, project your voice and speak clearly so the court reporter can understand you.” Or, “I'll be right next to you in the courtroom, every step of the way.”

None of that is true during a pandemic. Elevators are limited to one or two people; water fountains are disabled; court reporters are straining to understand people talking behind masks; and lawyers can't even speak to their clients in hushed, private conversations while in the courtroom.

Let me share with you how I have responded to previous challenges in my life. Our oldest son, Nic, was born with cerebral palsy. I remember a time in his young life when I was kind of feeling sorry for myself and wondering what the future held for him. I came across an ugly picture with a beautiful saying: "We cannot change the wind, but we can adjust our sails." It may seem quite simplistic, but it grabbed my aching heart. And it caused an abrupt and permanent change in my mindset.

For the past 305 days, we have carefully monitored the pandemic and tried our best to balance the need to keep people safe with our steadfast commitment to conduct business as necessary. And I am proud to report today, that the judicial branch did not succumb to COVID-19.

But it's not due to that small group of individuals who met on a snowy Saturday in March. It's because of the hard work, tenacity and sheer guts of each and every judicial branch employee. No one has said, "I won't do it." If time permitted, I would utter the name of each and every one of our 1700 employees and allow time for applause—between each name—as a way of showing my appreciation for what they are doing every day to keep Iowa's judicial branch open in the most trying of times.

Let me briefly touch on some of the many changes our judiciary made to ensure that all Iowans would have continued access to our judicial branch during the pandemic.

Like most everyone else in 2020, much of our judicial branch went virtual. Thank goodness our branch had the foresight nearly 15 years ago to commence planning and implementation of an electronic filing system so that we could go paperless. And thank goodness for you, our legislature, who has consistently helped us maintain necessary funding for our technological infrastructure.

In order to make the branch virtual, staff quickly learned to use a wide range of technology. With the help of our technology department, we were able to conduct many judicial proceedings and conferences remotely.

There may have been the occasional child talking in the background or glitches with internet service, and of course we've all learned the international sign which means "you're muted." But this technology allowed us to safely provide Iowans with the access to justice they needed during a vulnerable time.

When asked how virtual hearings were going, this is one response I received from a judge. I have to read it to you, because a summary would not suffice:

One of the benefits of virtual hearings are the pets: dogs, cats, fish, one potbellied pig, and an "inside" goat appearing during hearings. Dogs are very interested in court and they want to be heard, barking, whining crying, and they want to be seen sitting on a lap or trying to climb on top of a person. Cats not so much. Cats have no interest in Court. In fact, they have a complete disdain for the process. Usually they're hiding, but occasionally they show their contempt by laying on a keyboard or sitting in front of a webcam.

People on the front lines of our judicial branch—juvenile court officers, court administration, clerks of court, judges, court reporters, just to name a few—helped us

brainstorm and imagine what kind of guidelines we must establish to ensure everyone's safety when they entered a courtroom in any of our 100 courthouses.

Upon the recommendation of our newly-formed Jumpstart Jury Trial Task Force, in June, we began making preparations to dip our toes back into the water with a few pilot jury trials. Although jury trials resumed on September 14, we had to shut them down again two months later due to an uptick in Iowa's infection rates. But the lessons learned were immense and will be helpful when we resume jury trials once again on February 1.

I was honored to have a front-row seat (socially distanced of course) to watch a demonstration of how these Iowa jury trials could safely and efficiently unfold during a pandemic. I was blown away by what I saw. In Davenport, jury selection occurred in a large convention center. The next day, the impaneled jury met at the Scott County Courthouse to start the jury trial. In Waterloo, summoned jurors were sorted into groups for check in and told to remain in their cars until the precise time stated on their notice. And in Rockwell City, the Calhoun County Courthouse was used to pick a jury, start the trial and reach a verdict all within the same day.

All of the pilot trials included courtrooms that were COVID ready. Masks were required upon entry of our court-controlled spaces. Seating for the litigants and public was reduced to comply with social distancing. Plexiglas dividers were utilized when social distancing could not be accomplished. With these accommodations, most of the courtrooms could only hold the judge, court reporter, parties, their attorneys and the jury with other courtrooms made available to the public for remote viewing.

Upon the recommendation of our newly-formed Jump Start Family Law Trial Task Force, and in an effort to keep family law cases moving during the pandemic's stifling hold on our docket, the judicial branch approved new methods to resolve disputes by implementing informal family law trials and mediation.

In addition to our district courts, we embraced the input and assistance from other partners with a common goal of working for Iowans. For example, we worked closely with the Iowa State Association of Counties in creating individual but similar checklists to make sure Iowans were faced with consistency when they entered courthouses for county business or ventured up to another floor to engage in business with the judicial branch.

We also worked closely with the Department of Human Services to protect the health and welfare of children in the court system. When a pandemic prevents people from having contact with each other, everyone has to get creative to ensure children's safety and give families the opportunities to interact in meaningful ways.

In an effort to tap the public's input, we invited Iowans to email my senior law clerk with COVID-related questions. Some of those questions were kind of tough, like how to recalculate statute of limitations when deadlines were changed. Others were pretty easy to answer, like where to pay a parking ticket. Some emails gave us a shot in the arm by simply saying, "Hang in there." To maintain transparency and keep the public informed, we established and regularly updated a dedicated webpage about our COVID-related efforts.

I'd like to briefly tell you about a pilot program coming out of the 1st and 4th judicial districts that was actually in the works before COVID. It's called the Distributive Work

Processing Pilot. The timing of this pilot could not have been more perfect considering the pandemic. Instead of looking at the workload and staffing of one county compared to another, this pilot evaluates the workload and available staff of an entire district and redistributes the work to keep things flowing evenly.

Let me give you an example. In Pottawattamie County, there are not enough employees to handle the work in a timely fashion according to a workload formula. With this pilot, and through technology, the workload of counties in the 4th district is evaluated and redistributed so that staff in any one of the other eight counties can chip in and help Pottawattamie. This is radically different than how things have historically been done—Shelby County employees performed only Shelby County work, and the same was true for all of the other counties. For one county to be able to assist another county in need within the same district, whether it's during a pandemic or otherwise, keeps each county relevant—no matter the size. That's a really good thing.

As if the pandemic isn't a big enough challenge for Iowans, on August 10 a derecho ripped across the state. Crops, houses, businesses, courthouses, neighborhoods all suffered unimaginable damage. For days—and for some people, weeks—thousands of Iowans did not have access to electrical power or water. There were even areas of the state where it was impossible for some Iowans to access their courthouse—in person or virtually because many had no internet service.

Our employees in the affected areas worked hard to keep court services available to Iowans who needed them, all while dealing with the terrible storm destruction in their personal lives. I am proud of the resourcefulness of our judges and staff and thankful for the cooperation with local officials that enabled Iowans to access the court services they needed during this difficult time.

Expansion of Implicit Bias Training

During the summer of 2020, in the midst of developing a plan for resuming court operations, another national crisis emerged. As public servants, our task is as simple as it is solemn: provide justice without fear, favor or affection. Long ago, we recognized that justice does not only result from court decisions. Rather, justice is also addressed through procedures, court rules, commissions and task forces. Furthermore, over the past six years, the judicial branch dedicated itself to implementing initiatives that are designed to identify and eliminate discriminatory behaviors which may compound the disparities present in our system of justice as a whole. Chief among these initiatives is providing implicit bias training to all judicial branch employees. This training is designed to expose people to their unconscious biases and provide them with tools to adjust automatic patterns of thinking. The judicial branch remains steadfast in its commitment to becoming better public servants.

Moving into 2021, we are strengthening our efforts and starting a two-year pilot that will engage all employees within the judicial branch with the goal of mitigating implicit bias in the areas of race, gender, and other identified protected classes.

Priority 1: Helping Iowa's Children Remain with their Families

When I first became chief, I was frequently asked, "What are your priorities going to be?" Since that snowy day last March, no one has asked me that question. Everyone knows the answer, and it's become a dirty word. COVID. But when this virus is no longer my

priority—and I believe that is right around the corner—I have an answer for that question.

Child welfare is profoundly important to me. You may not know this, but in my prior life I was the Cookie Judge. It was my way of connecting with children who were experiencing severe neglect, physical abuse, sexual abuse or mental health issues. These cherubs stole my heart. It became absolutely critical for me to help their parents succeed in juvenile court so that they could be safely reunited.

I have two priorities as chief, both of them related to child welfare. FFPSA is a federal funding bill and stands for Family First Prevention Services Act. The supreme court formed a task force in October of 2018 and they refer to this legislation as “Family First.” Prior to Family First, federal funding could be accessed only when a court order had been entered removing a child from his or her home. That’s wrong. Studies show that in many cases, the long-term trauma experienced by children removed from the home and into foster care may, at times, be worse than any trauma associated with staying in the home. With Family First, many Iowa families in crisis will now receive access to services sooner, before a child is removed from the home, rather than after the family is separated.

Two very important pilot projects grew out of the Family First Task Force. The State Public Defender has a pilot project, approved by our legislature that provides funding for parents to have legal representation before a juvenile case is filed. Historically, a parent was entitled to representation only after a child welfare petition was filed which is oftentimes the same time an order is entered to remove a child from his parent’s care. Think of the advice an attorney could provide for a parent to take steps that may very well prevent court involvement or removal?

A second pilot project that came out of the Family First Task Force is called “4 Questions, 7 Judges.” It is the brain child of Judge Bill Owens from Ottumwa and Judge Linnea Nicol from West Union. They asked each other, “How can we avoid removing children from their families?” They came up with 4 magical questions. Five more judges from across the state jumped on board with this pilot. More information on the four questions can be found in our Annual Report released just today.

Over a 4-month period of time, those seven judges received a combined 83 requests for removal of children. Nearly half of those requests were denied which means those children stayed home. Out of the 44 requests for removal which were granted, over half of those children were placed with either biological family or family friends. Only 15 out of 83 requests went to family foster care.

Therefore, my first priority is to ensure that Iowa stands out among all the other states in implementing Family First.

Priority 2: Elevate Family Treatment Courts

My second priority is to elevate the presence of family treatment courts throughout the state of Iowa.

A modern system of justice cannot be limited to a traditional adversarial model like you see on TV. Some matters, such as child abuse and neglect, are best addressed through

efforts targeting the root causes of the family's crisis. In Iowa, we have 12 family treatment courts scattered across the state. Treatment courts give people the help they need to transition out of the justice system and into a healthier, productive life—this benefits not only the participants but our entire state.

Estimates show that since 2007, our family treatment courts have generated \$17.7 million dollars in cost avoidance for the state while allowing the strong majority of the families involved to safely stay together as the parents received treatment. In addition to keeping families intact, these treatment courts have reduced the number of young adults entering our adult prison systems and diverted juveniles away from the criminal justice system. The bottom line is that treatment courts work.

So what does a family treatment court look like? There is a program called STEPS in Audubon and Cass Counties that I had the honor of helping get started several years ago. The STEPS team included professionals in the areas of substance abuse, mental health, domestic violence, the Department of Human Services, the county attorney's office and the child's guardian ad litem or attorney. Every other week, we met in the Cass County courthouse. Attendance was taken, phones were gathered, and each name was randomly called out.

The participants would take turns joining me up front and start off with answering the same two questions: "How many days of sobriety?" and "Tell me one thing you did since the last time we were together to be the best mom or dad you can be."

Importance of Hope

I want to end my speech today on the same note as I began: HOPE.

This is the story of Shawn. I first met Shawn in 2015 because his son, Rylan, entered the child welfare system for the first time.

In 2017, Rylan became a part of the child welfare system for a second time. As the judge in Shawn's case, I would not allow Rylan to be in his father's care because he was testing positive for meth and refused to sign a safety plan. Three months later, Shawn agreed to try the STEPS family treatment program.

My first vivid memory of Shawn in STEPS was when I confronted him about yet another positive meth test. His response? "My body makes meth." I probably said something like, "I may have been born at night, but I wasn't born last night, Shawn." We went back and forth—in front of the other STEPS participants—and I let him know that there was nothing we could do for him if he wasn't going to be honest.

Soon after Shawn started STEPS, he got a job as a machinist in Atlantic. In spite of Shawn mentioning at his interview, "I'm a meth user and trying to get my kid back," he was hired.

During this time, Shawn could not safely provide for his son so he was placed in the family foster home of John and Naomi where he lived for about a year and a half and a

special bond remains today as a result of their willingness to say “yes” to being foster parents.

Shawn’s mom was also an important part of his life through all this. She helped out with Rylan and provided Shawn with a place to live while he was trying to get sober. Shawn’s mom was also his taxi driver for work, court hearings, STEPS meetings or anything else, since Shawn did not have a valid driver’s license due to OWIs and outstanding fines.

Slowly but surely, meeting every other Wednesday, Shawn was consistently testing negative on his drug tests. He was actively involved in his local church and committed to his job.

On one particular STEPS day, when Shawn was asked, “Since we were together last time, what have you done for Rylan to be the best dad you can be?” he stood up from his chair, dug his wallet out of his pocket, and loudly announced to the entire courtroom, “For the first time in 10 years, I HAVE A VALID DRIVER’S LICENSE!” The courtroom erupted with hoots and hollers—not having a driver’s license in STEPS is typically the rule...not the exception. This was a really big deal.

In January 2019, soon after I transitioned from the district court to the supreme court, Shawn graduated from STEPS. I learned through the grapevine that Rylan’s court case was successfully closed out and Rylan remains in his father’s care today.

For the past two years, I’ve often thought about Shawn. Hoping he maintained sobriety. Hoping Rylan was safe in his dad’s care.

So what’s been going on since that time? Shawn and I recently reconnected. It was such an eye-opening experience for me to speak with Shawn candidly about his meth addiction.

Shawn continues to work as a machinist in Atlantic. The company where he worked joined a big international company and he was soon rehired where he remains as of today.

After reconnecting with Shawn, I asked him my two questions. “Shawn—how many days have you been sober since the last time we were together?” His answer “1,031.” And my second question, “Since we were last together, what have you done for Rylan to be the best dad you can be?” His answer, the same “1,031 days of sobriety.” That’s almost three years.

Shawn is here today with his son, Rylan; his parents, Harvey and Judy; and his two friends, Brandon and Dirk.

I could stop Shawn’s story right here, and I think it would be a great story about hope. But there’s more.

Two months ago, Shawn went to work like every other day. Everyone was told to meet up because Bob the Boss was coming to town. Shawn assumed he came to deliver Thanksgiving turkeys. Shawn heard Bob say something about an award that was being

given out called the “Spirit of Caring Award.” Bob started to talk about the recipient who was chosen out of 3,500 global employees. He said the recipient was from Griswold—Shawn’s ears perked up. That’s *his* hometown. As Bob provided more personal details about the mystery recipient, it dawned on Shawn that it was *him*. According to Bob, “This year’s recipient is receiving this award based on the following attributes: constant positive attitude, development of personal relationships with those around him, extremely dependable and flexible.” Shawn was awarded \$2500 to be donated to a charity of his choice, and he was given a crystal “Spirit of Caring Award” which he fondly refers to as his “Grammy.”

Shawn shared with me that in the thick of his addiction, he truly wanted to be clean. He hoped for a better life. Through his participation in the STEPS family treatment court, he’s living that better life.

Thank you, Shawn, for allowing me to share your story of hope and how Iowa’s judicial branch provided a path for your outstanding achievements.

It is stories like Shawn’s that continue to give me hope for the work of our judicial branch. By adapting to the unprecedented circumstances we’ve faced this year, we have proven that hope cannot be canceled or kept six feet away. We will continue to provide Iowans with the access to justice they need to turn their hopes into reality.

In closing, I want to thank my colleagues for their commitment to our work and to the legislature for its support of our work and for giving me this opportunity to speak with you today. On behalf of the people we serve, I look forward to continuing to ensure that all Iowans have access to justice.

Thank you.

Chief Justice Susan Christensen 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 Windschitl of Harrison, the Joint Convention was dissolved at 10:40 a.m.

Speaker Grassley in the chair at 10:43 a.m.

REREFERRED

The Speaker announced that House File 21, previously referred to committee on **Local Government** was rereferred to committee on **Ways and Means**.

STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 26 Judiciary

Relating to the service of notices of garnishment by sheriffs.

H.S.B. 27 Judiciary

Relating to the opening administration, and termination of adult guardianships and adult and minor conservatorships and terminology changes to the probate code.

H.S.B. 28 Judiciary

Restricting public agency disclosure of and access to certain personal information related to tax-exempt organizations, and providing penalties.

H.S.B. 29 Judiciary

Relating to the crime of disorderly conduct and making penalties applicable.

H.S.B. 30 Judiciary

Prohibiting the imposition of certain requirements on nonprofit corporations by state agencies or state officials.

H.S.B. 31 Judiciary

Creating a civil remedy for the disclosure of private, sexually explicit images without consent of the depicted individual.

H.S.B. 32 Commerce

Relating to life insurance company or association cash reinvestments in repurchase agreements collateralized by securities, and including applicability provisions.

H.S.B. 33 Commerce

Prohibiting pyramid promotional schemes and making penalties applicable.

H.S.B. 34 Judiciary

Relating to certain civil and criminal enforcement activities involving the practice of massage therapy and cosmetology, and human trafficking, and providing penalties.

H.S.B. 35 Judiciary

Relating to proper parties in causes of actions following the death of persons entitled or liable to such causes of actions and including applicability provisions.

H.S.B. 36 Judiciary

Relating to prohibited conduct by athlete agents and making penalties applicable.

H.S.B. 37 Judiciary

Relating to the creation, administration, and termination of custodial trusts.

H.S.B. 38 Judiciary

Relating to the opening, administration, and termination of adult and minor guardianships and conservatorships.

H.S.B. 39 Judiciary

Providing for corporations, providing for certain fees, and including effective date provisions.

H.S.B. 40 Ways and Means

Allowing counties to collect a fee for the issuance and renewal of

driver's licenses and nonoperator's identification cards to persons who reside outside the county.

H.S.B. 41 Judiciary

Proposing an amendment to the Constitution of the State of Iowa that the Constitution of the State of Iowa does not recognize, grant, or secure a right to abortion or require the public funding of abortion.

H.S.B. 42 Veterans Affairs

Relating to eligibility for a property tax exemption for certain property of veterans associations.

H.S.B. 43 Veterans Affairs

Relating to the military code and duty performed by a member of the United States coast guard.

H.S.B. 44 Veterans Affairs

Relating to the approval procedures for claims for the military service property tax exemption and including applicability provisions.

H.S.B. 45 Veterans Affairs

Relating to county commissions of veteran affairs training and making an appropriation.

H.S.B. 46 Commerce

Relating to price transparency and cost-sharing for prescription drugs, and including applicability provisions.

H.S.B. 47 Veterans Affairs

Relating to the investment and use of funds in the veterans trust fund.

H.S.B. 48 Administration and Rules

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

H.S.B. 49 Natural Resources

Establishing a lifetime trout fishing license for certain older Iowans.

SUBCOMMITTEE ASSIGNMENTS**House File 1**

Ways and Means: Bloomingdale, Chair; Boden and James.

House File 4

Ways and Means: Bloomingdale, Chair; James and Mitchell.

House File 5

Education: Bossman, Chair; Kerr and Winckler.

House File 8

Human Resources: A. Meyer, Chair; Boden and Mascher.

House File 14

Education: Brink, Chair; Mascher and Sorensen.

STUDY BILL SUBCOMMITTEE ASSIGNMENTS**House Study Bill 26**

Judiciary: Salmon, Chair; Kaufmann and Wilburn.

House Study Bill 27

Judiciary: Hite, Chair; Osmundson and Wolfe.

House Study Bill 28

Judiciary: Lohse, Chair; Bohannon and Wheeler.

House Study Bill 29

Judiciary: Klein, Chair; Kaufmann and Wessel-Kroeschell.

House Study Bill 30

Judiciary: Wheeler, Chair; Lohse and Wilburn.

House Study Bill 31

Judiciary: Klein, Chair; B. Meyer and Osmundson.

House Study Bill 32

Commerce: Jacobsen, Chair; Graber and Judge.

House Study Bill 33

Commerce: Landon, Chair; Deyoe and Judge.

House Study Bill 34

Judiciary: Jones, Chair; Bohannon and Westrich.

House Study Bill 35

Judiciary: Salmon, Chair; Hite and Wilburn.

House Study Bill 36

Judiciary: Osmundson, Chair; Bohannon and Kaufmann.

House Study Bill 37

Judiciary: Jones, Chair; B. Meyer and Osmundson.

House Study Bill 38

Judiciary: Hite, Chair; Mitchell and Wolfe.

House Study Bill 39

Judiciary: Lohse, Chair; Oldson and Osmundson.

House Study Bill 40

Ways and Means: Maxwell, Chair; Jacoby and Nordman.

House Study Bill 41

Judiciary: Holt, Chair; Osmundson and Wessel-Kroeschell.

House Study Bill 42

Veterans Affairs: McClintock, Chair; Boden and Breckenridge.

House Study Bill 43

Veterans Affairs: Gustafson, Chair; Cahill and Stone.

House Study Bill 44

Veterans Affairs: Jeneary, Chair; Gjerde and McClintock.

House Study Bill 45

Veterans Affairs: Thompson, Chair; Andrews and Brown-Powers.

House Study Bill 46

Commerce: Lundgren, Chair; Cisneros and B. Meyer.

House Study Bill 47

Veterans Affairs: Wills, Chair; Graber and Hunter.

House Study Bill 48

Administration and Rules: Dolecheck, Chair; B. Meyer and Siegrist.

House Study Bill 49

Natural Resources: Jeneary, Chair; McClintock and Smith.

On motion by Windschitl of Harrison, the House adjourned at 10:44 a.m., until 8:30 a.m., Thursday, January 14, 2021.

JOURNAL OF THE HOUSE

Fourth Calendar Day - Fourth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, January 14, 2021

The House met pursuant to adjournment at 8:32 a.m., Wills of Dickinson in the chair.

Prayer was offered by Prichard of Floyd.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Paiven Knoot, Minority Leader's Page from Oskaloosa.

The Journal of Wednesday, January 13, 2021, was approved.

INTRODUCTION OF BILLS

House File 50, by Hein, a bill for an act relating to third-party payment of insurance benefits for medically necessary food, and vitamins and individual amino acids, for certain covered conditions, and including applicability provisions.

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

House File 51, by Wills, a bill for an act relating to the establishment of an advanced opportunities program for certain students enrolled in public schools to take overload and dual credit courses, postsecondary credit-bearing and career and technical education certificate examinations, and career and technical education workforce training courses, and the award of scholarships for early graduation or obtaining certain amounts of postsecondary credit.

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

House File 52, by Jones, a bill for an act relating to the accreditation of the office of the state medical examiner.

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

House File 53, by Lundgren, a bill for an act relating to informed consent for medication abortions, and providing penalties.

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

House File 54, by Breckenridge, a bill for an act relating to the inpatient psychiatric bed tracking system.

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

House File 55, by Hunter, a bill for an act establishing the healthy Iowa program and including effective date provisions.

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

House File 56, 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 57, 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 58, 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 **Labor**.

House File 59, by Konfrst, a bill for an act prohibiting cities and counties from banning specific dog breeds.

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

House File 60, by Sorensen, a bill for an act relating to the allocation of nonresident deer hunting licenses, and making penalties applicable.

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

House File 61, 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 **Public Safety**.

House File 62, 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 63, by Wheeler and Breckenridge, a bill for an act relating to the establishment of a cold case investigation unit within the department of public safety.

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

House File 64, by Thorup, a bill for an act relating to confidential communications between a peer support group counselor and specified individuals.

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

House File 65, 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 66, by Breckenridge, a bill for an act prohibiting certain persons from assisting voters in casting ballots.

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

House File 67, 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 68, by Jones, a bill for an act relating to lighting devices and other equipment on snow plows.

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

House File 69, by Jacoby, a bill for an act relating to the taxation of compensation paid by a publicly held corporation to its chief executive officer under the state corporate income tax, franchise tax, and insurance companies tax, and including applicability provisions.

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

COMMITTEE TO NOTIFY THE SENATE

Cisneros of Muscatine moved that a committee of two 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 Cisneros of Muscatine, Chair and Gustafson of Madison.

RULE 57 SUSPENDED

Windschitl of Harrison 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 11:00 a.m.

Dolecheck of Ringgold rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point well taken.

The House stood at ease at 8:39 a.m., until the fall of the gavel.

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

REPORT OF THE COMMITTEE TO NOTIFY THE SENATE

Cisneros of Muscatine, 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 Senate 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 9:54 a.m., Senate President Chapman presiding.

Senator Whitver of Polk moved that the roll call be dispensed with and that the Senate President of the Joint Convention be authorized to declare a quorum present, which motion prevailed.

Senate President Chapman 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 Iowa National Guard Message.

The motion prevailed and the Senate President appointed as such committee Senators Klimesh of Winneshiek, Rozenboom of Mahaska and Bisignano of Polk on the part of the Senate, and Representatives Stone of

Winnebago, Bush of Cherokee and Hall of Woodbury, 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 Ben Corell to the House chamber for the Condition of the Iowa National Guard Message.

The motion prevailed and the Senate President appointed as such committee Senators Dawson of Pottawattamie, Reichman of Des Moines and Giddens of Black Hawk on the part of the Senate, and Representatives Graber of Lee, Thompson of Greene and Cahill of Marshall on the part of the House.

The Executive Council was escorted into the House chamber.

Lieutenant Governor Adam Gregg was escorted into the House chamber.

Major General Corell's family was 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 Ben Corell, Adjutant General of the Iowa National Guard and escorted him to the Speaker's station.

Senate President Chapman presented Major General Corell, 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.

Major General Corell delivered the following Condition of the Iowa National Guard Message:

CONDITION OF THE IOWA NATIONAL GUARD MESSAGE

President Chapman, Speaker Grassley, Governor Reynolds, Lieutenant Governor Gregg

Distinguished members of the Iowa General Assembly, state officials, friends, family and my fellow Iowans

Good morning and thank you for allowing me this opportunity to provide you an update on the Iowa National Guard.

As I begin this morning I want to thank Governor Reynolds and Lieutenant Governor Gregg for their strong and ongoing support of our Soldiers, Airmen, their families and civilian employers.

In a year like 2020, your untiring efforts on behalf of our Soldiers and Airmen is truly appreciated. Additionally, I want to thank you, our Iowa legislators for all you do for the Iowa National Guard. Your continued support is vital to our success.

I can report to you that is that Iowa National Guard is focused and is prepared to accomplish every mission we are assigned, whether at home or abroad.

2020 was an extraordinary year, it was humbling to see firsthand the collaborative efforts by so many local and state agency partners come together to support Iowans throughout this pandemic.

These partnerships, at every level reflects the sense of community and teamwork that Iowans expect and depend on.

These many partnerships facilitated our ability as a state to respond rapidly to emerging threats to help our fellow Iowans during this time of need. This response effort was truly all hands on deck, everyone working together.

As we have done throughout our history, the Iowa National Guard played a critical role while working together with our local, state, and federal partners responding to the needs of our citizens.

Because of the unique nature of our Citizen Soldiers and Airmen and our locations across the state, the Iowa National Guard is able to quickly fill critical gaps in response efforts.

Not since the historic floods of 2008, has the Iowa National Guard played such a diverse role in coming to the aid of Iowans during their time of need.

What makes the Iowa National Guard unique is the fact that the communities we serve are OUR communities. We live here. We work here. We are part of the community.

When a disaster strikes, we are called upon to ensure our neighbors, our towns, our families and friends recover as quickly as possible.

We have been involved in so much this past year. I'd like to highlight some of what we have accomplished: During our COVID-19 response efforts, the Iowa National Guard had over 900 Soldiers and Airmen on duty supporting Iowa's response to this pandemic.

We were honored to assist Lt Governor Gregg and the "Feeding Iowans Task Force" helping Iowan's who needed a hand obtaining food to feed their families through the support of our network of food banks and food pantries located in communities all across our state.

Soldiers and Airmen from the Iowa National Guard supported this effort by building over 20,000 boxes of food to hand out to our citizens and by delivering over 312 tons of food to our food banks and pantries.

The Iowa National Guard safely drove over 420,000 miles ensuring personnel protective equipment was available to first responders and health care professionals across the State at the same time ensuring timely delivery of Test Iowa lab samples to the State Hygienic Lab.

To put that in perspective, that's nearly 17 trips around the Earth without serious incidents or injuries.

Our Soldiers and Airmen provided operations and management expertise to 12 Test Iowa drive through locations across the State ensuring all aspects of required site resources remained available to safely operate those Test Iowa sites.

Out the over half a million COVID-19 tests completed at all Test Iowa site locations, the Iowa National Guard assisted with more than 70% of these at our drive through Test Iowa locations.

Our Soldiers and Airmen made thousands of phone calls supporting the Iowa Department of Public Health's Call Center's helping to track down and mitigate the spread of Covid-19.

In November, at the request of Governor Reynolds, the Iowa National Guard began assisting with a patient transfer hotline to help manage increased demands on hospitals across the State.

As we know, the true heroes of the pandemic response have been our frontline healthcare workers, local first responders and public health professionals.

The men and women of the Iowa National Guard are honored to have played a small role in supporting these professionals meet the needs of Iowans as we collectively work to mitigate the suffering caused by COVID-19.

I am extremely proud of all of our Iowa National Guard members and their commitment to help the people of Iowa during this challenging time.

The extended duration of this event and the diverse type of missions we conducted highlight the value of our Citizen Soldiers and Airmen to the State of Iowa.

These missions at home did not stop us from supporting federal missions around the world through various active duty deployments.

In total this past year, we provided over 1700 Iowa Soldiers and Airmen to serve on active duty missions throughout Europe, the Middle East, Asia and Africa. We also supported domestic operations at the Southwest border, and this past summer's California wildfires.

2020 saw the largest number of Iowa National Guard members deployed overseas in more than 10 years.

I could not be prouder of their accomplishments as they execute these missions and we look forward to their safe arrival home later this year.

In addition to our COVID-19 support and active duty deployments, we responded to numerous other missions supporting the people of Iowa.

The most significant was the Derecho that devastated portions of Iowa on August 10th. In the days following the Derecho, our mission focus was to support power restoration efforts in Linn County.

The Iowa National Guard responded with over 200 Soldiers and Airmen with their equipment and removed over 1400 loads of debris, totaling almost 15,000 tons while clearing 593 city blocks.

The Iowa National Guard provided cyber security expertise and equipment through our cyber professionals from the 168th Cyber Support Squadron helping Secretary of State Pate safeguard a fair and accurate election process for Iowa.

The Iowa National Guard cyber initiatives demonstrate how our federal missions are linked to the evolving threats we face here at home on a daily basis.

We remain actively engaged in supporting the domestic counter drug mission by providing aviation, analytic capabilities, training, and drug demand reduction support to law enforcement agency efforts to reduce illegal drug trade.

In 2020, the Iowa National Guard Counterdrug program supported the seizure of over 3600 lbs of illegal drugs and \$3.7 million dollars in currency while providing support for 15 anti-drug coalitions.

Additionally, we trained over 6300 law enforcement professionals from across the country through our counter-drug schoolhouse on Camp Dodge.

Our RC-26 Reconnaissance aircraft based at the 132nd Air Wing here in Des Moines is a proven resource supporting law enforcement agencies and is instrumental in supporting the Counterdrug mission.

This past year saw a staggering number of state active duty requirements and overseas deployments for the Iowa National Guard, I could not be any prouder of these great men and women who make so many sacrifices to serve in our National Guard here in Iowa.

While executing all these missions, our Soldiers and Airmen still found time to demonstrate that they are among the best in the nation at what they do.

The 185th Air National Guard Refueling Wing in Sioux City, who will celebrate its 75th anniversary this year, was awarded its 14th (4th consecutive) Air Force Outstanding Unit Award.

The 132nd Air Wing in Des Moines celebrates its 80th anniversary this year, and was awarded its 15th (5th consecutive) Air Force Outstanding Unit Award.

The 109th Medical Battalion in Iowa City was the 2020 Army National Guard Philip A. Connelly Award winner recognizing culinary excellence within the Army Food Service Programs.

These recognitions demonstrate not only the training and readiness of the Iowa National Guard but reinforce the individual commitment, motivation, and pride of our Soldiers and Airmen.

While it is important to reflect on where we've been and the many challenges we've faced in 2020, we must also look forward to the year ahead. The Iowa National Guard will continue to be asked to support our nation's federal missions overseas.

We currently have nearly 400 Soldiers and Airmen preparing to mobilize and deploy to Europe, Africa and the Middle East Areas of Responsibility over the next several months.

While mentioning upcoming deployments, this year brings an exciting new dynamic to the relationship with our State Partnership Program partner, Kosovo.

We have coordinated for logistics and maintenance personnel from the Kosovo Security Force to serve with the Iowa National Guard in upcoming deployments to the Middle East.

This will mark the first expeditionary deployment for members of the Kosovo Security Force (KSF) to serve outside of its borders.

The KSF has demonstrated their commitment and preparedness to serve alongside us. As a nation they are taking steps to be a security provider and not just a security consumer.

Based on the engagements the Iowa National Guard has had with the KSF over the last 10 years, we know they are ready for this step forward. This effort will strengthen our state partnership while highlighting the professionalism and competency of the KSF to other coalition partners.

We faced numerous obstacles with the vision to deploy the KSF with units from the Iowa National Guard. The persistence and support from the Department of State, the Iowa National Guard, the KSF, and the Government of Kosovo, allowed us to turn this idea into a reality.

As I mentioned last year, the vision of the Iowa National Guard is to be the most trusted organization in Iowa. We continue to work every day to build and maintain trust in all that we do.

My vision for the Iowa National Guard is focused on always being ready to defend our country and come to the aid of Iowans in times of need.

This requires us to be responsible stewards of our resources ensuring our organization is ready for any task or mission put before us, and last but not least, to be responsive to the needs of our State and Nation.

To help accomplish this vision, we are focused on four Lines of Effort which will drive the Iowa National Guard's strategic objectives for the next seven years.

These Lines of Effort include; Fielding a Competent and Ready Force; Maintaining the Right Force Structure in Iowa; Developing and Maintaining Sustainable Infrastructure across the state; and Caring for our Service Members, our Employees and our families.

To meet the needs here at home and the security requirements abroad, the Iowa National Guard must remain focused on fielding a competent and ready force.

That means we must anticipate future needs for both the State and Nation as we develop plans that will increase predictability for our service members, their families as well as our civilian employers.

It is my belief that the demand for the Iowa National Guard will remain high as we look to the future.

The citizens of Iowa expect and depend on us to be always ready and prepared to respond to any threat or challenge.

This requires our units to be disciplined, physically fit, results-oriented, and achieve all readiness objectives.

We continuously define and measure these benchmarks ensuring we have a clear and precise picture of readiness.

I assure you, as I have committed to the Governor, the Iowa National Guard is now and will always be ready to respond to the needs of the people of Iowa.

Our second Line of Effort is Maintaining Force Structure. When we talk about Force Structure we mean having the right size and the right type of units stationed in the right areas of the state.

This effort requires a total team approach to achieve results. There is much emphasis on strength readiness – keeping our positions filled with quality members.

Recruiting and retention is a critical task that must be at the forefront of everything we do.

In 2020, we focused on our strength goals and successfully filled 100% of the positions allocated to the Iowa National Guard from the National Guard Bureau in Washington, D.C.

There are always challenges in meeting our readiness goals as we compete with a strong job market and face competition from other services and neighboring states offering competing educational incentives.

My goal is to ensure that those Iowans who want to remain in Iowa and serve in the military choose to be a member of the Iowa National Guard.

We know that quality state education incentives play a critical role in keeping our members here in Iowa.

Thanks to the funding that this legislative body has provided, we remain competitive with our state educational incentives for our members who want to pursue their education goals at Iowa colleges and universities.

We must also improve our efforts in the recruitment of diverse Iowa citizens. While we've made great strides in diversifying our force, we still have a long way to go.

I continue to ensure equity and inclusion remains a top priority across the Iowa National Guard.

I require my Senior Leaders to understand the demographics within their units and have the tools to positively impact and improve diversity and inclusion within our ranks.

Our diversity metrics continue to demonstrate a positive trend with an increase in the percentage of females and minorities serving the Iowa National Guard.

We currently have 3 Female O-6, Colonels in the Iowa Air National Guard and just this month, we promoted 2 female officers to Colonel in the Iowa Army National Guard, the first time in 15 years that an Army female has achieved this career milestone.

The Iowa National Guard is committed to Diversity and Inclusion across all spectrums.

We continue to engage with community groups through various outreach programs as well as conduct events that not only introduce our Soldiers and Airmen to various cultures but showcases the opportunities that exist in the Iowa National Guard to all Iowa citizens.

Our third line of effort is our ability to Maintain and Develop sustainable infrastructure.

Stewardship of resources entrusted to us requires us to be responsible not only for our people but also for the state and federal resources we receive to operate with.

These limited resources provide our units with quality infrastructure; specifically our armories and our maintenance facilities across the state.

I do thank this legislative body for your continued commitment and dedication to this effort. Without your support, we would not be successful in providing the facilities required to maintain our readiness.

A portion of my responsibilities as the Adjutant General is to look to the future and ensure the Iowa National Guard is postured for continued success.

I believe a future Army National Guard Readiness Center located south of the Des Moines metro area will posture the organization well into the future as we look at the shifting demographic trends within the state.

We have been in communication with the city of West Des Moines and they do have an interest in creating a future multi-use facility with us. The land for this proposed action has already been secured by the city and we look forward to advancing this project over the next couple of years.

This spring, we will dedicate our state of the art Davenport Readiness Center, one of the newest military facilities in the state.

This \$23-million dollar totally federally funded project supports the recruiting, administration, training, and logistical needs for over 350 Soldiers now and into the future.

Additionally this spring, there will be a ribbon cutting for our new federally funded tracked vehicle maintenance facility designed for use by our Sustainment Training Center on Camp Dodge.

The Sustainment Training Center provides collective technical and tactical sustainment unit training for the entire US Army.

This new building will add additional capabilities for the Sustainment Training Center and will provide new opportunities for soldiers from across the nation to train in Iowa.

My 4th line of effort and the most critical component of everything we do in the Iowa National Guard is taking care of our service members, our civilian employees and our families.

Without our people, the Iowa National Guard does not exist. We recognize that military service places significant demands and stress not only on our service members but also on their families.

Please join me in applauding the dedication and sacrifices given by our families.
(PAUSE)

We owe them all an organizational culture that recognizes and values their contributions and sacrifices.

As I mentioned earlier, my goal is to be the most trusted organization in the state of Iowa.

In order to build trust there must be transparency, which is one of my priorities for the Iowa National Guard.

We acknowledge that sexual assaults, sexual harassment and retaliatory behaviors still happen and continue to be a problem for the military and for society.

I remain committed to holding those who cross the line accountable and am focused on eliminating these actions and behaviors from our ranks.

Respect, trust, and discipline are the foundation of unit cohesion and readiness. Leaders have the responsibility to build and maintain that foundation.

The Iowa National Guard is committed to creating a culture of prevention before, intervention during, and delivering compassion and human decency in the face of a catastrophic event.

We know we must work to earn the trust of our Soldiers, Airmen, civilians and fellow Iowans every day.

This transparency not only applies to sexual assault and sexual behavior, it also applies to behavioral health, mental health, and suicides.

Taking care of our service members involves open and frank discussions about difficult issues.

Like sexual assault and sexual harassment, these issues are not just military or National Guard issues, these are challenges across our society.

We are working hard in every aspect to build the trust in our organization that we will always do what is right.

We need to continue to invest in programs and activities that educate our Soldiers, Airmen and families on prevention and intervention to ensure our service members get the help they need, when they need it in order to increase our service members' safety, security and resiliency.

I am committed to building and maintaining the trust of those who serve in our formations and to do what is expected of us by our fellow citizens.

If we are to be truly successful in our mission, we must look beyond the next year or two.

We must prepare for what the world will look like in the years to come.

The world in which we live in today presents complicated security challenges that are constantly changing at an ever increasing rate and scope.

In order to meet these future challenges we have designed and implemented a strategic plan called the Iowa National Guard Strategy 2028.

This strategic plan will guide us over the next seven years to ensure that we are prepared to mobilize, deploy and execute diverse missions as part of the U.S. military or in support of the Governor for the people of Iowa.

Over our existence in the last 182 years, thousands of Iowans have steadfastly defended America both at home and abroad through service in the Iowa National Guard.

As demonstrated through the years, the Iowa National Guard has always been there, and we proudly stand ready today to respond to the unknown challenges that lie ahead both here at home and abroad.

The Condition of your Iowa National Guard remains strong.

With your continued support, and the support of Iowans everywhere;

We are always ready – we are warriors, we are citizens, we are your neighbors – standing together strengthening the future of Iowa.

Thank you!

Major General Corell 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 Windschitl of Harrison, the Joint Convention was dissolved at 10:31 a.m.

Speaker Grassley in the chair at 10:33 a.m.

INTRODUCTION OF BILLS

House File 70, by Wolfe, a bill for an act relating to eligible parties to a valid marriage.

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

House File 71, by Konfrst, a bill for an act relating to an agreement among the states to elect the president by national popular vote.

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

House File 72, by Hunter, 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 73, by Wills, a bill for an act requiring certain percentages of new motor vehicles sold at retail in the state to be flexible fuel vehicles, and making penalties applicable.

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

House File 74, 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 75, by A. Meyer, a bill for an act relating to the use of an electronic communication device in a voice-activated or hands-free mode while driving, providing penalties, and making penalties applicable.

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

The House stood at ease at 10:35 a.m., until the fall of the gavel.

The House resumed session at 11:42 a.m., Speaker Grassley in the chair.

SPONSOR ADDED

House File 33 — Sunde of Polk

STUDY BILL COMMITTEE ASSIGNMENTS**H.S.B. 50 Human Resources**

Relating to insurance coverage for prescription insulin drugs, and including applicability provisions.

H.S.B. 51 Human Resources

Relating to the refilling of a prescription in emergency situations.

H.S.B. 52 Agriculture

Relating to the renewable fuel infrastructure program for retail motor fuel sites, by prohibiting the installation of infrastructure used to store or dispense gasoline incompatible with certain classifications of ethanol blended gasoline, making penalties applicable, and including effective date provisions.

H.S.B. 53 Economic Growth

Relating to the development and utilization of high-speed electronic transmission mediums.

H.S.B. 54 State Government

Concerning benefits relating to members of the municipal fire and police retirement system, and including effective date and retroactive applicability provisions.

H.S.B. 55 State Government

Relating to a construction manager-at-risk commercial construction alternative delivery method and prohibiting certain other alternative delivery methods in the public sector and including effective date and applicability provisions.

H.S.B. 56 State Government

Designating certain county flood mitigation activities as an essential county purpose.

H.S.B. 57 State Government

Authorizing savings promotion drawings under specified conditions, and making penalties applicable.

H.S.B. 58 Judiciary

Creating a special motion for expedited relief in actions involving the exercise of the right of freedom of speech and of the press, the right to assemble and petition, and the right of association.

H.S.B. 59 State Government

Relating to the elimination of surgical smoke by hospitals, critical access hospitals, and ambulatory surgical centers.

H.S.B. 60 State Government

Concerning the authority of a native wine manufacturer to sell native wine for on-premises consumption.

H.S.B. 61 State Government

Relating to professional standards for the certification or designation of music therapists and providing penalties.

H.S.B. 62 State Government

Relating to alcoholic beverage drink pods and including effective date provisions.

H.S.B. 63 Public Safety

Relating to assault involving a laser emitting a visible light beam and making penalties applicable.

SUBCOMMITTEE ASSIGNMENTS

House File 9

Judiciary: Wheeler, Chair; Lohse and B. Meyer.

House File 11

Judiciary: Hite, Chair; Osmundson and Wolfe.

House File 18

Judiciary: Westrich, Chair; Bohannon and Kaufmann.

House File 49

Education: Wheeler, Chair; Mascher and Wills.

House File 57

Judiciary: Jones, Chair; Gustafson and B. Meyer.

STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 6 Reassigned

Public Safety: Kerr, Chair; Andrews and Breckenridge.

House Study Bill 50

Human Resources: Jeneary, Chair; Bennett and Boden.

House Study Bill 51

Human Resources: Bradley, Chair; Forbes and Osmundson.

House Study Bill 52

Agriculture: Best, Chair; Ingels and Williams.

House Study Bill 53

Economic Growth: Thompson, Chair; Bennett and Stone.

House Study Bill 54

State Government: Kaufmann, Chair; Bossman, Donahue, Jones and Mascher.

House Study Bill 55

State Government: Kaufmann, Chair; Bossman, Hunter, Jones and Wilburn.

House Study Bill 55 Reassigned

State Government: Kaufmann, Chair; Bloomingdale, Bossman, Hunter and Wilburn.

House Study Bill 56

State Government: Kaufmann, Chair; Donahue and Mitchell.

House Study Bill 57

State Government: Lundgren, Chair; Boden and Cohoon.

House Study Bill 58

Judiciary: Hite, Chair; Salmon and Wolfe.

House Study Bill 59

State Government: Lundgren, Chair; Hunter and A. Meyer.

House Study Bill 60

State Government: Bloomingdale, Chair; Konfrst and Lundgren.

House Study Bill 61

State Government: Bacon, Chair; Konfrst and A. Meyer.

House Study Bill 62

State Government: Siegrist, Chair; Konfrst and Sexton.

House Study Bill 63

Public Safety: Worthan, Chair; Breckenridge and Westrich.

On motion by Windschitl of Harrison, the House adjourned at 11:54 a.m., until 9:00 a.m., Friday, January 15, 2021.

JOURNAL OF THE HOUSE

Fifth Calendar Day - Fifth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Friday, January 15, 2021

The House met pursuant to adjournment at 9:07 a.m., Gobble of Polk in the chair.

Prayer was offered by Gobble of Polk.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Elizabeth Gobble. She is the wife of Gobble of Polk.

The Journal of Thursday, January 14, 2021, was approved.

INTRODUCTION OF BILLS

House File 76, by Fisher, a bill for an act relating to interference with political signs and providing penalties.

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

House File 77, by Lohse and Brink, a bill for an act relating to requirements for and restrictions on special minor's driver's licenses, and making penalties applicable.

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

House File 78, by Jones, a bill for an act relating to the use of recording devices on private property by state entities and including effective date provisions.

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

House File 79, by Sorensen, a bill for an act relating to the frequency of game nights conducted by licensed qualified organizations.

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

House File 80, by Wheeler, a bill for an act relating to the operation of home bakeries licensed by the department of inspections and appeals.

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

House File 81, by Lohse, a bill for an act authorizing the reduction of damages payable to an unresponsive property owner in condemnation proceedings and including applicability provisions.

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

House File 82, 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 **Ways and Means**.

House File 83, 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**.

House File 84, by A. Meyer, a bill for an act relating to notice requirements prior to discontinuing fluoridation in a public water supply system, and making penalties applicable.

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

House File 85, 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 86, 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 87, by Kerr, a bill for an act relating to pipelines and underground storage and making penalties applicable.

Read first time and referred to committee on **Environmental Protection**.

House File 88, by Fry, a bill for an act relating to the provision of audio-only telehealth or telemedicine by health care professionals.

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

House File 89, by Fry, a bill for an act relating to reimbursement rates for health care services for mental health conditions, illnesses, injuries, or diseases provided to covered persons by telehealth, and including effective date and retroactive applicability provisions.

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

House File 90, by Salmon, a bill for an act prohibiting discrimination in housing provided to persons with a disability or disability-related need for an assistance animal and providing penalties.

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

House File 91, by Jacoby, a bill for an act relating to repayment of pandemic emergency unemployment compensation and including effective date and retroactive applicability provisions.

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

House File 92, by Lohse, Jones, Smith, and Wills, a bill for an act establishing a minimum age and training requirements for attendants who control amusement rides, and making penalties applicable.

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

House File 93, by Bacon, a bill for an act relating to costs associated with transporting a dead body.

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

House File 94, by Kerr, a bill for an act prohibiting the discharge of a firearm from within or on a motor vehicle on a public highway, and providing penalties.

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

House File 95, by Wills, a bill for an act prohibiting the discharge of a weapon from a motor vehicle and making penalties applicable.

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

House File 96, by Salmon, a bill for an act relating to the date for an election to authorize the issuance of certain indebtedness by school districts.

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

House File 97, by Jones, a bill for an act requiring the electrical examining board within the division of state fire marshal of the department of public safety to adopt the 2020 edition of the national electrical code and including effective date provisions.

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

House File 98, by Holt, a bill for an act relating to cigarettes, tobacco, tobacco products, alternative nicotine products, and vapor products, and including taxation of such products.

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

House File 99, by Jacoby, 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 100, by Lohse, Mitchell, and Gobble, a bill for an act relating to the adoption tax credit available against the individual income tax.

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

STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 64 Education

Relating to voluntary diversity plans under the state's open enrollment law.

H.S.B. 65 Education

Rescinding an amendment to an administrative rule of the department of education requiring the installation of three-point lap-shoulder belts in all new school buses.

H.S.B. 66 Education

Relating to nonstate moneys expended by the board of regents and institutions governed by the board of regents, and including applicability provisions.

H.S.B. 67 Judiciary

Providing that political ideology is a protected class under the Iowa civil rights Act of 1965.

H.S.B. 68 Judiciary

Relating to the forfeiture of bail.

STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 64

Education: Hite, Chair; Smith and Wills.

House Study Bill 65

Education: Moore, Chair; Cahill and Ingels.

House Study Bill 66

Education: Wills, Chair; Steckman and Thompson.

House Study Bill 67

Judiciary: Holt, Chair; Wheeler and Wolfe.

House Study Bill 68

Judiciary: Osmundson, Chair; Kaufmann and Wilburn.

On motion by Andrews of Polk, the House adjourned at 9:15 a.m., until 10:00 a.m., Tuesday, January 19, 2021.

JOURNAL OF THE HOUSE

Ninth Calendar Day - Sixth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, January 19, 2021

The House met pursuant to adjournment at 10:04 a.m., Speaker Grassley in the chair.

Prayer was offered by Salmon of Black Hawk.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Ella Apana-Stipe, Page from West Des Moines.

The Journal of Friday, January 15, 2021, was approved.

MEMBERS' OATH OF OFFICE

Chief Clerk Meghan Nelson administered the following oath of office to Representative John Landon of Polk on January 18, 2021:

"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."

John Landon

Minority Leader Todd Prichard administered the following oath of office to Representatives Molly Donahue of Linn and Charlie McConkey of Pottawattamie on January 19, 2021:

"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."

Molly Donahue
Charlie McConkey

On motion by Windschitl of Harrison, the House was recessed at 10:08 a.m., until the conclusion of the committee on Administration and Rules.

AFTERNOON SESSION

The House reconvened at 5:05 p.m., Wills of Dickinson in the chair.

INTRODUCTION OF BILLS

House File 101, by A. Meyer, a bill for an act providing for a teacher recruitment and retention task force.

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

House File 102, by Wolfe, a bill for an act relating to the scope of review in appellate proceedings.

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

REREFERRED

The Speaker announced that House File 31, previously referred to committee on **Transportation** was rereferred to committee on **Labor**.

PETITION FILED

The following petition was received and placed on file:

By Shipley of Van Buren received from Mayara Carneiro and 280 others. "Petition of Remonstrance"

STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 69 Commerce

Relating to service charges on consumer credit transactions.

H.S.B. 70 Judiciary

Relating to interpreters and translators for limited-English-proficient, deaf, and hard-of-hearing persons in certain legal proceedings, making appropriations, and including effective date provisions.

H.S.B. 71 Human Resources

Relating to the authority of a dentist relating to the prescribing and administration of certain immunizations and vaccines.

H.S.B. 72 Public Safety

Creating a public safety equipment fund, and including effective date provisions.

H.S.B. 73 Human Resources

Relating to the practice of pharmacy, and providing for a repeal.

H.S.B. 74 Human Resources

Relating to controlled substances and precursor substances, including amending the controlled substance and precursor substances schedules and including effective date provisions.

H.S.B. 75 Human Resources

Relating to disciplinary hearings conducted by professional licensing boards.

H.S.B. 76 Public Safety

Relating to the establishment and implementation of the safe and sound program within the department of public safety, to participation in or use of the program by schools and students, to immunity from civil or criminal liability arising from a report made pursuant to the program, and to a safe and sound revolving fund, and providing penalties.

H.S.B. 77 Judiciary

Concerning jurors, relating to access to certain department of revenue taxpayer information for jury list compilation and juror information confidentiality, and including effective date provisions.

H.S.B. 78 Judiciary

Relating to court reporters, including the reporting of adoption hearings and uncertified shorthand reporter appointments.

H.S.B. 79 Judiciary

Relating to defective motorcycles and autocycles purchased or leased by consumers, making penalties applicable, and including applicability provisions.

SUBCOMMITTEE ASSIGNMENTS**House File 21**

Ways and Means: Hite, Chair; Isenhardt and Mitchell.

House File 51

Education: Wills, Chair; Donahue and Stone.

House File 53

Human Resources: Lundgren, Chair; Osmundson and Wessel-Kroeschell.

House File 63

Public Safety: Thorup, Chair; Breckenridge and Jeneary.

House File 64

Public Safety: Fry, Chair; Steckman and Thorup.

House File 78

Judiciary: Klein, Chair; Jones and Wilburn.

House File 81

Judiciary: Lohse, Chair; Mitchell and Wolfe.

House File 88

Human Resources: Moore, Chair; Bradley and Sunde.

House File 89

Human Resources: Fry, Chair; Andrews and Sunde.

House File 94

Public Safety: Westrich, Chair; Kerr and Sunde.

STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 15 Reassigned

Judiciary: Klein, Chair; B. Meyer and Mitchell.

House Study Bill 16 Reassigned

Judiciary: Klein, Chair; B. Meyer and Mitchell.

House Study Bill 22 Reassigned

Judiciary: Mitchell, Chair; Lohse and Oldson.

House Study Bill 30 Reassigned

Judiciary: Mitchell, Chair; Lohse and Wilburn.

House Study Bill 69

Commerce: Mitchell, Chair; Fisher and Kressig.

House Study Bill 70

Judiciary: Salmon, Chair; B. Meyer and Mitchell.

House Study Bill 71

Human Resources: Bradley, Chair; Anderson and Jeneary.

House Study Bill 72

Public Safety: Worthan, Chair; Breckenridge and Thorup.

House Study Bill 73

Human Resources: Bacon, Chair; Forbes and Moore.

House Study Bill 74

Human Resources: Bergan, Chair; Andrews and Forbes.

House Study Bill 75

Human Resources: Bergan, Chair; Bennett and Jeneary.

House Study Bill 76

Public Safety: Gobble, Chair; Paustian and Steckman.

House Study Bill 77

Judiciary: Lohse, Chair; Bohannon and Salmon.

House Study Bill 78

Judiciary: Osmundson, Chair; Kaufmann and Wilburn.

House Study Bill 79

Judiciary: Westrich, Chair; Bohannon and Gustafson.

On motion by Windschitl of Harrison, the House adjourned at 5:06 p.m., until 8:30 a.m., Wednesday, January 20, 2021.

JOURNAL OF THE HOUSE

Tenth Calendar Day - Seventh Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, January 20, 2021

The House met pursuant to adjournment at 8:32 a.m., Wills of Dickinson in the chair.

Prayer was offered by Fisher of Tama.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Grace Blyth, Page from Clive.

The Journal of Tuesday, January 19, 2021, was approved.

REREFERRED

The Speaker announced that House File 46 previously referred to committee on **Ways and Means** was rereferred to committee on **State Government**.

The Speaker announced that House File 87 previously referred to committee on **Environmental Protection** was rereferred to committee on **Commerce**.

STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 80 Transportation

Relating to low-speed electric bicycles, providing penalties, making penalties applicable, and including applicability provisions.

H.S.B. 81 Transportation

Relating to wrecked or salvage motor vehicles.

H.S.B. 82 Transportation

Requiring approved driver education courses to include instruction concerning distracted driving.

H.S.B. 83 Transportation

Relating to chauffeurs and exempting certain persons from the requirement to be licensed as a chauffeur.

H.S.B. 84 Transportation

Relating to authorized emergency vehicles, making penalties applicable, and including effective date and applicability provisions.

H.S.B. 85 Transportation

Relating to lighting devices and other equipment on snow plows and authorized emergency vehicles, providing penalties, and making penalties applicable.

H.S.B. 86 Transportation

Relating to motor vehicles, including the surrender or transfer of registration plates and cards to a county treasurer, documentary fees charged by motor vehicle dealers, and motor vehicle franchise obligations.

H.S.B. 87 Public Safety

Relating to authorized access to certain confidential records by employees of the department of corrections, a judicial district department of correctional services, and the board of parole.

H.S.B. 88 Public Safety

Relating to the requirements for a sex offender to be granted a modification of sex offender registry requirements.

H.S.B. 89 Commerce

Relating to the qualifications necessary for an applicant for licensure as a professional engineer.

H.S.B. 90 Commerce

Relating to alcohol beverage control concerning certain class “C” liquor control licensees.

H.S.B. 91 Human Resources

Relating to the practice of pharmacy, including the prescription and administration of vaccines and collaborative pharmacy practice.

H.S.B. 92 Human Resources

Relating to specialty areas, service commitment area distance requirements, and practice-related requirements under the rural Iowa primary care loan repayment program.

H.S.B. 93 Ways and Means

Relating to property tax classifications, assessment limitations, and administration, and including effective date and applicability provisions.

H.S.B. 94 Ways and Means

Exempting from the state individual income tax the earnings from a burial trust fund, and including retroactive applicability provisions.

H.S.B. 95 Agriculture

Relating to the powers and duties of the department of agriculture and land stewardship, including by providing for administration, programs, and regulations, providing fees, providing penalties, and making penalties applicable.

H.S.B. 96 Local Government

Relating to the authority of a county to amend an agreement between the county and the Iowa county recorders association to implement the county land record information system.

H.S.B. 97 Local Government

Relating to the use of fees collected by a county recorder for filing and recording instruments in the county recorder's office.

H.S.B. 98 Public Safety

Relating to the Iowa drug policy coordinator and the Iowa drug policy advisory council.

H.S.B. 99 Transportation

Authorizing the department of transportation to renew certain valid commercial driver's licenses without examination, including by electronic renewal, and including effective date provisions.

H.S.B. 100 Transportation

Authorizing the department of transportation to issue special permits allowing the transportation of loads of relief supplies that exceed statutory weight limits during periods of national emergency.

SUBCOMMITTEE ASSIGNMENTS**House File 2**

Economic Growth: Thompson, Chair; Ingels and James.

House File 3

Economic Growth: Thompson, Chair; Bradley and Judge.

House File 29

Transportation: Bossman, Chair; Siegrist and Sunde.

House File 73

Transportation: Worthan, Chair; Bush and Running-Marquardt.

House File 75

Transportation: A. Meyer, Chair; Forbes and Thorup.

House File 93

Local Government: Gobble, Chair; Cisneros and Hunter.

House File 100

Ways and Means: Mitchell, Chair; Brown-Powers and Jones.

STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 22 Reassigned

Judiciary: Klein, Chair; Lohse and Oldson.

House Study Bill 28 Reassigned

Judiciary: Lohse, Chair; Bohannon and Holt.

House Study Bill 60 Reassigned

State Government: Bloomingdale, Chair; Konfrst and Sexton.

House Study Bill 80

Transportation: Maxwell, Chair; Bush and Kressig.

House Study Bill 81

Transportation: Bossman, Chair; Best and Cohoon.

House Study Bill 82

Transportation: Gerhold, Chair; Cisneros and Sunde.

House Study Bill 83

Transportation: Siegrist, Chair; Bush and B. Meyer.

House Study Bill 84

Transportation: Worthan, Chair; Gerhold and Konfrst.

House Study Bill 85

Transportation: Maxwell, Chair; Bradley and Forbes.

House Study Bill 86

Transportation: Mommsen, Chair; Maxwell and Running-Marquardt.

House Study Bill 87

Public Safety: Jeneary, Chair; Abdul-Samad and Salmon.

House Study Bill 88

Public Safety: Westrich, Chair; Anderson and Worthan.

House Study Bill 89

Commerce: Nordman, Chair; Kressig and Lundgren.

House Study Bill 90

Commerce: Mitchell, Chair; Graber and McConkey.

House Study Bill 91

Human Resources: A. Meyer, Chair; Bradley and Forbes.

House Study Bill 92

Human Resources: Moore, Chair; Brown-Powers and Dolecheck.

House Study Bill 93

Ways and Means: Bloomingdale, Chair; Gjerde and Graber.

House Study Bill 94

Ways and Means: Boden, Chair; Lohse and McConkey.

House Study Bill 95

Agriculture: Baxter, Chair; Breckenridge and McClintock.

House Study Bill 96

Local Government: Westrich, Chair; Nielsen and Shipley.

House Study Bill 97

Local Government: Maxwell, Chair; Nielsen and Nordman.

House Study Bill 98

Public Safety: Jeneary, Chair; Gobble and Sunde.

House Study Bill 99

Transportation: Mommsen, Chair; B. Meyer and Siegrist.

House Study Bill 100

Transportation: Worthan, Chair; Bradley and Sunde.

COMMITTEE RECOMMENDATION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendation has been received and is on file in the office of the Chief Clerk:

MEGHAN NELSON
Chief Clerk of the House

COMMITTEE ON ADMINISTRATION AND RULES

Committee Bill (Formerly House Study Bill 48), a resolution relating to permanent rules of the House of Representatives for the Eighty-ninth General Assembly.

Fiscal Note: **No**

Recommendation: **Do Pass** January 19, 2021.

RESOLUTIONS FILED

H.R. 3, by committee on Administration and Rules, a resolution relating to permanent rules of the House of Representatives for the Eighty-ninth General Assembly.

Placed on the **calendar**.

H.R. 4, by Wills, a resolution honoring Crampton Linley for his heroic efforts in containing the Iowa State Capitol fire of 1904.

Laid over under **Rule 25**.

AMENDMENTS FILED

H-1001	H.R.	3	B. Meyer of Polk
H-1002	H.R.	3	B. Meyer of Polk
H-1003	H.R.	3	B. Meyer of Polk
H-1004	H.R.	3	B. Meyer of Polk
H-1005	H.R.	3	B. Meyer of Polk

On motion by Windschitl of Harrison, the House adjourned at 8:35 a.m., until 8:30 a.m., Thursday, January 21, 2021.

JOURNAL OF THE HOUSE

Eleventh Calendar Day - Eighth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, January 21, 2021

The House met pursuant to adjournment at 8:35 a.m., Wills of Dickinson in the chair.

Prayer was offered by Gjerde of Linn.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Hannah Cree, Page from Roland.

The Journal of Wednesday, January 20, 2021, was approved.

INTRODUCTION OF BILLS

House File 103, by Landon and Gobble, a bill for an act relating to school districts and accredited nonpublic schools that deliver coursework using both in-person instruction and instruction using an online learning platform and authorizing parents and guardians to determine which instruction delivery method shall be used to provide instruction to students, and including effective date provisions.

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

House File 104, by Nordman, a bill for an act requiring school districts and certain accredited nonpublic schools to offer the pledge of allegiance and to display the United States flag in the classroom during the recitation of the pledge of allegiance.

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

House File 105, by Jones, a bill for an act authorizing a receiving school district to send school vehicles into a district of residence to transport a pupil participating in open enrollment to and from school.

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

House File 106, by Jones, a bill for an act relating to qualifications to instruct law in the state of Iowa, and including effective date provisions.

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

House File 107, by Fry, a bill for an act relating to supervision requirements for licensed marital and family therapists, mental health counselors, and social workers, and including effective date provisions.

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

House File 108, by Lohse, a bill for an act relating to a Medicaid demonstration waiver to support and improve the delivery of substance use disorder treatment services.

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

House File 109, by Salmon, a bill for an act regarding legislative oversight of supreme court decisions, and including applicability provisions.

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

House File 110, by Hunter, a bill for an act relating to mandatory subjects of negotiation for public employee collective bargaining and including applicability provisions.

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

House File 111, by Hunter, a bill for an act relating to subjects of negotiation for public employee collective bargaining and including applicability provisions.

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

House File 112, by Brink, a bill for an act relating to certain tax credits and assistance awarded by the economic development authority, and including effective date provisions.

Read first time and referred to committee on **Economic Growth**.

House File 113, by Fisher, 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 114, by Shipley, a bill for an act relating to school nutrition standards and guidelines and to a nutrition advisory panel convened by the department of education.

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

House File 115, by Brink, a bill for an act relating to emergency care policy and procedure requirements applicable to an ambulatory surgical center.

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

House File 116, by Brink, a bill for an act relating to the information to be provided by a health care provider as part of a referral of a patient to an ambulatory surgical center, and providing for licensee discipline.

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

House File 117, by Brink, a bill for an act relating to the licensure of ambulatory surgical centers, providing for fees to be considered repayment receipts, and providing penalties.

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

House File 118, by Wessel-Kroeschell, a bill for an act relating to the office of the state long-term care ombudsman, and making an appropriation.

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

House File 119, by Hunter, Olson, Staed, and Mascher, 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 **Judiciary**.

House File 120, by Hunter, Olson, Jacoby, Anderson, Wessel-Kroeschell, Kressig, Cahill, Wilburn, Staed, Konfrst, James, Mascher, Gjerde, and Ehlert, a bill for an act modifying the elements defining hate crimes, and providing penalties.

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

House File 121, by Hunter, a bill for an act relating to compensation for infection with COVID-19 or a similar disease under the Iowa occupational disease law.

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

House File 122, by Hunter, Olson, Cahill, Wilburn, Staed, Mascher, and Ehlert, a bill for an act relating to the state minimum hourly wage.

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

House File 123, by Hunter, Olson, Jacoby, Anderson, Kressig, Staed, Konfrst, James, Mascher, Brown-Powers, Gjerde, Ehlert, and Cohoon, 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 **Labor**.

House File 124, by Hunter, Olson, Jacoby, Anderson, Wessel-Kroeschell, Kressig, Steckman, Cahill, Wilburn, Staed, Konfrst, Gjerde, Mascher, Brown-Powers, and Ehlert, 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 125, by Jones and Paustian, a bill for an act abolishing county compensation boards.

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

House File 126, by Hunter, Olson, Anderson, Wessel-Kroeschell, Steckman, Cahill, Wilburn, Staed, and Mascher, 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 **Public Safety**.

House File 127, by Hunter, Olson, and Staed, 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 128, by Hunter, Olson, Jacoby, Anderson, Wessel-Kroeschell, Kressig, Steckman, Cahill, Wilburn, Staed, Konfrst, James, Mascher, and Brown-Powers, 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 129, by Hunter, Olson, Wessel-Kroeschell, Wilburn, Staed, and Mascher, 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 130, by Hunter, Anderson, Wessel-Kroeschell, Steckman, Cahill, Wilburn, Staed, Konfrst, James, Mascher, Brown-Powers, and Ehlert, 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 131, by Hunter, Olson, Wessel-Kroeschell, Wilburn, Staed, and Mascher, 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 132, by Fry, a bill for an act relating to online continuing education courses for maintaining a professional license.

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

House File 133, by Bacon, a bill for an act relating to the extension of deadlines for the completion of continuing education requirements.

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

House File 134, by Hunter, Olson, Jacoby, Anderson, Kressig, Cahill, Wilburn, Staed, Winckler, and Mascher, a bill for an act relating to straight party voting, and including applicability provisions.

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

House File 135, by Hunter, Olson, Jacoby, Wessel-Kroeschell, Kressig, Steckman, Cahill, Wilburn, Staed, Konfrst, James, Mascher, Brown-Powers, and Gjerde, 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 136, by Hunter, Olson, Jacoby, Anderson, Wessel-Kroeschell, Kressig, Cahill, Wilburn, Staed, James, Winckler, Gjerde, Mascher, Brown-Powers, Ehlert, and Cohoon, 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 137, by Hunter, Olson, Jacoby, Anderson, Wessel-Kroeschell, Kressig, Cahill, Wilburn, Staed, Konfrst, James, and Winckler, a bill for an act providing for ongoing absentee voter status.

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

House File 138, by Hunter, Olson, Jacoby, Wessel-Kroeschell, Kressig, Steckman, Cahill, Wilburn, Staed, Konfrst, James, Winckler, Gjerde, Brown-Powers, and Ehlert, 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 139, by Landon, a bill for an act relating to notification of the general assembly concerning certain state government leases and real property acquisitions.

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

House File 140, by Kerr, a bill for an act relating to all-terrain vehicles, including financial liability coverage for, registration of, and parks and trails designated for use by all-terrain vehicles, making penalties applicable, and including effective date provisions.

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

House File 141, by Jones, a bill for an act exempting from the individual income tax the amount of wages received by a taxpayer for providing certain child care services, and including effective date and retroactive applicability provisions.

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

House File 142, by Jones, a bill for an act relating to sales and use tax refunds.

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

House File 143, by Mitchell and Mohr, a bill for an act exempting dance school and dance studio services from the sales and use tax.

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

House File 144, by Bossman, a bill for an act relating to the individual income tax credits for volunteer fire fighters, volunteer emergency medical services personnel members, and reserve peace officers by increasing the amounts of the credits, and including retroactive applicability provisions.

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

House File 145, by Isenhardt, 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 146, by Hite, Olson, and Wolfe, a bill for an act relating to the appointment of counsel for indigent persons in class “A” felony cases.

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

House File 147, by Salmon, a bill for an act relating to authorized methods of take for a resident hunting deer using a license issued to a nonambulatory person.

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

House File 148, by Thompson, a bill for an act relating to campaign finance, including disclosure report and contribution requirements, and making penalties applicable.

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

House File 149, by Mitchell, a bill for an act relating to the publication of defamatory political advertisements.

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

On motion by Windschitl of Harrison, the House was recessed at 8:49 a.m., until 2:00 p.m.

AFTERNOON SESSION

The House reconvened at 2:09 p.m., Speaker Grassley in the chair.

INTRODUCTION OF BILLS

House Joint Resolution 2, 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 **State Government**.

House File 150, by Dolecheck, a bill for an act relating to shared operational functions for purposes of supplementary weighting for school districts and including effective date and applicability provisions.

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

House File 151, by Lohse, a bill for an act relating to the applicability of the beverage containers control program and making appropriations.

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

House File 152, by Jones, a bill for an act relating to accounting of unpaid beverage container refund value.

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

House File 153, by Salmon, a bill for an act relating to the appointment of a director of public policy events at each institution of higher education governed by the state board of regents.

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

House File 154, by Salmon, 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 155, by Shipley, a bill for an act relating to acquiring pistols and revolvers, providing penalties, and including applicability provisions.

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

House File 156, by Paustian, a bill for an act providing for the repeal of the beverage containers control program, and including effective date provisions.

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

House File 157, by Worthan, 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 158, by Kressig, a bill for an act exempting dance school and dance studio services from the sales and use tax.

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

ADOPTION OF HOUSE RESOLUTION 3

Windschitl of Harrison called up for consideration **House Resolution 3**, as follows:

HOUSE RESOLUTION 3 BY COMMITTEE ON ADMINISTRATION AND RULES

- 1 A Resolution relating to permanent rules of the House
- 2 of Representatives for the Eighty-ninth General
- 3 Assembly.
- 4 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That
- 5 the permanent rules of the House for the ~~Eighty-eighth~~
- 6 Eighty-ninth 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.

PAGE 2

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 Reserved

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 No member shall leave the house while the speaker
11 is putting a question. No one shall pass between the
12 speaker and a member who is speaking or two members who
13 have been recognized by the speaker.

14 Rule 11

15 Limit on Debate

16 No member shall speak more than once on the same
17 question without leave of the speaker, nor more than
18 twice until every member choosing to speak has spoken,
19 except as provided in Rule 81. A member shall be
20 limited to ten minutes debate on bills, resolutions,
21 and amendments, but may be granted an extension of time
22 by consent of the house. However, the floor manager
23 of a bill or resolution ~~and the lead sponsor of an~~
24 ~~amendment~~ may exceed the ten-minute limit on opening
25 and closing remarks. Only the floor manager of a bill
26 or an amendment may speak during opening and closing
27 remarks on the bill or amendment.

28 Rule 12

29 ~~Decorum During Debate~~ Reserved

30 ~~No member shall leave the house while the speaker~~

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1 ~~is putting a question. No one shall pass between the~~
2 ~~speaker and a member who is speaking or two members who~~
3 ~~have been recognized by the speaker.~~

4 Rule 13

5 Stating the Question

6 When a motion is made, it shall be stated by the
7 speaker. A motion made in writing shall be passed to
8 the speaker's station before it is debated.

9 Rule 14

10 Putting the Question

11 Questions shall be distinctly put in this form:
12 "All those in favor of (the question) shall say 'aye';"
13 and after the affirmative voice is expressed, "All
14 those opposed to (the question) shall say 'no'."
15 If the speaker is in doubt or a member of the house
16 requests, a nonrecord roll call vote shall be taken.

17 DIVISION II — EMPLOYEES OF THE HOUSE

18 Rule 15

19 Chief Clerk of the House

20 The chief clerk of the house shall serve as
21 parliamentarian and chief administrative officer of the
22 house under the direction of the speaker of the house.
23 The chief clerk shall supervise the chief clerk's
24 office; be responsible for the custody and safekeeping
25 of all bills, resolutions, and amendments filed,
26 except when they are in the custody of a committee;
27 have charge of the daily journal; have control of all

28 rooms assigned for the use of the house; attest to the
29 accuracy and correctness of text and action on bills
30 and resolutions; process the handling of amendments

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1 when filed and during the floor consideration of bills;
2 insert adopted amendments into bills before transmittal
3 to the senate and prior to final enrollment; supervise
4 legislative printing and the distribution of printed
5 material; and perform all other duties pertaining to
6 the office of the chief clerk.

7 Rule 16

8 Legislative and Session Days

9 For purposes of these rules, a legislative day is a
10 day when the house is called to order. A legislative
11 day that runs past midnight is not considered a new
12 legislative day. A session day is any calendar day
13 beginning with the convening of the annual regular
14 session and ending with adjournment sine die.

15 Rule 17

16 Sergeant-At-Arms

17 The sergeant-at-arms shall execute all orders of
18 the house and the presiding officer; perform all
19 assigned duties related to the policing and good order
20 of the house; supervise the entrance and exit of all
21 persons to and from the chamber; promptly execute all
22 messages, etc.; provide that the chamber is properly
23 ventilated and open for the use of the members; and
24 perform all other services pertaining to the office of
25 sergeant-at-arms.

26 Rule 18

27 Secretaries

28 Each member may hire a secretary for the legislative
29 session who shall be under the general direction of the
30 member and the chief clerk. Secretaries shall be on

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1 duty at the house from 8:00 a.m. to 4:30 p.m. Monday
2 through Thursday and on other legislative days when
3 required by the chief clerk, except when excused by the
4 member for whom the secretary works. Secretaries shall
5 perform such duties as may be assigned to them by the
6 member or the chief clerk.

7 Rule 19

8 Extra Compensation of Employees

9 No employee shall receive any extra compensation,
10 except as provided by the house, or tips for services
11 performed while on duty. Any violation of this rule
12 shall be grounds for removal.

13 DIVISION III — VISITORS AND LOBBYISTS

14 Rule 20

15 Admission to the House; Lobbying

16 The chamber of the house shall include the
17 vestibule, restrooms, bill room, lounge, visitors'
18 galleries, and floor of the house.

19 The floor of the house shall consist of the
20 area between the north and south walls, including
21 the representatives' desks, the press box, and the
22 speaker's station, but excluding the visitors'
23 galleries.

24 During a legislative day while the house is in
25 order, no member of the general assembly or legislative
26 employee or intern shall be admitted to the floor of
27 the house if attired in jeans of any color without
28 leave of the speaker.

29 During a legislative day while the house is in
30 order, and one-half hour before the house convenes and

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1 one-half hour after the house recesses or adjourns,
2 no person shall be admitted to the floor of the house
3 except:

4 1. Members of the general assembly and authorized
5 legislative employees in the performance of their
6 duties.

7 2. Former members of the general assembly who are
8 not registered lobbyists.

9 3. A general assembly member's family.

10 4. Representatives of the press, radio, and
11 television who shall go directly to and from the press
12 box.

13 5. Legislative interns registered with the chief
14 clerk who shall go directly to and from the seat of
15 their assigned representative or to be seated in the
16 perimeter seating area.

17 6. Designated representatives of a political party
18 having members serving in the house.

19 7. Members of the state executive council, the
20 lieutenant governor, the attorney general, the
21 governor's executive assistants and administrative
22 assistants, and the administrative rules coordinator,
23 all of whom shall be confined to the perimeter area.

24 The current status of former members of the general
25 assembly shall govern their access to the floor under
26 these rules.

27 No other persons shall be allowed on the house floor
28 while the house is in order without permission of the
29 presiding officer of the house. When the house is not
30 in order, guests of a member of the general assembly

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1 escorted by that member shall be allowed on the house
2 floor.

3 No person admitted to the floor of the house while
4 the house is in order, except members of the general
5 assembly, shall lobby or attempt to exercise any
6 influence with any member for or against any matter
7 then pending or that may thereafter be considered by
8 the house.

9 A registered lobbyist shall not be admitted to
10 the floor of the house on any legislative day except
11 for ceremonial purposes or for attendance at public
12 hearings.

13 A lobbyist who represents the position of a state
14 government agency, in which the person serves or is
15 employed as the designated representative for purposes
16 of encouraging the passage or defeat of legislation,
17 shall file with the chief clerk of the house a
18 statement of the general subjects of legislation in
19 which the lobbyist is or may be interested, but shall
20 not lobby for or against a bill, resolution, or study
21 bill unless the lobbyist does so with the written
22 authorization and on behalf of a statewide elected
23 or retained official. The official's writing may
24 authorize the lobbyist to register and lobby for or
25 against any or all bills in which the lobbyist is
26 or may be interested or may restrict the lobbyist
27 to register and lobby for or against only some bills
28 in which the lobbyist is or may be interested. The
29 written authorizations shall be filed with the chief
30 clerk, according to a procedure established by the

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1 clerk for the filing of the authorizations and for
2 making them available to the public, by the following
3 statewide elected or retained official for the
4 following offices, departments, agencies, and branch:
5 By the attorney general, auditor of state, secretary
6 of state, and treasurer of state, for their respective
7 offices.

8 By the secretary of agriculture, for the department
9 of agriculture and land stewardship.

10 By the chairperson of the ethics and campaign
11 disclosure board, for the executive director, legal
12 counsel, and other employees of the board.

13 By the governor, for all other executive branch
14 offices and departments.

15 By the chief justice of the supreme court, for the
16 judicial branch.

17 Each member, employee of the house, and registered

18 lobbyist may report violations of this rule immediately
19 to the sergeant-at-arms or the chief clerk.

20 Any person for cause may be summarily dismissed
21 from the chamber of the house, by action of the house,
22 and may forfeit that person's right to admission
23 thereafter.

24 Rule 20A

25 Legislative Interns

26 A member may appoint one or more interns who shall
27 register with the chief clerk. Only one legislative
28 intern per member of the house is allowed on the floor
29 of the house at any one time.

30 Rule 21

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1 Distribution of Literature and Other Items

2 No person except a member or employee of the house
3 of representatives shall distribute or cause to be
4 distributed any pamphlets, material, or other printed
5 literature, or any other items to the members' desks
6 in the house without authorization. An employee
7 of the house shall generally distribute or cause
8 to be distributed such literature or items only on
9 behalf of the employee's office or staff. Items which
10 are permissible gifts under chapter 68B of the Code
11 may be distributed to the members' desks with the
12 authorization of the chief clerk.

13 All copies of pamphlets, material, or printed
14 literature distributed by a member or employee of the
15 house of representatives shall bear the name of the
16 member or employee's office or staff.

17 Other distributions of pamphlets, material, or
18 other printed literature shall bear their source of
19 origin and be distributed through the legislative
20 post office or to the members' desks by completing
21 a form containing a member's or the chief clerk's
22 authorization, with the authorization form filed with
23 the chief clerk. The authorization form shall be
24 retained for a reasonable time period by the chief
25 clerk.

26 Rule 22

27 Distribution of Materials Printed by the State

28 A member of the house shall not distribute maps,
29 books, and pamphlets which have been printed by the
30 state of Iowa and upon which the name of the member

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1 of the house has been affixed unless the member has
2 purchased the materials or unless the member has
3 affixed the words "Paid for by the citizens of Iowa and

4 distributed by representative (member's name)."

5 DIVISION IV — FORMS AND PROCEDURES FOR BILLS AND OTHER
6 DOCUMENTS

7 Rule 23

8 Documents Signed by the Speaker

9 All acts and joint resolutions shall be signed by
10 the speaker, and all writs, warrants, and subpoenas
11 issued by order of the house, shall be signed by the
12 speaker and attested by the chief clerk. The speaker
13 shall cause certificates of recognition or condolence
14 to be issued by the house which shall be signed by
15 the speaker and the chief clerk. The chief clerk
16 shall maintain a list of certificates issued including
17 the name of the requesting member of the house, the
18 name of the recipient, the reason for recognition or
19 condolence, and the date of issuance.

20 Rule 24

21 Presentation of Petitions

22 All petitions, memorials, and other papers addressed
23 to the house shall be signed by the member and filed
24 with the chief clerk. The receipt of petitions shall
25 be noted in the journal and such petitions shall be
26 available in the office of the chief clerk. At the
27 conclusion of each general assembly, the chief clerk
28 may dispose of petitions received during that general
29 assembly.

30 Rule 25

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1 Consideration of Simple and Concurrent Resolutions

2 Action on a simple or concurrent resolution, except
3 a memorial resolution, shall not be taken until one day
4 after the resolution has been placed on the members'
5 desks. After the resolution is adopted, the chief
6 clerk shall have the resolution printed in the compiled
7 journal and shall transmit certified copies of the
8 resolution as directed.

9 Rule 26

10 Unanimous Consent Calendar

11 The speaker may, upon the request of three members,
12 place on a unanimous consent calendar any house
13 resolution or concurrent resolution which does not
14 contain an appropriation and which has been laid over
15 under Rule 25.

16 If such resolution is placed on the unanimous
17 consent calendar, it may be removed only upon a written
18 request submitted to the speaker by a member of the
19 house.

20 If not removed after five legislative days, the
21 chief clerk shall call up the resolution and without
22 debate the speaker shall pronounce that it has passed

23 by unanimous consent.

24 If the resolution is removed from the unanimous
25 consent calendar, the speaker may again lay the
26 resolution over under Rule 25, place it on a different
27 calendar, or refer the resolution to any of the
28 standing committees of the house.

29 Rule 26A

30 Senate Bills and Resolutions

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1 A senate bill or resolution may be referred to a
2 standing committee or passed on file.

3 Rule 27

4 Forms of Bills and Joint Resolutions

5 Every house bill shall be introduced by one or more
6 members or by any standing or specially authorized
7 committee of the house or the administrative rules
8 review committee. All bills and joint resolutions
9 introduced shall be prepared by the legislative
10 services agency with title, enacting clause, text
11 and explanation as directed by the chief clerk of the
12 house. One copy of each bill shall be presented in a
13 bill cover with the number of copies of the bill and
14 the title as directed by the chief clerk.

15 Rule 28

16 Joint and Nullification Resolutions

17 Joint resolutions shall be framed and treated as
18 bills.

19 A "nullification resolution" is a joint resolution
20 which nullifies all of an administrative rule, or
21 a severable item of an administrative rule adopted
22 pursuant to chapter 17A of the Code. A nullification
23 resolution shall not amend an administrative rule by
24 adding language or by inserting new language in lieu of
25 existing language.

26 A nullification resolution may be introduced by an
27 individual, a standing committee or the administrative
28 rules review committee, and may be referred to a
29 standing committee. A nullification resolution is
30 debatable, but cannot be amended on the floor of the

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1 house.

2 Rule 29

3 Time of Introduction of Bills

4 No bill or joint resolution under individual
5 sponsorship, other than a nullification resolution,
6 shall be read for the first time after 4:30 p.m. on
7 Friday of the fifth week of the first regular session
8 of the general assembly unless a formal request for

9 drafting the bill has been filed with the legislative
10 services agency before that time.
11 After adjournment of the first regular session,
12 bills may be prefiled at any time before the convening
13 of the second regular session. No bill or joint
14 resolution under individual sponsorship, other than a
15 nullification resolution, shall be read for the first
16 time after 4:30 p.m. on Friday of the second week of
17 the second regular session of the general assembly
18 unless a formal request for drafting the bill has been
19 filed with the legislative services agency before that
20 time.
21 However, bills or joint resolutions sponsored
22 by standing committees or the administrative rules
23 review committee, co-sponsored by the majority and
24 minority floor leaders, or companion bills sponsored
25 by the house majority leader and the senate majority
26 leader may be drafted and introduced at any time
27 permissible under Joint Rule 20. House, concurrent,
28 and nullification resolutions may be introduced at any
29 time.
30 Rule 30

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1 Introduction and Reading of Bills
2 All bills and resolutions to be introduced in the
3 house shall be prepared in proper form and filed
4 with the chief clerk no later than 4:30 p.m. on the
5 legislative day preceding its introduction.
6 Every bill shall receive two readings but no bill
7 shall receive its first and last readings on the same
8 day.
9 A "reading of a bill" as required by these rules
10 shall consist of a reading of the title and enacting
11 clause.
12 Rule 31
13 First Reading, Commitment, and Amendment
14 1. A bill is introduced into the house by an
15 initial or "first reading of the bill".
16 2. When the house is in session the first reading
17 shall consist of a "reading" as provided in Rule 30.
18 3. Upon a first reading of the bill, the speaker
19 shall state that it is ready for commitment or
20 amendment; and the speaker shall commit it to the
21 standing or select committee, or to a committee of the
22 whole house. If to a committee of the whole house, the
23 house shall determine on what day.
24 4. On a nonlegislative day the speaker may cause a
25 statement, which shall consist of the title, enacting
26 clause, bill number and committee to which the bill
27 is referred, to be published in the house journal.

28 This publication shall constitute a first reading and
29 commitment and shall contain the notation "read and
30 committed under Rule 31".

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1 5. All amendments offered to bills and resolutions
2 shall be accompanied by such copies as the chief clerk
3 shall direct.

4 6. Such amendments shall give the number of
5 the bill sought to amend and the chief clerk shall
6 designate each such amendment thus: Amendment to
7 House File _____, or Senate File _____, by
8 _____.

9 7. A bill reported out by committee shall go to the
10 speaker who shall direct that the bill be placed on the
11 regular calendar unless it covers subject matter more
12 properly within the jurisdiction of some other standing
13 committee, in which case the speaker may refer the bill
14 to the proper standing committee. In order to expedite
15 important business and set a definite time for the
16 bill's consideration, the speaker may direct the bill
17 to be placed on the special order calendar.

18 8. No amendment to the rules of the house, to any
19 resolution or bill, except technical amendments and
20 amendments to bills substituted for by senate files
21 containing substantially identical title, language,
22 subject matter, purpose and intrasectional arrangement,
23 shall be considered by the membership of the house
24 without a copy of the amendment having been filed with
25 the chief clerk by 4:00 p.m. or within one-half hour of
26 adjournment, whichever is later, on the day preceding
27 floor debate on the amendment. If the house adjourns
28 prior to 2:00 p.m. on Friday, the final deadline is two
29 hours after adjournment. However, committee amendments
30 filed pursuant to the submission of the committee

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1 report may be accepted after this deadline. This
2 provision shall not apply to any proposal debated on
3 the floor of the house after the thirteenth week of
4 the first session and the twelfth week of the second
5 session. No amendment or amendment to an amendment
6 to a bill, rule of the house, or resolution shall be
7 considered by the membership of the house without
8 a copy of the amendment being on the desks of the
9 entire membership of the house prior to consideration.
10 However, the membership of the house may consider an
11 amendment or an amendment to an amendment to a bill,
12 rule of the house, or resolution without a copy of the
13 amendment being on the desks of the entire membership

14 of the house prior to consideration if a copy of the
15 amendment is made available to the entire membership of
16 the house electronically.

17 Rule 32

18 Commitment of Appropriation and Revenue Bills

19 All bills to appropriate money shall be referred to
20 the appropriations committee, and all bills pertaining
21 to the levy, assessment, or collection of taxes or fees
22 shall be referred to the committee on ways and means.

23 Rule 33

24 Regular Calendar

25 Bills, nullification resolutions, and joint
26 resolutions reported out for passage, amendment and
27 passage, or without recommendation by a committee,
28 or passed on file shall be arranged on a regular
29 calendar by the chief clerk each day and electronically
30 distributed to the members at the opening of each

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1 legislative day. The regular calendar shall include
2 a list of bills, nullification resolutions, and joint
3 resolutions which have been special ordered, including
4 the date upon which debate is scheduled to begin on
5 each of them, which shall be no sooner than ~~five~~ three
6 session days from the first date of publication on the
7 regular calendar.

8 Rule 34

9 Daily Debate Calendar

10 The majority floor leadership shall cause to be
11 prepared and electronically distributed to the members
12 at the opening of each legislative day when floor
13 action is scheduled, a daily debate calendar consisting
14 of bills, nullification resolutions, and joint
15 resolutions from the regular calendar setting forth the
16 number and title of bills, nullification resolutions,
17 and joint resolutions for the next legislative day that
18 floor action is scheduled.

19 This rule does not apply to bills which have passed
20 both houses in different forms, reconsiderations, or
21 veto reconsiderations.

22 Rule 35

23 Substitution of Bills

24 A senate bill or resolution may be substituted
25 for an identical house bill or resolution which has
26 been called up for debate. An amendment to a senate
27 bill or resolution which has been substituted for an
28 identical house bill or resolution is out of order if
29 an identical amendment to the house bill or resolution
30 was considered.

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1 If a bill is moved to unfinished business and a
2 similar senate bill is also on the calendar, both bills
3 shall be moved to unfinished business.
4 Rule 36
5 Consideration of Committee Amendments
6 After a bill has been referred and reported back,
7 it shall be considered on its first reading after the
8 amendments of the committee have been read.
9 Rule 37
10 Amendments to Special Order Bills
11 All amendments to bills which have been special
12 ordered shall be filed at least three session days
13 prior to the date set for debate. Amendments to an
14 amendment shall be filed at least two session days
15 prior to the date set for debate. However, corrective
16 amendments and amendments sponsored by either the
17 majority floor leader or the minority floor leader may
18 be filed at any time. Rule 31, subsection 8, shall not
19 apply to these amendments.
20 A corrective amendment is an amendment which does
21 not substantively change the amendment or the bill.
22 Rule 38
23 Germane Amendments
24 An amendment must be germane to the subject matter
25 of the bill it seeks to amend. An amendment to an
26 amendment must be germane to both the amendment and the
27 bill it seeks to amend. When a member objects to an
28 amendment on grounds that the amendment is not germane,
29 the speaker may invite members, who shall include the
30 majority and minority leaders, to the speaker's station

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1 to discuss the objection.
2 Rule 39
3 Consideration of Bills
4 Bills, including committee bills, joint resolutions,
5 and nullification resolutions, reported out for
6 passage, for amendment and passage, or without
7 recommendation by the committee, are first eligible to
8 be acted upon beginning the third legislative day they
9 appear on the regular calendar.
10 Committee reports shall be printed in the journal
11 immediately after they are filed with the chief clerk.
12 Reports recommending bills, joint resolutions, and
13 nullification resolutions for passage, for amendment
14 and passage, or without recommendation shall stand
15 approved unless written objections are filed during
16 the first legislative day following their printing in
17 the journal. If objections are filed, they shall be

18 disposed of as soon as possible.

19 Rule 40

20 Consideration of Bills Upon Last Reading

21 No amendment, unless by way of correcting an error
22 or omission, shall be received to any bill on its last
23 reading, and no debate shall be allowed on it.

24 Rule 41

25 Printing of Bills and Joint Resolutions

26 Bills and joint resolutions shall be printed in form
27 as provided by law and by rule. Each house may direct
28 the printing of an additional number of its own bills.

29 Legalizing bills of a local or private nature shall
30 be printed in bill form and placed in the files of the

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1 members, the same as other bills, in the order of their
2 introduction. The cost of printing shall be deposited
3 with the treasurer of state in advance at a rate to be
4 fixed, and the newspaper publication of the bill shall
5 be without cost to the state. No legalizing act may
6 be introduced until all provisions of law have been
7 complied with.

8 Rule 42

9 Certification and Engrossment of Bills

10 The chief clerk shall certify the passage of each
11 bill and note the date of its passage.

12 In engrossing a bill, the chief clerk shall
13 correct all obvious typographical, spelling, or other
14 clerical errors and change section subunit numbers
15 and letters and internal references as required to
16 conform the original bill to any amendments which have
17 been adopted. The chief clerk shall report all such
18 corrections or changes in the journal. The engrossed
19 bill shall be placed in the bill file with the original
20 bill and amendments.

21 Rule 43

22 Rereferral

23 A bill may be rereferred by the speaker or, upon
24 motion, by the house at any time before its passage and
25 after the report of its referral to committee.

26 Rule 44

27 Effect of Indefinite Postponement

28 When a question is indefinitely postponed, it shall
29 not be acted upon again during that session.

30 Rule 45

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1 Status of Bills Following First Regular Session
2 Except for those bills which have been adopted
3 by both houses in different forms, all bills which

4 have not been withdrawn, defeated, or indefinitely
5 postponed, shall be rereferred to committee upon
6 adjournment of the first regular session. ~~Within~~
7 ~~seven days after the first committee meeting following~~
8 ~~convening of the second regular session, the committee~~
9 ~~chair shall submit the bill to the full committee~~
10 ~~for action or the chair shall reassign the bill to a~~
11 ~~subcommittee.~~

12 DIVISION V — COMMITTEE PROCEDURES

13 Rule 46

14 Appointment of Committees

15 All committees shall be appointed by the speaker,

16 unless otherwise especially directed by the house.

17 Minority party members of a committee shall be

18 appointed by the speaker upon recommendation of the

19 minority leader.

20 Rule 47

21 Reserved

22 Rule 48

23 Study Bills

24 A study bill is any matter which a ~~member of the~~
25 ~~house chairperson of a standing committee~~ wishes to
26 have considered by ~~a~~ the standing committee of which
27 the member is the chair, other than appropriations,
28 without being introduced in the house by a first
29 reading. A study bill shall be prepared in proper form
30 by the legislative services agency prior to submission.

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1 Upon taking possession of a study bill, the
2 committee chair shall notify the speaker and then
3 submit four copies of the bill to the legal counsel's
4 office for numbering.

5 A study bill shall bear the name of the ~~member who~~
6 ~~wishes to have the bill considered~~ committee chair. A
7 study bill submitted by a state agency or board for
8 consideration shall bear the name of the state agency
9 or board. ~~A committee chair may submit a study bill in~~
10 ~~the name of that committee.~~

11 ~~Final committee action on a study bill shall not be~~
12 ~~taken until one day following the notation of the study~~
13 ~~bill assignment in the house journal.~~

14 Rule 49

15 Committee Meetings

16 No committee, except a conference committee or the

17 administrative rules review committee, shall meet

18 while the house is in session without special leave.

19 Committees with overlapping memberships shall not meet

20 at the same time without special leave.

21 Rule 50

22 Smoking Prohibited

23 Smoking shall not be permitted in the house or in
24 any area of the capitol building.

25 Rule 51

26 Assignments to Subcommittee

27 The chair of the committee shall report to the house
28 the bill number of each bill assigned to subcommittee
29 and the names of the subcommittee members. The report
30 shall be printed in the journal.

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1 All bills, prior to consideration by the committee,
2 shall be referred by the chair to a subcommittee,
3 unless acted upon by a committee of the whole.
4 The chair may assign bills to subcommittees without
5 a meeting of the committee, but the membership of the
6 subcommittee so appointed shall be reported ~~at the next~~
7 ~~meeting of to the committee~~ by the chair.

8 Rule 52

9 Open Meetings

10 Standing committee meetings shall be open, and
11 voting by secret ballot is prohibited. The committee
12 on administration and rules may close its meetings to
13 evaluate the professional competency of an individual.

14 Rule 53

15 Quorum and Vote Requirements

16 The committee roll shall be taken at the convening
17 of each meeting to determine the presence of a quorum.
18 A majority of the committee membership shall constitute
19 a quorum.

20 An affirmative vote of a majority of the committee
21 membership is required to report a bill out of
22 committee or to suspend a committee rule.

23 A motion to reconsider may be made only by a
24 committee member who voted on the prevailing side of
25 the question sought to be reconsidered. A motion to
26 reconsider may only be made prior to the adjournment of
27 the committee meeting at which the bill was reported
28 out.

29 If a member, who is in the committee room when a
30 question to report a bill out of committee is put, has

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1 not asked to be excused prior to commencing to take
2 the vote on the question, the member shall vote aye
3 or nay unless the committee has excused the member for
4 special reasons. However, a member may pass on the
5 first taking of the roll call on the question but shall
6 vote aye or nay when the member's name is called for a
7 second time.

8 Rule 54

9 Committee Attendance Record and Report of Committee
10 Form

11 1. A committee attendance record shall be filed
12 with the chief clerk no later than 10:00 a.m. or two
13 hours after the house convenes, whichever is later,
14 of the legislative day immediately following the day
15 of the committee meeting. The committee attendance
16 record is a public record and may be published in the
17 journal. The committee attendance record shall include
18 the following information:

- 19 a. The time the meeting convened.
- 20 b. The members present at the meeting.
- 21 c. The time the meeting adjourned.
- 22 d. A list of bills receiving final committee
23 disposition.

24 2. A report of committee form shall be filed with
25 the chief clerk no later than 10:00 a.m. or two hours
26 after the house convenes, whichever is later, of the
27 legislative day immediately following the day of the
28 committee meeting for each study bill, numbered bill
29 or resolution receiving final committee disposition.
30 The report of committee form is a public record and

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1 a report of committee action shall be printed in the
2 journal. The report of committee form shall include
3 the following information:

- 4 a. The committee action taken.
- 5 b. The committee amendment number, if any.
- 6 c. The roll call vote of the committee on final
7 disposition.
- 8 d. The minority recommendation, if any.

9 3. Upon final adjournment of the first session
10 and final adjournment of the second session of the
11 general assembly, the chair of each committee shall
12 have placed the committee's book of record containing
13 minutes, record roll calls on final disposition, record
14 roll call votes on any amendments considered, rules,
15 etc., with the chief clerk for access of any interested
16 person.

17 Rule 55

18 Minority Recommendation

19 The minority of the members of a committee may
20 present its recommendations on the final disposition
21 of a bill to the house by attaching its recommendation
22 to the committee report. The minority recommendation
23 shall be noted in the journal along with the committee
24 report.

25 Rule 56

26 Committee Amendment

27 Whenever a committee amendment is proposed which

28 would amend another committee amendment, the amendment
29 shall be drafted in the form of a substitute amendment
30 and shall be considered as such.

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1 Rule 57
2 Committee Notice and Agenda
3 Each committee shall prepare and publish a notice
4 and agenda of each committee meeting at least one
5 legislative day prior to the meeting. The notice and
6 agenda may be placed on the desks of or transmitted
7 electronically to committee members.
8 The notice shall contain the committee name, the
9 date, time, and location of the meeting.
10 The agenda shall contain the matters to be
11 discussed, including a list of bills, joint
12 resolutions, nullification resolutions, and study
13 bills by number. The agenda should contain the names
14 of individuals who are scheduled to appear before the
15 committee and the organization which they represent.
16 A bill, joint resolution, nullification resolution,
17 or study bill shall not be reported out of committee if
18 the bill was not included in the published notice and
19 agenda unless this rule is suspended by a majority of
20 the total membership of the committee.
21 A committee chair may call a meeting without
22 providing the required notice and agenda upon leave
23 of the house if a notice is either electronically
24 transmitted to committee members or placed on the desks
25 of committee members.
26 Rule 58
27 Clearing of Committee Room
28 The chair of a committee may clear the committee
29 room in case of any disturbance or disorderly conduct.
30 Rule 58A

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1 Use of Telephonic or Electronic Devices in Committee
2 Rooms Restricted
3 1. In any committee room while a standing committee
4 is in session:
5 a. A person shall mute any cell phone, computer, or
6 other electronic device under the person's control.
7 b. A person shall not use a cell phone or other
8 electronic device to audibly transmit or receive
9 communications.
10 2. The chair or acting chair of a standing
11 committee may clear the committee room of any person
12 acting in violation of this rule.
13 Rule 59

14 Committee Amendments

15 All amendments to a bill or resolution adopted in
16 committee shall be incorporated in a single committee
17 amendment or incorporated in a new committee bill.

18 Rule 60

19 Withdrawal of Bills, Joint Resolutions, or
20 Nullification Resolutions From Committee

21 A bill, joint resolution, or nullification
22 resolution which has been in committee for eighteen
23 legislative days following notation of such referral
24 in the journal may be withdrawn from the committee and
25 placed on the calendar by an affirmative vote of not
26 less than fifty-one members of the house.

27 Rule 61

28 Committee Public Hearings

29 The chair of a committee may call a public hearing
30 for the purpose of receiving public comment on any

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1 matter within the purview of the committee.

2 The chair shall call a public hearing upon the
3 written request of committee members according to
4 committee rules, but no more than one-third of the
5 committee members shall be required.

6 A public hearing shall not be called or requested
7 after final action on the bill, joint resolution,
8 or nullification resolution has been taken by the
9 committee. However, a public hearing called or
10 requested before final action has been taken by the
11 committee may be held after final action on the bill,
12 joint resolution, or nullification resolution has been
13 taken by the committee.

14 The chair shall designate ~~a time and place~~ the day
15 for a public hearing and provide public notice at least
16 five four days prior to a public hearing. A public
17 hearing shall take place in room 103 of the capitol
18 building and shall begin at 5:00 p.m. A speaker shall
19 not speak for more than two minutes. As is possible,
20 speakers shall be alternated between speakers speaking
21 in favor of the matter and speakers opposed to the
22 matter.

23 A bill, joint resolution, or nullification
24 resolution for which a public hearing has been called
25 can be voted to the calendar but cannot be debated
26 until after the public hearing has been held. If a
27 bill, joint resolution, or nullification resolution
28 for which a public hearing has been called is not
29 debated by the house during the session in which it
30 is introduced, the request for the public hearing is

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1 deemed to have lapsed upon adjournment sine die of that
2 session.
3 However, public hearings which have been requested
4 during or after the 9th week of the first session and
5 during or after the 7th week of the second session must
6 be held within four legislative days of the date of the
7 request.
8 Rule 62
9 Limitation on Filing of Claims
10 All claims shall be referred to the appropriations
11 committee. A claim referred to the appropriations
12 committee in a prior session of the general assembly
13 shall not be considered by the appropriations
14 committee or by the house unless it has been
15 specifically referred to this session by a vote of the
16 appropriations committee. The appropriations committee
17 is authorized to set a definite date each session after
18 which it will not receive claims or claim bills for
19 consideration.
20 DIVISION VI — COMMITTEE OF THE WHOLE
21 Rule 63
22 Organization of Committee of the Whole
23 In forming the committee of the whole house, the
24 speaker shall appoint a member to preside in committee
25 and then leave the chair.
26 Rule 64
27 Rules in Committee of the Whole
28 The rules of the house shall be observed in
29 committee of the whole house, so far as they are
30 applicable.

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1 Rule 65
2 Bills in Committee of the Whole
3 Bills committed to the committee of the whole house
4 shall first be debated by section. After the report
5 of the committee of the whole, the bill shall again be
6 subject to debate and amendment before a vote is had on
7 its last reading and passage.
8 Rule 66
9 Amendments by Committee of the Whole
10 All amendments made to a report committed to a
11 committee of the whole house shall be noted and
12 reported as in the case of bills.
13 DIVISION VII — MOTIONS
14 Rule 67
15 Order and Precedence of Motions
16 The following order of motions, listed in order
17 of precedence, shall govern when a question is under

18 debate:

- 19 1. Adjourn.
- 20 2. Recess.
- 21 3. Questions of privilege.
- 22 4. Lay on the table.
- 23 5. Previous question.
- 24 6. Limit debate.
- 25 7. Postpone definitely or to a certain time.
- 26 8. Refer or rerefer.
- 27 9. Defer.
- 28 10. Amend an amendment.
- 29 11. Amend.
- 30 12. Postpone indefinitely.

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- 1 A motion to postpone definitely or to a certain
- 2 time, to refer or commit, or to postpone indefinitely a
- 3 particular question shall not be considered more than
- 4 once on the same day.
- 5 Adoption of a motion to strike the enacting words is
- 6 equivalent to rejection of the question.
- 7 Rule 68
- 8 Order of Consideration of Amendments
- 9 Amendments shall be considered by earliest position
- 10 in the bill. Amendments to the same place in the bill
- 11 shall be considered by the lowest amendment number. An
- 12 amendment which inserts language after a line and an
- 13 amendment which inserts language before the succeeding
- 14 line shall be considered amendments to the same place
- 15 in the bill.
- 16 However, an amendment to strike the enacting clause
- 17 shall always be considered first. An amendment filed
- 18 by a committee shall have the next highest order of
- 19 priority, followed by an amendment to strike everything
- 20 after the enacting clause and insert new language. An
- 21 amendment to strike language or to strike and insert
- 22 new language, except an amendment to strike everything
- 23 after the enacting clause and insert new language,
- 24 shall not be considered before amendments to perfect
- 25 all or part of the same portion of the bill.
- 26 Rule 69
- 27 Motions Not Debatable
- 28 The following motions are not debatable:
- 29 1. Adjourn.
- 30 2. Adjourn to a certain time.

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- 1 3. Suspend house rules.
- 2 4. Previous question.
- 3 5. Close debate at a certain time.

- 4 6. Recess.
- 5 7. Defer.
- 6 8. Refer or rerefer.
- 7 9. Lay on the table.
- 8 10. Take from the table.
- 9 11. Call of the house.
- 10 12. Withdraw a bill or resolution from committee.
- 11 13. Appeal a decision of the chair.
- 12 14. Immediately message a bill or resolution.
- 13 Rule 69A
- 14 Constitutional Majority
- 15 1. The following motions require a constitutional
- 16 majority for approval:
- 17 a. Final passage of a bill, joint resolution, or
- 18 nullification resolution.
- 19 b. Lay on the table.
- 20 c. Take from the table.
- 21 d. Suspend house rules.
- 22 e. Previous question.
- 23 f. Withdraw a bill or resolution from committee.
- 24 g. Reconsider a bill, joint resolution, or
- 25 nullification resolution.
- 26 h. Immediately message a bill or resolution.
- 27 2. A division must be taken on any motion which
- 28 requires a constitutional majority.
- 29 Rule 70
- 30 Motion to Adjourn

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- 1 A motion to adjourn shall always be in order, except
- 2 when a member is speaking or the house is voting.
- 3 Rule 71
- 4 Withdrawal of Motions
- 5 After a motion is stated by the speaker or read by
- 6 the chief clerk, it shall be deemed to be in possession
- 7 of the house, but may be withdrawn by leave of the
- 8 house.
- 9 Rule 72
- 10 Unanimous Consent
- 11 Unanimous consent of the members may be asked for
- 12 suspension of any rule of the house. If there is no
- 13 objection to the request, the rule shall be considered
- 14 suspended.
- 15 Rule 73
- 16 Reconsideration
- 17 1. A motion to reconsider may be made only by a
- 18 member who voted on the prevailing side of the question
- 19 sought to be reconsidered.
- 20 2. A motion to reconsider may be made not later
- 21 than adjournment on the legislative day following
- 22 the legislative day of the action sought to be

23 reconsidered. Where the floor manager voted on
24 the prevailing side, the floor manager has the
25 prior right to make the motion, until adjournment
26 on the legislative day of the action sought to be
27 reconsidered. A motion to reconsider a nullification
28 resolution shall be acted upon not later than
29 adjournment on the legislative day following
30 the legislative day of the action sought to be

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1 reconsidered.
2 3. A motion to reconsider made beginning the
3 fifteenth week of the first regular session, or the
4 thirteenth week of the second regular session, may be
5 taken up when made. A motion made at any other time
6 may be taken up prior to the third legislative day
7 succeeding the legislative day of the action sought
8 to be reconsidered only if called up by the mover,
9 and after the second legislative day succeeding the
10 legislative day of the action sought to be reconsidered
11 if called up by any member.
12 4. The making of a motion to reconsider takes
13 precedence over all other questions.
14 5. When passage, adoption, or failure of any bill,
15 joint resolution, or nullification resolution is
16 reconsidered, questions on amendments may also be
17 reconsidered and shall be disposed of immediately.
18 6. In the event that a motion to reconsider
19 is pending at the end of the first session or any
20 extraordinary session of any general assembly, or the
21 general assembly adjourns sine die, and the motion to
22 reconsider has not been voted upon by the house, the
23 motion shall be determined to have failed.
24 DIVISION VIII — VOTING
25 Rule 74
26 Manner of Voting
27 Members present may cast their votes, either by
28 operating the voting mechanism located at their
29 assigned desk or by signaling the speaker from the
30 floor of the house or from the south visitors' gallery

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1 if they are unable to vote at their assigned desk.
2 Only a member may operate the voting mechanism at that
3 member's assigned desk. The speaker shall announce the
4 votes of members signaling their votes. Upon direction
5 of the speaker only those members at their desks and
6 voting shall be counted. Members who are not present
7 shall not cast their votes except:
8 1. Members who have not voted may record their

9 votes on any record roll call vote except quorum calls
10 within twenty minutes after the outcome of the vote
11 has been announced during the first session of the
12 eighty-ninth general assembly and within ten minutes
13 after the outcome of the vote has been announced
14 during the second session of the eighty-ninth general
15 assembly. Members shall initial their recorded votes
16 on a copy of the record roll call at the speaker's
17 station. However, if the aggregate of votes cast
18 under this rule would change the outcome of the vote
19 on a question, then none of the votes cast on the
20 question under this rule shall be recorded. A member
21 may request announcement of the names of members so
22 recorded after the twenty-minute period or ten-minute
23 period, as applicable.

24 2. Members meeting in a conference committee
25 or in administrative rules review committee at the
26 time a vote is taken on a question may have their
27 vote recorded within thirty minutes or adjournment,
28 whichever is first, of that same legislative day,
29 provided the aggregate of votes cast does not change
30 the outcome of the vote on a question.

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1 Rule 75
2 Voting in the House and Duty of Voting
3 Voting on a question put to members on the floor of
4 the house shall not occur between midnight and 8 a.m.
5 on any legislative day except for voting on a motion to
6 recess, defer, or adjourn. Except as limited in Rule
7 76, every member who is in the house when a question is
8 put shall vote unless the house has excused that member
9 from voting for special reasons; however, such member
10 must have asked to be excused from voting prior to the
11 time the speaker puts the question.

12 Rule 76
13 Limitation on Right to Vote
14 No member shall vote on any question in which
15 the member or the member's immediate family member,
16 as defined in chapter 68B of the Code, has a direct
17 financial interest different from other similarly
18 situated persons or classes of persons of the general
19 public.

20 Rule 77
21 Call of the House
22 Upon written request of five members, the presiding
23 officer shall compel attendance of absent and unexcused
24 members for the consideration of specified bills,
25 resolutions, or amendments.
26 A call of the house shall specify the propositions
27 to which it is to apply and must be put into effect

28 before roll call is taken on the proposition. The
29 request may be filed with the chief clerk at any time
30 before final action upon the propositions, who shall

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1 notify the house immediately.
2 Rule 78
3 Method of Calling the House
4 Upon a call of the house, the names of the members
5 shall be called by the chief clerk and the absentees
6 noted, after which the names of the absentees shall
7 again be called. The sergeant-at-arms shall be
8 directed by the speaker to compel the attendance of
9 absent members, unless they are previously excused.
10 Any member occupying the member's seat during a call
11 of the house shall be counted by the speaker and that
12 person's name entered in the journal as being present
13 for the purpose of making a quorum.
14 Rule 79
15 Method of Calling the Roll
16 The electrical voting machine shall be used for a
17 call of the house, a quorum call or a roll call vote
18 on any question. If the electrical voting machine is
19 not in operating order when it is necessary to take
20 a record roll call vote, the presiding officer shall
21 order the vote to be taken by calling the roll in
22 alphabetical order, except the name of the presiding
23 officer shall be called last.
24 During the casting of the vote with the voting
25 machine, the individual votes and the vote totals shall
26 be shown on the display boards. Before the voting
27 machine is closed, the presiding officer shall inquire
28 of the house, "Have you all voted?"
29 Rule 80
30 Quorum and Record Roll Call Votes

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1 A majority of the members shall constitute a quorum.
2 A record roll call vote shall be ordered upon
3 request of any two members. The names of the members
4 requesting the record roll call shall be entered in the
5 journal.
6 Rule 81
7 Previous Question
8 When a member moves for the previous question, the
9 member shall state whether the motion will apply to the
10 main question, to all the amendments, or to particular
11 amendments. The motion requires an affirmative vote of
12 at least a constitutional majority of the members. If
13 the motion for a previous question is not adopted, the

14 house shall proceed in the same manner as before the
15 motion was made.

16 If the motion is adopted, all debate must end and
17 the house will vote upon the question except:

18 1. If the motion applies to the main question, the
19 member in charge of the measure will have ten minutes
20 to speak for the purpose of closing discussion before
21 the vote on the measure is taken.

22 2. If the motion applies to an amendment, the
23 member proposing the amendment will have five minutes
24 to speak for the purpose of closing discussion before
25 the vote on the amendment is taken.

26 3. If a member has filed a written request with
27 the chief clerk of the house indicating the member's
28 desire to speak on a particular question. The request
29 must be filed before the motion is made by the movant.
30 The request allows a member to speak on a particular

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1 question before the closing discussion by the member
2 who is in charge of the measure or who is proposing the
3 amendment.

4 Rule 82

5 Division of the Question

6 Any member may call for a division of the question,
7 which shall be divided if it comprehends questions so
8 distinct that one being taken away, the remainder may
9 stand separately for discussion by the house. Upon
10 request to divide an amendment, the chief clerk shall
11 restate the division and note the divided amendment in
12 the house journal. An amendment to strike out being
13 lost shall not preclude an amendment to strike out and
14 insert. An amendment to strike out and insert shall be
15 deemed indivisible.

B. Meyer of Polk offered amendment H-1001 filed by him.

Shipley of Van Buren asked and received unanimous consent to withdraw amendment H-1006, to amendment H-1001, filed by him from the floor.

Staed of Linn rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point well taken.

Hall of Woodbury rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point well taken.

B. Meyer of Polk moved the adoption of amendment H-1001.

Roll call was requested by B. Meyer of Polk and Donahue of Linn.

On the question "Shall amendment H-1001 be adopted?" (H.R. 3)

The ayes were, 35:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Cahill	Cohoon	Donahue
Ehlert	Gjerde	Hall	Hansen
Hunter	Isenhardt	Jacoby	Judge
Konfrst	Kressig	Kurth	Mascher
McConkey	Meyer, B.	Nielsen	Oldson
Prichard	Running-Marquardt	Smith	Staed
Steckman	Sunde	Wessel-Kroeschell	Wilburn
Williams	Winckler	Wolfe	

The nays were, 55:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossman
Bradley	Brink	Cisneros	Deyoe
Dolecheck	Fisher	Fry	Gerhold
Gobble	Graber	Gustafson	Hein
Hite	Holt	Ingles	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Latham	Lohse	Lundgren
Maxwell	McClintock	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Nordman
Osmundson	Paustian	Salmon	Sexton
Shipley	Siegrist	Sorensen	Stone
Thompson	Thorup	Westrich	Wills
Windschitl	Worthan	Speaker	
		Grassley	

Absent or not voting, 10:

Brown-Powers	Bush	Forbes	Gaines
James	Landon	Olson	Sieck
Thede	Wheeler		

Amendment H-1001 lost.

B. Meyer of Polk offered amendment H-1002 filed by him.

Shipley of Van Buren asked and received unanimous consent to

withdraw amendment H-1007, to amendment H-1002, filed by him from the floor.

B. Meyer of Polk moved the adoption of amendment H-1002.

Roll call was requested by B. Meyer of Polk and Steckman of Cerro Gordo.

On the question "Shall amendment H-1002 be adopted?" (H.R. 3)

The ayes were, 35:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Cahill	Cohoon	Donahue
Ehlert	Gjerde	Hall	Hansen
Hunter	Isenhardt	Jacoby	Judge
Konfrst	Kressig	Kurth	Mascher
McConkey	Meyer, B.	Nielsen	Oldson
Prichard	Running-Marquardt	Smith	Staed
Steckman	Sunde	Wessel-Kroeschell	Wilburn
Williams	Winckler	Wolfe	

The nays were, 55:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossman
Bradley	Brink	Cisneros	Deyoe
Dolecheck	Fisher	Fry	Gerhold
Gobble	Graber	Gustafson	Hein
Hite	Holt	Ingles	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Latham	Lohse	Lundgren
Maxwell	McClintock	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Nordman
Osmundson	Paustian	Salmon	Sexton
Shipley	Siegrist	Sorensen	Stone
Thompson	Thorup	Westrich	Wills
Windschitl	Worthan	Speaker	
		Grassley	

Absent or not voting, 10:

Brown-Powers	Bush	Forbes	Gaines
James	Landon	Olson	Sieck
Thede	Wheeler		

Amendment H-1002 lost.

B. Meyer of Polk offered amendment H-1003 filed by him and moved its adoption.

Roll call was requested by B. Meyer of Polk and Konfrst of Polk.

On the question "Shall amendment H-1003 be adopted?" (H.R. 3)

The ayes were, 36:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Cahill	Cohoon	Donahue
Ehlert	Gjerde	Hall	Hansen
Hunter	Isenhardt	Jacobsen	Jacoby
Judge	Konfrst	Kressig	Kurth
Mascher	McConkey	Meyer, B.	Nielsen
Oldson	Prichard	Running-Marquardt	Smith
Staed	Steckman	Sunde	Wessel-Kroeschell
Wilburn	Williams	Winckler	Wolfe

The nays were, 54:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossmann
Bradley	Brink	Cisneros	Deyoe
Dolecheck	Fisher	Fry	Gerhold
Gobble	Graber	Gustafson	Hein
Hite	Holt	Ingles	Jeneary
Jones	Kaufmann	Kerr	Klein
Latham	Lohse	Lundgren	Maxwell
McClintock	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Nordman	Osmundson
Paustian	Salmon	Sexton	Shipley
Siegrist	Sorensen	Stone	Thompson
Thorup	Westrich	Wills	Windschitl
Worthan	Speaker		
	Grassley		

Absent or not voting, 10:

Brown-Powers	Bush	Forbes	Gaines
James	Landon	Olson	Sieck
Thede	Wheeler		

Amendment H-1003 lost.

B. Meyer of Polk offered amendment H-1004 filed by him and moved its adoption.

Roll call was requested by B. Meyer of Polk and Abdul-Samad of Polk.

On the question "Shall amendment H-1004 be adopted?" (H.R. 3)

The ayes were, 36:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Cahill	Cohoon	Donahue
Ehlert	Gjerde	Hall	Hansen
Hunter	Isenhardt	Jacobsen	Jacoby
Judge	Konfrst	Kressig	Kurth
Mascher	McConkey	Meyer, B.	Nielsen
Oldson	Prichard	Running-Marquardt	Smith
Staead	Steckman	Sunde	Wessel-Kroeschell
Wilburn	Williams	Winckler	Wolfe

The nays were, 54:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossmann
Bradley	Brink	Cisneros	Deyoe
Dolecheck	Fisher	Fry	Gerhold
Gobble	Graber	Gustafson	Hein
Hite	Holt	Ingles	Jeneary
Jones	Kaufmann	Kerr	Klein
Latham	Lohse	Lundgren	Maxwell
McClintock	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Nordman	Osmundson
Paustian	Salmon	Sexton	Shipley
Siegrist	Sorensen	Stone	Thompson
Thorup	Westrich	Wills	Windschitl
Worthan	Speaker		
	Grassley		

Absent or not voting, 10:

Brown-Powers	Bush	Forbes	Gaines
James	Landon	Olson	Sieck
Thede	Wheeler		

Amendment H-1004 lost.

B. Meyer of Polk offered amendment H-1005 filed by him and moved its adoption.

Roll call was requested by B. Meyer of Polk and Donahue of Linn.

On the question "Shall amendment H-1005 be adopted?" (H.R. 3)

The ayes were, 36:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Cahill	Cohoon	Donahue
Ehlert	Gjerde	Hall	Hansen

Hunter	Isenhardt	Jacobsen	Jacoby
Judge	Konfrst	Kressig	Kurth
Mascher	McConkey	Meyer, B.	Nielsen
Oldson	Prichard	Running-Marquardt	Smith
Staed	Steckman	Sunde	Wessel-Kroeschell
Wilburn	Williams	Winckler	Wolfe

The nays were, 54:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossman
Bradley	Brink	Cisneros	Deyoe
Dolecheck	Fisher	Fry	Gerhold
Gobble	Graber	Gustafson	Hein
Hite	Holt	Ingles	Jeneary
Jones	Kaufmann	Kerr	Klein
Latham	Lohse	Lundgren	Maxwell
McClintock	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Nordman	Osmundson
Paustian	Salmon	Sexton	Shipley
Siegrist	Sorensen	Stone	Thompson
Thorup	Westrich	Wills	Windschitl
Worthan	Speaker		
	Grassley		

Absent or not voting, 10:

Brown-Powers	Bush	Forbes	Gaines
James	Landon	Olson	Sieck
Thede	Wheeler		

Amendment H-1005 lost.

Dolecheck of Ringgold moved the adoption of House Resolution 3.

Roll call was requested by B. Meyer of Polk and Donahue of Linn.

On the question "Shall the resolution be adopted?" (H.R. 3)

The ayes were, 55:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossman
Bradley	Brink	Cisneros	Deyoe
Dolecheck	Fisher	Fry	Gerhold
Gobble	Graber	Gustafson	Hein
Hite	Holt	Ingles	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Latham	Lohse	Lundgren
McClintock	McConkey	Meyer, A.	Mitchell

Mohr	Mommsen	Moore	Nordman
Osmundson	Paustian	Salmon	Sexton
Shipley	Siegrist	Sorensen	Stone
Thompson	Thorup	Westrich	Wills
Windschitl	Worthan	Speaker	
		Grassley	

The nays were, 35:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Cahill	Cohoon	Donahue
Ehlert	Gjerde	Hall	Hansen
Hunter	Isenhardt	Jacoby	Judge
Konfrst	Kressig	Kurth	Mascher
Maxwell	Meyer, B.	Nielsen	Oldson
Prichard	Running-Marquardt	Smith	Staed
Steckman	Sunde	Wessel-Kroeschell	Wilburn
Williams	Winckler	Wolfe	

Absent or not voting, 10:

Brown-Powers	Bush	Forbes	Gaines
James	Landon	Olson	Sieck
Thede	Wheeler		

The motion prevailed and the resolution was adopted.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Brown-Powers of Black Hawk	Bush of Cherokee
Forbes of Polk	Gaines of Polk
James of Dubuque	Landon of Polk
Sieck of Mills	Thede of Scott
Wheeler of Sioux	

REREFERRED

The Speaker announced that House File 117, previously referred to committee on **Human Resources** was rereferred to committee on **Ways and Means**.

STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 101 Transportation

Relating to certain reporting dates for cities which receive road use tax fund moneys.

H.S.B. 102 Transportation

Relating to commercial driver's license driving skills tests, providing fees, and including effective date provisions.

H.S.B. 103 Transportation

Relating to notice requirements for abandoned vehicles taken into custody by a police authority or private entity.

H.S.B. 104 Education

Relating to the determination of a student's district of residence for purposes of open enrollment payments and including applicability provisions.

H.S.B. 105 Education

Relating to programs for at-risk children.

H.S.B. 106 Education

Relating to the calculation of education funding for children living in certain facilities and including applicability provisions.

H.S.B. 107 Education

Striking certain reporting requirements related to nonprofit school organizations established by school districts.

H.S.B. 108 Education

Relating to the duties of the child development coordinating council.

H.S.B. 109 Education

Relating to open enrollment of certain students and the determination of good cause and including applicability provisions.

H.S.B. 110 Education

Relating to eligibility requirements for students under the senior year plus program and including effective date provisions.

H.S.B. 111 Information Technology

Relating to the office of the chief information officer, including procurement preferences and a report detailing state information technology assets.

H.S.B. 112 Judiciary

Relating to child endangerment committed by a sex offender, and providing penalties.

H.S.B. 113 Commerce

Relating to the financial exploitation of designated eligible adults, and making an appropriation.

H.S.B. 114 Labor

Relating to the nonvoting membership of the Iowa workforce development board.

H.S.B. 115 Public Safety

Relating to judicial officer, prosecuting attorney, and peace officer personal information under the control of local officials, providing penalties, and including effective date provisions.

H.S.B. 116 Public Safety

Establishing which actions may be brought against firearm and

ammunition manufacturers, distributors, importers, trade associations, sellers, or dealers.

H.S.B. 117 Public Safety

Relating to officer disciplinary actions.

H.S.B. 118 Transportation

Relating to motor vehicle accidents resulting in injury or death, and making penalties applicable.

H.S.B. 119 Commerce

Relating to various matters under the purview of the insurance division of the department of commerce, providing fees, making an appropriation, and resolving inconsistencies.

H.S.B. 120 Ways and Means

Relating to the administration of the reimbursement for rent constituting property taxes paid and related matters and including effective date provisions.

H.S.B. 121 Human Resources

Relating to the prescribing and dispensing of self-administered hormonal contraceptives.

H.S.B. 122 State Government

Relating to the adoption of the audiology and speech language pathology interstate compact.

H.S.B. 123 State Government

Relating to midwife licensure, providing for fees, and making penalties applicable.

H.S.B. 124 Information Technology

Permitting optical fiber additions on certain easements, providing remedies, and including retroactive applicability provisions.

SUBCOMMITTEE ASSIGNMENTS**House File 79**

State Government: Mitchell, Chair; Cohoon and Jones.

House File 84

Commerce: Landon, Chair; Nielsen and Westrich.

House File 87

Commerce: Mohr, Chair; Cisneros and McConkey.

House File 92

Labor: Dolecheck, Chair; Donahue and Stone.

House File 97

State Government: Jones, Chair; Hunter and Mitchell.

House File 103

Education: Thompson, Chair; Gobble and Smith.

House File 106

Education: Hite, Chair; Brink and Mascher.

House File 107

Human Resources: Osmundson, Chair; Fry and Mascher.

House File 115

Human Resources: Dolecheck, Chair; Bergan and Sunde.

House File 132

State Government: Lundgren, Chair; Donahue and Jones.

House File 133 Reassigned

State Government: Bacon, Chair; Gjerde and Lundgren.

House File 139

State Government: Moore, Chair; A. Meyer and Wilburn.

House File 148

State Government: Bossman, Chair; Boden and Konfrst.

STUDY BILL SUBCOMMITTEE ASSIGNMENTS**House Study Bill 101**

Transportation: Cisneros, Chair; Cohoon and Thorup.

House Study Bill 102

Transportation: Best, Chair; Kressig and Worthan.

House Study Bill 103

Transportation: Thorup, Chair; Bradley and Cohoon.

House Study Bill 104

Education: Gobble, Chair; Moore and Winckler.

House Study Bill 105

Education: Salmon, Chair; Brink and Donahue.

House Study Bill 106

Education: Kerr, Chair; Donahue and Ingels.

House Study Bill 107

Education: Stone, Chair; Fry and Steckman.

House Study Bill 108

Education: Ingels, Chair; Dolecheck and Ehlert.

House Study Bill 109

Education: Salmon, Chair; Bossman and Cahill.

House Study Bill 110

Education: Sorensen, Chair; Dolecheck and Mascher.

House Study Bill 111

Information Technology: Brink, Chair; Bennett and Latham.

House Study Bill 112

Judiciary: Kaufmann, Chair; Westrich and Wolfe.

House Study Bill 113

Commerce: Deyoe, Chair; Andrews and Hall.

House Study Bill 114

Labor: Deyoe, Chair; Bush and Cahill.

House Study Bill 115

Public Safety: Paustian, Chair; Jeneary and Kressig.

House Study Bill 116

Public Safety: Holt, Chair; Klein and Steckman.

House Study Bill 117

Public Safety: Andrews, Chair; Breckenridge and Holt.

House Study Bill 118

Transportation: Bradley, Chair; B. Meyer and Thorup.

House Study Bill 119

Commerce: Graber, Chair; Judge and Lohse.

House Study Bill 120

Ways and Means: Bergan, Chair; Gjerde and Graber.

House Study Bill 121

Human Resources: A. Meyer, Chair; Lundgren and Wessel-Kroeschell.

House Study Bill 122

State Government: Mitchell, Chair; Gjerde and Siegrist.

House Study Bill 123

State Government: Kaufmann, Chair; Bloomingdale, Konfrst, Lundgren and Mascher.

House Study Bill 124

Information Technology: Hite, Chair; Shipley and Steckman.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

MEGHAN NELSON
Chief Clerk of the House

COMMITTEE ON EDUCATION

Committee Bill (Formerly House File 5), expanding the health care professional recruitment program.

Fiscal Note: **No**

Recommendation: **Do Pass** January 21, 2021.

COMMITTEE ON JUDICIARY

Committee Bill (Formerly House Study Bill 17), relating to the sex offender registry including duration of registration requirements and sexually motivated extortion.

Fiscal Note: **No**

Recommendation: **Do Pass** January 20, 2021.

Committee Bill (Formerly House Study Bill 23), relating to replacement of the term visitation with the term parenting time relative to time awarded to a parent.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** January 20, 2021.

Committee Bill (Formerly House Study Bill 41), proposing an amendment to the Constitution of the State of Iowa that the Constitution of the State of Iowa does not recognize, grant, or secure a right to abortion or require the public funding of abortion.

Fiscal Note: **No**

Recommendation: **Do Pass** January 20, 2021.

COMMITTEE ON PUBLIC SAFETY

Committee Bill (Formerly House Study Bill 9), 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** January 21, 2021.

Committee Bill (Formerly House Study Bill 63), relating to assault involving a laser emitting a visible light beam and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Do Pass** January 21, 2021.

COMMITTEE ON VETERANS AFFAIRS

Committee Bill (Formerly House Study Bill 43), relating to the military code and duty performed by a member of the United States coast guard.

Fiscal Note: **No**

Recommendation: **Do Pass** January 21, 2021.

Committee Bill (Formerly House Study Bill 44), relating to the approval procedures for claims for the military service property tax exemption and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** January 21, 2021.

AMENDMENTS FILED

H-1006	H.R.	3	Shipley of Van Buren
H-1007	H.R.	3	Shipley of Van Buren

On motion by Windschitl of Harrison, the House adjourned at 4:04 p.m., until 9:30 a.m., Friday, January 22, 2021.

JOURNAL OF THE HOUSE

Twelfth Calendar Day - Ninth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Friday, January 22, 2021

The House met pursuant to adjournment at 9:32 a.m., Gobble of Polk in the chair.

Prayer was offered by Gobble of Polk.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Janice Gobble of West Point. She is the mother of Gobble of Polk.

The Journal of Thursday, January 21, 2021, was approved.

INTRODUCTION OF BILLS

House Joint Resolution 3, by Wills, a joint resolution applying for an Article V convention to propose an amendment to the Constitution of the United States that imposes specified limitations on the members of Congress, and requesting Congress to similarly propose such an amendment.

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

House Joint Resolution 4, 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 Joint Resolution 5, by committee on Judiciary, a joint resolution proposing an amendment to the Constitution of the State of Iowa that the Constitution of the State of Iowa does not recognize, grant, or secure a right to abortion or require the public funding of abortion.

Read first time and placed on the **calendar**.

House File 159, by Hunter, Olson, Jacoby, Kressig, Cahill, Wilburn, Staed, Konfrst, James, Mascher, Gjerde, Ehlert, and Cohoon, a bill for an act designating correctional officers 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 160, by Hunter, Olson, Jacoby, Wessel-Kroeschell, Cahill, Wilburn, Staed, Mascher, Gjerde, and Ehlert, 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 161, by Hunter, Olson, Jacoby, Steckman, Kressig, Cahill, Wilburn, Staed, James, Mascher, Brown-Powers, Gjerde, Ehlert, and Cohoon, 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 162, by Hunter, Olson, Wilburn, Staed, Gjerde, and Ehlert, 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 163, by Hunter, Olson, Jacoby, Anderson, Wessel-Kroeschell, Kressig, Cahill, Wilburn, Staed, James, Brown-Powers, Mascher, Ehlert, and Cohoon, a bill for an act relating to the manufacture, delivery, or possession of marijuana and the possession of drug paraphernalia, and providing penalties.

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

House File 164, by Nordman, a bill for an act relating to the inclusion of the value of child restraint systems in the partial loss calculation for specified insurance settlements of first-party automobile partial losses and including applicability provisions.

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

House File 165, by Shipley, a bill for an act relating to violations of school instructional time requirements for the school year beginning July 1, 2020, by restricting the collection of or providing for the refund of certain taxes, and including effective date and retroactive applicability provisions.

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

House File 166, by Salmon, a bill for an act relating to disclosure of sponsors of research conducted by persons employed by public institutions of higher education.

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

House File 167, by Sorensen, a bill for an act relating to seizure disorders and establishing certain requirements for school districts, accredited nonpublic schools, and the department of education.

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

House File 168, by Anderson, a bill for an act creating a crude oil disaster prevention and response fee, and providing for the deposit of the fees in certain water quality funds.

Read first time and referred to committee on **Environmental Protection**.

House File 169, by Fry, a bill for an act relating to the required reporting of the administration of vaccines and immunizations to the statewide immunization registry, and providing for licensee discipline.

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

House File 170, by Salmon, a bill for an act establishing the protecting freedom of conscience from government discrimination Act, and including effective date provisions.

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

House File 171, 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 172, by Salmon, 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 173, by Salmon, 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 174, 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 175, by Anderson, 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 176, by Hunter, Olson, Jacoby, Kressig, Staed, Konfrst, James, B. Meyer, Winckler, Mascher, Gjerde, Brown-Powers, and Cohoon, 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 177, by Hunter, Olson, Jacoby, Anderson, Kressig, Cahill, Wilburn, Staed, Konfrst, James, Winckler, Mascher, Brown-Powers, Gjerde, and Ehlert, a bill for an act relating to employee organization elections administered by the public employment relations board and including effective date and applicability provisions.

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

House File 178, by Hunter, Olson, Jacoby, Anderson, Wessel-Kroeschell, Kressig, Wilburn, Staed, Konfrst, Winckler, Gjerde, Mascher, Brown-Powers, and Ehlert, 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 179, by Hunter, Olson, Jacoby, Anderson, Steckman, Cahill, Wilburn, Staed, James, B. Meyer, Winckler, Gjerde, Mascher, Brown-Powers, Ehlert, and Cohoon, 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 180, by Hunter, Olson, Jacoby, Wessel-Kroeschell, Kressig, Steckman, Cahill, Wilburn, Staed, James, Winckler, Gjerde, Mascher, Brown-Powers, and Cohoon, a bill for an act concerning wage payment collection issues arising between employers and employees, providing penalties and remedies, and including effective date provisions.

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

House File 181, by Anderson, a bill for an act requiring a rehabilitation plan and a post-incarceration 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 182, by Osmundson, a bill for an act providing for the future repeal of the beverage containers control program, making appropriations, and including effective date provisions.

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

House File 183, by B. Meyer, 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 **Transportation**.

House File 184, by Salmon, a bill for an act relating to student participation in interscholastic or intramural athletic teams or sports based on biological sex.

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

House File 185, by Salmon, a bill for an act relating to the exposure of minors to, and the participation of minors in, inappropriate programming at public libraries and public elementary and secondary schools, and providing penalties.

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

House File 186, by Shipley, a bill for an act relating to human services and juvenile justice including child custody, child in need of assistance, and family in need of assistance proceedings, establishing the department of family stabilization and preservation, providing penalties, and including effective date provisions.

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

House File 187, by Salmon, a bill for an act relating to unfair practices involving access to areas of public accommodations or educational institutions.

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

House File 188, by Hunter, Olson, Jacoby, Anderson, Wessel-Kroeschell, Kressig, Steckman, Cahill, Wilburn, Staed, Konfrst, James, Mascher, Brown-Powers, Gjerde, and Ehlert, 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 189, by Hunter, Olson, Kressig, Wessel-Kroeschell, Staed, Mascher, Brown-Powers, and Ehlert, 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 190, by Fry, a bill for an act relating to cross-over visitation between residents or tenants in a shared campus long-term care facility during a national public health emergency or public health disaster.

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

House File 191, by Fry, a bill for an act relating to visitation restrictions applicable to nursing facilities during a national public health emergency or public health disaster.

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

House File 192, by Mohr, a bill for an act relating to child sexual abuse and child sexual assault awareness and prevention.

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

House File 193, by Salmon, a bill for an act relating to actions relative to treatment or intervention regarding the discordance between a minor's sex and gender identity, and providing civil penalties.

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

House File 194, by Hunter, Olson, Jacoby, Anderson, Kressig, Wilburn, Staed, Konfrst, James, Mascher, Brown-Powers, Gjerde, and Ehlert, 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 **Labor**.

House File 195, by Hunter, Olson, Anderson, Steckman, Kressig, Wilburn, and Staed, a bill for an act relating to public construction bidding.

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

House File 196, by committee on Education, a bill for an act expanding the health care professional recruitment program.

Read first time and placed on the **calendar**.

House File 197, by committee on Veterans Affairs, a bill for an act relating to the approval procedures for claims for the military service property tax exemption and including applicability provisions.

Read first time and placed on the **calendar**.

House File 198, by committee on Public Safety, a bill for an act relating to assault involving a laser emitting a visible light beam and making penalties applicable.

Read first time and placed on the **calendar**.

House File 199, 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 200, by committee on Veterans Affairs, a bill for an act relating to the military code and duty performed by a member of the United States coast guard.

Read first time and placed on the **calendar**.

House File 201, by committee on Judiciary, a bill for an act relating to the sex offender registry including duration of registration requirements and sexually motivated extortion.

Read first time and placed on the **calendar**.

STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 125 State Government

Relating to approval of executive branch employee travel claims.

H.S.B. 126 State Government

Relating to reporting requirements concerning the department of administrative services.

H.S.B. 127 State Government

Relating to matters under the purview of the Iowa lottery authority, and providing criminal penalties.

SUBCOMMITTEE ASSIGNMENT

House File 146

Judiciary: Hite, Chair; Osmundson and Wolfe.

STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 124 Reassigned

Information Technology: Hite, Chair; Bohannon and Latham.

House Study Bill 125

State Government: Nordman, Chair; Hunter and Jacobsen.

House Study Bill 126

State Government: Jones, Chair; Konfrst and Nordman.

House Study Bill 127

State Government: Boden, Chair; Cohoon and Sexton.

On motion by Windschitl of Harrison, the House adjourned at 9:44 a.m., until 1:00 p.m., Monday, January 25, 2021.

JOURNAL OF THE HOUSE

Fifteenth Calendar Day - Tenth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, January 25, 2021

The House met pursuant to adjournment at 1:00 p.m., Speaker Grassley in the chair.

Prayer was offered by Jones of Clay.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Abe Dieleman, Page from Garwin.

The Journal of Friday, January 22, 2021, was approved.

On motion by Windschitl of Harrison, the House was recessed at 1:02 p.m., until the conclusion of the afternoon committee blocks.

MORNING SESSION

The House reconvened at 11:45 a.m., January 26, 2021, Wills of Dickinson in the chair.

INTRODUCTION OF BILLS

House Joint Resolution 6, by Jacobsen and Jeneary, a joint resolution proposing an amendment to the Constitution of the State of Iowa limiting years of service for members of the general assembly.

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

House File 202, by Osmundson and Brown-Powers, a bill for an act relating to the awarding of joint custody and joint physical care.

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

House File 203, by B. Meyer, a bill for an act requiring the seller of a catalytic converter or associated parts to provide certain information, and providing penalties.

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

House File 204, by Mitchell, a bill for an act providing that public postsecondary institutions are prohibited from requiring students or employees to wear face masks or social distance off campus and only accredited private institutions that do not require students or employees to wear face masks or social distance off campus can qualify for the Iowa tuition grant program, and including effective date provisions.

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

House File 205, by Lohse, a bill for an act relating to reimbursement rates for providers of substance use disorder treatment services and behavioral health services.

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

House File 206, by Wolfe, Brown-Powers, Steckman, Abdul-Samad, McConkey, Ehlert, Wilburn, and Kurth, a bill for an act relating to minimum sentences for certain offenders and parole and work release eligibility.

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

House File 207, by Thorup, a bill for an act relating to lodging for certain peace officers employed by the state who engage in travel.

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

House File 208, by Mitchell, a bill for an act relating to text messages containing express advocacy, and making penalties applicable.

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

House File 209, by Jacoby, a bill for an act relating to the automatic reduction of registration fees for motor vehicles of a certain age, and including effective date provisions.

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

House File 210, by Sorensen, a bill for an act relating to motor vehicles that traverse certain railroad grade crossings against a gate or signal, and providing penalties.

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

House File 211, by Isenhardt, a bill for an act relating to Medicaid coverage for individuals lawfully residing in the state in accordance with the compacts of free association, and providing effective and applicability provisions.

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

House File 212, by Lohse, Mitchell, and Gobble, a bill for an act relating to the vacation of certain termination of parental rights orders.

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

House File 213, by Lohse, a bill for an act relating to local government revenues by authorizing cities or counties to impose a local entertainment surcharge, and making an appropriation.

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

House File 214, 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 215, by Wills, a bill for an act relating to schools identified for comprehensive support and improvement by authorizing parents or guardians to petition for the closure of an attendance center, for implementation of an education voucher program, or for establishment of a charter school, establishing an education voucher fund, making appropriations, and providing penalties.

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

House File 216, by Fisher, a bill for an act creating a vacant school building demolition grant program and fund and making appropriations.

Read first time and referred to committee on **Economic Growth**.

House File 217, by Jacobsen and Osmundson, a bill for an act relating to exemptions from required immunizations and vaccinations.

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

House File 218, by Fisher, a bill for an act concerning county supervisor representation plans, and including effective date provisions.

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

House File 219, by Jacobsen, B. Meyer, and Mommsen, a bill for an act relating to green warning special registration plates.

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

House File 220, by Jacoby, a bill for an act relating to the registration, titling, and operation of vehicles damaged by hail.

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

House File 221, by Klein, a bill for an act relating to the solar energy system tax credit available against the individual and corporate income tax, the franchise tax, the moneys and credits tax, and including effective date and retroactive applicability provisions.

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

SPONSOR ADDED

House Joint Resolution 3 — Lundgren of Dubuque

STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 128 Information Technology

Relating to the financing of the construction or repair of works or facilities used to provide telecommunications services.

H.S.B. 129 State Government

Prohibiting counties or cities from imposing restrictions on certain businesses operated by persons under the age of eighteen, and including effective date provisions.

H.S.B. 130 State Government

Relating to credit transactions involving agricultural items, including by providing for warehouse drying or storage liens on crops and by establishing a central filing system relating to security interests in farm products, providing fees, and including applicability, contingent implementation, and effective date provisions.

H.S.B. 131 State Government

Relating to conflicts of interest of certain state officials and employees resulting from service on boards of directors of certain organizations and making penalties applicable.

H.S.B. 132 State Government

Relating to massage therapy, including licenses to practice massage therapy and reports of child abuse.

H.S.B. 133 Information Technology

Relating to broadband service, including matters under the purview of the office of the chief information officer, the empower rural Iowa broadband grant fund, and including effective date and applicability provisions.

H.S.B. 134 Public Safety

Relating to the national guard of the state concerning armory board leases, persons subject to the code of military justice, criminal justice reporting, and scholarship and loan repayment programs.

H.S.B. 135 Environmental Protection

Relating to underground storage tanks, including by creating the Iowa tanks fund and Iowa tanks fund financing program, repealing the Iowa comprehensive petroleum underground storage tank fund, and eliminating the Iowa comprehensive petroleum underground storage tank fund board, requiring a study, and including effective date and transition provisions.

H.S.B. 136 Public Safety

Relating to an emergency contact information database for use by the department of transportation and law enforcement, and including effective date provisions.

H.S.B. 137 Commerce

Relating to matters under the purview of the utilities division of the department of commerce.

H.S.B. 138 Education

Relating to suspension of a student's participation in the all Iowa opportunity scholarship program.

H.S.B. 139 Education

Authorizing the college student aid commission to organize a nonprofit corporation.

H.S.B. 140 Human Resources

Relating to regulatory provisions applicable to care provided in health care facilities and assisted living programs.

H.S.B. 141 Human Resources

Relating to personally identifiable information included in reportable disease reports.

H.S.B. 142 Public Safety

Relating to public safety including prohibited acts on fully controlled-access facilities and disorderly conduct, and providing penalties.

SUBCOMMITTEE ASSIGNMENTS**House File 84 Reassigned**

Commerce: Westrich, Chair; Best and Nielsen.

House File 143

Ways and Means: Nordman, Chair; Kurth and Osmundson.

House File 144

Ways and Means: Kaufmann, Chair; Brown-Powers and Graber.

House File 169

Human Resources: Bacon, Chair; Andrews and Forbes.

House File 190

Human Resources: Fry, Chair; Brown-Powers and A. Meyer.

House File 191

Human Resources: Fry, Chair; Brown-Powers and A. Meyer.

STUDY BILL SUBCOMMITTEE ASSIGNMENTS**House Study Bill 33 Reassigned**

Commerce: Andrews, Chair; Deyoe and Judge.

House Study Bill 128

Information Technology: Hite, Chair; Latham and Steckman.

House Study Bill 129

State Government: Jacobsen, Chair; Mitchell and Wolfe.

House Study Bill 130

State Government: Sexton, Chair; Bacon and Wilburn.

House Study Bill 131

State Government: Boden, Chair; Bohannon and Jones.

House Study Bill 132

State Government: Nordman, Chair; Bloomingdale and Bohannon.

House Study Bill 133

Information Technology: Sorensen, Chair; Hite and Williams.

House Study Bill 134

Public Safety: Salmon, Chair; Gobble and Sunde.

House Study Bill 135

Environmental Protection: Ingels, Chair; Sexton and Staed.

House Study Bill 136

Public Safety: Klein, Chair; Breckenridge and Thorup.

House Study Bill 137

Commerce: Graber, Chair; Lundgren and Nielsen.

House Study Bill 138

Education: Bossman, Chair; Ingels and Winckler.

House Study Bill 139

Education: Brink, Chair; Stone and Winckler.

House Study Bill 140

Human Resources: Andrews, Chair; Mascher and Moore.

House Study Bill 141

Human Resources: A. Meyer, Chair; Fry and Mascher.

House Study Bill 142

Public Safety: Worthan, Chair; Kressig and Westrich.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

MEGHAN NELSON
Chief Clerk of the House

COMMITTEE ON COMMERCE

Committee Bill (Formerly House Study Bill 32), relating to life insurance company or association cash reinvestments in repurchase agreements collateralized by securities, and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** January 25, 2021.

Committee Bill (Formerly House Study Bill 69), relating to service charges on consumer credit transactions.

Fiscal Note: **No**

Recommendation: **Do Pass** January 25, 2021.

COMMITTEE ON JUDICIARY

Committee Bill (Formerly House Study Bill 13), proposing an amendment to the Constitution of the State of Iowa relating to the qualifications of electors.

Fiscal Note: **No**

Recommendation: **Do Pass** January 25, 2021.

Committee Bill (Formerly House Study Bill 18), relating to a special sentence for sexual abuse committed during a burglary.

Fiscal Note: **No**

Recommendation: **Do Pass** January 25, 2021.

Committee Bill (Formerly House Study Bill 29), relating to the crime of disorderly conduct and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Do Pass** January 25, 2021.

Committee Bill (Formerly House Study Bill 31), creating a civil remedy for the disclosure of private, sexually explicit images without consent of the depicted individual.

Fiscal Note: **No**

Recommendation: **Do Pass** January 25, 2021.

Committee Bill (Formerly House Study Bill 37), relating to the creation, administration, and termination of custodial trusts.

Fiscal Note: **No**

Recommendation: **Do Pass** January 25, 2021.

RESOLUTIONS FILED

H.C.R. 4, by Wills, Stone, Westrich, Bradley, Moore, Jeneary, Dolecheck, Fisher, Baxter, and Shipley, a concurrent resolution urging Congress to reassert its constitutional authority over international commerce.

Laid over under **Rule 25**.

H.R. 5, by Jacoby, a resolution designating the first Saturday of October, annually, as Ostomy Awareness Day.

Laid over under **Rule 25**.

On motion by Windschitl of Harrison, the House adjourned at 11:50 a.m., Tuesday, January 26, 2021, until 12:30 p.m., Tuesday, January 26, 2021.

JOURNAL OF THE HOUSE

Sixteenth Calendar Day - Eleventh Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, January 26, 2021

The House met pursuant to adjournment at 12:39 p.m., Speaker Grassley in the chair.

Prayer was offered by Graber of Lee.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Tanner Kenin, Page from Urbandale.

The Journal of Monday, January 25, 2021, was approved.

RULE 57 SUSPENDED

Windschitl of Harrison asked and received unanimous consent to suspend Rule 57, relating to committee notice and agenda, for a meeting of the committee on Education to meet at 5:00 p.m.

STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 143 Judiciary

Proposing an amendment to the Constitution of the State of Iowa relating to the qualifications of electors.

H.S.B. 144 Education

Relating to the transfer, deposit, and appropriation of moneys to the teach Iowa scholar fund from the teacher shortage forgivable loan repayment fund and the teacher shortage loan forgiveness repayment fund.

H.S.B. 145 Education

Making an appropriation to the department of education for the Iowa reading research center.

H.S.B. 146 Education

Relating to the powers and duties of the boards of directors of area education agencies, school districts, and school corporations, and to the election of a director as school board president.

H.S.B. 147 Education

Relating to a temporary exception to a limitation on compensation for a member of a board of directors of a school corporation, and including effective date provisions.

H.S.B. 148 Education

Relating to supplementary weighting for limited-English-proficient students and including effective date and applicability provisions.

H.S.B. 149 Commerce

Relating to vegetation management by certain electric suppliers.

H.S.B. 150 Commerce

Relating to self-service storage insurance, and including applicability provisions.

H.S.B. 151 State Government

Relating to the use of campaign signs by candidates and political committees for federal office and making penalties applicable.

H.S.B. 152 State Government

Relating to the sale or lease of real estate by regulatory agency officials and employees to persons subject to the agency's regulatory authority, and making penalties applicable.

SUBCOMMITTEE ASSIGNMENTS**House File 109**

Judiciary: Salmon, Chair; Hite and Wolfe.

House File 192

Public Safety: Kerr, Chair; Anderson and Gobble.

House File 205

Human Resources: Fry, Chair; Andrews and Sunde.

STUDY BILL SUBCOMMITTEE ASSIGNMENTS**House Study Bill 135 Reassigned**

Environmental Protection: Ingels, Chair; Kurth and Sexton.

House Study Bill 143

Judiciary: Kaufmann, Chair; Jones and Wolfe.

House Study Bill 144

Education: Sorensen, Chair; Gobble and Winckler.

House Study Bill 145

Education: Salmon, Chair; Brink and Cahill.

House Study Bill 146

Education: Bossman, Chair; Ingels and Mascher.

House Study Bill 147

Education: Gobble, Chair; Fry and Steckman.

House Study Bill 148

Education: Dolecheck, Chair; Ehlert and Stone.

House Study Bill 149

Commerce: Deyoe, Chair; Fisher and Nielsen.

House Study Bill 150

Commerce: Lohse, Chair; Judge and Westrich.

House Study Bill 151

State Government: Sexton, Chair; Hunter and A. Meyer.

House Study Bill 152

State Government: Sexton, Chair; Konfrst and A. Meyer.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

MEGHAN NELSON
Chief Clerk of the House

COMMITTEE ON INFORMATION TECHNOLOGY

Committee Bill (Formerly House Study Bill 25), relating to personal delivery devices, providing penalties, and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** January 26, 2021.

COMMITTEE ON NATURAL RESOURCES

Committee Bill (Formerly House Study Bill 49), establishing a lifetime trout fishing license for certain older Iowans.

Fiscal Note: **No**

Recommendation: **Do Pass** January 25, 2021.

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House File 1), relating to the child and dependent care and early childhood development tax credits, and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** January 25, 2021.

AMENDMENTS FILED

H-1008	H.J.R.	4	Breckenridge of Jasper
H-1009	H.J.R.	4	Konfrst of Polk
			Anderson of Polk
			Breckenridge of Jasper
			Donahue of Linn

			Hall of Woodbury
			Hansen of Woodbury
			Hunter of Polk
			Kressig of Black Hawk
			McConkey of Pottawattamie
			Nielsen of Johnson
			Olson of Polk
			Prichard of Floyd
			Staed of Linn
			Steckman of Cerro Gordo
			Sunde of Polk
			Wessel-Kroeschell of Story
			Williams of Black Hawk
H-1010	H.F.	196	Winckler of Scott
H-1011	H.J.R.	5	Nielsen of Johnson
			Anderson of Polk
			Donahue of Linn
			Hall of Woodbury
			Hansen of Woodbury
			Hunter of Polk
			Konfrst of Polk
			Kurth of Scott
			McConkey of Pottawattamie
			Olson of Polk
			Steckman of Cerro Gordo
			Sunde of Polk
			Wessel-Kroeschell of Story
			Williams of Black Hawk
			Wolfe of Clinton
H-1012	H.J.R.	5	Wolfe of Clinton
			Anderson of Polk
			Donahue of Linn
			Hall of Woodbury
			Hansen of Woodbury
			Hunter of Polk
			Konfrst of Polk
			Kurth of Scott
			Nielsen of Johnson
			Olson of Polk
			Steckman of Cerro Gordo

H-1013	H.J.R.	5	Sunde of Polk
			Wessel-Kroeschell of Story
			Anderson of Polk
			Donahue of Linn
			Hall of Woodbury
			Hansen of Woodbury
			Hunter of Polk
			Konfrst of Polk
			Kurth of Scott
			McConkey of Pottawattamie
			Nielsen of Johnson
			Olson of Polk
			Steckman of Cerro Gordo
H-1014	H.J.R.	5	Sunde of Polk
			Wessel-Kroeschell of Story
			Sunde of Polk
			Anderson of Polk
			Donahue of Linn
			Hall of Woodbury
			Hansen of Woodbury
			Hunter of Polk
			Konfrst of Polk
			Kurth of Scott
			McConkey of Pottawattamie
			Nielsen of Johnson
			Olson of Polk
			Steckman of Cerro Gordo
			Wessel-Kroeschell of Story

On motion by Windschitl of Harrison, the House adjourned at 12:42 p.m., until 8:30 a.m., Wednesday, January 27, 2021.

JOURNAL OF THE HOUSE

Seventeenth Calendar Day - Twelfth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, January 27, 2021

The House met pursuant to adjournment at 8:34 a.m., Speaker Grassley in the chair.

Prayer was offered by Jacobsen of Pottawattamie.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Olivia Larson, Page from Mount Pleasant.

The Journal of Tuesday, January 26, 2021, was approved.

INTRODUCTION OF BILLS

House Joint Resolution 7, 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 222, by Wheeler, a bill for an act providing for the reduction of certain funding and budgets for public schools, community colleges, and regents institutions following the use of specified curriculum and including effective date and applicability provisions.

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

House File 223, by Wolfe, Brown-Powers, Steckman, Abdul-Samad, McConkey, Ehlert, Wilburn, and Kurth, a bill for an act relating to the expungement of certain nonviolent class “D” felonies.

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

House File 224, by Wolfe, a bill for an act relating to the crime of prostitution and making penalties applicable.

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

House File 225, by Salmon, a bill for an act relating to certain criminal and civil actions involving sexual offenses and obscene material and minors, and providing penalties.

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

House File 226, by Wolfe, a bill for an act relating to the restoration of firearm rights for persons convicted of certain felonies.

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

House File 227, by Stone, a bill for an act relating to the disabled veteran homestead tax credit by modifying eligibility criteria and including effective date and applicability provisions.

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

House File 228, by committee on Education, a bill for an act relating to voluntary diversity plans under the state's open enrollment law.

Read first time and placed on the **calendar**.

House File 229, by committee on Education, a bill for an act relating to temporary in-person and remote learning instruction and instructional time requirements for school districts and accredited nonpublic schools, and including effective date provisions.

Read first time and placed on the **calendar**.

House File 230, 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**.

House File 231, by committee on Judiciary, a bill for an act relating to a special sentence for sexual abuse committed during a burglary.

Read first time and placed on the **calendar**.

House File 232, by committee on Judiciary, a bill for an act relating to the crime of disorderly conduct and making penalties applicable.

Read first time and placed on the **calendar**.

House File 233, by committee on Judiciary, a bill for an act creating a civil remedy for the disclosure of private, sexually explicit images without consent of the depicted individual.

Read first time and placed on the **calendar**.

House File 234, by committee on Natural Resources, a bill for an act establishing a lifetime trout fishing license for certain older Iowans.

Read first time and placed on the **calendar**.

House File 235, by committee on Commerce, a bill for an act relating to service charges on consumer credit transactions.

Read first time and placed on the **calendar**.

House File 236, by committee on Commerce, a bill for an act relating to life insurance company or association cash reinvestments in repurchase agreements collateralized by securities, and including applicability provisions.

Read first time and placed on the **calendar**.

House File 237, by Shipley, a bill for an act requiring school districts and accredited nonpublic schools to prohibit pharmaceutical product advertisement in schools and relating to medical and health information offered to students under the educational standards.

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

House File 238, by Shipley, a bill for an act relating to pupil enrollment in a course or program that includes instruction in human growth and development and the information and forms that must be provided to the parent or guardian of a pupil prior to such enrollment.

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

On motion by Windschitl of Harrison, the House was recessed at 8:41 a.m., until 5:00 p.m.

EVENING SESSION

The House reconvened at 6:30 p.m., Speaker Grassley in the chair.

INTRODUCTION OF BILLS

House File 239, by Isenhardt, a bill for an act relating to a program that assists schools and school districts in purchasing fresh farm produce, making appropriations, and including effective date provisions.

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

House File 240, by Hunter, 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 241, by Isenhardt, a bill for an act authorizing counties to prepare, adopt, administer, and enforce riparian buffer ordinances, including by providing for the adoption of rules by the division of soil conservation and water quality, providing penalties, and including effective date provisions.

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

House File 242, by Salmon, a bill for an act relating to agricultural lease agreements entered into by eligible taxpayers and qualified beginning farmers participating in the beginning farmer tax credit program, by allowing an eligible taxpayer's unused tax credit to be transferred to the qualified beginning farmer, and including effective date provisions.

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

House File 243, by Staed, Kressig, Brown-Powers, Hunter, Mascher, Steckman, Wessel-Kroeschell, Donahue, Anderson, Jacoby, Kurth, and Ehlert, a bill for an act requiring radon testing and

mitigation in public schools, and including applicability provisions.

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

House File 244, by Jacobsen, Staed, and Salmon, a bill for an act relating to language and literacy development for deaf and hard-of-hearing children.

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

House File 245, by Staed, Kressig, Brown-Powers, Mascher, Steckman, Wolfe, Donahue, Anderson, Jacoby, Kurth, and Ehlert, a bill for an act requiring school districts to adopt a child sexual abuse prevention instructional program for students in kindergarten through grade twelve.

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

House File 246, by Staed, Hunter, Steckman, Donahue, Williams, Hansen, Anderson, Jacoby, Kurth, Mascher, and Ehlert, a bill for an act making an appropriation to the department of education for the Iowa reading research center.

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

House File 247, by Shipley, a bill for an act prohibiting the required immunization of children prior to enrollment in a licensed child care center or elementary or secondary school in Iowa and providing for a repeal.

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

House File 248, by Thorup, Brown-Powers, and Thompson, a bill for an act relating to the establishment of emergency response districts and fire departments.

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

House File 249, by Wheeler, a bill for an act prohibiting the use of automated or remote systems for traffic law enforcement, including prohibiting the sharing of related information, requiring the removal

of existing systems, and invalidating associated citations, and including effective date provisions.

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

House File 250, by Shipley, a bill for an act relating to carrying and possessing weapons without a permit, and providing penalties.

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

House File 251, by Jacobsen, Jeneary, and Salmon, a bill for an act relating to certain public safety and law enforcement matters, including creating the crime of violent or disorderly assembly, and providing penalties.

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

House File 252, by Staed, Hunter, Mascher, Steckman, Wessel-Kroeschell, Anderson, and Kurth, 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**.

House File 253, by Staed, Hunter, Anderson, Kurth, and Mascher, a bill for an act relating to the possession of unlawfully produced firearms, the reporting of lost or stolen firearms, and providing penalties.

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

House File 254, by Jacobsen and Bacon, 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 255, by Kaufmann, a bill for an act creating a Hoover presidential library tax credit available against the individual and corporate income taxes, the franchise tax, the insurance premiums tax, and the moneys and credit tax.

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

House File 256, by Shipley, a bill for an act modifying the computation of net income for the individual income tax related to the capital gain or loss from the sale of bullion, coins, and currency, and including applicability provisions.

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

CONSIDERATION OF BILLS Regular Calendar

House File 196, a bill for an act expanding the health care professional recruitment program, was taken up for consideration.

Winckler of Scott offered amendment H-1010 filed by her and moved its adoption.

Amendment H-1010 lost.

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. 196)

The ayes were, 99:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gerhold	Gjerde	Gobble	Graber
Gustafson	Hall	Hansen	Hein
Hite	Holt	Hunter	Ingels
Isenhardt	Jacobsen	Jacoby	James

Jeneary	Jones	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Landon	Latham	Lohse
Lundgren	Mascher	Maxwell	McClintock
McConkey	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Nordman	Oldson	Olson	Osmundson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Siegrist	Smith
Sorensen	Staed	Steckman	Stone
Sunde	Thede	Thompson	Thorup
Wessel-Kroeschell	Westrich	Wheeler	Wilburn
Williams	Wills	Winckler	Windschitl
Wolfe	Worthan	Speaker	
		Grassley	

The nays were, none.

Absent or not voting, 1:

Sieck

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 197, a bill for an act relating to the approval procedures for claims for the military service property tax exemption and including applicability 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. 197)

The ayes were, 99:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannan	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gerhold	Gjerde	Gobble	Graber
Gustafson	Hall	Hansen	Hein
Hite	Holt	Hunter	Ingels
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kaufmann

Kerr	Klein	Konfrst	Kressig
Kurth	Landon	Latham	Lohse
Lundgren	Mascher	Maxwell	McClintock
McConkey	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Nordman	Oldson	Olson	Osmundson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Siegrist	Smith
Sorensen	Staed	Steckman	Stone
Sunde	Thede	Thompson	Thorup
Wessel-Kroeschell	Westrich	Wheeler	Wilburn
Williams	Wills	Winckler	Windschitl
Wolfe	Worthan	Speaker	
		Grassley	

The nays were, none.

Absent or not voting, 1:

Sieck

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 200, a bill for an act relating to the military code and duty performed by a member of the United States coast guard, 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. 200)

The ayes were, 99:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cphoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gerhold	Gjerde	Gobble	Graber
Gustafson	Hall	Hansen	Hein
Hite	Holt	Hunter	Ingels
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig

Kurth	Landon	Latham	Lohse
Lundgren	Mascher	Maxwell	McClintock
McConkey	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Nordman	Oldson	Olson	Osmundson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Siegrist	Smith
Sorensen	Staed	Steckman	Stone
Sunde	Thede	Thompson	Thorup
Wessel-Kroeschell	Westrich	Wheeler	Wilburn
Williams	Wills	Winckler	Windschitl
Wolfe	Worthan	Speaker	
		Grassley	

The nays were, none.

Absent or not voting, 1:

Sieck

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House Joint Resolution 5, a joint resolution proposing an amendment to the Constitution of the State of Iowa that the Constitution of the State of Iowa does not recognize, grant, or secure a right to abortion or require the public funding of abortion, was taken up for consideration.

House Joint Resolution 5

A joint resolution proposing an amendment to the Constitution of the State of Iowa that the Constitution of the State of Iowa does not recognize, grant, or secure a right to abortion or require the public funding of abortion.

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:

Sec. 26. To defend and protect unborn children, we the people of the State of Iowa declare that this Constitution does not recognize, grant, or secure a right to abortion or require the public funding of abortion.

Sec. 2. REFERRAL AND PUBLICATION. The foregoing 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 specifying that "to defend and protect unborn children, we the people of the State of Iowa declare that this Constitution does not recognize, grant, or secure a right to abortion or require the public funding of abortion".

The joint resolution, if adopted, would be published and then referred to the next general assembly (90th) for adoption, before being submitted to the electorate for ratification, was taken up for consideration.

Nielsen of Johnson offered amendment H-1011 filed by Nielsen, et al.

Holt of Crawford rose on a point of order that amendment H-1011 was not germane.

Holt of Crawford withdrew the motion.

Nielsen of Johnson moved the adoption of amendment H-1011.

Roll call was requested by Nielsen of Johnson and Abdul-Samad of Polk.

On the question "Shall amendment H-1011 be adopted?" (H.J.R. 5)

The ayes were, 41:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gaines
Gjerde	Hall	Hansen	Hunter
Isenhardt	Jacoby	James	Judge
Konfrst	Kressig	Kurth	Mascher
McConkey	Meyer, B.	Nielsen	Oldson
Olson	Prichard	Running-Marquardt	Smith
Staed	Steckman	Sunde	Thede
Wessel-Kroeschell	Wilburn	Williams	Winckler
Wolfe			

The nays were, 58:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Graber	Gustafson
Hein	Hite	Holt	Ingels
Jacobsen	Jeneary	Jones	Kaufmann
Kerr	Klein	Landon	Latham
Lohse	Lundgren	Maxwell	McClintock

Meyer, A.	Mitchell	Mohr	Mommsen
Moore	Nordman	Osmundson	Paustian
Salmon	Sexton	Shipley	Siegrist
Sorensen	Stone	Thompson	Thorup
Westrich	Wheeler	Wills	Windschitl
Worthan	Speaker		
	Grassley		

Absent or not voting, 1:

Sieck

Amendment H–1011 lost.

Wolfe of Clinton offered amendment H–1012 filed by Wolfe, et al., and moved its adoption.

Roll call was requested by Wolfe of Clinton and Smith of Black Hawk.

On the question "Shall amendment H–1012 be adopted?" (H.J.R. 5)

The ayes were, 43:

Abdul-Samad	Anderson	Bennett	Best
Bohannon	Breckenridge	Brown-Powers	Cahill
Cohoon	Donahue	Ehlert	Forbes
Gaines	Gjerde	Hall	Hansen
Hunter	Isenhardt	Jacoby	James
Judge	Konfrst	Kressig	Kurth
Mascher	Maxwell	McConkey	Meyer, B.
Nielsen	Oldson	Olson	Prichard
Running-Marquardt	Smith	Staed	Steckman
Sunde	Thede	Wessel-Kroeschell	Wilburn
Williams	Winckler	Wolfe	

The nays were, 56:

Andrews	Bacon	Baxter	Bergan
Bloomingtondale	Boden	Bossman	Bradley
Brink	Bush	Cisneros	Deyoe
Dolecheck	Fisher	Fry	Gerhold
Gobble	Graber	Gustafson	Hein
Hite	Holt	Ingels	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Landon	Latham	Lohse
Lundgren	McClintock	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Nordman
Osmundson	Paustian	Salmon	Sexton
Shipley	Siegrist	Sorensen	Stone
Thompson	Thorup	Westrich	Wheeler
Wills	Windschitl	Worthan	Speaker
			Grassley

Absent or not voting, 1:

Sieck

Amendment H-1012 lost.

Anderson of Polk offered amendment H-1013 filed by Anderson, et al., and moved its adoption.

Roll call was requested by Anderson of Polk and Mascher of Johnson.

On the question "Shall amendment H-1013 be adopted?" (H.J.R. 5)

The ayes were, 42:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gaines
Gjerde	Hall	Hansen	Hunter
Isenhardt	Jacoby	James	Judge
Konfrst	Kressig	Kurth	Mascher
Maxwell	McConkey	Meyer, B.	Nielsen
Oldson	Olson	Prichard	Running-Marquardt
Smith	Staed	Steckman	Sunde
Thede	Wessel-Kroeschell	Wilburn	Williams
Winckler	Wolfe		

The nays were, 57:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingdale	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Graber	Gustafson
Hein	Hite	Holt	Ingels
Jacobsen	Jeneary	Jones	Kaufmann
Kerr	Klein	Landon	Latham
Lohse	Lundgren	McClintock	Meyer, A.
Mitchell	Mohr	Mommsen	Moore
Nordman	Osmundson	Paustian	Salmon
Sexton	Shipley	Siegrist	Sorensen
Stone	Thompson	Thorup	Westrich
Wheeler	Wills	Windschitl	Worthan
Speaker			
Grassley			

Absent or not voting, 1:

Sieck

Amendment H-1013 lost.

Sunde of Polk offered amendment H-1014 filed by Sunde, et al., and moved its adoption.

Roll call was requested by Sunde of Polk and Abdul-Samad of Polk.

On the question "Shall amendment H-1014 be adopted?" (H.J.R. 5)

The ayes were, 42:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gaines
Gjerde	Hall	Hansen	Hunter
Isenhardt	Jacoby	James	Judge
Konfrst	Kressig	Kurth	Mascher
McConkey	Meyer, A.	Meyer, B.	Nielsen
Oldson	Olson	Prichard	Running-Marquardt
Smith	Staed	Steckman	Sunde
Thede	Wessel-Kroeschell	Wilburn	Williams
Winckler	Wolfe		

The nays were, 57:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Graber	Gustafson
Hein	Hite	Holt	Ingels
Jacobsen	Jeneary	Jones	Kaufmann
Kerr	Klein	Landon	Latham
Lohse	Lundgren	Maxwell	McClintock
Mitchell	Mohr	Mommsen	Moore
Nordman	Osmundson	Paustian	Salmon
Sexton	Shipley	Siegrist	Sorensen
Stone	Thompson	Thorup	Westrich
Wheeler	Wills	Windschitl	Worthan
Speaker			
Grassley			

Absent or not voting, 1:

Sieck

Amendment H-1014 lost.

Windschitl of Harrison rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point well taken.

Holt of Crawford 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. 5)

The yeas were, 55:

Andrews	Bacon	Baxter	Bergan
Best	Boden	Bossman	Bradley
Brink	Bush	Cisneros	Deyoe
Dolecheck	Fisher	Fry	Gerhold
Gobble	Graber	Gustafson	Hite
Holt	Ingels	Jacobsen	Jeneary
Jones	Kaufmann	Kerr	Klein
Landon	Latham	Lohse	Lundgren
McClintock	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Nordman	Osmundson
Paustian	Salmon	Sexton	Shipley
Siegrist	Sorensen	Stone	Thompson
Thorup	Westrich	Wheeler	Wills
Windschitl	Worthan	Speaker	
		Grassley	

The nays were, 44:

Abdul-Samad	Anderson	Bennett	Bloomingtondale
Bohannon	Breckenridge	Brown-Powers	Cahill
Cohoon	Donahue	Ehlert	Forbes
Gaines	Gjerde	Hall	Hansen
Hein	Hunter	Isenhardt	Jacoby
James	Judge	Konfrst	Kressig
Kurth	Mascher	Maxwell	McConkey
Meyer, B.	Nielsen	Oldson	Olson
Prichard	Running-Marquardt	Smith	Staed
Steckman	Sunde	Thede	Wessel-Kroeschell
Wilburn	Williams	Winckler	Wolfe

Absent or not voting, 1:

Sieck

The joint resolution having received a constitutional majority was declared to have been adopted and agreed to by the House.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Sieck of Mills

IMMEDIATE MESSAGES

Windschitl of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Joint Resolution 5, House Files 196, 197 and 200.**

HOUSE FILE WITHDRAWN

Windschitl of Harrison asked and received unanimous consent to withdraw House File 5 from further consideration by the House.

STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 153 Agriculture

Relating to qualified motor fuel storage and dispensing infrastructure, by providing for a program to award financial incentives to store and dispense ethanol and ethanol blended gasoline classified as E-15 or higher, providing for a fund, making appropriations, and providing penalties.

H.S.B. 154 State Government

Relating to applications for architectural licensure and including retroactive applicability provisions.

H.S.B. 155 State Government

Requiring school districts and certain accredited nonpublic schools to offer the pledge of allegiance and to display the United States flag in the classroom during the recitation of the pledge of allegiance.

H.S.B. 156 Ways and Means

Relating to state taxation and related laws of the state including the collection of tax, tax credits, the assessment and classification of

property, taxes on electricity providers, fees for registration of vehicles, sales and use tax, and the authority of the director of revenue, and providing penalties, and including effective date and retroactive applicability provisions.

H.S.B. 157 Natural Resources

Relating to entering private property by persons using dogs while fur harvesting or training dogs on fur-bearing animals, and providing penalties.

H.S.B. 158 Natural Resources

Allowing a crossbow as a legal method of take during the late split archery season.

SUBCOMMITTEE ASSIGNMENTS

House File 33

Transportation: A. Meyer, Chair; Bossman and Sunde.

House File 77

Transportation: Gerhold, Chair; Cohoon and Mommsen.

House File 81 Reassigned

Judiciary: Lohse, Chair; Mitchell and Oldson.

House File 90

Judiciary: Kaufmann, Chair; Oldson and Salmon.

House File 112

Economic Growth: Brink, Chair; Graber and Judge.

House File 157

Transportation: Worthan, Chair; Gerhold and B. Meyer.

House File 202

Judiciary: Lohse, Chair; B. Meyer and Osmundson.

House File 207

Public Safety: Westrich, Chair; Breckenridge and Jeneary.

House File 212

Judiciary: Lohse, Chair; Jacobsen and Wolfe.

House File 219

Transportation: Bush, Chair; Hansen and Mommsen.

House File 221

Ways and Means: Lohse, Chair; Boden and Isenhardt.

STUDY BILL SUBCOMMITTEE ASSIGNMENTS**House Study Bill 153**

Agriculture: Klein, Chair; James and Mommsen.

House Study Bill 154

State Government: A. Meyer, Chair; Cohoon and Jones.

House Study Bill 155

State Government: Nordman, Chair; Bohannon and Mitchell.

House Study Bill 156

Ways and Means: Bloomingdale, Chair; Gjerde and Nordman.

House Study Bill 157

Natural Resources: Jeneary, Chair; Gerhold and Hall.

House Study Bill 158

Natural Resources: Maxwell, Chair; Brown-Powers and Siegrist.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

MEGHAN NELSON
Chief Clerk of the House

COMMITTEE ON COMMERCE

Committee Bill (Formerly House Study Bill 89), relating to the qualifications necessary for an applicant for licensure as a professional engineer.

Fiscal Note: **No**

Recommendation: **Do Pass** January 27, 2021.

Committee Bill (Formerly House Study Bill 113), relating to the financial exploitation of designated eligible adults, and making an appropriation.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** January 27, 2021.

COMMITTEE ON EDUCATION

Committee Bill (Formerly House File 103), relating to school districts and accredited nonpublic schools that deliver coursework using both in-person instruction and instruction using an online learning platform and authorizing parents and guardians to determine which instruction delivery method shall be used to provide instruction to students, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** January 26, 2021.

Committee Bill (Formerly House Study Bill 64), relating to voluntary diversity plans under the state's open enrollment law.

Fiscal Note: **No**

Recommendation: **Do Pass** January 26, 2021.

COMMITTEE ON HUMAN RESOURCES

Committee Bill (Formerly House File 6), establishing a child care workforce state matching grants program and fund administered by the early childhood Iowa state board to award matching state grants to eligible communities and making an appropriation.

Fiscal Note: **No**

Recommendation: **Do Pass** January 26, 2021.

Committee Bill (Formerly House File 8), relating to limitations regarding health data collection.

Fiscal Note: **No**

Recommendation: **Do Pass** January 26, 2021.

Committee Bill (Formerly House File 89), relating to reimbursement rates for health care services for mental health conditions, illnesses, injuries, or diseases provided to covered persons by telehealth, and including effective date and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** January 26, 2021.

Committee Bill (Formerly House Study Bill 2), relating to child care reimbursement rates under the state child care assistance program.

Fiscal Note: **No**

Recommendation: **Do Pass** January 26, 2021.

Committee Bill (Formerly House Study Bill 3), establishing a graduated eligibility phase-out program for state child care assistance.

Fiscal Note: **No**

Recommendation: **Do Pass** January 26, 2021.

Committee Bill (Formerly House Study Bill 7), relating to the number of children receiving child care at any one time in a child care home.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** January 26, 2021.

Committee Bill (Formerly House Study Bill 50), relating to insurance coverage for prescription insulin drugs, and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** January 26, 2021.

Committee Bill (Formerly House Study Bill 51), relating to the refilling of a prescription in emergency situations.

Fiscal Note: **No**

Recommendation: **Do Pass** January 26, 2021.

COMMITTEE ON JUDICIARY

Committee Bill (Formerly House File 18), relating to abuse of a human corpse and providing penalties.

Fiscal Note: **No**

Recommendation: **Do Pass** January 27, 2021.

Committee Bill (Formerly House Study Bill 10), concerning the implantation or insertion of microchips or other devices in employees by employers.

Fiscal Note: **No**

Recommendation: **Do Pass** January 27, 2021.

Committee Bill (Formerly House Study Bill 11), relating to the defense of justification for certain violent crimes.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** January 27, 2021.

Committee Bill (Formerly House Study Bill 15), relating to the definition of sex act or sexual activity for purposes of the Iowa criminal code.

Fiscal Note: **No**

Recommendation: **Do Pass** January 27, 2021.

Committee Bill (Formerly House Study Bill 21), relating to trusts, including requirements for certifications of trust and the general order of abatement.

Fiscal Note: **No**

Recommendation: **Do Pass** January 27, 2021.

Committee Bill (Formerly House Study Bill 22), creating the criminal offense of defrauding a drug or alcohol test and providing penalties.

Fiscal Note: **No**

Recommendation: **Do Pass** January 27, 2021.

Committee Bill (Formerly House Study Bill 28), 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** January 27, 2021.

COMMITTEE ON STATE GOVERNMENT

Committee Bill (Formerly House File 97), requiring the electrical examining board within the division of state fire marshal of the department of public safety to adopt the 2020 edition of the national electrical code and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** January 26, 2021.

Committee Bill (Formerly House Study Bill 61), relating to professional standards for the certification or designation of music therapists and providing penalties.

Fiscal Note: **No**

Recommendation: **Do Pass** January 26, 2021.

COMMITTEE ON TRANSPORTATION

Committee Bill (Formerly House Study Bill 99), authorizing the department of transportation to renew certain valid commercial driver's licenses without examination, including by electronic renewal, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** January 26, 2021.

AMENDMENTS FILED

H-1015	H.J.R.	4	Breckenridge of Jasper Anderson of Polk Donahue of Linn Gjerde of Linn Hall of Woodbury Hansen of Woodbury Hunter of Polk James of Dubuque Judge of Dallas Konfrst of Polk Kressig of Black Hawk Kurth of Scott Nielsen of Johnson Olson of Polk Prichard of Floyd Smith of Black Hawk Staed of Linn Steckman of Cerro Gordo Sunde of Polk Wessel-Kroeschell of Story Williams of Black Hawk Wolfe of Clinton
H-1016	H.F.	229	Cahill of Marshall
H-1017	H.F.	229	Mascher of Johnson
H-1018	H.F.	229	Donahue of Linn
H-1019	H.F.	229	Smith of Black Hawk

H-1020	H.F.	229	Cahill of Marshall
H-1021	H.F.	229	Smith of Black Hawk
H-1022	H.F.	229	Smith of Black Hawk
H-1023	H.F.	229	Smith of Black Hawk
H-1024	H.F.	229	Steckman of Cerro Gordo
H-1025	H.F.	229	Thompson of Greene

On motion by Windschitl of Harrison, the House adjourned at 9:35 p.m., until 8:30 a.m., Thursday, January 28, 2021.

JOURNAL OF THE HOUSE

Eighteenth Calendar Day - Thirteenth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, January 28, 2021

The House met pursuant to adjournment at 8:32 a.m., Wills of Dickinson in the chair.

Prayer was offered by Shipley of Van Buren.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Michael Mitchell, Page from West Des Moines.

The Journal of Wednesday, January 27, 2021, was approved.

INTRODUCTION OF BILLS

House File 257, by Sorensen, a bill for an act exempting from the individual income tax all pay received from the federal government for certain military service in support of the national guard and including retroactive applicability provisions.

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

House File 258, by committee on Commerce, a bill for an act relating to the financial exploitation of designated eligible adults, and making an appropriation.

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

House File 259, by committee on Judiciary, a bill for an act concerning the implantation or insertion of microchips or other devices in employees by employers.

Read first time and placed on the **calendar**.

House File 260, by committee on Human Resources, a bill for an act relating to the number of children receiving child care at any one time in a child care home.

Read first time and placed on the **calendar**.

House File 261, by committee on Human Resources, a bill for an act relating to limitations regarding health data collection.

Read first time and placed on the **calendar**.

House File 262, 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 263, by committee on Human Resources, a bill for an act relating to insurance coverage for prescription insulin drugs, and including applicability provisions.

Read first time and placed on the **calendar**.

On motion by Windschitl of Harrison, the House was recessed at 8:36 a.m., until 2:30 p.m.

AFTERNOON SESSION

The House reconvened at 3:54 p.m., Speaker Grassley in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on January 28, 2021, adopted the following resolution in which the concurrence of the House is asked:

Senate Joint Resolution 7, 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 January 28, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 183, a bill for an act relating to a construction manager-at-risk commercial construction alternative delivery method and prohibiting certain other alternative delivery methods in the public sector and including effective date and applicability provisions.

W. CHARLES SMITHSON, Secretary

INTRODUCTION OF BILLS

House File 264, 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 265, by Stone, a bill for an act relating to authorized transfers of school district funds to the student activity fund.

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

House File 266, by Smith, a bill for an act relating to school district and area education agency enrollments and school district weighting for the budget year beginning July 1, 2021, and including effective date provisions.

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

House File 267, by Wheeler, a bill for an act relating to the protection of life beginning at conception, and including effective date provisions.

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

House File 268, by Jacobsen, McConkey, and Salmon, a bill for an act relating to the requirements for authorized electronic monitoring in nursing facilities, and providing penalties.

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

House File 269, by Fry, a bill for an act prohibiting certain health carriers from excluding certain out-of-state health care professionals from participating as providers, via telehealth, under the carriers' policies, plans, and contracts, and including effective date and applicability provisions.

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

House File 270, by Fry, a bill for an act relating to the offering of interviews to medical residency position applicants meeting certain criteria.

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

House File 271, 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 272, by Fisher, Wheeler, Cisneros, and Salmon, a bill for an act removing gender identity as a protected class under the Iowa civil rights Act.

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

House File 273, by Nordman, a bill for an act providing for an exemption from tort liability arising from winter recreational activities on commercial property.

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

House File 274, by Salmon, a bill for an act relating to obscene material disseminated to a minor by a public or private elementary or secondary school or library, or a public library, creating a civil cause of action, providing criminal penalties, and including effective date provisions.

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

House File 275, by Anderson, a bill for an act requiring minimum paid sick and safe time for employees, providing a penalty, and including applicability provisions.

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

House File 276, by Jacobsen and B. Meyer, a bill for an act relating to sessions of the general assembly and including effective date provisions.

Read first time and referred to committee on **Administration and Rules**.

House File 277, by Wheeler, a bill for an act relating to the department of public safety and unsolved criminal investigations.

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

House File 278, by Maxwell, a bill for an act relating to railroad train length limits, and making penalties applicable.

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

House File 279, by Wheeler, a bill for an act relating to the tuition and textbook tax credit available against the individual income tax, and including retroactive applicability provisions.

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

House File 280, by committee on Transportation, a bill for an act authorizing the department of transportation to renew certain valid commercial driver's licenses without examination, including by electronic renewal, and including effective date provisions.

Read first time and placed on the **calendar**.

House File 281, by committee on Judiciary, a bill for an act relating to the definition of sex act or sexual activity for purposes of the Iowa criminal code.

Read first time and placed on the **calendar**.

House File 282, by committee on Judiciary, a bill for an act relating to abuse of a human corpse and providing penalties.

Read first time and placed on the **calendar**.

House File 283, by committee on Judiciary, a bill for an act creating the criminal offense of defrauding a drug or alcohol test and providing penalties.

Read first time and placed on the **calendar**.

House File 284, by committee on Commerce, a bill for an act relating to the qualifications necessary for an applicant for licensure as a professional engineer.

Read first time and placed on the **calendar**.

House File 285, 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 286, by committee on State Government, a bill for an act requiring the electrical examining board within the division of state fire marshal of the department of public safety to adopt the 2020 edition of the national electrical code and including effective date provisions.

Read first time and placed on the **calendar**.

House File 287, by Sexton, a bill for an act providing that a qualified confinement feeding operation may utilize an anaerobic digester system to treat manure, and making penalties applicable.

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

House File 288, by Salmon, a bill for an act relating to requirements for specific digital content-blocking capabilities on devices manufactured, distributed, leased, or sold and services distributed, leased, or sold in the state that make the internet accessible, and the collection and remittance of fees for certain related activities, providing for criminal penalties and civil liability for certain violations, and including applicability provisions.

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

House File 289, by Fry, a bill for an act relating to direct health care agreements, and including effective date and applicability provisions.

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

House File 290, by Fisher, a bill for an act relating to trespass and making penalties applicable.

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

House File 291, by committee on Judiciary, a bill for an act relating to trusts, including requirements for certifications of trust and the general order of abatement.

Read first time and placed on the **calendar**.

House File 292, by committee on Human Resources, a bill for an act relating to child care reimbursement rates under the state child care assistance program.

Read first time and placed on the **calendar**.

Senate Joint Resolution 7, 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**.

CONSIDERATION OF BILLS

Regular Calendar

House Joint Resolution 4, 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 4, 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. SUBMISSION TO ELECTORATE. The foregoing proposed amendment, having been adopted and agreed to by the 88th General Assembly, 2019 Session, thereafter duly published, and now adopted and agreed to by the 89th General Assembly in this joint resolution, shall be submitted to the people of the state of Iowa at the general election in November of the year 2022 in the manner required by the Constitution of the State of Iowa and the laws of the state of Iowa.

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, for adoption by the second consecutive general assembly, 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 right. Any and all restrictions of this right shall be subject to strict scrutiny.

The joint resolution, if adopted, would be submitted to the electorate for ratification at the general election in November 2022, was taken up for consideration.

Breckenridge of Jasper offered amendment H-1008 filed by him.

Breckenridge of Jasper offered amendment H-1015, to amendment H-1008, filed by Breckenridge, et al., and moved its adoption.

Roll call was requested by Windschitl of Harrison and Mommsen of Clinton.

On the question "Shall amendment H-1015, to amendment H-1008, be adopted?" (H.J.R. 4)

The ayes were, 99:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannan	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gerhold	Gjerde	Gobble	Graber
Gustafson	Hall	Hansen	Hein
Hite	Holt	Hunter	Ingels
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Landon	Latham	Lohse
Lundgren	Mascher	Maxwell	McClintock
McConkey	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Nordman	Oldson	Olson	Osmundson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Siegrist	Smith
Sorensen	Staed	Steckman	Stone
Sunde	Thede	Thompson	Thorup
Wessel-Kroeschell	Westrich	Wheeler	Wilburn

Williams
Wolfe

Wills
Worthan

Winckler
Speaker
Grassley

Windschitl

The nays were, none.

Absent or not voting, 1:

Sieck

Amendment H–1015, to amendment H–1008, was adopted.

Breckenridge of Jasper moved the adoption of amendment H–1008, as amended.

Roll call was requested by Breckenridge of Jasper and Kressig of Black Hawk.

On the question "Shall amendment H–1008, as amended, be adopted?" (H.J.R. 4)

The ayes were, 41:

Abdul-Samad
Breckenridge
Donahue
Gjerde
Isenhardt
Konfrst
McConkey
Olson
Staed
Wessel-Kroeschell
Wolfe

Anderson
Brown-Powers
Ehlert
Hall
Jacoby
Kressig
Meyer, B.
Prichard
Steckman
Wilburn

Bennett
Cahill
Forbes
Hansen
James
Kurth
Nielsen
Running-Marquardt
Sunde
Williams

Bohannon
Cohoon
Gaines
Hunter
Judge
Mascher
Oldson
Smith
Thede
Winckler

The nays were, 58:

Andrews
Best
Bradley
Deyoe
Gerhold
Hein
Jacobsen
Kerr
Lohse
Meyer, A.
Moore
Salmon

Bacon
Bloomingtondale
Brink
Dolecheck
Gobble
Hite
Jeneary
Klein
Lundgren
Mitchell
Nordman
Sexton

Baxter
Boden
Bush
Fisher
Graber
Holt
Jones
Landon
Maxwell
Mohr
Osmundson
Shipley

Bergan
Bossman
Cisneros
Fry
Gustafson
Ingels
Kaufmann
Latham
McClintock
Mommson
Paustian
Siegrist

Sorensen	Stone	Thompson	Thorup
Westrich	Wheeler	Wills	Windschitl
Worthan	Speaker		
	Grassley		

Absent or not voting, 1:

Sieck

Amendment H-1008, as amended, lost.

Konfrst of Polk offered amendment H-1009 filed by Konfrst, et al., and moved its adoption.

Roll call was requested by Konfrst of Polk and Mascher of Johnson.

On the question "Shall amendment H-1009 be adopted?" (H.J.R. 4)

The ayes were, 41:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gaines
Gjerde	Hall	Hansen	Hunter
Isenhardt	Jacoby	James	Judge
Konfrst	Kressig	Kurth	Mascher
McConkey	Meyer, B.	Nielsen	Oldson
Olson	Prichard	Running-Marquardt	Smith
Staed	Steckman	Sunde	Thede
Wessel-Kroeschell	Wilburn	Williams	Winckler
Wolfe			

The nays were, 57:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingdale	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Graber	Gustafson
Hein	Hite	Holt	Ingels
Jacobsen	Jeneary	Jones	Kaufmann
Kerr	Klein	Latham	Lohse
Lundgren	Maxwell	McClintock	Meyer, A.
Mitchell	Mohr	Mommsen	Moore
Nordman	Osmundson	Paustian	Salmon
Sexton	Shipley	Siegrist	Sorensen
Stone	Thompson	Thorup	Westrich
Wheeler	Wills	Windschitl	Worthan
Speaker			
Grassley			

Absent or not voting, 2:

Landon

Sieck

Amendment H–1009 lost.

Holt of Crawford asked for unanimous consent to substitute Senate Joint Resolution 7 for House Joint Resolution 4.

Objection was raised.

Objection was withdrawn.

SENATE JOINT RESOLUTION 7
SUBSTITUTED FOR
HOUSE JOINT RESOLUTION 4

Holt of Crawford called up for consideration **Senate Joint Resolution 7**, 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.

Senate Joint Resolution 7, 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. SUBMISSION TO ELECTORATE. The foregoing proposed amendment, having been adopted and agreed to by the 88th General Assembly, 2019 Session, thereafter duly published, and now adopted and agreed to by the 89th General Assembly in this joint resolution, shall be submitted to the people of the state of Iowa at the general election in November of the year 2022 in the manner required by the Constitution of the State of Iowa and the laws of the state of Iowa.

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, for adoption by the second consecutive general assembly, 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 right. Any and all restrictions of this right shall be subject to strict scrutiny.

The joint resolution, if adopted, would be submitted to the electorate for ratification at the general election in November 2022.

Mascher of Johnson rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point not well taken.

Windschitl of Harrison rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point well taken.

Windschitl of Harrison 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.

B. Meyer of Polk rose on a point of order under Rule 10, decorum in debate.

The Speaker resolved the point of order.

Hall of Woodbury rose on a point of order under Rule 10, decorum in debate.

The point of order was withdrawn.

Holt of Crawford 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. 7)

The yeas were, 58:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Graber	Gustafson
Hein	Hite	Holt	Ingels
Jacobsen	Jeneary	Jones	Kaufmann
Kerr	Klein	Landon	Latham
Lohse	Lundgren	Maxwell	McClintock
Meyer, A.	Mitchell	Mohr	Mommsen
Moore	Nordman	Osmundson	Paustian
Salmon	Sexton	Shipley	Siegrist
Sorensen	Stone	Thompson	Thorup
Westrich	Wheeler	Wills	Windschitl
Worthan	Speaker		
	Grassley		

The nays were, 41:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohon
Donahue	Ehlert	Forbes	Gaines
Gjerde	Hall	Hansen	Hunter
Isenhardt	Jacoby	James	Judge
Konfrst	Kressig	Kurth	Mascher
McConkey	Meyer, B.	Nielsen	Oldson
Olson	Prichard	Running-Marquardt	Smith
Staed	Steckman	Sunde	Thede
Wessel-Kroeschell	Wilburn	Williams	Winckler
Wolfe			

Absent or not voting, 1:

Sieck

The joint resolution having received a constitutional majority was declared to have been adopted and agreed to by the House.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on January 28, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 160, a bill for an act relating to temporary in-person and remote learning instruction and instructional time requirements for school districts and accredited nonpublic schools, and including effective date provisions.

W. CHARLES SMITHSON, Secretary

INTRODUCTION OF BILLS

House Joint Resolution 8, by Fisher, a joint resolution proposing an amendment to the Constitution of the State of Iowa providing that the people of the state have a right to hunt, fish, trap, and harvest wildlife.

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

House File 293, by Isenhardt, a bill for an act relating to the control of certain chemicals in public drinking water supply systems and consumer products, making penalties applicable, and including effective date provisions.

Read first time and referred to committee on **Environmental Protection**.

House File 294, by committee on Human Resources, a bill for an act relating to reimbursement rates for health care services for mental health conditions, illnesses, injuries, or diseases provided to covered persons by telehealth, and including effective date and retroactive applicability provisions.

Read first time and placed on the **calendar**.

House File 295, by committee on Judiciary, a bill for an act relating to the creation, administration, and termination of custodial trusts.

Read first time and placed on the **calendar**.

House File 296, by Hansen, a bill for an act allowing licensed dealers to sell motor vehicles on Sundays.

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

House File 297, by Salmon, a bill for an act authorizing local alcohol licensing or permitting authorities to require training for employees who serve alcohol.

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

House File 298, by Bush, a bill for an act relating to the authority of a county to adopt set-back requirements.

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

House File 299, by Fisher, a bill for an act restricting the use of information related to motor vehicle registration maintained by the department of transportation and county treasurers and providing penalties.

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

House File 300, by committee on Public Safety, a bill for an act creating a public safety equipment fund, and including effective date provisions.

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

House File 301, by committee on Human Resources, a bill for an act establishing a child care workforce state matching grants program and fund administered by the early childhood Iowa state board to award matching state grants to eligible communities and making an appropriation.

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

House File 302, by committee on Human Resources, a bill for an act establishing a graduated eligibility phase-out program for state child care assistance.

Read first time and placed on the **calendar**.

House File 303, by committee on Public Safety, a bill for an act relating to confidential communications between a peer support group counselor and specified individuals.

Read first time and placed on the **calendar**.

House File 304, by committee on Information Technology, a bill for an act relating to personal delivery devices, providing penalties, and making penalties applicable.

Read first time and placed on the **calendar**.

SENATE MESSAGES CONSIDERED

Senate File 160, by committee on Education, a bill for an act relating to temporary in-person and remote learning instruction and instructional time requirements for school districts and accredited nonpublic schools, and including effective date provisions.

Read first time and **passed on file**.

Senate File 183, by committee on State Government, a bill for an act relating to a construction manager-at-risk commercial construction alternative delivery method and prohibiting certain other alternative delivery methods in the public sector and including effective date and applicability provisions.

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

IMMEDIATE MESSAGE

Windschitl of Harrison asked and received unanimous consent that **Senate Joint Resolution 7** be immediately messaged to the Senate.

RULES SUSPENDED

Windschitl of Harrison moved to suspend Rule 39 for the immediate consideration of House File 229.

Objection was raised.

A non-record roll call was requested.

The ayes were 58, nays 41.

The motion to suspend the rules prevailed.

CONSIDERATION OF BILL

Regular Calendar

House File 229, a bill for an act relating to temporary in-person and remote learning instruction and instructional time requirements for school districts and accredited nonpublic schools, and including effective date provisions, was taken up for consideration.

Mascher of Johnson offered amendment H-1017 filed by her and moved its adoption.

Amendment H-1017 lost.

Donahue of Linn offered amendment H-1018 filed by her and moved its adoption.

Roll call was requested by Donahue of Linn and Mascher of Johnson.

On the question "Shall amendment H-1018 be adopted?" (H.F. 229)

The ayes were, 40:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gaines
Gjerde	Hall	Hansen	Hunter
Isenhardt	Jacoby	James	Judge
Konfrst	Kurth	Mascher	McConkey
Meyer, B.	Nielsen	Oldson	Olson
Prichard	Running-Marquardt	Smith	Staed
Steckman	Sunde	Thede	Wessel-Kroeschell
Wilburn	Williams	Winckler	Wolfe

The nays were, 58:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingdale	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Grabner	Gustafson
Hein	Hite	Holt	Ingels
Jacobsen	Jeneary	Jones	Kaufmann
Kerr	Klein	Landon	Latham
Lohse	Lundgren	Maxwell	McClintock
Meyer, A.	Mitchell	Mohr	Mommsen
Moore	Nordman	Osmundson	Paustian
Salmon	Sexton	Shipley	Siegrist
Sorensen	Stone	Thompson	Thorup
Westrich	Wheeler	Wills	Windschitl
Worthan	Speaker		
	Grassley		

Absent or not voting, 2:

Kressig	Sieck
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Amendment H-1018 lost.

Cahill of Marshall offered amendment H-1016 filed by her and moved its adoption.

Roll call was requested by Cahill of Marshall and Konfrst of Polk.

On the question "Shall amendment H-1016 be adopted?" (H.F. 229)

The ayes were, 40:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gaines
Gjerde	Hall	Hansen	Hunter
Isenhardt	Jacoby	James	Judge
Konfrst	Kurth	Mascher	McConkey
Meyer, B.	Nielsen	Oldson	Olson
Prichard	Running-Marquardt	Smith	Staed
Steckman	Sunde	Thede	Wessel-Kroeschell
Wilburn	Williams	Winckler	Wolfe

The nays were, 58:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Graber	Gustafson
Hein	Hite	Holt	Ingels
Jacobsen	Jeneary	Jones	Kaufmann
Kerr	Klein	Landon	Latham
Lohse	Lundgren	Maxwell	McClintock
Meyer, A.	Mitchell	Mohr	Mommsen
Moore	Nordman	Osmundson	Paustian
Salmon	Sexton	Shipley	Siegrist
Sorensen	Stone	Thompson	Thorup
Westrich	Wheeler	Wills	Windschitl
Worthan	Speaker		
	Grassley		

Absent or not voting, 2:

Kressig	Sieck
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Amendment H-1016 lost.

Thompson of Greene offered amendment H-1025 filed by him.

Smith of Black Hawk offered amendment H-1027, to amendment H-1025, filed by him from the floor and moved its adoption.

Roll call was requested by Smith of Black Hawk and Konfrst of Polk.

On the question "Shall amendment H-1027, to amendment H-1025, be adopted?" (H.F. 229)

The ayes were, 40:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gaines
Gjerde	Hall	Hansen	Hunter
Isenhardt	Jacoby	James	Judge
Konfrst	Kurth	Mascher	McConkey
Meyer, B.	Nielsen	Oldson	Olson
Prichard	Running-Marquardt	Smith	Staed
Steckman	Sunde	Thede	Wessel-Kroeschell
Wilburn	Williams	Winckler	Wolfe

The nays were, 58:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingdale	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Graber	Gustafson
Hein	Hite	Holt	Ingels
Jacobsen	Jeneary	Jones	Kaufmann
Kerr	Klein	Landon	Latham
Lohse	Lundgren	Maxwell	McClintock
Meyer, A.	Mitchell	Mohr	Mommsen
Moore	Nordman	Osmundson	Paustian
Salmon	Sexton	Shipley	Siegrist
Sorensen	Stone	Thompson	Thorup
Westrich	Wheeler	Wills	Windschitl
Worthan	Speaker		
	Grassley		

Absent or not voting, 2:

Kressig	Sieck
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Amendment H-1027, to amendment H-1025, lost.

Steckman of Cerro Gordo offered amendment H-1026, to amendment H-1025, filed by her from the floor.

Thompson of Greene rose on a point of order that amendment H-1026 was not germane, to amendment H-1025.

The Speaker ruled the point well taken and amendment H-1026 not germane, to amendment H-1025.

Steckman of Cerro Gordo asked for unanimous consent to suspend the rules to consider amendment H-1026, to amendment H-1025.

Objection was raised.

Steckman of Cerro Gordo moved to suspend the rules to consider amendment H-1026, to amendment H-1025.

Roll call was requested by Steckman of Cerro Gordo and Bennett of Linn.

On the question "Shall the rules be suspended to consider amendment H-1026, to amendment H-1025?" (H.F. 229)

The ayes were, 40:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gaines
Gjerde	Hall	Hansen	Hunter
Isenhardt	Jacoby	James	Judge
Konfrst	Kurth	Mascher	McConkey
Meyer, B.	Nielsen	Oldson	Olson
Prichard	Running-Marquardt	Smith	Staed
Steckman	Sunde	Thede	Wessel-Kroeschell
Wilburn	Williams	Winckler	Wolfe

The nays were, 58:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingdale	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Grabner	Gustafson
Hein	Hite	Holt	Ingels
Jacobsen	Jeneary	Jones	Kaufmann
Kerr	Klein	Landon	Latham
Lohse	Lundgren	Maxwell	McClintock
Meyer, A.	Mitchell	Mohr	Mommson
Moore	Nordman	Osmundson	Paustian
Salmon	Sexton	Shipley	Siegrist
Sorensen	Stone	Thompson	Thorup
Westrich	Wheeler	Wills	Windschitl
Worthan	Speaker		
	Grassley		

Absent or not voting, 2:

Kressig

Sieck

The motion to suspend the rules lost.

Thompson of Greene moved the adoption of amendment H-1025.

Roll call was requested by Smith of Black Hawk and Konfrst of Polk.

On the question "Shall amendment H-1025 be adopted?" (H.F. 229)

The ayes were, 98:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannan	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gaines
Gerhold	Gjerde	Gobble	Graber
Gustafson	Hall	Hansen	Hein
Hite	Holt	Hunter	Ingels
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kaufmann
Kerr	Klein	Konfrst	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McClintock	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nielsen	Nordman
Oldson	Olson	Osmundson	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shipley	Siegrist	Smith	Sorensen
Staed	Steckman	Stone	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Williams
Wills	Winckler	Windschitl	Wolfe
Worthan	Speaker		
	Grassley		

The nays were, none.

Absent or not voting, 2:

Kressig

Sieck

Amendment H-1025 was adopted, placing out of order amendments H-1021 and H-1022 filed by Smith of Black Hawk on January 27, 2021

and amendment H-1024 filed by Steckman of Cerro Gordo on January 27, 2021.

Winckler of Scott offered amendment H-1019 filed by Smith of Black Hawk and moved its adoption.

Amendment H-1019 lost.

Cahill of Marshall offered amendment H-1020 filed by her and moved its adoption.

Amendment H-1020 lost.

Smith of Black Hawk offered amendment H-1023 filed by him and moved its adoption.

Roll call was requested by Smith of Black Hawk and Donahue of Linn.

On the question "Shall amendment H-1023 be adopted?" (H.F. 229)

The ayes were, 40:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gaines
Gjerde	Hall	Hansen	Hunter
Isenhardt	Jacoby	James	Judge
Konfrst	Kurth	Mascher	McConkey
Meyer, B.	Nielsen	Oldson	Olson
Prichard	Running-Marquardt	Smith	Staed
Steckman	Sunde	Thede	Wessel-Kroeschell
Wilburn	Williams	Winckler	Wolfe

The nays were, 58:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingdale	Boden	Bossmann
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Grabner	Gustafson
Hein	Hite	Holt	Ingels
Jacobsen	Jeneary	Jones	Kaufmann
Kerr	Klein	Landon	Latham
Lohse	Lundgren	Maxwell	McClintock
Meyer, A.	Mitchell	Mohr	Mommsen
Moore	Nordman	Osmundson	Paustian
Salmon	Sexton	Shipley	Siegrist

Sorensen
Westrich
Worthan

Stone
Wheeler
Speaker
Grassley

Thompson
Wills

Thorup
Windschitl

Absent or not voting, 2:

Kressig

Sieck

Amendment H–1023 lost.

SENATE FILE 160 SUBSTITUTED FOR HOUSE FILE 229

Thompson of Greene asked and received unanimous consent to substitute Senate File 160 for House File 229.

Senate File 160, a bill for an act relating to temporary in-person and remote learning instruction and instructional time requirements for school districts and accredited nonpublic schools, and including effective date provisions, 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. 160)

The ayes were, 59:

Andrews

Bacon

Baxter

Bergan

Best

Bloomingtondale

Boden

Bossman

Bradley

Breckenridge

Brink

Bush

Cisneros

Deyoe

Dolecheck

Fisher

Fry

Gerhold

Gobble

Graber

Gustafson

Hein

Hite

Holt

Ingels

Jacobsen

Jeneary

Jones

Kaufmann

Kerr

Klein

Landon

Latham

Lohse

Lundgren

Maxwell

McClintock

Meyer, A.

Mitchell

Mohr

Mommsen

Moore

Nordman

Osmundson

Paustian

Salmon

Sexton

Shipley

Siegrist

Sorensen

Stone

Thompson

Thorup

Westrich

Wheeler

Wills

Windschitl

Worthan

Speaker

Grassley

The nays were, 39:

Abdul-Samad	Anderson	Bennett	Bohannon
Brown-Powers	Cahill	Cohoon	Donahue
Ehlert	Forbes	Gaines	Gjerde
Hall	Hansen	Hunter	Isenhardt
Jacoby	James	Judge	Konfrst
Kurth	Mascher	McConkey	Meyer, B.
Nielsen	Oldson	Olson	Prichard
Running-Marquardt	Smith	Staed	Steckman
Sunde	Thede	Wessel-Kroeschell	Wilburn
Williams	Winckler	Wolfe	

Absent or not voting, 2:

Kressig Sieck

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Kressig of Black Hawk Sieck of Mills

IMMEDIATE MESSAGE

Windschitl of Harrison asked and received unanimous consent that **Senate File 160** be immediately messaged to the Senate.

HOUSE FILES WITHDRAWN

Windschitl of Harrison asked and received unanimous consent to withdraw House Joint Resolution 4, House Files 103 and 229 from further consideration by the House.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on January 28, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 129, a bill for an act relating to specialty areas, service commitment area distance requirements, and practice-related requirements under the rural Iowa primary care loan repayment program.

Also: That the Senate has on January 28, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 130, a bill for an act relating to a temporary exception to a limitation on compensation for a member of a board of directors of a school corporation, and including effective date provisions.

W. CHARLES SMITHSON, Secretary

EXPLANATION OF VOTE

On January 27, 2021, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

Amendment H-1011 (H.J.R. 5) — “nay”

Amendment H-1012 (H.J.R. 5) — “nay”

Amendment H-1013 (H.J.R. 5) — “nay”

Amendment H-1014 (H.J.R. 5) — “nay”

House Joint Resolution 5 — “yea”

Sieck of Mills

STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 159 Transportation

Relating to the driving privileges during certain hours of persons issued a special minor’s driver’s license.

H.S.B. 160 State Government

Authorizing the temporary sale of merchandise at a toy benefit for Iowa children on the state capitol complex grounds.

H.S.B. 161 State Government

Relating to pari-mutuel wagering on horse or dog races licensed in a foreign jurisdiction.

H.S.B. 162 State Government

Providing that public postsecondary institutions are prohibited from requiring students or employees to wear face masks or social distance off campus and only accredited private institutions that do not require students or employees to wear face masks or social distance off campus can qualify for the Iowa tuition grant program, and including effective date provisions.

H.S.B. 163 Ethics

Relating to the code of ethics of the House of Representatives for the Eighty-ninth General Assembly.

H.S.B. 164 Ethics

A concurrent resolution relating to the joint rules governing lobbyists of the Senate and House of Representatives for the Eighty-ninth General Assembly.

H.S.B. 165 Commerce

Relating to private flood insurance, making penalties applicable, and including applicability and future repeal provisions.

H.S.B. 166 Commerce

Prohibiting counties and cities from regulating the sale of natural gas and propane.

H.S.B. 167 Agriculture

Relating to the beginning farmer tax credit program, by modifying participation and lease agreement requirements and tax credit amounts, and including effective date provisions.

H.S.B. 168 Human Resources

Establishing requirements relating to the residency of persons accepted for admission to the state university of Iowa's colleges of medicine and dentistry and requiring an annual report.

SUBCOMMITTEE ASSIGNMENTS

House Joint Resolution 3

State Government: Lundgren, Chair; Bossman and Wolfe.

House File 80

State Government: Jacobsen, Chair; Gjerde and Mitchell.

House File 150

Education: Dolecheck, Chair; Bossman and Steckman.

House File 166

Education: Salmon, Chair; Brink and Mascher.

House File 167

Education: Sorensen, Chair; Donahue and Salmon.

House File 208

State Government: Mitchell, Chair; Bossman and Hunter.

House File 222

Education: Wheeler, Chair; Salmon and Smith.

House File 255

Ways and Means: Kaufmann, Chair; Jacoby and Maxwell.

House File 258

Appropriations: Deyoe, Chair; Hall and Latham.

STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 56 Reassigned

State Government: Kaufmann, Chair; Donahue and Jacobsen.

House Study Bill 159

Transportation: Bossman, Chair; Running-Marquardt and Thorup.

House Study Bill 160

State Government: Siegrist, Chair; Boden and Cohoon.

House Study Bill 161

State Government: Sexton, Chair; Cohoon and Mitchell.

House Study Bill 162

State Government: Mitchell, Chair; Bohannon and Nordman.

**House Study Bill 163
(Committee of the Whole)**

Ethics: Osmundson, Chair; Abdul-Samad, Gaines, Gustafson, Jacobsen and Kurth.

**House Study Bill 164
(Committee of the Whole)**

Ethics: Osmundson, Chair; Abdul-Samad, Gaines, Gustafson, Jacobsen and Kurth.

House Study Bill 165

Commerce: Mohr, Chair; Cisneros and Judge.

House Study Bill 166

Commerce: Jacobsen, Chair; Nielsen and Nordman.

House Study Bill 167

Agriculture: Hein, Chair; Gerhold and Wolfe.

House Study Bill 168

Human Resources: A. Meyer, Chair; Jeneary and Mascher.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

MEGHAN NELSON
Chief Clerk of the House

COMMITTEE ON EDUCATION

Committee Bill (Formerly House File 14), 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** January 28, 2021.

Committee Bill (Formerly House Study Bill 104), relating to the determination of a student's district of residence for purposes of open enrollment payments and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** January 28, 2021.

Committee Bill (Formerly House Study Bill 105), relating to programs for at-risk children.

Fiscal Note: **No**

Recommendation: **Do Pass** January 28, 2021.

Committee Bill (Formerly House Study Bill 106), relating to the calculation of education funding for children living in certain facilities and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** January 28, 2021.

Committee Bill (Formerly House Study Bill 110), relating to eligibility requirements for students under the senior year plus program and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** January 28, 2021.

COMMITTEE ON PUBLIC SAFETY

Committee Bill (Formerly House File 63), relating to the establishment of a cold case investigation unit within the department of public safety.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** January 28, 2021.

Committee Bill (Formerly House File 64), relating to confidential communications between a peer support group counselor and specified individuals.

Fiscal Note: **No**

Recommendation: **Do Pass** January 28, 2021.

Committee Bill (Formerly House Study Bill 72), creating a public safety equipment fund, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** January 28, 2021.

COMMITTEE ON STATE GOVERNMENT

Committee Bill (Formerly House File 79), relating to the frequency of game nights conducted by licensed qualified organizations.

Fiscal Note: **No**

Recommendation: **Do Pass** January 28, 2021.

Committee Bill (Formerly House File 139), relating to notification of the general assembly concerning certain state government leases and real property acquisitions.

Fiscal Note: **No**

Recommendation: **Do Pass** January 28, 2021.

Committee Bill (Formerly House Study Bill 129), prohibiting counties or cities from imposing restrictions on certain businesses operated by persons under the age of eighteen, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** January 28, 2021.

COMMITTEE ON VETERANS AFFAIRS

Committee Bill (Formerly House Study Bill 42), relating to eligibility for a property tax exemption for certain property of veterans associations.

Fiscal Note: **No**

Recommendation: **Do Pass** January 28, 2021.

Committee Bill (Formerly House Study Bill 45), relating to county commissions of veteran affairs training and making an appropriation.

Fiscal Note: **No**

Recommendation: **Do Pass** January 28, 2021.

RESOLUTIONS FILED

H.C.R. 5, by Wills, Stone, Westrich, Bradley, Jeneary, Dolecheck, Fisher, Graber, Baxter, Shipley, Kaufmann, and Klein, a concurrent resolution calling on the President of the United States to establish a United States-United Kingdom free-trade agreement.

Laid over under **Rule 25**.

H.C.R. 6, by Wills, Stone, Westrich, Bradley, Moore, Jeneary, Dolecheck, Fisher, Graber, Baxter, Shipley, Kaufmann, and Klein, a concurrent resolution calling for and supporting the creation of a bilateral trade agreement between the United States and Taiwan.

Laid over under **Rule 25**.

H.C.R. 7, by Wills, Stone, Westrich, Bradley, Jeneary, Dolecheck, Fisher, Graber, Baxter, Shipley, Kaufmann, and Klein, a concurrent resolution urging the United States Congress to support legislation to amend the Federal Meat Inspection Act to exempt from federal regulation the slaughter and processing of cattle, swine, and other animals produced as part of our food system for intrastate sale.

Laid over under **Rule 25**.

AMENDMENTS FILED

H-1026	H.F.	229	Steckman of Cerro Gordo
H-1027	H.F.	229	Smith of Black Hawk

On motion by Windschitl of Harrison, the House adjourned at 8:28 p.m., until 1:00 p.m., Monday, February 1, 2021.

JOURNAL OF THE HOUSE

Twenty-second Calendar Day - Fourteenth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, February 1, 2021

The House met pursuant to adjournment at 1:02 p.m., Hite of Mahaska in the chair.

Prayer was offered by Boden of Warren.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Melissa Pardock, Page from Des Moines.

The Journal of Thursday, January 28, 2021, was approved.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on January 28, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 159, a bill for an act relating to educational offerings and funding by establishing a student first scholarship program for certain pupils attending nonpublic schools, establishing a student first scholarship fund, providing an income tax exemption, modifying and establishing charter school programs, modifying provisions governing the state's open enrollment law including voluntary diversity plans, modifying the tuition and textbook tax credit, providing for the educator expense deduction, modifying provisions related to education data collection and permissible education programs and funding, making appropriations, providing penalties, and including effective date, applicability, and retroactive applicability provisions.

W. CHARLES SMITHSON, Secretary

INTRODUCTION OF BILLS

House File 305, by Isenhardt, a bill for an act relating to energy efficiency plans adopted by gas and electric utilities.

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

House File 306, by Staed, Anderson, Ehlert, and Mascher, a bill for an act requiring the installation and maintenance of adult changing stations at certain locations, providing penalties, and including effective date and applicability provisions.

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

House File 307, by committee on Veterans Affairs, a bill for an act relating to county commissions of veteran affairs training and making an appropriation.

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

House File 308, by committee on Education, a bill for an act relating to eligibility requirements for students under the senior year plus program and including effective date provisions.

Read first time and placed on the **calendar**.

House File 309, 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 310, by committee on Judiciary, a bill for an act relating to the defenses of justification and diminished capacity for certain violent crimes.

Read first time and placed on the **calendar**.

House File 311, by committee on State Government, a bill for an act relating to the frequency of game nights conducted by licensed qualified organizations.

Read first time and placed on the **calendar**.

House File 312, by committee on Public Safety, a bill for an act relating to the establishment of a cold case investigation task force within the department of public safety.

Read first time and placed on the **calendar**.

House File 313, by committee on State Government, a bill for an act prohibiting counties or cities from imposing restrictions on certain businesses operated by persons under the age of eighteen, and including effective date provisions.

Read first time and placed on the **calendar**.

House File 314, by committee on State Government, a bill for an act relating to notification of the general assembly concerning certain state government leases and real property acquisitions.

Read first time and placed on the **calendar**.

House File 315, by committee on Education, a bill for an act relating to programs for at-risk children.

Read first time and placed on the **calendar**.

House File 316, by committee on Education, a bill for an act relating to the determination of a student's district of residence for purposes of open enrollment payments and including applicability provisions.

Read first time and placed on the **calendar**.

House File 317, by committee on Education, a bill for an act relating to the calculation of education funding for children living in certain facilities and including applicability provisions.

Read first time and placed on the **calendar**.

House File 318, 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 placed on the **calendar**.

House File 319, by Wills, a bill for an act relating to homemade food derived from a commodity produced, processed, prepared, offered for sale, or sold on a farm, including by providing for exemptions from certain regulations.

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

House File 320, by Staed, Anderson, and Mascher, a bill for an act relating to the use of single-use plastic bags, containers, and straws, providing penalties, and including effective date provisions.

Read first time and referred to committee on **Environmental Protection**.

House File 321, by Staed, a bill for an act relating to beverage container reimbursement fees paid by distributors to beverage dealers, dealer agents, and persons operating beverage container redemption centers.

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

House File 322, by Staed, Anderson, Ehlert, and Mascher, a bill for an act relating to the electronic delivery of ballots to persons with certain physical disabilities.

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

House File 323, by Staed, a bill for an act relating to the solar energy system tax credit available against the individual and corporate income tax, the franchise tax, the moneys and credits tax, and including effective date and retroactive applicability provisions.

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

SENATE MESSAGES CONSIDERED

Senate File 129, by committee on Education, a bill for an act relating to specialty areas, service commitment area distance requirements, and practice-related requirements under the rural Iowa primary care loan repayment program.

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

Senate File 130, by committee on Education, a bill for an act relating to a temporary exception to a limitation on compensation for a member of a board of directors of a school corporation, and including effective date provisions.

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

Senate File 159, by committee on Education, a bill for an act relating to educational offerings and funding by establishing a student first scholarship program for certain pupils attending nonpublic schools, establishing a student first scholarship fund, providing an income tax exemption, modifying and establishing charter school programs, modifying provisions governing the state's open enrollment law including voluntary diversity plans, modifying the tuition and textbook tax credit, providing for the educator expense deduction, modifying provisions related to education data collection and permissible education programs and funding, making appropriations, providing penalties, and including effective date, applicability, and retroactive applicability provisions.

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

BILL SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on January 29, 2021, the following bill was approved and transmitted to the Secretary of State:

Senate File 160, an Act relating to temporary in-person and remote learning instruction and instructional time requirements for school districts and accredited nonpublic schools, and including effective date provisions.

STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 169 Commerce

Relating to Medicaid program processes and oversight.

H.S.B. 170 Local Government

Providing that a licensed veterinarian is immune from administrative, civil, or criminal liability in investigations or proceedings involving the mistreatment of animals.

H.S.B. 171 Local Government

Relating to the authority of counties and cities to regulate rental housing, and including effective date provisions.

SUBCOMMITTEE ASSIGNMENTS

House File 147

Natural Resources: Fisher, Chair; Baxter and Brown-Powers.

House File 213

Local Government: Kerr, Chair; Nielsen and Shipley.

House File 248

Public Safety: Klein, Chair; Breckenridge and Thorup.

House File 269

Human Resources: Boden, Chair; Anderson and Bergan.

House File 270

Human Resources: A. Meyer, Chair; Forbes and Fry.

House File 289

Human Resources: Bush, Chair; Brown-Powers and Fry.

Senate File 129

Human Resources: Moore, Chair; Brown-Powers and Dolecheck.

STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 169

Commerce: Andrews, Chair; Hansen and Lundgren.

House Study Bill 170

Local Government: Cisneros, Chair; Maxwell and Nielsen.

House Study Bill 170 Reassigned

Local Government: Cisneros, Chair; Maxwell and Staed.

House Study Bill 171

Local Government: Deyoe, Chair; Nielsen and Siegrist.

House Study Bill 171 Reassigned

Local Government: Deyoe, Chair; Siegrist and Staed.

EXPLANATION OF VOTE

On January 28, 2021, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

Amendment H-1008 (H.J.R. 4) – “nay”

Amendment H-1015 to amendment H-1008 (H.J.R. 4) – “aye”

Amendment H-1009 (H.J.R. 4) – “nay”

Senate Joint Resolution 7 – “aye”

Sieck of Mills

AMENDMENT FILED

H-1028 H.F. 233 Klein of Washington

On motion by Windschitl of Harrison, the House adjourned at 1:11 p.m., until 8:30 a.m., Tuesday, February 2, 2021.

JOURNAL OF THE HOUSE

Twenty-third Calendar Day - Fifteenth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, February 2, 2021

The House met pursuant to adjournment at 8:34 a.m., Andrews of Polk in the chair.

Prayer was offered by Holt of Crawford.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Grace Sundstrom, Page from Des Moines.

The Journal of Monday, February 1, 2021, was approved.

INTRODUCTION OF BILLS

House File 324, by Bossman, a bill for an act designating child care facilities as an essential corporate purpose.

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

House File 325, by committee on Veterans Affairs, a bill for an act relating to eligibility for a property tax exemption for certain property of veterans associations.

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

On motion by Windschitl of Harrison, the House was recessed at 8:38 a.m., until 5:00 p.m.

AFTERNOON SESSION

The House reconvened at 5:40 p.m., Speaker Grassley in the chair.

CONSIDERATION OF BILLS

Regular Calendar

House File 199, a bill for an act relating to replacement of the term visitation with the term parenting time relative to time awarded to a parent, 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. 199)

The ayes were, 88:

Abdul-Samad	Andrews	Bacon	Baxter
Bennett	Bergan	Best	Bloomingtondale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cahill	Cisneros	Cohoon	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Gerhold	Gjerde	Gobble
Graber	Gustafson	Hall	Hansen
Hein	Hite	Holt	Hunter
Ingels	Isenhardt	Jacobsen	James
Jeneary	Jones	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig
Latham	Lohse	Lundgren	Mascher
Maxwell	McClintock	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommson
Moore	Nordman	Oldson	Olson
Osmundson	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Siegrist
Sorensen	Staed	Stone	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Wills
Winckler	Windschitl	Worthan	Speaker
			Grassley

The nays were, none.

Absent or not voting, 12:

Anderson	Fry	Gaines	Jacoby
Kurth	Landon	Nielsen	Sieck
Smith	Steckman	Williams	Wolfe

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 201, a bill for an act relating to the sex offender registry including duration of registration requirements and sexually motivated extortion, was taken up for consideration.

Westrich of Wapello moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 201)

The ayes were, 88:

Abdul-Samad	Andrews	Bacon	Baxter
Bennett	Bergan	Best	Bloomingtondale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cahill	Cisneros	Cohoon	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Gerhold	Gjerde	Gobble
Graber	Gustafson	Hall	Hansen
Hein	Hite	Holt	Hunter
Ingels	Isenhardt	Jacobsen	James
Jeneary	Jones	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig
Latham	Lohse	Lundgren	Mascher
Maxwell	McClintock	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommson
Moore	Nordman	Oldson	Olson
Osmundson	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Siegrist
Sorensen	Staed	Stone	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Wills
Winckler	Windschitl	Worthan	Speaker
			Grassley

The nays were, none.

Absent or not voting, 12:

Anderson	Fry	Gaines	Jacoby
Kurth	Landon	Nielsen	Sieck
Smith	Steckman	Williams	Wolfe

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 232, a bill for an act relating to the crime of disorderly conduct and making penalties applicable, 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. 232)

The ayes were, 88:

Abdul-Samad	Andrews	Bacon	Baxter
Bennett	Bergan	Best	Bloomingdale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cahill	Cisneros	Cohoon	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Gerhold	Gjerde	Gobble
Graber	Gustafson	Hall	Hansen
Hein	Hite	Holt	Hunter
Ingels	Isenhardt	Jacobsen	James
Jeneary	Jones	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig
Latham	Lohse	Lundgren	Mascher
Maxwell	McClintock	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommson
Moore	Nordman	Oldson	Olson
Osmundson	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Siegrist
Sorensen	Staed	Stone	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Wills
Winckler	Windschitl	Worthan	Speaker
			Grassley

The nays were, none.

Absent or not voting, 12:

Anderson	Fry	Gaines	Jacoby
Kurth	Landon	Nielsen	Sieck
Smith	Steckman	Williams	Wolfe

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 235, a bill for an act relating to service charges on consumer credit transactions, 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. 235)

The ayes were, 86:

Abdul-Samad	Andrews	Bacon	Baxter
Bennett	Bergan	Best	Bloomingdale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cahill	Cisneros	Cphoon	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Gerhold	Gjerde	Gobble
Graber	Gustafson	Hall	Hansen
Hein	Hite	Holt	Hunter
Ingels	Isenhardt	Jacobsen	James
Jeneary	Jones	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig
Latham	Lohse	Lundgren	Mascher
Maxwell	McClintock	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommson
Moore	Nordman	Oldson	Olson
Osmundson	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Siegrist	Sorensen
Staed	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wilburn	Wills	Winckler	Windschitl
Worthan	Speaker Grassley		

The nays were, 2:

Shipley	Wheeler
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Absent or not voting, 12:

Anderson	Fry	Gaines	Jacoby
Kurth	Landon	Nielsen	Sieck
Smith	Steckman	Williams	Wolfe

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 236, a bill for an act relating to life insurance company or association cash reinvestments in repurchase agreements collateralized by securities, and including applicability 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?" (H.F. 236)

The ayes were, 88:

Abdul-Samad	Andrews	Bacon	Baxter
Bennett	Bergan	Best	Bloomingtondale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cahill	Cisneros	Cohoon	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Gerhold	Gjerde	Gobble
Graber	Gustafson	Hall	Hansen
Hein	Hite	Holt	Hunter
Ingels	Isenhardt	Jacobsen	James
Jeneary	Jones	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig
Latham	Lohse	Lundgren	Mascher
Maxwell	McClintock	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommson
Moore	Nordman	Oldson	Olson
Osmundson	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Siegrist
Sorensen	Staed	Stone	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Wills
Winckler	Windschitl	Worthan	Speaker
			Grassley

The nays were, none.

Absent or not voting, 12:

Anderson	Fry	Gaines	Jacoby
Kurth	Landon	Nielsen	Sieck
Smith	Steckman	Williams	Wolfe

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 228, a bill for an act relating to voluntary diversity plans under the state's open enrollment law, was taken up for consideration.

Kaufmann of Cedar rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point well taken.

Windschitl of Harrison rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point well taken.

Hite 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. 228)

The ayes were, 56:

Andrews	Bacon	Baxter	Bergan
Best	Bloomington	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Gerhold
Gobble	Graber	Gustafson	Hein
Hite	Holt	Ingels	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Latham	Lohse	Lundgren
Maxwell	McClintock	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Nordman
Osmundson	Paustian	Salmon	Sexton
Shipley	Siegrist	Sorensen	Stone
Thompson	Thorup	Westrich	Wheeler
Wills	Windschitl	Worthan	Speaker
			Grassley

The nays were, 32:

Abdul-Samad	Bennett	Bohannon	Breckenridge
Brown-Powers	Cahill	Cohoon	Donahue
Ehlert	Forbes	Gjerde	Hall
Hansen	Hunter	Isenhardt	James
Judge	Konfrst	Kressig	Mascher
McConkey	Meyer, B.	Oldson	Olson
Prichard	Running-Marquardt	Staed	Sunde
Thede	Wessel-Kroeschell	Wilburn	Winckler

Absent or not voting, 12:

Anderson	Fry	Gaines	Jacoby
Kurth	Landon	Nielsen	Sieck
Smith	Steckman	Williams	Wolfe

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 6:54 p.m., until the fall of the gavel.

The House resumed session at 7:21 p.m., Speaker Grassley in the chair.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Anderson of Polk	Fry of Clarke
Gaines of Polk	Jacoby of Johnson
Kurth of Scott	Landon of Polk
Nielsen of Johnson	Sieck of Mills
Smith of Black Hawk	Steckman of Cerro Gordo
Williams of Black Hawk	Wolfe of Clinton

INTRODUCTION OF BILLS

House File 326, by Shipley, a bill for an act relating to curricula offered by school districts that include instruction relating to gender identity.

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

House File 327, by Shipley, a bill for an act relating to treatment or intervention involving a minor diagnosed with gender dysphoria, and providing for licensee discipline and civil penalties.

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

House File 328, by Shipley, a bill for an act relating to a vitamin and mineral deficiency public awareness program, and providing an appropriation.

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

House File 329, by Shipley, a bill for an act relating to exemption from immunization based upon prerequisite conditions relative to a vaccine.

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

House File 330, by Shipley, a bill for an act relating to requirements and prohibitions relating to vaccines and immunizations, and providing civil remedies.

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

House File 331, by Shipley, a bill for an act prohibiting certain actions relating to abortifacient drugs in the state, and providing penalties.

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

House File 332, by Shipley, a bill for an act relating to national guard duty under specific circumstances.

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

House File 333, by Steckman, Anderson, McConkey, Sunde, Winckler, Ehlert, B. Meyer, Donahue, Wessel-Kroeschell, Abdul-Samad, Hunter, Brown-Powers, and Konfrst, a bill for an act relating to health care coverage benefits for the diagnosis and treatment of infertility, and for fertility preservation services, and including applicability provisions.

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

House File 334, by Shipley, a bill for an act relating to student participation in interscholastic or intramural athletic teams or sports based on biological sex.

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

House File 335, by Isenhardt, Donahue, Staed, Anderson, Kurth, Bennett, Winckler, and Abdul-Samad, a bill for an act relating to lead

and copper testing in water supply systems serving child care facilities and schools, and making penalties applicable.

Read first time and referred to committee on **Environmental Protection**.

House File 336, by Ehlert, Staed, Donahue, Cahill, Jacoby, Brown-Powers, Anderson, and Hansen, a bill for an act relating to child care facilities, including licensing and registration, and providing penalties.

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

House File 337, by Ehlert, Staed, Hall, Donahue, Kressig, Cahill, Jacoby, Brown-Powers, Anderson, Hansen, and Bennett, 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 338, by Ehlert, Anderson, Hansen, and Staed, a bill for an act relating to state child care assistance payments.

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

House File 339, by Ehlert, Staed, Hall, Donahue, Kressig, Cahill, Jacoby, Brown-Powers, Anderson, and Hansen, 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 340, by Shipley, a bill for an act relating to the construction of the Iowa civil rights Act of 1965 regarding sex and gender identity.

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

House File 341, by Shipley, a bill for an act relating to the statute of limitations for recovery from injuries sustained from treatment for identity disorder.

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

House File 342, by Shipley, a bill for an act defining creed in the Iowa civil rights Act.

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

House File 343, by Wheeler, a bill for an act relating to the carrying of weapons including on the grounds of a school, community college, or university, and providing penalties.

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

House File 344, by Wheeler, a bill for an act relating to the enforcement of the prohibition on the use of an electronic communication device while driving as a secondary action.

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

House File 345, by Hunter, a bill for an act establishing a community reinvestment commission concerning law enforcement funding.

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

House File 346, by Wheeler, a bill for an act relating to lobbying activities by political subdivisions.

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

House File 347, by Isenhardt, 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 348, by Mitchell, a bill for an act creating the manufacturer activities tax credit available against the individual and corporate income taxes, and including effective date and applicability provisions.

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

House File 349, by Salmon, a bill for an act creating a parent investment tax credit available against the individual income tax and including retroactive applicability provisions.

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

House File 350, by Nordman, a bill for an act relating to automobile insurance required for transportation network company drivers.

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

House File 351, by Isenhardt, a bill for an act relating to the use of moneys administered by the Iowa energy center for energy efficiency investments and the construction of specified renewable energy generation facilities.

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

House File 352, by Ehlert, Staed, Donahue, Kressig, Cahill, Jacoby, Brown-Powers, Anderson, and Hansen, a bill for an act relating to the reimbursement of child care providers from the child care assistance program.

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

House File 353, by Mascher, a bill for an act relating to older individuals and dependent adults and creating certain criminal offenses and civil actions, and providing penalties.

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

House File 354, by Fisher, a bill for an act relating to juror and witness compensation.

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

House File 355, by Isenhardt, a bill for an act authorizing cities and counties to establish energy investment districts and district boards and providing for financing of energy investments.

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

House File 356, by Mascher, 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 357, by committee on State Government, a bill for an act relating to massage therapy, including licenses to practice massage therapy and reports of child and dependent adult abuse.

Read first time and placed on the **calendar**.

House File 358, by committee on State Government, a bill for an act relating to campaign finance, including disclosure report and contribution requirements, and making penalties applicable.

Read first time and placed on the **calendar**.

House File 359, by committee on State Government, a bill for an act authorizing savings promotion drawings under specified conditions, and making penalties applicable.

Read first time and placed on the **calendar**.

House File 360, by committee on Judiciary, 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 placed on the **calendar**.

House File 361, by committee on Judiciary, a bill for an act relating to the appointment of a guardian ad litem, a child custody investigator or child and family reporter, or an attorney for certain child custody and visitation matters, and a guardian ad litem for certain child prosecution witnesses.

Read first time and placed on the **calendar**.

House File 362, by committee on Economic Growth, a bill for an act relating to the construction of child care facilities by providing developers with sales and use tax refunds and income, franchise, moneys and credits, and gross premiums tax credits, providing for a fee, and including applicability provisions.

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

House File 363, by committee on Economic Growth, a bill for an act permitting businesses' new onsite daycare facilities or businesses' expansion of existing onsite daycare facilities to qualify as projects under the high quality jobs program, and making penalties applicable.

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

House File 364, by committee on Judiciary, a bill for an act relating to prohibited conduct by athlete agents and making penalties applicable.

Read first time and placed on the **calendar**.

House File 365, by committee on Judiciary, a bill for an act relating to the service of notices of garnishment by sheriffs.

Read first time and placed on the **calendar**.

House File 366, by committee on Judiciary, a bill for an act relating to proper parties in causes of actions following the death of persons entitled or liable to such causes of actions and including applicability provisions.

Read first time and placed on the **calendar**.

House File 367, by committee on Ways and Means, a bill for an act exempting from the state individual income tax the earnings from a burial trust fund, and including retroactive applicability provisions.

Read first time and placed on the **Ways and Means calendar**.

House File 368, by committee on Ways and Means, a bill for an act relating to the administration of the reimbursement for rent

constituting property taxes paid and related matters and including effective date provisions.

Read first time and placed on the **Ways and Means calendar**.

House File 369, by committee on Ways and Means, a bill for an act relating to the adoption tax credit available against the individual income tax.

Read first time and placed on the **Ways and Means calendar**.

House File 370, by committee on Ways and Means, a bill for an act providing businesses with income, franchise, moneys and credits, and gross premiums tax credits for providing child care benefits to employees of the business, and including applicability date provisions.

Read first time and placed on the **Ways and Means calendar**.

IMMEDIATE MESSAGES

Windschitl of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 199, 201, 228, 232, 235 and 236**.

HOUSE FILES WITHDRAWN

Windschitl of Harrison asked and received unanimous consent to withdraw House Files 56 and 86 from further consideration by the House.

REREFERRED

The Speaker announced that House File 301, previously referred to committee on **Appropriations** was placed on the **calendar**.

STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 172 Human Resources

Relating to the qualifications of noncertified staff providing early and periodic screening, diagnosis, and treatment benefit services under the Medicaid program.

H.S.B. 173 Judiciary

Relating to the perfection of mechanics' liens and mechanics' liens remedies.

H.S.B. 174 Ways and Means

Relating to state taxation by authorizing future tax contingencies, excluding certain grants from the computation of net income for the individual or corporate income tax, providing for tax credits and deductions, and including effective date and retroactive applicability provisions.

H.S.B. 175 Human Resources

Relating to the administering, prescribing, or ordering of immunizations or vaccines by a licensed podiatric physician, and providing an effective date.

SUBCOMMITTEE ASSIGNMENTS**House File 30**

Transportation: Gerhold, Chair; Bush and Sunde.

House File 68

Transportation: Maxwell, Chair; Cisneros and Konfrst.

House File 210

Transportation: Siegrist, Chair; Maxwell and B. Meyer.

House File 222 Reassigned

Education: Wheeler, Chair; Smith and Stone.

STUDY BILL SUBCOMMITTEE ASSIGNMENTS**House Study Bill 166 Reassigned**

Commerce: Jacobsen, Chair; Hall and Nordman.

House Study Bill 172

Human Resources: Andrews, Chair; Anderson and Moore.

House Study Bill 173

Judiciary: Gustafson, Chair; Bohannon and Salmon.

House Study Bill 174

Ways and Means: Lohse, Chair; Jacoby and Kaufmann.

House Study Bill 175

Human Resources: Bradley, Chair; Bacon and Sunde.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

MEGHAN NELSON
Chief Clerk of the House

COMMITTEE ON AGRICULTURE

Committee Bill (Formerly House Study Bill 4), regarding driving privileges of persons issued a special minor's driver's license who reside or are employed on a farm, and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 2, 2021.

COMMITTEE ON COMMERCE

Committee Bill (Formerly House File 84), relating to notice requirements prior to discontinuing fluoridation in a public water supply system, and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 2, 2021.

Committee Bill (Formerly House Study Bill 90), relating to alcohol beverage control concerning certain class "C" liquor control licensees.

Fiscal Note: **No**

Recommendation: **Do Pass** February 2, 2021.

COMMITTEE ON ECONOMIC GROWTH

Committee Bill (Formerly House File 2), relating to the construction of child care facilities by providing developers with sales and use tax refunds and income, franchise, moneys and credits, and gross premiums tax credits, providing for a fee, and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 1, 2021.

Committee Bill (Formerly House File 3), permitting businesses' new onsite daycare facilities or businesses' expansion of existing onsite daycare facilities to qualify as projects under the high quality jobs program, and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 1, 2021.

COMMITTEE ON EDUCATION

Committee Bill (Formerly House Study Bill 107), striking certain reporting requirements related to nonprofit school organizations established by school districts.

Fiscal Note: **No**

Recommendation: **Do Pass** February 2, 2021.

Committee Bill (Formerly House Study Bill 108), relating to the duties of the child development coordinating council.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 2, 2021.

Committee Bill (Formerly House Study Bill 109), relating to open enrollment of certain students and the determination of good cause and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 2, 2021.

Committee Bill (Formerly House Study Bill 144), relating to the transfer, deposit, and appropriation of moneys to the teach Iowa scholar fund from the teacher shortage forgivable loan repayment fund and the teacher shortage loan forgiveness repayment fund.

Fiscal Note: **No**

Recommendation: **Do Pass** February 2, 2021.

COMMITTEE ON HUMAN RESOURCES

Committee Bill (Formerly House File 53), relating to informed consent for medication abortions, and providing penalties.

Fiscal Note: **No**

Recommendation: **Do Pass** February 2, 2021.

Committee Bill (Formerly House File 88), relating to the provision of audio-only telehealth or telemedicine by health care professionals.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 2, 2021.

Committee Bill (Formerly House Study Bill 74), relating to controlled substances and precursor substances, including amending the controlled substance and precursor substances schedules and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 2, 2021.

Committee Bill (Formerly House Study Bill 121), relating to the prescribing and dispensing of self-administered hormonal contraceptives.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 2, 2021.

COMMITTEE ON JUDICIARY

Committee Bill (Formerly House File 11), relating to support of a child including support relative to the child's completion of high school graduation or equivalency requirements.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 1, 2021.

Committee Bill (Formerly House Study Bill 19), relating to the appointment of a guardian ad litem for certain child prosecution witnesses.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 1, 2021.

Committee Bill (Formerly House Study Bill 20), relating to the calculation of certain court costs in probate matters, and including effective date and applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 1, 2021.

Committee Bill (Formerly House Study Bill 26), relating to the service of notices of garnishment by sheriffs.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 1, 2021.

Committee Bill (Formerly House Study Bill 35), relating to proper parties in causes of actions following the death of persons entitled or liable to such causes of actions and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 1, 2021.

Committee Bill (Formerly House Study Bill 36), relating to prohibited conduct by athlete agents and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 1, 2021.

COMMITTEE ON STATE GOVERNMENT

Committee Bill (Formerly House File 148), relating to campaign finance, including disclosure report and contribution requirements, and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Do Pass** February 1, 2021.

Committee Bill (Formerly House Study Bill 54), concerning benefits relating to members of the municipal fire and police retirement system, and including effective date and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 1, 2021.

Committee Bill (Formerly House Study Bill 57), authorizing savings promotion drawings under specified conditions, and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Do Pass** February 1, 2021.

Committee Bill (Formerly House Study Bill 132), relating to massage therapy, including licenses to practice massage therapy and reports of child abuse.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 1, 2021.

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House File 4), providing businesses with income, franchise, moneys and credits, and gross premiums tax credits for providing child care benefits to employees of the business, and including applicability date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 1, 2021.

Committee Bill (Formerly House File 100), relating to the adoption tax credit available against the individual income tax.

Fiscal Note: **No**

Recommendation: **Do Pass** February 1, 2021.

Committee Bill (Formerly House Study Bill 94), exempting from the state individual income tax the earnings from a burial trust fund, and including retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 1, 2021.

Committee Bill (Formerly House Study Bill 120), relating to the administration of the reimbursement for rent constituting property taxes paid and related matters and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 1, 2021.

AMENDMENT FILED

H-1029 H.F. 304 Bacon of Story

On motion by Windschitl of Harrison, the House adjourned at 7:31 p.m., until 8:30 a.m., Wednesday, February 3, 2021.

JOURNAL OF THE HOUSE

Twenty-fourth Calendar Day - Sixteenth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, February 3, 2021

The House met pursuant to adjournment at 8:32 a.m., McClintock of Linn in the chair.

Prayer was offered by Cisneros of Muscatine.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Abbey Welden, Page from Marshalltown.

The Journal of Tuesday, February 2, 2021, was approved.

REREFERRED

The Speaker announced that House File 113, previously referred to committee on **Commerce** was rereferred to committee on **Local Government**.

STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 176 Commerce

Relating to the Iowa appraisal standards and appraiser certification law and making penalties applicable.

H.S.B. 177 Natural Resources

Relating to financial assurance instruments and surety bonds required for collecting, processing, or transporting waste tires, and making penalties applicable.

H.S.B. 178 Economic Growth

Relating to affordable housing, disaster housing assistance, and redevelopment tax credits by creating an Iowa housing tax credit

program, modifying distribution of real estate transfer taxes, modifying workforce housing tax incentives, including a downtown loan guarantee program, creating a disaster housing recovery assistance program and an eviction prevention program, providing for a fee, and including effective date and applicability provisions.

H.S.B. 179 Judiciary

Establishing the sexual assault forensic examiner program.

H.S.B. 180 Commerce

Relating to the practices of performing rights societies.

H.S.B. 181 Commerce

Providing for the termination of dealership agreements involving agricultural equipment.

SUBCOMMITTEE ASSIGNMENTS

House File 23

Natural Resources: Latham, Chair; Jeneary and Judge.

House File 46

State Government: Moore, Chair; Gjerde and Jones.

House File 60

Natural Resources: McClintock, Chair; Baxter and Breckenridge.

House File 96

State Government: Sexton, Chair; Bacon and Donahue.

House File 125

Local Government: Wheeler, Chair; Maxwell and Staed.

House File 218

State Government: Sexton, Chair; Hunter and Moore.

House File 287

Agriculture: Sexton, Chair; Ingels and Williams.

House File 288

Commerce: Jacobsen, Chair; Hall and Nordman.

House File 319

Agriculture: Latham, Chair; Judge and Wills.

STUDY BILL SUBCOMMITTEE ASSIGNMENTS**House Study Bill 176**

Commerce: Nordman, Chair; Deyoe and McConkey.

House Study Bill 177

Natural Resources: Siegrist, Chair; Cohoon and Mommsen.

House Study Bill 178

Economic Growth: Baxter, Chair; James and Thompson.

House Study Bill 179

Judiciary: Lohse, Chair; Bohannon and Wheeler.

House Study Bill 180

Commerce: Best, Chair; McConkey and Mitchell.

House Study Bill 181

Commerce: Cisneros, Chair; Fisher and Judge.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

MEGHAN NELSON
Chief Clerk of the House

COMMITTEE ON TRANSPORTATION

Committee Bill (Formerly House File 75), relating to the use of an electronic communication device in a voice-activated or hands-free mode while driving, providing penalties, and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 2, 2021.

Committee Bill (Formerly House Study Bill 81), relating to wrecked or salvage motor vehicles.

Fiscal Note: **No**

Recommendation: **Do Pass** February 2, 2021.

Committee Bill (Formerly House Study Bill 82), requiring approved driver education courses to include instruction concerning distracted driving.

Fiscal Note: **No**

Recommendation: **Do Pass** February 2, 2021.

Committee Bill (Formerly House Study Bill 83), relating to chauffeurs and exempting certain persons from the requirement to be licensed as a chauffeur.

Fiscal Note: **No**

Recommendation: **Do Pass** February 2, 2021.

Committee Bill (Formerly House Study Bill 86), relating to motor vehicles, including the surrender or transfer of registration plates and cards to a county treasurer, documentary fees charged by motor vehicle dealers, and motor vehicle franchise obligations.

Fiscal Note: **No**

Recommendation: **Do Pass** February 2, 2021.

Committee Bill (Formerly House Study Bill 100), authorizing the department of transportation to issue special permits allowing the transportation of loads of relief supplies that exceed statutory weight limits during periods of national emergency.

Fiscal Note: **No**

Recommendation: **Do Pass** February 2, 2021.

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House Study Bill 40), allowing counties to collect a fee for the issuance and renewal of driver's licenses and nonoperator's identification cards to persons who reside outside the county.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 3, 2021.

Committee Bill (Formerly House Study Bill 93), relating to property tax classifications, assessment limitations, and administration, and including effective date and applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 3, 2021.

AMENDMENTS FILED

H-1030	H.F.	292	Ehlert of Linn
H-1031	H.F.	260	Ehlert of Linn
H-1032	H.F.	233	Lohse of Polk

On motion by Windschitl of Harrison, the House adjourned at 8:37 a.m., until 8:30 a.m., Thursday, February 4, 2021.

JOURNAL OF THE HOUSE

Twenty-fifth Calendar Day - Seventeenth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, February 4, 2021

The House met pursuant to adjournment at 8:32 a.m., Jones of Clay in the chair.

Prayer was offered by Dolecheck of Ringgold.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Ella Apana-Stipe, Page from West Des Moines.

The Journal of Wednesday, February 3, 2021, was approved.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on February 3, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 200, a bill for an act relating to the military code and duty performed by a member of the United States coast guard.

Also: That the Senate has on February 3, 2021, adopted the following resolution in which the concurrence of the House is asked:

Senate Concurrent Resolution 3, a concurrent resolution relating to the joint rules governing lobbyists of the Senate and House of Representatives for the Eighty-ninth General Assembly.

Also: That the Senate has on February 3, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 172, a bill for an act relating to the definition of sex act or sexual activity for purposes of the Iowa criminal code.

Also: That the Senate has on February 3, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 173, a bill for an act relating to trusts, including requirements for certifications of trust and the general order of abatement.

Also: That the Senate has on February 3, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 184, a bill for an act repealing the state interagency Missouri river authority.

Also: That the Senate has on February 3, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 185, a bill for an act repealing the Missouri river preservation and land use authority, and including transition provisions.

Also: That the Senate has on February 3, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 230, a bill for an act relating to wrecked or salvage motor vehicles.

Also: That the Senate has on February 3, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 231, a bill for an act regarding driving privileges of persons issued a special minor's driver's license, and making penalties applicable.

Also: That the Senate has on February 3, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 232, a bill for an act relating to notice and reclamation requirements for abandoned vehicles taken into custody by a police authority or private entity.

W. CHARLES SMITHSON, Secretary

INTRODUCTION OF BILLS

House File 371, by committee on Education, a bill for an act relating to the transfer, deposit, and appropriation of moneys to the teach Iowa scholar fund from the teacher shortage forgivable loan repayment fund and the teacher shortage loan forgiveness repayment fund.

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

House File 372, 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 **Commerce**.

House File 373, by Winckler, Donahue, Cahill, Hansen, Staed, Kurth, Steckman, Williams, Wolfe, Brown-Powers, Mascher, Thede, Wilburn, McConkey, Abdul-Samad, and Jacoby, a bill for an act providing low-income pupil supplementary weighting for school districts and including effective date and applicability provisions.

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

House File 374, by Winckler, a bill for an act providing for a school district extraordinary enrollment supplement for the school budget year beginning July 1, 2021, making appropriations, and including effective date provisions.

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

House File 375, by Dolecheck and Winckler, a bill for an act relating to the registration of postsecondary schools with the college student aid commission, and to the postsecondary registration fund under the control of the commission.

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

House File 376, by Donahue, Mascher, Hunter, Anderson, Staed, Abdul-Samad, Wilburn, and Bennett, a bill for an act relating to the Iowa core standards for social studies, providing for regular review and revision of the related administrative rules, and 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 377, by Baxter, Salmon, Bacon, Jeneary, Wolfe, Mitchell, Osmundson, Lohse, Olson, Shipley, Moore, Wheeler, Bossman, A. Meyer, Abdul-Samad, Bohannon, Kaufmann, and Dolecheck, a bill for an act related to a commutation of sentence request from a class “A” felon sentenced to life imprisonment without the possibility of parole, establishing a life imprisonment review committee to make recommendations in the case of a minimum custody level applicant who has served at least twenty-five years in prison,

with reconsideration of a sentence upon the governor's request or inaction, and providing expedited review in the case of an applicant's terminal illness and incapacitation.

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

House File 378, by Donahue, Mascher, Hunter, Anderson, Staed, Abdul-Samad, Wilburn, and Bennett, a bill for an act relating to arrests by private persons.

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

House File 379, by Konfrst, a bill for an act relating to the definition of a governmental body under Iowa's open meetings law.

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

House File 380, by committee on Transportation, a bill for an act requiring approved driver education courses to include instruction concerning distracted driving.

Read first time and placed on the **calendar**.

House File 381, by committee on Transportation, a bill for an act relating to wrecked or salvage motor vehicles.

Read first time and placed on the **calendar**.

House File 382, by committee on Transportation, a bill for an act authorizing the department of transportation to issue special permits allowing the transportation of loads of relief supplies that exceed statutory weight limits during periods of national emergency.

Read first time and placed on the **calendar**.

House File 383, by committee on Human Resources, a bill for an act relating to informed consent for medication abortions, and providing penalties.

Read first time and placed on the **calendar**.

House File 384, by committee on Commerce, a bill for an act relating to alcohol beverage control concerning certain class “C” liquor control licensees.

Read first time and placed on the **calendar**.

House File 385, by committee on Education, a bill for an act relating to open enrollment of certain students and the determination of good cause and including applicability provisions.

Read first time and placed on the **calendar**.

House File 386, by committee on Education, a bill for an act striking certain reporting requirements related to nonprofit school organizations established by school districts.

Read first time and placed on the **calendar**.

House File 387, by committee on Agriculture, a bill for an act regarding driving privileges of persons issued a special minor’s driver’s license, and making penalties applicable.

Read first time and placed on the **calendar**.

House File 388, by committee on Education, a bill for an act relating to the duties of the child development coordinating council.

Read first time and placed on the **calendar**.

House File 389, by committee on Transportation, a bill for an act relating to chauffeurs and exempting certain persons from the requirement to be licensed as a chauffeur.

Read first time and placed on the **calendar**.

House File 390, by committee on Commerce, a bill for an act relating to notice requirements prior to discontinuing fluoridation in a public water supply system, and making penalties applicable.

Read first time and placed on the **calendar**.

House File 391, by committee on Human Resources, a bill for an act relating to controlled substances and precursor substances, including amending the controlled substance and precursor substances schedules and including effective date provisions.

Read first time and placed on the **calendar**.

House File 392, by committee on Transportation, a bill for an act relating to the use of an electronic device in a voice-activated or hands-free mode while driving, providing penalties, and making penalties applicable.

Read first time and placed on the **calendar**.

SENATE MESSAGES CONSIDERED

Senate File 172, by committee on Judiciary, a bill for an act relating to the definition of sex act or sexual activity for purposes of the Iowa criminal code.

Read first time and **passed on file**.

Senate File 173, by committee on Judiciary, a bill for an act relating to trusts, including requirements for certifications of trust and the general order of abatement.

Read first time and **passed on file**.

Senate File 230, by committee on Transportation, a bill for an act relating to wrecked or salvage motor vehicles.

Read first time and **passed on file**.

Senate File 231, by committee on Transportation, a bill for an act regarding driving privileges of persons issued a special minor's driver's license, and making penalties applicable.

Read first time and **passed on file**.

Senate File 232, by committee on Transportation, a bill for an act relating to notice and reclamation requirements for abandoned vehicles taken into custody by a police authority or private entity.

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

STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 182 Judiciary

Relating to the denial and contest of probate claims.

H.S.B. 183 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, 2021, modifying provisions relating to the regular program state cost per pupil, and modifying provisions relating to the property tax replacement payment, and including effective date provisions.

SUBCOMMITTEE ASSIGNMENT

House File 213 Reassigned

Local Government: Kerr, Chair; Shipley and Staed.

STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 182

Judiciary: Gustafson, Chair; B. Meyer and Wheeler.

House Study Bill 183

Education: Dolecheck, Chair; Ehlert, Hite, Kerr and Smith.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

MEGHAN NELSON
Chief Clerk of the House

COMMITTEE ON JUDICIARY

Committee Bill (Formerly House Study Bill 16), relating to sexual abuse in the second degree.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 3, 2021.

Committee Bill (Formerly House Study Bill 24), relating to crime victims, including the collection of evidence in sexual abuse cases and the establishment of an automated tracking system involving sexual abuse evidence collection kits.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 3, 2021.

Committee Bill (Formerly House Study Bill 68), relating to the forfeiture of bail.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 3, 2021.

Committee Bill (Formerly House Study Bill 78), relating to court reporters, including the reporting of adoption hearings and uncertified shorthand reporter appointments.

Fiscal Note: **No**

Recommendation: **Do Pass** February 3, 2021.

COMMITTEE ON PUBLIC SAFETY

Committee Bill (Formerly House File 192), relating to child sexual abuse and child sexual assault awareness and prevention.

Fiscal Note: **No**

Recommendation: **Do Pass** February 3, 2021.

Committee Bill (Formerly House Study Bill 87), relating to authorized access to certain confidential records by employees of the department of corrections, a judicial district department of correctional services, and the board of parole.

Fiscal Note: **No**

Recommendation: **Do Pass** February 3, 2021.

Committee Bill (Formerly House Study Bill 98), relating to the Iowa drug policy coordinator and the Iowa drug policy advisory council.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 3, 2021.

Committee Bill (Formerly House Study Bill 134), relating to the national guard of the state concerning armory board leases, persons subject to the code of military justice, criminal justice reporting, and scholarship and loan repayment programs.

Fiscal Note: **No**

Recommendation: **Do Pass** February 3, 2021.

Committee Bill (Formerly House Study Bill 136), relating to an emergency contact information database for use by the department of transportation and law enforcement, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 3, 2021.

Committee Bill (Formerly House Study Bill 142), relating to public safety including prohibited acts on fully controlled-access facilities and disorderly conduct, and providing penalties.

Fiscal Note: **No**

Recommendation: **Do Pass** February 3, 2021.

COMMITTEE ON STATE GOVERNMENT

Committee Bill (Formerly House Study Bill 127), relating to matters under the purview of the Iowa lottery authority, and providing criminal penalties.

Fiscal Note: **No**

Recommendation: **Do Pass** February 3, 2021.

Committee Bill (Formerly House Study Bill 155), requiring school districts and certain accredited nonpublic schools to offer the pledge of allegiance and to display the United States flag in the classroom during the recitation of the pledge of allegiance.

Fiscal Note: **No**

Recommendation: **Do Pass** February 3, 2021.

Committee Bill (Formerly House Study Bill 160), 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 3, 2021.

RESOLUTION FILED

S.C.R. 3, by committee on Ethics, a concurrent resolution relating to the joint rules governing lobbyists of the Senate and House of Representatives for the Eighty-ninth General Assembly.

Referred to committee on **Ethics**.

AMENDMENT FILED

H-1033 H.F. 370 James of Dubuque

On motion by Lohse of Polk, the House adjourned at 8:41 a.m., until 1:00 p.m., Monday, February 8, 2021.

JOURNAL OF THE HOUSE

Twenty-ninth Calendar Day - Eighteenth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, February 8, 2021

The House met pursuant to adjournment at 1:02 p.m., Wills of Dickinson in the chair.

Prayer was offered by Salmon of Black Hawk.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Grace Blyth, Page from Clive.

The Journal of Thursday, February 4, 2021, was approved.

INTRODUCTION OF BILLS

House Joint Resolution 9, by Wills, Lundgren, and Kaufmann, a joint resolution calling for an Article V convention in order to propose amendments to the Constitution of the United States that impose fiscal restraints, and limit the power and jurisdiction of the federal government, and requesting Congress to similarly propose such amendments.

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

House Joint Resolution 10, 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 393, by committee on Transportation, a bill for an act relating to motor vehicles, including the surrender or transfer of registration plates and cards to a county treasurer, documentary fees charged by motor vehicle dealers, and motor vehicle franchise obligations.

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

House File 394, 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 **Agriculture**.

House File 395, by Kerr, a bill for an act relating to determinations of actual value of certain agricultural property based on productivity and net earning capacity.

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

House File 396, by Shipley, a bill for an act prohibiting certain advertising of prescription drugs in the state and providing penalties.

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

House File 397, by Isenhardt, a bill for an act requiring the inspection of a private well serving a building upon the transfer of ownership of the building.

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

House File 398, by Shipley, a bill for an act establishing an education scholarship account program for pupils attending a nonpublic school or receiving private instruction, establishing an education scholarship account 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 399, by Gobble, a bill for an act providing for a statewide course numbering system for postsecondary and concurrent enrollment courses and for a statewide course numbering system fund.

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

House File 400, by Gobble, a bill for an act relating to rules adopted by the board of educational examiners establishing standards for substitute teacher authorizations.

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

House File 401, by Winckler, Donahue, Hansen, Staed, Kurth, Steckman, Williams, Wolfe, Brown-Powers, Mascher, Thede, Wilburn, McConkey, and Jacoby, a bill for an act relating to school district funding by modifying provisions relating to the permissible grounds for and amounts of supplemental aid and modified supplemental amounts and including effective date and applicability provisions.

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

House File 402, by Bergan, a bill for an act relating to the direct care workforce, including the expansion of the direct care workforce registry.

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

House File 403, by Shipley, a bill for an act creating the living infants fairness and equality Act and providing for licensee discipline and civil and criminal penalties.

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

House File 404, by Shipley, 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 405, by Shipley, a bill for an act relating to unfair practices involving access to areas of public accommodations designated for persons of one biological sex.

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

House File 406, by Jeneary, a bill for an act relating to methods of take allowed during the nonresident antlerless deer holiday season.

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

House File 407, by Fisher, a bill for an act relating to 911 emergency telephone service, including how funds deposited in a 911 service fund may be used, the costs associated with providing 911 service, and access to the next generation 911 network.

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

House File 408, by Fisher, a bill for an act relating to the approval of organizations that may certify persons to offer handgun safety training courses.

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

House File 409, by Wheeler, a bill for an act eliminating the state of Iowa youth advisory council.

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

House File 410, by Breckenridge and Thorup, a bill for an act relating to the period within which a proceeding for workers' compensation benefits must be commenced and offsets against retirement allowances for workers' compensation benefits in certain circumstances under the Iowa public employees' retirement system.

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

House File 411, by Gobble, a bill for an act relating to bicycles, including motor vehicles overtaking and passing bicycles, lamps required for bicycles and bicycle riders, and clothing required for certain bicycle riders, providing penalties, and making penalties applicable.

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

House File 412, by Bush, a bill for an act relating to certain bonds issued for urban renewal purposes.

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

House File 413, by Andrews, a bill for an act relating to consent to a hysterectomy.

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

House File 414, by committee on Public Safety, a bill for an act relating to child sexual abuse and child sexual assault awareness and prevention.

Read first time and placed on the **calendar**.

House File 415, by committee on State Government, a bill for an act requiring school districts and certain accredited nonpublic schools to offer the pledge of allegiance and to display the United States flag in the classroom during the recitation of the pledge of allegiance.

Read first time and placed on the **calendar**.

House File 416, by committee on Judiciary, a bill for an act relating to support of a child including support relative to the child's completion of high school graduation or equivalency requirements.

Read first time and placed on the **calendar**.

House File 417, by committee on State Government, a bill for an act concerning benefits relating to members of the municipal fire and police retirement system, and including effective date and retroactive applicability provisions.

Read first time and placed on the **calendar**.

House File 418, by committee on Ways and Means, a bill for an act relating to property tax levies, exemptions, classifications, assessment limitations, and administration, and including effective date and applicability provisions.

Read first time and placed on the **Ways and Means calendar**.

House File 419, by committee on Ways and Means, a bill for an act allowing counties to collect a fee for the issuance and renewal of driver's licenses and nonoperator's identification cards to persons who reside outside the county.

Read first time and placed on the **Ways and Means calendar**.

House File 420, by Andrews, a bill for an act encouraging school districts and accredited nonpublic schools to incorporate in the curricula elements or standards concerning or characteristic of American culture.

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

House File 421, by Andrews, a bill for an act creating a civil action relating to harassment by the reporting of false information to law enforcement authority.

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

House File 422, by Andrews, a bill for an act relating to access to an employee restroom facility in retail establishments for individuals with eligible medical conditions, and providing civil penalties.

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

House File 423, by Paustian, a bill for an act excluding from the state corporate income tax certain income of public utilities furnishing water to the public, or furnishing sanitary sewage or storm water drainage disposal to the public, and including effective date and applicability provisions.

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

House File 424, by committee on Judiciary, a bill for an act relating to the forfeiture of bail.

Read first time and placed on the **calendar**.

House File 425, by committee on Judiciary, a bill for an act relating to sexual abuse in the second degree and sexual abuse in the third degree.

Read first time and placed on the **calendar**.

House File 426, by committee on Judiciary, a bill for an act relating to crime victims, including the collection of evidence in sexual abuse cases and the establishment of an automated tracking system involving sexual abuse evidence collection kits.

Read first time and placed on the **calendar**.

House File 427, by committee on Public Safety, a bill for an act relating to the Iowa drug policy coordinator and the Iowa drug policy advisory council.

Read first time and placed on the **calendar**.

House File 428, by committee on Public Safety, a bill for an act relating to the national guard of the state concerning armory board leases, persons subject to the code of military justice, criminal justice reporting, and scholarship and loan repayment programs.

Read first time and placed on the **calendar**.

House File 429, by committee on State Government, a bill for an act relating to matters under the purview of the Iowa lottery authority, and providing criminal penalties.

Read first time and placed on the **calendar**.

House File 430, by committee on Public Safety, a bill for an act relating to public safety including prohibited acts on fully controlled-access facilities and disorderly conduct, and providing penalties.

Read first time and placed on the **calendar**.

House File 431, by committee on Human Resources, a bill for an act relating to the provision of audio-only telehealth or telemedicine by health care professionals.

Read first time and placed on the **calendar**.

House File 432, by committee on Public Safety, a bill for an act relating to authorized access to certain confidential records by employees of the department of corrections, a judicial district department of correctional services, and the board of parole.

Read first time and placed on the **calendar**.

House File 433, by committee on Judiciary, a bill for an act relating to court reporters, including the reporting of adoption hearings and uncertified shorthand reporter appointments.

Read first time and placed on the **calendar**.

On motion by Windschitl of Harrison, the House was recessed at 1:15 p.m., until 4:00 p.m.

AFTERNOON SESSION

The House reconvened at 4:52 p.m., Wills of Dickinson in the chair.

INTRODUCTION OF BILLS

House File 434, 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 435, by committee on Public Safety, a bill for an act relating to emergency contact information for use by the department of transportation and law enforcement, and including effective date provisions.

Read first time and placed on the **calendar**.

House File 436, by A. Meyer and Bossman, a bill for an act designating certain graduate medical residents as employees of the state under the Iowa tort claims Act.

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

CONSIDERATION OF BILLS

Regular Calendar

House File 233, a bill for an act creating a civil remedy for the disclosure of private, sexually explicit images without consent of the depicted individual, was taken up for consideration.

Lohse of Polk offered amendment H-1032 filed by him and moved its adoption.

Amendment H-1032 was adopted.

Klein of Washington offered amendment H-1028 filed by him and moved its adoption.

Amendment H-1028 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. 233)

The ayes were, 91:

Anderson	Andrews	Bacon	Baxter
Bennett	Bergan	Best	Bloomingtondale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cahill	Cisneros	Cohoon	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	James	Jeneary	Jones
Judge	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Landon
Latham	Lohse	Lundgren	Mascher
Maxwell	McConkey	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nordman	Oldson	Olson	Osmundson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Siegrist	Smith
Sorensen	Staed	Stone	Sunde
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Winckler
Windschitl	Worthan	Wills,	
		Presiding	

The nays were, none.

Absent or not voting, 9:

Abdul-Samad	Gaines	Jacoby	McClintock
Nielsen	Sieck	Steckman	Thede
Wolfe			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 234, a bill for an act establishing a lifetime trout fishing license for certain older Iowans, 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. 234)

The ayes were, 91:

Anderson	Andrews	Bacon	Baxter
Bennett	Bergan	Best	Bloomingtondale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cahill	Cisneros	Cohoon	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	James	Jeneary	Jones
Judge	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Landon
Latham	Lohse	Lundgren	Mascher
Maxwell	McConkey	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nordman	Olson	Olson	Osmundson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Siegrist	Smith
Sorensen	Staed	Stone	Sunde
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Winckler
Windschitl	Worthan	Wills,	
		Presiding	

The nays were, none.

Absent or not voting, 9:

Abdul-Samad	Gaines	Jacoby	McClintock
Nielsen	Sieck	Steckman	Thede
Wolfe			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 259, a bill for an act concerning the implantation or insertion of microchips or other devices in employees by employers, 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. 259)

The ayes were, 91:

Anderson	Andrews	Bacon	Baxter
Bennett	Bergan	Best	Bloomingtondale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cahill	Cisneros	Cphoon	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	James	Jeneary	Jones
Judge	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Landon
Latham	Lohse	Lundgren	Mascher
Maxwell	McConkey	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommson	Moore
Nordman	Oldson	Olson	Osmundson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Siegrist	Smith
Sorensen	Staed	Stone	Sunde
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Winckler
Windschitl	Worthan	Wills,	
		Presiding	

The nays were, none.

Absent or not voting, 9:

Abdul-Samad	Gaines	Jacoby	McClintock
Nielsen	Sieck	Steckman	Thede
Wolfe			

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 relating to the refilling of a prescription in emergency situations, was taken up for consideration.

Bradley 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. 262)

The ayes were, 91:

Anderson	Andrews	Bacon	Baxter
Bennett	Bergan	Best	Bloomingtondale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cahill	Cisneros	Cohoon	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	James	Jeneary	Jones
Judge	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Landon
Latham	Lohse	Lundgren	Mascher
Maxwell	McConkey	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nordman	Oldson	Olson	Osmundson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Siegrist	Smith
Sorensen	Staed	Stone	Sunde
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Winckler
Windschitl	Worthan	Wills,	
		Presiding	

The nays were, none.

Absent or not voting, 9:

Abdul-Samad	Gaines	Jacoby	McClintock
Nielsen	Sieck	Steckman	Thede
Wolfe			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 263, a bill for an act relating to insurance coverage for prescription insulin drugs, and including applicability 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. 263)

The ayes were, 89:

Anderson	Andrews	Bacon	Baxter
Bennett	Bergan	Best	Bloomingtondale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cahill	Cisneros	Cohoon	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	James	Jeneary	Jones
Judge	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Landon
Latham	Lohse	Lundgren	Mascher
Maxwell	McConkey	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nordman	Oldson	Olson	Osmundson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Siegrist	Smith	Sorensen
Staed	Stone	Sunde	Thompson
Thorup	Wessel-Kroeschell	Westrich	Wilburn
Williams	Winckler	Windschitl	Worthan
Wills,			
Presiding			

The nays were, 2:

Shipley	Wheeler
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Absent or not voting, 9:

Abdul-Samad	Gaines	Jacoby	McClintock
Nielsen	Sieck	Steckman	Thede
Wolfe			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 280, a bill for an act authorizing the department of transportation to renew certain valid commercial driver's licenses without

examination, including by electronic renewal, and including effective date provisions, 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?" (H.F. 280)

The ayes were, 91:

Anderson	Andrews	Bacon	Baxter
Bennett	Bergan	Best	Bloomingtondale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cahill	Cisneros	Cohoon	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhart
Jacobsen	James	Jeneary	Jones
Judge	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Landon
Latham	Lohse	Lundgren	Mascher
Maxwell	McConkey	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nordman	Oldson	Olson	Osmundson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Siegrist	Smith
Sorensen	Staed	Stone	Sunde
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Winckler
Windschitl	Worthan	Wills,	
		Presiding	

The nays were, none.

Absent or not voting, 9:

Abdul-Samad	Gaines	Jacoby	McClintock
Nielsen	Sieck	Steckman	Thede
Wolfe			

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 personal delivery devices, providing penalties, and making penalties applicable, was taken up for consideration.

Bacon of Story offered amendment H-1029 filed by him and moved its adoption.

Amendment H-1029 was adopted.

Bacon of Story moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 304)

The ayes were, 90:

Anderson	Andrews	Bacon	Baxter
Bennett	Bergan	Bloomingdale	Boden
Bohannon	Bossman	Bradley	Breckenridge
Brink	Brown-Powers	Bush	Cahill
Cisneros	Cohoon	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Fry	Gerhold	Gjerde	Gobble
Graber	Grassley, Spkr.	Gustafson	Hall
Hansen	Hein	Hite	Holt
Hunter	Ingels	Isenhardt	Jacobsen
James	Jeneary	Jones	Judge
Kaufmann	Kerr	Klein	Konfrst
Kressig	Kurth	Landon	Latham
Lohse	Lundgren	Mascher	Maxwell
McConkey	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nordman
Oldson	Olson	Osmundson	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shipley	Siegrist	Smith	Sorensen
Staed	Stone	Sunde	Thompson
Thorup	Wessel-Kroeschell	Westrich	Wheeler
Wilburn	Williams	Winckler	Windschitl
Worthan	Wills,		
	Presiding		

The nays were, 1:

Best

Absent or not voting, 9:

Abdul-Samad
Nielsen
Wolfe

Gaines
Sieck

Jacoby
Steckman

McClintock
Thede

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Abdul-Samad of Polk
Jacoby of Johnson
Nielsen of Johnson
Steckman of Cerro Gordo
Wolfe of Clinton

Gaines of Polk
McClintock of Linn
Sieck of Mills
Thede of Scott

IMMEDIATE MESSAGES

Windschitl of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 233, 234, 259, 262, 263, 280 and 304.**

On motion by Windschitl of Harrison, the House was recessed at 5:17 p.m., until the conclusion of the committee on Education.

AFTERNOON SESSION

The House reconvened at 5:47 p.m., Wills of Dickinson in the chair.

INTRODUCTION OF BILLS

House File 437, by Isenhardt, a bill for an act relating to the double up food bucks program, making a supplemental appropriation, and including effective and applicability date provisions.

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

House File 438, 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, 2021, modifying provisions relating to the regular

program state cost per pupil, and modifying provisions relating to the property tax replacement payment, and including effective date provisions.

Read first time and placed on the **calendar**.

House File 439, by committee on Education, a bill for an act establishing a qualified instruction funding supplement for the school budget year beginning July 1, 2020, making appropriations, and including effective date provisions.

Read first time and placed on the **calendar**.

REREFERRED

The Speaker announced that House File 439, previously placed on the **calendar** was referred to committee on **Appropriations**.

STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 184 Education

Establishing a qualified instruction funding supplement for the school budget year beginning July 1, 2020, making appropriations, and including effective date provisions.

H.S.B. 185 Ways and Means

Relating to renewable fuel used to power motor vehicles, including by providing for standards and restrictions, infrastructure, tax credits, and requirements for state agencies operating motor vehicles powered by renewable fuel, making appropriations, providing penalties, making penalties applicable, and including effective date provisions.

H.S.B. 186 Ways and Means

Relating to funding emergency medical services by modifying provisions relating to city emergency medical services districts, benefited emergency medical services districts, and optional taxes for emergency medical services.

H.S.B. 187 Public Safety

Providing for the regulation of hemp, including by creating an affirmative defense in cases of criminal prosecution, and making penalties applicable.

SUBCOMMITTEE ASSIGNMENTS**House File 28**

Transportation: Bush, Chair; Sunde and Thorup.

House File 164

Commerce: Nordman, Chair; Cisneros and Judge.

House File 278

Transportation: Maxwell, Chair; Cisneros and Kressig.

House File 350

Commerce: Nordman, Chair; McConkey and Westrich.

House File 362

Ways and Means: Bloomingdale, Chair; James and Nordman.

House File 363

Ways and Means: Bloomingdale, Chair; McConkey and Nordman.

House File 402

Human Resources: Bergan, Chair; Bush and Sunde.

House File 406

Natural Resources: Gerhold, Chair; Breckenridge and Thorup.

House File 413

Human Resources: Andrews, Chair; Brown-Powers and Lundgren.

STUDY BILL SUBCOMMITTEE ASSIGNMENTS**House Study Bill 184**

Education: Hite, Chair; Kerr and Winckler.

House Study Bill 185

Ways and Means: Hein, Chair; Maxwell and Wolfe.

House Study Bill 186

Ways and Means: Kaufmann, Chair; Brown-Powers and Hein.

House Study Bill 187

Public Safety: Klein, Chair; Kressig and Westrich.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

MEGHAN NELSON
Chief Clerk of the House

COMMITTEE ON COMMERCE

Committee Bill (Formerly House Study Bill 33), prohibiting pyramid promotional schemes and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Do Pass** February 8, 2021.

Committee Bill (Formerly House Study Bill 137), relating to matters under the purview of the utilities division of the department of commerce.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 8, 2021.

Committee Bill (Formerly House Study Bill 149), relating to vegetation management by certain electric suppliers.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 8, 2021.

COMMITTEE ON EDUCATION

Committee Bill (Formerly House Study Bill 183), 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, 2021, modifying provisions relating to the regular

program state cost per pupil, and modifying provisions relating to the property tax replacement payment, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 8, 2021.

Committee Bill (Formerly House Study Bill 184), establishing a qualified instruction funding supplement for the school budget year beginning July 1, 2020, making appropriations, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 8, 2021.

COMMITTEE ON JUDICIARY

Committee Bill (Formerly House Study Bill 30), prohibiting the imposition of certain requirements on nonprofit corporations by state agencies or state officials.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 8, 2021.

Committee Bill (Formerly House Study Bill 34), relating to certain civil and criminal enforcement activities involving the practice of massage therapy and cosmetology, and human trafficking, and providing penalties.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 8, 2021.

Committee Bill (Formerly House Study Bill 58), creating a special motion for expedited relief in actions involving the exercise of the right of freedom of speech and of the press, the right to assemble and petition, and the right of association.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 8, 2021.

Committee Bill (Formerly House Study Bill 70), relating to interpreters and translators for limited-English-proficient, deaf, and hard-of-hearing persons in certain legal proceedings, making appropriations, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 8, 2021.

Committee Bill (Formerly House Study Bill 77), concerning jurors, relating to access to certain department of revenue taxpayer information for jury list compilation and juror information confidentiality, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 8, 2021.

AMENDMENTS FILED

H-1034	H.F.	381	B. Meyer of Polk
H-1035	H.F.	359	Lundgren of Dubuque
H-1036	H.F.	387	Gjerde of Linn

On motion by Windschitl of Harrison, the House adjourned at 5:48 p.m., until 8:30 a.m., Tuesday, February 9, 2021.

JOURNAL OF THE HOUSE

Thirtieth Calendar Day - Nineteenth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, February 9, 2021

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

Prayer was offered by Dolecheck of Ringgold.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Hannah Cree, Page from Roland.

The Journal of Monday, February 8, 2021, was approved.

INTRODUCTION OF BILLS

House File 440, by Staed, Kressig, Brown-Powers, Hunter, Mascher, Steckman, Wessel-Kroeschell, Donahue, Anderson, Jacoby, Kurth, Bohannon, Ehlert, B. Meyer, Bennett, Thede, Wilburn, Winckler, and Abdul-Samad, a bill for an act relating to the regulation of confinement feeding operations, including by providing for partially roofed structures and prohibiting the construction, including expansion, of structures, making penalties applicable, and including effective date provisions.

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

House File 441, by B. Meyer, a bill for an act relating to certain criteria to be considered in determining whether a substantial change in circumstances exists to modify a support order.

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

House File 442, by Lohse, Westrich, Andrews, Holt, Lundgren, and Maxwell, a bill for an act relating to property law by modifying provisions relating to rental properties, manufactured home communities, mobile home parks, and manufactured mobile home

communities, modifying provisions governing actions relating to such properties, making penalties applicable, and including effective date and applicability provisions.

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

House File 443, by Lohse, a bill for an act relating to the use of inventory checklists upon commencement and termination of residential tenancies and including applicability provisions.

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

House File 444, by Fisher, a bill for an act relating to township fire stations by authorizing the use of certain property taxes approved at election for the payment of anticipatory bonds.

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

SENATE MESSAGES CONSIDERED

Senate File 184, by committee on State Government, a bill for an act repealing the state interagency Missouri river authority.

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

Senate File 185, by committee on State Government, a bill for an act repealing the Missouri river preservation and land use authority, and including transition provisions.

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

On motion by Windschitl of Harrison, the House was recessed at 8:38 a.m., until 5:00 p.m.

AFTERNOON SESSION

The House reconvened at 5:07 p.m., Bossman of Woodbury in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on February 9, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 232, a bill for an act relating to the crime of disorderly conduct and making penalties applicable.

Also: That the Senate has on February 9, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 235, a bill for an act relating to service charges on consumer credit transactions.

Also: That the Senate has on February 9, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 235, a bill for an act relating to the denial and contest of probate claims.

Also: That the Senate has on February 9, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 239, a bill for an act relating to proper parties in causes of actions following the death of persons entitled or liable to such causes of actions and including applicability provisions.

Also: That the Senate has on February 9, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 240, a bill for an act relating to the creation, administration, and termination of custodial trusts.

Also: That the Senate has on February 9, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 253, a bill for an act relating to sexual abuse in the second degree and sexual abuse in the third degree.

Also: That the Senate has on February 9, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 269, 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, 2021, modifying provisions relating to the regular program state cost per pupil, providing a funding supplement for certain school districts, modifying provisions relating to the property tax replacement payment and the transportation equity payments, making appropriations, and including effective date provisions.

Also: That the Senate has on February 9, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 284, a bill for an act relating to financial and regulatory matters by making appropriations for the fiscal year beginning July 1, 2020, and including effective date provisions.

W. CHARLES SMITHSON, Secretary

INTRODUCTION OF BILLS

House File 445, by committee on Judiciary, a bill for an act relating to interpreters and translators for limited-English-proficient, deaf, and hard-of-hearing persons in certain legal proceedings, making appropriations, and including effective date provisions.

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

House File 446, by Brown-Powers, a bill for an act relating to substance use disorder treatment and behavioral health services and reimbursement, and including effective date provisions.

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

House File 447, 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 448, by Sunde, a bill for an act relating to the dispensing of self-administered hormonal contraceptives pursuant to a prescription and providing for insurance coverage.

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

House File 449, by Mascher, Staed, Hansen, and Winckler, a bill for an act extending the limitation of certain criminal actions committed on or with minors.

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

House File 450, 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 451, by Brown-Powers, a bill for an act requiring a distinguishing mark on driver's licenses issued to persons convicted of a third or subsequent offense of operating while intoxicated.

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

House File 452, by committee on Judiciary, a bill for an act relating to certain civil and criminal enforcement activities involving the practice of massage therapy and cosmetology, and human trafficking, and providing penalties.

Read first time and placed on the **calendar**.

House File 453, by committee on Judiciary, a bill for an act prohibiting the imposition of certain requirements on nonprofit corporations by state agencies or state officials.

Read first time and placed on the **calendar**.

House File 454, 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 455, 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, and including effective date provisions.

Read first time and placed on the **calendar**.

House File 456, by committee on Judiciary, a bill for an act creating a special motion for expedited relief in actions involving the exercise of the right of freedom of speech and of the press, the right to assemble and petition, and the right of association.

Read first time and placed on the **calendar**.

House File 457, 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 **Agriculture**.

House File 458, by Isenhardt, 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 459, 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 460, by committee on Commerce, a bill for an act relating to vegetation management by certain electric suppliers.

Read first time and placed on the **calendar**.

SENATE MESSAGES CONSIDERED

Senate File 235, by committee on Judiciary, a bill for an act relating to the denial and contest of probate claims.

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

Senate File 239, by committee on Judiciary, a bill for an act relating to proper parties in causes of actions following the death of persons entitled or liable to such causes of actions and including applicability provisions.

Read first time and **passed on file**.

Senate File 240, by committee on Judiciary, a bill for an act relating to the creation, administration, and termination of custodial trusts.

Read first time and **passed on file**.

Senate File 253, by committee on Judiciary, a bill for an act relating to sexual abuse in the second degree and sexual abuse in the third degree.

Read first time and **passed on file**.

Senate File 269, 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, 2021, modifying provisions relating to the regular program state cost per pupil, providing a funding supplement for certain school districts, modifying provisions relating to the property tax replacement payment and the transportation equity payments, making appropriations, and including effective date provisions.

Read first time and **passed on file**.

Senate File 284, by committee on Appropriations, a bill for an act relating to financial and regulatory matters by making appropriations for the fiscal year beginning July 1, 2020, and including effective date provisions.

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

REREFERRED

The Speaker announced that House File 372, previously referred to committee on **Commerce** was rereferred to committee on **Human Resources**.

STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 188 Transportation

Prohibiting interference with the transportation of an agricultural animal, and providing penalties.

H.S.B. 189 Transportation

Relating to lighting devices and other equipment on authorized

emergency vehicles, providing penalties, making penalties applicable, and including effective date provisions.

H.S.B. 190 Transportation

Relating to authorized emergency vehicles, making penalties applicable, and including effective date and applicability provisions.

H.S.B. 191 Ways and Means

Relating to the establishment of a new deduction for any income of an employee resulting from the payment by an employer on the employee's qualified education loan and including applicability provisions.

H.S.B. 192 Judiciary

Relating to the calculation of finance charges for consumer loans pursuant to open-end credit.

SUBCOMMITTEE ASSIGNMENTS

House File 102

Judiciary: Lohse, Chair; Hite and Wolfe.

House File 298

Local Government: Wheeler, Chair; Gobble and Isenhardt.

House File 300

Appropriations: Worthan, Chair; Latham and Williams.

House File 307

Appropriations: Thompson, Chair; Fry and Wilburn.

House File 371

Appropriations: Sorensen, Chair; Kerr and Winckler.

House File 377

Judiciary: Hite, Chair; Bohannon and Kaufmann.

House File 393

Ways and Means: Maxwell, Chair; Isenhart and Wheeler.

House File 395

Agriculture: McClintock, Chair; Gjerde and Sexton.

House File 421

Judiciary: Lohse, Chair; Kaufmann and Wolfe.

House File 423

Ways and Means: Graber, Chair; Kurth and Mitchell.

House File 439

Appropriations: Kerr, Chair; Thompson and Winckler.

House File 441

Judiciary: B. Meyer, Chair; Hite and Jacobsen.

House File 442

Judiciary: Lohse, Chair; Jones and Wilburn.

House File 443

Judiciary: Lohse, Chair; Hansen and Wheeler.

STUDY BILL SUBCOMMITTEE ASSIGNMENTS**House Study Bill 188**

Transportation: Thorup, Chair; Cohoon and Siegrist.

House Study Bill 189

Transportation: Maxwell, Chair; Bradley and Forbes.

House Study Bill 190

Transportation: Worthan, Chair; Gerhold and Konfrst.

House Study Bill 191

Ways and Means: Nordman, Chair; Bloomingdale and Staed.

House Study Bill 192

Judiciary: Jones, Chair; Wessel-Kroeschell and Wheeler.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

MEGHAN NELSON
Chief Clerk of the House

COMMITTEE ON AGRICULTURE

Committee Bill (Formerly House Study Bill 95), relating to the powers and duties of the department of agriculture and land stewardship, including by providing for administration, programs, and regulations, providing fees, providing penalties, and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 9, 2021.

Committee Bill (Formerly House Study Bill 153), relating to qualified motor fuel storage and dispensing infrastructure, by providing for a program to award financial incentives to store and dispense ethanol and ethanol blended gasoline classified as E-15 or higher, providing for a fund, making appropriations, and providing penalties.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 9, 2021.

Committee Bill (Formerly House Study Bill 167), relating to the beginning farmer tax credit program, by modifying participation and lease agreement requirements and tax credit amounts, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 9, 2021.

COMMITTEE ON HUMAN RESOURCES

Senate File 129, a bill for an act relating to specialty areas, service commitment area distance requirements, and practice-related requirements under the rural Iowa primary care loan repayment program.

Fiscal Note: **No**

Recommendation: **Do Pass** February 9, 2021.

Committee Bill (Formerly House File 107), relating to supervision requirements for licensed marital and family therapists, mental health counselors, and social workers, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 9, 2021.

Committee Bill (Formerly House File 270), relating to the offering of interviews to medical residency position applicants meeting certain criteria.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 9, 2021.

Committee Bill (Formerly House Study Bill 141), relating to personally identifiable information included in reportable disease reports.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 9, 2021.

Committee Bill (Formerly House Study Bill 168), establishing requirements relating to the residency of persons accepted for admission to the state university of Iowa's colleges of medicine and dentistry and requiring an annual report.

Fiscal Note: **No**

Recommendation: **Do Pass** February 9, 2021.

COMMITTEE ON STATE GOVERNMENT

Committee Bill (Formerly House Study Bill 122), relating to the adoption of the audiology and speech language pathology interstate compact.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 9, 2021.

Committee Bill (Formerly House Study Bill 151), relating to the use of campaign signs by candidates and political committees for federal office and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Do Pass** February 9, 2021.

Committee Bill (Formerly House Study Bill 152), relating to the sale or lease of real estate by regulatory agency officials and employees to persons subject to the agency's regulatory authority, and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Do Pass** February 9, 2021.

COMMITTEE ON TRANSPORTATION

Committee Bill (Formerly House File 29), establishing a scenic byways enhancement fund, including by providing for voluntary contributions to the fund, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 9, 2021.

Committee Bill (Formerly House File 33), requiring the installation and maintenance of adult changing stations at highway rest areas.

Fiscal Note: **No**

Recommendation: **Do Pass** February 9, 2021.

Committee Bill (Formerly House File 157), 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 9, 2021.

Committee Bill (Formerly House Study Bill 80), relating to low-speed electric bicycles, providing penalties, making penalties applicable, and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 9, 2021.

Committee Bill (Formerly House Study Bill 101), relating to certain reporting dates for cities which receive road use tax fund moneys.

Fiscal Note: **No**

Recommendation: **Do Pass** February 9, 2021.

AMENDMENTS FILED

H-1037	H.F.	415	Nordman of Dallas
H-1038	H.F.	295	Jones of Clay

On motion by Windschitl of Harrison, the House adjourned at 5:14 p.m., until 8:30 a.m., Wednesday, February 10, 2021.

JOURNAL OF THE HOUSE

Thirty-first Calendar Day - Twentieth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, February 10, 2021

The House met pursuant to adjournment at 8:33 a.m., Latham of Franklin in the chair.

Prayer was offered by Gobble of Polk.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Abe Dieleman, Page from Garwin.

The Journal of Tuesday, February 9, 2021, was approved.

INTRODUCTION OF BILLS

House File 461, by Maxwell, a bill for an act relating to drainage and levee districts, by providing for notice of hearing on reports of commissioners and for repairs that require a report by an engineer or soil and water conservation district conservationist.

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

House File 462, by Maxwell, Thorup, and James, a bill for an act relating to the operation of railroad trains by a crew of two or more persons, providing penalties, and including effective date provisions.

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

House File 463, by Wheeler, a bill for an act creating a private investigator tax credit available against the individual income tax, and including effective date and retroactive applicability provisions.

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

On motion by Windschitl of Harrison, the House was recessed at 8:36 a.m., until 3:00 p.m.

AFTERNOON SESSION

The House reconvened at 4:35 p.m., Speaker Grassley in the chair.

INTRODUCTION OF BILLS

House File 464, by Mascher, a bill for an act relating to price transparency and cost-sharing for prescription drugs, and including applicability provisions.

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

House File 465, by Mascher, Staed, Hansen, Winckler, and Bohannon, a bill for an act relating to the compulsory age of attendance and to penalties for failure to attend school.

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

House File 466, by Mascher, Staed, Winckler, and Bohannon, a bill for an act requiring implicit bias training for health-related professionals.

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

House File 467, by Mascher, Staed, Hansen, and Winckler, 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 468, by committee on Human Resources, a bill for an act establishing requirements relating to the residency of persons accepted for admission to the state university of Iowa's colleges of medicine and dentistry and requiring an annual report.

Read first time and placed on the **calendar**.

House File 469, by Wheeler, a bill for an act relating to toilet facilities in establishments that serve alcoholic beverages.

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

House File 470, by Wheeler, a bill for an act relating to authorized transfers of school district funds to the student activity fund for the school budget year beginning July 1, 2020, and including effective date provisions.

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

House File 471, by Anderson, Gaines, Thede, Abdul-Samad, Wessel-Kroeschell, B. Meyer, James, Mascher, Kurth, Oldson, Smith, and Cahill, a bill for an act prohibiting discrimination based on an individual's texture or style of hair.

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

House File 472, by Anderson and Wolfe, a bill for an act relating to the disposition of collected criminal case fines and establishing a victim restitution fund.

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

House File 473, by Wolfe, Nielsen, Wilburn, Isenhardt, Sunde, Steckman, Hunter, Staed, Ehlert, Bohannon, Wessel-Kroeschell, and Running-Marquardt, a bill for an act relating to the collection of unemployment benefit payments and including effective date and retroactive applicability provisions.

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

House File 474, by Mascher, Staed, Hansen, Winckler, Sunde, and Steckman, a bill for an act relating to the office of the long-term care ombudsman, and making an appropriation.

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

House File 475, by Mascher, Wessel-Kroeschell, Winckler, Sunde, Steckman, Bohannon, and Cohoon, a bill for an act creating the our care, our options Act, and providing penalties.

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

House File 476, by Mascher and Winckler, a bill for an act creating the dignity in pregnancy and childbirth Act.

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

CONSIDERATION OF BILLS

Ways and Means Calendar

House File 230, 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.

Bloomingtondale 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. 230)

The ayes were, 93:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cohoon	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Gustafson	Hall
Hansen	Hein	Hite	Holt
Hunter	Ingels	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Landon
Latham	Lohse	Lundgren	Mascher
Maxwell	McClintock	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommsen
Moore	Nordman	Oldson	Osmundson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Siegrist	Smith
Sorensen	Staed	Stone	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Williams
Wills	Winckler	Windschitl	Worthan
Speaker			
Grassley			

The nays were, 1:

Cisneros

Absent or not voting, 6:

Gaines
Steckman

Nielsen
Wolfe

Olson

Sieck

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 370, a bill for an act providing businesses with income, franchise, moneys and credits, and gross premiums tax credits for providing child care benefits to employees of the business, and including applicability date provisions, was taken up for consideration.

James of Dubuque offered amendment H-1033 filed by her.

Bloomington of Worth rose on a point of order that amendment H-1033 was not germane.

The Speaker ruled the point well taken and amendment H-1033 not germane.

James of Dubuque asked for unanimous consent to suspend the rules to consider amendment H-1033.

Objection was raised.

James of Dubuque moved to suspend the rules to consider amendment H-1033.

Roll call was requested by James of Dubuque and Hall of Woodbury.

On the question "Shall the rules be suspended to consider amendment H-1033?" (H.F. 370)

The ayes were, 36:

Abdul-Samad
Breckenridge
Donahue
Hall
Jacoby

Anderson
Brown-Powers
Ehlert
Hansen
James

Bennett
Cahill
Forbes
Hunter
Judge

Bohannon
Cohoon
Gjerde
Isenhardt
Konfrst

Kressig	Kurth	Mascher	McConkey
Meyer, B.	Oldson	Prichard	Running-Marquardt
Smith	Staed	Sunde	Thede
Wessel-Kroeschell	Wilburn	Williams	Winckler

The nays were, 58:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Graber	Gustafson
Hein	Hite	Holt	Ingels
Jacobsen	Jeneary	Jones	Kaufmann
Kerr	Klein	Landon	Latham
Lohse	Lundgren	Maxwell	McClintock
Meyer, A.	Mitchell	Mohr	Mommson
Moore	Nordman	Osmundson	Paustian
Salmon	Sexton	Shipley	Siegrist
Sorensen	Stone	Thompson	Thorup
Westrich	Wheeler	Wills	Windschitl
Worhan	Speaker		
	Grassley		

Absent or not voting, 6:

Gaines	Nielsen	Olson	Sieck
Steckman	Wolfe		

The motion to suspend the rules lost.

Bloomingtondale 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. 370)

The ayes were, 88:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannan	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cohoon	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Gustafson	Hall
Hansen	Hein	Hite	Holt
Ingels	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kaufmann

Kerr	Klein	Konfrst	Kressig
Kurth	Landon	Latham	Lohse
Lundgren	Mascher	Maxwell	McClintock
McConkey	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nordman
Oldson	Paustian	Prichard	Running-Marquardt
Sexton	Shipley	Siegrist	Smith
Sorensen	Staed	Stone	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Westrich	Wilburn	Williams	Wills
Winckler	Windschitl	Worthan	Speaker
			Grassley

The nays were, 6:

Cisneros	Hunter	Isenhart	Osmundson
Salmon	Wheeler		

Absent or not voting, 6:

Gaines	Nielsen	Olson	Sieck
Steckman	Wolfe		

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 the number of children receiving child care at any one time in a child care home, was taken up for consideration.

Ehlert of Linn offered amendment H-1031 filed by her and moved its adoption.

Roll call was requested by Ehlert of Linn and Donahue of Linn.

On the question "Shall amendment H-1031 be adopted?" (H.F. 260)

The ayes were, 36:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hall	Hansen	Hunter	Isenhart
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Mascher	McConkey
Meyer, B.	Oldson	Prichard	Running-Marquardt

Smith
Wessel-Kroeschell

Staed
Wilburn

Sunde
Williams

Thede
Winckler

The nays were, 58:

Andrews
Best
Bradley
Deyoe
Gerhold
Hein
Jacobsen
Kerr
Lohse
Meyer, A.
Moore
Salmon
Sorensen
Westrich
Worthan

Bacon
Bloomingdale
Brink
Dolecheck
Gobble
Hite
Jeneary
Klein
Lundgren
Mitchell
Nordman
Sexton
Stone
Wheeler
Speaker
Grassley

Baxter
Boden
Bush
Fisher
Grabber
Holt
Jones
Landon
Maxwell
Mohr
Osmundson
Shipley
Thompson
Wills

Bergan
Bossman
Cisneros
Fry
Gustafson
Ingels
Kaufmann
Latham
McClintock
Mommson
Paustian
Siegrist
Thorup
Windschitl

Absent or not voting, 6:

Gaines
Steckman

Nielsen
Wolfe

Olson

Sieck

Amendment H-1031 lost.

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. 260)

The ayes were, 70:

Andrews
Best
Bradley
Bush
Dolecheck
Gerhold
Hall
Holt
Jones
Klein
Latham
McClintock
Mommson

Bacon
Bloomingdale
Breckenridge
Cisneros
Fisher
Gobble
Hansen
Ingels
Judge
Konfrst
Lohse
Meyer, A.
Moore

Baxter
Boden
Brink
Cohoon
Forbes
Grabber
Hein
Jacobsen
Kaufmann
Kurth
Lundgren
Mitchell
Nordman

Bergan
Bossman
Brown-Powers
Deyoe
Fry
Gustafson
Hite
Jeneary
Kerr
Landon
Maxwell
Mohr
Osmundson

Paustian	Salmon	Sexton	Shipley
Siegrist	Sorensen	Staed	Stone
Sunde	Thede	Thompson	Thorup
Westrich	Wheeler	Wills	Windschitl
Worthan	Speaker		
	Grassley		

The nays were, 24:

Abdul-Samad	Anderson	Bennett	Bohannon
Cahill	Donahue	Ehlert	Gjerde
Hunter	Isenhardt	Jacoby	James
Kressig	Mascher	McConkey	Meyer, B.
Oldson	Prichard	Running-Marquardt	Smith
Wessel-Kroeschell	Wilburn	Williams	Winckler

Absent or not voting, 6:

Gaines	Nielsen	Olson	Sieck
Steckman	Wolfe		

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 child care reimbursement rates under the state child care assistance program, was taken up for consideration.

Ehlert of Linn offered amendment H-1030 filed by her and moved its adoption.

Roll call was requested by Ehlert of Linn and Hunter of Polk.

On the question "Shall amendment H-1030 be adopted?" (H.F. 292)

The ayes were, 36:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hall	Hansen	Hunter	Isenhardt
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Mascher	McConkey
Meyer, B.	Oldson	Prichard	Running-Marquardt
Smith	Staed	Sunde	Thede
Wessel-Kroeschell	Wilburn	Williams	Winckler

The nays were, 58:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Graber	Gustafson
Hein	Hite	Holt	Ingels
Jacobsen	Jeneary	Jones	Kaufmann
Kerr	Klein	Landon	Latham
Lohse	Lundgren	Maxwell	McClintock
Meyer, A.	Mitchell	Mohr	Mommsen
Moore	Nordman	Osmundson	Paustian
Salmon	Sexton	Shipley	Siegrist
Sorensen	Stone	Thompson	Thorup
Westrich	Wheeler	Wills	Windschitl
Worthan	Speaker		
	Grassley		

Absent or not voting, 6:

Gaines	Nielsen	Olson	Sieck
Steckman	Wolfe		

Amendment H-1030 lost.

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. 292)

The ayes were, 90:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Bush
Cahill	Cisneros	Cohoon	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Gustafson	Hall
Hansen	Hein	Hite	Holt
Hunter	Ingels	Isenhardt	Jacobsen
James	Jeneary	Jones	Judge
Kaufmann	Kerr	Klein	Konfrst
Kressig	Kurth	Landon	Latham
Lohse	Lundgren	Maxwell	McClintock
McConkey	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nordman

Oldson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Siegrist	Sorensen	Staed	Stone
Sunde	Thede	Thompson	Thorup
Wessel-Kroeschell	Westrich	Wheeler	Wilburn
Williams	Wills	Winckler	Windschitl
Worthan	Speaker		
	Grassley		

The nays were, 4:

Brown-Powers	Jacoby	Mascher	Smith
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Absent or not voting, 6:

Gaines	Nielsen	Olson	Sieck
Steckman	Wolfe		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 302, a bill for an act establishing a graduated eligibility phase-out program for state child care assistance, 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. 302)

The ayes were, 94:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhart
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McClintock	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr

Mommsen	Moore	Nordman	Oldson
Osmundson	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Siegrist
Smith	Sorensen	Staed	Stone
Sunde	Thede	Thompson	Thorup
Wessel-Kroeschell	Westrich	Wheeler	Wilburn
Williams	Wills	Winckler	Windschitl
Worthan	Speaker		
	Grassley		

The nays were, none.

Absent or not voting, 6:

Gaines	Nielsen	Olson	Sieck
Steckman	Wolfe		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 301, a bill for an act establishing a child care workforce state matching grants program and fund administered by the early childhood Iowa state board to award matching state grants to eligible communities and making an appropriation, 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. 301)

The ayes were, 92:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannan	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cohoon	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Gustafson	Hall
Hansen	Hein	Hite	Holt
Hunter	Ingels	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Landon
Latham	Lohse	Lundgren	Mascher
Maxwell	McClintock	McConkey	Meyer, A.

Meyer, B.	Mitchell	Mohr	Mommsen
Moore	Nordman	Oldson	Osmundson
Paustian	Prichard	Running-Marquardt	Sexton
Shipley	Siegrist	Smith	Sorensen
Staed	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Wills
Winckler	Windschitl	Worthan	Speaker
			Grassley

The nays were, 2:

Cisneros	Salmon
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Absent or not voting, 6:

Gaines	Nielsen	Olson	Sieck
Steckman	Wolfe		

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 367, an act exempting from the state individual income tax the earnings from a burial trust fund, and including retroactive applicability provisions, was taken up for consideration.

Boden of Warren moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 367)

The ayes were, 94:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr

Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McClintock	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Osmundson	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Siegrist
Smith	Sorensen	Staed	Stone
Sunde	Thede	Thompson	Thorup
Wessel-Kroeschell	Westrich	Wheeler	Wilburn
Williams	Wills	Winckler	Windschitl
Worthan	Speaker		
	Grassley		

The nays were, none.

Absent or not voting, 6:

Gaines	Nielsen	Olson	Sieck
Steckman	Wolfe		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Regular Calendar

House File 281, a bill for an act relating to the definition of sex act or sexual activity for purposes of the Iowa criminal code, was taken up for consideration.

SENATE FILE 172 SUBSTITUTED FOR HOUSE FILE 281

Klein of Washington asked and received unanimous consent to substitute Senate File 172 for House File 281.

Senate File 172, a bill for an act relating to the definition of sex act or sexual activity for purposes of the Iowa criminal code, 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. 172)

The ayes were, 94:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomington	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McClintock	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Osmundson	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Siegrist
Smith	Sorensen	Staed	Stone
Sunde	Thede	Thompson	Thorup
Wessel-Kroeschell	Westrich	Wheeler	Wilburn
Williams	Wills	Winckler	Windschitl
Worthan	Speaker		
	Grassley		

The nays were, none.

Absent or not voting, 6:

Gaines	Nielsen	Olson	Sieck
Steckman	Wolfe		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 284, a bill for an act relating to the qualifications necessary for an applicant for licensure as a professional engineer, was taken up for consideration.

Nordman of Dallas moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 284)

The ayes were, 92:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	James	Jeneary	Jones
Judge	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Landon
Latham	Lohse	Lundgren	Mascher
Maxwell	McClintock	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommsen
Moore	Nordman	Oldson	Osmundson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Siegrist	Smith
Sorensen	Staed	Stone	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Wills
Winckler	Windschitl	Worthan	Speaker
			Grassley

The nays were, 2:

Jacoby	Williams
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Absent or not voting, 6:

Gaines	Nielsen	Olson	Sieck
Steckman	Wolfe		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 282, a bill for an act relating to abuse of a human corpse and providing penalties, was taken up for consideration.

Westrich of Wapello moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 282)

The ayes were, 93:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McClintock	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Osmundson	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Siegrist
Smith	Sorensen	Staed	Stone
Sunde	Thede	Thompson	Thorup
Westrich	Wheeler	Wilburn	Williams
Wills	Winckler	Windschitl	Worthan
Speaker			
Grassley			

The nays were, 1:

Wessel-Kroeschell

Absent or not voting, 6:

Gaines	Nielsen	Olson	Sieck
Steckman	Wolfe		

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 368, a bill for an act relating to the administration of the reimbursement for rent constituting property taxes paid and related matters and including effective date provisions, 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. 368)

The ayes were, 94:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McClintock	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Osmundson	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Siegrist
Smith	Sorensen	Staed	Stone
Sunde	Thede	Thompson	Thorup
Wessel-Kroeschell	Westrich	Wheeler	Wilburn
Williams	Wills	Winckler	Windschitl
Worthan	Speaker		
	Grassley		

The nays were, none.

Absent or not voting, 6:

Gaines	Nielsen	Olson	Sieck
Steckman	Wolfe		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Regular Calendar

House File 295, a bill for an act relating to the creation, administration, and termination of custodial trusts, was taken up for consideration.

Jones of Clay offered amendment H-1038 filed by her and moved its adoption.

Amendment H-1038 was adopted.

SENATE FILE 240 SUBSTITUTED FOR HOUSE FILE 295

Jones of Clay asked and received unanimous consent to substitute Senate File 240 for House File 295.

Senate File 240, a bill for an act relating to the creation, administration, and termination of custodial trusts, 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?" (S.F. 240)

The ayes were, 94:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McClintock	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Osmundson	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Siegrist
Smith	Sorensen	Staed	Stone
Sunde	Thede	Thompson	Thorup
Wessel-Kroeschell	Westrich	Wheeler	Wilburn
Williams	Wills	Winckler	Windschitl
Worthan	Speaker		
	Grassley		

The nays were, none.

Absent or not voting, 6:

Gaines
Steckman

Nielsen
Wolfe

Olson

Sieck

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 369, a bill for an act relating to the adoption tax credit available against the individual income tax, 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. 369)

The ayes were, 93:

Abdul-Samad
Baxter
Bloomingdale
Bradley
Bush
Deyoe
Fisher
Gjerde
Hall
Holt
Jacoby
Judge
Konfrst
Latham
Maxwell
Meyer, B.
Moore
Paustian
Sexton
Sorensen
Thede
Westrich
Wills
Speaker
Grassley

Anderson
Bennett
Boden
Breckenridge
Cahill
Dolecheck
Forbes
Gobble
Hansen
Ingels
James
Kaufmann
Kressig
Lohse
McClintock
Mitchell
Nordman
Prichard
Shipley
Staed
Thompson
Wheeler
Winckler

Andrews
Bergan
Bohannan
Brink
Cisneros
Donahue
Fry
Graber
Hein
Isenhardt
Jeneary
Kerr
Kurth
Lundgren
McConkey
Mohr
Oldson
Running-Marquardt
Siegrist
Stone
Thorup
Wilburn
Windschitl

Bacon
Best
Bossman
Brown-Powers
Cohoon
Ehlert
Gerhold
Gustafson
Hite
Jacobsen
Jones
Klein
Landon
Mascher
Meyer, A.
Mommson
Osmundson
Salmon
Smith
Sunde
Wessel-Kroeschell
Williams
Worthan

The nays were, 1:

Hunter

Absent or not voting, 6:

Gaines
Steckman

Nielsen
Wolfe

Olson

Sieck

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Regular Calendar

House File 308, a bill for an act relating to eligibility requirements for students under the senior year plus program and including effective date provisions, 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. 308)

The ayes were, 94:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McClintock	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Osmundson	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Siegrist
Smith	Sorensen	Staed	Stone
Sunde	Thede	Thompson	Thorup
Wessel-Kroeschell	Westrich	Wheeler	Wilburn

Williams
Worthan

Wills
Speaker
Grassley

Winckler

Windschitl

The nays were, none.

Absent or not voting, 6:

Gaines
Steckman

Nielsen
Wolfe

Olson

Sieck

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 310, a bill for an act relating to the defenses of justification and diminished capacity for certain violent crimes, 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. 310)

The ayes were, 94:

Abdul-Samad
Baxter
Bloomingdale
Bradley
Bush
Deyoe
Fisher
Gjerde
Hall
Holt
Jacobsen
Jones
Klein
Landon
Mascher
Meyer, A.
Mommsen
Osmundson
Salmon
Smith
Sunde
Wessel-Kroeschell

Anderson
Bennett
Boden
Breckenridge
Cahill
Dolecheck
Forbes
Gobble
Hansen
Hunter
Jacoby
Judge
Konfrst
Latham
Maxwell
Meyer, B.
Moore
Paustian
Sexton
Sorensen
Thede
Westrich

Andrews
Bergan
Bohannon
Brink
Cisneros
Donahue
Fry
Graber
Hein
Ingels
James
Kaufmann
Kressig
Lohse
McClintock
Mitchell
Nordman
Prichard
Shipley
Staed
Thompson
Wheeler

Bacon
Best
Bossman
Brown-Powers
Cohoon
Ehlert
Gerhold
Gustafson
Hite
Isenhart
Jeneary
Kerr
Kurth
Lundgren
McConkey
Mohr
Oldson
Running-Marquardt
Siegrist
Stone
Thorup
Wilburn

Williams
Worthan

Wills
Speaker
Grassley

Winckler

Windschitl

The nays were, none.

Absent or not voting, 6:

Gaines
Steckman

Nielsen
Wolfe

Olson

Sieck

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 314, a bill for an act relating to notification of the general assembly concerning certain state government leases and real property acquisitions, 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. 314)

The ayes were, 94:

Abdul-Samad
Baxter
Bloomingdale
Bradley
Bush
Deyoe
Fisher
Gjerde
Hall
Holt
Jacobsen
Jones
Klein
Landon
Mascher
Meyer, A.
Mommsen
Osmundson
Salmon
Smith
Sunde
Wessel-Kroeschell

Anderson
Bennett
Boden
Breckenridge
Cahill
Dolecheck
Forbes
Gobble
Hansen
Hunter
Jacoby
Judge
Konfrst
Latham
Maxwell
Meyer, B.
Moore
Paustian
Sexton
Sorensen
Thede
Westrich

Andrews
Bergan
Bohannon
Brink
Cisneros
Donahue
Fry
Graber
Hein
Ingels
James
Kaufmann
Kressig
Lohse
McClintock
Mitchell
Nordman
Prichard
Shipley
Staed
Thompson
Wheeler

Bacon
Best
Bossman
Brown-Powers
Cohoon
Ehlert
Gerhold
Gustafson
Hite
Isenhardt
Jeneary
Kerr
Kurth
Lundgren
McConkey
Mohr
Oldson
Running-Marquardt
Siegrist
Stone
Thorup
Wilburn

Williams
Worthan

Wills
Speaker
Grassley

Winckler

Windschitl

The nays were, none.

Absent or not voting, 6:

Gaines
Steckman

Nielsen
Wolfe

Olson

Sieck

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 316, a bill for an act relating to the determination of a student's district of residence for purposes of open enrollment payments and including applicability provisions, was taken up for consideration.

Gobble 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. 316)

The ayes were, 94:

Abdul-Samad
Baxter
Bloomingdale
Bradley
Bush
Deyoe
Fisher
Gjerde
Hall
Holt
Jacobsen
Jones
Klein
Landon
Mascher
Meyer, A.
Mommsen
Osmundson
Salmon
Smith
Sunde
Wessel-Kroeschell

Anderson
Bennett
Boden
Breckenridge
Cahill
Dolecheck
Forbes
Gobble
Hansen
Hunter
Jacoby
Judge
Konfrst
Latham
Maxwell
Meyer, B.
Moore
Paustian
Sexton
Sorensen
Thede
Westrich

Andrews
Bergan
Bohannon
Brink
Cisneros
Donahue
Fry
Graber
Hein
Ingels
James
Kaufmann
Kressig
Lohse
McClintock
Mitchell
Nordman
Prichard
Shipley
Staed
Thompson
Wheeler

Bacon
Best
Bossman
Brown-Powers
Cohoon
Ehlert
Gerhold
Gustafson
Hite
Isenhart
Jeneary
Kerr
Kurth
Lundgren
McConkey
Mohr
Oldson
Running-Marquardt
Siegrist
Stone
Thorup
Wilburn

Williams
Worthan

Wills
Speaker
Grassley

Winckler

Windschitl

The nays were, none.

Absent or not voting, 6:

Gaines
Steckman

Nielsen
Wolfe

Olson

Sieck

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 massage therapy, including licenses to practice massage therapy and reports of child and dependent adult abuse, was taken up for consideration.

Nordman of Dallas moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 357)

The ayes were, 94:

Abdul-Samad
Baxter
Bloomingdale
Bradley
Bush
Deyoe
Fisher
Gjerde
Hall
Holt
Jacobsen
Jones
Klein
Landon
Mascher
Meyer, A.
Mommsen
Osmundson
Salmon
Smith
Sunde
Wessel-Kroeschell

Anderson
Bennett
Boden
Breckenridge
Cahill
Dolecheck
Forbes
Gobble
Hansen
Hunter
Jacoby
Judge
Konfrst
Latham
Maxwell
Meyer, B.
Moore
Paustian
Sexton
Sorensen
Thede
Westrich

Andrews
Bergan
Bohannon
Brink
Cisneros
Donahue
Fry
Graber
Hein
Ingels
James
Kaufmann
Kressig
Lohse
McClintock
Mitchell
Nordman
Prichard
Shipley
Staed
Thompson
Wheeler

Bacon
Best
Bossman
Brown-Powers
Cohon
Ehlert
Gerhold
Gustafson
Hite
Isenhart
Jeneary
Kerr
Kurth
Lundgren
McConkey
Mohr
Oldson
Running-Marquardt
Siegrist
Stone
Thorup
Wilburn

Williams
Worthan

Wills
Speaker
Grassley

Winckler

Windschitl

The nays were, none.

Absent or not voting, 6:

Gaines
Steckman

Nielsen
Wolfe

Olson

Sieck

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 317, a bill for an act relating to the calculation of education funding for children living in certain facilities and including applicability 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. 317)

The ayes were, 94:

Abdul-Samad
Baxter
Bloomingdale
Bradley
Bush
Deyoe
Fisher
Gjerde
Hall
Holt
Jacobsen
Jones
Klein
Landon
Mascher
Meyer, A.
Mommsen
Osmundson
Salmon
Smith
Sunde
Wessel-Kroeschell

Anderson
Bennett
Boden
Breckenridge
Cahill
Dolecheck
Forbes
Gobble
Hansen
Hunter
Jacoby
Judge
Konfrst
Latham
Maxwell
Meyer, B.
Moore
Paustian
Sexton
Sorensen
Thede
Westrich

Andrews
Bergan
Bohannon
Brink
Cisneros
Donahue
Fry
Graber
Hein
Ingels
James
Kaufmann
Kressig
Lohse
McClintock
Mitchell
Nordman
Prichard
Shipley
Staed
Thompson
Wheeler

Bacon
Best
Bossman
Brown-Powers
Cohon
Ehlert
Gerhold
Gustafson
Hite
Isenhardt
Jeneary
Kerr
Kurth
Lundgren
McConkey
Mohr
Oldson
Running-Marquardt
Siegrist
Stone
Thorup
Wilburn

Williams
Worthan

Wills
Speaker
Grassley

Winckler

Windschitl

The nays were, none.

Absent or not voting, 6:

Gaines
Steckman

Nielsen
Wolfe

Olson

Sieck

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 361, a bill for an act relating to the appointment of a guardian ad litem, a child custody investigator or child and family reporter, or an attorney for certain child custody and visitation matters, and a guardian ad litem for certain child prosecution witnesses, 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. 361)

The ayes were, 94:

Abdul-Samad
Baxter
Bloomingdale
Bradley
Bush
Deyoe
Fisher
Gjerde
Hall
Holt
Jacobsen
Jones
Klein
Landon
Mascher
Meyer, A.
Mommsen
Osmundson
Salmon
Smith

Anderson
Bennett
Boden
Breckenridge
Cahill
Dolecheck
Forbes
Gobble
Hansen
Hunter
Jacoby
Judge
Konfrst
Latham
Maxwell
Meyer, B.
Moore
Paustian
Sexton
Sorensen

Andrews
Bergan
Bohannan
Brink
Cisneros
Donahue
Fry
Graber
Hein
Ingels
James
Kaufmann
Kressig
McClintock
Mitchell
Nordman
Prichard
Shipley
Staed

Bacon
Best
Bossman
Brown-Powers
Cohoon
Ehlert
Gerhold
Gustafson
Hite
Isenhart
Jeneary
Kerr
Kurth
Lundgren
McConkey
Mohr
Oldson
Running-Marquardt
Siegrist
Stone

Sunde	Thede	Thompson	Thorup
Wessel-Kroeschell	Westrich	Wheeler	Wilburn
Williams	Wills	Winckler	Windschitl
Worthan	Speaker		
	Grassley		

The nays were, none.

Absent or not voting, 6:

Gaines	Nielsen	Olson	Sieck
Steckman	Wolfe		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 380, a bill for an act requiring approved driver education courses to include instruction concerning distracted driving, 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?" (H.F. 380)

The ayes were, 94:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhart
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McClintock	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Osmundson	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Siegrist
Smith	Sorensen	Staed	Stone
Sunde	Thede	Thompson	Thorup

Wessel-Kroeschell	Westrich	Wheeler	Wilburn
Williams	Wills	Winckler	Windschitl
Worthan	Speaker		
	Grassley		

The nays were, none.

Absent or not voting, 6:

Gaines	Nielsen	Olson	Sieck
Steckman	Wolfe		

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 striking certain reporting requirements related to nonprofit school organizations established by school districts, was taken up for consideration.

Stone of Winnebago moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 386)

The ayes were, 94:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannan	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McClintock	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Osmundson	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Siegrist
Smith	Sorensen	Staed	Stone
Sunde	Thede	Thompson	Thorup
Wessel-Kroeschell	Westrich	Wheeler	Wilburn

Williams
Worthan

Wills
Speaker
Grassley

Winckler

Windschitl

The nays were, none.

Absent or not voting, 6:

Gaines
Steckman

Nielsen
Wolfe

Olson

Sieck

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 chauffeurs and exempting certain persons from the requirement to be licensed as a chauffeur, was taken up for consideration.

Siegrist 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. 389)

The ayes were, 94:

Abdul-Samad
Baxter
Bloomingdale
Bradley
Bush
Deyoe
Fisher
Gjerde
Hall
Holt
Jacobsen
Jones
Klein
Landon
Mascher
Meyer, A.
Mommsen
Osmundson
Salmon
Smith
Sunde
Wessel-Kroeschell

Anderson
Bennett
Boden
Breckenridge
Cahill
Dolecheck
Forbes
Gobble
Hansen
Hunter
Jacoby
Judge
Konfrst
Latham
Maxwell
Meyer, B.
Moore
Paustian
Sexton
Sorensen
Thede
Westrich

Andrews
Bergan
Bohannon
Brink
Cisneros
Donahue
Fry
Graber
Hein
Ingels
James
Kaufmann
Kressig
Lohse
McClintock
Mitchell
Nordman
Prichard
Shipley
Staed
Thompson
Wheeler

Bacon
Best
Bossman
Brown-Powers
Cohon
Ehlert
Gerhold
Gustafson
Hite
Isenhart
Jeneary
Kerr
Kurth
Lundgren
McConkey
Mohr
Oldson
Running-Marquardt
Siegrist
Stone
Thorup
Wilburn

Williams
Worthan

Wills
Speaker
Grassley

Winckler

Windschitl

The nays were, none.

Absent or not voting, 6:

Gaines
Steckman

Nielsen
Wolfe

Olson

Sieck

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 388, a bill for an act relating to the duties of the child development coordinating council, was taken up for consideration.

Ingels of Fayette moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 388)

The ayes were, 94:

Abdul-Samad
Baxter
Bloomingdale
Bradley
Bush
Deyoe
Fisher
Gjerde
Hall
Holt
Jacobsen
Jones
Klein
Landon
Mascher
Meyer, A.
Mommson
Osmundson
Salmon
Smith
Sunde
Wessel-Kroeschell
Williams
Worthan

Anderson
Bennett
Boden
Breckenridge
Cahill
Dolecheck
Forbes
Gobble
Hansen
Hunter
Jacoby
Judge
Konfrst
Latham
Maxwell
Meyer, B.
Moore
Paustian
Sexton
Sorensen
Thede
Westrich
Wills
Speaker
Grassley

Andrews
Bergan
Bohannon
Brink
Cisneros
Donahue
Fry
Graber
Hein
Ingels
James
Kaufmann
Kressig
Lohse
McClintock
Mitchell
Nordman
Prichard
Shipley
Staed
Thompson
Wheeler
Winckler

Bacon
Best
Bossman
Brown-Powers
Cohoon
Ehlert
Gerhold
Gustafson
Hite
Isenhardt
Jeneary
Kerr
Kurth
Lundgren
McConkey
Mohr
Oldson
Running-Marquardt
Siegrist
Stone
Thorup
Wilburn
Windschitl

The nays were, none.

Absent or not voting, 6:

Gaines
Steckman

Nielsen
Wolfe

Olson

Sieck

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 relating to controlled substances and precursor substances, including amending the controlled substance and precursor substances schedules and including effective date provisions, 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. 391)

The ayes were, 92:

Abdul-Samad
Baxter
Boden
Breckenridge
Cahill
Dolecheck
Forbes
Gobble
Hansen
Hunter
Jacoby
Judge
Konfrst
Latham
Maxwell
Meyer, B.
Moore
Paustian
Sexton
Staed
Thompson
Wheeler
Winckler

Anderson
Bergan
Bohannon
Brink
Cisneros
Donahue
Fry
Graber
Hein
Ingels
James
Kaufmann
Kressig
Lohse
McClintock
Mitchell
Nordman
Prichard
Siegrist
Stone
Thorup
Wilburn
Windschitl

Andrews
Best
Bossman
Brown-Powers
Cohoon
Ehlert
Gerhold
Gustafson
Hite
Isenhardt
Jeneary
Kerr
Kurth
Lundgren
McConkey
Mohr
Oldson
Running-Marquardt
Smith
Sunde
Wessel-Kroeschell
Williams
Worthan

Bacon
Bloomingdale
Bradley
Bush
Deyoe
Fisher
Gjerde
Hall
Holt
Jacobsen
Jones
Klein
Landon
Mascher
Meyer, A.
Mommson
Osmundson
Salmon
Sorensen
Thede
Westrich
Wills
Speaker
Grassley

The nays were, 2:

Bennett

Shipley

Absent or not voting, 6:

Gaines

Nielsen

Olson

Sieck

Steckman

Wolfe

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Windschitl of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 230, 260, 282, 284, 292, 301, 302, 308, 310, 314, 316, 317, 357, 361, 367, 368, 369, 370, 380, 386, 388, 389, 391** and **Senate Files 172 and 240.**

HOUSE FILES WITHDRAWN

Windschitl of Harrison asked and received unanimous consent to withdraw House Files 1, 4, 6, 18, 100, 139, 281 and 295 from further consideration by the House.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Gaines of Polk

Nielsen of Johnson

Olson of Polk

Sieck of Mills

Steckman of Cerro Gordo

Wolfe of Clinton

STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 193 Economic Growth

Relating to matters under the purview of the economic development authority and the Iowa finance authority, including tax credit programs, the grow Iowa program and related bonds, incentives for manufacturers to invest in smart technologies, an energy infrastructure revolving loan program, and making appropriations, and including effective date and applicability provisions.

H.S.B. 194 Ways and Means

Relating to Iowa's urban renewal law by modifying the methodology for calculating the amount of divided revenues and including effective date provisions.

H.S.B. 195 Ways and Means

Relating to pandemic relief by excluding certain COVID-19 related grants from the individual and corporate income taxes and allowing certain deductions relating to the paycheck protection program loan forgiveness, and including effective date and retroactive applicability provisions.

H.S.B. 196 Natural Resources

Relating to the possession and use of a firearm while on an electric scooter, and providing penalties.

H.S.B. 197 Local Government

Authorizing length of service award programs for volunteer fire fighters, volunteer emergency medical care providers, and reserve peace officers.

H.S.B. 198 Information Technology

Relating to standards for data security, and investigations and notifications of cybersecurity events, for certain licensees under the jurisdiction of the commissioner of insurance, making penalties applicable, and including effective date provisions.

H.S.B. 199 Education

Directing the state board of regents to require that the course syllabus for each course offered by a state university be published on the state university's internet site.

H.S.B. 200 State Government

Authorizing sports wagering on electronic sports events and other sports-related events.

H.S.B. 201 State Government

Establishing the occupational therapy licensure compact.

SUBCOMMITTEE ASSIGNMENTS**House File 105**

Education: Bossman, Chair; Ehlert and Sorensen.

House File 150 Reassigned

Education: Dolecheck, Chair; Bossman and Winckler.

House File 153

Education: Salmon, Chair; Mascher and Wheeler.

House File 244

Education: Salmon, Chair; Donahue and Kerr.

House File 265

Education: Stone, Chair; Dolecheck and Winckler.

House File 372

Human Resources: Moore, Chair; Brown-Powers and Bush.

House File 375

Education: Dolecheck, Chair; Bossman and Mascher.

House File 400

Education: Gobble, Chair; Cahill and Moore.

House File 420

Education: Thompson, Chair; Smith and Stone.

House File 436

Human Resources: Moore, Chair; Mascher and A. Meyer.

Senate File 183

State Government: Kaufmann, Chair; Bloomingdale, Bossman, Hunter and Wilburn.

Senate File 284

Appropriations: Wills, Chair; Bossman and Hall.

STUDY BILL SUBCOMMITTEE ASSIGNMENTS**House Study Bill 193**

Economic Growth: Brink, Chair; Ingels and Judge.

House Study Bill 194

Ways and Means: Hite, Chair; Hein and Isenhardt.

House Study Bill 195

Ways and Means: Lohse, Chair; Jacoby and Kaufmann.

House Study Bill 196

Natural Resources: Bradley, Chair; Bacon and Brown-Powers.

House Study Bill 197

Local Government: Bloomingdale, Chair; Hunter and Shipley.

House Study Bill 198

Information Technology: Gobble, Chair; Brink and Hall.

House Study Bill 199

Education: Brink, Chair; Fry and Winckler.

House Study Bill 200

State Government: Mitchell, Chair; Bloomingdale and Cohoon.

House Study Bill 201

State Government: Lundgren, Chair; Gjerde and Jones.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

MEGHAN NELSON
Chief Clerk of the House

COMMITTEE ON COMMERCE

Committee Bill (Formerly House Study Bill 46), relating to price transparency and cost-sharing for prescription drugs, and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 10, 2021.

Committee Bill (Formerly House Study Bill 119), relating to various matters under the purview of the insurance division of the department of commerce, providing fees, making an appropriation, and resolving inconsistencies.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 10, 2021.

Committee Bill (Formerly House Study Bill 180), relating to the practices of performing rights societies.

Fiscal Note: **No**

Recommendation: **Do Pass** February 10, 2021.

COMMITTEE ON EDUCATION

Committee Bill (Formerly House File 49), prohibiting tenure systems at the institutions of higher learning governed by the state board of regents, and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 10, 2021.

Committee Bill (Formerly House Study Bill 138), relating to suspension of a student's participation in the all Iowa opportunity scholarship program.

Fiscal Note: **No**

Recommendation: **Do Pass** February 10, 2021.

Committee Bill (Formerly House Study Bill 139), authorizing the college student aid commission to organize a nonprofit corporation.

Fiscal Note: **No**

Recommendation: **Do Pass** February 10, 2021.

Committee Bill (Formerly House Study Bill 147), relating to a temporary exception to a limitation on compensation for a member of a board of directors of a school corporation, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 10, 2021.

COMMITTEE ON ETHICS

Senate Concurrent Resolution 3, a concurrent resolution relating to the joint rules governing lobbyists of the Senate and House of Representatives for the Eighty-ninth General Assembly.

Fiscal Note: **No**

Recommendation: **Do Pass** February 10, 2021.

Committee Bill (Formerly House Study Bill 163), a resolution relating to the code of ethics of the House of Representatives for the Eighty-ninth General Assembly.

Fiscal Note: **No**

Recommendation: **Do Pass** February 10, 2021.

AMENDMENTS FILED

H-1039	H.F.	311	Mitchell of Henry
H-1040	H.F.	390	Westrich of Wapello
H-1041	H.F.	438	Smith of Black Hawk
H-1042	H.F.	438	Dolecheck of Ringgold
H-1043	S.F.	269	Dolecheck of Ringgold
H-1044	S.F.	269	Smith of Black Hawk
H-1045	H.F.	438	Shipley of Van Buren
H-1046	H.F.	438	Shipley of Van Buren
H-1047	H.F.	438	Shipley of Van Buren
H-1048	H.F.	438	Shipley of Van Buren
H-1049	H.F.	438	Shipley of Van Buren

On motion by Windschitl of Harrison, the House adjourned at 6:49 p.m., until 8:30 a.m., Thursday, February 11, 2021.

JOURNAL OF THE HOUSE

Thirty-second Calendar Day - Twenty-first Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, February 11, 2021

The House met pursuant to adjournment at 8:34 a.m., Wills of Dickinson in the chair.

Prayer was offered by Andrews of Polk.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Abe Dieleman, Page from Garwin.

The Journal of Wednesday, February 10, 2021, was approved.

INTRODUCTION OF BILLS

House File 477, by committee on Agriculture, a bill for an act relating to qualified motor fuel storage and dispensing infrastructure, by providing for a program to award financial incentives to store and dispense ethanol and ethanol blended gasoline classified as E-15 or higher, providing for a fund, making appropriations, and providing penalties.

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

House File 478, by Abdul-Samad, Thede, Wilburn, Smith, Gaines, Olson, Hall, Anderson, Williams, Steckman, Wessel-Kroeschell, Cohoon, Hunter, B. Meyer, Gjerde, Donahue, Staed, McConkey, Winckler, Brown-Powers, Ehlert, Kressig, Konfrst, Bennett, Nielsen, Cahill, and Jacoby, a bill for an act providing for minority impact statements to be attached to appropriations bills and including effective date provisions.

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

House File 479, by Mascher, Staed, Hansen, and Winckler, a bill for an act relating to a Medicaid demonstration waiver to support and

improve the delivery of mental health services through institutions for mental diseases.

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

House File 480, by Shipley, a bill for an act relating to the decriminalization of certain schedule I controlled substances for the purposes of use by a patient diagnosed with a terminal illness or a life-threatening disease or condition.

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

House File 481, by Wills, a bill for an act relating to executive orders of the president of the United States.

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

House File 482, by committee on Agriculture, a bill for an act relating to the powers and duties of the department of agriculture and land stewardship, including by providing for administration, programs, and regulations, providing fees, providing penalties, and making penalties applicable.

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

House File 483, by committee on Commerce, a bill for an act relating to matters under the purview of the utilities division of the department of commerce.

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

House File 484, by committee on Agriculture, a bill for an act relating to the beginning farmer tax credit program, by modifying participation and lease agreement requirements and tax credit amounts, and including effective date provisions.

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

House File 485, by committee on Human Resources, a bill for an act relating to supervision requirements for licensed marital and

family therapists, mental health counselors, and social workers, and including effective date provisions.

Read first time and placed on the **calendar**.

House File 486, by committee on Transportation, a bill for an act establishing a scenic byways enhancement fund, including by providing for voluntary contributions to the fund, and including effective date provisions.

Read first time and placed on the **calendar**.

House File 487, by committee on Human Resources, a bill for an act relating to medical residency positions and audition rotations for medical students and medical residency position applicants meeting certain criteria.

Read first time and placed on the **calendar**.

House File 488, by committee on Human Resources, a bill for an act relating to health-related data including hospital data and certain information included in reportable disease reports.

Read first time and placed on the **calendar**.

House File 489, by committee on Public Safety, a bill for an act relating to the requirements for a sex offender to be granted a modification of sex offender registry requirements.

Read first time and placed on the **calendar**.

House File 490, by committee on State Government, a bill for an act relating to the use of campaign signs by candidates and political committees for federal office and making penalties applicable.

Read first time and placed on the **calendar**.

House File 491, by committee on State Government, a bill for an act relating to the sale or lease of real estate by regulatory agency officials and employees to persons subject to the agency's regulatory authority, and making penalties applicable.

Read first time and placed on the **calendar**.

House File 492, by committee on Transportation, a bill for an act requiring the installation and maintenance of adult changing stations at highway rest areas.

Read first time and placed on the **calendar**.

House File 493, by committee on Transportation, a bill for an act relating to low-speed electric bicycles, providing penalties, making penalties applicable, and including applicability provisions.

Read first time and placed on the **calendar**.

House File 494, 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 495, by committee on Transportation, a bill for an act relating to certain reporting dates for cities which receive road use tax fund moneys.

Read first time and placed on the **calendar**.

On motion by Windschitl of Harrison, the House was recessed at 8:40 a.m., until the conclusion of the 11:30 a.m. committee block.

AFTERNOON SESSION

The House reconvened at 3:54 p.m., Speaker Grassley in the chair.

INTRODUCTION OF BILLS

House File 496, by committee on Education, a bill for an act prohibiting tenure systems at the institutions of higher learning governed by the state board of regents, and including applicability provisions.

Read first time and placed on the **calendar**.

House File 497, by committee on Education, a bill for an act relating to a temporary exception to a limitation on compensation for a member of a board of directors of a school corporation, and including effective date provisions.

Read first time and placed on the **calendar**.

House File 498, by committee on Commerce, a bill for an act relating to the practices of performing rights societies.

Read first time and placed on the **calendar**.

House File 499, by committee on Education, a bill for an act relating to suspension of a student's participation in the all Iowa opportunity scholarship program.

Read first time and placed on the **calendar**.

House File 500, by committee on State Government, a bill for an act relating to the adoption of the audiology and speech language pathology interstate compact.

Read first time and placed on the **calendar**.

CONSIDERATION OF BILL

Regular Calendar

House File 438, 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, 2021, modifying provisions relating to the regular program state cost per pupil, and modifying provisions relating to the property tax replacement payment, and including effective date provisions, was taken up for consideration.

Dolecheck of Ringgold offered amendment H-1042 filed by him and moved its adoption.

Amendment H-1042 was adopted, placing out of order amendment H-1041 filed by Smith of Black Hawk on February 10, 2021 and

amendments H-1045, H-1046, H-1047, H-1048 and H-1049 filed by Shipley of Van Buren on February 10, 2021.

SENATE FILE 269 SUBSTITUTED FOR HOUSE FILE 438

Dolecheck of Ringgold asked and received unanimous consent to substitute Senate File 269 for House File 438.

Senate File 269, 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, 2021, modifying provisions relating to the regular program state cost per pupil, providing a funding supplement for certain school districts, modifying provisions relating to the property tax replacement payment and the transportation equity payments, making appropriations, and including effective date provisions, was taken up for consideration.

Dolecheck of Ringgold offered amendment H-1043 filed by him.

Dolecheck of Ringgold asked and received unanimous consent that amendment H-1052, to amendment H-1043, be deferred.

Smith of Black Hawk asked and received unanimous consent to withdraw amendment H-1044, to amendment H-1043, filed by him on February 10, 2021.

Smith of Black Hawk offered amendment H-1053, to amendment H-1043, filed by him from the floor and moved its adoption.

Roll call was requested by Smith of Black Hawk and Konfrst of Polk.

On the question "Shall amendment H-1053, to amendment H-1043, be adopted?" (S.F. 269)

The ayes were, 36:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Gobble	Hall	Hansen	Hunter
Isenhardt	James	Judge	Konfrst
Kressig	Kurth	Mascher	McConkey
Meyer, B.	Oldson	Prichard	Running-Marquardt

Smith	Staed	Sunde	Thede
Wessel-Kroeschell	Wilburn	Williams	Winckler

The nays were, 56:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingdale	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Graber	Gustafson	Hein
Hite	Holt	Ingels	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Landon	Latham	Lohse
Lundgren	Maxwell	McClintock	Meyer, A.
Mitchell	Mommsen	Moore	Nordman
Osmundson	Paustian	Salmon	Sexton
Shipley	Siegrist	Sorensen	Stone
Thompson	Thorup	Westrich	Wheeler
Wills	Windschitl	Worthan	Speaker
			Grassley

Absent or not voting, 8:

Gaines	Jacoby	Mohr	Nielsen
Olson	Sieck	Steckman	Wolfe

Amendment H-1053, to amendment H-1043, lost.

Shipley of Van Buren offered amendment H-1051, to amendment H-1043, filed by him from the floor.

Dolecheck of Ringgold rose on a point of order that amendment H-1051 was not germane, to amendment H-1043.

The Speaker ruled the point well taken and amendment H-1051 not germane, to amendment H-1043.

Dolecheck of Ringgold offered amendment H-1052, to amendment H-1043, previously deferred, filed by him from the floor and moved its adoption.

Amendment H-1052, to amendment H-1043, was adopted.

Dolecheck of Ringgold moved the adoption of amendment H-1043, as amended.

Amendment H-1043, as amended, was adopted.

Dolecheck of Ringgold moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 269)

The ayes were, 56:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Graber	Gustafson
Hein	Hite	Holt	Ingels
Jacobsen	Jeneary	Jones	Kaufmann
Kerr	Klein	Landon	Latham
Lohse	Lundgren	Maxwell	Meyer, A.
Mitchell	Mommsen	Moore	Nordman
Osmundson	Paustian	Salmon	Sexton
Siegrist	Sorensen	Staed	Stone
Thompson	Thorup	Westrich	Wheeler
Wills	Windschitl	Worthan	Speaker
			Grassley

The nays were, 36:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hall	Hansen	Hunter	Isenhardt
James	Judge	Konfrst	Kressig
Kurth	Mascher	McClintock	McConkey
Meyer, B.	Oldson	Prichard	Running-Marquardt
Shipley	Smith	Sunde	Thede
Wessel-Kroeschell	Wilburn	Williams	Winckler

Absent or not voting, 8:

Gaines	Jacoby	Mohr	Nielsen
Olson	Sieck	Steckman	Wolfe

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Gaines of Polk
Mohr of Scott
Olson of Polk
Steckman of Cerro Gordo

Jacoby of Johnson
Nielsen of Johnson
Sieck of Mills
Wolfe of Clinton

IMMEDIATE MESSAGE

Windschitl of Harrison asked and received unanimous consent that **Senate File 269** be immediately messaged to the Senate.

HOUSE FILE WITHDRAWN

Windschitl of Harrison asked and received unanimous consent to withdraw House File 438 from further consideration by the House.

REREFERRED

The Speaker announced that Senate File 130, previously referred to committee on **Education** was **passed on file**.

EXPLANATION OF VOTE

On February 10, 2021, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 230—"aye"

Amendment H-1031 (H.F. 260)—"nay"

House File 260—"aye"

House File 282—"aye"

House File 284—"aye"

Amendment H-1030 (H.F. 292)—"nay"

House File 292—"aye"

House File 301—"aye"

House File 302—"aye"

House File 308—"aye"

House File 310—"aye"

House File 314—"aye"

House File 316—"aye"

House File 317—"aye"

House File 361—"aye"

House File 367—"aye"

House File 368—"aye"

House File 369—"aye"

Amendment H-1033 (H.F. 370)—"nay"

House File 370—"aye"
House File 386—"aye"
House File 389—"aye"
Senate File 172—"aye"

House File 380—"aye"
House File 388—"aye"
House File 391—"aye"
Senate File 240—"aye"

Sieck of Mills

STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 202 Labor

Relating to financial assistance provided by the economic development authority to certain apprenticeship sponsors and lead apprenticeship sponsors, and including applicability provisions.

H.S.B. 203 Labor

Relating to unemployment insurance and including applicability provisions.

SUBCOMMITTEE ASSIGNMENTS

House Joint Resolution 9

State Government: Lundgren, Chair; Bohannon and Bossman.

House File 47

Ways and Means: Hite, Chair; Jacoby and Lohse.

House File 227

Veterans Affairs: Stone, Chair; Brown-Powers and Wills.

House File 409

State Government: Moore, Chair; Nordman and Wilburn.

House File 412

Ways and Means: Graber, Chair; Jacoby and Wheeler.

House File 444

Local Government: Westrich, Chair; Oldson and Wheeler.

House File 461

Local Government: Maxwell, Chair; Hunter and Nordman.

House File 462

Transportation: Maxwell, Chair; Hansen and Thorup.

House File 482

Ways and Means: Maxwell, Chair; Gjerde and Nordman.

House File 483

Ways and Means: Graber, Chair; McConkey and Mitchell.

House File 484

Ways and Means: Hein, Chair; Maxwell and Wolfe.

Senate File 184

State Government: Siegrist, Chair; Gjerde and Jacobsen.

Senate File 185

State Government: Jacobsen, Chair; Gjerde and Siegrist.

Senate File 232

Transportation: Thorup, Chair; Bradley and Cohoon.

STUDY BILL SUBCOMMITTEE ASSIGNMENTS**House Study Bill 202**

Labor: Stone, Chair; Dolecheck and Running-Marquardt.

House Study Bill 203

Labor: Deyoe, Chair; Running-Marquardt and Worthan.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

MEGHAN NELSON
Chief Clerk of the House

COMMITTEE ON AGRICULTURE

Committee Bill (Formerly House File 287), providing that a qualified confinement feeding operation may utilize an anaerobic digester system to treat manure, and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Do Pass** February 11, 2021.

COMMITTEE ON HUMAN RESOURCES

Committee Bill (Formerly House File 169), relating to the required reporting of the administration of vaccines and immunizations to the statewide immunization registry, and providing for licensee discipline.

Fiscal Note: **No**

Recommendation: **Do Pass** February 11, 2021.

Committee Bill (Formerly House Study Bill 71), relating to the authority of a dentist relating to the prescribing and administration of certain immunizations and vaccines.

Fiscal Note: **No**

Recommendation: **Do Pass** February 11, 2021.

Committee Bill (Formerly House Study Bill 73), relating to the practice of pharmacy, and providing for a repeal.

Fiscal Note: **No**

Recommendation: **Do Pass** February 11, 2021.

Committee Bill (Formerly House Study Bill 140), relating to regulatory provisions applicable to care provided in health care facilities and assisted living programs.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 11, 2021.

COMMITTEE ON LOCAL GOVERNMENT

Committee Bill (Formerly House File 93), relating to costs associated with transporting a dead body.

Fiscal Note: **No**

Recommendation: **Do Pass** February 11, 2021.

Committee Bill (Formerly House Study Bill 96), relating to the authority of a county to amend an agreement between the county and the Iowa county recorders association to implement the county land record information system.

Fiscal Note: **No**

Recommendation: **Do Pass** February 11, 2021.

Committee Bill (Formerly House Study Bill 97), relating to the use of fees collected by a county recorder for filing and recording instruments in the county recorder's office.

Fiscal Note: **No**

Recommendation: **Do Pass** February 11, 2021.

COMMITTEE ON PUBLIC SAFETY

Committee Bill (Formerly House Study Bill 88), relating to the requirements for a sex offender to be granted a modification of sex offender registry requirements.

Fiscal Note: **No**

Recommendation: **Do Pass** February 9, 2021.

Committee Bill (Formerly House Study Bill 187), providing for the regulation of hemp, including by creating an affirmative defense in cases of criminal prosecution, and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Do Pass** February 11, 2021.

COMMITTEE ON STATE GOVERNMENT

Committee Bill (Formerly House Study Bill 56), designating certain county flood mitigation activities as an essential county purpose.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 11, 2021.

Committee Bill (Formerly House Study Bill 125), relating to approval of executive branch employee travel claims.

Fiscal Note: **No**

Recommendation: **Do Pass** February 11, 2021.

Committee Bill (Formerly House Study Bill 154), relating to applications for architectural licensure and including retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 11, 2021.

Committee Bill (Formerly House Study Bill 161), relating to pari-mutuel wagering on horse or dog races licensed in a foreign jurisdiction.

Fiscal Note: **No**

Recommendation: **Do Pass** February 11, 2021.

COMMITTEE ON TRANSPORTATION

Committee Bill (Formerly House Study Bill 102), relating to commercial driver's license driving skills tests, providing fees, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 11, 2021.

Committee Bill (Formerly House Study Bill 118), relating to motor vehicle accidents resulting in injury or death, and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 11, 2021.

AMENDMENTS FILED

H-1050	S.F.	230	B. Meyer of Polk
H-1051	S.F.	269	Shipley of Van Buren
H-1052	S.F.	269	Dolecheck of Ringgold
H-1053	S.F.	269	Smith of Black Hawk
H-1054	S.F.	231	Smith of Black Hawk
H-1055	H.F.	283	Lohse of Polk
H-1056	H.F.	424	Osmundson of Clayton
H-1057	H.F.	430	Worthan of Buena Vista
H-1058	H.F.	384	Mitchell of Henry Hall of Woodbury

On motion by Windschitl of Harrison, the House adjourned at 5:03 p.m., until 1:00 p.m., Monday, February 15, 2021.

JOURNAL OF THE HOUSE

Thirty-sixth Calendar Day - Twenty-second Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, February 15, 2021

The House met pursuant to adjournment at 1:02 p.m., Lohse of Polk in the chair.

Prayer was offered by Bacon of Story.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Stacia Drey, Speaker's Page from Marion.

The Journal of Thursday, February 11, 2021, was approved.

INTRODUCTION OF BILLS

House File 501, by Mascher, Staed, and Winckler, a bill for an act restricting the sale and use of pesticides containing compounds belonging to the neonicotinoid class of chemicals, making penalties applicable, and including applicability provisions.

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

House File 502, by committee on Commerce, a bill for an act relating to various matters under the purview of the insurance division of the department of commerce, providing fees, making an appropriation, and resolving inconsistencies.

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

House File 503, by Gobble, a bill for an act establishing a school climate and bullying prevention work group.

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

House File 504, by Mascher, Staed, Hansen, Winckler, Steckman, and Bohannon, a bill for an act relating to the use of moneys in the grants to counties program for lead and copper testing in water supply systems.

Read first time and referred to committee on **Environmental Protection**.

House File 505, by Ehlert, McConkey, Kressig, Bohannon, and Brown-Powers, a bill for an act relating to the state child care assistance eligibility requirements and provider reimbursement rates.

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

House File 506, by Mascher, a bill for an act establishing a home modification grant program within the department on aging, and providing an appropriation.

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

House File 507, by Jacobsen and Westrich, a bill for an act relating to consideration of the educational setting of a minor child in a child custody proceeding.

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

House File 508, by Konfrst, Mascher, Anderson, Hunter, Jacoby, Kressig, McConkey, Brown-Powers, Lohse, and Nielsen, a bill for an act creating the restroom emergency access Act, and providing civil penalties.

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

House File 509, by Konfrst, a bill for an act relating to the employment rights of public school employees and officials relating to student exercise of free expression in public schools and providing remedies.

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

House File 510, by Wolfe and Mommsen, a bill for an act relating to the expungement of an operating-while-intoxicated offense that is a serious misdemeanor under certain circumstances.

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

House File 511, by Sorensen, a bill for an act providing for a monument to Martin Treptow on the capitol complex grounds.

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

House File 512, by Jacoby, a bill for an act excluding from Iowa net income federal recovery rebates, certain paycheck protection program loan forgiveness, and pandemic-related unemployment compensation, and including effective date and retroactive applicability provisions.

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

House File 513, by committee on State Government, a bill for an act relating to pari-mutuel wagering on horse or dog races licensed in a foreign jurisdiction.

Read first time and placed on the **calendar**.

House File 514, by committee on Human Resources, a bill for an act relating to the practice of pharmacy, and providing for a repeal.

Read first time and placed on the **calendar**.

House File 515, by Salmon, a bill for an act creating an alternatives to abortion program, and making an appropriation.

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

House File 516, by Jeneary and Bradley, a bill for an act relating to the placement of dental sealants on teeth by a dental assistant.

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

House File 517, by A. Meyer and Fry, a bill for an act relating to noneconomic damage awards against health care providers.

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

House File 518, by Shipley, Jeneary, Jacobsen, Stone, and Kaufmann, a bill for an act creating the second amendment preservation Act.

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

House File 519, by Anderson, Hansen, and Cohoon, a bill for an act relating to the election of presidential electors.

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

House File 520, by committee on Local Government, a bill for an act relating to the use of fees collected by a county recorder or governing board of the county land record information system for processing and recording instruments.

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

House File 521, by committee on Transportation, a bill for an act relating to commercial driver's license driving skills tests, providing fees, and including effective date provisions.

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

House File 522, by committee on Agriculture, a bill for an act providing that a qualified confinement feeding operation may utilize an anaerobic digester system to treat manure, and making penalties applicable.

Read first time and placed on the **calendar**.

House File 523, by committee on State Government, a bill for an act designating certain county flood mitigation activities as an essential county purpose.

Read first time and placed on the **calendar**.

House File 524, 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 525, by committee on Local Government, a bill for an act relating to the examination, transportation, and embalming of dead bodies.

Read first time and placed on the **calendar**.

House File 526, by committee on Commerce, a bill for an act relating to price transparency and cost-sharing for prescription drugs, and including applicability provisions.

Read first time and placed on the **calendar**.

House File 527, by committee on Local Government, a bill for an act relating to the authority of county boards of supervisors to amend an agreement between the counties to implement the county land record information system.

Read first time and placed on the **calendar**.

House File 528, by committee on Human Resources, a bill for an act relating to the authority of a dentist relating to the prescribing and administration of certain immunizations and vaccines.

Read first time and placed on the **calendar**.

House File 529, by committee on State Government, a bill for an act relating to approval of executive branch employee travel claims.

Read first time and placed on the **calendar**.

House File 530, 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 531, by Cisneros, a bill for an act relating to motor vehicle window tint, including an application process for approved window tint status, making appropriations, providing penalties, and making penalties applicable.

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

On motion by Windschitl of Harrison, the House was recessed at 1:12 p.m., until 5:00 p.m.

AFTERNOON SESSION

The House reconvened at 5:42 p.m., Wills of Dickinson in the chair.

INTRODUCTION OF BILL

House File 532, by committee on Appropriations, a bill for an act establishing a qualified instruction funding supplement for the school budget year beginning July 1, 2020, making appropriations, and including effective date provisions.

Read first time and placed on the **Appropriations calendar**.

STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 204 Economic Growth

Regarding port authorities, including by allowing port authorities to enter into certain loan agreements and lease contracts.

H.S.B. 205 Transportation

Relating to private land available for public use for recreational purposes.

H.S.B. 206 Commerce

Relating to rate regulatory proceedings before the utilities board within the utilities division of the department of commerce.

H.S.B. 207 Commerce

Relating to the location and marking of underground facilities and providing penalties.

H.S.B. 208 Judiciary

Relating to the statute of limitations for recovery from injuries to a person or property from a licensed veterinarian.

H.S.B. 209 Judiciary

Relating to nonsubstantive Code corrections, and including retroactive applicability provisions.

H.S.B. 210 State Government

Relating to amusement concessions, and including effective date and retroactive applicability provisions.

H.S.B. 211 Administration and Rules

A concurrent resolution relating to joint rules of the Senate and House of Representatives for the Eighty-ninth General Assembly.

H.S.B. 212 Information Technology

Relating to electronic transactions by permitting the use of distributed ledger technology and smart contracts.

SUBCOMMITTEE ASSIGNMENTS**House Joint Resolution 3 Reassigned**

State Government: Lundgren, Chair; Bohannon and Bossman.

House File 225

Judiciary: Lohse, Chair; Salmon and Wolfe.

House File 515

Human Resources: Osmundson, Chair; Boden and Wessel-Kroeschell.

House File 516

Human Resources: Bradley, Chair; Jeneary and Sunde.

House File 517

Human Resources: A. Meyer, Chair; Lundgren and Sunde.

STUDY BILL SUBCOMMITTEE ASSIGNMENTS**House Study Bill 204**

Economic Growth: Ingels, Chair; Graber and James.

House Study Bill 205

Transportation: Bradley, Chair; Bossman and Kressig.

House Study Bill 206

Commerce: Mitchell, Chair; Kressig and Nordman.

House Study Bill 207

Commerce: Lohse, Chair; Andrews and Jacoby.

House Study Bill 208

Judiciary: Mitchell, Chair; B. Meyer and Osmundson.

House Study Bill 209

Judiciary: Salmon, Chair; Bohannon and Westrich.

House Study Bill 210

State Government: Bossman, Chair; Cohoon and Lundgren.

House Study Bill 211

Administration and Rules: Siegrist, Chair; James and Wills.

House Study Bill 212

Information Technology: Shipley, Chair; Bennett and Latham.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

MEGHAN NELSON
Chief Clerk of the House

COMMITTEE ON APPROPRIATIONS

Senate File 284, a bill for an act relating to financial and regulatory matters by making appropriations for the fiscal year beginning July 1, 2020, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 15, 2021.

Committee Bill (Formerly House File 439), establishing a qualified instruction funding supplement for the school budget year beginning July 1, 2020, making appropriations, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 15, 2021.

COMMITTEE ON COMMERCE

Committee Bill (Formerly House Study Bill 165), relating to private flood insurance, making penalties applicable, and including applicability and future repeal provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 15, 2021.

Committee Bill (Formerly House Study Bill 166), prohibiting counties and cities from regulating the sale of natural gas and propane.

Fiscal Note: **No**

Recommendation: **Do Pass** February 15, 2021.

Committee Bill (Formerly House Study Bill 181), providing for the termination of dealership agreements involving agricultural equipment.

Fiscal Note: **No**

Recommendation: **Do Pass** February 15, 2021.

COMMITTEE ON JUDICIARY

Committee Bill (Formerly House File 57), 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 15, 2021.

Committee Bill (Formerly House File 146), relating to the appointment of counsel for indigent persons in class “A” felony cases.

Fiscal Note: **No**

Recommendation: **Do Pass** February 15, 2021.

Committee Bill (Formerly House File 212), relating to the vacation of certain termination of parental rights orders.

Fiscal Note: **No**

Recommendation: **Do Pass** February 15, 2021.

Committee Bill (Formerly House Study Bill 173), relating to the perfection of mechanics’ liens and mechanics’ liens remedies.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 15, 2021.

COMMITTEE ON LABOR

Committee Bill (Formerly House File 92), establishing a minimum age and training requirements for attendants who control amusement rides, and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Do Pass** February 15, 2021.

Committee Bill (Formerly House Study Bill 202), relating to financial assistance provided by the economic development authority to certain apprenticeship sponsors and lead apprenticeship sponsors, and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 15, 2021.

COMMITTEE ON NATURAL RESOURCES

Committee Bill (Formerly House File 23), relating to requirements for using a dog to track a wounded deer.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 15, 2021.

Committee Bill (Formerly House File 147), relating to authorized methods of take for a resident hunting deer using a license issued to a nonambulatory person.

Fiscal Note: **No**

Recommendation: **Do Pass** February 15, 2021.

Committee Bill (Formerly House File 406), relating to methods of take allowed during the nonresident antlerless deer holiday season.

Fiscal Note: **No**

Recommendation: **Do Pass** February 15, 2021.

Committee Bill (Formerly House Study Bill 157), relating to entering private property by persons using dogs while fur harvesting or training dogs on fur-bearing animals, and providing penalties.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 15, 2021.

Committee Bill (Formerly House Study Bill 177), relating to financial assurance instruments and surety bonds required for collecting, processing, or transporting waste tires, and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 15, 2021.

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House File 144), relating to the individual income tax credits for volunteer fire fighters, volunteer emergency medical services personnel members, and reserve peace officers by increasing the amounts of the credits, and including retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 15, 2021.

Committee Bill (Formerly House Study Bill 186), relating to funding emergency medical services by modifying provisions relating to city emergency medical services districts, benefited emergency medical services districts, and optional taxes for emergency medical services.

Fiscal Note: **No**

Recommendation: **Do Pass** February 15, 2021.

On motion by Windschitl of Harrison, the House adjourned at 5:43 p.m., until 8:30 a.m., Tuesday, February 16, 2021.

JOURNAL OF THE HOUSE

Thirty-seventh Calendar Day - Twenty-third Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, February 16, 2021

The House met pursuant to adjournment at 8:31 a.m., Bush of Cherokee in the chair.

Prayer was offered by Dolecheck of Ringgold.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Jagaar Halverson, Majority Leader's Page from Spencer.

The Journal of Monday, February 15, 2021, was approved.

On motion by Windschitl of Harrison, the House was recessed at 8:34 a.m., until 3:00 p.m.

AFTERNOON SESSION

The House reconvened at 4:49 p.m., Wills of Dickinson in the chair.

INTRODUCTION OF BILLS

House File 533, by Salmon, a bill for an act relating to free speech requirements at public institutions of higher education and providing for remedies.

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

House File 534, by Mascher, Staed, Winckler, and Bohannon, a bill for an act requiring the use of inventory checklists upon commencement of a residential tenancy and including applicability provisions.

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

House File 535, 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 536, by Wolfe, a bill for an act relating to the definition of an aggravated offense for purposes of the sex offender registry.

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

House File 537, 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 538, by Mommsen, a bill for an act relating to the child abuse hotline.

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

House File 539, by Salmon, a bill for an act relating to the prescribing authority of prescribing practitioners during a public health disaster.

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

House File 540, by Staed, a bill for an act requiring the department of natural resources to monitor microcystins and cylindrospermopsin in bodies of water used for recreational purposes.

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

House File 541, by Boden, a bill for an act relating to ballots for school board elections.

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

House File 542, by Thompson, Gerhold, Sorensen, Stone, and Wills, 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 543, by Brink, a bill for an act creating a senior housing tax credit program, and including effective date and applicability provisions.

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

House File 544, by Wessel-Kroeschell, a bill for an act relating to the state sales and use tax by funding the natural resources and outdoor recreation trust fund through the sales tax, using sales and use taxes to create a baby bond program and fund, and including effective date provisions.

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

House File 545, 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 546, by committee on State Government, a bill for an act relating to applications for architectural licensure and including retroactive applicability provisions.

Read first time and placed on the **calendar**.

House File 547, by committee on Human Resources, a bill for an act relating to the required reporting of the administration of vaccines and immunizations to the statewide immunization registry, and providing for licensee discipline.

Read first time and placed on the **calendar**.

House File 548, by committee on Public Safety, a bill for an act providing for the regulation of hemp, including by creating an

affirmative defense in cases of criminal prosecution, and making penalties applicable.

Read first time and placed on the **calendar**.

House File 549, by committee on Human Resources, a bill for an act relating to regulatory provisions applicable to care provided in health care facilities and assisted living programs.

Read first time and placed on the **calendar**.

House File 550, by committee on Natural Resources, a bill for an act relating to methods of take allowed during the nonresident antlerless deer holiday season.

Read first time and placed on the **calendar**.

House File 551, by committee on Natural Resources, a bill for an act relating to authorized methods of take for a resident hunting deer using a license issued to a nonambulatory person.

Read first time and placed on the **calendar**.

House File 552, by committee on Natural Resources, a bill for an act relating to requirements for using a dog to track a wounded deer.

Read first time and placed on the **calendar**.

House File 553, by committee on Judiciary, a bill for an act relating to the appointment of counsel for indigent persons in class “A” felony cases.

Read first time and placed on the **calendar**.

House File 554, by committee on Judiciary, a bill for an act relating to the vacation of certain termination of parental rights orders.

Read first time and placed on the **calendar**.

House File 555, by committee on Commerce, a bill for an act prohibiting counties and cities from regulating the sale of natural gas and propane.

Read first time and placed on the **calendar**.

House File 556, by committee on Commerce, a bill for an act providing for the termination of dealership agreements involving agricultural equipment.

Read first time and placed on the **calendar**.

House File 557, by committee on Natural Resources, a bill for an act relating to trespass and making penalties applicable.

Read first time and placed on the **calendar**.

House File 558, by committee on Labor, a bill for an act establishing a minimum age and training requirements for attendants who control amusement rides, and making penalties applicable.

Read first time and placed on the **calendar**.

House File 559, by committee on Labor, a bill for an act relating to financial assistance provided by the economic development authority to certain apprenticeship sponsors and lead apprenticeship sponsors, and including applicability provisions.

Read first time and placed on the **calendar**.

House File 560, by committee on Natural Resources, a bill for an act relating to financial assurance instruments and surety bonds required for collecting, processing, or transporting waste tires, and making penalties applicable.

Read first time and placed on the **calendar**.

House File 561, by committee on Judiciary, a bill for an act relating to the perfection of mechanics' liens and mechanics' liens remedies and including effective date provisions.

Read first time and placed on the **calendar**.

House File 562, by committee on Ways and Means, a bill for an act relating to funding emergency medical services by modifying provisions relating to city emergency medical services districts,

benefited emergency medical services districts, and optional taxes for emergency medical services.

Read first time and placed on the **Ways and Means calendar**.

House File 563, by committee on Ways and Means, a bill for an act relating to the individual income tax credits for volunteer fire fighters, volunteer emergency medical services personnel members, and reserve peace officers by increasing the amounts of the credits, and including retroactive applicability provisions.

Read first time and placed on the **Ways and Means calendar**.

CONSIDERATION OF BILLS Regular Calendar

House File 415, a bill for an act requiring school districts and certain accredited nonpublic schools to offer the pledge of allegiance and to display the United States flag in the classroom during the recitation of the pledge of allegiance, was taken up for consideration.

Nordman of Dallas offered amendment H-1037 filed by him and moved its adoption.

Amendment H-1037 was adopted.

Nordman of Dallas moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 415)

The ayes were, 91:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bergan	Best	Bloomingtondale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cahill	Cisneros	Cohon	Deyoe
Donahue	Ehlert	Fisher	Forbes
Fry	Gerhold	Gjerde	Gobble
Graber	Grassley, Spkr.	Gustafson	Hall
Hansen	Hein	Hite	Holt
Ingels	Isenhardt	Jacobsen	Jacoby

James	Jeneary	Jones	Judge
Kaufmann	Kerr	Klein	Konfrst
Kressig	Kurth	Landon	Latham
Lohse	Lundgren	Mascher	Maxwell
McClintock	McConkey	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nordman	Oldson	Olson	Osmundson
Paustian	Running-Marquardt	Salmon	Sexton
Shipley	Siegrist	Smith	Sorensen
Staed	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Winckler
Windschitl	Worthan	Wills, Presiding	

The nays were, 3:

Hunter	Steckman	Wolfe
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Absent or not voting, 6:

Bennett	Dolecheck	Gaines	Nielsen
Prichard	Sieck		

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

House File 454, a bill for an act prohibiting pyramid promotional schemes and making penalties applicable, was taken up for consideration.

Andrews 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. 454)

The ayes were, 68:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossman
Bradley	Breckenridge	Brink	Bush
Cisneros	Cohoon	Deyoe	Fisher
Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson
Hall	Hansen	Hein	Hite
Holt	Ingels	Jacobsen	Jacoby
Jeneary	Jones	Kaufmann	Kerr
Klein	Kressig	Landon	Latham
Lohse	Lundgren	Maxwell	McClintock

McConkey	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nordman
Olson	Osmundson	Paustian	Salmon
Sexton	Shipley	Siegrist	Sorensen
Stone	Thompson	Thorup	Westrich
Wheeler	Windschitl	Worthan	Wills, Presiding

The nays were, 25:

Abdul-Samad	Anderson	Bohannon	Cahill
Donahue	Ehlert	Hunter	Isenhardt
James	Judge	Konfrst	Kurth
Mascher	Oldson	Running-Marquardt	Smith
Staed	Steckman	Sunde	Thede
Wessel-Kroeschell	Wilburn	Williams	Winckler
Wolfe			

Absent or not voting, 7:

Bennett	Brown-Powers	Dolecheck	Gaines
Nielsen	Prichard	Sieck	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 231, a bill for an act relating to a special sentence for sexual abuse committed during a burglary, was taken up for consideration.

Salmon of Black Hawk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 231)

The ayes were, 91:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bergan	Best	Bloomingdale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Bush	Cahill
Cisneros	Cohoon	Deyoe	Donahue
Ehlert	Fisher	Forbes	Fry
Gerhold	Gjerde	Gobble	Graber
Grassley, Spkr.	Gustafson	Hall	Hansen
Hein	Hite	Holt	Ingels
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig

Kurth	Landon	Latham	Lohse
Lundgren	Mascher	Maxwell	McClintock
McConkey	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nordman
Oldson	Olson	Osmundson	Paustian
Running-Marquardt	Salmon	Sexton	Shipley
Siegrist	Smith	Sorensen	Staed
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Winckler
Windschitl	Worthan	Wills,	
		Presiding	

The nays were, 2:

Hunter	Wolfe
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Absent or not voting, 7:

Bennett	Brown-Powers	Dolecheck	Gaines
Nielsen	Prichard	Sieck	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 285, 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. 285)

The ayes were, 89:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bergan	Best	Bloomingtondale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Bush	Cahill
Cisneros	Cohon	Deyoe	Donahue
Ehlert	Fisher	Forbes	Fry
Gerhold	Gjerde	Gobble	Graber
Grassley, Spkr.	Gustafson	Hall	Hansen
Hein	Hite	Holt	Hunter
Ingels	Isenhardt	Jacobsen	Jacoby
James	Jeneary	Jones	Judge
Kaufmann	Kerr	Klein	Konfrst

Kressig	Kurth	Landon	Latham
Lohse	Lundgren	Mascher	McClintock
McConkey	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Olson	Osmundson	Paustian	Running-Marquardt
Salmon	Sexton	Siegrist	Smith
Sorensen	Staed	Steckman	Stone
Sunde	Thede	Thompson	Thorup
Wessel-Kroeschell	Westrich	Wilburn	Williams
Winckler	Windschitl	Wolfe	Worthan
Wills, Presiding			

The nays were, 4:

Maxwell	Meyer, B.	Shipley	Wheeler
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Absent or not voting, 7:

Bennett	Brown-Powers	Dolecheck	Gaines
Nielsen	Prichard	Sieck	

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 trusts, including requirements for certifications of trust and the general order of abatement, was taken up for consideration.

SENATE FILE 173 SUBSTITUTED FOR HOUSE FILE 291

Jacobsen of Pottawattamie asked and received unanimous consent to substitute Senate File 173 for House File 291.

Senate File 173, a bill for an act relating to trusts, including requirements for certifications of trust and the general order of abatement, 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. 173)

The ayes were, 93:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bergan	Best	Bloomingtondale
Boden	Bohannon	Bossmann	Bradley
Breckenridge	Brink	Bush	Cahill
Cisneros	Cohoon	Deyoe	Donahue
Ehlert	Fisher	Forbes	Fry
Gerhold	Gjerde	Gobble	Graber
Grassley, Spkr.	Gustafson	Hall	Hansen
Hein	Hite	Holt	Hunter
Ingels	Isenhardt	Jacobsen	Jacoby
James	Jeneary	Jones	Judge
Kaufmann	Kerr	Klein	Konfrst
Kressig	Kurth	Landon	Latham
Lohse	Lundgren	Mascher	Maxwell
McClintock	McConkey	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nordman	Oldson	Olson	Osmundson
Paustian	Running-Marquardt	Salmon	Sexton
Shipley	Siegrist	Smith	Sorensen
Staed	Steckman	Stone	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Williams
Winckler	Windschitl	Wolfe	Worthan
Wills, Presiding			

The nays were, none.

Absent or not voting, 7:

Bennett	Brown-Powers	Dolecheck	Gaines
Nielsen	Prichard	Sieck	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 311, a bill for an act relating to the frequency of game nights conducted by licensed qualified organizations, was taken up for consideration.

Mitchell of Henry offered amendment H-1039 filed by him and moved its adoption.

Amendment H-1039 was adopted.

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. 311)

The ayes were, 92:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bergan	Best	Bloomingtondale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Bush	Cahill
Cisneros	Cohoon	Deyoe	Donahue
Ehlert	Fisher	Forbes	Fry
Gerhold	Gjerde	Gobble	Graber
Grassley, Spkr.	Gustafson	Hall	Hansen
Hein	Hite	Holt	Ingels
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Landon	Latham	Lohse
Lundgren	Mascher	Maxwell	McClintock
McConkey	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nordman
Oldson	Olson	Osmundson	Paustian
Running-Marquardt	Salmon	Sexton	Shipley
Siegrist	Smith	Sorensen	Staed
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Winckler
Windschitl	Wolfe	Worthan	Wills,
			Presiding

The nays were, 1:

Hunter

Absent or not voting, 7:

Bennett	Brown-Powers	Dolecheck	Gaines
Nielsen	Prichard	Sieck	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 315, a bill for an act relating to programs for at-risk children, was taken up for consideration.

Salmon of Black Hawk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 315)

The ayes were, 93:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bergan	Best	Bloomingtondale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Bush	Cahill
Cisneros	Cohoon	Deyoe	Donahue
Ehlert	Fisher	Forbes	Fry
Gerhold	Gjerde	Gobble	Graber
Grassley, Spkr.	Gustafson	Hall	Hansen
Hein	Hite	Holt	Hunter
Ingels	Isenhardt	Jacobsen	Jacoby
James	Jeneary	Jones	Judge
Kaufmann	Kerr	Klein	Konfrst
Kressig	Kurth	Landon	Latham
Lohse	Lundgren	Mascher	Maxwell
McClintock	McConkey	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nordman	Oldson	Olson	Osmundson
Paustian	Running-Marquardt	Salmon	Sexton
Shipley	Siegrist	Smith	Sorensen
Staed	Steckman	Stone	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Williams
Winckler	Windschitl	Wolfe	Worthan
Wills, Presiding			

The nays were, none.

Absent or not voting, 7:

Bennett	Brown-Powers	Dolecheck	Gaines
Nielsen	Prichard	Sieck	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 364, a bill for an act relating to prohibited conduct by athlete agents and making penalties applicable, 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. 364)

The ayes were, 93:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bergan	Best	Bloomingtondale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Bush	Cahill
Cisneros	Cohoon	Deyoe	Donahue
Ehlert	Fisher	Forbes	Fry
Gerhold	Gjerde	Gobble	Graber
Grassley, Spkr.	Gustafson	Hall	Hansen
Hein	Hite	Holt	Hunter
Ingels	Isenhardt	Jacobsen	Jacoby
James	Jeneary	Jones	Judge
Kaufmann	Kerr	Klein	Konfrst
Kressig	Kurth	Landon	Latham
Lohse	Lundgren	Mascher	Maxwell
McClintock	McConkey	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nordman	Oldson	Olson	Osmundson
Paustian	Running-Marquardt	Salmon	Sexton
Shipley	Siegrist	Smith	Sorensen
Staed	Steckman	Stone	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Williams
Winckler	Windschitl	Wolfe	Worthan
Wills, Presiding			

The nays were, none.

Absent or not voting, 7:

Bennett	Brown-Powers	Dolecheck	Gaines
Nielsen	Prichard	Sieck	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 381, a bill for an act relating to wrecked or salvage motor vehicles, was taken up for consideration.

B. Meyer of Polk asked and received unanimous consent to withdraw amendment H-1034 filed by him on February 8, 2021.

SENATE FILE 230 SUBSTITUTED FOR HOUSE FILE 381

Bossman of Woodbury asked and received unanimous consent to substitute Senate File 230 for House File 381.

Senate File 230, a bill for an act relating to wrecked or salvage motor vehicles, was taken up for consideration.

B. Meyer of Polk offered amendment H-1050 filed by him.

Bossman of Woodbury rose on a point of order that amendment H-1050 was not germane.

The Speaker ruled the point well taken and amendment H-1050 not germane.

B. Meyer of Polk asked for unanimous consent to suspend the rules to consider amendment H-1050.

Objection was raised.

B. Meyer of Polk moved to suspend the rules to consider amendment H-1050.

Roll call was requested by B. Meyer of Polk and Steckman of Cerro Gordo.

On the question "Shall the rules be suspended to consider amendment H-1050?" (S.F. 230)

The ayes were, 38:

Abdul-Samad	Anderson	Bohannon	Breckenridge
Cahill	Cohoon	Donahue	Ehlert
Forbes	Gjerde	Hall	Hansen
Hein	Hunter	Isenhardt	Jacobsen
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Mascher	McConkey
Meyer, B.	Oldson	Olson	Running-Marquardt
Smith	Staed	Steckman	Sunde
Thede	Wessel-Kroeschell	Wilburn	Williams
Winckler	Wolfe		

The nays were, 54:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Fisher	Fry	Gerhold
Gobble	Graber	Grassley, Spkr.	Gustafson
Hite	Holt	Jeneary	Jones
Kaufmann	Kerr	Klein	Landon
Latham	Lohse	Lundgren	Maxwell
McClintock	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Nordman	Osmundson
Paustian	Salmon	Sexton	Shipley
Siegrist	Sorensen	Stone	Thompson
Thorup	Westrich	Wheeler	Windschitl
Worthan	Wills, Presiding		

Absent or not voting, 8:

Bennett	Brown-Powers	Dolecheck	Gaines
Ingels	Nielsen	Prichard	Sieck

The motion to suspend the rules lost.

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. 230)

The ayes were, 65:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossman
Bradley	Breckenridge	Brink	Bush
Cisneros	Deyoe	Fisher	Forbes
Fry	Gerhold	Gjerde	Gobble
Graber	Grassley, Spkr.	Gustafson	Hall
Hein	Hite	Holt	Jacobsen
Jacoby	Jeneary	Jones	Kaufmann
Kerr	Klein	Konfrst	Landon
Latham	Lohse	Lundgren	Maxwell
McClintock	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Osmundson	Paustian	Salmon	Sexton
Shipley	Siegrist	Sorensen	Stone
Sunde	Thompson	Thorup	Westrich
Wheeler	Wilburn	Windschitl	Worthan
Wills, Presiding			

The nays were, 27:

Abdul-Samad	Anderson	Bohannon	Cahill
Cohoon	Donahue	Ehlert	Hansen
Hunter	Isenhardt	James	Judge
Kressig	Kurth	Mascher	McConkey
Meyer, B.	Olson	Running-Marquardt	Smith
Staed	Steckman	Thede	Wessel-Kroeschell
Williams	Winckler	Wolfe	

Absent or not voting, 8:

Bennett	Brown-Powers	Dolecheck	Gaines
Ingels	Nielsen	Prichard	Sieck

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 366, a bill for an act relating to proper parties in causes of actions following the death of persons entitled or liable to such causes of actions and including applicability provisions, was taken up for consideration.

SENATE FILE 239 SUBSTITUTED FOR HOUSE FILE 366

Salmon of Black Hawk asked and received unanimous consent to substitute Senate File 239 for House File 366.

Senate File 239, a bill for an act relating to proper parties in causes of actions following the death of persons entitled or liable to such causes of actions and including applicability provisions, was taken up for consideration.

Salmon of Black Hawk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 239)

The ayes were, 92:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bergan	Best	Bloomingtondale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Bush	Cahill
Cisneros	Cohoon	Deyoe	Donahue

Ehlert	Fisher	Forbes	Fry
Gerhold	Gjerde	Gobble	Graber
Grassley, Spkr.	Gustafson	Hall	Hansen
Hein	Hite	Holt	Hunter
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Landon	Latham	Lohse
Lundgren	Mascher	Maxwell	McClintock
McConkey	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nordman
Oldson	Olson	Osmundson	Paustian
Running-Marquardt	Salmon	Sexton	Shipley
Siegrist	Smith	Sorensen	Staed
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Winckler
Windschitl	Wolfe	Worthan	Wills, Presiding

The nays were, none.

Absent or not voting, 8:

Bennett	Brown-Powers	Dolecheck	Gaines
Ingels	Nielsen	Prichard	Sieck

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 382, a bill for an act authorizing the department of transportation to issue special permits allowing the transportation of loads of relief supplies that exceed statutory weight limits during periods of national emergency, 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. 382)

The ayes were, 92:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bergan	Best	Bloomingtondale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Bush	Cahill
Cisneros	Cohoon	Deyoe	Donahue

Ehlert	Fisher	Forbes	Fry
Gerhold	Gjerde	Gobble	Graber
Grassley, Spkr.	Gustafson	Hall	Hansen
Hein	Hite	Holt	Hunter
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Landon	Latham	Lohse
Lundgren	Mascher	Maxwell	McClintock
McConkey	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nordman
Oldson	Olson	Osmundson	Paustian
Running-Marquardt	Salmon	Sexton	Shiple
Siegrist	Smith	Sorensen	Staed
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Winckler
Windschitl	Wolfe	Worthan	Wills,
			Presiding

The nays were, none.

Absent or not voting, 8:

Bennett	Brown-Powers	Dolecheck	Gaines
Ingels	Nielsen	Prichard	Sieck

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 384, a bill for an act relating to alcohol beverage control concerning certain class “C” liquor control licensees, was taken up for consideration.

Mitchell of Henry offered amendment H–1058 filed by him and Hall of Woodbury and moved its adoption.

Amendment H–1058 was adopted.

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. 384)

The ayes were, 92:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bergan	Best	Bloomingtondale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Bush	Cahill
Cisneros	Cohoon	Deyoe	Donahue
Ehlert	Fisher	Forbes	Fry
Gerhold	Gjerde	Gobble	Graber
Grassley, Spkr.	Gustafson	Hall	Hansen
Hein	Hite	Holt	Hunter
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Landon	Latham	Lohse
Lundgren	Mascher	Maxwell	McClintock
McConkey	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nordman
Oldson	Olson	Osmundson	Paustian
Running-Marquardt	Salmon	Sexton	Shipley
Siegrist	Smith	Sorensen	Staed
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Winckler
Windschitl	Wolfe	Worthan	Wills, Presiding

The nays were, none.

Absent or not voting, 8:

Bennett	Brown-Powers	Dolecheck	Gaines
Ingels	Nielsen	Prichard	Sieck

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

House File 387, a bill for an act regarding driving privileges of persons issued a special minor's driver's license, and making penalties applicable, was taken up for consideration.

Gjerde of Linn asked and received unanimous consent to withdraw amendment H-1036 filed by him on February 8, 2021.

SENATE FILE 231 SUBSTITUTED FOR HOUSE FILE 387

Thorup of Marion asked and received unanimous consent to substitute Senate File 231 for House File 387.

Senate File 231, a bill for an act regarding driving privileges of persons issued a special minor's driver's license, and making penalties applicable, was taken up for consideration.

Smith of Black Hawk offered amendment H-1054 filed by him and moved its adoption.

Amendment H-1054 lost.

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. 231)

The ayes were, 88:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bergan	Best	Bloomingtondale
Boden	Bohannon	Bossmann	Bradley
Breckenridge	Brink	Bush	Cahill
Cisneros	Cohoon	Deyoe	Donahue
Ehlert	Fisher	Forbes	Fry
Gerhold	Gjerde	Gobble	Graber
Grassley, Spkr.	Gustafson	Hall	Hansen
Hein	Hite	Holt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Landon
Latham	Lundgren	Mascher	Maxwell
McClintock	McConkey	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nordman	Oldson	Olson	Osmundson
Paustian	Running-Marquardt	Salmon	Sexton
Shipley	Siegrist	Sorensen	Staed
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Winckler
Windschitl	Wolfe	Worthan	Wills,
			Presiding

The nays were, 4:

Hunter	Isenhardt	Lohse	Smith
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Absent or not voting, 8:

Bennett	Brown-Powers	Dolecheck	Gaines
Ingels	Nielsen	Prichard	Sieck

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 notice requirements prior to discontinuing fluoridation in a public water supply system, and making penalties applicable, was taken up for consideration.

Westrich of Wapello offered amendment H-1040 filed by her and moved its adoption.

Amendment H-1040 was adopted.

Westrich of Wapello moved that the bill be read a last time now and 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, 91:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bergan	Best	Bloomingtondale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Bush	Cahill
Cisneros	Cohoon	Deyoe	Donahue
Ehlert	Fisher	Forbes	Fry
Gerhold	Gjerde	Gobble	Grabner
Grassley, Spkr.	Gustafson	Hall	Hansen
Hein	Hite	Holt	Hunter
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Landon	Latham	Lohse
Lundgren	Mascher	Maxwell	McClintock
McConkey	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nordman
Oldson	Olson	Osmundson	Paustian
Running-Marquardt	Salmon	Sexton	Siegrist
Smith	Sorensen	Staed	Steckman
Stone	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Westrich	Wheeler

Wilburn
Wolfe

Williams
Worthan

Winckler
Wills,
Presiding

Windschitl

The nays were, 1:

Shipley

Absent or not voting, 8:

Bennett
Ingels

Brown-Powers
Nielsen

Dolecheck
Prichard

Gaines
Sieck

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House Joint Resolution 10, 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.

Siegrist of Pottawattamie 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. 10)

The yeas were, 92:

Abdul-Samad
Baxter
Boden
Breckenridge
Cisneros
Ehlert
Gerhold
Grassley, Spkr.
Hein
Isenhardt
Jeneary
Kerr
Kurth
Lundgren
McConkey
Mohr
Oldson
Running-Marquardt
Siegrist

Anderson
Bergan
Bohannon
Brink
Cohoon
Fisher
Gjerde
Gustafson
Hite
Jacobsen
Jones
Klein
Landon
Mascher
Meyer, A.
Mommson
Olson
Salmon
Smith

Andrews
Best
Bossman
Bush
Deyoe
Forbes
Gobble
Hall
Holt
Jacoby
Judge
Konfrst
Latham
Maxwell
Meyer, B.
Moore
Osmundson
Sexton
Sorensen

Bacon
Bloomingdale
Bradley
Cahill
Donahue
Fry
Graber
Hansen
Hunter
James
Kaufmann
Kressig
Lohse
McClintock
Mitchell
Nordman
Paustian
Shipley
Staed

Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Winckler
Windschitl	Wolfe	Worthan	Wills, Presiding

The nays were, none.

Absent or not voting, 8:

Bennett	Brown-Powers	Dolecheck	Gaines
Ingels	Nielsen	Prichard	Sieck

The joint resolution having received a constitutional majority was declared to have been adopted and agreed to by the House.

House File 416, a bill for an act relating to support of a child including support relative to the child's completion of high school graduation or equivalency requirements, 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. 416)

The ayes were, 92:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bergan	Best	Bloomingdale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Bush	Cahill
Cisneros	Cohoon	Deyoe	Donahue
Ehlert	Fisher	Forbes	Fry
Gerhold	Gjerde	Gobble	Graber
Grassley, Spkr.	Gustafson	Hall	Hansen
Hein	Hite	Holt	Hunter
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Landon	Latham	Lohse
Lundgren	Mascher	Maxwell	McClintock
McConkey	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nordman
Oldson	Olson	Osmundson	Paustian
Running-Marquardt	Salmon	Sexton	Shipley
Siegrist	Smith	Sorensen	Staed

Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Winckler
Windschitl	Wolfe	Worthan	Wills,
			Presiding

The nays were, none.

Absent or not voting, 8:

Bennett	Brown-Powers	Dolecheck	Gaines
Ingels	Nielsen	Prichard	Sieck

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 431, a bill for an act relating to the provision of audio-only telehealth or telemedicine by health care professionals, 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. 431)

The ayes were, 92:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bergan	Best	Bloomingtondale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Bush	Cahill
Cisneros	Cohoon	Deyoe	Donahue
Ehlert	Fisher	Forbes	Fry
Gerhold	Gjerde	Gobble	Graber
Grassley, Spkr.	Gustafson	Hall	Hansen
Hein	Hite	Holt	Hunter
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Landon	Latham	Lohse
Lundgren	Mascher	Maxwell	McClintock
McConkey	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nordman
Oldson	Olson	Osmundson	Paustian
Running-Marquardt	Salmon	Sexton	Shipley
Siegrist	Smith	Sorensen	Staed
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich

Wheeler	Wilburn	Williams	Winckler
Windschitl	Wolfe	Worthan	Wills,
			Presiding

The nays were, none.

Absent or not voting, 8:

Bennett	Brown-Powers	Dolecheck	Gaines
Ingels	Nielsen	Prichard	Sieck

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 424, a bill for an act relating to the forfeiture of bail, was taken up for consideration.

Osmundson of Clayton offered amendment H-1056 filed by her and moved its adoption.

Amendment H-1056 was adopted.

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. 424)

The ayes were, 92:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bergan	Best	Bloomingtondale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Bush	Cahill
Cisneros	Cohon	Deyoe	Donahue
Ehlert	Fisher	Forbes	Fry
Gerhold	Gjerde	Gobble	Graber
Grassley, Spkr.	Gustafson	Hall	Hansen
Hein	Hite	Holt	Hunter
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Landon	Latham	Lohse
Lundgren	Mascher	Maxwell	McClintock
McConkey	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nordman
Oldson	Olson	Osmundson	Paustian
Running-Marquardt	Salmon	Sexton	Shipley

Siegrist	Smith	Sorensen	Staed
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Winckler
Windschitl	Wolfe	Worthan	Wills, Presiding

The nays were, none.

Absent or not voting, 8:

Bennett	Brown-Powers	Dolecheck	Gaines
Ingels	Nielsen	Prichard	Sieck

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Senate File 129, a bill for an act relating to specialty areas, service commitment area distance requirements, and practice-related requirements under the rural Iowa primary care loan repayment program, with report of committee recommending passage, 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. 129)

The ayes were, 91:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bergan	Best	Bloomingtondale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Bush	Cahill
Cisneros	Cohoon	Deyoe	Donahue
Ehlert	Fisher	Forbes	Fry
Gerhold	Gjerde	Gobble	Graber
Grassley, Spkr.	Gustafson	Hall	Hansen
Hein	Hite	Holt	Hunter
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kaufmann
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McClintock	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Olson	Osmundson	Paustian	Running-Marquardt

Salmon	Sexton	Shipley	Siegrist
Smith	Sorensen	Staed	Steckman
Stone	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Westrich	Wheeler
Wilburn	Williams	Winckler	Windschitl
Wolfe	Worthan	Wills,	
		Presiding	

The nays were, 1:

Kerr

Absent or not voting, 8:

Bennett	Brown-Powers	Dolecheck	Gaines
Ingels	Nielsen	Prichard	Sieck

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 425, a bill for an act relating to sexual abuse in the second degree and sexual abuse in the third degree, was taken up for consideration.

SENATE FILE 253 SUBSTITUTED FOR HOUSE FILE 425

Klein of Washington asked and received unanimous consent to substitute Senate File 253 for House File 425.

Senate File 253, a bill for an act relating to sexual abuse in the second degree and sexual abuse in the third degree, 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. 253)

The ayes were, 91:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bergan	Best	Bloomingtondale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Bush	Cahill
Cisneros	Cohoon	Deyoe	Ehlert

Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Grassley, Spkr.
Gustafson	Hall	Hansen	Hein
Hite	Holt	Hunter	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McClintock	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Olson	Osmundson	Paustian	Running-Marquardt
Salmon	Sexton	Shipley	Siegrist
Smith	Sorensen	Staed	Steckman
Stone	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Westrich	Wheeler
Wilburn	Williams	Winckler	Windschitl
Wolfe	Worthan	Wills, Presiding	

The nays were, none.

Absent or not voting, 9:

Bennett	Brown-Powers	Dolecheck	Donahue
Gaines	Ingels	Nielsen	Prichard
Sieck			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 435, a bill for an act relating to emergency contact information for use by the department of transportation and law enforcement, and including effective date provisions, was taken up for consideration.

Klein of Washington moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 435)

The ayes were, 90:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bergan	Best	Bloomingdale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Bush	Cahill

Cisneros	Cohoon	Deyoe	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Grassley, Spkr.
Gustafson	Hall	Hansen	Hein
Hite	Holt	Hunter	Isenhart
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McClintock	McConkey
Meyer, A.	Mitchell	Mohr	Mommson
Moore	Nordman	Oldson	Olson
Osmundson	Paustian	Running-Marquardt	Salmon
Sexton	Shipley	Siegrist	Smith
Sorensen	Staed	Steckman	Stone
Sunde	Thede	Thompson	Thorup
Wessel-Kroeschell	Westrich	Wheeler	Wilburn
Williams	Winckler	Windschitl	Wolfe
Worthan	Wills, Presiding		

The nays were, none.

Absent or not voting, 10:

Bennett	Brown-Powers	Dolecheck	Donahue
Gaines	Ingels	Meyer, B.	Nielsen
Prichard	Sieck		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

ADOPTION OF SENATE CONCURRENT RESOLUTION 3

Gustafson of Madison called up for consideration **Senate Concurrent Resolution 3**, as follows, and moved its adoption:

SENATE CONCURRENT RESOLUTION 3 BY COMMITTEE ON ETHICS (SUCCESSOR TO SSB 1093)

- 1 A Concurrent Resolution relating to the joint rules
- 2 governing lobbyists of the Senate and House of
- 3 Representatives for the Eighty-ninth General
- 4 Assembly.
- 5 BE IT RESOLVED BY THE SENATE, THE HOUSE OF
- 6 REPRESENTATIVES CONCURRING, That the joint rules
- 7 governing lobbyists of the Senate and House of
- 8 Representatives for the ~~Eighty-eighth~~ Eighty-ninth
- 9 General Assembly 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 any
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,
27 civic organization, labor organization, religious

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1 organization, or professional or other organization
2 which makes contributions in the aggregate of more
3 than one thousand dollars in any one calendar year
4 to expressly advocate the nomination, election, or
5 defeat of a candidate for public office or to expressly
6 advocate the passage or defeat of a ballot issue or
7 influencing legislative action.

8 Rule 2

9 REGISTRATION REQUIRED

10 1. All lobbyists shall register with the chief
11 clerk of the house and secretary of the senate on or
12 before the day their lobbying activity begins. In
13 addition, the lobbyist shall file with the chief clerk
14 of the house and secretary of the senate a statement
15 of the general subjects of legislation in which the
16 lobbyist is or may be interested, and a declaration
17 of the numbers of the bills and resolutions and the
18 bill number of study bills, if known, which will be
19 lobbied, whether the lobbyist intends to lobby for or
20 against each bill, resolution, or study bill, if known,
21 and on whose behalf the lobbyist is lobbying the bill,
22 resolution, or study bill.

23 2. A declaration on a bill, resolution, or study
24 bill shall be filed prior to the lobbyist advocating
25 for or against the bill, resolution, or study bill
26 or stating that the lobbyist’s client is undecided.
27 If such a prior declaration is impracticable, a
28 declaration shall be made within one working day
29 of the commencement of advocating for or against
30 the bill, resolution, or study bill or stating that

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1 the lobbyist's client is undecided. A change to a
2 declaration for a bill, resolution, or study bill shall
3 be filed within one working day of when the change
4 becomes effective.

5 3. Registration expires upon the commencement of
6 the next regular session of the general assembly,
7 except that the chief clerk of the house and secretary
8 of the senate may adopt and implement a reasonable
9 preregistration procedure in advance of each regular
10 session during which persons may register for that
11 session and the following legislative interim.

12 4. If a lobbyist's service on behalf of a
13 particular employer, client, or cause is concluded
14 prior to the end of the calendar year, the lobbyist may
15 cancel the registration on appropriate forms supplied
16 by the chief clerk of the house and the secretary
17 of the senate. Upon cancellation of registration, a
18 lobbyist is prohibited from engaging in any lobbying
19 activity on behalf of that particular employer, client,
20 or cause until reregistering and complying with these
21 rules. A lobbyist's registration is valid for only one
22 session of a general assembly.

23 5. If a registered lobbyist represents more than
24 one employer, client, or cause and the lobbyist's
25 services are concluded on behalf of a particular
26 employer, client, or cause after the lobbyist registers
27 but before the first day of the next legislative
28 session, the lobbyist shall file an amendment to the
29 lobbyist's registration indicating which employer,
30 client, or cause is no longer represented by the

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1 lobbyist and the date upon which the representation
2 concluded.

3 6. If a lobbyist is retained by one or more
4 additional employers, clients, or causes after the
5 lobbyist registers but before the first day of the
6 next legislative session, the lobbyist shall file an
7 amendment to the lobbyist's registration indicating the
8 employer, client, or cause to be added and the date
9 upon which the representation begins.

10 7. Amendments to a lobbyist's registration
11 regarding changes which occur during the time that the
12 general assembly is in session shall be filed within
13 one working day after the date upon which the change in
14 the lobbyist's representation becomes effective.

15 Rule 3
16 ELECTRONIC FILING
17 A lobbyist or client of a lobbyist required to

18 file information with the chief clerk of the house
19 or the secretary of the senate is required to make
20 such filings in an electronic format as directed by
21 the chief clerk of the house and the secretary of the
22 senate.

23 Rule 4

24 LOBBYIST'S CLIENT REPORTING

25 1. Each lobbyist's client shall file the reports
26 required under section 68B.38 with the chief clerk of
27 the house or the secretary of the senate.

28 2. For purposes of this rule, and the report
29 required under section 68B.38, "lobbying purposes"
30 include but are not limited to the following:

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1 a. Time spent by the lobbyist at the state capitol
2 building commencing with the first day of a legislative
3 session and ending with the day of final adjournment of
4 each legislative session as indicated by the journals
5 of the house and senate.

6 b. Time spent by the lobbyist attending meetings or
7 hearings which results in the lobbyist communicating
8 with members of the general assembly or legislative
9 employees about current or proposed legislation.

10 c. Time spent by the lobbyist researching and
11 drafting proposed legislation with the intent to submit
12 the legislation to a member of the general assembly or
13 a legislative employee.

14 d. Time spent by the lobbyist actually
15 communicating with members of the general assembly
16 and legislative employees about current or proposed
17 legislation.

18 Rule 5

19 GOVERNMENT OFFICIALS — OPPOSITION LOBBYING

20 Federal, state, and local officials who wish to
21 lobby in opposition to their departments, commissions,
22 boards, or agencies must indicate such on their
23 lobbyist registration statements.

24 Rule 6

25 PUBLIC ACCESS

26 All information filed by a lobbyist or a client
27 of a lobbyist pursuant to chapter 68B of the Code is
28 a public record and open to public inspection at any
29 reasonable time.

30 Rule 7

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1 CHARGE ACCOUNTS

2 Lobbyists and clients of lobbyists shall not allow
3 members to charge any amounts or items to a charge

4 account to be paid for by those lobbyists or clients of
5 lobbyists.

6 Rule 8

7 MEMBERSHIP CONTRIBUTIONS

8 A lobbyist or client of a lobbyist shall not
9 pay for membership in or contributions to clubs or
10 organizations on behalf of a member.

11 Rule 9

12 FEE OR BONUS PROHIBITED

13 A fee or bonus shall not be paid to any lobbyist
14 with reference to any legislative action that is
15 conditioned wholly or in part upon the results attained
16 by the lobbyist.

17 Rule 10

18 OFFERS OF ECONOMIC OR INVESTMENT OPPORTUNITY

19 1. A lobbyist, an employer or client of a lobbyist,
20 or a political action committee shall not offer
21 economic or investment opportunity or promise of
22 employment to any member with intent to influence
23 conduct in the performance of official duties.

24 2. A lobbyist shall not take action intended to
25 negatively affect the economic interests of a member.
26 For purposes of this rule, supporting or opposing a
27 candidate for office or supporting or opposing a bill,
28 amendment, or resolution shall not be considered to
29 be action intended to negatively affect the economic
30 interests of a member.

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1 Rule 11

2 PERSONAL OR FINANCIAL OBLIGATION

3 A lobbyist shall not do anything with the purpose of
4 placing a member under personal or financial obligation
5 to a lobbyist or a lobbyist's principal or agent.

6 Rule 12

7 ATTEMPTS TO CREATE ADDITIONAL EMPLOYMENT

8 A lobbyist shall not cause or influence the
9 introduction of any bill or amendment for the purpose
10 of being employed to secure its passage or defeat.

11 Rule 13

12 CAMPAIGN SUPPORT

13 A lobbyist shall not influence or attempt to
14 influence a member's actions by the promise of
15 financial support for the member's candidacy or threat
16 of financial support for an opposition candidate. A
17 lobbyist shall not make a campaign contribution to a
18 member or to a member's candidate's committee during
19 the time that the general assembly is in session.

20 Rule 14

21 COMMUNICATION WITH MEMBER'S EMPLOYER PROHIBITED

22 A lobbyist shall not communicate with a member's

23 employer for the purpose of influencing a vote of the
24 member.

25 Rule 15

26 EXCESS PAYMENTS

27 A lobbyist shall not pay or agree to pay to a member
28 a price, fee, compensation, or other consideration for
29 the sale or lease of any property or the furnishing of
30 services which is substantially in excess of that which

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1 other persons in the same business or profession would
2 charge in the ordinary course of business.

3 Rule 16

4 PROHIBITION AGAINST GIFTS

5 1. A lobbyist or client of a lobbyist shall not,
6 directly or indirectly, offer or make a gift or series
7 of gifts to any member or full-time permanent employee
8 of the house or senate or the immediate family members
9 of a member or full-time permanent employee of the
10 house or senate except as otherwise provided in section
11 68B.22 of the Code. A lobbyist or client of a lobbyist
12 who intends or plans to give a nonmonetary item, other
13 than food or drink consumed in the presence of the
14 donor, which does not have a readily ascertainable
15 value, to a member or full-time permanent employee of
16 the house or senate, prior to giving or sending the
17 item to the member or employee, shall seek approval
18 of the item from the chief clerk of the house or the
19 secretary of the senate, as applicable. A lobbyist or
20 client of a lobbyist who seeks approval of an item from
21 the chief clerk of the house or the secretary of the
22 senate shall submit the item and evidence of the value
23 of the item at the time that approval is requested.

24 2. A lobbyist shall inform each of the lobbyist's
25 clients of the requirements of section 68B.22 of the
26 Code and of the responsibility to seek approval prior
27 to giving or sending a nonmonetary item which does not
28 have a readily ascertainable value to a member or a
29 full-time permanent employee of the house or senate.

30 Rule 17

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1 FINANCIAL TRANSACTIONS

2 1. A lobbyist shall not, directly or indirectly,
3 make a loan to a member or to an employee of the house
4 or senate.

5 2. A loan prohibited under this rule does not
6 include a loan made in the ordinary course of business
7 of a lobbyist if the primary business of the lobbyist
8 is something other than lobbying, if consideration of

9 equal or greater value is received by the lobbyist,
10 and if fair market value is given or received for the
11 benefit conferred.

12 Rule 18

13 HONORARIA — RESTRICTIONS

14 A lobbyist or client of a lobbyist shall not pay
15 an honorarium to a member or employee of the house or
16 senate for a speaking engagement or other formal public
17 appearance in the official capacity of the member or
18 employee except as otherwise provided in section 68B.23
19 of the Code.

20 Rule 19

21 COMPLAINTS

22 The procedures for complaints and enforcement of
23 these rules shall be the same as those provided in the
24 house or senate code of ethics.

25 Rule 20

26 PROCEDURES AND FORMS

27 The chief clerk of the house and the secretary of
28 the senate, subject to the approval of the house or
29 senate ethics committee, as applicable, shall prescribe
30 procedures for compliance with these rules, and shall

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1 prepare forms for the filing of complaints and make
2 them available to any person.

3 Rule 21

4 EFFECTIVE PERIOD

5 These rules governing lobbyists and clients of
6 lobbyists shall be in effect throughout the calendar
7 year, whether or not the general assembly is in
8 session.

9 Rule 22

10 ADDITIONAL RULES

11 The senate and the house of representatives may
12 adopt rules relating to the activities of lobbyists in
13 the senate rules and house rules that supplement these
14 joint rules.

The motion prevailed and the resolution was adopted.

House File 313, a bill for an act prohibiting counties or cities from imposing restrictions on certain businesses operated by persons under the age of eighteen, 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?" (H.F. 313)

The ayes were, 79:

Abdul-Samad	Andrews	Bacon	Baxter
Bergan	Best	Bloomingtondale	Boden
Bohannon	Bossman	Bradley	Breckenridge
Brink	Bush	Cisneros	Cohoon
Deyoe	Donahue	Ehlert	Fisher
Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson
Hall	Hansen	Hein	Hite
Holt	Isenhardt	Jacobsen	Jacoby
James	Jeneary	Jones	Judge
Kaufmann	Kerr	Klein	Kressig
Landon	Latham	Lundgren	Maxwell
McClintock	McConkey	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Nordman
Olson	Osmundson	Paustian	Running-Marquardt
Salmon	Sexton	Shipley	Siegrist
Smith	Sorensen	Steckman	Stone
Sunde	Thede	Thompson	Thorup
Westrich	Wheeler	Wilburn	Williams
Windschitl	Worthan	Wills,	
		Presiding	

The nays were, 12:

Anderson	Cahill	Hunter	Konfrst
Kurth	Lohse	Mascher	Oldson
Staead	Wessel-Kroeschell	Winckler	Wolfe

Absent or not voting, 9:

Bennett	Brown-Powers	Dolecheck	Gaines
Ingels	Meyer, B.	Nielsen	Prichard
Sieck			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 283, a bill for an act creating the criminal offense of defrauding a drug or alcohol test and providing penalties, was taken up for consideration.

Lohse of Polk offered amendment H-1055 filed by him and moved its adoption.

Amendment H-1055 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?" (H.F. 283)

The ayes were, 61:

Andrews	Bacon	Baxter	Bergan
Best	Bloomington	Boden	Bossman
Bradley	Breckenridge	Brink	Bush
Cisneros	Deyoe	Fisher	Forbes
Fry	Gerhold	Gjerde	Gobble
Graber	Grassley, Spkr.	Gustafson	Hansen
Hein	Hite	Holt	Jacobsen
Jeneary	Jones	Judge	Kaufmann
Kerr	Klein	Landon	Latham
Lohse	Lundgren	Maxwell	McClintock
Meyer, A.	Mohr	Mommsen	Moore
Nordman	Osmundson	Paustian	Salmon
Sexton	Siegrist	Sorensen	Stone
Sunde	Thede	Thompson	Thorup
Westrich	Wheeler	Windschitl	Worthan
Wills, Presiding			

The nays were, 30:

Abdul-Samad	Anderson	Bohannon	Cahill
Cohoon	Donahue	Ehlert	Hall
Hunter	Isenhardt	Jacoby	James
Konfrst	Kressig	Kurth	Mascher
McConkey	Mitchell	Oldson	Olson
Running-Marquardt	Shipley	Smith	Staed
Steckman	Wessel-Kroeschell	Wilburn	Williams
Winckler	Wolfe		

Absent or not voting, 9:

Bennett	Brown-Powers	Dolecheck	Gaines
Ingels	Meyer, B.	Nielsen	Prichard
Sieck			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Bennett of Linn
Dolecheck of Ringgold
Ingels of Fayette
Nielsen of Johnson
Sieck of Mills

Brown-Powers of Black Hawk
Gaines of Polk
Meyer, B. of Polk
Prichard of Floyd

IMMEDIATE MESSAGES

Windschitl of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Joint Resolution 10, House Files 231, 283, 285, 311, 313, 315, 364, 382, 384, 390, 415, 416, 424, 431, 435, 454, Senate Concurrent Resolution 3, Senate Files 129, 173, 230, 231, 239 and 253.**

HOUSE FILES WITHDRAWN

Windschitl of Harrison asked and received unanimous consent to withdraw House Files 11, 79, 84, 88, 104, 291, 366, 381, 387 and 425 and from further consideration by the House.

SPONSOR ADDED

House File 252 — Bohannan of Johnson

STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 213 State Government

Relating to the conduct of elections, including absentee ballots and voter list maintenance activities, making penalties applicable, and including effective date provisions.

H.S.B. 214 State Government

Relating to the delivery of alcoholic beverages by retailers.

H.S.B. 215 State Government

Relating to the practice of cosmetology at wedding venues.

H.S.B. 216 Natural Resources

Relating to the established season for hunting game birds on a preserve, and making penalties applicable.

H.S.B. 217 Commerce

Relating to tort liability, including employer liability in actions arising from an employee's negligence, punitive or exemplary damages, and noneconomic damages available against operators of motor vehicles.

H.S.B. 218 Commerce

Relating to the treatment of adoptive parent employees and making penalties applicable.

SUBCOMMITTEE ASSIGNMENTS**House Joint Resolution 8**

Judiciary: Wheeler, Chair; Oldson and Westrich.

House File 98

State Government: A. Meyer, Chair; Bacon and Gjerde.

House File 245

Education: Kerr, Chair; Dolecheck and Ehlert.

House File 273

Judiciary: Lohse, Chair; B. Meyer and Salmon.

House File 450

Judiciary: Wolfe, Chair; Hite and Mitchell.

House File 459

Public Safety: Klein, Chair; Breckenridge and Fry.

House File 465

Education: Moore, Chair; Ingels and Mascher.

House File 469

Commerce: Westrich, Chair; B. Meyer and Mitchell.

House File 470

Education: Wheeler, Chair; Moore and Winckler.

House File 481

State Government: Kaufmann, Chair; Boden and Bohannan.

House File 520

Ways and Means: Maxwell, Chair; Boden and Kurth.

House File 521

Ways and Means: Maxwell, Chair; Nordman and Staed.

STUDY BILL SUBCOMMITTEE ASSIGNMENTS**House Study Bill 213**

State Government: Kaufmann, Chair; Boden, Mascher, Nordman and Wolfe.

House Study Bill 214

State Government: Sexton, Chair; Konfrst and Nordman.

House Study Bill 215

State Government: A. Meyer, Chair; Bacon and Wilburn.

House Study Bill 216

Natural Resources: Latham, Chair; Bradley and Smith.

House Study Bill 217

Commerce: Deyoe, Chair; Jacobsen and B. Meyer.

House Study Bill 218

Commerce: Lohse, Chair; Kressig and Nordman.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

MEGHAN NELSON
Chief Clerk of the House

COMMITTEE ON ECONOMIC GROWTH

Committee Bill (Formerly House Study Bill 53), relating to the development and utilization of high-speed electronic transmission mediums.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 16, 2021.

Committee Bill (Formerly House Study Bill 178), relating to affordable housing, disaster housing assistance, and redevelopment tax credits by creating an Iowa housing tax credit program, modifying distribution of real estate transfer taxes, modifying workforce housing tax incentives, including a downtown loan guarantee program, creating a disaster housing recovery assistance program and an eviction prevention program, providing for a fee, and including effective date and applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 16, 2021.

COMMITTEE ON PUBLIC SAFETY

Committee Bill (Formerly House Study Bill 76), relating to the establishment and implementation of the safe and sound program within the department of public safety, to participation in or use of the program by schools and students, to immunity from civil or criminal liability arising from a report made pursuant to the program, and to a safe and sound revolving fund, and providing penalties.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 16, 2021.

RESOLUTION FILED

H.R. 6, by A. Meyer, a resolution designating the month of March, annually, as Precision Medicine and Biomarker Testing Awareness Month.

Laid over under **Rule 25**.

AMENDMENTS FILED

H-1059	H.F.	468	A. Meyer of Webster
H-1060	H.F.	487	Fry of Clarke
H-1061	H.F.	488	Mascher of Johnson
H-1062	H.F.	549	Andrews of Polk
H-1063	H.F.	452	Bohannon of Johnson

On motion by Windschitl of Harrison, the House adjourned at 7:11 p.m., until 8:30 a.m., Wednesday, February 17, 2021.

JOURNAL OF THE HOUSE

Thirty-eighth Calendar Day - Twenty-fourth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, February 17, 2021

The House met pursuant to adjournment at 8:31 a.m., Ingels of Fayette in the chair.

Prayer was offered by Baxter of Hancock.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Paiven Knoot, Minority Leader's Page from Oskaloosa.

The Journal of Tuesday, February 16, 2021, was approved.

INTRODUCTION OF BILLS

House File 564, by Abdul-Samad, Andrews, Jacoby, Mascher, Smith, Brown-Powers, and Jones, a bill for an act relating to student concussion and brain injury policies.

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

House File 565, by Abdul-Samad, Bennett, Donahue, Brown-Powers, Winckler, Hansen, Thede, Hunter, Wilburn, Mascher, Jacoby, and Smith, a bill for an act relating to hate crimes, and providing penalties.

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

House File 566, by Gobble, a bill for an act relating to statute of limitations time periods for certain criminal offenses committed on or with minors.

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

SPECIAL PRESENTATION

Bloomington of Worth introduced to the House, former legislator Louis Zumbach.

The House rose and expressed its welcome.

On motion by Windschitl of Harrison, the House was recessed at 8:36 a.m., until 4:00 p.m.

AFTERNOON SESSION

The House reconvened at 4:47 p.m., Wills of Dickinson in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on February 17, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 231, a bill for an act relating to a special sentence for sexual abuse committed during a burglary.

Also: That the Senate has on February 17, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 283, a bill for an act creating the criminal offense of defrauding a drug or alcohol test and providing penalties.

Also: That the Senate has on February 17, 2021, amended and passed the following bill in which the concurrence of the House is asked:

House File 308, a bill for an act relating to eligibility requirements for students under the senior year plus program and including effective date provisions.

Also: That the Senate has on February 17, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 386, a bill for an act striking certain reporting requirements related to nonprofit school organizations established by school districts.

Also: That the Senate has on February 17, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 252, a bill for an act relating to the authority of counties and cities to regulate rental housing, and including effective date provisions.

Also: That the Senate has on February 17, 2021, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 269, 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, 2021, modifying provisions relating to the regular program state cost per pupil, providing a funding supplement for certain school districts, modifying provisions relating to the property tax replacement payment and the transportation equity payments, making appropriations, and including effective date provisions.

Also: That the Senate has on February 17, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 285, a bill for an act relating to suspension of a student's participation in the all Iowa opportunity scholarship program.

Also: That the Senate has on February 17, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 315, a bill for an act relating to reporting requirements concerning the department of administrative services.

Also: That the Senate has on February 17, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 343, a bill for an act relating to authorized access to certain confidential records by employees of the department of corrections, a judicial district department of correctional services, and the board of parole.

Also: That the Senate has on February 17, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 354, a bill for an act relating to continuing education requirements for persons holding certain professional and occupational licenses.

Also: That the Senate has on February 17, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 363, a bill for an act relating to the regulation of certain tobacco products, and providing penalties.

Also: That the Senate has on February 17, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 364, a bill for an act allowing certain deductions relating to the paycheck protection program loan forgiveness, and including effective date provisions.

Also: That the Senate has on February 17, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 366, a bill for an act relating to state taxation and related laws of the state including the collection of tax, tax credits, the assessment and classification of property, taxes on electricity providers, fees for registration of vehicles, sales and use tax, and the authority of the director of revenue, and providing penalties, and including effective date and retroactive applicability provisions.

W. CHARLES SMITHSON, Secretary

INTRODUCTION OF BILLS

House File 567, by Jacoby, a bill for an act relating to the slaughter and processing of livestock produced on a farm and the preparation and offer for sale or sale of meat derived from the livestock, including by providing for exemptions from certain regulations, and providing penalties.

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

House File 568, by Boden, a bill for an act relating to speech and expression at school districts and providing for remedies.

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

House File 569, by Mascher, Staed, Winckler, and Bohannon, a bill for an act relating to water bottle filling stations and lead testing in school districts.

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

House File 570, by Brown-Powers, Wolfe, Staed, Winckler, Kressig, Ehlert, Hunter, and Mascher, 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 571, by Salmon, a bill for an act relating to visitation policies in nursing facilities and hospitals.

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

House File 572, by Ehlert, McConkey, Kressig, and Brown-Powers, a bill for an act relating to implicit bias training required for the

licensure or certification of certain persons and facilities providing care to children.

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

House File 573, by Brown-Powers, Wolfe, Staed, Winckler, Kressig, Ehlert, Wilburn, Hansen, Hunter, James, and Mascher, a bill for an act relating to the minimum per hour wage provided to home health aides under the Medicaid program, and making an appropriation.

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

House File 574, by Brown-Powers, Staed, Winckler, Kressig, Ehlert, Wilburn, Hansen, Jacoby, Hunter, James, and Mascher, 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 575, by Deyoe, a bill for an act relating to the annexation of lands by a drainage or levee district, by providing for the payment of costs, and including effective date and applicability provisions.

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

House File 576, by Wheeler, a bill for an act relating to the viewing of a missing person report by immediate family members of a missing person.

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

House File 577, by Osmundson, a bill for an act relating to executive orders of the president of the United States.

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

House File 578, by Shipley, a bill for an act relating to executive orders of the president of the United States.

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

House File 579, by Salmon, Brown-Powers, Kressig, Hansen, Gustafson, Gobble, Thompson, Sorensen, Moore, Baxter, Bradley, Boden, Stone, Fisher, Gerhold, Kurth, Steckman, Donahue, Winckler, Cahill, Smith, Wolfe, Thede, Mascher, Judge, Hunter, Ehlert, James, Jacoby, Gjerde, Staed, Osmundson, McConkey, Konfrst, Sunde, B. Meyer, Williams, Forbes, Jeneary, and Andrews, a bill for an act exempting from the state sales tax and use 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 580, by Wheeler, a bill for an act relating to the Iowa educational savings plan trust by excluding from the computation of net income for the individual income tax withdrawals for the payment of qualified education expenses for private instruction, and including retroactive applicability provisions.

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

House File 581, by Isenhardt, Staed, McConkey, Jacoby, Brown-Powers, Kurth, Gjerde, and James, a bill for an act relating to the exclusion of certain unemployment compensation from the individual income tax, and including effective date and retroactive applicability provisions.

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

House File 582, by committee on Economic Growth, a bill for an act relating to affordable housing, disaster housing assistance, and redevelopment tax credits by creating an Iowa housing tax credit program, modifying distribution of real estate transfer taxes, modifying workforce housing tax incentives, including a downtown loan guarantee program, creating a disaster housing recovery assistance program and an eviction prevention program, providing for a fee, and including effective date and applicability provisions.

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

House File 583, by committee on Commerce, a bill for an act relating to private flood insurance, making penalties applicable, and including applicability and future repeal provisions.

Read first time and placed on the **calendar**.

House File 584, by committee on Education, a bill for an act authorizing the college student aid commission to organize a nonprofit corporation.

Read first time and placed on the **calendar**.

House File 585, by committee on Public Safety, a bill for an act relating to the establishment and implementation of the safe and sound program within the department of public safety, to participation in or use of the program by schools and students, to immunity from civil or criminal liability arising from a report made pursuant to the program, and to a safe and sound revolving fund, and providing penalties.

Read first time and placed on the **calendar**.

House File 586, by committee on Economic Growth, a bill for an act relating to the development and utilization of high-speed electronic transmission mediums.

Read first time and placed on the **calendar**.

SENATE MESSAGES CONSIDERED

Senate File 285, by committee on Education, a bill for an act relating to suspension of a student's participation in the all Iowa opportunity scholarship program.

Read first time and **passed on file**.

Senate File 343, by committee on Judiciary, a bill for an act relating to authorized access to certain confidential records by employees of the department of corrections, a judicial district department of correctional services, and the board of parole.

Read first time and **passed on file**.

CONSIDERATION OF BILLS

Ways and Means Calendar

House File 418, a bill for an act relating to property tax levies, exemptions, classifications, assessment limitations, and administration, and including effective date and applicability provisions, 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. 418)

The ayes were, 96:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bergan	Best	Bloomington
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cahill	Cisneros	Cohoon	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McClintock	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Siegrist	Smith	Sorensen	Staed
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Winckler
Windschitl	Wolfe	Worthan	Wills,
			Presiding

The nays were, none.

Absent or not voting, 4:

Bennett	Gaines	Nielsen	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.

Regular Calendar

House File 385, a bill for an act relating to open enrollment of certain students and the determination of good cause and including applicability provisions, was taken up for consideration.

Salmon of Black Hawk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 385)

The ayes were, 96:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bergan	Best	Bloomingtondale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cahill	Cisneros	Cohoon	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McClintock	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Siegrist	Smith	Sorensen	Staed
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Winckler
Windschitl	Wolfe	Worthan	Wills,
			Presiding

The nays were, none.

Absent or not voting, 4:

Bennett	Gaines	Nielsen	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 488, a bill for an act relating to health-related data including hospital data and certain information included in reportable disease reports, was taken up for consideration.

Mascher of Johnson offered amendment H-1061 filed by her.

A. Meyer of Webster rose on a point of order that amendment H-1061 was not germane.

The Speaker ruled the point well taken and amendment H-1061 not germane.

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. 488)

The ayes were, 96:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bergan	Best	Bloomingtondale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cahill	Cisneros	Cohoon	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhart
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McClintock	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Siegrist	Smith	Sorensen	Staed
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Winckler
Windschitl	Wolfe	Worthan	Wills,
			Presiding

The nays were, none.

Absent or not voting, 4:

Bennett

Gaines

Nielsen

Sieck

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 428, a bill for an act relating to the national guard of the state concerning armory board leases, persons subject to the code of military justice, criminal justice reporting, and scholarship and loan repayment programs, was taken up for consideration.

Salmon of Black Hawk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 428)

The ayes were, 96:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bergan	Best	Bloomingtondale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cahill	Cisneros	Cohoon	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McClintock	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Siegrist	Smith	Sorensen	Staed
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Winckler
Windschitl	Wolfe	Worthan	Wills,
			Presiding

The nays were, none.

Absent or not voting, 4:

Bennett

Gaines

Nielsen

Sieck

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 365, a bill for an act relating to the service of notices of garnishment by sheriffs, was taken up for consideration.

Salmon of Black Hawk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 365)

The ayes were, 96:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bergan	Best	Bloomingtondale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cahill	Cisneros	Cphoon	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McClintock	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Siegrist	Smith	Sorensen	Staed
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Winckler
Windschitl	Wolfe	Worthan	Wills,
			Presiding

The nays were, none.

Absent or not voting, 4:

Bennett

Gaines

Nielsen

Sieck

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 490, a bill for an act relating to the use of campaign signs by candidates and political committees for federal office and making penalties applicable, 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?" (H.F. 490)

The ayes were, 96:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bergan	Best	Bloomingtondale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cahill	Cisneros	Cohoon	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhart
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McClintock	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Siegrist	Smith	Sorensen	Staed
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Winckler
Windschitl	Wolfe	Worthan	Wills,
			Presiding

The nays were, none.

Absent or not voting, 4:

Bennett

Gaines

Nielsen

Sieck

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 491, a bill for an act relating to the sale or lease of real estate by regulatory agency officials and employees to persons subject to the agency's regulatory authority, and making penalties applicable, 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?" (H.F. 491)

The ayes were, 96:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bergan	Best	Bloomingtondale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cahill	Cisneros	Cohoon	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McClintock	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Siegrist	Smith	Sorensen	Staed
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Winckler
Windschitl	Wolfe	Worthan	Wills,
			Presiding

The nays were, none.

Absent or not voting, 4:

Bennett	Gaines	Nielsen	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 433, a bill for an act relating to court reporters, including the reporting of adoption hearings and uncertified shorthand reporter appointments, 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. 433)

The ayes were, 96:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bergan	Best	Bloomingtondale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cahill	Cisneros	Cohoon	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McClintock	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Siegrist	Smith	Sorensen	Staed
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Winckler
Windschitl	Wolfe	Worthan	Wills,
			Presiding

The nays were, none.

Absent or not voting, 4:

Bennett	Gaines	Nielsen	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 489, a bill for an act relating to the requirements for a sex offender to be granted a modification of sex offender registry requirements, was taken up for consideration.

Westrich of Wapello moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 489)

The ayes were, 84:

Abdul-Samad	Andrews	Bacon	Baxter
Bergan	Best	Bloomingtondale	Boden
Bossman	Bradley	Breckenridge	Brink
Brown-Powers	Bush	Cahill	Cisneros
Cohoon	Deyoe	Dolecheck	Donahue
Ehlert	Fisher	Forbes	Fry
Gerhold	Gjerde	Gobble	Grabner
Grassley, Spkr.	Gustafson	Hall	Hansen
Hein	Hite	Holt	Ingels
Jacobsen	James	Jeneary	Jones
Judge	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Landon
Latham	Lohse	Lundgren	Maxwell
McClintock	McConkey	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nordman	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Siegrist	Smith	Sorensen	Staed
Stone	Sunde	Thede	Thompson
Thorup	Westrich	Wheeler	Wilburn
Williams	Windschitl	Worthan	Wills,
			Presiding

The nays were, 12:

Anderson	Bohannon	Hunter	Isenhardt
Jacoby	Mascher	Oldson	Olson
Steckman	Wessel-Kroeschell	Winckler	Wolfe

Absent or not voting, 4:

Bennett	Gaines	Nielsen	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 495, a bill for an act relating to certain reporting dates for cities which receive road use tax fund moneys, was taken up for consideration.

Cisneros 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. 495)

The ayes were, 96:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bergan	Best	Bloomingtondale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cahill	Cisneros	Cohoon	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McClintock	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Siegrist	Smith	Sorensen	Staed
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Winckler
Windschitl	Wolfe	Worthan	Wills,
			Presiding

The nays were, none.

Absent or not voting, 4:

Bennett	Gaines	Nielsen	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 432, a bill for an act relating to authorized access to certain confidential records by employees of the department of corrections, a judicial district department of correctional services, and the board of parole, was taken up for consideration.

SENATE FILE 343 SUBSTITUTED FOR HOUSE FILE 432

Jeneary of Plymouth asked and received unanimous consent to substitute Senate File 343 for House File 432.

Senate File 343, a bill for an act relating to authorized access to certain confidential records by employees of the department of corrections, a judicial district department of correctional services, and the board of parole, 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?" (S.F. 343)

The ayes were, 96:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bergan	Best	Bloomingdale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cahill	Cisneros	Cphoon	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McClintock	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Siegrist	Smith	Sorensen	Staed

Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Winckler
Windschitl	Wolfe	Worthan	Wills,
			Presiding

The nays were, none.

Absent or not voting, 4:

Bennett	Gaines	Nielsen	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 497, a bill for an act relating to a temporary exception to a limitation on compensation for a member of a board of directors of a school corporation, and including effective date provisions, was taken up for consideration.

SENATE FILE 130 SUBSTITUTED FOR HOUSE FILE 497

Gobble of Polk asked and received unanimous consent to substitute Senate File 130 for House File 497.

Senate File 130, a bill for an act relating to a temporary exception to a limitation on compensation for a member of a board of directors of a school corporation, and including effective date provisions, was taken up for consideration.

Gobble 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. 130)

The ayes were, 96:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bergan	Best	Bloomingtondale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cahill	Cisneros	Cohoon	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson

Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McClintock	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Siegrist	Smith	Sorensen	Staed
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Winckler
Windschitl	Wolfe	Worthan	Wills, Presiding

The nays were, none.

Absent or not voting, 4:

Bennett	Gaines	Nielsen	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 499, a bill for an act relating to suspension of a student's participation in the all Iowa opportunity scholarship program, was taken up for consideration.

SENATE FILE 285 SUBSTITUTED FOR HOUSE FILE 499

Bossman of Woodbury asked and received unanimous consent to substitute Senate File 285 for House File 499.

Senate File 285, a bill for an act relating to suspension of a student's participation in the all Iowa opportunity scholarship program, 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?" (S.F. 285)

The ayes were, 96:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bergan	Best	Bloomington
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cahill	Cisneros	Cohon	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McClintock	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Siegrist	Smith	Sorensen	Staed
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Winckler
Windschitl	Wolfe	Worthan	Wills, Presiding

The nays were, none.

Absent or not voting, 4:

Bennett	Gaines	Nielsen	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 456, a bill for an act creating a special motion for expedited relief in actions involving the exercise of the right of freedom of speech and of the press, the right to assemble and petition, and the right of association, 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. 456)

The ayes were, 96:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bergan	Best	Bloomingtondale
Boden	Bohannon	Bossmann	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cahill	Cisneros	Cohoon	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McClintock	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Siegrist	Smith	Sorensen	Staed
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Winckler
Windschitl	Wolfe	Worthan	Wills, Presiding

The nays were, none.

Absent or not voting, 4:

Bennett	Gaines	Nielsen	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 487, a bill for an act relating to medical residency positions and audition rotations for medical students and medical residency position applicants meeting certain criteria, was taken up for consideration.

Fry of Clarke offered amendment H-1060 filed by him and moved its adoption.

Amendment H-1060 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?" (H.F. 487)

The ayes were, 58:

Andrews	Bacon	Baxter	Bergan
Best	Bloomington	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Graber	Grassley, Spkr.
Gustafson	Hein	Hite	Holt
Ingels	Jacobsen	Jeneary	Jones
Kaufmann	Kerr	Klein	Landon
Latham	Lohse	Lundgren	Maxwell
McClintock	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Nordman	Osmundson
Paustian	Salmon	Sexton	Shipley
Siegrist	Sorensen	Stone	Thompson
Thorup	Westrich	Wheeler	Windschitl
Worthan	Wills,		
	Presiding		

The nays were, 38:

Abdul-Samad	Anderson	Bohannon	Breckenridge
Brown-Powers	Cahill	Cohoon	Donahue
Ehlert	Forbes	Gjerde	Hall
Hansen	Hunter	Isenhardt	Jacoby
James	Judge	Konfrst	Kressig
Kurth	Mascher	McConkey	Meyer, B.
Oldson	Olson	Prichard	Running-Marquardt
Smith	Staed	Steckman	Sunde
Thede	Wessel-Kroeschell	Wilburn	Williams
Winckler	Wolfe		

Absent or not voting, 4:

Bennett	Gaines	Nielsen	Sieck
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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 468, a bill for an act establishing requirements relating to the residency of persons accepted for admission to the state university of Iowa's colleges of medicine and dentistry and requiring an annual report, was taken up for consideration.

A. Meyer of Webster offered amendment H-1059 filed by her and moved its adoption.

Amendment H-1059 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?" (H.F. 468)

The ayes were, 61:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossman
Bradley	Breckenridge	Brink	Bush
Cisneros	Deyoe	Dolecheck	Fisher
Fry	Gerhold	Gobble	Graber
Grassley, Spkr.	Gustafson	Hansen	Hein
Hite	Holt	Ingels	Jacobsen
Jeneary	Jones	Judge	Kaufmann
Kerr	Klein	Landon	Latham
Lohse	Lundgren	Maxwell	McClintock
Meyer, A.	Mitchell	Mohr	Mommsen
Moore	Nordman	Osmundson	Paustian
Salmon	Sexton	Shipley	Siegrist
Sorensen	Stone	Thompson	Thorup
Westrich	Wheeler	Windschitl	Worthan
Wills,			
Presiding			

The nays were, 35:

Abdul-Samad	Anderson	Bohannon	Brown-Powers
Cahill	Cohon	Donahue	Ehlert
Forbes	Gjerde	Hall	Hunter
Isenhardt	Jacoby	James	Konfrst
Kressig	Kurth	Mascher	McConkey
Meyer, B.	Oldson	Olson	Prichard
Running-Marquardt	Smith	Staed	Steckman
Sunde	Thede	Wessel-Kroeschell	Wilburn
Williams	Winckler	Wolfe	

Absent or not voting, 4:

Bennett	Gaines	Nielsen	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

Windschitl of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 365, 385, 418, 428, 433, 456, 468, 487, 488, 489, 490, 491, 495,** and **Senate Files 130, 285 and 343.**

HOUSE FILES WITHDRAWN

Windschitl of Harrison asked and received unanimous consent to withdraw House Files 270, 432, 497 and 499 from further consideration by the House.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Bennett of Linn
Nielsen of Johnson

Gaines of Polk
Sieck of Mills

REREFERRED

The Speaker announced that House File 360, previously placed on **calendar** was referred to committee on **Ways and Means.**

EXPLANATION OF VOTE

On February 16, 2021, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House Joint Resolution 10—"aye"	House File 283—"aye"
House File 313—"aye"	House File 382—"aye"
House File 384—"aye"	House File 390—"aye"
House File 416—"aye"	House File 424—"aye"
House File 431—"aye"	House File 435—"aye"
Senate File 129—"aye"	Senate File 230—"aye"
Senate File 231—"aye"	Senate File 239—"aye"
Senate File 253—"aye"	
Senate Concurrent Resolution 3—"aye"	

Ingles of Fayette

STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 219 Local Government

Relating to providing certain local government notices and other information to persons by electronic means.

H.S.B. 220 Local Government

Relating to the authorized use of certain libraries and including effective date provisions.

H.S.B. 221 Local Government

Allowing the electronic publication of certain public notices by governmental bodies and officers and including effective date provisions.

H.S.B. 222 Local Government

Relating to noncompliance with rules adopted by a county sanitarian regarding septic tank pumping.

H.S.B. 223 Human Resources

Relating to requirements for licensees under the purview of the dental board relating to orthodontia services.

H.S.B. 224 Human Resources

Relating to participating network provider pharmacies and pharmacists under Medicaid managed care.

H.S.B. 225 Human Resources

Relating to the time frame applicable to the adjustment of overpayment of claims under the Medicaid program, and including effective date provisions.

H.S.B. 226 Judiciary

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.

SUBCOMMITTEE ASSIGNMENTS**House File 507**

Judiciary: Hite, Chair; Jacobsen and B. Meyer.

House File 566

Public Safety: Gobble, Chair; Breckenridge and Worthan.

STUDY BILL SUBCOMMITTEE ASSIGNMENTS**House Study Bill 217 Reassigned**

Commerce: Deyoe, Chair; B. Meyer and Nordman.

House Study Bill 219

Local Government: Cisneros, Chair; Isenhardt and Wheeler.

House Study Bill 220

Local Government: Gobble, Chair; Maxwell and Winckler.

House Study Bill 221

Local Government: Nordman, Chair; Gobble and Isenhardt.

House Study Bill 222

Local Government: Deyoe, Chair; Hunter and Shipley.

House Study Bill 223

Human Resources: Jeneary, Chair; Bradley and Mascher.

House Study Bill 224

Human Resources: Boden, Chair; Bacon and Forbes.

House Study Bill 225

Human Resources: Boden, Chair; Brown-Powers and Moore.

House Study Bill 226

Judiciary: Jones, Chair; Osmundson and Wolfe.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

MEGHAN NELSON
Chief Clerk of the House

COMMITTEE ON EDUCATION

Committee Bill (Formerly House File 150), relating to shared operational functions for purposes of supplementary weighting for school districts and including effective date and applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 17, 2021.

Committee Bill (Formerly House File 244), relating to language and literacy development for deaf and hard-of-hearing children.

Fiscal Note: **No**

Recommendation: **Do Pass** February 17, 2021.

Committee Bill (Formerly House File 265), relating to authorized transfers of school district funds to the student activity fund.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 17, 2021.

Committee Bill (Formerly House File 375), relating to the registration of postsecondary schools with the college student aid commission, and to the postsecondary registration fund under the control of the commission.

Fiscal Note: **No**

Recommendation: **Do Pass** February 17, 2021.

Committee Bill (Formerly House Study Bill 146), relating to the powers and duties of the boards of directors of area education agencies, school districts, and school corporations, and to the election of a director as school board president.

Fiscal Note: **No**

Recommendation: **Do Pass** February 17, 2021.

Committee Bill (Formerly House Study Bill 148), relating to supplementary weighting for limited-English-proficient students and including effective date and applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 17, 2021.

COMMITTEE ON JUDICIARY

Committee Bill (Formerly House Study Bill 39), providing for corporations, providing for certain fees, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 17, 2021.

Committee Bill (Formerly House Study Bill 179), establishing the sexual assault forensic examiner program.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 17, 2021.

Committee Bill (Formerly House Study Bill 182), relating to the denial and contest of probate claims.

Fiscal Note: **No**

Recommendation: **Do Pass** February 17, 2021.

Committee Bill (Formerly House Study Bill 192), relating to the calculation of finance charges for consumer loans pursuant to open-end credit.

Fiscal Note: **No**

Recommendation: **Do Pass** February 17, 2021.

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House File 21), relating to revitalization areas by authorizing cities and counties to provide property tax exemptions for certain property located in areas previously subjected to lending discrimination and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 17, 2021.

Committee Bill (Formerly House File 255), creating a Hoover presidential library tax credit available against the individual and corporate income taxes, the franchise tax, the insurance premiums tax, and the moneys and credit tax.

Fiscal Note: **No**

Recommendation: **Do Pass** February 17, 2021.

Committee Bill (Formerly House File 363), permitting businesses' new onsite daycare facilities or businesses' expansion of existing onsite daycare facilities to qualify as projects under the high quality jobs program, and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 17, 2021.

Committee Bill (Formerly House File 423), excluding from the state corporate income tax certain income of public utilities furnishing water to the public, or furnishing sanitary sewage or storm water drainage disposal to the public, and including effective date and applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 17, 2021.

RESOLUTION FILED

H.C.R. 8, by Brown-Powers, a concurrent resolution calling upon the President of the United States, the United States Congress, the Governor, the executive branch of Iowa, and the Iowa General Assembly to work to improve communities by bolstering the care workforce.

Laid over under **Rule 25**.

AMENDMENTS FILED

H-1064	H.F.	414	Wheeler of Sioux
H-1065	H.F.	414	Wheeler of Sioux
H-1066	H.F.	414	Wheeler of Sioux
H-1067	H.F.	308	Senate amendment
H-1068	H.F.	532	Winckler of Scott Smith of Black Hawk
H-1069	H.F.	532	Steckman of Cerro Gordo
H-1070	H.F.	532	Ehlert of Linn Donahue of Linn

			Gjerde of Linn
			Running-Marquardt of Linn
			Staed of Linn
H-1071	H.F.	309	Lohse of Polk
H-1072	S.F.	284	Wills of Dickinson
H-1073	H.F.	532	Hite of Mahaska
H-1074	H.F.	359	Gjerde of Linn

On motion by Windschitl of Harrison, the House adjourned at 6:33 p.m., until 8:30 a.m., Thursday, February 18, 2021.

JOURNAL OF THE HOUSE

Thirty-ninth Calendar Day - Twenty-fifth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, February 18, 2021

The House met pursuant to adjournment at 8:33 a.m., Cisneros of Muscatine in the chair.

Prayer was offered by Jacobsen of Pottawattamie.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Olivia Larson, Page from Mount Pleasant.

The Journal of Wednesday, February 17, 2021, was approved.

On motion by Windschitl of Harrison, the House was recessed at 8:36 a.m., until 1:00 p.m.

AFTERNOON SESSION

The House reconvened at 3:20 p.m., Wills of Dickinson in the chair.

QUORUM CALL

A non-record roll call was requested to determine that a quorum was present. The vote revealed ninety-one members present, nine absent.

INTRODUCTION OF BILLS

House File 587, by committee on Judiciary, a bill for an act relating to the denial and contest of probate claims.

Read first time and placed on the **calendar**.

House File 588, by committee on Ways and Means, a bill for an act creating a Hoover presidential library tax credit available against the individual and corporate income taxes, the franchise tax, the insurance premiums tax, and the moneys and credit tax.

Read first time and placed on the **Ways and Means calendar**.

House File 589, by Jones, Mitchell, Jacobsen, Lohse, and Gobble, a bill for an act providing for representation of adoptive parents by local public defenders.

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

House File 590, by committee on State Government, a bill for an act relating to the conduct of elections, including absentee ballots and voter list maintenance activities, making penalties applicable, and including effective date provisions.

Read first time and placed on the **calendar**.

House File 591, by committee on Judiciary, a bill for an act relating to the calculation of finance charges for consumer loans pursuant to open-end credit.

Read first time and placed on the **calendar**.

House File 592, by committee on Human Resources, a bill for an act relating to noneconomic damage awards against health care providers.

Read first time and placed on the **calendar**.

SENATE MESSAGES CONSIDERED

Senate File 315, by committee on State Government, a bill for an act relating to reporting requirements concerning the department of administrative services.

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

Senate File 354, by committee on State Government, a bill for an act relating to continuing education requirements for persons holding certain professional and occupational licenses.

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

Senate File 364, by committee on Ways and Means, a bill for an act allowing certain deductions relating to the paycheck protection program loan forgiveness, and including effective date provisions.

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

Senate File 366, by committee on Ways and Means, a bill for an act relating to state taxation and related laws of the state including the collection of tax, tax credits, the assessment and classification of property, taxes on electricity providers, fees for registration of vehicles, sales and use tax, and the authority of the director of revenue, and providing penalties, and including effective date and retroactive applicability provisions.

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

Speaker Grassley in the chair at 3:35 p.m.

CONSIDERATION OF BILLS Appropriations Calendar

House File 532, a bill for an act establishing a qualified instruction funding supplement for the school budget year beginning July 1, 2020, making appropriations, and including effective date provisions, was taken up for consideration.

Winckler of Scott offered amendment H-1068 filed by her and Smith of Black Hawk.

Winckler of Scott offered amendment H-1076, to amendment H-1068, filed by her from the floor and moved its adoption.

Amendment H-1076, to amendment H-1068, was adopted.

Winckler of Scott moved the adoption of amendment H-1068, as amended.

Roll call was requested by Winckler of Scott and Konfrst of Polk.

On the question "Shall amendment H-1068, as amended, be adopted?" (H.F. 532)

The ayes were, 40:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hall	Hansen	Hunter	Isenhardt
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Latham	Mascher

McConkey	Meyer, B.	Oldson	Olson
Prichard	Running-Marquardt	Smith	Staed
Steckman	Sunde	Thede	Wessel-Kroeschell
Wilburn	Williams	Winckler	Wolfe

The nays were, 57:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Graber	Gustafson
Hein	Hite	Holt	Ingels
Jacobsen	Jeneary	Jones	Kaufmann
Kerr	Klein	Landon	Lohse
Lundgren	Maxwell	McClintock	Meyer, A.
Mitchell	Mohr	Mommsen	Moore
Nordman	Osmundson	Paustian	Salmon
Sexton	Shipley	Siegrist	Sorensen
Stone	Thompson	Thorup	Westrich
Wheeler	Wills	Windschitl	Worthan
Speaker			
Grassley			

Absent or not voting, 3:

Gaines	Nielsen	Sieck
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Amendment H-1068, as amended, lost.

Steckman of Cerro Gordo asked and received unanimous consent to withdraw amendment H-1069 filed by her on February 17, 2021.

Hite of Mahaska offered amendment H-1073 filed by him.

Hite of Mahaska offered amendment H-1077, to amendment H-1073, filed by him and Smith of Black Hawk from the floor and moved its adoption.

Amendment H-1077, to amendment H-1073, was adopted.

Smith of Black Hawk requested a division to amendment H-1073, as amended, as follows:

Division A: Lines 2-18.
Division B: Lines 19-20.

Hite of Mahaska moved the adoption of amendment H-1073A, as amended.

Roll call was requested by Smith of Black Hawk and Abdul-Samad of Polk.

On the question "Shall amendment H-1073A, as amended, be adopted?" (H.F. 532)

The ayes were, 97:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McClintock	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Siegrist	Smith	Sorensen	Staed
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Wills
Winckler	Windschitl	Wolfe	Worthan
Speaker			
Grassley			

The nays were, none.

Absent or not voting, 3:

Gaines	Nielsen	Sieck
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Amendment H-1073A, as amended, was adopted.

Hite of Mahaska moved the adoption of amendment H-1073B, as amended.

Roll call was requested by Smith of Black Hawk and Donahue of Linn.

On the question "Shall amendment H-1073B, as amended, be adopted?"
(H.F. 532)

The ayes were, 58:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Graber	Gustafson
Hein	Hite	Holt	Ingels
Jacobsen	Jeneary	Jones	Kaufmann
Kerr	Klein	Landon	Latham
Lohse	Lundgren	Maxwell	McClintock
Meyer, A.	Mitchell	Mohr	Mommson
Moore	Nordman	Osmundson	Paustian
Salmon	Sexton	Shipley	Siegrist
Sorensen	Stone	Thompson	Thorup
Westrich	Wheeler	Wills	Windschitl
Worthan	Speaker		
	Grassley		

The nays were, 39:

Abdul-Samad	Anderson	Bennett	Bohannan
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hall	Hansen	Hunter	Isenhart
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Mascher	McConkey
Meyer, B.	Oldson	Olson	Prichard
Running-Marquardt	Smith	Staed	Steckman
Sunde	Thede	Wessel-Kroeschell	Wilburn
Williams	Winckler	Wolfe	

Absent or not voting, 3:

Gaines	Nielsen	Sieck
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Amendment H-1073B, as amended, was adopted, placing out of order amendment H-1070 filed by Ehlert of Linn et al., on February 17, 2021.

Windschitl of Harrison rose on a point of order under Rule 10, decorum in debate.

The Speaker resolved the point of order.

Prichard of Floyd rose on a point of order under Rule 10, decorum in debate.

The Speaker resolved the point of order.

Wills of Dickinson 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 ruled the point well taken.

Jacoby of Johnson 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 resolved the point of order.

Running-Marquardt of Linn rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point not well taken.

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. 532)

The ayes were, 71:

Andrews	Bacon	Baxter	Bennett
Bergan	Best	Bloomington	Boden
Bossman	Bradley	Breckenridge	Brink
Brown-Powers	Bush	Cisneros	Deyoe
Dolecheck	Donahue	Ehlert	Fisher

Fry	Gerhold	Gobble	Graber
Gustafson	Hall	Hansen	Hein
Hite	Holt	Ingels	Isenhart
Jacobsen	Jeneary	Jones	Judge
Kaufmann	Kerr	Klein	Kressig
Landon	Latham	Lohse	Lundgren
Maxwell	McClintock	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Nordman
Osmundson	Paustian	Running-Marquardt	Salmon
Sexton	Siegrist	Smith	Sorensen
Staed	Stone	Thompson	Thorup
Westrich	Wheeler	Williams	Wills
Windschitl	Worthan	Speaker	
		Grassley	

The nays were, 26:

Abdul-Samad	Anderson	Bohannan	Cahill
Cohoon	Forbes	Gjerde	Hunter
Jacoby	James	Konfrst	Kurth
Mascher	McConkey	Meyer, B.	Oldson
Olson	Prichard	Shipley	Steckman
Sunde	Thede	Wessel-Kroeschell	Wilburn
Winckler	Wolfe		

Absent or not voting, 3:

Gaines	Nielsen	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.

Senate File 284, a bill for an act relating to financial and regulatory matters by making appropriations for the fiscal year beginning July 1, 2020, and including effective date provisions, with report of committee recommending passage, was taken up for consideration.

Wills of Dickinson asked and received unanimous consent to withdraw amendment H-1072 filed by him on February 17, 2021, placing out of order amendments H-1078, to amendment H-1072, H-1079, to amendment H-1072, H-1080, to amendment H-1072, H-1081, to amendment H-1072, H-1082, to amendment H-1072 and H-1083, to amendment H-1072 filed by Hall of Woodbury, from the floor.

Prichard of Floyd rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point well taken.

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?" (S.F. 284)

The ayes were, 58:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Grabner	Gustafson
Hein	Hite	Holt	Ingels
Jacobsen	Jeneary	Jones	Kaufmann
Kerr	Klein	Landon	Latham
Lohse	Lundgren	Maxwell	McClintock
Meyer, A.	Mitchell	Mohr	Mommsen
Moore	Nordman	Osmundson	Paustian
Salmon	Sexton	Shipley	Siegrist
Sorensen	Stone	Thompson	Thorup
Westrich	Wheeler	Wills	Windschitl
Worthan	Speaker		
	Grassley		

The nays were, 38:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hall	Hansen	Hunter	Isenhardt
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Mascher	McConkey
Meyer, B.	Oldson	Prichard	Running-Marquardt
Smith	Staed	Steckman	Sunde
Thede	Wessel-Kroeschell	Wilburn	Williams
Winckler	Wolfe		

Absent or not voting, 4:

Gaines	Nielsen	Olson	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.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Gaines of Polk
Olson of Polk

Nielsen of Johnson
Sieck of Mills

IMMEDIATE MESSAGES

Windschitl of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House File 532** and **Senate File 284**.

HOUSE FILE WITHDRAWN

Windschitl of Harrison asked and received unanimous consent to withdraw House File 439 from further consideration by the House.

The House stood at ease at 5:30 p.m., until the fall of the gavel.

The House resumed session at 6:04 p.m., Speaker Grassley in the chair.

INTRODUCTION OF BILLS

House File 593, by Mitchell, a bill for an act relating to career academies by authorizing school districts and local or regional economic development organizations to establish career academies and modifying the definition for work-based learning offered by career academies.

Read first time and referred to committee on **Economic Growth**.

House File 594, by Mascher, Staed, Hansen, Winckler, and Bohannon, a bill for an act relating to lead testing in water supply systems serving child care facilities and schools, and making penalties applicable.

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

House File 595, by Mitchell, a bill for an act relating to the transfer between trusts for persons with disabilities.

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

House File 596, by Mitchell, a bill for an act eliminating the doctrine of acquiescence in actions to establish disputed boundaries or corners, and including applicability provisions.

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

House File 597, by Lohse, a bill for an act relating to special assessments for the cost of public improvements and the collection of connection fees for the connection of property to certain city utilities.

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

House File 598, by Mascher, a bill for an act creating a compact with certain other states to phase out corporate giveaways.

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

House File 599, by Maxwell, a bill for an act relating to barbering apprenticeship programs.

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

House File 600, by Cisneros, a bill for an act requiring the electronic publication of certain public notices by governmental bodies and officers and including effective date provisions.

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

House File 601, by Jacobsen and Mommsen, a bill for an act relating to green warning stickers for certain battery hybrid and electric motor vehicles.

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

House File 602, by committee on Education, a bill for an act relating to authorized transfers of school district general fund moneys to the student activity fund and including effective date provisions.

Read first time and placed on the **calendar**.

House File 603, by committee on Judiciary, a bill for an act establishing the sexual assault forensic examiner program.

Read first time and placed on the **calendar**.

House File 604, by committee on Education, a bill for an act relating to language and literacy development for deaf and hard-of-hearing children.

Read first time and placed on the **calendar**.

House File 605, by committee on Education, a bill for an act relating to supplementary weighting for limited-English-proficient students and including effective date and applicability provisions.

Read first time and placed on the **calendar**.

House File 606, by committee on Ways and Means, a bill for an act permitting businesses' new onsite daycare facilities or businesses' expansion of existing onsite daycare facilities to qualify as projects under the high quality jobs program, and making penalties applicable.

Read first time and placed on the **Ways and Means calendar**.

House File 607, by committee on Ways and Means, a bill for an act excluding from the state corporate income tax certain income of public utilities furnishing water to the public, or furnishing sanitary sewage or storm water drainage disposal to the public, and including effective date and applicability provisions.

Read first time and placed on the **Ways and Means calendar**.

House File 608, by Prichard, McConkey, Hansen, Cohoon, Kurth, James, B. Meyer, Konfrst, Sunde, Hall, Hunter, Judge, Gjerde, Wilburn, Bohannon, Anderson, Wessel-Kroeschell, Williams, Olson, Mascher, Jacoby, Ehlert, Cahill, Winckler, Staed, Oldson, Brown-Powers, Thede, Donahue, Running-Marquardt, Forbes, Bennett, Wolfe, and Steckman, a bill for an act making an appropriation to the Iowa small business relief program, and including effective date provisions.

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

House File 609, by Prichard, McConkey, Hansen, Cohoon, Kurth, James, Konfrst, B. Meyer, Sunde, Hall, Bohannan, Hunter, Judge, Gjerde, Anderson, Wilburn, Wessel-Kroeschell, Williams, Olson, Kressig, Mascher, Jacoby, Ehlert, Cahill, Winckler, Staed, Oldson, Brown-Powers, Thede, Donahue, Running-Marquardt, Forbes, Bennett, Wolfe, and Steckman, a bill for an act relating to nonprofit food banks, and making an appropriation.

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

House File 610, by Brown-Powers, a bill for an act creating an economic opportunity work group to address workforce shortages and economic stability.

Read first time and referred to committee on **Economic Growth**.

House File 611, by Gobble, a bill for an act relating to teacher compensation for temporary additional teaching assignments.

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

House File 612, by Prichard, McConkey, Hansen, Cohoon, Kurth, James, B. Meyer, Konfrst, Sunde, Hall, Hunter, Bohannan, Judge, Gjerde, Wilburn, Anderson, Wessel-Kroeschell, Williams, Olson, Mascher, Jacoby, Kressig, Ehlert, Cahill, Winckler, Staed, Oldson, Brown-Powers, Thede, Donahue, Running-Marquardt, Forbes, Bennett, Wolfe, and Steckman, a bill for an act relating to reimbursement rates for health care services provided to covered persons by telehealth, and including retroactive applicability provisions.

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

House File 613, by Prichard, Hansen, McConkey, Cohoon, Kurth, James, Konfrst, B. Meyer, Sunde, Bohannan, Hall, Hunter, Anderson, Judge, Gjerde, Wilburn, Wessel-Kroeschell, Olson, Mascher, Jacoby, Ehlert, Cahill, Winckler, Staed, Oldson, Brown-Powers, Thede, Donahue, Forbes, Bennett, Wolfe, and Steckman, a bill for an act relating to the state child care assistance eligibility requirements, and making an appropriation.

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

House File 614, by Bennett, Mascher, McConkey, B. Meyer, Ehlert, Hunter, Staed, and Brown-Powers, a bill for an act modifying the elements defining hate crimes, and providing penalties.

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

House File 615, by Gobble, a bill for an act relating to trespass upon vehicles, and making penalties applicable.

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

House File 616, by Mommsen, a bill for an act relating to the registration requirements for certain vessels, and making penalties applicable.

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

House File 617, by Prichard, McConkey, Hansen, Cohoon, Kurth, James, B. Meyer, Konfrst, Sunde, Hall, Bohannon, Hunter, Judge, Gjerde, Anderson, Wilburn, Wessel-Kroeschell, Olson, Kressig, Mascher, Jacoby, Ehlert, Cahill, Winckler, Staed, Oldson, Brown-Powers, Thede, Donahue, Forbes, Bennett, Wolfe, and Steckman, a bill for an act providing small businesses with income, franchise, moneys and credits, and gross premiums tax credits for providing child care benefits to employees of the small business, making appropriations, and including retroactive applicability date provisions.

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

House File 618, by Gobble, a bill for an act providing an exemption from the computation of net income for individual and corporate income taxes of certain wages paid by an employer to an employee while on parental leave, and including applicability provisions.

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

House File 619, by Jacobsen and Bacon, a bill for an act relating to the extraordinary homestead property tax credit and reimbursement for rent constituting property taxes paid for certain elderly claimants and including effective date and applicability provisions.

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

House File 620, by Gobble, a bill for an act providing for an infertility coverage tax credit available against the income, franchise, gross premiums, and moneys and credits tax, and including applicability date provisions.

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

STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 227 Information Technology

Relating to the development of an internet exchange point.

H.S.B. 228 Commerce

Relating to pharmacy benefits managers, pharmacies, and prescription drug benefits, and including applicability provisions.

H.S.B. 229 Transportation

Relating to the regulation of advertising devices near certain highways.

H.S.B. 230 Public Safety

Relating to the denial of state funds to a local entity.

H.S.B. 231 Judiciary

Relating to the restoration of voting rights to certain convicted persons and including effective date provisions.

H.S.B. 232 Information Technology

Relating to the services provided by the Iowa telecommunications and technology commission.

H.S.B. 233 Economic Growth

Relating to matters under the purview of the economic development authority, including tax credit programs, statewide tourism, incentives

for manufacturers to invest in smart technologies, and an energy infrastructure revolving loan program, and making appropriations.

SUBCOMMITTEE ASSIGNMENTS

House File 360

Ways and Means: Jones, Chair; Hite and Wolfe.

House File 545

Ways and Means: Jones, Chair; Hite and Wolfe.

House File 582

Ways and Means: Hite, Chair; Boden and Jacoby.

Senate File 364

Ways and Means: Lohse, Chair; Jacoby and Kaufmann.

STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 227

Information Technology: Sorensen, Chair; Hall and Shipley.

House Study Bill 228

Commerce: Best, Chair; Andrews and Kressig.

House Study Bill 229

Transportation: Siegrist, Chair; Kressig and Mommsen.

House Study Bill 230

Public Safety: Holt, Chair; Salmon and Wessel-Kroeschell.

House Study Bill 231

Judiciary: Kaufmann, Chair; Jones and Wolfe.

House Study Bill 232

Information Technology: Latham, Chair; Gobble and Steckman.

House Study Bill 233

Economic Growth: Brink, Chair; Ingels and Judge.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

MEGHAN NELSON
Chief Clerk of the House

COMMITTEE ON AGRICULTURE

Committee Bill (Formerly House File 395), relating to determinations of actual value of certain agricultural property based on productivity and net earning capacity.

Fiscal Note: **No**

Recommendation: **Do Pass** February 18, 2021.

COMMITTEE ON ENVIRONMENTAL PROTECTION

Committee Bill (Formerly House Study Bill 135), relating to underground storage tanks, including by creating the Iowa tanks fund and Iowa tanks fund financing program, repealing the Iowa comprehensive petroleum underground storage tank fund, and eliminating the Iowa comprehensive petroleum underground storage tank fund board, requiring a study, and including effective date and transition provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 18, 2021.

COMMITTEE ON HUMAN RESOURCES

Committee Bill (Formerly House File 289), relating to direct health care agreements, and including effective date and applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 18, 2021.

Committee Bill (Formerly House File 372), relating to continuity of care and nonmedical switching by health carriers, health benefit plans, and utilization review organizations, and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 18, 2021.

Committee Bill (Formerly House File 517), relating to noneconomic damage awards against health care providers.

Fiscal Note: **No**

Recommendation: **Do Pass** February 18, 2021.

COMMITTEE ON INFORMATION TECHNOLOGY

Committee Bill (Formerly House Study Bill 111), relating to the office of the chief information officer, including procurement preferences and a report detailing state information technology assets.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 18, 2021.

Committee Bill (Formerly House Study Bill 128), relating to the financing of the construction or repair of works or facilities used to provide telecommunications services.

Fiscal Note: **No**

Recommendation: **Do Pass** February 18, 2021.

COMMITTEE ON LOCAL GOVERNMENT

Committee Bill (Formerly House File 461), relating to drainage and levee districts, by providing for notice of hearing on reports of commissioners and for repairs that require a report by an engineer or soil and water conservation district conservationist.

Fiscal Note: **No**

Recommendation: **Do Pass** February 18, 2021.

Committee Bill (Formerly House Study Bill 170), providing that a licensed veterinarian is immune from administrative, civil, or criminal liability in investigations or proceedings involving the mistreatment of animals.

Fiscal Note: **No**

Recommendation: **Do Pass** February 18, 2021.

COMMITTEE ON PUBLIC SAFETY

Committee Bill (Formerly House Study Bill 6), relating to probation, providing penalties, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 18, 2021.

Committee Bill (Formerly House Study Bill 116), establishing which actions may be brought against firearm and ammunition manufacturers, distributors, importers, trade associations, sellers, or dealers.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 18, 2021.

COMMITTEE ON STATE GOVERNMENT

Committee Bill (Formerly House Study Bill 213), relating to the conduct of elections, including absentee ballots and voter list maintenance activities, making penalties applicable, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 18, 2021.

COMMITTEE ON TRANSPORTATION

Committee Bill (Formerly House File 28), relating to the intentional avoidance of traffic-control devices, providing penalties, and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 18, 2021.

Committee Bill (Formerly House Study Bill 103), relating to notice requirements for abandoned vehicles taken into custody by a police authority or private entity.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 18, 2021.

Committee Bill (Formerly House Study Bill 189), relating to lighting devices and other equipment on authorized emergency vehicles, providing penalties, making penalties applicable, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 18, 2021.

Committee Bill (Formerly House Study Bill 188), prohibiting interference with the transportation of an agricultural animal, and providing penalties.

Fiscal Note: **No**

Recommendation: **Do Pass** February 18, 2021.

AMENDMENTS FILED

H-1075	H.F.	414	Wheeler of Sioux
H-1076	H.F.	532	Winckler of Scott

H-1077	H.F.	532	Hite of Mahaska Smith of Black Hawk
H-1078	S.F.	284	Hall of Woodbury
H-1079	S.F.	284	Hall of Woodbury
H-1080	S.F.	284	Hall of Woodbury
H-1081	S.F.	284	Hall of Woodbury
H-1082	S.F.	284	Hall of Woodbury
H-1083	S.F.	284	Hall of Woodbury

On motion by Windschitl of Harrison, the House adjourned at 6:18 p.m., until 9:00 a.m., Friday, February 19, 2021.

JOURNAL OF THE HOUSE

Fortieth Calendar Day - Twenty-sixth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Friday, February 19, 2021

The House met pursuant to adjournment at 9:01 a.m., Westrich of Wapello in the chair.

Prayer was offered by Westrich of Wapello.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Westrich of Wapello.

The Journal of Thursday, February 18, 2021, was approved.

SUBCOMMITTEE ASSIGNMENT

House File 589

Judiciary: Lohse, Chair; Oldson and Wheeler.

AMENDMENTS FILED

H-1084	H.F.	563	Jacoby of Johnson
H-1085	H.F.	358	Konfrst of Polk
H-1086	H.F.	358	Konfrst of Polk
H-1087	H.F.	358	Konfrst of Polk
H-1088	H.F.	358	Konfrst of Polk
H-1089	H.F.	358	Konfrst of Polk
H-1090	H.F.	358	Konfrst of Polk
H-1091	H.F.	358	Konfrst of Polk
H-1092	H.F.	358	Konfrst of Polk
H-1093	H.F.	358	Konfrst of Polk
H-1094	H.F.	358	Konfrst of Polk
H-1095	H.F.	358	Konfrst of Polk
H-1096	H.F.	358	Konfrst of Polk
H-1097	H.F.	358	Konfrst of Polk
H-1098	H.F.	358	Konfrst of Polk
H-1099	H.F.	358	Konfrst of Polk
H-1100	H.F.	358	Konfrst of Polk

H-1101	H.F.	358	Konfrst of Polk
H-1102	H.F.	358	Konfrst of Polk
H-1103	H.F.	358	Konfrst of Polk

On motion by Gobble of Polk, the House adjourned at 9:03 a.m., until 1:00 p.m., Monday, February 22. 2021.

JOURNAL OF THE HOUSE

Forty-third Calendar Day - Twenty-seventh Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, February 22, 2021

The House met pursuant to adjournment at 1:00 p.m., Wills of Dickinson in the chair.

Prayer was offered by Thede of Scott.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Michael Mitchell, Page from West Des Moines.

The Journal of Friday, February 19, 2021, was approved.

INTRODUCTION OF BILLS

House File 621, by committee on Public Safety, a bill for an act establishing which actions may be brought against firearm, firearm accessory, and ammunition manufacturers, distributors, importers, trade associations, sellers, or dealers.

Read first time and placed on the **calendar**.

House File 622, by committee on Education, a bill for an act relating to the powers and duties of the boards of directors of area education agencies, school districts, and school corporations, and to the election of a director as school board president.

Read first time and placed on the **calendar**.

House File 623, by committee on Local Government, a bill for an act providing that a licensed veterinarian is immune from administrative, civil, or criminal liability in investigations or proceedings involving the mistreatment of animals.

Read first time and placed on the **calendar**.

House File 624, by committee on Local Government, a bill for an act relating to drainage and levee districts, by providing for notice of hearing on reports of commissioners and for repairs that require a report by an engineer or soil and water conservation district conservationist.

Read first time and placed on the **calendar**.

House File 625, by committee on Human Resources, a bill for an act relating to direct health care agreements, and including effective date and applicability provisions.

Read first time and placed on the **calendar**.

House File 626, by committee on Ways and Means, a bill for an act relating to revitalization areas by authorizing cities and counties to provide property tax exemptions for certain owner-occupied residential property located in areas previously subjected to lending discrimination and including applicability provisions.

Read first time and placed on the **Ways and Means calendar**.

House File 627, by Lohse, a bill for an act relating to interchange fees charged by card issuers.

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

House File 628, by Donahue and Hite, a bill for an act relating to teacher career paths, multiple leadership roles, and compensation for teachers, school foundation aid distributed to teachers for salaries and additional duties, and to class size management strategies approved for Iowa's school districts.

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

SENATE MESSAGE CONSIDERED

Senate File 363, by committee on Ways and Means, a bill for an act relating to the regulation of certain tobacco products, and providing penalties.

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

SUBCOMMITTEE ASSIGNMENTS

House File 595

Judiciary: Lohse, Chair; Mitchell and Wessel-Kroeschell.

House File 596

Judiciary: Mitchell, Chair; Klein and Wessel-Kroeschell.

House File 615

Judiciary: Westrich, Chair; Hite and Wolfe.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

MEGHAN NELSON
Chief Clerk of the House

COMMITTEE ON COMMERCE

Committee Bill (Formerly House Study Bill 176), relating to the Iowa appraisal standards and appraiser certification law and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 22, 2021.

COMMITTEE ON EDUCATION

Committee Bill (Formerly House File 400), relating to rules adopted by the board of educational examiners establishing standards for substitute teacher authorizations.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 22, 2021.

COMMITTEE ON JUDICIARY

Committee Bill (Formerly House File 443), relating to the use of inventory checklists upon commencement and termination of residential tenancies and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 22, 2021.

AMENDMENT FILED

H-1104 H.F. 561 Gustafson of Madison

On motion by Windschitl of Harrison, the House adjourned at 1:05 p.m., until 8:30 a.m., Tuesday, February 23, 2021.

JOURNAL OF THE HOUSE

Forty-fourth Calendar Day - Twenty-eighth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, February 23, 2021

The House met pursuant to adjournment at 8:36 a.m., Wills of Dickinson in the chair.

Prayer was offered by Cisneros of Muscatine.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Melissa Pardock, Page from Des Moines.

The Journal of Monday, February 22, 2021, was approved.

INTRODUCTION OF BILLS

House File 629, by B. Meyer and Olson, a bill for an act relating to renewable fuel used to power motor vehicles, including by providing for standards and restricting the sale of gasoline not blended with ethanol, making penalties applicable, and including effective date provisions.

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

House File 630, by Bergan, a bill for an act requiring the department of human services to allow certain licensed physicians to perform physical examinations required for personnel and children in child care facilities.

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

House File 631, by Shipley, a bill for an act relating to immunization information requested on a medical examiner investigation form.

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

House File 632, 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 633, by Jacobsen, Wheeler, and Osmundson, a bill for an act relating to certain companies that censor online content and providing civil penalties.

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

House File 634, by Bohannon, a bill for an act relating to wage payment collection issues arising between employers and employees, providing penalties and remedies, and including effective date provisions.

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

House File 635, by Bohannon, 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 636, by Shipley, a bill for an act creating the psilocybin services Act, and providing penalties.

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

House File 637, by Thompson, a bill for an act relating to the assessment of fees when a person requests examination and copying of public records.

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

House File 638, by Wheeler and Wills, a bill for an act relating to the production and sale of food on the premises of a residence or farmers market, and making penalties applicable.

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

House File 639, by Jones, a bill for an act authorizing the direct shipment and delivery of native distilled spirits, providing for fees, and making penalties applicable.

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

House File 640, by Lohse, 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 641, by Bohannon, a bill for an act relating to the solar energy system tax credit available against the individual and corporate income tax, the franchise tax, the moneys and credits tax, and including effective date and retroactive applicability provisions.

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

House File 642, by committee on Education, a bill for an act relating to shared operational functions for purposes of supplementary weighting for school districts and including effective date and applicability provisions.

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

House File 643, by committee on Agriculture, a bill for an act relating to determinations of actual value of certain agricultural property based on productivity and net earning capacity.

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

House File 644, by committee on Education, a bill for an act relating to the registration of postsecondary schools with the college student aid commission, and to the postsecondary registration fund under the control of the commission.

Read first time and placed on the **calendar**.

House File 645, by committee on Environmental Protection, a bill for an act relating to underground storage tanks, including by creating the Iowa tanks fund and Iowa tanks fund financing program, repealing the Iowa comprehensive petroleum underground storage tank fund, and eliminating the Iowa comprehensive petroleum underground storage tank fund board, requiring a study, and including effective date and transition provisions.

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

House File 646, 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 647, by Siegrist, a bill for an act creating a restore the outdoors program to support vertical infrastructure projects by the department of natural resources, and making appropriations.

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

House File 648, by Wolfe, a bill for an act relating to the possession, delivery, or possession with intent to deliver marijuana, and modifying penalties.

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

House File 649, by Jones, a bill for an act relating to notice requirements for department of transportation actions against a person's driver's license or operating privilege.

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

House File 650, by committee on Transportation, a bill for an act relating to notice and reclamation requirements for abandoned vehicles taken into custody by a police authority or private entity.

Read first time and placed on the **calendar**.

House File 651, by committee on Information Technology, a bill for an act relating to the office of the chief information officer, including procurement preferences and a report detailing state information technology assets, budgetary reporting, and including effective date provisions.

Read first time and placed on the **calendar**.

House File 652, by committee on Transportation, a bill for an act relating to the intentional avoidance of traffic-control devices, providing penalties, and making penalties applicable.

Read first time and placed on the **calendar**.

House File 653, by committee on Information Technology, a bill for an act relating to the financing of the construction or repair of works or facilities used to provide telecommunications services.

Read first time and placed on the **calendar**.

House File 654, by committee on Transportation, a bill for an act relating to lighting devices and other equipment on snow plows and authorized emergency vehicles, providing penalties, making penalties applicable, and including effective date provisions.

Read first time and placed on the **calendar**.

House File 655, by committee on Transportation, a bill for an act prohibiting interference with the transportation of an agricultural animal, and providing penalties.

Read first time and placed on the **calendar**.

House File 656, by committee on Human Resources, 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 placed on the **calendar**.

On motion by Windschitl of Harrison, the House was recessed at 8:47 a.m., until 3:00 p.m.

AFTERNOON SESSION

The House reconvened at 5:49 p.m., Wills of Dickinson in the chair.

INTRODUCTION OF BILLS

House File 657, by Prichard, McConkey, Cohoon, Kurth, James, B. Meyer, Konfrst, Sunde, Hall, Hunter, Judge, Gjerde, Wilburn, Bohannan, Anderson, Wessel-Kroeschell, Williams, Olson, Mascher, Jacoby, Ehlert, Kressig, Cahill, Winckler, Staed, Oldson, Brown-Powers, Thede, Donahue, Forbes, Bennett, Wolfe, and Steckman, a bill for an act making an appropriation to the Iowa finance authority for the Iowa eviction and foreclosure prevention program, extending the temporary halt on residential evictions, and including effective date provisions.

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

House File 658, by Bacon, a bill for an act relating to utilities at rental properties, including landlord notification of delinquency notices sent by utilities, landlord notification requirements to utilities, and permitting landlords to use security deposits to satisfy delinquent utility accounts.

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

House File 659, by Prichard, Hansen, McConkey, Cohoon, Kurth, James, Konfrst, Hall, B. Meyer, Sunde, Anderson, Hunter, Bohannan, Judge, Gjerde, Wilburn, Wessel-Kroeschell, Williams, Olson, Mascher, Jacoby, Ehlert, Cahill, Winckler, Staed, Oldson, Brown-Powers, Thede, Donahue, Running-Marquardt, Forbes, Bennett, Steckman, and Wolfe, a bill for an act establishing a school district pandemic recovery competitive grant program in the department of education and making appropriations.

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

House File 660, by Gobble, a bill for an act relating to licensure renewal requirements adopted by rule by the board of educational examiners.

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

House File 661, by Winckler, Kressig, Hansen, Kurth, Gjerde, Abdul-Samad, Staed, Cahill, Wilburn, and Brown-Powers, a bill for an act relating to mental health and disability services regions, and including effective date and retroactive applicability provisions.

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

House File 662, by Bennett, Mascher, McConkey, B. Meyer, Ehlert, Hunter, Staed, and Brown-Powers, 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 663, by Gobble, a bill for an act relating to the bona fide retirement of a substitute teacher under the Iowa public employees' retirement system.

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

House File 664, by Sorensen, a bill for an act providing for the operation of certain water vessels while towing a person without an observer.

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

House File 665, by Sorensen, a bill for an act relating to tracking deer on private property at night, and providing penalties.

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

House File 666, by Sorensen, a bill for an act relating to the placement of tree stands in a public hunting area, and making penalties applicable.

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

House File 667, by Gobble, a bill for an act providing an exemption from the computation of net income for the individual income tax of amounts paid for professional development by a teacher, and including applicability provisions.

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

House File 668, by Prichard, McConkey, Hansen, Cohoon, Kurth, James, Konfrst, B. Meyer, Sunde, Hall, Bohannon, Judge, Gjerde, Anderson, Wilburn, Wessel-Kroeschell, Olson, Mascher, Jacoby, Ehlert, Cahill, Winckler, Staed, Oldson, Brown-Powers, Thede, Donahue, Running-Marquardt, Forbes, Bennett, Wolfe, and Steckman, a bill for an act relating to the Iowa child and dependent care credit by increasing the Iowa net income threshold levels for purposes of calculating the Iowa child and dependent care credit available against the individual income tax, making appropriations, and including retroactive applicability provisions.

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

House File 669, by Isenhardt, a bill for an act relating to public utilities, including specified energy-efficiency-related programs, tax credits, and responsibilities of the Iowa energy center and office of the consumer advocate.

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

House File 670, by Ingels, a bill for an act establishing a butchery innovation and revitalization fund and program to be administered by the economic development authority and creating a task force to explore the feasibility of establishing a community college artisanal butchery program.

Read first time and referred to committee on **Economic Growth**.

House File 671, by Mitchell and Smith, a bill for an act relating to compensation of college athletes and including effective date and applicability provisions.

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

House File 672, by Mascher, Staed, Hansen, and Winckler, a bill for an act relating to the development of an implementation plan for a centralized direct care workforce database.

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

House File 673, by Mascher, a bill for an act requiring the registration of child care homes and providing exceptions.

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

House File 674, by Isenhardt, a bill for an act reducing the solar energy system tax credit wait list by reducing authorized aggregate tax credits for certain economic development programs.

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

House File 675, by committee on Education, a bill for an act relating to rules adopted by the board of educational examiners establishing standards for substitute teacher authorizations.

Read first time and placed on the **calendar**.

House File 676, by committee on Judiciary, a bill for an act relating to the use of inventory checklists upon commencement and termination of residential tenancies and including applicability provisions.

Read first time and placed on the **calendar**.

House File 677, by Jones, a bill for an act relating to unfair or deceptive acts or practices in the rental of vehicles and making penalties applicable.

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

House File 678, by committee on Public Safety, a bill for an act relating to probation.

Read first time and placed on the **calendar**.

SENATE MESSAGE CONSIDERED

Senate File 252, by committee on Local Government, a bill for an act relating to the authority of counties and cities to regulate rental housing, and including effective date provisions.

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

Prichard of Floyd rose on a point of order under Rule 34.

The Speaker ruled the point well taken.

Windschitl of Harrison moved to suspend Rule 34.

The motion prevailed.

SENATE AMENDMENT CONSIDERED

House Concurred

Sorensen of Adair called up for consideration **House File 308**, a bill for an act relating to eligibility requirements for students under the senior year plus program and including effective date provisions, amended by the Senate, and moved that the House concur in the Senate amendment H-1067.

The motion prevailed and the House concurred in the Senate amendment H-1067.

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. 308)

The ayes were, 93:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cisneros	Cohoon	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Gerhold	Gjerde	Gobble	Graber

Grassley, Spkr.	Gustafson	Hall	Hansen
Hein	Hite	Holt	Hunter
Ingels	Isenhardt	Jacobsen	Jacoby
James	Jeneary	Jones	Judge
Kaufmann	Kerr	Klein	Konfrst
Kressig	Kurth	Latham	Lohse
Lundgren	Mascher	Maxwell	McClintock
McConkey	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nordman
Oldson	Olson	Osmundson	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shipley	Sieck	Siegrist	Smith
Sorensen	Staed	Steckman	Stone
Sunde	Thede	Thompson	Thorup
Wessel-Kroeschell	Westrich	Wheeler	Wilburn
Williams	Windschitl	Wolfe	Worthan
Wills, Presiding			

The nays were, none.

Absent or not voting, 7:

Boden	Cahill	Fry	Gaines
Landon	Nielsen	Winckler	

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

CONSIDERATION OF BILLS

Regular Calendar

House File 309, a bill for an act restricting public agency disclosure of and access to certain personal information related to tax-exempt organizations, and providing penalties, was taken up for consideration.

Lohse of Polk offered amendment H-1071 filed by him and moved its adoption.

Amendment H-1071 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?" (H.F. 309)

The ayes were, 84:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bergan	Best	Bloomingtondale
Bohannon	Bossman	Bradley	Breckenridge
Brink	Brown-Powers	Bush	Cisneros
Cohoon	Deyoe	Dolecheck	Ehlert
Fisher	Forbes	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson
Hein	Hite	Holt	Hunter
Ingels	Jacobsen	Jacoby	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Latham
Lohse	Lundgren	Mascher	Maxwell
McClintock	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nordman
Oldson	Olson	Osmundson	Paustian
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Siegrist	Smith	Sorensen
Staed	Steckman	Stone	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Williams
Windschitl	Wolfe	Worthan	Wills,
			Presiding

The nays were, 9:

Bennett	Donahue	Hall	Hansen
Isenhardt	James	Kurth	McConkey
Prichard			

Absent or not voting, 7:

Boden	Cahill	Fry	Gaines
Landon	Nielsen	Winckler	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Hite of Mahaska in the chair at 6:15 p.m.

House File 486, a bill for an act establishing a scenic byways enhancement fund, including by providing for voluntary contributions to the fund, and including effective date 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. 486)

The ayes were, 93:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Bohannon	Bossmann	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cisneros	Cohoon	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Gerhold	Gjerde	Gobble	Grabner
Grassley, Spkr.	Gustafson	Hall	Hansen
Hein	Holt	Hunter	Ingels
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Latham	Lohse	Lundgren
Mascher	Maxwell	McClintock	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Siegrist	Smith	Sorensen
Staed	Steckman	Stone	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Williams
Wills	Windschitl	Wolfe	Worthan
Hite, Presiding			

The nays were, none.

Absent or not voting, 7:

Boden	Cahill	Fry	Gaines
Landon	Nielsen	Winckler	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 493, a bill for an act relating to low-speed electric bicycles, providing penalties, making penalties applicable, and including applicability provisions, 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. 493)

The ayes were, 93:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomington	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cisneros	Cohoon	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Gerhold	Gjerde	Gobble	Grabner
Grassley, Spkr.	Gustafson	Hall	Hansen
Hein	Holt	Hunter	Ingels
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Latham	Lohse	Lundgren
Mascher	Maxwell	McClintock	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Siegrist	Smith	Sorensen
Staed	Steckman	Stone	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Williams
Wills	Windschitl	Wolfe	Worthan
Hite, Presiding			

The nays were, none.

Absent or not voting, 7:

Boden	Cahill	Fry	Gaines
Landon	Nielsen	Winckler	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 500, a bill for an act relating to the adoption of the audiology and speech language pathology interstate compact, 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. 500)

The ayes were, 93:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Bohannon	Bossmann	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cisneros	Cohoon	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Gerhold	Gjerde	Gobble	Graber
Grassley, Spkr.	Gustafson	Hall	Hansen
Hein	Holt	Hunter	Ingels
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Latham	Lohse	Lundgren
Mascher	Maxwell	McClintock	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Siegrist	Smith	Sorensen
Staed	Steckman	Stone	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Williams
Wills	Windschitl	Wolfe	Worthan
Hite, Presiding			

The nays were, none.

Absent or not voting, 7:

Boden	Cahill	Fry	Gaines
Landon	Nielsen	Winckler	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 513, a bill for an act relating to pari-mutuel wagering on horse or dog races licensed in a foreign jurisdiction, 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?" (H.F. 513)

The ayes were, 81:

Anderson	Bacon	Baxter	Bergan
Best	Bloomington	Bosman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cohoon	Deyoe	Dolecheck	Fisher
Forbes	Gerhold	Gjerde	Gobble
Graber	Grassley, Spkr.	Gustafson	Hall
Hansen	Hein	Holt	Hunter
Ingels	Isenhardt	Jacobsen	Jacoby
Jeneary	Jones	Judge	Kaufmann
Kerr	Klein	Kressig	Kurth
Latham	Lohse	Lundgren	Maxwell
McClintock	McConkey	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nordman	Oldson	Olson	Osmundson
Paustian	Running-Marquardt	Salmon	Sexton
Shipley	Sieck	Siegrist	Smith
Sorensen	Staed	Steckman	Stone
Sunde	Thede	Thompson	Thorup
Westrich	Wheeler	Wilburn	Williams
Wills	Windschitl	Wolfe	Worthan
Hite, Presiding			

The nays were, 12:

Abdul-Samad	Andrews	Bennett	Bohannon
Cisneros	Donahue	Ehlert	James
Konfrst	Mascher	Prichard	Wessel-Kroeschell

Absent or not voting, 7:

Boden	Cahill	Fry	Gaines
Landon	Nielsen	Winckler	

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 relating to the practice of pharmacy, and providing for a repeal, 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. 514)

The ayes were, 93:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomington	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cisneros	Cohoon	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Gerhold	Gjerde	Gobble	Graber
Grassley, Spkr.	Gustafson	Hall	Hansen
Hein	Holt	Hunter	Ingels
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Latham	Lohse	Lundgren
Mascher	Maxwell	McClintock	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Siegrist	Smith	Sorensen
Staed	Steckman	Stone	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Williams
Wills	Windschitl	Wolfe	Worthan
Hite, Presiding			

The nays were, none.

Absent or not voting, 7:

Boden	Cahill	Fry	Gaines
Landon	Nielsen	Winckler	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 522, a bill for an act providing that a qualified confinement feeding operation may utilize an anaerobic digester system to treat manure, and making penalties applicable, 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?" (H.F. 522)

The ayes were, 75:

Andrews	Bacon	Baxter	Bergan
Best	Bloomington	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cisneros	Cohoon	Deyoe	Dolecheck
Fisher	Forbes	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson
Hall	Hansen	Hein	Holt
Ingels	Jacobsen	Jeneary	Jones
Judge	Kaufmann	Kerr	Klein
Kressig	Kurth	Latham	Lohse
Lundgren	Maxwell	McClintock	McConkey
Meyer, A.	Mitchell	Mohr	Mommson
Moore	Nordman	Olson	Osmundson
Paustian	Prichard	Salmon	Sexton
Shipley	Sieck	Siegrist	Smith
Sorensen	Stone	Sunde	Thede
Thompson	Thorup	Westrich	Wheeler
Wilburn	Williams	Wills	Windschitl
Wolfe	Worthan	Hite,	
		Presiding	

The nays were, 18:

Abdul-Samad	Anderson	Bennett	Bohannon
Donahue	Ehlert	Hunter	Isenhardt
Jacoby	James	Konfrst	Mascher
Meyer, B.	Oldson	Running-Marquardt	Staed
Steckman	Wessel-Kroeschell		

Absent or not voting, 7:

Boden	Cahill	Fry	Gaines
Landon	Nielsen	Winckler	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 524, a bill for an act relating to motor vehicle accidents resulting in injury or death, and making penalties applicable, was taken up for consideration.

Bradley 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. 524)

The ayes were, 90:

Abdul-Samad	Andrews	Bacon	Baxter
Bennett	Bergan	Best	Bloomingtondale
Bohannon	Bossman	Bradley	Breckenridge
Brink	Brown-Powers	Bush	Cisneros
Cohoon	Deyoe	Dolecheck	Donahue
Ehlert	Fisher	Forbes	Gerhold
Gjerde	Gobble	Graber	Grassley, Spkr.
Gustafson	Hall	Hansen	Hein
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Latham	Lohse	Lundgren	Mascher
Maxwell	McClintock	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommson
Moore	Nordman	Oldson	Osmundson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Siegrist
Smith	Sorensen	Staed	Steckman
Stone	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Westrich	Wheeler
Wilburn	Williams	Wills	Windschitl
Worthan	Hite, Presiding		

The nays were, 3:

Anderson	Olson	Wolfe
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Absent or not voting, 7:

Boden	Cahill	Fry	Gaines
Landon	Nielsen	Winckler	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 528, a bill for an act relating to the authority of a dentist relating to the prescribing and administration of certain immunizations and vaccines, was taken up for consideration.

Bradley 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. 528)

The ayes were, 89:

Abdul-Samad	Anderson	Bacon	Baxter
Bennett	Bergan	Best	Bloomingdale
Bohannon	Bossman	Bradley	Breckenridge
Brink	Brown-Powers	Bush	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson
Hall	Hansen	Hein	Holt
Hunter	Ingels	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Latham
Lohse	Lundgren	Mascher	Maxwell
McClintock	McConkey	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommson	Moore
Nordman	Oldson	Olson	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Sieck	Siegrist	Smith	Sorensen
Staed	Steckman	Stone	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Williams
Wills	Windschitl	Wolfe	Worthan
Hite, Presiding			

The nays were, 4:

Andrews	Cisneros	Osmundson	Shipley
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Absent or not voting, 7:

Boden	Cahill	Fry	Gaines
Landon	Nielsen	Winckler	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on February 23, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 314, a bill for an act relating to approval of executive branch employee travel claims.

W. CHARLES SMITHSON, Secretary

SENATE MESSAGE CONSIDERED

Senate File 314, by committee on State Government, a bill for an act relating to approval of executive branch employee travel claims.

Read first time and **passed on file**.

IMMEDIATE MESSAGES

Windschitl of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 308, 309, 486, 493, 500, 513, 514, 522, 524 and 528**.

CONSIDERATION OF BILLS

Regular Calendar

House File 529, a bill for an act relating to approval of executive branch employee travel claims, was taken up for consideration.

SENATE FILE 314 SUBSTITUTED FOR HOUSE FILE 529

Nordman of Dallas asked and received unanimous consent to substitute Senate File 314 for House File 529.

Senate File 314, a bill for an act relating to approval of executive branch employee travel claims, was taken up for consideration.

Nordman of Dallas moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 314)

The ayes were, 93:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cisneros	Cohoon	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Gerhold	Gjerde	Gobble	Graber
Grassley, Spkr.	Gustafson	Hall	Hansen
Hein	Holt	Hunter	Ingels

Isenhart	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Latham	Lohse	Lundgren
Mascher	Maxwell	McClintock	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Siegrist	Smith	Sorensen
Staed	Steckman	Stone	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Williams
Wills	Windschitl	Wolfe	Worthan
Hite, Presiding			

The nays were, none.

Absent or not voting, 7:

Boden	Cahill	Fry	Gaines
Landon	Nielsen	Winckler	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 552, a bill for an act relating to requirements for using a dog to track a wounded deer, was taken up for consideration.

Latham of Franklin moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 552)

The ayes were, 93:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cisneros	Cohoon	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Gerhold	Gjerde	Gobble	Graber
Grassley, Spkr.	Gustafson	Hall	Hansen
Hein	Holt	Hunter	Ingels
Isenhart	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kaufmann

Kerr	Klein	Konfrst	Kressig
Kurth	Latham	Lohse	Lundgren
Mascher	Maxwell	McClintock	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Siegrist	Smith	Sorensen
Staed	Steckman	Stone	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Williams
Wills	Windschitl	Wolfe	Worthan
Hite,			
Presiding			

The nays were, none.

Absent or not voting, 7:

Boden	Cahill	Fry	Gaines
Landon	Nielsen	Winckler	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 556, a bill for an act providing for the termination of dealership agreements involving agricultural equipment, was taken up for consideration.

Cisneros 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. 556)

The ayes were, 93:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomington	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cisneros	Cohon	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Gerhold	Gjerde	Gobble	Graber
Grassley, Spkr.	Gustafson	Hall	Hansen
Hein	Holt	Hunter	Ingels
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig

Kurth	Latham	Lohse	Lundgren
Mascher	Maxwell	McClintock	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Siegrist	Smith	Sorensen
Staed	Steckman	Stone	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Williams
Wills	Windschitl	Wolfe	Worthan
Hite, Presiding			

The nays were, none.

Absent or not voting, 7:

Boden	Cahill	Fry	Gaines
Landon	Nielsen	Winckler	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 558, a bill for an act establishing a minimum age and training requirements for attendants who control amusement rides, and making penalties applicable, 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. 558)

The ayes were, 76:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cisneros	Cohoon	Deyoe	Dolecheck
Donahue	Fisher	Forbes	Gerhold
Gobble	Graber	Grassley, Spkr.	Gustafson
Hall	Hansen	Hein	Holt
Ingels	Isenhardt	Jacobsen	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Latham
Lohse	Lundgren	Mascher	Maxwell
McClintock	McConkey	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Nordman

Osmundson	Paustian	Prichard	Salmon
Sexton	Shipley	Sieck	Siegrist
Smith	Sorensen	Steckman	Stone
Sunde	Thede	Thompson	Thorup
Westrich	Wheeler	Wilburn	Williams
Wills	Windschitl	Worthan	Hite, Presiding

The nays were, 17:

Abdul-Samad	Anderson	Bennett	Bohannon
Ehlert	Gjerde	Hunter	Jacoby
James	Kurth	Meyer, B.	Oldson
Olson	Running-Marquardt	Staed	Wessel-Kroeschell
Wolfe			

Absent or not voting, 7:

Boden	Cahill	Fry	Gaines
Landon	Nielsen	Winckler	

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 financial assurance instruments and surety bonds required for collecting, processing, or transporting waste tires, and making penalties applicable, was taken up for consideration.

Siegrist 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. 560)

The ayes were, 93:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomington	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cisneros	Cohoon	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Gerhold	Gjerde	Gobble	Graber
Grassley, Spkr.	Gustafson	Hall	Hansen
Hein	Holt	Hunter	Ingels
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kaufmann

Kerr	Klein	Konfrst	Kressig
Kurth	Latham	Lohse	Lundgren
Mascher	Maxwell	McClintock	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Siegrist	Smith	Sorensen
Staed	Steckman	Stone	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Williams
Wills	Windschitl	Wolfe	Worthan
Hite, Presiding			

The nays were, none.

Absent or not voting, 7:

Boden	Cahill	Fry	Gaines
Landon	Nielsen	Winckler	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 559, a bill for an act relating to financial assistance provided by the economic development authority to certain apprenticeship sponsors and lead apprenticeship sponsors, and including applicability provisions, was taken up for consideration.

Stone of Winnebago moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 559)

The ayes were, 93:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomington	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cisneros	Cohon	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Gerhold	Gjerde	Gobble	Graber
Grassley, Spkr.	Gustafson	Hall	Hansen
Hein	Holt	Hunter	Ingels
Isenhardt	Jacobsen	Jacoby	James

Jeneary	Jones	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Latham	Lohse	Lundgren
Mascher	Maxwell	McClintock	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Siegrist	Smith	Sorensen
Staed	Steckman	Stone	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Williams
Wills	Windschitl	Wolfe	Worthan
Hite, Presiding			

The nays were, none.

Absent or not voting, 7:

Boden	Cahill	Fry	Gaines
Landon	Nielsen	Winckler	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 561, a bill for an act relating to the perfection of mechanics' liens and mechanics' liens remedies and including effective date provisions, was taken up for consideration.

Gustafson of Madison asked and received unanimous consent to withdraw amendment H-1104 filed by him on February 22, 2021.

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. 561)

The ayes were, 93:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingdale	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cisneros	Cohoon	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Gerhold	Gjerde	Gobble	Graber

Grassley, Spkr.	Gustafson	Hall	Hansen
Hein	Holt	Hunter	Ingels
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Latham	Lohse	Lundgren
Mascher	Maxwell	McClintock	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Siegrist	Smith	Sorensen
Staed	Steckman	Stone	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Williams
Wills	Windschitl	Wolfe	Worthan
Hite, Presiding			

The nays were, none.

Absent or not voting, 7:

Boden	Cahill	Fry	Gaines
Landon	Nielsen	Winckler	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Ways and Mean Calendar

House File 562, a bill for an act relating to funding emergency medical services by modifying provisions relating to city emergency medical services districts, benefited emergency medical services districts, and optional taxes for emergency medical services, 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. 562)

The ayes were, 93:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush

Cisneros	Cohoon	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Gerhold	Gjerde	Gobble	Graber
Grassley, Spkr.	Gustafson	Hall	Hansen
Hein	Holt	Hunter	Ingels
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Latham	Lohse	Lundgren
Mascher	Maxwell	McClintock	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Siegrist	Smith	Sorensen
Staed	Steckman	Stone	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Williams
Wills	Windschitl	Wolfe	Worthan
Hite, Presiding			

The nays were, none.

Absent or not voting, 7:

Boden	Cahill	Fry	Gaines
Landon	Nielsen	Winckler	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Boden of Warren	Cahill of Marshall
Fry of Clarke	Gaines of Polk
Landon of Polk	Nielsen of Johnson
Winckler of Scott	

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on February 23, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 418, a bill for an act relating to property tax levies, exemptions, classifications, assessment limitations, and administration, and including effective date and applicability provisions.

Also: That the Senate has on February 23, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 261, a bill for an act authorizing the college student aid commission to organize a nonprofit corporation.

Also: That the Senate has on February 23, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 265, a bill for an act relating to temporary parental discretion for the retention of a student at grade level.

Also: That the Senate has on February 23, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 289, a bill for an act relating to the powers and duties of the boards of directors of area education agencies, school districts, and school corporations, and to the election of a director as school board president.

Also: That the Senate has on February 23, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 356, a bill for an act limiting civil liability for persons involved in agricultural tourism.

Also: That the Senate has on February 23, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 367, a bill for an act relating to certain financial obligations, including under the consumer credit code, and including under the criminal and juvenile justice system by modifying criminal and civil surcharges, fines, fees, costs, and court debt, providing civil penalties, and including effective date and retroactive applicability provisions.

Also: That the Senate has on February 23, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 387, a bill for an act relating to courses of study and training programs of the Iowa law enforcement academy and veterans educational assistance benefits, and including effective date provisions.

Also: That the Senate has on February 23, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 389, a bill for an act relating to public assistance program oversight.

Also: That the Senate has on February 23, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 413, a bill for an act relating to the conduct of elections, including absentee ballots and voter list maintenance activities, making penalties applicable, and including effective date and applicability provisions.

W. CHARLES SMITHSON, Secretary

SENATE MESSAGE CONSIDERED

Senate File 413, by committee on State Government, a bill for an act relating to the conduct of elections, including absentee ballots and voter list maintenance activities, making penalties applicable, and including effective date and applicability provisions.

Read first time and **passed on file**.

IMMEDIATE MESSAGES

Windschitl of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 552, 556, 558, 559, 560, 561, 562** and **Senate File 314**.

HOUSE FILES WITHDRAWN

Windschitl of Harrison asked and received unanimous consent to withdraw House Files 23, 29, 92, 287 and 529 from further consideration by the House.

COMMITTEE REVISION

The Speaker announced the following change to committee assignments effective immediately:

Commerce

Sexton replaced Landon

REREFERRED

The Speaker announced that Senate File 232, previously referred to committee on **Transportation** was **passed on file**.

The Speaker announced that Senate File 235, previously referred to committee on **Judiciary** was **passed on file**.

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on February 23, 2021, the following bills were approved and transmitted to the Secretary of State:

Senate File 269, 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, 2021, modifying provisions relating to the regular program state cost per pupil, modifying provisions relating to the property tax replacement payment and the transportation equity payments, and including effective date provisions.

Senate File 284, an Act relating to financial and regulatory matters by making appropriations for the fiscal year beginning July 1, 2020, and including effective date provisions.

STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 234 Commerce

Providing for actions taken by a board of directors of a corporation without a meeting.

H.S.B. 235 Judiciary

Prohibiting the state or a political subdivision of the state from entering into contracts with, or providing tax incentives or any other benefits to, certain companies that censor online content, and including effective date and applicability provisions.

H.S.B. 236 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. 237 Judiciary

Providing for training, prohibitions, and requirements relating to first

amendment rights at school districts and universities governed by the state board of regents.

H.S.B. 238 Economic Growth

Relating to the practice of interior design, providing penalties, and including effective date provisions.

H.S.B. 239 Appropriations

Providing for a study to identify areas where the governance and funding of levee districts could be improved at the state and local level, and making appropriations.

H.S.B. 240 Education

Relating to educational programs, information, funding, tax credits and deductions, open enrollment, supplementary weighting, and including effective date and retroactive applicability provisions.

H.S.B. 241 Economic Growth

Relating to the midwest interstate passenger rail compact, and including effective date provisions.

H.S.B. 242 Education

Modifying and establishing charter school programs.

H.S.B. 243 Education

Establishing a student first scholarship program for certain pupils attending nonpublic schools, establishing a student first scholarship fund, providing an income tax exemption, making appropriations, providing penalties, and including applicability provisions.

SUBCOMMITTEE ASSIGNMENTS

House File 254

State Government: Jacobsen, Chair; Bacon and Konfrst.

House File 346

State Government: Jacobsen, Chair; Bacon and Wilburn.

House File 445

Appropriations: Latham, Chair; Holt and Konfrst.

House File 502

Appropriations: Latham, Chair; Deyoe and Oldson.

House File 511

State Government: Mitchell, Chair; Nordman, Chair; Donahue.

House File 616

Natural Resources: Fisher, Chair; Hall and Thorup.

House File 630

Human Resources: Bergan, Chair; Bradley and Ehlert.

House File 632

Human Resources: Osmundson, Chair; Forbes and A. Meyer.

House File 647

Natural Resources: Siegrist, Chair; Jacoby and Jeneary.

Senate File 366

Ways and Means: Bloomingdale, Chair; Gjerde and Nordman.

STUDY BILL SUBCOMMITTEE ASSIGNMENTS**House Study Bill 234**

Commerce: Graber, Chair; Best and Oldson.

House Study Bill 235

Judiciary: Holt, Chair; Wheeler and Wolfe.

House Study Bill 236

Judiciary: Westrich, Chair; Bohannon and Gustafson.

House Study Bill 237

Judiciary: Hite, Chair; Bohannon and Salmon.

House Study Bill 238

Economic Growth: Thompson, Chair; Staed and Stone.

House Study Bill 239

Appropriations: Mohr, Chair; Hall and Holt.

House Study Bill 240

Education: Brink, Chair; Bossman and Winckler.

House Study Bill 241

Economic Growth: Graber, Chair; Bergan and Jacoby.

House Study Bill 242

Education: Wheeler, Chair; Ingels and Mascher.

House Study Bill 243

Education: Wills, Chair; Smith and Stone.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

MEGHAN NELSON
Chief Clerk of the House

COMMITTEE ON HUMAN RESOURCES

Committee Bill (Formerly House File 402), relating to the direct care workforce, including the expansion of the direct care workforce registry.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 23, 2021.

Committee Bill (Formerly House File 413), relating to consent to a hysterectomy.

Fiscal Note: **No**

Recommendation: **Do Pass** February 23, 2021.

Committee Bill (Formerly House Study Bill 172), relating to the qualifications of noncertified staff providing early and periodic screening, diagnosis, and treatment benefit services under the Medicaid program.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 23, 2021.

Committee Bill (Formerly House Study Bill 175), relating to the administering, prescribing, or ordering of immunizations or vaccines by a licensed podiatric physician, and providing an effective date.

Fiscal Note: **No**

Recommendation: **Do Pass** February 23, 2021.

Committee Bill (Formerly House Study Bill 223), relating to requirements for licensees under the purview of the dental board relating to orthodontia services.

Fiscal Note: **No**

Recommendation: **Do Pass** February 23, 2021.

COMMITTEE ON LABOR

Committee Bill (Formerly House Study Bill 203), relating to unemployment insurance and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 22, 2021.

COMMITTEE ON PUBLIC SAFETY

Committee Bill (Formerly House File 248), relating to the establishment of emergency response districts and fire departments.

Fiscal Note: **No**

Recommendation: **Do Pass** February 23, 2021.

Committee Bill (Formerly House Study Bill 117), relating to officer disciplinary actions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 23, 2021.

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House File 483), relating to matters under the purview of the utilities division of the department of commerce.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 23, 2021.

Committee Bill (Formerly House File 484), relating to the beginning farmer tax credit program, by modifying participation and lease agreement requirements and tax credit amounts, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 23, 2021.

AMENDMENTS FILED

H-1105	H.F.	498	Lundgren of Dubuque
H-1106	H.F.	547	Boden of Warren
			Salmon of Black Hawk
			Wheeler of Sioux
			Osmundson of Clayton
			Andrews of Polk
			Cisneros of Muscatine
			Westrich of Wapello
H-1107	H.F.	590	Kaufmann of Cedar
H-1108	H.F.	675	Gobble of Polk
H-1109	H.F.	590	Wolfe of Clinton
H-1110	H.F.	452	Jones of Clay
H-1111	H.F.	590	Hunter of Polk
H-1112	H.F.	525	Gobble of Polk
H-1113	S.F.	413	Hunter of Polk

On motion by Windschitl of Harrison, the House adjourned at 7:36 p.m., until 8:30 a.m., Wednesday, February 24, 2021.

JOURNAL OF THE HOUSE

Forty-fifth Calendar Day - Twenty-ninth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, February 24, 2021

The House met pursuant to adjournment at 8:33 a.m., Speaker Grassley in the chair.

Prayer was offered by Graber of Lee.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Paiven Knoot, Minority Leader's Page from Oskaloosa.

The Journal of Tuesday, February 23, 2021, was approved.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on February 23, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 307, a bill for an act relating to the examination and transportation of dead bodies, including associated fees and costs.

Also: That the Senate has on February 23, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 353, a bill for an act relating to drainage and levee districts, by providing for notices to interested persons including landowners in the district, and for repairs that require a report by an engineer or soil and water conservation district conservationist.

W. CHARLES SMITHSON, Secretary

INTRODUCTION OF BILLS

House File 679, by Gobble, a bill for an act relating to school district protocols for suicide prevention, intervention, and postvention and the identification of adverse childhood experiences and strategies to mitigate toxic stress response.

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

House File 680, by Thorup, a bill for an act modifying the sales tax holiday to include emergency preparedness supplies.

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

House File 681, by committee on Judiciary, a bill for an act providing for business entities, providing for certain fees, and including effective date provisions.

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

House File 682, by committee on Commerce, a bill for an act relating to the Iowa appraisal standards and appraiser certification law and making penalties applicable.

Read first time and placed on the **calendar**.

House File 683, by committee on Public Safety, a bill for an act relating to the establishment of emergency response districts and fire departments.

Read first time and placed on the **calendar**.

House File 684, by committee on Human Resources, a bill for an act relating to consent to a hysterectomy.

Read first time and placed on the **calendar**.

House File 685, by committee on Human Resources, a bill for an act relating to requirements for licensees under the purview of the dental board relating to orthodontia services.

Read first time and placed on the **calendar**.

House File 686, by committee on Human Resources, a bill for an act relating to the administering, prescribing, or ordering of immunizations or vaccines by a licensed podiatric physician, and providing an effective date.

Read first time and placed on the **calendar**.

On motion by Windschitl of Harrison, the House was recessed at 8:38 a.m., until 12:30 p.m.

AFTERNOON SESSION

The House reconvened at 2:44 p.m., Speaker Grassley in the chair.

INTRODUCTION OF BILLS

House File 687, by Prichard, McConkey, Cohoon, Kurth, James, B. Meyer, Konfrst, Sunde, Hall, Hunter, Judge, Anderson, Gjerde, Bohannan, Wilburn, Wessel-Kroeschell, Williams, Olson, Mascher, Jacoby, Cahill, Ehlert, Winckler, Staed, Oldson, Brown-Powers, Thede, Donahue, Forbes, Bennett, Wolfe, and Steckman, a bill for an act related to health insurance coverage for the assessment or diagnosis of a health condition, illness, or disease related to COVID-19, and for the administration of COVID-19 vaccines, and including effective date and retroactive applicability provisions.

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

House File 688, by Prichard, Hansen, McConkey, Cohoon, Williams, Kurth, James, Hall, B. Meyer, Konfrst, Sunde, Anderson, Bohannan, Hunter, Judge, Gjerde, Wilburn, Wessel-Kroeschell, Olson, Mascher, Jacoby, Ehlert, Cahill, Winckler, Staed, Oldson, Brown-Powers, Thede, Donahue, Running-Marquardt, Forbes, Bennett, Wolfe, and Steckman, a bill for an act relating to COVID-19 vaccine clinics, making an appropriation, and providing effective and applicability dates.

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

House File 689, by Prichard, McConkey, Cohoon, Williams, Kurth, James, B. Meyer, Konfrst, Sunde, Hall, Bohannan, Anderson, Hunter, Judge, Gjerde, Wilburn, Wessel-Kroeschell, Olson, Kressig, Mascher, Jacoby, Ehlert, Cahill, Winckler, Staed, Oldson, Brown-Powers, Thede, Donahue, Running-Marquardt, Forbes, Bennett, Steckman, and Wolfe, a bill for an act relating to oversight of expenditures of federal funds relating to the COVID-19 pandemic, and including effective date provisions.

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

House File 690, by Bush, a bill for an act relating to the frequency of meetings of a committee created to establish the minimum rate to be earned on state funds placed in time deposits.

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

House File 691, by committee on Human Resources, a bill for an act relating to the qualifications of noncertified staff providing early and periodic screening, diagnosis, and treatment benefit services under the Medicaid program.

Read first time and placed on the **calendar**.

House File 692, by committee on Human Resources, a bill for an act relating to the direct care workforce, including the expansion of the direct care workforce registry.

Read first time and placed on the **calendar**.

House File 693, 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.

Read first time and placed on the **Ways and Means calendar**.

House File 694, by committee on Ways and Means, a bill for an act relating to the beginning farmer tax credit program, by modifying participation and lease agreement requirements and tax credit amounts, and including effective date provisions.

Read first time and placed on the **Ways and Means calendar**.

SENATE MESSAGES CONSIDERED

Senate File 261, by committee on Education, a bill for an act authorizing the college student aid commission to organize a nonprofit corporation.

Read first time and **passed on file**.

Senate File 289, by committee on Education, a bill for an act relating to the powers and duties of the boards of directors of area education agencies, school districts, and school corporations, and to the election of a director as school board president.

Read first time and **passed on file**.

Senate File 353, by committee on Natural Resources and Environment, a bill for an act relating to drainage and levee districts, by providing for notices to interested persons including landowners in the district, and for repairs that require a report by an engineer or soil and water conservation district conservationist.

Read first time and **passed on file**.

CONSIDERATION OF BILL Regular Calendar

House File 590, a bill for an act relating to the conduct of elections, including absentee ballots and voter list maintenance activities, making penalties applicable, and including effective date provisions, was taken up for consideration.

Hunter of Polk asked and received unanimous consent that amendment H-1111 be deferred.

Kaufmann of Cedar offered amendment H-1107 filed by him.

Mascher of Johnson offered amendment H-1116, to amendment H-1107, filed by her from the floor and moved its adoption.

Roll call was requested by Mascher of Johnson and Hunter of Polk.

On the question "Shall amendment H-1116, to amendment H-1107, be adopted?" (H.F. 590)

The ayes were, 37:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cohoon	Donahue
Ehlert	Forbes	Gjerde	Hall
Hansen	Hunter	Isenhardt	Jacoby
James	Judge	Konfrst	Kressig

Kurth	Mascher	McConkey	Meyer, B.
Oldson	Olson	Prichard	Running-Marquardt
Smith	Staed	Steckman	Sunde
Wessel-Kroeschell	Wilburn	Williams	Winckler
Wolfe			

The nays were, 57:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Gerhold
Gobble	Graber	Gustafson	Hein
Hite	Holt	Ingels	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Latham	Lohse	Lundgren
Maxwell	McClintock	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Nordman
Osmundson	Paustian	Salmon	Sexton
Shipley	Sieck	Siegrist	Sorensen
Stone	Thompson	Thorup	Westrich
Wheeler	Wills	Windschitl	Worthan
Speaker			
Grassley			

Absent or not voting, 6:

Cahill	Fry	Gaines	Landon
Nielsen	Thede		

Amendment H-1116, to amendment H-1107, lost.

Kaufmann of Cedar offered amendment H-1117, to amendment H-1107, filed by him from the floor and moved its adoption.

Amendment H-1117, to amendment H-1107, was adopted.

Kaufmann of Cedar moved the adoption of amendment H-1107, as amended.

Amendment H-1107, as amended, was adopted.

Wolfe of Clinton offered amendment H-1109 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-1109 be adopted?" (H.F. 590)

The ayes were, 38:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Bush	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hall	Hansen	Hunter	Isenhardt
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Mascher	McConkey
Meyer, B.	Oldson	Olson	Prichard
Running-Marquardt	Smith	Staed	Steckman
Sunde	Wessel-Kroeschell	Wilburn	Williams
Winckler	Wolfe		

The nays were, 54:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingdale	Boden	Bossman
Bradley	Brink	Cisneros	Dolecheck
Fisher	Gerhold	Gobble	Grabner
Gustafson	Hein	Hite	Holt
Ingels	Jacobsen	Jeneary	Jones
Kaufmann	Kerr	Klein	Latham
Lohse	Maxwell	McClintock	Meyer, A.
Mitchell	Mohr	Mommsen	Moore
Nordman	Osmundson	Paustian	Salmon
Sexton	Shipley	Sieck	Siegrist
Sorensen	Stone	Thompson	Thorup
Westrich	Wheeler	Wills	Windschitl
Worthan	Speaker		
	Grassley		

Absent or not voting, 8:

Cahill	Deyoe	Fry	Gaines
Landon	Lundgren	Nielsen	Thede

Amendment H-1109 lost.

Hunter of Polk asked and received unanimous consent to withdraw amendment H-1111, previously deferred, filed by him on February 23, 2021.

SENATE FILE 413 SUBSTITUTED FOR HOUSE FILE 590

Kaufmann of Cedar asked and received unanimous consent to substitute Senate File 413 for House File 590.

Senate File 413, a bill for an act relating to the conduct of elections, including absentee ballots and voter list maintenance activities, making penalties applicable, and including effective date and applicability provisions, was taken up for consideration.

Hunter of Polk offered amendment H-1113 filed by him and moved its adoption.

Roll call was requested by Hunter of Polk and Staed of Linn.

On the question "Shall amendment H-1113 be adopted?" (S.F. 413)

The ayes were, 38:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cohoon	Donahue
Ehlert	Forbes	Gjerde	Hall
Hansen	Hunter	Isenhardt	Jacoby
James	Judge	Konfrst	Kressig
Kurth	Mascher	Maxwell	McConkey
Meyer, B.	Oldson	Olson	Prichard
Running-Marquardt	Smith	Staed	Steckman
Sunde	Wessel-Kroeschell	Wilburn	Williams
Winckler	Wolfe		

The nays were, 56:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingdale	Boden	Bossmann
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Gerhold
Gobble	Graber	Gustafson	Hein
Hite	Holt	Ingels	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Latham	Lohse	Lundgren
McClintock	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Nordman	Osmundson
Paustian	Salmon	Sexton	Shipley
Sieck	Siegrist	Sorensen	Stone
Thompson	Thorup	Westrich	Wheeler
Wills	Windschitl	Worthan	Speaker
			Grassley

Absent or not voting, 6:

Cahill	Fry	Gaines	Landon
Nielsen	Thede		

Amendment H-1113 lost.

QUORUM CALL

A non-record roll call was requested to determine that a quorum was present. The vote revealed eighty-five members present, fifteen absent.

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. 413)

The ayes were, 57:

Andrews	Bacon	Baxter	Bergan
Best	Bloomington	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Gerhold
Gobble	Graber	Gustafson	Hein
Hite	Holt	Ingels	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Latham	Lohse	Lundgren
Maxwell	McClintock	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Nordman
Osmundson	Paustian	Salmon	Sexton
Shipley	Sieck	Siegrist	Sorensen
Stone	Thompson	Thorup	Westrich
Wheeler	Wills	Windschitl	Worthan
Speaker			
Grassley			

The nays were, 37:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cohoon	Donahue
Ehlert	Forbes	Gjerde	Hall
Hansen	Hunter	Isenhart	Jacoby
James	Judge	Konfrst	Kressig
Kurth	Mascher	McConkey	Meyer, B.
Oldson	Olson	Prichard	Running-Marquardt
Smith	Staed	Steckman	Sunde
Wessel-Kroeschell	Wilburn	Williams	Winckler
Wolfe			

Absent or not voting, 6:

Cahill	Fry	Gaines	Landon
Nielsen	Thede		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Cahill of Marshall
Gaines of Polk
Nielsen of Johnson

Fry of Clarke
Landon of Polk
Thede of Scott

IMMEDIATE MESSAGE

Windschitl of Harrison asked and received unanimous consent that **Senate File 413** be immediately messaged to the Senate.

HOUSE FILE WITHDRAWN

Windschitl of Harrison asked and received unanimous consent to withdraw House File 590 from further consideration by the House.

Wills of Dickinson in the chair at 7:54 p.m.

COMMITTEE REVISION

The Speaker announced the following change to committee assignments effective immediately:

Education

Staed replaced Gaines

EXPLANATIONS OF VOTE

On February 16, 2021, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House Joint Resolution 10—"aye"
Amendment H-1055 (H.F. 283)—"aye"
House File 285—"aye"
House File 311—"aye"
House File 315—"aye"
House File 382—"aye"
House File 384—"aye"
House File 390—"aye"
House File 415—"aye"

House File 231—"aye"
House File 283—"aye"
Amendment H-1039 (H.F. 311)—"aye"
House File 313—"aye"
House File 364—"aye"
Amendment H-1058 (H.F. 384)—"aye"
Amendment H-1040 (H.F. 390)—"aye"
Amendment H-1037 (H.F. 415)—"aye"
House File 416—"aye"

Amendment H-1056 (H.F. 424)—“aye”	House File 424—“aye”
House File 431—“aye”	House File 435—“aye”
House File 454—“aye”	Senate File 129—“aye”
Senate File 173—“aye”	H-1050 Susp. Rules (S.F. 230)—“nay”
Senate File 230—“aye”	Senate File 231—“aye”
Senate File 239—“aye”	Senate File 253—“aye”
Senate Concurrent Resolution 3—“aye”	

Also: On February 17, 2021, as follows:

House File 365—“aye”	House File 385—“aye”
House File 418—“aye”	House File 428—“aye”
House File 433—“aye”	House File 456—“aye”
House File 468—“aye”	House File 487—“aye”
House File 488—“aye”	House File 489—“aye”
House File 490—“aye”	House File 491—“aye”
House File 495—“aye”	Senate File 130—“aye”
Senate File 285—“aye”	Senate File 343—“aye”

Also: On February 18, 2021, as follows:

Amendment H-1068 (H.F. 532)—“nay”	
Amendment H-1073A (H.F. 532)—“aye”	
Amendment H-1073B (H.F. 532)—“aye”	House File 532—“aye”
Senate File 284—“aye”	

Sieck of Mills

On February 23, 2021, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

Amendment H-1067 (H.F. 308)—“aye”	House File 308—“aye”
Amendment H-1071 (H.F. 309)—“aye”	House File 309—“aye”
House File 486—“aye”	House File 493—“aye”
House File 500—“aye”	House File 513—“aye”
House File 514—“aye”	House File 522—“nay”
House File 524—“aye”	House File 528—“aye”
House File 552—“aye”	House File 556—“aye”
House File 558—“nay”	House File 559—“aye”
House File 560—“aye”	House File 561—“aye”
House File 562—“aye”	Senate File 314—“aye”

Winckler of Scott

STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 244 State Government

Relating to attribution statements on certain campaign signs and making penalties applicable.

H.S.B. 245 State Government

Relating to the operation of registered all-terrain vehicles and off-road utility vehicles on county highways.

H.S.B. 246 State Government

Relating to a temporary provision directing the state universities governed by the state board of regents to hold in-person spring graduation commencement ceremonies and including effective date provisions.

H.S.B. 247 State Government

Relating to the local fire protection and emergency medical service providers grant program.

H.S.B. 248 Labor

Concerning private sector employee drug testing.

H.S.B. 249 Agriculture

Regulating the application of pesticides, including by providing for the certification of applicators, and certain actions taken by the department of agriculture and land stewardship against private applicators, and providing penalties.

H.S.B. 250 Veterans Affairs

Relating to participation in and credit for physical education under the educational standards.

H.S.B. 251 Public Safety

Relating to driver's license restrictions, including ignition interlock device requirements for a first operating-while-intoxicated offense.

H.S.B. 252 State Government

Relating to the redemption of beverage containers, providing civil penalties, and including effective date provisions.

H.S.B. 253 Judiciary

Relating to landlords and tenants, including service animal requirements, rent late fees, forcible entry and detainer property disposal, and peaceable possession, and including applicability provisions.

SUBCOMMITTEE ASSIGNMENTS**House File 223**

Judiciary: Hite, Chair; Klein and Wolfe.

House File 541

State Government: Boden, Chair; Gjerde and Sexton.

House File 564

Education: Thompson, Chair; Smith and Sorensen.

House File 575

Local Government: Deyoe, Chair; Maxwell and Oldson.

House File 599

State Government: Bacon, Chair; Mitchell and Wilburn.

House File 600

State Government: A. Meyer, Chair; Donahue and Siegrist.

House File 627

Commerce: Lohse, Chair; Andrews and McConkey.

House File 633

Judiciary: Holt, Chair; Jacobsen and Wolfe.

House File 637

State Government: Jones, Chair; Bohannan and Nordman.

House File 638

State Government: Jacobsen, Chair; Mitchell and Wilburn.

House File 639

State Government: Jones, Chair; Konfrst and Sexton.

House File 640

State Government: Jones, Chair; Hunter and Moore.

House File 646

Agriculture: Mommsen, Chair; Breckenridge and Sieck.

STUDY BILL SUBCOMMITTEE ASSIGNMENTS**House Study Bill 244**

State Government: Sexton, Chair; Hunter and A. Meyer.

House Study Bill 245

State Government: Kaufmann, Chair; Cohoon and Mitchell.

House Study Bill 246

State Government: Nordman, Chair; Bohannan and Mitchell.

House Study Bill 247

State Government: Siegrist, Chair; Gjerde and Moore.

House Study Bill 248

Labor: Best, Chair; Bush and McConkey.

House Study Bill 249

Agriculture: Ingels, Chair; Hansen and Sieck.

House Study Bill 250

Veterans Affairs: Andrews, Chair; Gjerde and Gustafson.

House Study Bill 251

Public Safety: Andrews, Chair; Jeneary and Olson.

House Study Bill 252

State Government: Lundgren, Chair; Bohannon, Bossman, Donahue and Nordman.

House Study Bill 253

Judiciary: Hite, Chair; Wessel-Kroeschell and Westrich.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

MEGHAN NELSON
Chief Clerk of the House

COMMITTEE ON COMMERCE

Committee Bill (Formerly House Study Bill 206), relating to rate regulatory proceedings before the utilities board within the utilities division of the department of commerce.

Fiscal Note: **No**

Recommendation: **Do Pass** February 24, 2021.

Committee Bill (Formerly House Study Bill 218), relating to the treatment of adoptive parent employees and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Do Pass** February 24, 2021.

COMMITTEE ON JUDICIARY

Committee Bill (Formerly House File 9), relating to pretrial contact between a prosecuting witness who is a minor and the defendant.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 24, 2021.

Committee Bill (Formerly House Study Bill 112), relating to child endangerment committed by a sex offender, and providing penalties.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 24, 2021.

Committee Bill (Formerly House Study Bill 143), proposing an amendment to the Constitution of the State of Iowa relating to the qualifications of electors.

Fiscal Note: **No**

Recommendation: **Do Pass** February 24, 2021.

Committee Bill (Formerly House Study Bill 209), relating to nonsubstantive Code corrections, and including retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 24, 2021.

Committee Bill (Formerly House Study Bill 226), 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.

Fiscal Note: **No**

Recommendation: **Do Pass** February 24, 2021.

COMMITTEE ON WAYS AND MEANS

Senate File 364, a bill for an act allowing certain deductions relating to the paycheck protection program loan forgiveness, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H-1115** February 23, 2021.

RESOLUTION FILED

H.R. 7, by Jones, Moore, Ehlert, Bennett, Stone, Konfrst, Bohannan, Gustafson, Wolfe, McClintock, B. Meyer, Jacoby, Bossman, Thorup, Hansen, Lohse, Brown-Powers, Siegrist, and Bloomingdale, a resolution urging the Iowa High School Girls Athletic Union to sanction girls wrestling as a high school sport.

Laid over under **Rule 25**.

AMENDMENTS FILED

H-1114	H.F.	583	Mohr of Scott
H-1115	S.F.	364	Committee on Ways and Means
H-1116	H.F.	590	Mascher of Johnson
H-1117	H.F.	590	Kaufmann of Cedar
H-1118	H.F.	460	Deyoe of Story
H-1119	H.F.	675	Gobble of Polk
H-1120	H.F.	644	Dolecheck of Ringgold

On motion by Windschitl of Harrison, the House adjourned at 7:57 p.m., until 8:30 a.m., Thursday, February 25, 2021.

JOURNAL OF THE HOUSE

Forty-sixth Calendar Day - Thirtieth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, February 25, 2021

The House met pursuant to adjournment at 8:31 a.m., Wills of Dickinson in the chair.

Prayer was offered by McClintock of Linn.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Abbey Welden, Page from Marshalltown.

The Journal of Wednesday, February 24, 2021, was approved.

INTRODUCTION OF BILLS

House Joint Resolution 11, 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 695, by Isenhardt, a bill for an act requiring public meetings related to energy efficiency plans filed by rate-regulated gas or electric utilities with the utilities board within the utilities division of the department of commerce.

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

House File 696, by Abdul-Samad, Ehlert, Donahue, and McConkey, a bill for an act relating to the establishment of a study committee on child marriage.

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

House File 697, by Brown-Powers, a bill for an act relating to veterans health care services.

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

House File 698, by committee on Public Safety, a bill for an act relating to officer disciplinary actions and establishing a legislative interim committee.

Read first time and placed on the **calendar**.

House File 699, by committee on Judiciary, a bill for an act relating to nonsubstantive Code corrections, and including retroactive applicability provisions.

Read first time and placed on the **calendar**.

House File 700, by committee on Commerce, a bill for an act relating to rate regulatory proceedings before the utilities board within the utilities division of the department of commerce.

Read first time and placed on the **calendar**.

SENATE MESSAGES CONSIDERED

Senate File 265, by committee on Education, a bill for an act relating to temporary parental discretion for the retention of a student at grade level.

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

Senate File 356, by committee on Agriculture, a bill for an act limiting civil liability for persons involved in agricultural tourism.

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

EXPLANATIONS OF VOTE

On February 23, 2021, I inadvertently voted “aye” on House File 558, I meant to vote “nay”.

Mascher of Johnson

On February 24, 2021, I inadvertently voted “aye” on amendment H-1113 (S.F. 413), I meant to vote “nay”.

Maxwell of Poweshiek

On February 23, 2021, I inadvertently voted “aye” on House File 513, I meant to vote “nay”.

Staed of Linn

STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 254 Public Safety

Relating to the acquisition and possession of weapons and providing penalties.

H.S.B. 255 Human Resources

Relating to duties performed by physician assistants.

H.S.B. 256 Transportation

Creating a permit allowing the operation of vehicles of excessive weight transporting fluid milk products, and providing fees.

H.S.B. 257 Judiciary

Relating to court records for residential forcible entry and detainer actions.

H.S.B. 258 Judiciary

Providing for requirements related to racism or sexism trainings at, and diversity and inclusion efforts by, school districts and public postsecondary educational institutions.

SUBCOMMITTEE ASSIGNMENTS

House File 140

Transportation: Siegrist, Chair; Forbes and Worthan.

House File 642

Appropriations: Brink, Chair; Kerr and Winckler.

House File 643

Ways and Means: Maxwell, Chair; Gjerde and Sieck.

House File 645

Appropriations: Mommsen, Chair; Deyoe and Williams.

House File 658

Commerce: Westrich, Chair; McConkey and Mitchell.

House File 660

Education: Gobble, Chair; Bossman and Staed.

House File 677

Commerce: Mohr, Chair; Hansen and Nordman.

House File 680

Ways and Means: Mitchell, Chair; Boden and Staed.

House File 681

Ways and Means: Lohse, Chair; Hite and Wolfe.

STUDY BILL SUBCOMMITTEE ASSIGNMENTS**House Study Bill 236 Reassigned**

Judiciary: Westrich, Chair; Gustafson and Oldson.

House Study Bill 254

Public Safety: Holt, Chair; Klein and Wessel-Kroeschell.

House Study Bill 255

Human Resources: Bush, Chair; Brown-Powers and Jeneary.

House Study Bill 256

Transportation: Siegrist, Chair; Hansen and Mommsen.

House Study Bill 257

Judiciary: Hite, Chair; B. Meyer and Westrich.

House Study Bill 258

Judiciary: Holt, Chair; Wheeler and Wolfe.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

MEGHAN NELSON
Chief Clerk of the House

COMMITTEE ON APPROPRIATIONS

Committee Bill (Formerly House File 300), creating a public safety equipment fund, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 25, 2021.

Committee Bill (Formerly House File 371), relating to the transfer, deposit, and appropriation of moneys to the teach Iowa scholar fund from the teacher shortage forgivable loan repayment fund and the teacher shortage loan forgiveness repayment fund.

Fiscal Note: **No**

Recommendation: **Do Pass** February 25, 2021.

Committee Bill (Formerly House File 445), relating to interpreters and translators for limited-English-proficient, deaf, and hard-of-hearing persons in certain legal proceedings, making appropriations, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 25, 2021.

COMMITTEE ON INFORMATION TECHNOLOGY

Committee Bill (Formerly House Study Bill 198), relating to standards for data security, and investigations and notifications of cybersecurity events, for certain licensees under the jurisdiction of the commissioner of insurance, making penalties applicable, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 25, 2021.

COMMITTEE ON TRANSPORTATION

Committee Bill (Formerly House Study Bill 190), relating to authorized emergency vehicles, making penalties applicable, and including effective date and applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 25, 2021.

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House File 360), relating to the calculation of certain court costs in probate matters, and including effective date and applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 25, 2021.

Committee Bill (Formerly House File 362), relating to the construction of child care facilities by providing developers with sales and use tax refunds and income, franchise, moneys and credits, and gross premiums tax credits, providing for a fee, and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 25, 2021.

RESOLUTION FILED

H.R. 8, by Gobble, Lohse, Smith, Brown-Powers, Fisher, Bossman, Thorup, Cahill, Westrich, Ingels, Bradley, Andrews, Jeneary, A. Meyer, Boden, Hunter, McConkey, Breckenridge, Moore, Steckman, Latham, Nordman, Osmundson, Dolecheck, Graber, Bush, Sorensen, Klein, and Gerhold, a resolution urging the Congress of the United States to grant additional authority to the Federal Communications Commission to restrict unwanted robocalls and call spoofing, and urging the Federal Communications Commission to educate the public on how to report unlawful telephone calls.

Laid over under **Rule 25**.

AMENDMENT FILED

H-1121 H.F. 455 Lohse of Polk

On motion by Windschitl of Harrison, the House adjourned at 8:37 a.m., until 1:00 p.m., Monday, March 1, 2021.

JOURNAL OF THE HOUSE

Fiftieth Calendar Day - Thirty-first Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, March 1, 2021

The House met pursuant to adjournment at 1:00 p.m., Wills of Dickinson in the chair.

Prayer was offered by Andrea Gulley, Clerk for Sexton of Calhoun and Worthan of Buena Vista.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Grace Sundstrom, Page from Des Moines.

The Journal of Thursday, February 25, 2021 was approved.

INTRODUCTION OF BILLS

House File 701, by Gjerde and A. Meyer, a bill for an act relating to the self-administration and storage of bronchodilators and bronchodilator canisters and spacers relative to schools and students.

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

House File 702, by Lohse, a bill for an act establishing advertisement limitations for attorneys and counselors.

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

House File 703, by Brown-Powers and Smith, a bill for an act providing for standards for mitigation of infectious disease under the state occupational health and safety law, making penalties applicable, and including effective date provisions.

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

House File 704, by Ingels, a bill for an act providing for legislative review of the Iowa Code over a ten-year period.

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

House File 705, by Maxwell, a bill for an act providing for the regulation of commercial establishments maintaining certain animals, providing fees, and making penalties applicable.

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

House File 706, by Fry, a bill for an act relating to reimbursement rates for health care services provided to covered persons by telehealth, and including applicability provisions.

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

House File 707, by committee on Appropriations, a bill for an act relating to interpreters and translators for limited-English-proficient, deaf, and hard-of-hearing persons in certain legal proceedings, making appropriations, and including effective date provisions.

Read first time and placed on the **Appropriations calendar**.

House File 708, by committee on Appropriations, a bill for an act creating a public safety equipment fund, and including effective date provisions.

Read first time and placed on the **Appropriations calendar**.

House File 709, 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 710, by committee on Judiciary, a bill for an act relating to child endangerment committed by a sex offender, and providing penalties.

Read first time and placed on the **calendar**.

House File 711, 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 placed on the **Ways and Means calendar**.

House File 712, by committee on Ways and Means, a bill for an act relating to the construction of child care facilities by providing developers with sales and use tax refunds and income, franchise, moneys and credits, and gross premiums tax credits, providing for a fee, and including applicability provisions.

Read first time and placed on the **Ways and Means calendar**.

SENATE MESSAGES CONSIDERED

Senate File 307, by committee on Human Resources, a bill for an act relating to the examination and transportation of dead bodies, including associated fees and costs.

Read first time and **passed on file**.

Senate File 367, by committee on Ways and Means, a bill for an act relating to certain financial obligations, including under the consumer credit code, and including under the criminal and juvenile justice system by modifying criminal and civil surcharges, fines, fees, costs, and court debt, providing civil penalties, and including effective date and retroactive applicability provisions.

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

STUDY BILL COMMITTEE ASSIGNMENT

H.S.B. 259 Commerce

Relating to tort liability, including employer liability in civil actions involving commercial motor vehicles and arising from an employee's negligence, punitive or exemplary damages, and noneconomic damages available against owners or operators of commercial motor vehicles.

SUBCOMMITTEE ASSIGNMENTS

House File 216

Economic Growth: Graber, Chair; McConkey and Thompson.

House File 479

Human Resources: Bergan, Chair; Andrews and Mascher.

House File 670

Economic Growth: Ingels, Chair; Staed and Thompson.

House File 690

State Government: Moore, Chair; Konfrst and Sexton.

House File 701

Human Resources: Jeneary, Chair; Bush and Ehlert.

House File 705

Agriculture: Mommsen, Chair; Gerhold and Gjerde.

House File 706

Human Resources: Fry, Chair; Bergan and Sunde.

STUDY BILL SUBCOMMITTEE ASSIGNMENT**House Study Bill 259**

Commerce: Deyoe, Chair; B. Meyer and Nordman.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

MEGHAN NELSON
Chief Clerk of the House

COMMITTEE ON ADMINISTRATION AND RULES

Committee Bill (Formerly House Study Bill 211), a concurrent resolution relating to joint rules of the Senate and House of Representatives for the Eighty-ninth General Assembly.

Fiscal Note: **No**

Recommendation: **Do Pass** March 1, 2021.

COMMITTEE ON COMMERCE

Committee Bill (Formerly House File 677), relating to unfair or deceptive acts or practices in the rental of vehicles and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Do Pass** March 1, 2021.

Committee Bill (Formerly House Study Bill 207), relating to the location and marking of underground facilities and providing penalties.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 1, 2021.

Committee Bill (Formerly House Study Bill 228), relating to pharmacy benefits managers, pharmacies, and prescription drug benefits, and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 1, 2021.

Committee Bill (Formerly House Study Bill 234), providing for actions taken by a board of directors of a corporation without a meeting.

Fiscal Note: **No**

Recommendation: **Do Pass** March 1, 2021.

COMMITTEE ON EDUCATION

Committee Bill (Formerly House Study Bill 145), making an appropriation to the department of education for the Iowa reading research center.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 1, 2021.

COMMITTEE ON LOCAL GOVERNMENT

Committee Bill (Formerly House File 444), relating to township fire stations by authorizing the use of certain property taxes approved at election for the payment of anticipatory bonds.

Fiscal Note: **No**

Recommendation: **Do Pass** February 25, 2021.

Committee Bill (Formerly House Study Bill 171), relating to the authority of counties and cities to regulate rental housing, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** February 25, 2021.

Committee Bill (Formerly House Study Bill 197), authorizing length of service award programs for volunteer fire fighters, volunteer emergency medical care providers, and reserve peace officers.

Fiscal Note: **No**

Recommendation: **Do Pass** February 25, 2021.

Committee Bill (Formerly House Study Bill 222), relating to noncompliance with rules adopted by a county sanitarian regarding septic tank pumping.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** February 25, 2021.

RESOLUTION FILED

H.C.R. 9, by Jacobsen, Salmon, and Baxter, 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 Windschitl of Harrison, the House adjourned at 1:12 p.m., until 8:30 a.m., Tuesday, March 2, 2021.

JOURNAL OF THE HOUSE

Fifty-first Calendar Day - Thirty-second Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, March 2, 2021

The House met pursuant to adjournment at 8:30 a.m., Wills of Dickinson in the chair.

Prayer was offered by Holt of Crawford.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Ella Apana-Stipe, Page from West Des Moines.

The Journal of Monday, March 1, 2021, was approved.

STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 260 Local Government

Relating to title fees for snowmobiles, all-terrain vehicles, and vessels of surviving spouses.

H.S.B. 261 Local Government

Modifying provisions related to certain affidavits accepted by county recorders for updating county transfer books and indexes when a conveyance of real estate has not occurred.

H.S.B. 262 Local Government

Regarding the registration and titling of motor vehicles, including by providing for registration and titling by any county treasurer and by modifying related fees and the amount of fees retained by county treasurers.

H.S.B. 263 Natural Resources

Relating to snowmobile user permits and registration fees.

H.S.B. 264 State Government

Providing for delinquency fees for executive branch agencies for untimely rulemaking in certain circumstances and including effective date and retroactive applicability provisions.

H.S.B. 265 State Government

Relating to the forfeiture and withholding of certain gaming winnings and providing penalties.

H.S.B. 266 Public Safety

Relating to public records including confidentiality, access, and the enforcement of public records violations, and uniform commercial code filings; certain employment matters including benefits, workers' compensation, civil actions, and civil immunity; and law enforcement including law enforcement officer rights, eluding law enforcement, and carrying firearms; and providing penalties.

SUBCOMMITTEE ASSIGNMENTS**House File 595 Reassigned**

Judiciary: Jones, Chair; Mitchell and Wessel-Kroeschell.

House File 702

Judiciary: Lohse, Chair; B. Meyer and Westrich.

Senate File 356

Agriculture: Latham, Chair; Smith and Thorup.

Senate File 367

Judiciary: Hite, Chair; Mitchell and Wolfe.

STUDY BILL SUBCOMMITTEE ASSIGNMENTS**House Study Bill 260**

Local Government: Cisneros, Chair; Abdul-Samad and Siegrist.

House Study Bill 261

Local Government: Gustafson, Chair; Gobble and Oldson.

House Study Bill 262

Local Government: Gobble, Chair; Isenhart and Wheeler.

House Study Bill 263

Natural Resources: Bacon, Chair; Baxter and Smith.

House Study Bill 264

State Government: Jones, Chair; Mitchell and Wolfe.

House Study Bill 265

State Government: Sexton, Chair; Cohoon and Moore.

House Study Bill 266

Public Safety: Klein, Chair; Steckman and Westrich.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

MEGHAN NELSON
Chief Clerk of the House

COMMITTEE ON ECONOMIC GROWTH

Committee Bill (Formerly House Study Bill 204), regarding port authorities, including by allowing port authorities to enter into certain loan agreements and lease contracts.

Fiscal Note: **No**

Recommendation: **Do Pass** March 2, 2021.

Committee Bill (Formerly House Study Bill 238), relating to the practice of interior design, providing penalties, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 2, 2021.

COMMITTEE ON HUMAN RESOURCES

Committee Bill (Formerly House File 115), relating to emergency care policy and procedure requirements applicable to an ambulatory surgical center.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 1, 2021.

Committee Bill (Formerly House File 269), prohibiting certain health carriers from excluding certain out-of-state health care professionals from participating as providers, via telehealth, under the carriers' policies, plans, and contracts, and including effective date and applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 1, 2021.

Committee Bill (Formerly House File 516), relating to the placement of dental sealants on teeth by a dental assistant.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 1, 2021.

Committee Bill (Formerly House Study Bill 225), relating to the time frame applicable to the adjustment of overpayment of claims under the Medicaid program, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 1, 2021.

COMMITTEE ON JUDICIARY

Committee Bill (Formerly House File 78), relating to the use of recording devices on private property by state entities and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 2, 2021.

Committee Bill (Formerly House File 273), providing for an exemption from tort liability arising from winter recreational activities on commercial property.

Fiscal Note: **No**

Recommendation: **Do Pass** March 2, 2021.

Committee Bill (Formerly House File 589), providing for representation of adoptive parents by local public defenders.

Fiscal Note: **No**

Recommendation: **Do Pass** March 2, 2021.

Committee Bill (Formerly House Study Bill 208), relating to the statute of limitations for recovery from injuries to a person or property from a licensed veterinarian.

Fiscal Note: **No**

Recommendation: **Do Pass** March 2, 2021.

Committee Bill (Formerly House Study Bill 236), 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: **Amend and Do Pass** March 2, 2021.

Committee Bill (Formerly House Study Bill 237), providing for training, prohibitions, and requirements relating to first amendment rights at school districts and universities governed by the state board of regents.

Fiscal Note: **No**

Recommendation: **Do Pass** March 2, 2021.

COMMITTEE ON LABOR

Committee Bill (Formerly House Study Bill 248), concerning private sector employee drug testing.

Fiscal Note: **No**

Recommendation: **Do Pass** March 2, 2021.

COMMITTEE ON NATURAL RESOURCES

Committee Bill (Formerly House File 647), creating a restore the outdoors program to support vertical infrastructure projects by the department of natural resources, and making appropriations.

Fiscal Note: **No**

Recommendation: **Do Pass** March 2, 2021.

Committee Bill (Formerly House Study Bill 196), relating to the possession and use of a firearm while on an electric scooter, and providing penalties.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 2, 2021.

Committee Bill (Formerly House Study Bill 216), relating to the established season for hunting game birds on a preserve, and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Do Pass** March 2, 2021.

COMMITTEE ON PUBLIC SAFETY

Committee Bill (Formerly House Study Bill 5), 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** March 2, 2021.

Committee Bill (Formerly House Study Bill 251), relating to driver's license restrictions, including ignition interlock device requirements for a first operating-while-intoxicated offense.

Fiscal Note: **No**

Recommendation: **Do Pass** March 2, 2021.

Committee Bill (Formerly House Study Bill 254), relating to the acquisition and possession of weapons and providing penalties.

Fiscal Note: **No**

Recommendation: **Do Pass** March 2, 2021.

RESOLUTION FILED

H.C.R. 10, by Committee on Administration and Rules, a concurrent resolution relating to joint rules of the Senate and House of Representatives for the Eighty-ninth General Assembly.

Placed on the **calendar**.

AMENDMENT FILED

H-1122 S.F. 364 Lohse of Polk

On motion by Windschitl of Harrison, the House adjourned at 8:33 a.m., until 8:30 a.m., Wednesday, March 3, 2021.

JOURNAL OF THE HOUSE

Fifty-second Calendar Day - Thirty-third Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, March 3, 2021

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

Prayer was offered by Salmon of Black Hawk.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Indee Grassley, daughter of Speaker Grassley, Shelby Ohrt, Claire McCumber and Drew Peterson. They were the guests of Speaker Grassley.

The Journal of Tuesday, March 2, 2021, was approved.

INTRODUCTION OF BILLS

House File 713, by Wills, a bill for an act relating to the establishment of a school turnaround program by the department of education to contract with an independent school turnaround expert to provide services to public schools designated as being in need of intervention.

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

House File 714, by Andrews, a bill for an act relating to fundamental parental rights.

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

House File 715, by Smith and Brown-Powers, a bill for an act relating to employment matters, providing penalties and remedies, and including effective date, applicability, and transition provisions.

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

House File 716, by Gerhold and Jeneary, a bill for an act providing for voluntary contributions to public safety agencies during vehicle registration renewal.

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

House File 717, by Best and Brown-Powers, 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 718, by committee on Local Government, a bill for an act relating to township fire stations by authorizing the use of certain property taxes approved at election for the payment of anticipatory bonds.

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

House File 719, by committee on Information Technology, a bill for an act relating to standards for data security, and investigations and notifications of cybersecurity events, for certain licensees under the jurisdiction of the commissioner of insurance, making penalties applicable, and including effective date provisions.

Read first time and placed on the **calendar**.

House File 720, by committee on Local Government, a bill for an act relating to the authority of counties and cities to regulate rental housing, and including effective date provisions.

Read first time and placed on the **calendar**.

House File 721, by committee on Transportation, a bill for an act relating to authorized emergency vehicles, making penalties applicable, and including effective date and applicability provisions.

Read first time and placed on the **calendar**.

House File 722, by committee on Appropriations, a bill for an act relating to the transfer, deposit, and appropriation of moneys to the

teach Iowa scholar fund from the teacher shortage forgivable loan repayment fund and the teacher shortage loan forgiveness repayment fund.

Read first time and placed on the **Appropriations calendar**.

House File 723, by committee on Judiciary, 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 referred to committee on **Ways and Means**.

House File 724, by committee on Commerce, a bill for an act relating to the treatment of adoptive parent employees and making penalties applicable.

Read first time and placed on the **calendar**.

House File 725, by Isenhardt, a bill for an act providing for the reclamation or drainage abatement of lead mines.

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

House File 726, by Staed, a bill for an act allowing veterinary assistants to administer rabies vaccinations.

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

House File 727, by Brown-Powers and A. Meyer, a bill for an act relating to health insurance coverage for certain post-mastectomy related issues, and including applicability provisions.

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

House File 728, by committee on Local Government, a bill for an act relating to noncompliance with rules adopted by a county sanitarian regarding septic tank pumping.

Read first time and placed on the **calendar**.

House File 729, by committee on Commerce, a bill for an act relating to pharmacy benefits managers, pharmacies, and prescription drug benefits, and including applicability provisions.

Read first time and placed on the **calendar**.

House File 730, by committee on Commerce, a bill for an act relating to unfair or deceptive acts or practices in the rental of vehicles and making penalties applicable.

Read first time and placed on the **calendar**.

House File 731, by committee on Human Resources, a bill for an act prohibiting certain health carriers from excluding certain out-of-state health care professionals from participating as providers, via telehealth, under the carriers' policies, plans, and contracts, and including effective date and applicability provisions.

Read first time and placed on the **calendar**.

On motion by Windschitl of Harrison, the House was recessed at 8:42 a.m., until 12:00 p.m.

AFTERNOON SESSION

The House reconvened at 12:49 p.m., Speaker Grassley in the chair.

ADOPTION OF HOUSE CONCURRENT RESOLUTION 10

Windschitl of Harrison called up for consideration **House Concurrent Resolution 10**, as follows:

HOUSE CONCURRENT RESOLUTION 10
BY COMMITTEE ON ADMINISTRATION AND RULES
(SUCCESSOR TO HSB 211)

- 1 A Concurrent Resolution relating to joint rules of
- 2 the Senate and House of Representatives for the
- 3 Eighty-ninth General Assembly.
- 4 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE
- 5 SENATE CONCURRING, That the joint rules of the Senate
- 6 and House of Representatives for the ~~Eighty-eighth~~
- 7 ~~Eighty-ninth~~ 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 ~~by June 6,~~
28 ~~2020, during the 10th week of the second session.~~
29 3. ~~Commencing June 3, 2020, each house shall only~~
30 ~~consider the following bills and resolutions:~~

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- 1 a. ~~Any bill that is exempt from subsection 2 of~~
2 ~~this rule.~~
- 3 b. ~~Any bill that has passed one house and at least~~

4 ~~one standing committee in the other house.~~
5 ~~During the 10th week of the first session and the~~
6 ~~7th week of the second session, each house shall~~
7 ~~consider only bills originating in that house and~~
8 ~~unfinished business. During the 13th week of the~~
9 ~~first session and the 11th week of the second session,~~
10 ~~each house shall consider only bills originating in~~
11 ~~the other house and unfinished business. Beginning~~
12 ~~with the 14th week of the first session and the 12th~~
13 ~~week of the second session, each house shall consider~~
14 ~~only bills passed by both houses, bills exempt from~~
15 ~~subsection 2, and unfinished business.~~

16 4. A motion to reconsider filed and not disposed
17 of on an action taken on a bill or resolution which is
18 subject to a deadline under this rule may be called up
19 at any time before or after the day of the deadline by
20 the person filing the motion or after the deadline by
21 the majority floor leader, notwithstanding any other
22 rule to the contrary.

23 Rule 21

24 Resolutions

25 1. A "concurrent resolution" is a resolution to
26 be adopted by both houses of the general assembly
27 which expresses the sentiment of the general assembly
28 or deals with temporary legislative matters. It
29 may authorize the expenditure, for any legislative
30 purpose, of funds appropriated to the general assembly.

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1 A concurrent resolution is not limited to, but may
2 provide for a joint convention of the general assembly,
3 adjournment or recess of the general assembly, or
4 requests to a state agency or to the general assembly
5 or a committee. A concurrent resolution requires
6 the affirmative vote of a majority of the senators or
7 representatives present and voting unless otherwise
8 specified by statute. A concurrent resolution does
9 not require the governor's approval unless otherwise
10 specified by statute. A concurrent resolution shall
11 be filed with the secretary of the senate or the chief
12 clerk of the house. A concurrent resolution shall be
13 printed in the bound journal after its adoption.

14 2. A "joint resolution" is a resolution which
15 requires for approval the affirmative vote of a
16 constitutional majority of each house of the general
17 assembly. A joint resolution which appropriates funds
18 or enacts temporary laws must contain the clause "Be It
19 Enacted by the General Assembly of the State of Iowa:",
20 is equivalent to a bill, and must be transmitted to
21 the governor for approval. A joint resolution which
22 proposes amendments to the Constitution of the State

23 of Iowa, ratifies amendments to the Constitution of
24 the United States, proposes a request to Congress
25 or an agency of the government of the United States
26 of America, proposes to Congress an amendment to the
27 Constitution of the United States of America, nullifies
28 an administrative rule, or creates a special commission
29 or committee must contain the clause "Be It Resolved by
30 the General Assembly of the State of Iowa:" and shall

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1 not be transmitted to the governor. A joint resolution
2 shall not amend a statute in the Code of Iowa.
3 Rule 22
4 Nullification Resolutions
5 A "nullification resolution" is a joint resolution
6 which nullifies all of an administrative rule, or
7 a severable item of an administrative rule adopted
8 pursuant to chapter 17A of the Code. A nullification
9 resolution shall not amend an administrative rule by
10 adding language or by inserting new language in lieu of
11 existing language.

12 A nullification resolution is debatable, but cannot
13 be amended on the floor of the house or senate. The
14 effective date of a nullification resolution shall
15 be stated in the resolution. Any motions filed to
16 reconsider adoption of a nullification resolution
17 must be disposed of within one legislative day of the
18 filing.

19 Rule 23

20 Consideration of Vetoes

21 1. The senate and house calendar shall include a
22 list known as the "Veto Calendar." The veto calendar
23 shall consist of:

24 a. Bills returned to that house by the governor
25 in accordance with Article III, section 16 of the
26 Constitution of the State of Iowa.

27 b. Appropriations items returned to that house by
28 the governor in accordance with Article III, section 16
29 of the Constitution of the State of Iowa.

30 c. Bills and appropriations items received from the

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1 other house after that house has voted to override a
2 veto of them by the governor.

3 2. Vetoes bills and appropriations items shall
4 automatically be placed on the veto calendar upon
5 receipt. Vetoes bills and appropriations items shall
6 not be referred to committee.

7 3. Upon first publication in the veto calendar, the
8 senate majority leader or the house majority leader

9 may call up a vetoed bill or appropriations item at any
10 time.

11 4. The affirmative vote of two-thirds of the
12 members of the body by record roll call is required on
13 a motion to override an executive veto or item veto.

14 5. A motion to override an executive veto or item
15 veto is debatable. A vetoed bill or appropriation item
16 cannot be amended in this case.

17 6. The vote by which a motion to override an
18 executive veto or item veto passes or fails to pass
19 either house is not subject to reconsideration under
20 senate rule 24 or house rule 73.

21 7. The secretary of the senate or the chief clerk
22 of the house shall immediately notify the other house
23 of the adoption or rejection of a motion to override an
24 executive veto or item veto.

25 8. All bills and appropriations items on the veto
26 calendar shall be disposed of before adjournment sine
27 die, unless the house having a bill or appropriation
28 item before it declines to do so by unanimous consent.

29 9. Bills and appropriations items on the veto
30 calendar are exempt from deadlines imposed by joint

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1 rule 20.

2 Rule 24

3 Special Rules Regarding Redistricting

4 1. If, pursuant to chapter 42, either the senate or
5 the house of representatives rejects a redistricting
6 plan submitted by the legislative services agency, the
7 house rejecting the plan shall convey the reasons for
8 the rejection of the plan to the legislative services
9 agency by resolution.

10 2. If, pursuant to chapter 42, the legislative
11 services agency submits a third redistricting plan
12 as provided by law, the senate and the house of
13 representatives, when considering a bill embodying the
14 third plan, shall be allowed to accept for filing as
15 amendments only such amendments which constitute the
16 total text of a congressional plan without striking
17 a legislative redistricting plan, the total text of
18 a legislative redistricting plan without striking a
19 congressional plan, or the combined total text of a
20 congressional plan and a legislative redistricting
21 plan, and nonsubstantive, technical corrections to the
22 text of any such bills or amendments.

23 Rule 25

24 Demonstrations

25 In order to ensure the health and safety of elected
26 officials, employees, the public, and lobbyists,
27 demonstrations are not permitted anywhere on the second

28 floor of the Capitol. For purposes of this rule,
 29 "demonstration" includes the posting, wearing, or
 30 carrying of signage, setting up of tables or booths,

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1 chanting, rallies, or marches. "Demonstration" shall
 2 not include the distribution of materials directly
 3 to an elected official or employee of the legislature
 4 or the wearing of clothing or buttons that contain
 5 political statements or messages.

Siegrist of Pottawattamie moved the adoption of House Concurrent Resolution 10.

The motion prevailed and the resolution was adopted.

CONSIDERATION OF BILL

Ways and Means Calendar

Senate File 364, a bill for an act allowing certain deductions relating to the paycheck protection program loan forgiveness, and including effective date provisions, with report of committee recommending amendment and passage, was taken up for consideration.

Lohse of Polk asked and received unanimous consent to withdraw the committee amendment H-1115 filed by the committee on Ways and Means on February 24, 2021.

Lohse of Polk offered amendment H-1122 filed by him and moved its adoption.

Amendment H-1122 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. 364)

The ayes were, 94:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers

Bush	Cahill	Cisneros	Cohon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Klein
Konfrst	Kressig	Kurth	Latham
Lohse	Lundgren	Maxwell	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Siegrist	Smith	Sorensen
Staed	Steckman	Stone	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Williams
Wills	Winckler	Windschitl	Wolfe
Worthan	Speaker Grassley		

The nays were, none.

Absent or not voting, 6:

Gaines	Kerr	Landon	Mascher
McClintock	Nielsen		

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Gaines of Polk	Kerr of Louisa
Landon of Polk	Mascher of Johnson
McClintock of Linn	Nielsen of Johnson

INTRODUCTION OF BILLS

House File 732, by Andrews, a bill for an act prohibiting employers from reviewing credit information about employees.

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

House File 733, 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 **Ways and Means**.

House File 734, by committee on Education, a bill for an act making an appropriation to the department of education for the Iowa reading research center.

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

House File 735, by committee on Human Resources, a bill for an act relating to emergency care policy and procedure requirements applicable to an ambulatory surgical center.

Read first time and placed on the **calendar**.

House File 736, by committee on Human Resources, a bill for an act relating to limitations on activities related to paid claims under the Medicaid program, and including effective date provisions.

Read first time and placed on the **calendar**.

House File 737, by committee on Human Resources, a bill for an act relating to the placement of dental sealants on teeth by a dental assistant.

Read first time and placed on the **calendar**.

House File 738, by committee on Natural Resources, a bill for an act relating to the possession and use of a firearm while on an electric scooter, and providing penalties.

Read first time and placed on the **calendar**.

House File 739, 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 740, by Abdul-Samad, a bill for an act including certain acts within the meaning of domestic abuse.

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

House File 741, by committee on Commerce, a bill for an act relating to the location and marking of underground facilities and providing penalties.

Read first time and placed on the **calendar**.

IMMEDIATE MESSAGES

Windschitl of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Concurrent Resolution 10** and **Senate File 364**.

REREFERRED

The Speaker announced that Senate File 252, previously referred to committee on **Local Government** was **passed on file**.

EXPLANATION OF VOTE

On March 3, 2021, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

Senate File 364—"aye"

Mascher of Johnson

STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 267 Transportation

Requiring the state transportation commission to prioritize the improvement of United States highway 30.

H.S.B. 268 State Government

Relating to benefits concerning members of the municipal fire and police retirement system.

H.S.B. 269 State Government

Relating to the auditor of state and including effective date and applicability provisions.

SUBCOMMITTEE ASSIGNMENTS**House File 714**

Judiciary: Lohse, Chair; Wheeler and Wolfe.

House File 740

Public Safety: Jeneary, Chair; Abdul-Samad and Andrews.

STUDY BILL SUBCOMMITTEE ASSIGNMENTS**House Study Bill 267**

Transportation: Mommsen, Chair; Bossman and Cohoon.

House Study Bill 268

State Government: Kaufmann, Chair; Jones and Mascher.

House Study Bill 269

State Government: Bloomingdale, Chair; Jones and Wolfe.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

MEGHAN NELSON
Chief Clerk of the House

COMMITTEE ON AGRICULTURE

Committee Bill (Formerly House File 646), 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 3, 2021.

Committee Bill (Formerly House Study Bill 249), regulating the application of pesticides, including by providing for the certification of applicators, and certain actions taken by the department of agriculture and land stewardship against private applicators, and providing penalties.

Fiscal Note: **No**

Recommendation: **Do Pass** March 3, 2021.

COMMITTEE ON COMMERCE

Committee Bill (Formerly House File 658), relating to utilities at rental properties, including landlord notification of delinquency notices sent by utilities, landlord notification requirements to utilities, and permitting landlords to use security deposits to satisfy delinquent utility accounts.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 3, 2021.

Committee Bill (Formerly House Study Bill 259), relating to tort liability, including employer liability in civil actions involving commercial motor vehicles and arising from an employee's negligence, punitive or exemplary damages, and noneconomic damages available against owners or operators of commercial motor vehicles.

Fiscal Note: **No**

Recommendation: **Do Pass** March 3, 2021.

COMMITTEE ON HUMAN RESOURCES

Committee Bill (Formerly House File 436), designating certain graduate medical residents as employees of the state under the Iowa tort claims Act.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 3, 2021.

Committee Bill (Formerly House File 479), relating to a Medicaid demonstration waiver to support and improve the delivery of mental health services through institutions for mental diseases.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 3, 2021.

Committee Bill (Formerly House File 630), requiring the department of human services to allow certain licensed physicians to perform physical examinations required for personnel and children in child care facilities.

Fiscal Note: **No**

Recommendation: **Do Pass** March 3, 2021.

Committee Bill (Formerly House File 632), relating to information to be provided, recorded, and reported by health care providers relative to certain vaccinations, and providing penalties.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 3, 2021.

Committee Bill (Formerly House File 701), relating to the self-administration and storage of bronchodilators and bronchodilator canisters and spacers relative to schools and students.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 3, 2021.

Committee Bill (Formerly House File 706), relating to reimbursement rates for health care services provided to covered persons by telehealth, and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 3, 2021.

Committee Bill (Formerly House Study Bill 75), relating to disciplinary hearings conducted by professional licensing boards.

Fiscal Note: **No**

Recommendation: **Do Pass** March 3, 2021.

Committee Bill (Formerly House Study Bill 91), relating to the practice of pharmacy, including the prescription and administration of vaccines and collaborative pharmacy practice.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 3, 2021.

Committee Bill (Formerly House Study Bill 224), relating to participating network provider pharmacies and pharmacists under Medicaid managed care.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 3, 2021.

Committee Bill (Formerly House Study Bill 255), relating to duties performed by physician assistants.

Fiscal Note: **No**

Recommendation: **Do Pass** March 3, 2021.

COMMITTEE ON LOCAL GOVERNMENT

Committee Bill (Formerly House Study Bill 219), relating to providing certain local government notices and other information to persons by electronic means.

Fiscal Note: **No**

Recommendation: **Do Pass** March 3, 2021.

Committee Bill (Formerly House Study Bill 260), relating to title fees for snowmobiles, all-terrain vehicles, and vessels of surviving spouses.

Fiscal Note: **No**

Recommendation: **Do Pass** March 3, 2021.

Committee Bill (Formerly House Study Bill 261), modifying provisions related to certain affidavits accepted by county recorders for updating county transfer books and indexes when a conveyance of real estate has not occurred.

Fiscal Note: **No**

Recommendation: **Do Pass** March 3, 2021.

Committee Bill (Formerly House Study Bill 262), regarding the registration and titling of motor vehicles, including by providing for registration and titling by any county treasurer and by modifying related fees and the amount of fees retained by county treasurers.

Fiscal Note: **No**

Recommendation: **Do Pass** March 3, 2021.

COMMITTEE ON STATE GOVERNMENT

Senate File 183, a bill for an act relating to a construction manager-at-risk commercial construction alternative delivery method and prohibiting certain other alternative delivery methods in the public sector and including effective date and applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 2, 2021.

Committee Bill (Formerly House File 46), relating to licensing sanctions for certain governmental debts by restricting use of social security numbers.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 2, 2021.

Committee Bill (Formerly House File 637), relating to the assessment of fees when a person requests examination and copying of public records.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 2, 2021.

Committee Bill (Formerly House Study Bill 59), relating to the elimination of surgical smoke by hospitals, critical access hospitals, and ambulatory surgical centers.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 2, 2021.

Committee Bill (Formerly House Study Bill 60), concerning the authority of a native wine manufacturer to sell native wine for on-premises consumption.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 2, 2021.

Committee Bill (Formerly House Study Bill 200), authorizing sports wagering on electronic sports events and other sports-related events.

Fiscal Note: **No**

Recommendation: **Do Pass** March 2, 2021.

Committee Bill (Formerly House Study Bill 214), relating to the delivery of alcoholic beverages by retailers.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 2, 2021.

Committee Bill (Formerly House Study Bill 215), relating to the practice of cosmetology at wedding venues.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 2, 2021.

Committee Bill (Formerly House Study Bill 247), relating to the local fire protection and emergency medical service providers grant program.

Fiscal Note: **No**

Recommendation: **Do Pass** March 2, 2021.

AMENDMENT FILED

H-1123 H.F. 557 Jeneary of Plymouth

On motion by Windschitl of Harrison, the House adjourned at 1:06 p.m., until 8:30 a.m., Thursday, March 4, 2021.

JOURNAL OF THE HOUSE

Fifty-third Calendar Day - Thirty-fourth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, March 4, 2021

The House met pursuant to adjournment at 8:31 a.m., Wills of Dickinson in the chair.

Prayer was offered by Konfrst of Polk.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Paiven Knoot, Minority Leader's Page from Osklaosa.

The Journal of Wednesday, March 3, 2021, was approved.

INTRODUCTION OF BILLS

House File 742, by Abdul-Samad, a bill for an act relating to sexual abuse in the third degree.

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

House File 743, by committee on Judiciary, a bill for an act providing for representation of adoptive parents by local public defenders.

Read first time and placed on the **calendar**.

House File 744, by committee on Judiciary, a bill for an act providing for training, prohibitions, and requirements relating to first amendment rights at school districts and universities governed by the state board of regents.

Read first time and placed on the **calendar**.

House File 745, by committee on Judiciary, a bill for an act providing for an exemption from tort liability arising from winter recreational activities on commercial property.

Read first time and placed on the **calendar**.

House File 746, by committee on Judiciary, a bill for an act relating to the statute of limitations for recovery from injuries to a person or property from a licensed veterinarian.

Read first time and placed on the **calendar**.

House File 747, by committee on Natural Resources, a bill for an act relating to the established season for hunting game birds on a preserve, and making penalties applicable.

Read first time and placed on the **calendar**.

House File 748, by committee on Labor, a bill for an act concerning private sector employee drug testing.

Read first time and placed on the **calendar**.

House File 749, by committee on Natural Resources, a bill for an act creating a restore the outdoors program to support vertical infrastructure projects by the department of natural resources, and making appropriations.

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

STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 270 Administration and Rules

Concerning the rulemaking process for executive branch agencies and related matters.

H.S.B. 271 State Government

Proposing an amendment to the Constitution of the State of Iowa relating to the gubernatorial line of succession.

SUBCOMMITTEE ASSIGNMENT

House File 723

Ways and Means: Jones, Chair; Kurth and Lohse.

STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 270 (Committee of the Whole)

Administration and Rules: Dolecheck, Chair; Grassley, James, Konfrst, Mascher, McConkey, B. Meyer, Mitchell, Prichard, Sexton, Siegrist, Thede, Thorup, Wills and Windschitl.

House Study Bill 271

State Government: Jacobsen, Chair; Bohannon and Sexton.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

MEGHAN NELSON
Chief Clerk of the House

COMMITTEE ON ECONOMIC GROWTH

Committee Bill (Formerly House File 216), creating a vacant school building demolition grant program and fund and making appropriations.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 4, 2021.

Committee Bill (Formerly House File 670), establishing a butchery innovation and revitalization fund and program to be administered by the economic development authority and creating a task force to explore the feasibility of establishing a community college artisanal butchery program.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 4, 2021.

Committee Bill (Formerly House Study Bill 233), relating to matters under the purview of the economic development authority, including tax credit programs, statewide tourism, incentives for manufacturers to invest in smart technologies, and an energy infrastructure revolving loan program, and making appropriations.

Fiscal Note: **No**

Recommendation: **Do Pass** March 4, 2021.

COMMITTEE ON EDUCATION

Committee Bill (Formerly House File 167), relating to seizure disorders and establishing certain requirements for school districts, accredited nonpublic schools, and the department of education.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 3, 2021.

Committee Bill (Formerly House File 660), relating to licensure renewal requirements adopted by rule by the board of educational examiners.

Fiscal Note: **No**

Recommendation: **Do Pass** March 3, 2021.

Committee Bill (Formerly House Study Bill 240), relating to educational programs, information, funding, tax credits and deductions, open enrollment, supplementary weighting, and including effective date and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 3, 2021.

Committee Bill (Formerly House Study Bill 242), modifying and establishing charter school programs.

Fiscal Note: **No**

Recommendation: **Do Pass** March 3, 2021.

COMMITTEE ON INFORMATION TECHNOLOGY

Committee Bill (Formerly House Study Bill 133), relating to broadband service, including matters under the purview of the office of the chief information officer, the empower rural Iowa broadband grant fund, and including effective date and applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 4, 2021.

Committee Bill (Formerly House Study Bill 212), relating to electronic transactions by permitting the use of distributed ledger technology and smart contracts.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 4, 2021.

Committee Bill (Formerly House Study Bill 232), relating to the services provided by the Iowa telecommunications and technology commission.

Fiscal Note: **No**

Recommendation: **Do Pass** March 4, 2021.

COMMITTEE ON NATURAL RESOURCES

Committee Bill (Formerly House File 60), relating to the allocation of nonresident deer hunting licenses, and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 4, 2021.

Committee Bill (Formerly House Study Bill 263), relating to snowmobile user permits and registration fees.

Fiscal Note: **No**

Recommendation: **Do Pass** March 4, 2021.

COMMITTEE ON PUBLIC SAFETY

Committee Bill (Formerly House File 94), prohibiting the discharge of a firearm from within or on a motor vehicle on a public highway, and providing penalties.

Fiscal Note: **No**

Recommendation: **Do Pass** March 4, 2021.

Committee Bill (Formerly House Study Bill 266), relating to public records including confidentiality, access, and the enforcement of public records violations, and uniform commercial code filings; certain employment matters including benefits, workers' compensation, civil actions, and civil immunity; and law enforcement including law enforcement officer rights, eluding law enforcement, and carrying firearms; and providing penalties.

Fiscal Note: **No**

Recommendation: **Do Pass** March 4, 2021.

COMMITTEE ON STATE GOVERNMENT

Committee Bill (Formerly House File 346), relating to lobbying activities by political subdivisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 4, 2021.

Committee Bill (Formerly House File 481), relating to executive orders of the president of the United States.

Fiscal Note: **No**

Recommendation: **Do Pass** March 4, 2021.

Committee Bill (Formerly House File 599), relating to barbering apprenticeship programs.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 4, 2021.

Committee Bill (Formerly House File 640), 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.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 4, 2021.

Committee Bill (Formerly House Study Bill 210), relating to amusement concessions, and including effective date and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 4, 2021.

Committee Bill (Formerly House Study Bill 245), relating to the operation of registered all-terrain vehicles and off-road utility vehicles on county highways.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 4, 2021.

Committee Bill (Formerly House Study Bill 252), relating to the redemption of beverage containers, providing civil penalties, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 4, 2021.

Committee Bill (Formerly House Study Bill 264), providing for delinquency fees for executive branch agencies for untimely rulemaking in certain circumstances and including effective date and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 4, 2021.

Committee Bill (Formerly House Study Bill 268), relating to benefits concerning members of the municipal fire and police retirement system.

Fiscal Note: **No**

Recommendation: **Do Pass** March 4, 2021.

Committee Bill (Formerly House Study Bill 269), relating to the auditor of state and including effective date and applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 4, 2021.

COMMITTEE ON TRANSPORTATION

Committee Bill (Formerly House Study Bill 229), relating to the regulation of advertising devices near certain highways.

Fiscal Note: **No**

Recommendation: **Do Pass** March 4, 2021.

Committee Bill (Formerly House Study Bill 256), creating a permit allowing the operation of vehicles of excessive weight transporting fluid milk products, and providing fees.

Fiscal Note: **No**

Recommendation: **Do Pass** March 4, 2021.

RESOLUTION FILED

H.R. 9, by Isenhardt, a resolution recognizing Joseph R. Biden as the legitimately elected President of the United States.

Laid over under **Rule 25**.

AMENDMENTS FILED

H-1124	H.F.	739	Committee on Judiciary
H-1125	H.F.	434	Salmon of Black Hawk Jacobsen of Pottawattamie Cisneros of Muscatine
H-1126	H.F.	434	Salmon of Black Hawk Jacobsen of Pottawattamie Cisneros of Muscatine
H-1127	H.F.	434	Salmon of Black Hawk Jacobsen of Pottawattamie Cisneros of Muscatine

H-1128	H.F.	434	Salmon of Black Hawk Jacobsen of Pottawattamie Cisneros of Muscatine
H-1129	H.F.	434	Salmon of Black Hawk Jacobsen of Pottawattamie Cisneros of Muscatine
H-1130	H.F.	434	Salmon of Black Hawk Jacobsen of Pottawattamie Cisneros of Muscatine

On motion by Windschitl of Harrison, the House adjourned at 8:36 a.m., until 9:00 a.m., Friday, March 5, 2021.

JOURNAL OF THE HOUSE

Fifty-fourth Calendar Day - Thirty-fifth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Friday, March 5, 2021

The House met pursuant to adjournment at 9:01 a.m., Nordman of Dallas in the chair.

Prayer was offered by Nordman of Dallas.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Nordman of Dallas.

The Journal of Thursday, March 4, 2021, was approved.

INTRODUCTION OF BILLS

House File 750, by committee on Local Government, a bill for an act authorizing length of service award programs for volunteer fire fighters, volunteer emergency medical care providers, and reserve peace officers.

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

House File 751, by Shipley, a bill for an act relating to marijuana, by eliminating penalties for the possession, manufacture, and delivery of marijuana and providing for the expungement of convictions related to marijuana.

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

House File 752, by Jacobsen, a bill for an act relating to the jurisdiction of the state of Iowa and including effective date provisions.

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

House File 753, 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 754, by committee on Labor, a bill for an act relating to unemployment insurance and including effective date and applicability provisions.

Read first time and placed on the **calendar**.

House File 755, by committee on State Government, a bill for an act authorizing sports wagering on electronic sports events and other sports-related events.

Read first time and placed on the **calendar**.

House File 756, by committee on Public Safety, a bill for an act relating to the acquisition and possession of weapons and providing penalties.

Read first time and placed on the **calendar**.

House File 757, by committee on Public Safety, a bill for an act relating to driver's license restrictions, including ignition interlock device requirements for a first operating-while-intoxicated offense.

Read first time and placed on the **calendar**.

House File 758, by committee on Local Government, a bill for an act modifying provisions related to certain affidavits accepted by county recorders for updating county transfer books and indexes when a conveyance of real estate has not occurred.

Read first time and placed on the **calendar**.

House File 759, by committee on Commerce, a bill for an act providing for actions taken by a board of directors of a corporation without a meeting.

Read first time and placed on the **calendar**.

House File 760, by committee on State Government, a bill for an act relating to the practice of cosmetology at wedding venues.

Read first time and placed on the **calendar**.

House File 761, by committee on State Government, a bill for an act relating to the local fire protection and emergency medical service providers grant program.

Read first time and placed on the **calendar**.

House File 762, by committee on Local Government, a bill for an act relating to title fees for snowmobiles, all-terrain vehicles, and vessels of surviving spouses.

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

House File 763, by committee on Human Resources, a bill for an act relating to the reimbursement of resident physician medical liability insurance premiums to certain hospitals and affiliated nonprofit organizations.

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

House File 764, by committee on Human Resources, a bill for an act relating to disciplinary hearings conducted by professional licensing boards.

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

House File 765, by committee on Local Government, a bill for an act relating to providing certain local government notices and other information to persons by electronic means.

Read first time and placed on the **calendar**.

House File 766, by committee on State Government, a bill for an act relating to the delivery of alcoholic beverages by retailers.

Read first time and placed on the **calendar**.

House File 767, by committee on Human Resources, a bill for an act relating to participating network provider pharmacies and pharmacists under Medicaid managed care.

Read first time and placed on the **calendar**.

House File 768, by committee on State Government, a bill for an act concerning licensing of and sales by native distilleries, beer manufacturers, native breweries, and native wine manufacturers.

Read first time and placed on the **calendar**.

House File 769, by committee on Human Resources, a bill for an act relating to information to be provided, recorded, and reported by health care providers and health professionals relative to vaccinations and immunizations, and providing for licensee discipline.

Read first time and placed on the **calendar**.

House File 770, by committee on Education, a bill for an act relating to licensure renewal requirements adopted by rule by the board of educational examiners.

Read first time and placed on the **calendar**.

House File 771, by committee on Human Resources, a bill for an act relating to the self-administration and storage of bronchodilators and bronchodilator canisters and spacers relative to schools and students.

Read first time and placed on the **calendar**.

House File 772, by committee on Commerce, a bill for an act relating to tort liability, including employer liability in civil actions involving commercial motor vehicles and arising from an employee's negligence, punitive or exemplary damages, and noneconomic damages available against owners or operators of commercial motor vehicles.

Read first time and placed on the **calendar**.

House File 773, by committee on Human Resources, a bill for an act relating to a determination of the availability of mental health services in the state including the value of pursuing a Medicaid institutions for mental diseases waiver, and including effective date provisions.

Read first time and placed on the **calendar**.

House File 774, by committee on State Government, a bill for an act relating to licensing sanctions for certain governmental debts by restricting use of social security numbers.

Read first time and placed on the **calendar**.

House File 775, by committee on Judiciary, a bill for an act concerning unauthorized entry or access, including unauthorized electronic or mechanical recording, unauthorized gathering of samples of certain materials relating to animals and animal feeding operations, and providing penalties.

Read first time and placed on the **calendar**.

House File 776, by Isenhardt, a bill for an act relating to the purchase, use, and disposal of plastic products.

Read first time and referred to committee on **Environmental Protection**.

House File 777, by Isenhardt, a bill for an act providing for increased membership of county conservation boards.

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

House File 778, by committee on Economic Growth, a bill for an act creating a vacant school building demolition grant program and fund.

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

House File 779, by committee on Commerce, a bill for an act permitting landlords to use security deposits to satisfy delinquent utility accounts.

Read first time and placed on the **calendar**.

House File 780, by committee on Human Resources, a bill for an act requiring the department of human services to allow certain licensed physicians to perform physical examinations required for personnel and children in child care facilities.

Read first time and placed on the **calendar**.

House File 781, by committee on Economic Growth, a bill for an act relating to the practice of interior design, providing penalties, and including effective date provisions.

Read first time and placed on the **calendar**.

House File 782, by committee on Agriculture, a bill for an act regulating the application of pesticides, including by providing for the certification of applicators, and certain actions taken by the department of agriculture and land stewardship against private applicators, and providing penalties.

Read first time and placed on the **calendar**.

House File 783, by committee on State Government, a bill for an act relating to the elimination of surgical smoke by hospitals, critical access hospitals, and outpatient surgical centers.

Read first time and placed on the **calendar**.

House File 784, by committee on Human Resources, a bill for an act relating to reimbursement rates for health care services provided to covered persons by telehealth, and including applicability provisions.

Read first time and placed on the **calendar**.

House File 785, by committee on State Government, a bill for an act relating to amusement concessions, and including effective date and retroactive applicability provisions.

Read first time and placed on the **calendar**.

House File 786, by committee on State Government, a bill for an act relating to the assessment of fees when a person requests examination and copying of public records.

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

SENATE MESSAGES CONSIDERED

Senate File 387, by committee on Judiciary, a bill for an act relating to courses of study and training programs of the Iowa law enforcement academy and veterans educational assistance benefits, and including effective date provisions.

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

Senate File 389, by committee on Commerce, a bill for an act relating to public assistance program oversight.

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

ADOPTION OF HOUSE RESOLUTION 6

A. Meyer of Webster called up for consideration **House Resolution 6**, a resolution designating the month of March, annually, as Precision Medicine and Biomarker Testing Awareness Month, and moved its adoption.

The motion prevailed and the resolution was adopted.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

MEGHAN NELSON
Chief Clerk of the House

COMMITTEE ON JUDICIARY

Committee Bill (Formerly House File 81), authorizing the reduction of damages payable to an unresponsive property owner in condemnation proceedings and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 4, 2021.

Committee Bill (Formerly House File 223), relating to the expungement of certain nonviolent class “D” felonies.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 4, 2021.

Committee Bill (Formerly House File 421), creating a civil action relating to harassment by the reporting of false information to law enforcement authority.

Fiscal Note: **No**

Recommendation: **Do Pass** March 4, 2021.

Committee Bill (Formerly House File 441), relating to certain criteria to be considered in determining whether a substantial change in circumstances exists to modify a support order.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 4, 2021.

Committee Bill (Formerly House File 442), relating to property law by modifying provisions relating to rental properties, manufactured home communities, mobile home parks, and manufactured mobile home communities, modifying provisions governing actions relating to such properties, making penalties applicable, and including effective date and applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 4, 2021.

Committee Bill (Formerly House File 450), relating to consent agreements for domestic abuse and sexual abuse protective orders.

Fiscal Note: **No**

Recommendation: **Do Pass** March 4, 2021.

Committee Bill (Formerly House File 507), relating to consideration of the educational setting of a minor child in a child custody proceeding.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 4, 2021.

Committee Bill (Formerly House File 595), relating to the transfer between trusts for persons with disabilities.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 4, 2021.

Committee Bill (Formerly House File 633), relating to certain companies that censor online content and providing civil penalties.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 4, 2021.

Committee Bill (Formerly House File 702), establishing advertisement limitations for attorneys and counselors.

Fiscal Note: **No**

Recommendation: **Do Pass** March 4, 2021.

Committee Bill (Formerly House File 714), relating to fundamental parental rights.

Fiscal Note: **No**

Recommendation: **Do Pass** March 4, 2021.

Committee Bill (Formerly House Study Bill 14), relating to the creation, administration, and termination of minor guardianships.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 4, 2021.

Committee Bill (Formerly House Study Bill 38), relating to the opening, administration, and termination of adult and minor guardianships and conservatorships.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 4, 2021.

Committee Bill (Formerly House Study Bill 231), relating to the restoration of voting rights to certain convicted persons and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 4, 2021.

Committee Bill (Formerly House Study Bill 253), relating to landlords and tenants, including service animal requirements, rent late fees, forcible entry and detainer property disposal, and peaceable possession, and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 4, 2021.

Committee Bill (Formerly House Study Bill 257), relating to court records for residential forcible entry and detainer actions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 4, 2021.

Committee Bill (Formerly House Study Bill 258), providing for requirements related to racism or sexism trainings at, and diversity and inclusion efforts by, school districts and public postsecondary educational institutions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 4, 2021.

COMMITTEE ON VETERANS AFFAIRS

Committee Bill (Formerly House Study Bill 250), relating to participation in and credit for physical education under the educational standards.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 4, 2021.

On motion by A. Meyer of Webster, the House adjourned at 9:15 a.m., until 1:00 p.m., Monday, March 8, 2021.

JOURNAL OF THE HOUSE

Fifty-seventh Calendar Day - Thirty-sixth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, March 8, 2021

The House met pursuant to adjournment at 1:03 p.m., Wills of Dickinson in the chair.

Prayer was offered by Fisher of Tama.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Tanner Kenin, Page from Urbandale.

The Journal of Friday, March 5, 2021, was approved.

INTRODUCTION OF BILLS

House File 787, by committee on Economic Growth, a bill for an act establishing a butchery innovation and revitalization fund and program to be administered by the economic development authority and creating a task force to explore the feasibility of establishing an artisanal butchery program at a community college or at an institution governed by the state board of regents.

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

House File 788, 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 placed on the **calendar**.

House File 789, by committee on Economic Growth, a bill for an act relating to matters under the purview of the economic development authority, including tax credit programs, statewide tourism, incentives for manufacturers to invest in smart technologies, and an energy infrastructure revolving loan program, and making appropriations.

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

House File 790, by committee on Transportation, a bill for an act creating a permit allowing the operation of vehicles of excessive weight transporting fluid milk products, and providing fees.

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

House File 791, by committee on Public Safety, a bill for an act relating to public records including confidentiality, access, and the enforcement of public records violations, and uniform commercial code filings; certain employment matters including benefits, workers' compensation, civil actions, and civil immunity; and law enforcement including law enforcement officer rights, eluding law enforcement, and carrying firearms; and providing penalties.

Read first time and placed on the **calendar**.

House File 792, by committee on Transportation, a bill for an act relating to the regulation of advertising devices near certain highways.

Read first time and placed on the **calendar**.

House File 793, by committee on Veterans Affairs, a bill for an act relating to participation in and credit for physical education under the educational standards.

Read first time and placed on the **calendar**.

House File 794, by committee on Human Resources, a bill for an act relating to the practice of pharmacy, including the prescription and administration of vaccines and collaborative pharmacy practice.

Read first time and placed on the **calendar**.

House File 795, by committee on Education, a bill for an act relating to seizure disorders and establishing certain requirements for school districts, accredited nonpublic schools, and the department of education.

Read first time and placed on the **calendar**.

House File 796, by committee on Information Technology, a bill for an act relating to broadband service, including matters under the purview of the office of the chief information officer, the empower rural Iowa broadband grant fund, and including effective date and applicability provisions.

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

House File 797, by committee on State Government, a bill for an act relating to benefits concerning members of the municipal fire and police retirement system.

Read first time and placed on the **calendar**.

House File 798, by committee on Public Safety, a bill for an act prohibiting the discharge of a firearm from within or on a motor vehicle on a public highway, and providing penalties.

Read first time and placed on the **calendar**.

House File 799, by committee on Information Technology, a bill for an act relating to electronic transactions by permitting the use of distributed ledger technology and smart contracts.

Read first time and placed on the **calendar**.

House File 800, by committee on State Government, a bill for an act relating to the operation of registered all-terrain vehicles and off-road utility vehicles on highways.

Read first time and placed on the **calendar**.

House File 801, by committee on Agriculture, a bill for an act relating to the management of soil and water resources, by providing for certain practices and projects, including projects described in the Iowa nutrient reduction strategy.

Read first time and placed on the **calendar**.

House File 802, by committee on Judiciary, a bill for an act providing for requirements related to racism or sexism trainings at,

and diversity and inclusion efforts by, school districts and public postsecondary educational institutions.

Read first time and placed on the **calendar**.

House File 803, by committee on Human Resources, a bill for an act relating to duties performed by physician assistants.

Read first time and placed on the **calendar**.

House File 804, by committee on Judiciary, a bill for an act authorizing the reduction of damages payable to an unresponsive property owner in condemnation proceedings and including applicability provisions.

Read first time and placed on the **calendar**.

House File 805, by committee on Information Technology, a bill for an act relating to the services provided by the Iowa telecommunications and technology commission.

Read first time and placed on the **calendar**.

House File 806, by committee on Natural Resources, a bill for an act relating to the allocation of nonresident deer hunting licenses, and making penalties applicable.

Read first time and placed on the **calendar**.

House File 807, by committee on State Government, a bill for an act relating to barbering apprenticeship programs.

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

House File 808, by committee on Education, a bill for an act relating to educational programs, funding, tax credits and deductions, open enrollment, supplementary weighting, and including effective date, applicability, and retroactive applicability provisions.

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

House File 809, by committee on State Government, a bill for an act providing for delinquency fees for executive branch agencies for untimely rulemaking in certain circumstances and including effective date and retroactive applicability provisions.

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

House File 810, by committee on Local Government, a bill for an act regarding the registration and titling of motor vehicles, including by providing for registration and titling by any county treasurer and by modifying related fees and the amount of fees retained by county treasurers.

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

House File 811, by committee on State Government, 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, making penalties applicable, and including effective date provisions.

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

The House stood at ease at 1:13 p.m., until the fall of the gavel.

The House resumed session at 4:39 p.m., Wills of Dickinson in the chair.

INTRODUCTION OF BILLS

House File 812, by committee on Economic Growth, a bill for an act regarding port authorities, including by allowing port authorities to enter into certain loan agreements and lease contracts.

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

House File 813, by committee on Education, a bill for an act modifying and establishing charter school programs.

Read first time and placed on the **calendar**.

CONSIDERATION OF BILLS

Ways and Means Calendar

House File 626, a bill for an act relating to revitalization areas by authorizing cities and counties to provide property tax exemptions for certain owner-occupied residential property located in areas previously subjected to lending discrimination and including applicability provisions, 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. 626)

The ayes were, 96:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Grassley, Spkr.
Gustafson	Hall	Hansen	Hein
Hite	Holt	Hunter	Ingels
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Landon	Latham	Lohse
Lundgren	Mascher	Maxwell	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Siegrist	Smith	Sorensen
Staed	Steckman	Stone	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Williams
Windschitl	Wolfe	Worthan	Wills,
			Presiding

The nays were, none.

Absent or not voting, 4:

Gaines	McClintock	Nielsen	Winckler
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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 693, a bill for an act relating to matters under the purview of the utilities division of the department of commerce, was taken up for consideration.

Holt of Crawford in the chair at 4:49 p.m.

Graber of Lee moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 693)

The ayes were, 96:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomington	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Grassley, Spkr.
Gustafson	Hall	Hansen	Hein
Hite	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommsen
Moore	Nordman	Oldson	Olson
Osmundson	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Siegrist	Smith	Sorensen	Staed
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Wills
Windschitl	Wolfe	Worthan	Holt, Presiding

The nays were, none.

Absent or not voting, 4:

Gaines

McClintock

Nielsen

Winckler

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Regular Calendar

House File 294, a bill for an act relating to reimbursement rates for health care services for mental health conditions, illnesses, injuries, or diseases provided to covered persons by telehealth, 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. 294)

The ayes were, 95:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomington	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cohoon	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson
Hall	Hansen	Hein	Hite
Hunter	Ingels	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Landon
Latham	Lohse	Lundgren	Mascher
Maxwell	McConkey	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nordman	Oldson	Olson	Osmundson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Siegrist
Smith	Sorensen	Staed	Steckman
Stone	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Westrich	Wheeler
Wilburn	Williams	Wills	Windschitl
Wolfe	Worthan	Holt,	
		Presiding	

The nays were, 1:

Cisneros

Absent or not voting, 4:

Gaines

McClintock

Nielsen

Winckler

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 303, a bill for an act relating to confidential communications between a peer support group counselor and specified individuals, 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. 303)

The ayes were, 96:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Grassley, Spkr.
Gustafson	Hall	Hansen	Hein
Hite	Hunter	Ingels	Isenhart
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommson
Moore	Nordman	Oldson	Olson
Osmundson	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Siegrist	Smith	Sorensen	Staed
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Wills
Windschitl	Wolfe	Worthan	Holt, Presiding

The nays were, none.

Absent or not voting, 4:

Gaines

McClintock

Nielsen

Winckler

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 318, 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, 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. 318)

The ayes were, 96:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Grassley, Spkr.
Gustafson	Hall	Hansen	Hein
Hite	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommson
Moore	Nordman	Oldson	Olson
Osmundson	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Siegrist	Smith	Sorensen	Staed
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Wills
Windschitl	Wolfe	Worthan	Holt,
			Presiding

The nays were, none.

Absent or not voting, 4:

Gaines

McClintock

Nielsen

Winckler

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 relating to supervision requirements for licensed marital and family therapists, mental health counselors, and social workers, and including effective date provisions, 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. 485)

The ayes were, 96:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Grassley, Spkr.
Gustafson	Hall	Hansen	Hein
Hite	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommson
Moore	Nordman	Oldson	Olson
Osmundson	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Siegrist	Smith	Sorensen	Staed
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Wills
Windschitl	Wolfe	Worthan	Holt,
			Presiding

The nays were, none.

Absent or not voting, 4:

Gaines

McClintock

Nielsen

Winckler

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 427, a bill for an act relating to the Iowa drug policy coordinator and the Iowa drug policy advisory council, was taken up for consideration.

Pursuant to Rule 31.8, relating to the timely filing of amendments, amendment H-1132, filed by Salmon of Black Hawk from the floor, was placed out of order.

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. 427)

The ayes were, 96:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cphoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Grassley, Spkr.
Gustafson	Hall	Hansen	Hein
Hite	Hunter	Ingels	Isenhart
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommson
Moore	Nordman	Oldson	Olson
Osmundson	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Siegrist	Smith	Sorensen	Staed
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Wills
Windschitl	Wolfe	Worthan	Holt,
			Presiding

The nays were, none.

Absent or not voting, 4:

Gaines

McClintock

Nielsen

Winckler

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 498, a bill for an act relating to the practices of performing rights societies, was taken up for consideration.

Lundgren of Dubuque offered amendment H-1105 filed by her and moved its adoption.

Amendment H-1105 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. 498)

The ayes were, 96:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Grassley, Spkr.
Gustafson	Hall	Hansen	Hein
Hite	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommson
Moore	Nordman	Oldson	Olson
Osmundson	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Siegrist	Smith	Sorensen	Staed
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich

Wheeler	Wilburn	Williams	Wills
Windschitl	Wolfe	Worthan	Holt, Presiding

The nays were, none.

Absent or not voting, 4:

Gaines	McClintock	Nielsen	Winckler
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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 452, a bill for an act relating to certain civil and criminal enforcement activities involving the practice of massage therapy and cosmetology, and human trafficking, and providing penalties, was taken up for consideration.

Bohannan of Johnson asked and received unanimous consent to withdraw amendment H-1063 filed by her on February 16, 2021.

Jones of Clay offered amendment H-1110 filed by her and moved its adoption.

Amendment H-1110 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. 452)

The ayes were, 96:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannan	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Grassley, Spkr.
Gustafson	Hall	Hansen	Hein
Hite	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth

Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommson
Moore	Nordman	Oldson	Olson
Osmundson	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Siegrist	Smith	Sorensen	Staed
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Wills
Windschitl	Wolfe	Worthan	Holt, Presiding

The nays were, none.

Absent or not voting, 4:

Gaines	McClintock	Nielsen	Winckler
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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 551, a bill for an act relating to authorized methods of take for a resident hunting deer using a license issued to a nonambulatory person, 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. 551)

The ayes were, 95:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannan	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Grassley, Spkr.
Gustafson	Hall	Hansen	Hein
Hite	Ingels	Isenhart	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Landon
Latham	Lohse	Lundgren	Mascher

Maxwell	McConkey	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommson	Moore
Nordman	Oldson	Olson	Osmundson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Siegrist
Smith	Sorensen	Staed	Steckman
Stone	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Westrich	Wheeler
Wilburn	Williams	Wills	Windschitl
Wolfe	Worthan	Holt, Presiding	

The nays were, 1:

Hunter

Absent or not voting, 4:

Gaines	McClintock	Nielsen	Winckler
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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

Windschitl of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 294, 303, 318, 427, 452, 485, 498, 551, 626 and 693.**

House File 525, a bill for an act relating to the examination, transportation, and embalming of dead bodies, was taken up for consideration.

Gobble of Polk offered amendment H-1112 filed by him and moved its adoption.

Amendment H-1112 was adopted.

SENATE FILE 307 SUBSTITUTED FOR HOUSE FILE 525

Gobble of Polk asked and received unanimous consent to substitute Senate File 307 for House File 525.

Senate File 307, a bill for an act relating to the examination and transportation of dead bodies, including associated fees and costs, was taken up for consideration.

Gobble 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. 307)

The ayes were, 96:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Grassley, Spkr.
Gustafson	Hall	Hansen	Hein
Hite	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommsen
Moore	Nordman	Oldson	Olson
Osmundson	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Siegrist	Smith	Sorensen	Staed
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Wills
Windschitl	Wolfe	Worthan	Holt, Presiding

The nays were, none.

Absent or not voting, 4:

Gaines	McClintock	Nielsen	Winckler
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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 554, a bill for an act relating to the vacation of certain termination of parental rights orders, 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. 554)

The ayes were, 96:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Grassley, Spkr.
Gustafson	Hall	Hansen	Hein
Hite	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommsen
Moore	Nordman	Oldson	Olson
Osmundson	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Siegrist	Smith	Sorensen	Staed
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Wills
Windschitl	Wolfe	Worthan	Holt, Presiding

The nays were, none.

Absent or not voting, 4:

Gaines	McClintock	Nielsen	Winckler
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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 546, a bill for an act relating to applications for architectural licensure and including retroactive 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. 546)

The ayes were, 95:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Grassley, Spkr.
Gustafson	Hall	Hansen	Hein
Hite	Hunter	Ingels	Isenhardt
Jacoby	James	Jeneary	Jones
Judge	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Landon
Latham	Lohse	Lundgren	Mascher
Maxwell	McConkey	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nordman	Oldson	Olson	Osmundson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Siegrist
Smith	Sorensen	Staed	Steckman
Stone	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Westrich	Wheeler
Wilburn	Williams	Wills	Windschitl
Wolfe	Worthan	Holt,	
		Presiding	

The nays were, 1:

Jacobsen

Absent or not voting, 4:

Gaines	McClintock	Nielsen	Winckler
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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 584, a bill for an act authorizing the college student aid commission to organize a nonprofit corporation, was taken up for consideration.

SENATE FILE 261 SUBSTITUTED FOR HOUSE FILE 584

Brink of Mahaska asked and received unanimous consent to substitute Senate File 261 for House File 584.

Senate File 261, a bill for an act authorizing the college student aid commission to organize a nonprofit corporation, 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?" (S.F. 261)

The ayes were, 96:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Grassley, Spkr.
Gustafson	Hall	Hansen	Hein
Hite	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommson
Moore	Nordman	Oldson	Olson
Osmundson	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Siegrist	Smith	Sorensen	Staed
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Wills
Windschitl	Wolfe	Worthan	Holt,
			Presiding

The nays were, none.

Absent or not voting, 4:

Gaines

McClintock

Nielsen

Winckler

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 587, a bill for an act relating to the denial and contest of probate claims, was taken up for consideration.

SENATE FILE 235 SUBSTITUTED FOR HOUSE FILE 587

Gustafson of Madison asked and received unanimous consent to substitute Senate File 235 for House File 587.

Senate File 235, a bill for an act relating to the denial and contest of probate claims, 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. 235)

The ayes were, 96:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Grassley, Spkr.
Gustafson	Hall	Hansen	Hein
Hite	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommson
Moore	Nordman	Oldson	Olson
Osmundson	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck

Siegrist	Smith	Sorensen	Staed
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Wills
Windschitl	Wolfe	Worthan	Holt, Presiding

The nays were, none.

Absent or not voting, 4:

Gaines	McClintock	Nielsen	Winckler
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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 602, a bill for an act relating to authorized transfers of school district general fund moneys to the student activity fund and including effective date provisions, was taken up for consideration.

Stone of Winnebago moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 602)

The ayes were, 94:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannan	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Grabner	Grassley, Spkr.
Gustafson	Hall	Hansen	Hein
Hite	Hunter	Ingels	Isenhardt
Jacoby	James	Jeneary	Jones
Judge	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Landon
Latham	Lohse	Lundgren	Mascher
Maxwell	McConkey	Meyer, A.	Meyer, B.
Mitchell	Mohr	Moore	Nordman
Oldson	Olson	Osmundson	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shipley	Sieck	Siegrist	Smith
Sorensen	Staed	Steckman	Stone

Sunde	Thede	Thompson	Thorup
Wessel-Kroeschell	Westrich	Wheeler	Wilburn
Williams	Wills	Windschitl	Wolfe
Worthan	Holt, Presiding		

The nays were, 2:

Jacobsen	Mommsen
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Absent or not voting, 4:

Gaines	McClintock	Nielsen	Winckler
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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 604, a bill for an act relating to language and literacy development for deaf and hard-of-hearing children, was taken up for consideration.

Salmon of Black Hawk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 604)

The ayes were, 96:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Grassley, Spkr.
Gustafson	Hall	Hansen	Hein
Hite	Hunter	Ingels	Isenhart
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommsen
Moore	Nordman	Oldson	Olson
Osmundson	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck

Siegrist	Smith	Sorensen	Staed
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Wills
Windschitl	Wolfe	Worthan	Holt, Presiding

The nays were, none.

Absent or not voting, 4:

Gaines	McClintock	Nielsen	Winckler
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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 605, a bill for an act relating to supplementary weighting for limited-English-proficient students and including effective date and applicability provisions, was taken up for consideration.

Dolecheck of Ringgold moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 605)

The ayes were, 96:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingdale	Boden	Bohannan	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Grabner	Grassley, Spkr.
Gustafson	Hall	Hansen	Hein
Hite	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommsen
Moore	Nordman	Oldson	Olson
Osmundson	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Siegrist	Smith	Sorensen	Staed

Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Wills
Windschitl	Wolfe	Worthan	Holt,
			Presiding

The nays were, none.

Absent or not voting, 4:

Gaines	McClintock	Nielsen	Winckler
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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 685, a bill for an act relating to requirements for licensees under the purview of the dental board relating to orthodontia services, 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. 685)

The ayes were, 94:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bergan	Best	Bloomingtondale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cahill	Cisneros	Cphoon	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson
Hall	Hansen	Hein	Hite
Hunter	Ingels	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Landon
Latham	Lohse	Lundgren	Mascher
Maxwell	McConkey	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nordman	Oldson	Olson	Osmundson
Paustian	Prichard	Salmon	Sexton
Shipley	Sieck	Siegrist	Smith
Sorensen	Staed	Steckman	Stone
Sunde	Thede	Thompson	Thorup

Wessel-Kroeschell	Westrich	Wheeler	Wilburn
Williams	Wills	Windschitl	Wolfe
Worthan	Holt, Presiding		

The nays were, 2:

Bennett	Running-Marquardt
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Absent or not voting, 4:

Gaines	McClintock	Nielsen	Winckler
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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 686, a bill for an act relating to the administering, prescribing, or ordering of immunizations or vaccines by a licensed podiatric physician, and providing an effective date, was taken up for consideration.

Bradley 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. 686)

The ayes were, 93:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cohoon	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson
Hall	Hansen	Hein	Hite
Hunter	Ingels	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Landon
Latham	Lohse	Lundgren	Mascher
Maxwell	McConkey	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommensen	Moore
Nordman	Oldson	Olson	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Sieck	Siegrist	Smith	Sorensen
Staed	Steckman	Stone	Sunde

Thede	Thompson	Thorup	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Williams
Wills	Windschitl	Wolfe	Worthan
Holt, Presiding			

The nays were, 3:

Cisneros	Osmundson	Shipley
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Absent or not voting, 4:

Gaines	McClintock	Nielsen	Winckler
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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 699, a bill for an act relating to nonsubstantive Code corrections, and including retroactive applicability provisions, was taken up for consideration.

Salmon of Black Hawk moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question “Shall the bill pass?” (H.F. 699)

The ayes were, 96:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Grassley, Spkr.
Gustafson	Hall	Hansen	Hein
Hite	Hunter	Ingels	Isenhart
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommson
Moore	Nordman	Oldson	Olson
Osmundson	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck

Siegrist	Smith	Sorensen	Staed
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Wills
Windschitl	Wolfe	Worthan	Holt, Presiding

The nays were, none.

Absent or not voting, 4:

Gaines	McClintock	Nielsen	Winckler
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Gaines of Polk	McClintock of Linn
Nielsen of Johnson	Winckler of Scott

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 8, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 322, a bill for an act concerning a report on the effectiveness of the accountable government Act.

Also: That the Senate has on March 8, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 342, a bill for an act relating to officer disciplinary actions.

Also: That the Senate has on March 8, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 348, a bill for an act relating to the opening, administration, and termination of adult and minor guardianships and conservatorships.

Also: That the Senate has on March 8, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 384, a bill for an act allowing counties to enter into agreements to jointly share a county assessor.

Also: That the Senate has on March 8, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 424, a bill for an act relating to the licensure of persons completing an apprenticeship, and including effective date provisions.

Also: That the Senate has on March 8, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 469, a bill for an act relating to the regulation by counties and cities of continuing nonconforming uses of manufactured, modular, and mobile homes and site-built dwelling units.

Also: That the Senate has on March 8, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 478, a bill for an act providing for training, prohibitions, and requirements relating to first amendment rights at school districts and public postsecondary educational institutions.

Also: That the Senate has on March 8, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 482, a bill for an act regulating the application of pesticides, including by providing for the certification of applicators, and certain actions taken by the department of agriculture and land stewardship against private applicators, and providing penalties.

Also: That the Senate has on March 8, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 494, a bill for an act relating to barbering apprenticeship programs.

Also: That the Senate has on March 8, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 548, a bill for an act relating to the regulation of advertising devices near certain highways.

W. CHARLES SMITHSON, Secretary

INTRODUCTION OF BILL

House File 814, by committee on State Government, a bill for an act relating to the redemption of beverage containers, providing civil penalties, and including effective date provisions.

Read first time and placed on the **calendar**.

SENATE MESSAGES CONSIDERED

Senate File 322, by committee on State Government, a bill for an act concerning a report on the effectiveness of the accountable government Act.

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

Senate File 342, by committee on Judiciary, a bill for an act relating to officer disciplinary actions.

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

Senate File 348, by committee on Judiciary, a bill for an act relating to the opening, administration, and termination of adult and minor guardianships and conservatorships.

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

Senate File 384, by committee on Local Government, a bill for an act allowing counties to enter into agreements to jointly share a county assessor.

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

Senate File 424, by committee on State Government, a bill for an act relating to the licensure of persons completing an apprenticeship, and including effective date provisions.

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

Senate File 469, by committee on State Government, a bill for an act relating to the regulation by counties and cities of continuing nonconforming uses of manufactured, modular, and mobile homes and site-built dwelling units.

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

Senate File 478, by committee on Education, a bill for an act providing for training, prohibitions, and requirements relating to first amendment rights at school districts and public postsecondary educational institutions.

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

IMMEDIATE MESSAGES

Windschitl of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 546, 554, 602, 604, 605, 685, 686, 699** and **Senate Files 235, 261** and **307**.

HOUSE FILES WITHDRAWN

Windschitl of Harrison asked and received unanimous consent to withdraw House Files 14, 21, 64, 89, 93, 107, 147, 212, 244, 265, 483, 525, 584 and 587 from further consideration by the House.

BILLS ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:

Mr. Speaker: The Chief Clerk of the House respectfully reports that the following bills have been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for approval on this 8th day of March, 2021: House Files 200, 231, 232, 235, 283, 308, 386 and 418.

MEGHAN NELSON
Chief Clerk of the House

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on March 8, 2021, the following bills were approved and transmitted to the Secretary of State:

House File 200, an Act relating to the military code and duty performed by a member of the United States coast guard.

House File 231, an Act relating to a special sentence for sexual abuse committed during a burglary.

House File 232, an Act relating to the crime of disorderly conduct and making penalties applicable.

House File 235, an Act relating to service charges on consumer credit transactions.

House File 283, an Act creating the criminal offense of defrauding a drug or alcohol test and providing penalties.

House File 308, an Act relating to eligibility requirements for students under the senior year plus program and including effective date and applicability provisions.

House File 386, an Act striking certain reporting requirements related to nonprofit school organizations established by school districts.

House File 418, an Act relating to property tax levies, exemptions, classifications, assessment limitations, and administration, and including effective date and applicability provisions.

Senate File 130, an Act relating to a temporary exception to a limitation on compensation for a member of a board of directors of a school corporation, and including effective date provisions.

Senate File 173, an Act relating to trusts, including requirements for certifications of trust and the general order of abatement.

Senate File 231, an Act regarding driving privileges of persons issued a special minor's driver's license, and making penalties applicable.

Senate File 239, an Act relating to proper parties in causes of actions following the death of persons entitled or liable to such causes of actions and including applicability provisions.

Senate File 240, an Act relating to the creation, administration, and termination of custodial trusts.

Senate File 285, an Act relating to suspension of a student's participation in the all Iowa opportunity scholarship program.

Senate File 314, an Act relating to approval of executive branch employee travel claims.

Senate File 343, an Act relating to authorized access to certain confidential records by employees of the department of corrections, a judicial district department of correctional services, and the board of parole.

Senate File 413, an Act relating to the conduct of elections, including absentee ballots and voter list maintenance activities, making penalties applicable, and including effective date and applicability provisions.

AMENDMENTS FILED

H-1131	H.F.	754	Hunter of Polk
H-1132	H.F.	427	Salmon of Black Hawk
H-1133	H.F.	453	Mitchell of Henry Wilburn of Story
H-1134	H.F.	624	Maxwell of Poweshiek

H-1135	H.F.	754	Hunter of Polk
H-1136	H.F.	754	Hunter of Polk
H-1137	H.F.	754	Hunter of Polk
H-1138	H.F.	754	Hunter of Polk
H-1139	H.F.	754	Hunter of Polk
H-1140	H.F.	754	Hunter of Polk
H-1141	H.F.	754	Hunter of Polk
H-1142	H.F.	754	Hunter of Polk
H-1143	H.F.	754	Hunter of Polk
H-1144	H.F.	754	Hunter of Polk
H-1145	H.F.	754	Hunter of Polk
H-1146	H.F.	754	Hunter of Polk
H-1147	H.F.	682	Nordman of Dallas
H-1148	H.F.	586	Thompson of Greene
H-1149	H.F.	426	Lohse of Polk
H-1150	H.F.	585	Gobble of Polk
H-1151	H.F.	768	Bloomington of Worth
H-1152	H.F.	707	Worthan of Buena Vista
H-1153	H.F.	606	Thompson of Greene
H-1154	S.F.	252	Thede of Scott

On motion by Windschitl of Harrison, the House adjourned at 6:12 p.m., until 8:30 a.m., Tuesday, March 9, 2021.

JOURNAL OF THE HOUSE

Fifty-eighth Calendar Day - Thirty-seventh Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, March 9, 2021

The House met pursuant to adjournment at 8:31 a.m., Wills of Dickinson in the chair.

Prayer was offered by Dolecheck of Ringgold.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Abe Dieleman, Page from Garwin.

The Journal of Monday, March 8, 2021, was approved.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 8, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 476, a bill for an act relating to qualified immunity, the peace officer, public safety, and emergency personnel bill of rights, uniform commercial code filings, and protected information of law enforcement officers and state or federal judicial officers and prosecutors, and including effective date provisions.

W. CHARLES SMITHSON, Secretary

INTRODUCTION OF BILL

House File 815, by committee on State Government, a bill for an act relating to executive orders of the president of the United States.

Read first time and placed on the **calendar**.

SENATE MESSAGES CONSIDERED

Senate File 482, by committee on Agriculture, a bill for an act regulating the application of pesticides, including by providing for the certification of applicators, and certain actions taken by the

department of agriculture and land stewardship against private applicators, and providing penalties.

Read first time and **passed on file.**

Senate File 494, by committee on Labor and Business Relations, a bill for an act relating to barbering apprenticeship programs.

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

Senate File 548, by committee on Transportation, a bill for an act relating to the regulation of advertising devices near certain highways.

Read first time and placed on the **passed on file.**

On motion by Windschitl of Harrison, the House was recessed at 8:37 a.m., until 1:00 p.m.

AFTERNOON SESSION

The House reconvened at 2:25 p.m., Speaker Grassley in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 9, 2021, adopted the following resolution in which the concurrence of the House is asked:

Senate Concurrent Resolution 5, a concurrent resolution encouraging the United States Congress to provide flexibility to the states in determining visitation practices in nursing facilities.

Also: That the Senate has on March 9, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 419, a bill for an act relating to the display of registration plates on motor vehicles.

Also: That the Senate has on March 9, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 461, a bill for an act relating to the voting members of a governing board of a mental health and disability services region.

Also: That the Senate has on March 9, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 462, a bill for an act relating to a study regarding reimbursement for administrative days.

Also: That the Senate has on March 9, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 521, a bill for an act providing for a human trafficking task force and an annual report to the general assembly.

Also: That the Senate has on March 9, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 522, a bill for an act relating to older individuals and dependent adults and creating certain criminal offenses and civil actions, and providing penalties.

Also: That the Senate has on March 9, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 531, a bill for an act relating to the conduct of elections during emergencies.

Also: That the Senate has on March 9, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 541, a bill for an act relating to electronic transactions by permitting the use of distributed ledger technology and smart contracts.

Also: That the Senate has on March 9, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 546, a bill for an act relating to private instruction and driver education.

Also: That the Senate has on March 9, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 554, a bill for an act relating to the acquisition of title to abandoned property in the unincorporated area of a county.

W. CHARLES SMITHSON, Secretary

CONSIDERATION OF BILLS

Appropriations Calendar

House File 707, a bill for an act relating to interpreters and translators for limited-English-proficient, deaf, and hard-of-hearing persons in certain legal proceedings, making appropriations, and including effective date provisions, was taken up for consideration.

Worthan of Buena Vista offered amendment H-1152 filed by him and moved its adoption.

Amendment H-1152 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. 707)

The ayes were, 93:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommssen
Moore	Nordman	Oldson	Olson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Siegrist
Smith	Sorensen	Steckman	Stone
Sunde	Thede	Thompson	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Williams
Wills	Windschitl	Wolfe	Worthan
Speaker			
Grassley			

The nays were, none.

Absent or not voting, 7:

Gaines	McClintock	Nielsen	Osmundson
Staed	Thorup	Winckler	

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

House File 708, a bill for an act creating a public safety equipment fund, 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. 708)

The ayes were, 93:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cphoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommensen
Moore	Nordman	Oldson	Olson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Siegrist
Smith	Sorensen	Steckman	Stone
Sunde	Thede	Thompson	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Williams
Wills	Windschitl	Wolfe	Worthan
Speaker			
Grassley			

The nays were, none.

Absent or not voting, 7:

Gaines	McClintock	Nielsen	Osmundson
Staed	Thorup	Winckler	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 722, a bill for an act relating to the transfer, deposit, and appropriation of moneys to the teach Iowa scholar fund from the teacher shortage forgivable loan repayment fund and the teacher shortage loan forgiveness repayment fund, 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. 722)

The ayes were, 93:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommson
Moore	Nordman	Oldson	Olson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Siegrist
Smith	Sorensen	Steckman	Stone
Sunde	Thede	Thompson	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Williams
Wills	Windschitl	Wolfe	Worthan
Speaker			
Grassley			

The nays were, none.

Absent or not voting, 7:

Gaines	McClintock	Nielsen	Osmundson
Staed	Thorup	Winckler	

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 606, a bill for an act permitting businesses' new onsite daycare facilities or businesses' expansion of existing onsite daycare facilities to qualify as projects under the high quality jobs program, and making penalties applicable, was taken up for consideration.

Thompson of Greene offered amendment H-1153 filed by him and moved its adoption.

Amendment H-1153 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?" (H.F. 606)

The ayes were, 91:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cohoon	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Gustafson	Hall
Hansen	Hein	Hite	Holt
Hunter	Ingels	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Landon
Latham	Lohse	Lundgren	Mascher
Maxwell	McConkey	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommson	Moore
Nordman	Oldson	Olson	Paustian
Prichard	Running-Marquardt	Sexton	Shipley

Sieck	Siegrist	Smith	Sorensen
Steckman	Stone	Sunde	Thede
Thompson	Wessel-Kroeschell	Westrich	Wheeler
Wilburn	Williams	Wills	Windschitl
Wolfe	Worthan	Speaker Grassley	

The nays were, 2:

Cisneros	Salmon
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Absent or not voting, 7:

Gaines	McClintock	Nielsen	Osmundson
Staed	Thorup	Winckler	

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

House File 711, a bill for an act relating to the calculation of certain court costs in probate matters, and including effective date and 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. 711)

The ayes were, 93:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommsen
Moore	Nordman	Oldson	Olson

Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Siegrist
Smith	Sorensen	Steckman	Stone
Sunde	Thede	Thompson	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Williams
Wills	Windschitl	Wolfe	Worthan
Speaker			
Grassley			

The nays were, none.

Absent or not voting, 7:

Gaines	McClintock	Nielsen	Osmundson
Staed	Thorup	Winckler	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 712, a bill for an act relating to the construction of child care facilities by providing developers with sales and use tax refunds and income, franchise, moneys and credits, and gross premiums tax credits, providing for a fee, and including applicability provisions, 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. 712)

The ayes were, 87:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomington	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cohoon	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Gustafson	Hall
Hansen	Hein	Hite	Holt
Ingels	James	Jeneary	Jones
Judge	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Landon
Latham	Lohse	Lundgren	Mascher
Maxwell	McConkey	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nordman	Oldson	Olson	Paustian

Prichard	Running-Marquardt	Sexton	Shipley
Sieck	Siegrist	Smith	Sorensen
Steckman	Stone	Sunde	Thede
Thompson	Wessel-Kroeschell	Westrich	Wheeler
Wilburn	Williams	Wills	Windschitl
Wolfe	Worthan	Speaker	
		Grassley	

The nays were, 6:

Cisneros	Hunter	Isenhardt	Jacobsen
Jacoby	Salmon		

Absent or not voting, 7:

Gaines	McClintock	Nielsen	Osmundson
Staed	Thorup	Winckler	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Regular Calendar

House File 426, a bill for an act relating to crime victims, including the collection of evidence in sexual abuse cases and the establishment of an automated tracking system involving sexual abuse evidence collection kits, was taken up for consideration.

Lohse of Polk offered amendment H-1149 filed by him and moved its adoption.

Amendment H-1149 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?" (H.F. 426)

The ayes were, 93:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt

Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommson
Moore	Nordman	Oldson	Olson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Siegrist
Smith	Sorensen	Steckman	Stone
Sunde	Thede	Thompson	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Williams
Wills	Windschitl	Wolfe	Worthan
Speaker Grassley			

The nays were, none.

Absent or not voting, 7:

Gaines	McClintock	Nielsen	Osmundson
Staed	Thorup	Winckler	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 523, a bill for an act designating certain county flood mitigation activities as an essential county purpose, 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. 523)

The ayes were, 93:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannan	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhart
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth

Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommson
Moore	Nordman	Oldson	Olson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Siegrist
Smith	Sorensen	Steckman	Stone
Sunde	Thede	Thompson	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Williams
Wills	Windschitl	Wolfe	Worthan
Speaker			
Grassley			

The nays were, none.

Absent or not voting, 7:

Gaines	McClintock	Nielsen	Osmundson
Staed	Thorup	Winckler	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 549, a bill for an act relating to regulatory provisions applicable to care provided in health care facilities and assisted living programs, was taken up for consideration.

Andrews of Polk offered amendment H–1062 filed by him and moved its adoption.

Amendment H–1062 was adopted.

Andrews 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. 549)

The ayes were, 93:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold

Gjerde	Gobble	Graber	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommson
Moore	Nordman	Oldson	Olson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Siegrist
Smith	Sorensen	Steckman	Stone
Sunde	Thede	Thompson	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Williams
Wills	Windschitl	Wolfe	Worthan
Speaker			
Grassley			

The nays were, none.

Absent or not voting, 7:

Gaines	McClintock	Nielsen	Osmundson
Staed	Thorup	Winckler	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 603, a bill for an act establishing the sexual assault forensic examiner program, 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. 603)

The ayes were, 93:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Gustafson
Hall	Hansen	Hein	Hite

Holt	Hunter	Ingels	Isenhart
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommson
Moore	Nordman	Oldson	Olson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Siegrist
Smith	Sorensen	Steckman	Stone
Sunde	Thede	Thompson	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Williams
Wills	Windschitl	Wolfe	Worthan
Speaker			
Grassley			

The nays were, none.

Absent or not voting, 7:

Gaines	McClintock	Nielsen	Osmundson
Staed	Thorup	Winckler	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGES

Windschitl of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 426, 523, 549, 603, 606, 707, 708, 711, 712 and 722.**

House File 622, a bill for an act relating to the powers and duties of the boards of directors of area education agencies, school districts, and school corporations, and to the election of a director as school board president, was taken up for consideration.

SENATE FILE 289 SUBSTITUTED FOR HOUSE FILE 622

Bossman of Woodbury asked and received unanimous consent to substitute Senate File 289 for House File 622.

Senate File 289, a bill for an act relating to the powers and duties of the boards of directors of area education agencies, school districts,

and school corporations, and to the election of a director as school board president, 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?" (S.F. 289)

The ayes were, 93:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommsen
Moore	Nordman	Oldson	Olson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Siegrist
Smith	Sorensen	Steckman	Stone
Sunde	Thede	Thompson	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Williams
Wills	Windschitl	Wolfe	Worthan
Speaker			
Grassley			

The nays were, none.

Absent or not voting, 7:

Gaines	McClintock	Nielsen	Osmundson
Staed	Thorup	Winckler	

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 providing that a licensed veterinarian is immune from administrative, civil, or criminal liability in investigations or proceedings involving the mistreatment of animals, 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. 623)

The ayes were, 91:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannan	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cohoon	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Gustafson	Hall
Hansen	Hein	Hite	Holt
Hunter	Ingels	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Landon
Latham	Lohse	Lundgren	Mascher
Maxwell	McConkey	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nordman	Oldson	Olson	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Sieck	Siegrist	Smith	Sorensen
Steckman	Stone	Sunde	Thede
Thompson	Wessel-Kroeschell	Westrich	Wheeler
Wilburn	Williams	Wills	Windschitl
Wolfe	Worthan	Speaker	
		Grassley	

The nays were, 2:

Cisneros	Shipley
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Absent or not voting, 7:

Gaines	McClintock	Nielsen	Osmundson
Staed	Thorup	Winckler	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 624, a bill for an act relating to drainage and levee districts, by providing for notice of hearing on reports of commissioners and for repairs that require a report by an engineer or soil and water conservation district conservationist, was taken up for consideration.

Maxwell of Poweshiek offered amendment H-1134 filed by him and moved its adoption.

Amendment H-1134 was adopted.

SENATE FILE 353 SUBSTITUTED FOR HOUSE FILE 624

Maxwell of Poweshiek asked and received unanimous consent to substitute Senate File 353 for House File 624.

Senate File 353, a bill for an act relating to drainage and levee districts, by providing for notices to interested persons including landowners in the district, and for repairs that require a report by an engineer or soil and water conservation district conservationist, was taken up for consideration.

Maxwell of Poweshiek moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 353)

The ayes were, 93:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannan	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Julge	Kaufmann	Kerr

Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommssen
Moore	Nordman	Oldson	Olson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Siegrist
Smith	Sorensen	Steckman	Stone
Sunde	Thede	Thompson	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Williams
Wills	Windschitl	Wolfe	Worthan
Speaker			
Grassley			

The nays were, none.

Absent or not voting, 7:

Gaines	McClintock	Nielsen	Osmundson
Staed	Thorup	Winckler	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 644, a bill for an act relating to the registration of postsecondary schools with the college student aid commission, and to the postsecondary registration fund under the control of the commission, was taken up for consideration.

Hite of Mahaska in the chair at 3:28 p.m.

Dolecheck of Ringgold offered amendment H-1120 filed by him and moved its adoption.

Amendment H-1120 was adopted.

Dolecheck of Ringgold moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 644)

The ayes were, 93:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Grassley, Spkr.
Gustafson	Hall	Hansen	Hein
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommsen
Moore	Nordman	Oldson	Olson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Siegrist
Smith	Sorensen	Steckman	Stone
Sunde	Thede	Thompson	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Williams
Wills	Windschitl	Wolfe	Worthan
Hite,			
Presiding			

The nays were, none.

Absent or not voting, 7:

Gaines	McClintock	Nielsen	Osmundson
Staed	Thorup	Winckler	

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 notice and reclamation requirements for abandoned vehicles taken into custody by a police authority or private entity, was taken up for consideration.

SENATE FILE 232 SUBSTITUTED FOR HOUSE FILE 650

Best of Carroll asked and received unanimous consent to substitute Senate File 232 for House File 650.

Senate File 232, a bill for an act relating to notice and reclamation requirements for abandoned vehicles taken into custody by a police authority or private entity, 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?" (S.F. 232)

The ayes were, 88:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Grassley, Spkr.
Gustafson	Hansen	Hein	Holt
Ingels	Isenhardt	Jacobsen	Jacoby
James	Jeneary	Jones	Judge
Kaufmann	Kerr	Klein	Kressig
Kurth	Landon	Latham	Lohse
Lundgren	Mascher	Maxwell	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Olson	Paustian	Prichard	Salmon
Sexton	Shipley	Sieck	Siegrist
Smith	Sorensen	Steckman	Stone
Sunde	Thede	Thompson	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Williams
Wills	Windschitl	Worthan	Hite, Presiding

The nays were, 5:

Hall	Hunter	Konfrst	Running-Marquardt
Wolfe			

Absent or not voting, 7:

Gaines	McClintock	Nielsen	Osmundson
Staed	Thorup	Winckler	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 654, a bill for an act relating to lighting devices and other equipment on snow plows and authorized emergency vehicles, providing penalties, making penalties applicable, and including effective date provisions, 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. 654)

The ayes were, 93:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Grassley, Spkr.
Gustafson	Hall	Hansen	Hein
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommsen
Moore	Nordman	Oldson	Olson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Siegrist
Smith	Sorensen	Steckman	Stone
Sunde	Thede	Thompson	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Williams
Wills	Windschitl	Wolfe	Worthan
Hite,			
Presiding			

The nays were, none.

Absent or not voting, 7:

Gaines	McClintock	Nielsen	Osmundson
Staed	Thorup	Winckler	

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 rules adopted by the board of educational examiners establishing standards for substitute teacher authorizations, was taken up for consideration.

Gobble of Polk asked and received unanimous consent to withdraw amendment H-1108 filed by him on February 23, 2021.

Gobble of Polk offered amendment H-1119 filed by him and moved its adoption.

Amendment H-1119 was adopted.

Gobble 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. 675)

The ayes were, 93:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Grassley, Spkr.
Gustafson	Hall	Hansen	Hein
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommson
Moore	Nordman	Oldson	Olson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Siegrist
Smith	Sorensen	Steckman	Stone
Sunde	Thede	Thompson	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Williams
Wills	Windschitl	Wolfe	Worthan
Hite,			
Presiding			

The nays were, none.

Absent or not voting, 7:

Gaines	McClintock	Nielsen	Osmundson
Staed	Thorup	Winckler	

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 establishment of emergency response districts and fire departments, 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. 683)

The ayes were, 86:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannan	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Grassley, Spkr.
Gustafson	Hall	Hansen	Hein
Holt	Ingels	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kaufmann	Kerr	Klein
Kressig	Landon	Latham	Lohse
Lundgren	Mascher	Maxwell	McConkey
Meyer, A.	Mitchell	Mohr	Mommson
Moore	Nordman	Olson	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shipley	Sieck	Siegrist	Smith
Sorensen	Steckman	Stone	Sunde
Thede	Thompson	Wessel-Kroeschell	Westrich
Wheeler	Wills	Windschitl	Wolfe
Worthan	Hite, Presiding		

The nays were, 7:

Hunter	Konfrst	Kurth	Meyer, B.
Oldson	Wilburn	Williams	

Absent or not voting, 7:

Gaines	McClintock	Nielsen	Osmundson
Staed	Thorup	Winckler	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 684, a bill for an act relating to consent to a hysterectomy, was taken up for consideration.

Andrews 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. 684)

The ayes were, 93:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Grassley, Spkr.
Gustafson	Hall	Hansen	Hein
Holt	Hunter	Ingels	Isenhart
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommson
Moore	Nordman	Oldson	Olson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Siegrist
Smith	Sorensen	Steckman	Stone
Sunde	Thede	Thompson	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Williams
Wills	Windschitl	Wolfe	Worthan
Hite,			
Presiding			

The nays were, none.

Absent or not voting, 7:

Gaines	McClintock	Nielsen	Osmundson
Staed	Thorup	Winckler	

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 pretrial contact between a prosecuting witness who is a minor and the defendant, 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. 709)

The ayes were, 93:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannan	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Grassley, Spkr.
Gustafson	Hall	Hansen	Hein
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommson
Moore	Nordman	Oldson	Olson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Siegrist
Smith	Sorensen	Steckman	Stone
Sunde	Thede	Thompson	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Williams
Wills	Windschitl	Wolfe	Worthan
Hite,			
Presiding			

The nays were, none.

Absent or not voting, 7:

Gaines	McClintock	Nielsen	Osmundson
Staed	Thorup	Winckler	

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 standards for data security, and investigations and notifications of cybersecurity events, for certain licensees under the jurisdiction of the commissioner of insurance, making penalties applicable, and including effective date provisions, was taken up for consideration.

Gobble 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. 719)

The ayes were, 93:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Grassley, Spkr.
Gustafson	Hall	Hansen	Hein
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommson
Moore	Nordman	Oldson	Olson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Siegrist
Smith	Sorensen	Steckman	Stone
Sunde	Thede	Thompson	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Williams
Wills	Windschitl	Wolfe	Worthan
Hite,			
Presiding			

The nays were, none.

Absent or not voting, 7:

Gaines	McClintock	Nielsen	Osmundson
Staed	Thorup	Winckler	

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 placement of dental sealants on teeth by a dental assistant, was taken up for consideration.

Bradley 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. 737)

The ayes were, 91:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Grassley, Spkr.
Gustafson	Hall	Hansen	Hein
Holt	Hunter	Ingels	Isenhart
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommsen
Moore	Nordman	Oldson	Olson
Paustian	Running-Marquardt	Salmon	Shipley
Sieck	Siegrist	Smith	Sorensen
Steckman	Stone	Sunde	Thede
Thompson	Wessel-Kroeschell	Westrich	Wheeler
Wilburn	Williams	Wills	Windschitl
Wolfe	Worthan	Hite,	
		Presiding	

The nays were, 2:

Prichard	Sexton
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Absent or not voting, 7:

Gaines	McClintock	Nielsen	Osmundson
Staed	Thorup	Winckler	

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 unfair or deceptive acts or practices in the rental of vehicles and making penalties applicable, 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?" (H.F. 730)

The ayes were, 78:

Anderson	Andrews	Bacon	Baxter
Bergan	Best	Bloomingtondale	Boden
Bossman	Bradley	Breckenridge	Brink
Brown-Powers	Bush	Cahill	Cisneros
Cohoon	Deyoe	Dolecheck	Fisher
Forbes	Fry	Gerhold	Gobble
Graber	Grassley, Spkr.	Gustafson	Hall
Hansen	Hein	Holt	Ingels
Jacobsen	James	Jeneary	Jones
Judge	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Landon
Latham	Lohse	Lundgren	Maxwell
McConkey	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Paustian	Prichard	Salmon	Sexton
Shipley	Sieck	Siegrist	Smith
Sorensen	Steckman	Stone	Sunde
Thede	Thompson	Westrich	Wheeler
Wilburn	Williams	Wills	Windschitl
Worthan	Hite, Presiding		

The nays were, 15:

Abdul-Samad	Bennett	Bohannan	Donahue
Ehlert	Gjerde	Hunter	Isenhart

Jacoby	Mascher	Meyer, B.	Olson
Running-Marquardt	Wessel-Kroeschell	Wolfe	

Absent or not voting, 7:

Gaines	McClintock	Nielsen	Osmundson
Staed	Thorup	Winckler	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 739, 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.

Westrich of Wapello offered amendment H-1124 filed by the committee on Judiciary and moved its adoption.

The committee amendment H-1124 was adopted.

Westrich of Wapello moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 739)

The ayes were, 93:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannan	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Grassley, Spkr.
Gustafson	Hall	Hansen	Hein
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McConkey	Meyer, A.

Meyer, B.	Mitchell	Mohr	Mommsen
Moore	Nordman	Oldson	Olson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Siegrist
Smith	Sorensen	Steckman	Stone
Sunde	Thede	Thompson	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Williams
Wills	Windschitl	Wolfe	Worthan
Hite, Presiding			

The nays were, none.

Absent or not voting, 7:

Gaines	McClintock	Nielsen	Osmundson
Staed	Thorup	Winckler	

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 relating to the established season for hunting game birds on a preserve, and making penalties applicable, was taken up for consideration.

Latham of Franklin moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 747)

The ayes were, 92:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannan	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Grassley, Spkr.
Gustafson	Hall	Hansen	Hein
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Latham	Lohse	Lundgren	Mascher
Maxwell	McConkey	Meyer, A.	Meyer, B.

Mitchell	Mohr	Mommsen	Moore
Nordman	Oldson	Olson	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shipley	Sieck	Siegrist	Smith
Sorensen	Steckman	Stone	Sunde
Thede	Thompson	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Wills
Windschitl	Wolfe	Worthan	Hite, Presiding

The nays were, none.

Absent or not voting, 8:

Gaines	Landon	McClintock	Nielsen
Osmundson	Staed	Thorup	Winckler

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 746, a bill for an act relating to the statute of limitations for recovery from injuries to a person or property from a licensed veterinarian, 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. 746)

The ayes were, 93:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Grassley, Spkr.
Gustafson	Hall	Hansen	Hein
Holt	Hunter	Ingels	Isenhart
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommsen

Moore	Nordman	Oldson	Olson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Siegrist
Smith	Sorensen	Steckman	Stone
Sunde	Thede	Thompson	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Williams
Wills	Windschitl	Wolfe	Worthan
Hite,			
Presiding			

The nays were, none.

Absent or not voting, 7:

Gaines	McClintock	Nielsen	Osmundson
Staed	Thorup	Winckler	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Gaines of Polk	McClintock of Linn
Nielsen of Johnson	Osmundson of Clayton
Staed of Linn	Thorup of Marion
Winckler of Scott	

IMMEDIATE MESSAGES

Windschitl of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 623, 644, 654, 675, 683, 684, 709, 719, 730, 737, 739, 746, 747** and **Senate Files 232, 289 and 353.**

HOUSE FILES WITHDRAWN

Windschitl of Harrison asked and received unanimous consent to withdraw House Files 2, 3, 9, 248, 300, 360, 362, 363, 371, 375, 400, 413, 445, 461, 516, 622, 624, 650 and 677 from further consideration by the House.

SUBCOMMITTEE ASSIGNMENT

Senate File 387

Public Safety: Paustian, Chair; Kressig and Thorup.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

MEGHAN NELSON
Chief Clerk of the House

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House File 393), relating to motor vehicles, including the surrender or transfer of registration plates and cards to a county treasurer, documentary fees charged by motor vehicle dealers, and motor vehicle franchise obligations.

Fiscal Note: **No**

Recommendation: **Do Pass** March 9, 2021.

Committee Bill (Formerly House File 482), relating to the powers and duties of the department of agriculture and land stewardship, including by providing for administration, programs, and regulations, providing fees, providing penalties, and making penalties applicable.

Fiscal Note: **No**

Recommendation: **Do Pass** March 9, 2021.

Committee Bill (Formerly House File 520), relating to the use of fees collected by a county recorder or governing board of the county land record information system for processing and recording instruments.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 9, 2021.

Committee Bill (Formerly House File 521), relating to commercial driver's license driving skills tests, providing fees, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 9, 2021.

AMENDMENTS FILED

H-1155	H.F.	771	Jeneary of Plymouth
H-1156	H.F.	312	Baxter of Hancock
H-1157	H.F.	653	Hite of Mahaska
H-1158	H.F.	799	Shipley of Van Buren

On motion by Windschitl of Harrison, the House adjourned at 4:35 p.m., until 8:30 a.m., Wednesday, March 10, 2021.

JOURNAL OF THE HOUSE

Fifty-ninth Calendar Day - Thirty-eighth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, March 10, 2021

The House met pursuant to adjournment at 8:31 a.m., Stone of Winnebago in the chair.

Prayer was offered by Bradley of Jones.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Claire and Peter Stuntz from Farley. They are the grandchildren of Bradley of Jones.

The Journal of Tuesday, March 9, 2021, was approved.

INTRODUCTION OF BILLS

House File 816, by B. Meyer, a bill for an act relating to marijuana, including the manufacture, delivery, and possession of marijuana and the licensure of retail marijuana, providing fees, including excise taxes, establishing funds, providing penalties, and including effective date provisions.

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

House File 817, by Prichard, Kurth, B. Meyer, Staed, McConkey, James, Wilburn, Hansen, Hunter, Jacoby, Oldson, Gjerde, Thede, Bohannan, Forbes, Hall, Williams, Konfrst, Sunde, and Mascher, a bill for an act relating to the exclusion of certain unemployment compensation from the individual income tax, and including effective date and retroactive applicability provisions.

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

SENATE MESSAGES CONSIDERED

Senate File 419, 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 461, by committee on Human Resources, a bill for an act relating to the voting members of a governing board of a mental health and disability services region.

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

Senate File 462, by committee on Human Resources, a bill for an act relating to a study regarding reimbursement for administrative days.

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

Senate File 476, by committee on State Government, a bill for an act relating to qualified immunity, the peace officer, public safety, and emergency personnel bill of rights, uniform commercial code filings, and protected information of law enforcement officers and state or federal judicial officers and prosecutors, and including effective date provisions.

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

Senate File 521, by committee on Judiciary, a bill for an act providing for a human trafficking task force and an annual report to the general assembly.

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

Senate File 522, by committee on Judiciary, a bill for an act relating to older individuals and dependent adults and creating certain criminal offenses and civil actions, and providing penalties.

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

Senate File 531, by committee on State Government, a bill for an act relating to the conduct of elections during emergencies.

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

Senate File 541, by committee on State Government, a bill for an act relating to electronic transactions by permitting the use of distributed ledger technology and smart contracts.

Read first time and **passed on file**.

Senate File 546, by committee on Education, a bill for an act relating to private instruction and driver education.

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

Senate File 554, by committee on Local Government, a bill for an act relating to the acquisition of title to abandoned property in the unincorporated area of a county.

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

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

The House resumed session at 10:56 a.m., Wills of Dickinson in the chair.

CONSIDERATION OF BILLS Regular Calendar

House File 653, a bill for an act relating to the financing of the construction or repair of works or facilities used to provide telecommunications services, was taken up for consideration.

Hite of Mahaska offered amendment H-1157 filed by him and moved its adoption.

Amendment H-1157 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. 653)

The ayes were, 97:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomington	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Grassley, Spkr.
Gustafson	Hall	Hansen	Hein

Hite	Holt	Hunter	Ingels
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Landon	Latham	Lohse
Lundgren	Mascher	Maxwell	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Siegrist	Smith	Sorensen
Staed	Steckman	Stone	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Williams
Winckler	Windschitl	Wolfe	Worthan
Wills, Presiding			

The nays were, none.

Absent or not voting, 3:

Gaines	McClintock	Nielsen
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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 655, a bill for an act prohibiting interference with the transportation of an agricultural animal, and providing penalties, 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. 655)

The ayes were, 97:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannan	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Grassley, Spkr.
Gustafson	Hall	Hansen	Hein

Hite	Holt	Hunter	Ingels
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Landon	Latham	Lohse
Lundgren	Mascher	Maxwell	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Siegrist	Smith	Sorensen
Staed	Steckman	Stone	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Williams
Winckler	Windschitl	Wolfe	Worthan
Wills, Presiding			

The nays were, none.

Absent or not voting, 3:

Gaines	McClintock	Nielsen
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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 682, a bill for an act relating to the Iowa appraisal standards and appraiser certification law and making penalties applicable, was taken up for consideration.

Nordman of Dallas offered amendment H-1147 filed by him and moved its adoption.

Amendment H-1147 was adopted.

Nordman of Dallas moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 682)

The ayes were, 97:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingdale	Boden	Bohannan	Bossman

Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Grassley, Spkr.
Gustafson	Hall	Hansen	Hein
Hite	Holt	Hunter	Ingels
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Landon	Latham	Lohse
Lundgren	Mascher	Maxwell	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Olson	Omundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Siegrist	Smith	Sorensen
Staed	Steckman	Stone	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Williams
Winckler	Windschitl	Wolfe	Worthan
Wills, Presiding			

The nays were, none.

Absent or not voting, 3:

Gaines	McClintock	Nielsen
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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 757, a bill for an act relating to driver's license restrictions, including ignition interlock device requirements for a first operating-while-intoxicated offense, was taken up for consideration.

Andrews 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. 757)

The ayes were, 97:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman

Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Grassley, Spkr.
Gustafson	Hall	Hansen	Hein
Hite	Holt	Hunter	Ingels
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Landon	Latham	Lohse
Lundgren	Mascher	Maxwell	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Siegrist	Smith	Sorensen
Staed	Steckman	Stone	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Williams
Winckler	Windschitl	Wolfe	Worthan
Wills, Presiding			

The nays were, none.

Absent or not voting, 3:

Gaines	McClintock	Nielsen
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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 modifying provisions related to certain affidavits accepted by county recorders for updating county transfer books and indexes when a conveyance of real estate has not occurred, 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. 758)

The ayes were, 97:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best

Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Grassley, Spkr.
Gustafson	Hall	Hansen	Hein
Hite	Holt	Hunter	Ingels
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Landon	Latham	Lohse
Lundgren	Mascher	Maxwell	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Siegrist	Smith	Sorensen
Staed	Steckman	Stone	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Williams
Winckler	Windschitl	Wolfe	Worthan
Wills,			
Presiding			

The nays were, none.

Absent or not voting, 3:

Gaines	McClintock	Nielsen
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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 771, a bill for an act relating to the self-administration and storage of bronchodilators and bronchodilator canisters and spacers relative to schools and students, was taken up for consideration.

Jeneary of Plymouth offered amendment H-1155 filed by him and moved its adoption.

Amendment H-1155 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. 771)

The ayes were, 97:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomington	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Grassley, Spkr.
Gustafson	Hall	Hansen	Hein
Hite	Holt	Hunter	Ingels
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Landon	Latham	Lohse
Lundgren	Mascher	Maxwell	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Siegrist	Smith	Sorensen
Staed	Steckman	Stone	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Williams
Winckler	Windschitl	Wolfe	Worthan
Wills, Presiding			

The nays were, none.

Absent or not voting, 3:

Gaines	McClintock	Nielsen
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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 760, a bill for an act relating to the practice of cosmetology at wedding venues, 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. 760)

The ayes were, 97:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Grassley, Spkr.
Gustafson	Hall	Hansen	Hein
Hite	Holt	Hunter	Ingels
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Landon	Latham	Lohse
Lundgren	Mascher	Maxwell	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Siegrist	Smith	Sorensen
Staed	Steckman	Stone	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Williams
Winckler	Windschitl	Wolfe	Worthan
Wills, Presiding			

The nays were, none.

Absent or not voting, 3:

Gaines	McClintock	Nielsen
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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 773, a bill for an act relating to a determination of the availability of mental health services in the state including the value of pursuing a Medicaid institutions for mental diseases waiver, and including effective date provisions, 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. 773)

The ayes were, 97:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Grassley, Spkr.
Gustafson	Hall	Hansen	Hein
Hite	Holt	Hunter	Ingels
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Landon	Latham	Lohse
Lundgren	Mascher	Maxwell	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Siegrist	Smith	Sorensen
Staed	Steckman	Stone	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Williams
Winckler	Windschitl	Wolfe	Worthan
Wills, Presiding			

The nays were, none.

Absent or not voting, 3:

Gaines	McClintock	Nielsen
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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 761, a bill for an act relating to the local fire protection and emergency medical service providers grant program, was taken up for consideration.

Siegrist 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. 761)

The ayes were, 97:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomington	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Grassley, Spkr.
Gustafson	Hall	Hansen	Hein
Hite	Holt	Hunter	Ingels
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Landon	Latham	Lohse
Lundgren	Mascher	Maxwell	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Siegrist	Smith	Sorensen
Staed	Steckman	Stone	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Williams
Winckler	Windschitl	Wolfe	Worthan
Wills, Presiding			

The nays were, none.

Absent or not voting, 3:

Gaines	McClintock	Nielsen
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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 782, a bill for an act regulating the application of pesticides, including by providing for the certification of applicators, and certain actions taken by the department of agriculture and land stewardship against private applicators, and providing penalties, was taken up for consideration.

SENATE FILE 482 SUBSTITUTED FOR HOUSE FILE 782

Ingels of Fayette asked and received unanimous consent to substitute Senate File 482 for House File 782.

Senate File 482, a bill for an act regulating the application of pesticides, including by providing for the certification of applicators, and certain actions taken by the department of agriculture and land stewardship against private applicators, and providing penalties, was taken up for consideration.

Ingels of Fayette moved that the bill be read a last time 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. 482)

The ayes were, 97:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Grassley, Spkr.
Gustafson	Hall	Hansen	Hein
Hite	Holt	Hunter	Ingels
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Landon	Latham	Lohse
Lundgren	Mascher	Maxwell	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Siegrist	Smith	Sorensen
Staed	Steckman	Stone	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Williams
Winckler	Windschitl	Wolfe	Worthan
Wills,			
Presiding			

The nays were, none.

Absent or not voting, 3:

Gaines	McClintock	Nielsen
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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 774, a bill for an act relating to licensing sanctions for certain governmental debts by restricting use of social security numbers, 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. 774)

The ayes were, 97:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Grassley, Spkr.
Gustafson	Hall	Hansen	Hein
Hite	Holt	Hunter	Ingels
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Landon	Latham	Lohse
Lundgren	Mascher	Maxwell	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Siegrist	Smith	Sorensen
Staed	Steckman	Stone	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Williams
Winckler	Windschitl	Wolfe	Worthan
Wills, Presiding			

The nays were, none.

Absent or not voting, 3:

Gaines	McClintock	Nielsen
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Gaines of Polk
Nielsen of Johnson

McClintock of Linn

IMMEDIATE MESSAGES

Windschitl of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 653, 655, 682, 757, 758, 760, 761, 771, 773, 774, 783** and **Senate File 482**.

HOUSE FILES WITHDRAWN

Windschitl of Harrison asked and received unanimous consent to withdraw House Files 46, 479, 701 and 782 from further consideration by the House.

SPONSOR ADDED

House Resolution 9 — McConkey of Pottawattamie

EXPLANATIONS OF VOTE

On March 8, 2021, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 294—"aye"
House File 318—"aye"
House File 452—"aye"
House File 498—"aye"
House File 551—"aye"
House File 602—"aye"
House File 605—"aye"
House File 685—"aye"
House File 693—"aye"
Senate File 235—"aye"
Senate File 307—"aye"

House File 303—"aye"
House File 427—"aye"
House File 485—"aye"
House File 546—"aye"
House File 554—"aye"
House File 604—"aye"
House File 626—"aye"
House File 686—"aye"
House File 699—"aye"
Senate File 261—"aye"

Also: On March 9, 2021:

House File 426—"aye"
House File 549—"aye"
House File 606—"aye"
House File 644—"aye"
House File 675—"aye"
House File 684—"aye"
House File 708—"aye"
House File 711—"aye"
House File 719—"aye"
House File 730—"aye"
House File 739—"aye"
House File 747—"aye"
Senate File 289—"aye"

House File 523—"aye"
House File 603—"aye"
House File 623—"aye"
House File 654—"aye"
House File 683—"aye"
House File 707—"aye"
House File 709—"aye"
House File 712—"aye"
House File 722—"aye"
House File 737—"aye"
House File 746—"aye"
Senate File 232—"aye"
Senate File 353—"aye"

Winckler of Scott

On March 9, 2021, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 426—"aye"
House File 549—"aye"
House File 606—"aye"
House File 644—"aye"
House File 675—"aye"
House File 684—"aye"
House File 708—"aye"
House File 711—"aye"
House File 719—"aye"
House File 730—"aye"
House File 739—"aye"
House File 747—"aye"
Senate File 289—"aye"

House File 523—"aye"
House File 603—"aye"
House File 623—"aye"
House File 654—"aye"
House File 683—"aye"
House File 707—"aye"
House File 709—"aye"
House File 712—"aye"
House File 722—"aye"
House File 737—"aye"
House File 746—"aye"
Senate File 232—"nay"
Senate File 353—"aye"

Staed of Linn

On March 10, 2021, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 783—"aye"

Westrich of Wapello

SUBCOMMITTEE ASSIGNMENTS

House File 734

Appropriations: Kerr, Chair; Latham and Steckman.

House File 749

Appropriations: Mommsen, Chair; Bossman and Steckman.

House File 762

Ways and Means: Nordman, Chair; Isenhardt and Maxwell.

House File 763

Appropriations: A. Meyer, Chair; Forbes and Fry.

House File 764

Ways and Means: Bergan, Chair; Brown-Powers and Osmundson.

House File 778

Appropriations: Sorensen, Chair; Brink and Konfrst.

House File 787

Appropriations: Thompson, Chair; Hall and Mommsen.

House File 789

Ways and Means: Hite, Chair; James and Lohse.

House File 790

Ways and Means: Nordman, Chair; Jacoby and Maxwell.

House File 796

Appropriations: Sorensen, Chair; Hall, Thompson, Williams and Wills.

House File 808

Ways and Means: Hite, Chair; Gjerde and Wheeler.

House File 809

Ways and Means: Kaufmann, Chair; Gjerde and Graber.

House File 810

Ways and Means: Bloomingdale, Chair; Isenhart and Nordman.

House File 812

Ways and Means: Graber, Chair; Bergan and McConkey.

Senate File 315

State Government: Nordman, Chair; Bacon and Hunter.

Senate File 322

State Government: Mitchell, Chair; Siegrist and Wolfe.

Senate File 354

State Government: Lundgren, Chair; Bossman and Donahue.

Senate File 363

State Government: A. Meyer, Chair; Bacon and Bohannon.

Senate File 424

State Government: Jones, Chair; Bloomingdale and Gjerde.

Senate File 469

State Government: Jacobsen, Chair; Bohannon and Moore.

Senate File 521

Judiciary: Jones, Chair; Mitchell and Wolfe.

Senate File 522

Judiciary: Hite, Chair; Bohannon and Kaufmann.

Senate File 531

State Government: Kaufmann, Chair; Bloomingdale and Wolfe.

Senate Concurrent Resolution 5

State Government: A. Meyer, Chair; Konfrst and Lundgren.

RESOLUTION FILED

S.C.R. 5, by Chapman, a concurrent resolution encouraging the United States Congress to provide flexibility to the states in determining visitation practices in nursing facilities.

Referred to committee on **State Government**.

AMENDMENTS FILED

H-1159	H.F.	808	Salmon of Black Hawk Fisher of Tama Jacobsen of Pottawattamie Cisneros of Muscatine
H-1160	H.F.	767	Salmon of Black Hawk Jacobsen of Pottawattamie Cisneros of Muscatine
H-1161	H.F.	586	Thompson of Greene
H-1162	H.F.	775	Klein of Washington
H-1163	S.F.	252	Staed of Linn
H-1164	H.F.	754	Hunter of Polk
H-1165	H.F.	754	Hunter of Polk
H-1166	H.F.	754	Hunter of Polk
H-1167	H.F.	754	Hunter of Polk
H-1168	H.F.	754	Hunter of Polk
H-1169	H.F.	754	Hunter of Polk
H-1170	H.F.	754	Hunter of Polk
H-1171	H.F.	754	Hunter of Polk
H-1172	H.F.	754	Hunter of Polk
H-1173	H.F.	754	Hunter of Polk
H-1174	H.F.	754	Hunter of Polk
H-1175	H.F.	766	Sexton of Calhoun
H-1176	H.F.	797	Kaufmann of Cedar

On motion by Windschitl of Harrison, the House adjourned at 11:49 a.m., until 8:30 a.m., Thursday, March 11, 2021.

JOURNAL OF THE HOUSE

Sixtieth Calendar Day - Thirty-ninth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, March 11, 2021

The House met pursuant to adjournment at 8:30 a.m., Wills of Dickinson in the chair.

Prayer was offered by Bacon of Story.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Grace Blythe, Page from Clive.

The Journal of Wednesday, March 10, 2021, was approved.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 10, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 560, a bill for an act relating to financial assurance instruments and surety bonds required for collecting, processing, or transporting waste tires, and making penalties applicable.

Also: That the Senate has on March 10, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 321, a bill for an act relating to the investment and use of funds in the veterans trust fund.

Also: That the Senate has on March 10, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 357, a bill for an act relating to the placement of a child in detention, and including effective date provisions.

Also: That the Senate has on March 10, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 466, 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.

Also: That the Senate has on March 10, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 479, a bill for an act relating to the denial of state funds to a local entity.

Also: That the Senate has on March 10, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 524, a bill for an act establishing an inpatient psychiatric bed tracking system study committee.

Also: That the Senate has on March 10, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 534, a bill for an act relating to law enforcement and certain criminal offenses, and providing penalties.

Also: That the Senate has on March 10, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 540, a bill for an act relating to the practice of barbering and cosmetology arts and sciences and providing transition provisions.

W. CHARLES SMITHSON, Secretary

INTRODUCTION OF BILLS

House File 818, by committee on Judiciary, a bill for an act relating to the restoration of voting rights to certain convicted persons and including effective date provisions.

Read first time and placed on the **calendar**.

House File 819, by committee on Judiciary, a bill for an act relating to fundamental parental rights.

Read first time and placed on the **calendar**.

House File 820, by committee on Judiciary, a bill for an act relating to court records for residential forcible entry and detainer actions.

Read first time and placed on the **calendar**.

House File 821, by committee on Judiciary, a bill for an act creating a civil action relating to harassment by the reporting of false information to law enforcement authority.

Read first time and placed on the **calendar**.

House File 822, by committee on State Government, a bill for an act relating to lobbying activities by political subdivisions.

Read first time and placed on the **calendar**.

House File 823, by committee on Judiciary, a bill for an act relating to certain criteria to be considered in determining whether a substantial change in circumstances exists to modify a support order.

Read first time and placed on the **calendar**.

House File 824, by committee on Judiciary, a bill for an act relating to consideration of the educational setting of a minor child in a child custody proceeding.

Read first time and placed on the **calendar**.

House File 825, 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 placed on the **calendar**.

House File 826, 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 827, 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, including by providing for administration, programs, and regulations, providing fees, providing penalties, and making penalties applicable.

Read first time and placed on the **Ways and Means calendar**.

House File 828, by committee on Ways and Means, a bill for an act relating to commercial driver's license driving skills tests, providing fees, and including effective date provisions.

Read first time and placed on the **Ways and Means calendar**.

House File 829, by committee on Ways and Means, a bill for an act relating to motor vehicles, including the surrender or transfer of registration plates and cards to a county treasurer, documentary fees charged by motor vehicle dealers, and motor vehicle franchise obligations.

Read first time and placed on the **Ways and Means calendar**.

House File 830, by committee on Judiciary, a bill for an act relating to the ability of elected officials to access and utilize certain internet sites and including effective date and applicability provisions.

Read first time and placed on the **calendar**.

House File 831, by committee on Judiciary, a bill for an act relating to the expungement of convictions for certain nonviolent class "D" felonies, and related convictions, and to the definition of a conviction relating to the possession, receipt, and transportation of firearms, offensive weapons, and ammunition.

Read first time and placed on the **calendar**.

House File 832, by committee on Judiciary, a bill for an act establishing advertisement limitations for attorneys and counselors.

Read first time and placed on the **calendar**.

House File 833, by committee on Judiciary, a bill for an act relating to rental agreements for manufactured home communities and mobile home parks.

Read first time and placed on the **calendar**.

House File 834, by committee on Judiciary, a bill for an act relating to the creation, administration, and termination of minor guardianships.

Read first time and placed on the **calendar**.

House File 835, by committee on Judiciary, a bill for an act relating to trusts for persons with disabilities.

Read first time and placed on the **calendar**.

House File 836, by committee on Judiciary, a bill for an act relating to the opening, administration, and termination of adult guardianships and adult and minor conservatorships.

Read first time and placed on the **calendar**.

House File 837, by committee on Ways and Means, a bill for an act relating to the use of fees collected by a county recorder or governing board of the county land record information system for processing and recording instruments.

Read first time and placed on the **Ways and Means calendar**.

SENATE MESSAGES CONSIDERED

Senate File 357, by committee on Judiciary, a bill for an act relating to the placement of a child in detention, and including effective date provisions.

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

Senate File 466, by committee on Education, 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 **Human Resources**.

Senate File 524, by committee on Human Resources, a bill for an act establishing an inpatient psychiatric bed tracking system study committee.

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

Senate File 540, 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 referred to committee on **State Government**.

On motion by Windschitl of Harrison, the House was recessed at 8:39 a.m., until 11:30 a.m.

AFTERNOON SESSION

The House reconvened at 12:20 p.m., Wills of Dickinson in the chair.

ADOPTION OF HOUSE RESOLUTION 10

Windschitl of Harrison asked and received unanimous consent for the immediate consideration of **House Resolution 10**, a resolution honoring the achievements and contributions of Steve Ovel.

Running-Marquart of Linn moved the adoption of House Resolution 10.

The motion prevailed and the resolution was adopted.

CONSIDERATION OF BILLS

Regular Calendar

House File 453, a bill for an act prohibiting the imposition of certain requirements on nonprofit corporations by state agencies or state officials, was taken up for consideration.

Mitchell of Henry offered amendment H-1133 filed by him and Wilburn of Story and moved its adoption.

Amendment H-1133 was adopted.

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. 453)

The ayes were, 92:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohon
Deyoe	Donahue	Ehlert	Fisher

Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	James	Jeneary	Judge
Kaufmann	Kerr	Klein	Konfrst
Kurth	Latham	Lohse	Lundgren
Mascher	Maxwell	McClintock	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Siegrist	Smith	Sorensen
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Winckler
Windschitl	Wolfe	Worthan	Wills, Presiding

The nays were, none.

Absent or not voting, 8:

Dolecheck	Gaines	Jacoby	Jones
Kressig	Landon	Nielsen	Staed

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 765, a bill for an act relating to providing certain local government notices and other information to persons by electronic means, was taken up for consideration.

Cisneros 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. 765)

The ayes were, 92:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannan	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Donahue	Ehlert	Fisher
Forbes	Fry	Gerhold	Gjerde

Gobble	Graber	Grassley, Spkr.	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	James	Jeneary	Judge
Kaufmann	Kerr	Klein	Konfrst
Kurth	Latham	Lohse	Lundgren
Mascher	Maxwell	McClintock	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Siegrist	Smith	Sorensen
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Winckler
Windschitl	Wolfe	Worthan	Wills, Presiding

The nays were, none.

Absent or not voting, 8:

Dolecheck	Gaines	Jacoby	Jones
Kressig	Landon	Nielsen	Staed

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 770, a bill for an act relating to licensure renewal requirements adopted by rule by the board of educational examiners, was taken up for consideration.

Gobble 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. 770)

The ayes were, 92:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Donahue	Ehlert	Fisher
Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson

Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	James	Jeneary	Judge
Kaufmann	Kerr	Klein	Konfrst
Kurth	Latham	Lohse	Lundgren
Mascher	Maxwell	McClintock	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Siegrist	Smith	Sorensen
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Winckler
Windschitl	Wolfe	Worthan	Wills, Presiding

The nays were, none.

Absent or not voting, 8:

Dolecheck	Gaines	Jacoby	Jones
Kressig	Landon	Nielsen	Staed

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 792, a bill for an act relating to the regulation of advertising devices near certain highways, was taken up for consideration.

SENATE FILE 548 SUBSTITUTED FOR HOUSE FILE 792

Siegrist of Pottawattamie asked and received unanimous consent to substitute Senate File 548 for House File 792.

Senate File 548, a bill for an act relating to the regulation of advertising devices near certain highways, was taken up for consideration.

Siegrist 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. 548)

The ayes were, 92:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomington	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Donahue	Ehlert	Fisher
Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	James	Jeneary	Judge
Kaufmann	Kerr	Klein	Konfrst
Kurth	Latham	Lohse	Lundgren
Mascher	Maxwell	McClintock	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Siegrist	Smith	Sorensen
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Winckler
Windschitl	Wolfe	Worthan	Wills, Presiding

The nays were, none.

Absent or not voting, 8:

Dolecheck	Gaines	Jacoby	Jones
Kressig	Landon	Nielsen	Staed

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 793, a bill for an act relating to participation in and credit for physical education under the educational standards, was taken up for consideration.

Andrews 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. 793)

The ayes were, 92:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomington	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Donahue	Ehlert	Fisher
Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	James	Jeneary	Judge
Kaufmann	Kerr	Klein	Konfrst
Kurth	Latham	Lohse	Lundgren
Mascher	Maxwell	McClintock	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Siegrist	Smith	Sorensen
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Winckler
Windschitl	Wolfe	Worthan	Wills, Presiding

The nays were, none.

Absent or not voting, 8:

Dolecheck	Gaines	Jacoby	Jones
Kressig	Landon	Nielsen	Staed

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 795, a bill for an act relating to seizure disorders and establishing certain requirements for school districts, accredited nonpublic schools, and the department of education, 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. 795)

The ayes were, 91:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Donahue	Ehlert	Fisher
Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	James	Jeneary	Judge
Kaufmann	Kerr	Klein	Konfrst
Kurth	Latham	Lohse	Lundgren
Mascher	Maxwell	McClintock	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Olson	Osmundson	Paustian	Priehard
Running-Marquardt	Sexton	Shipley	Sieck
Siegrist	Smith	Sorensen	Steckman
Stone	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Westrich	Wheeler
Wilburn	Williams	Winckler	Windschitl
Wolfe	Worthan	Wills,	
		Presiding	

The nays were, 1:

Salmon

Absent or not voting, 8:

Dolecheck	Gaines	Jacoby	Jones
Kressig	Landon	Nielsen	Staed

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 797, a bill for an act relating to benefits concerning members of the municipal fire and police retirement system, was taken up for consideration.

Kaufmann of Cedar offered amendment H-1176 filed by him and moved its adoption.

Amendment H-1176 was adopted.

Kaufmann of Cedar moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 797)

The ayes were, 92:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomington	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Donahue	Ehlert	Fisher
Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	James	Jeneary	Judge
Kaufmann	Kerr	Klein	Konfrst
Kurth	Latham	Lohse	Lundgren
Mascher	Maxwell	McClintock	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Siegrist	Smith	Sorensen
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Winckler
Windschitl	Wolfe	Worthan	Wills, Presiding

The nays were, none.

Absent or not voting, 8:

Dolecheck	Gaines	Jacoby	Jones
Kressig	Landon	Nielsen	Staed

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 805, a bill for an act relating to the services provided by the Iowa telecommunications and technology commission, was taken up for consideration.

Latham of Franklin moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 805)

The ayes were, 92:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Donahue	Ehlert	Fisher
Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhart
Jacobsen	James	Jeneary	Judge
Kaufmann	Kerr	Klein	Konfrst
Kurth	Latham	Lohse	Lundgren
Mascher	Maxwell	McClintock	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Siegrist	Smith	Sorensen
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Winckler
Windschitl	Wolfe	Worthan	Wills,
			Presiding

The nays were, none.

Absent or not voting, 8:

Dolecheck	Gaines	Jacoby	Jones
Kressig	Landon	Nielsen	Staed

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Dolecheck of Ringgold	Gaines of Polk
Jacoby of Johnson	Jones of Clay
Kressig of Black Hawk	Landon of Polk
Nielsen of Johnson	Staed of Linn

IMMEDIATE MESSAGES

Windschitl of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 453, 765, 770, 793, 795, 797, 805** and **Senate File 548**.

HOUSE FILES WITHDRAWN

Windschitl of Harrison asked and received unanimous consent to withdraw House Files 167, 660 and 792 from further consideration by the House.

REREFERRED

The Speaker announced that House File 312, previously placed on the **calendar** was referred to committee on **Appropriations**.

The Speaker announced that Senate File 348, previously referred to committee on **Judiciary** was **passed on file**.

The Speaker announced that Senate File 478, previously referred to committee on **Judiciary** was **passed on file**.

The Speaker announced that House Study Bill 270, previously referred to committee on **Administration and Rules** was rereferred to committee on **State Government**.

SPONSORS ADDED

House Resolution 9	Anderson of Polk
House Resolution 9	Donahue of Linn
House Resolution 9	Hansen of Woodbury

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

MEGHAN NELSON
Chief Clerk of the House

COMMITTEE ON APPROPRIATIONS

Committee Bill (Formerly House File 258), relating to the financial exploitation of designated eligible adults, and making an appropriation.

Fiscal Note: **No**

Recommendation: **Do Pass** March 11, 2021.

Committee Bill (Formerly House File 502), relating to various matters under the purview of the insurance division of the department of commerce, providing fees, making an appropriation, and resolving inconsistencies.

Fiscal Note: **No**

Recommendation: **Do Pass** March 11, 2021.

Committee Bill (Formerly House File 645), relating to underground storage tanks, including by creating the Iowa tanks fund and Iowa tanks fund financing program, repealing the Iowa comprehensive petroleum underground storage tank fund, and eliminating the Iowa comprehensive petroleum underground storage tank fund board, requiring a study, and including effective date and transition provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 11, 2021.

AMENDMENTS FILED

H-1177	H.F.	754	Hunter of Polk
H-1178	H.F.	754	Hunter of Polk
H-1179	H.F.	754	Hunter of Polk
H-1180	H.F.	766	Lundgren of Dubuque
H-1181	H.F.	555	Jacobsen of Pottawattamie
H-1182	S.F.	252	Deyoe of Story

On motion by Windschitl of Harrison, the House adjourned at 1:14 p.m., until 9:00 a.m., Friday, March 12, 2021.

JOURNAL OF THE HOUSE

Sixty-first Calendar Day - Fortieth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Friday, March 12, 2021

The House met pursuant to adjournment at 9:00 a.m., Boden of Warren in the chair.

Prayer was offered by Boden of Warren.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Boden of Warren.

The Journal of Thursday, March 11, 2021, was approved.

INTRODUCTION OF BILLS

House File 838, by committee on Appropriations, a bill for an act relating to various matters under the purview of the insurance division of the department of commerce, providing fees, making an appropriation, and resolving inconsistencies.

Read first time and placed on the **Appropriations calendar**.

House File 839, by committee on Appropriations, a bill for an act relating to the financial exploitation of designated eligible adults, and making an appropriation.

Read first time and placed on the **Appropriations calendar**.

House File 840, by committee on Appropriations, a bill for an act relating to underground storage tanks, including by creating the Iowa tanks fund and Iowa tanks fund financing program, repealing the Iowa comprehensive petroleum underground storage tank fund, and eliminating the Iowa comprehensive petroleum underground storage tank fund board, requiring a study, and including effective date and transition provisions.

Read first time and placed on the **Appropriations calendar**.

SENATE MESSAGES CONSIDERED

Senate File 479, by committee on State Government, a bill for an act relating to the denial of state funds to a local entity.

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

Senate File 534, by committee on Judiciary, a bill for an act relating to law enforcement and certain criminal offenses, and providing penalties.

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

AMENDMENTS FILED

H-1183	S.F.	252	Hunter of Polk
H-1184	S.F.	252	Hunter of Polk
H-1185	S.F.	252	Hunter of Polk
H-1186	H.F.	555	Hall of Woodbury
H-1187	H.F.	555	Hall of Woodbury

On motion by Cisneros of Muscatine, the House adjourned at 9:03 a.m., until 1:00 p.m., Monday, March 15, 2021.

JOURNAL OF THE HOUSE

Sixty-fourth Calendar Day - Forty-first Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, March 15, 2021

The House met pursuant to adjournment at 1:01 p.m., Latham of Franklin in the chair.

Prayer was offered by Jacobsen of Pottawattamie.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Harbor and Baylen Brink from Oskaloosa. They are the children of Brink of Mahaska.

The Journal of Friday, March 12, 2021, was approved.

The House stood at ease at 1:05 p.m., until the fall of the gavel.

The House resumed session at 4:04 p.m., Wills of Dickinson in the chair.

CONSIDERATION OF BILLS

Regular Calendar

House File 555, a bill for an act prohibiting counties and cities from regulating the sale of natural gas and propane, was taken up for consideration.

Jacobsen of Pottawattamie offered amendment H-1181 filed by him.

Hall of Woodbury offered amendment H-1203, to amendment H-1181, filed by him from the floor and moved its adoption.

Amendment H-1203, to amendment H-1181, lost.

Jacobsen of Pottawattamie moved the adoption of amendment H-1181.

Amendment H-1181 was adopted.

Hall of Woodbury offered amendment H-1186 filed by him and moved its adoption.

Amendment H-1186 lost.

Hall of Woodbury offered amendment H-1187 filed by him and moved its adoption.

Amendment H-1187 lost.

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. 555)

The ayes were, 57:

Andrews	Bacon	Baxter	Bergan
Bloomingtondale	Boden	Bossmann	Bradley
Breckenridge	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Grabner	Grassley, Spkr.
Gustafson	Hansen	Hein	Holt
Ingels	Jacobsen	Jeneary	Jones
Kaufmann	Kerr	Klein	Latham
Lundgren	Maxwell	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommson	Moore
Nordman	Osmundson	Paustian	Salmon
Sexton	Shipley	Sieck	Siegrist
Sorensen	Stone	Thompson	Thorup
Westrich	Wheeler	Windschitl	Worthan
Wills,			
Presiding			

The nays were, 36:

Abdul-Samad	Anderson	Bennett	Best
Bohannon	Brown-Powers	Cahill	Cphoon
Donahue	Ehlert	Forbes	Gjerde
Hall	Hite	Hunter	Isenhardt
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Lohse	Mascher
McConkey	Oldson	Olson	Prichard
Running-Marquardt	Steckman	Sunde	Thede
Wessel-Kroeschell	Wilburn	Winckler	Wolfe

Absent or not voting, 7:

Gaines
Smith

Landon
Staed

McClintock
Williams

Nielsen

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 720, a bill for an act relating to the authority of counties and cities to regulate rental housing, and including effective date provisions, was taken up for consideration.

SENATE FILE 252 SUBSTITUTED FOR HOUSE FILE 720

Deyoe of Story asked and received unanimous consent to substitute Senate File 252 for House File 720.

Senate File 252, a bill for an act relating to the authority of counties and cities to regulate rental housing, and including effective date provisions, was taken up for consideration.

Thede of Scott offered amendment H-1154 filed by her and moved its adoption.

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.

Thede of Scott asked for unanimous consent to suspend the rules to consider amendment H-1154.

Objection was raised.

Thede of Scott moved to suspend the rules to consider amendment H-1154.

Roll call was requested by Thede of Scott and Konfrst of Polk.

On the question "Shall the rules be suspended to consider amendment H-1154?" (S.F. 252)

The ayes were, 36:

Abdul-Samad	Anderson	Bennett	Bohannan
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hall	Hansen	Hunter	Isenhardt
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Mascher	McConkey
Meyer, B.	Oldson	Olson	Prichard
Running-Marquardt	Steckman	Sunde	Thede
Wessel-Kroeschell	Wilburn	Winckler	Wolfe

The nays were, 57:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossmann
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Graber	Grassley, Spkr.
Gustafson	Hein	Hite	Holt
Ingels	Jacobsen	Jeneary	Jones
Kaufmann	Kerr	Klein	Latham
Lohse	Lundgren	Maxwell	Meyer, A.
Mitchell	Mohr	Mommsen	Moore
Nordman	Osmundson	Paustian	Salmon
Sexton	Shipley	Sieck	Siegrist
Sorensen	Stone	Thompson	Thorup
Westrich	Wheeler	Windschitl	Worthan
Wills, Presiding			

Absent or not voting, 7:

Gaines	Landon	McClintock	Nielsen
Smith	Staed	Williams	

The motion to suspend the rules lost.

Wilburn of Story offered amendment H-1183 filed by Hunter of Polk and moved its adoption.

Roll call was requested by Wilburn of Story and Konfrst of Polk.

On the question "Shall amendment H-1183 be adopted?" (S.F. 252)

The ayes were, 36:

Abdul-Samad	Anderson	Bennett	Bohannan
Breckenridge	Brown-Powers	Cahill	Cohoon

Donahue	Ehlert	Forbes	Gjerde
Hall	Hansen	Hunter	Isenhart
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Mascher	McConkey
Meyer, B.	Oldson	Olson	Prichard
Running-Marquardt	Steckman	Sunde	Thede
Wessel-Kroeschell	Wilburn	Winckler	Wolfe

The nays were, 57:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Graber	Grassley, Spkr.
Gustafson	Hein	Hite	Holt
Ingels	Jacobsen	Jeneary	Jones
Kaufmann	Kerr	Klein	Latham
Lohse	Lundgren	Maxwell	Meyer, A.
Mitchell	Mohr	Mommsen	Moore
Nordman	Osmundson	Paustian	Salmon
Sexton	Shipley	Sieck	Siegrist
Sorensen	Stone	Thompson	Thorup
Westrich	Wheeler	Windschitl	Worthan
Wills, Presiding			

Absent or not voting, 7:

Gaines	Landon	McClintock	Nielsen
Smith	Staed	Williams	

Amendment H-1183 lost.

Anderson of Polk offered amendment H-1184 filed by Hunter of Polk and moved its adoption.

Roll call was requested by Anderson of Polk and Donahue of Linn.

On the question "Shall amendment H-1184 be adopted?" (S.F. 252)

The ayes were, 37:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hall	Hansen	Hunter	Isenhart
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Latham	Mascher

McConkey	Meyer, B.	Oldson	Olson
Prichard	Running-Marquardt	Steckman	Sunde
Thede	Wessel-Kroeschell	Wilburn	Winckler
Wolfe			

The nays were, 56:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Grabner	Grassley, Spkr.
Gustafson	Hein	Hite	Holt
Ingels	Jacobsen	Jeneary	Jones
Kaufmann	Kerr	Klein	Lohse
Lundgren	Maxwell	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Nordman
Osmundson	Paustian	Salmon	Sexton
Shipley	Sieck	Siegrist	Sorensen
Stone	Thompson	Thorup	Westrich
Wheeler	Windschitl	Worthan	Wills, Presiding

Absent or not voting, 7:

Gaines	Landon	McClintock	Nielsen
Smith	Staed	Williams	

Amendment H-1184 lost.

Hunter of Polk offered amendment H-1185 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-1185 be adopted?" (S.F. 252)

The ayes were, 37:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hall	Hansen	Hunter	Isenhardt
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Mascher	McConkey
Meyer, B.	Oldson	Olson	Prichard
Running-Marquardt	Staed	Steckman	Sunde
Thede	Wessel-Kroeschell	Wilburn	Winckler
Wolfe			

The nays were, 57:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Graber	Grassley, Spkr.
Gustafson	Hein	Hite	Holt
Ingels	Jacobsen	Jeneary	Jones
Kaufmann	Kerr	Klein	Latham
Lohse	Lundgren	Maxwell	Meyer, A.
Mitchell	Mohr	Mommsen	Moore
Nordman	Osmundson	Paustian	Salmon
Sexton	Shipley	Sieck	Siegrist
Sorensen	Stone	Thompson	Thorup
Westrich	Wheeler	Windschitl	Worthan
Wills, Presiding			

Absent or not voting, 6:

Gaines	Landon	McClintock	Nielsen
Smith	Williams		

Amendment H-1185 lost.

Gjerde of Linn offered amendment H-1163 filed by Staed of Linn and moved its adoption.

Roll call was requested by Gjerde of Linn and Donahue of Linn.

On the question "Shall amendment H-1163 be adopted?" (S.F. 252)

The ayes were, 37:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hall	Hansen	Hunter	Isenhardt
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Mascher	McConkey
Meyer, B.	Oldson	Olson	Prichard
Running-Marquardt	Staed	Steckman	Sunde
Thede	Wessel-Kroeschell	Wilburn	Winckler
Wolfe			

The nays were, 57:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Graber	Grassley, Spkr.
Gustafson	Hein	Hite	Holt
Ingels	Jacobsen	Jeneary	Jones
Kaufmann	Kerr	Klein	Latham
Lohse	Lundgren	Maxwell	Meyer, A.
Mitchell	Mohr	Mommsen	Moore
Nordman	Osmundson	Paustian	Salmon
Sexton	Shipley	Sieck	Siegrist
Sorensen	Stone	Thompson	Thorup
Westrich	Wheeler	Windschitl	Worthan
Wills,			
Presiding			

Absent or not voting, 6:

Gaines	Landon	McClintock	Nielsen
Smith	Williams		

Amendment H-1163 lost.

Deyoe of Story offered amendment H-1182 filed by him.

Hunter of Polk offered amendment H-1188, to amendment H-1182, filed by him from the floor and moved its adoption.

Roll call was requested by Hunter of Polk and Thede of Scott.

On the question "Shall amendment H-1188, to amendment H-1182, be adopted?" (S.F. 252)

The ayes were, 37:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hall	Hansen	Hunter	Isenhardt
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Mascher	McConkey
Meyer, B.	Oldson	Olson	Prichard
Running-Marquardt	Staed	Steckman	Sunde
Thede	Wessel-Kroeschell	Wilburn	Winckler
Wolfe			

The nays were, 57:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Graber	Grassley, Spkr.
Gustafson	Hein	Hite	Holt
Ingels	Jacobsen	Jeneary	Jones
Kaufmann	Kerr	Klein	Latham
Lohse	Lundgren	Maxwell	Meyer, A.
Mitchell	Mohr	Mommsen	Moore
Nordman	Osmundson	Paustian	Salmon
Sexton	Shipley	Sieck	Siegrist
Sorensen	Stone	Thompson	Thorup
Westrich	Wheeler	Windschitl	Worthan
Wills, Presiding			

Absent or not voting, 6:

Gaines	Landon	McClintock	Nielsen
Smith	Williams		

Amendment H-1188, to amendment H-1182, lost.

Deyoe of Story moved the adoption of amendment H-1182.

Amendment H-1182 was adopted.

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. 252)

The ayes were, 56:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Graber	Grassley, Spkr.	Gustafson
Hein	Hite	Holt	Ingels

Jacobsen	Jeneary	Jones	Kaufmann
Kerr	Klein	Kressig	Latham
Lohse	Lundgren	Maxwell	Meyer, A.
Mitchell	Mohr	Mommsen	Moore
Nordman	Osmundson	Paustian	Salmon
Sexton	Shipley	Sieck	Sorensen
Stone	Thompson	Thorup	Westrich
Wheeler	Windschitl	Worthan	Wills, Presiding

The nays were, 38:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Gobble	Hall	Hansen	Hunter
Isenhardt	Jacoby	James	Judge
Konfrst	Kurth	Mascher	McConkey
Meyer, B.	Oldson	Olson	Prichard
Running-Marquardt	Siegrist	Staed	Steckman
Sunde	Thede	Wessel-Kroeschell	Wilburn
Winckler	Wolfe		

Absent or not voting, 6:

Gaines	Landon	McClintock	Nielsen
Smith	Williams		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Gaines of Polk	Landon of Polk
McClintock of Linn	Nielsen of Johnson
Smith of Black Hawk	Staed of Linn
Williams of Black Hawk	

IMMEDIATE MESSAGES

Windschitl of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House File 555** and **Senate File 252**.

HOUSE FILE WITHDRAWN

Windschitl of Harrison asked and received unanimous consent to withdraw House File 720 from further consideration by the House.

REREFERRED

The Speaker announced that Senate File 478, previously placed on the **calendar** was referred to committee on **Judiciary**.

SUBCOMMITTEE ASSIGNMENTS

House File 257

Ways and Means: Nordman, Chair; Boden and Jacoby.

House File 826

Ways and Means: Graber, Chair; Kurth and Mitchell.

Senate File 389

Human Resources: Fry, Chair; Brown-Powers and A. Meyer.

Senate File 461

Human Resources: Moore, Chair; Bennett and A. Meyer.

Senate File 462

Human Resources: Bush, Chair; Anderson and Fry.

Senate File 466

Human Resources: Bush, Chair; Bradley and Mascher.

Senate File 524

Human Resources: Andrews, Chair; Brown-Powers and A. Meyer.

AMENDMENTS FILED

H-1188	S.F.	252	Hunter of Polk
H-1189	H.F.	744	Salmon of Black Hawk
H-1190	H.F.	754	Hunter of Polk
H-1191	H.F.	754	Hunter of Polk
H-1192	H.F.	754	Hunter of Polk

H-1193	H.F.	754	Hunter of Polk
H-1194	H.F.	754	Hunter of Polk
H-1195	H.F.	754	Hunter of Polk
H-1196	H.F.	754	Hunter of Polk
H-1197	H.F.	754	Hunter of Polk
H-1198	H.F.	754	Hunter of Polk
H-1199	H.F.	754	Hunter of Polk
H-1200	H.F.	754	Hunter of Polk
H-1201	H.F.	754	Hunter of Polk
H-1202	H.F.	359	Lundgren of Dubuque
H-1203	H.F.	555	Hall of Woodbury
H-1204	H.F.	830	Salmon of Black Hawk
			Cisneros of Muscatine
			Osmundson of Clayton
			Fisher of Tama
			Stone of Winnebago
			Jacobsen of Pottawattamie
			Baxter of Hancock
			Jeneary of Plymouth
			Gerhold of Benton
			Boden of Warren
			Shipley of Van Buren
H-1205	H.F.	767	Jacobsen of Pottawattamie
H-1206	H.F.	744	Hite of Mahaska
H-1207	H.F.	802	Holt of Crawford
H-1208	H.F.	815	Bohannon of Johnson
H-1209	H.F.	815	Bohannon of Johnson
H-1210	H.F.	753	Olson of Polk
			Thorup of Marion
H-1211	H.F.	753	Olson of Polk
			Thorup of Marion
H-1212	H.F.	772	Deyoe of Story

On motion by Windschitl of Harrison, the House adjourned at 6:41 p.m., until 8:30 a.m., Tuesday, March 16, 2021.

JOURNAL OF THE HOUSE

Sixty-fifth Calendar Day - Forty-second Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, March 16, 2021

The House met pursuant to adjournment at 8:33 a.m., Wills of Dickinson in the chair.

Prayer was offered by Dolecheck of Ringgold.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Stacia Drey, Speaker's Page from Marion.

The Journal of Monday, March 15, 2021, was approved.

On motion by Windschitl of Harrison, the House was recessed at 8:36 a.m., until 11:00 a.m.

AFTERNOON SESSION

The House reconvened at 2:04 p.m., Wills of Dickinson in the chair.

CONSIDERATION OF BILLS

Regular Calendar

House File 744, a bill for an act providing for training, prohibitions, and requirements relating to first amendment rights at school districts and universities governed by the state board of regents, was taken up for consideration.

Hite of Mahaska offered amendment H-1206 filed by him and moved its adoption.

Amendment H-1206 was adopted, placing out of order amendment H-1189 filed by Salmon of Black Hawk on March 15, 2021.

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. 744)

The ayes were, 97:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Grassley, Spkr.
Gustafson	Hall	Hansen	Hein
Hite	Holt	Hunter	Ingels
Isenhardt	Jacobsen	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McClintock	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Siegrist	Smith	Sorensen
Staed	Steckman	Stone	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Williams
Winckler	Windschitl	Wolfe	Worthan
Wills, Presiding			

The nays were, 1:

Jacoby

Absent or not voting, 2:

Gaines

Nielsen

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

The House stood at ease at 2:18 p.m., until the fall of the gavel.

The House resumed session at 2:30 p.m., Wills of Dickinson in the chair.

House File 802, a bill for an act providing for requirements related to racism or sexism trainings at, and diversity and inclusion efforts by, school districts and public postsecondary educational institutions, was taken up for consideration.

Holt of Crawford offered amendment H-1207 filed by him.

Holt of Crawford offered amendment H-1213, to amendment H-1207, filed by him from the floor and moved its adoption.

Amendment H-1213, to amendment H-1207, was adopted.

Wolfe of Clinton rose on a point of order that amendment H-1207, as amended, was not germane.

The Speaker ruled the point well taken and amendment H-1207, as amended, not germane.

Holt of Crawford asked for unanimous consent to suspend the rules to consider amendment H-1207, as amended.

Objection was raised.

Holt of Crawford moved to suspend the rules to consider amendment H-1207, as amended.

A non-record roll call was requested.

The ayes were 54, nays 37.

The motion to suspend the rules prevailed.

Bennett of Linn rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point not well taken.

Prichard of Floyd rose on a point of order under Rule 10, decorum in debate.

The Speaker resolved the point of order.

Prichard of Floyd rose on a point of order under Rule 10, decorum in debate.

The Speaker resolved the point of order.

Smith of Black Hawk rose on a point of order under Rule 10, decorum in debate.

The House stood at ease at 4:11 p.m., until the fall of the gavel.

The House resumed session at 5:28 p.m., Wills of Dickinson in the chair.

The Speaker resolved the point of order.

Holt of Crawford moved the adoption of amendment H-1207, as amended.

Roll call was requested by Steckman of Cerro Gordo and Prichard of Floyd.

On the question "Shall amendment H-1207, as amended, be adopted?" (H.F. 802)

The ayes were, 59:

Andrews	Bacon	Baxter	Bergan
Best	Bloomington	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Grabner	Grassley, Spkr.
Gustafson	Hein	Hite	Holt
Ingels	Jacobsen	Jeneary	Jones
Kaufmann	Kerr	Klein	Landon
Latham	Lohse	Lundgren	Maxwell
McClintock	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Nordman	Osmundson
Paustian	Salmon	Sexton	Shipley
Sieck	Siegrist	Sorensen	Stone
Thompson	Thorup	Westrich	Wheeler
Windschitl	Worthan	Wills,	
		Presiding	

The nays were, 38:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon

Donahue	Ehlert	Gjerde	Hall
Hansen	Hunter	Isenhardt	Jacoby
James	Judge	Konfrst	Kressig
Kurth	Mascher	McConkey	Meyer, B.
Oldson	Olson	Prichard	Running-Marquardt
Smith	Staed	Steckman	Sunde
Thede	Wessel-Kroeschell	Wilburn	Williams
Winckler	Wolfe		

Absent or not voting, 3:

Forbes	Gaines	Nielsen
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Amendment H-1207, as amended, was adopted.

Holt of Crawford moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 802)

The ayes were, 59:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Graber	Grassley, Spkr.
Gustafson	Hein	Hite	Holt
Ingels	Jacobsen	Jeneary	Jones
Kaufmann	Kerr	Klein	Landon
Latham	Lohse	Lundgren	Maxwell
McClintock	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Nordman	Osmundson
Paustian	Salmon	Sexton	Shipley
Sieck	Siegrist	Sorensen	Stone
Thompson	Thorup	Westrich	Wheeler
Windschitl	Worthan	Wills,	
		Presiding	

The nays were, 38:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Gjerde	Hall
Hansen	Hunter	Isenhardt	Jacoby
James	Judge	Konfrst	Kressig
Kurth	Mascher	McConkey	Meyer, B.
Oldson	Olson	Prichard	Running-Marquardt

Smith
Thede
Winckler

Staed
Wessel-Kroeschell
Wolfe

Steckman
Wilburn

Sunde
Williams

Absent or not voting, 3:

Forbes

Gaines

Nielsen

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Forbes of Polk
Nielsen of Johnson

Gaines of Polk

IMMEDIATE MESSAGES

Windschitl of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 744 and 802.**

EXPLANATIONS OF VOTE

On March 11, 2021, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 453—"aye"
House File 770—"aye"
House File 795—"aye"
House File 805—"aye"

House File 765—"aye"
House File 793—"aye"
House File 797—"aye"
Senate File 548—"aye"

Jones of Clay

On March 11, 2021, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 453—"aye"
House File 770—"aye"
House File 795—"aye"
House File 805—"aye"

House File 765—"aye"
House File 793—"aye"
House File 797—"aye"
Senate File 548—"aye"

Also: On March 15, 2021, as follows:

House File 555—"nay"

Amendment H-1154 (S.F. 252) suspend the rules—"aye"

Amendment H-1183 (S.F. 252) —"aye"

Amendment H-1184 (S.F. 252) —"aye"

Staed of Linn

SUBCOMMITTEE ASSIGNMENTS

Senate File 265

Education: Wheeler, Chair; Salmon and Staed.

Senate File 357

Judiciary: Jacobsen, Chair; Westrich and Wolfe.

Senate File 546

Education: Fry, Chair; Steckman and Stone.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

MEGHAN NELSON
Chief Clerk of the House

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House File 545), relating to the assessment of fees when a public defender or designee requests copies of certain documents.

Fiscal Note: **No**

Recommendation: **Do Pass** March 16, 2021.

Committee Bill (Formerly House File 681), providing for business entities, providing for certain fees, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 16, 2021.

AMENDMENTS FILED

H-1213	H.F.	802	Holt of Crawford
H-1214	H.F.	772	Deyoe of Story
H-1215	H.F.	621	Bohannon of Johnson
H-1216	H.F.	621	Steckman of Cerro Gordo
H-1217	H.F.	756	Wessel-Kroeschell of Story
H-1218	H.F.	621	Konfrst of Polk
H-1219	H.F.	756	Holt of Crawford
H-1220	H.F.	741	Lohse of Polk
H-1221	H.F.	729	Best of Carroll

On motion by Windschitl of Harrison, the House adjourned at 7:18 p.m., until 8:30 a.m., Wednesday, March 17, 2021.

JOURNAL OF THE HOUSE

Sixty-sixth Calendar Day - Forty-third Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, March 17, 2021

The House met pursuant to adjournment at 8:32 a.m., Wills of Dickinson in the chair.

Prayer was offered by Graber of Lee.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Elyza and Adalynn Donaldson from Cedar Rapids. They are the grandchildren of Graber of Lee.

The Journal of Tuesday, March 16, 2021, was approved.

On motion by Windschitl of Harrison, the House was recessed at 8:38 a.m., until 11:00 a.m.

EVENING SESSION

The House reconvened at 6:45 p.m., Speaker Grassley in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 17, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 234, a bill for an act relating to the classification and reclassification of certain secondary roads, and including applicability provisions.

Also: That the Senate has on March 17, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 243, a bill for an act relating to public safety including the crimes of failure to assist, abuse of a corpse, and interference with official acts, and providing penalties.

Also: That the Senate has on March 17, 2021, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 252, a bill for an act relating to the authority of counties and cities to regulate rental housing, and including effective date provisions.

Also: That the Senate has on March 17, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 260, a bill for an act relating to the Medicaid reimbursement process for services provided by a receiving district to children requiring special education services.

Also: That the Senate has on March 17, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 296, a bill for an act relating to the practice of pharmacy, including the prescription and administration of vaccines and collaborative pharmacy practice.

Also: That the Senate has on March 17, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 361, a bill for an act concerning private sector employee drug testing.

Also: That the Senate has on March 17, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 425, a bill for an act relating to the definition of meeting and public notice requirements under the open meetings law.

Also: That the Senate has on March 17, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 443, a bill for an act relating to the eligibility of cities to receive funding assistance to address abandoned buildings.

Also: That the Senate has on March 17, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 444, a bill for an act relating to motor vehicles, including the surrender or transfer of registration plates and cards to a county treasurer, documentary fees charged by motor vehicle dealers, and motor vehicle franchise obligations.

Also: That the Senate has on March 17, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 448, a bill for an act relating to a weigh station preclearance program and associated systems and devices for use by commercial motor vehicles.

Also: That the Senate has on March 17, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 450, a bill for an act relating to the death of a dependent adult, and providing penalties.

Also: That the Senate has on March 17, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 463, a bill for an act establishing the occupational therapy licensure compact.

Also: That the Senate has on March 17, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 467, a bill for an act relating to online learning and continuous remote learning, and allowing certain school districts or accredited nonpublic schools to deliver coursework using an online learning platform for up to five school days when inclement weather or other unanticipated circumstance causes schools to temporarily close.

Also: That the Senate has on March 17, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 468, a bill for an act removing a preference for purchasing of Iowa coal by state and local government entities.

Also: That the Senate has on March 17, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 487, a bill for an act relating to the operation of state government, including the review of state boards and the regulation of professions and occupations, and including effective date and applicability provisions.

Also: That the Senate has on March 17, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 529, a bill for an act relating to assisted reproduction fraud, and providing penalties.

Also: That the Senate has on March 17, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 532, a bill for an act providing for statements of professional recognition for licensed behavior analysts and mental health counselors by the board of educational examiners and including effective date provisions.

Also: That the Senate has on March 17, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 551, a bill for an act relating to fire fighters and emergency medical services members responding to emergency situations in certain vehicles.

Also: That the Senate has on March 17, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 562, a bill for an act relating to sexual exploitation by an adult providing training or instruction, and providing penalties.

Also: That the Senate has on March 17, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 568, a bill for an act relating to the conduct of elections, including nominations and procedures for proposed amendments to the Iowa Constitution, and including effective date provisions.

Also: That the Senate has on March 17, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 576, a bill for an act authorizing future tax contingencies, reducing the state inheritance tax rates and providing for the future repeal of the state inheritance tax and state qualified use inheritance tax, and including effective date and retroactive applicability provisions.

Also: That the Senate has on March 17, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 580, a bill for an act prohibiting the state or a political subdivision of the state from entering into contracts with, or providing tax incentives or specified benefits to, certain companies that censor online content, and including effective date and applicability provisions.

W. CHARLES SMITHSON, Secretary

INTRODUCTION OF BILLS

House File 841, by Bloomington, Gerhold, Thompson, and Hite, a bill for an act increasing the size of an estate exempt from the state inheritance tax, and establishing a future repeal of the state inheritance tax.

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

House File 842, 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**.

House File 843, by committee on Judiciary, a bill for an act relating to landlords and tenants, including service animal requirements, rent late fees, forcible entry and detainer property disposal, and peaceable possession, and including applicability provisions.

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

House File 844, by committee on Ways and Means, a bill for an act providing for business entities, providing for certain fees, and including effective date provisions.

Read first time and placed on the **Ways and Means calendar**.

CONSIDERATION OF BILLS

Regular Calendar

House File 621, a bill for an act establishing which actions may be brought against firearm, firearm accessory, and ammunition manufacturers, distributors, importers, trade associations, sellers, or dealers, was taken up for consideration.

Bohannon of Johnson offered amendment H-1215 filed by her and moved its adoption.

Roll call was requested by Bohannon of Johnson and Abdul-Samad of Polk.

On the question "Shall amendment H-1215 be adopted?" (H.F. 621)

The ayes were, 39:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hall	Hansen	Hunter	Isenhardt
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Mascher	McConkey
Meyer, B.	Olson	Prichard	Running-Marquardt
Smith	Staed	Steckman	Sunde
Thede	Wessel-Kroeschell	Westrich	Wilburn
Williams	Winckler	Wolfe	

The nays were, 58:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingdale	Boden	Bossmann
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Graber	Gustafson
Hein	Hite	Holt	Ingels
Jacobsen	Jeneary	Jones	Kaufmann
Kerr	Klein	Landon	Latham
Lohse	Lundgren	Maxwell	McClintock

Meyer, A.	Mitchell	Mohr	Mommsen
Moore	Nordman	Osmundson	Paustian
Salmon	Sexton	Shipley	Sieck
Siegrist	Sorensen	Stone	Thompson
Thorup	Wheeler	Wills	Windschitl
Worthan	Speaker		
	Grassley		

Absent or not voting, 3:

Gaines	Nielsen	Oldson
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Amendment H—1215 lost.

Steckman of Cerro Gordo offered amendment H—1216 filed by her and moved its adoption.

Roll call was requested by Steckman of Cerro Gordo and Hansen of Woodbury.

On the question "Shall amendment H—1216 be adopted?" (H.F. 621)

The ayes were, 38:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hall	Hansen	Hunter	Isenhart
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Mascher	McConkey
Meyer, B.	Olson	Prichard	Running-Marquardt
Smith	Staed	Steckman	Sunde
Thede	Wessel-Kroeschell	Wilburn	Williams
Winckler	Wolfe		

The nays were, 59:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Graber	Gustafson
Hein	Hite	Holt	Ingels
Jacobsen	Jeneary	Jones	Kaufmann
Kerr	Klein	Landon	Latham
Lohse	Lundgren	Maxwell	McClintock
Meyer, A.	Mitchell	Mohr	Mommsen
Moore	Nordman	Osmundson	Paustian
Salmon	Sexton	Shipley	Sieck

Siegrist	Sorensen	Stone	Thompson
Thorup	Westrich	Wheeler	Wills
Windschitl	Worthan	Speaker	
		Grassley	

Absent or not voting, 3:

Gaines	Nielsen	Oldson
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Amendment H-1216 lost.

Konfrst of Polk offered amendment H-1218 filed by her and moved its adoption.

Roll call was requested by Konfrst of Polk and Abdul-Samad of Polk.

On the question "Shall amendment H-1218 be adopted?" (H.F. 621)

The ayes were, 38:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hall	Hansen	Hunter	Isenhardt
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Mascher	McConkey
Meyer, B.	Olson	Prichard	Running-Marquardt
Smith	Staed	Steckman	Sunde
Thede	Wessel-Kroeschell	Wilburn	Williams
Winckler	Wolfe		

The nays were, 59:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Graber	Gustafson
Hein	Hite	Holt	Ingels
Jacobsen	Jeneary	Jones	Kaufmann
Kerr	Klein	Landon	Latham
Lohse	Lundgren	Maxwell	McClintock
Meyer, A.	Mitchell	Mohr	Mommson
Moore	Nordman	Osmundson	Paustian
Salmon	Sexton	Shipley	Sieck
Siegrist	Sorensen	Stone	Thompson
Thorup	Westrich	Wheeler	Wills
Windschitl	Worthan	Speaker	
		Grassley	

Absent or not voting, 3:

Gaines

Nielsen

Oldson

Amendment H-1218 lost.

Holt of Crawford moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 621)

The ayes were, 60:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossman
Bradley	Brink	Brown-Powers	Bush
Cisneros	Deyoe	Dolecheck	Fisher
Fry	Gerhold	Gobble	Graber
Gustafson	Hein	Hite	Holt
Ingels	Jacobsen	Jeneary	Jones
Kaufmann	Kerr	Klein	Landon
Latham	Lohse	Lundgren	Maxwell
McClintock	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Nordman	Osmundson
Paustian	Salmon	Sexton	Shipley
Sieck	Siegrist	Sorensen	Stone
Thompson	Thorup	Westrich	Wheeler
Wills	Windschitl	Worthan	Speaker
			Grassley

The nays were, 37:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Cahill	Cohoon	Donahue
Ehlert	Forbes	Gjerde	Hall
Hansen	Hunter	Isenhardt	Jacoby
James	Judge	Konfrst	Kressig
Kurth	Mascher	McConkey	Meyer, B.
Olson	Prichard	Running-Marquardt	Smith
Staed	Steckman	Sunde	Thede
Wessel-Kroeschell	Wilburn	Williams	Winckler
Wolfe			

Absent or not voting, 3:

Gaines

Nielsen

Oldson

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 756, a bill for an act relating to the acquisition and possession of weapons and providing penalties, was taken up for consideration.

Wessel-Kroeschell of Story offered amendment H-1217 filed by her.

Bohannon of Johnson offered amendment H-1223, to amendment H-1217, filed by her from the floor and moved its adoption.

Roll call was requested by Bohannon of Johnson and Donahue of Linn.

On the question "Shall amendment H-1223, to amendment H-1217, be adopted?" (H.F. 756)

The ayes were, 38:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hall	Hansen	Hunter	Isenhardt
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Mascher	McConkey
Meyer, B.	Olson	Prichard	Running-Marquardt
Smith	Staed	Steckman	Sunde
Thede	Wessel-Kroeschell	Wilburn	Williams
Winckler	Wolfe		

The nays were, 59:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingdale	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Grabner	Gustafson
Hein	Hite	Holt	Ingels
Jacobsen	Jeneary	Jones	Kaufmann
Kerr	Klein	Landon	Latham
Lohse	Lundgren	Maxwell	McClintock
Meyer, A.	Mitchell	Mohr	Mommson
Moore	Nordman	Osmundson	Paustian
Salmon	Sexton	Shipley	Sieck
Siegrist	Sorensen	Stone	Thompson

Thorup	Westrich	Wheeler	Wills
Windschitl	Worthan	Speaker	
		Grassley	

Absent or not voting, 3:

Gaines	Nielsen	Oldson
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Amendment H-1223, to amendment H-1217, lost.

Mascher of Johnson offered amendment H-1224, to amendment H-1217, filed by her from the floor and moved its adoption.

Roll call was requested by Mascher of Johnson and Donahue of Linn.

On the question "Shall amendment H-1224, to amendment H-1217, be adopted?" (H.F. 756)

The ayes were, 38:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hall	Hansen	Hunter	Isenhardt
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Mascher	McConkey
Meyer, B.	Olson	Prichard	Running-Marquardt
Smith	Staed	Steckman	Sunde
Thede	Wessel-Kroeschell	Wilburn	Williams
Winckler	Wolfe		

The nays were, 59:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Grabner	Gustafson
Hein	Hite	Holt	Ingels
Jacobsen	Jeneary	Jones	Kaufmann
Kerr	Klein	Landon	Latham
Lohse	Lundgren	Maxwell	McClintock
Meyer, A.	Mitchell	Mohr	Mommsen
Moore	Nordman	Osmundson	Paustian
Salmon	Sexton	Shipley	Sieck
Siegrist	Sorensen	Stone	Thompson
Thorup	Westrich	Wheeler	Wills
Windschitl	Worthan	Speaker	
		Grassley	

Absent or not voting, 3:

Gaines

Nielsen

Oldson

Amendment H-1224, to amendment H-1217, lost.

Wessel-Kroeschell of Story moved the adoption of amendment H-1217.

Roll call was requested by Wessel-Kroeschell of Story and Donahue of Linn.

On the question "Shall amendment H-1217 be adopted?" (H.F. 756)

The ayes were, 38:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hall	Hansen	Hunter	Isenhart
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Mascher	McConkey
Meyer, B.	Olson	Prichard	Running-Marquardt
Smith	Staed	Steckman	Sunde
Thede	Wessel-Kroeschell	Wilburn	Williams
Winckler	Wolfe		

The nays were, 59:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Graber	Gustafson
Hein	Hite	Holt	Ingels
Jacobsen	Jeneary	Jones	Kaufmann
Kerr	Klein	Landon	Latham
Lohse	Lundgren	Maxwell	McClintock
Meyer, A.	Mitchell	Mohr	Mommson
Moore	Nordman	Osmundson	Paustian
Salmon	Sexton	ShIPLEY	Sieck
Siegrist	Sorensen	Stone	Thompson
Thorup	Westrich	Wheeler	Wills
Windschitl	Worthan	Speaker	
		Grassley	

Absent or not voting, 3:

Gaines

Nielsen

Oldson

Amendment H–1217, lost.

Holt of Crawford offered amendment H–1219 filed by him.

Hunter of Polk asked and received unanimous consent to withdraw amendment H–1225, to amendment H–1219, filed by him from the floor.

Gjerde of Linn offered amendment H–1227, to amendment H–1219, filed by him from the floor and moved its adoption.

Roll call was requested by Gjerde of Linn and Hansen of Woodbury.

On the question "Shall amendment H–1227, to amendment H–1219, be adopted?" (H.F. 756)

The ayes were, 40:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cphoon
Donahue	Ehlert	Forbes	Gjerde
Hall	Hansen	Hunter	Isenhardt
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Mascher	McClintock
McConkey	Meyer, B.	Olson	Prichard
Running-Marquardt	Smith	Staed	Steckman
Sunde	Thede	Thorup	Wessel-Kroeschell
Wilburn	Williams	Winckler	Wolfe

The nays were, 57:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Graber	Gustafson
Hein	Hite	Holt	Ingels
Jacobsen	Jeneary	Jones	Kaufmann
Kerr	Klein	Landon	Latham
Lohse	Lundgren	Maxwell	Meyer, A.
Mitchell	Mohr	Mommsen	Moore
Nordman	Osmundson	Paustian	Salmon
Sexton	Shipley	Sieck	Siegrist

Sorensen
Wheeler
Speaker
Grassley

Stone
Wills

Thompson
Windschitl

Westrich
Worthan

Absent or not voting, 3:

Gaines

Nielsen

Oldson

Amendment H-1227, to amendment H-1219, lost.

Holt of Crawford offered amendment H-1226, to amendment H-1219, filed by him from the floor and moved its adoption.

Amendment H-1226, to amendment H-1219, was adopted.

Holt of Crawford moved the adoption of amendment H-1219, as amended.

Amendment H-1219, as amended, was adopted.

Windschitl of Harrison rose on a point of order under Rule 10, decorum in debate.

The Speaker resolved the point of order.

Holt of Crawford moved that the bill be read a last time now and 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, 60:

Andrews
Best
Bradley
Cisneros
Fry
Gustafson
Ingels
Kaufmann
Latham
McClintock
Mommson
Paustian
Sieck

Bacon
Bloomingdale
Breckenridge
Deyoe
Gerhold
Hein
Jacobsen
Kerr
Lohse
Meyer, A.
Moore
Salmon
Siegrist

Baxter
Boden
Brink
Dolecheck
Gobble
Hite
Jeneary
Klein
Lundgren
Mitchell
Nordman
Sexton
Sorensen

Bergan
Bossman
Bush
Fisher
Grabner
Holt
Jones
Landon
Maxwell
Mohr
Osmundson
Shipley
Stone

Thompson	Thorup	Westrich	Wheeler
Wills	Windschitl	Worthan	Speaker
			Grassley

The nays were, 37:

Abdul-Samad	Anderson	Bennett	Bohannon
Brown-Powers	Cahill	Cohoon	Donahue
Ehlert	Forbes	Gjerde	Hall
Hansen	Hunter	Isenhart	Jacoby
James	Judge	Konfrst	Kressig
Kurth	Mascher	McConkey	Meyer, B.
Olson	Prichard	Running-Marquardt	Smith
Staed	Steckman	Sunde	Thede
Wessel-Kroeschell	Wilburn	Williams	Winckler
Wolfe			

Absent or not voting, 3:

Gaines	Nielsen	Oldson
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The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Gaines of Polk	Nielsen of Johnson
Oldson of Polk	

Wills of Dickinson in the chair at 11:09 p.m.

IMMEDIATE MESSAGES

Windschitl of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 621 and 756.**

EXPLANATIONS OF VOTE

On March 15, 2021, I inadvertently voted “aye” on Senate File 252, I meant to vote “nay”.

Kressig of Black Hawk

On March 15, 2021, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 555—"nay"

Amendment H-1154 (S.F. 252) —"aye"

Amendment H-1163 (S.F. 252) —"aye"

Amendment H-1183 (S.F. 252) —"aye"

Amendment H-1184 (S.F. 252) —"aye"

Amendment H-1185 (S.F. 252) —"aye"

Amendment H-1188 to amendment H-1182 (S.F. 252) —"aye"

Senate File 252—"nay"

Smith of Black Hawk

On March 17, 2021, I inadvertently voted "aye" on House File 621, I meant to vote "nay".

Brown-Powers of Black Hawk

SUBCOMMITTEE ASSIGNMENT

Senate File 419

Transportation: Best, Chair; Bossman and Hansen.

COMMITTEE RECOMMENDATION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendation has been received and is on file in the office of the Chief Clerk:

MEGHAN NELSON
Chief Clerk of the House

COMMITTEE ON WAYS AND MEANS

Senate File 366, a bill for an act relating to state taxation and related laws of the state including the collection of tax, tax credits, the assessment and classification of property, taxes on electricity providers, fees for registration of vehicles, sales and use tax, and the authority of the director of revenue, and providing penalties, and including effective date and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 16, 2021.

AMENDMENTS FILED

H-1222	H.F.	811	Jones of Clay
H-1223	H.F.	756	Bohannon of Johnson
H-1224	H.F.	756	Mascher of Johnson
H-1225	H.F.	756	Hunter of Polk
H-1226	H.F.	756	Holt of Crawford
H-1227	H.F.	756	Gjerde of Linn

On motion by Windschitl of Harrison, the House adjourned at 11:13 p.m., until 8:30 a.m., Thursday, March 18, 2021.

JOURNAL OF THE HOUSE

Sixty-seventh Calendar Day - Forty-fourth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, March 18, 2021

The House met pursuant to adjournment at 8:32 a.m., Wills of Dickinson in the chair.

Prayer was offered by Sonya Swan, Clerk for Shipley of Van Buren.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Independence and Michael Sorensen. They are the children of Sorensen of Adair.

The Journal of Wednesday, March 17, 2021, was approved.

SUBCOMMITTEE ASSIGNMENT

House File 841

Ways and Means: Bloomington, Chair; Hite and Jacoby.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

MEGHAN NELSON
Chief Clerk of the House

COMMITTEE ON APPROPRIATIONS

Committee Bill (Formerly House File 642), relating to shared operational functions for purposes of supplementary weighting for school districts and including effective date and applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 18, 2021.

Committee Bill (Formerly House File 796), relating to broadband service, including matters under the purview of the office of the chief information officer, the empower rural Iowa broadband grant fund, and including effective date and applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 18, 2021.

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House File 762), relating to title fees for snowmobiles, all-terrain vehicles, and vessels of surviving spouses.

Fiscal Note: **No**

Recommendation: **Do Pass** March 18, 2021.

Committee Bill (Formerly House File 808), relating to educational programs, funding, tax credits and deductions, open enrollment, supplementary weighting, and including effective date, applicability, and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 18, 2021.

Committee Bill (Formerly House Study Bill 194), relating to Iowa's urban renewal law by modifying the methodology for calculating the amount of divided revenues and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 18, 2021.

AMENDMENTS FILED

H-1228	H.F.	838	Graber of Lee
H-1229	H.F.	694	Wolfe of Clinton
H-1230	H.F.	828	Best of Carroll
H-1231	H.F.	586	Thompson of Greene
H-1232	H.F.	838	Judge of Dallas
H-1233	H.F.	838	Oldson of Polk
H-1234	H.F.	838	Oldson of Polk
H-1235	H.F.	736	Boden of Warren

On motion by Windschitl of Harrison, the House adjourned at 8:37 a.m., until 1:00 p.m., Monday, March 22, 2021.

JOURNAL OF THE HOUSE

Seventy-first Calendar Day - Forty-fifth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, March 22, 2021

The House met pursuant to adjournment at 1:00 p.m., Wills of Dickinson in the chair.

Prayer was offered by Cisneros of Muscatine.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Michael Mitchell, Page from West Des Moines.

The Journal of Thursday, March 18, 2021, was approved.

INTRODUCTION OF BILLS

House File 845, by committee on Appropriations, a bill for an act relating to shared operational functions for purposes of supplementary weighting for school districts and including effective date and applicability provisions.

Read first time and placed on the **Appropriations calendar**.

House File 846, by committee on Ways and Means, a bill for an act relating to title fees for snowmobiles, all-terrain vehicles, and vessels of surviving spouses.

Read first time and placed on the **Ways and Means calendar**.

House File 847, by committee on Ways and Means, a bill for an act relating to educational programs, funding, tax credits and deductions, open enrollment, supplementary weighting, and including effective date, applicability, and retroactive applicability provisions.

Read first time and placed on the **Ways and Means calendar**.

House File 848, by committee on Appropriations, a bill for an act relating to broadband service, including matters under the purview of the office of the chief information officer, the empower rural Iowa broadband grant fund, and including effective date and applicability provisions.

Read first time and placed on the **Appropriations calendar**.

House File 849, by committee on Ways and Means, a bill for an act relating to Iowa's urban renewal law by modifying the duration of ordinances providing for a division of revenue from taxation and including effective date provisions.

Read first time and placed on the **Ways and Means calendar**.

SENATE MESSAGES CONSIDERED

Senate File 234, by committee on Transportation, a bill for an act relating to the classification and reclassification of certain secondary roads, and including applicability provisions.

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

Senate File 243, by committee on Judiciary, a bill for an act relating to public safety including the crimes of failure to assist, abuse of a corpse, and interference with official acts, and providing penalties.

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

Senate File 260, by committee on Education, a bill for an act relating to the Medicaid reimbursement process for services provided by a receiving district to children requiring special education services.

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

Senate File 296, by committee on Human Resources, a bill for an act relating to the practice of pharmacy, including the prescription and administration of vaccines and collaborative pharmacy practice.

Read first time and **passed on file**.

Senate File 361, by committee on Labor and Business Relations, a bill for an act concerning private sector employee drug testing.

Read first time and **passed on file**.

Senate File 425, by committee on State Government, a bill for an act relating to the definition of meeting and public notice requirements under the open meetings law.

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

Senate File 443, by committee on Local Government, a bill for an act relating to the eligibility of cities to receive funding assistance to address abandoned buildings.

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

Senate File 444, by committee on Transportation, a bill for an act relating to motor vehicles, including the surrender or transfer of registration plates and cards to a county treasurer, documentary fees charged by motor vehicle dealers, and motor vehicle franchise obligations.

Read first time and **passed on file**.

Senate File 448, by committee on Transportation, a bill for an act relating to a weigh station preclearance program and associated systems and devices for use by commercial motor vehicles.

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

Senate File 450, by committee on Judiciary, a bill for an act relating to the death of a dependent adult, and providing penalties.

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

Senate File 463, by committee on Human Resources, a bill for an act establishing the occupational therapy licensure compact.

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

Senate File 467, by committee on Education, a bill for an act relating to online learning and continuous remote learning, and allowing certain school districts or accredited nonpublic schools to deliver coursework using an online learning platform for up to five school days when inclement weather or other unanticipated circumstance causes schools to temporarily close.

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

Senate File 468, by committee on State Government, a bill for an act removing a preference for purchasing of Iowa coal by state and local government entities.

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

Senate File 487, by committee on State Government, a bill for an act relating to the operation of state government, including the review of state boards and the regulation of professions and occupations, and including effective date and applicability provisions.

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

Senate File 529, by committee on Human Resources, a bill for an act relating to assisted reproduction fraud, and providing penalties.

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

Senate File 532, by committee on Education, a bill for an act providing for statements of professional recognition for licensed behavior analysts and mental health counselors by the board of educational examiners and including effective date provisions.

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

Senate File 551, by committee on Transportation, a bill for an act relating to fire fighters and emergency medical services members responding to emergency situations in certain vehicles.

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

Senate File 562, by committee on Judiciary, a bill for an act relating to sexual exploitation by an adult providing training or instruction, and providing penalties.

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

Senate File 580, by committee on Ways and Means, a bill for an act prohibiting the state or a political subdivision of the state from entering into contracts with, or providing tax incentives or specified benefits to, certain companies that censor online content, and including effective date and applicability provisions.

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

SPECIAL PRESENTATION

Landon of Polk introduced to the House, former legislator and Chief Clerk Carmine Boal.

The House rose and expressed its welcome.

BILL ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:

Mr. Speaker: The Chief Clerk of the House respectfully reports that the following bill has been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for approval on this 22nd day of March, 2021: House File 560.

MEGHAN NELSON
Chief Clerk of the House

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on March 22, 2021, the following bills were approved and transmitted to the Secretary of State:

House File 560, an Act relating to financial assurance instruments and surety bonds required for collecting, processing, or transporting waste tires, and making penalties applicable.

Senate File 129, an Act relating to specialty areas, service commitment area distance requirements, and practice-related requirements under the rural Iowa primary care loan repayment program.

Senate File 232, an Act relating to notice and reclamation requirements for abandoned vehicles taken into custody by a police authority or private entity.

Senate File 235, an Act relating to the denial and contest of probate claims.

Senate File 261, an Act authorizing the college student aid commission to organize a nonprofit corporation.

Senate File 289, an Act relating to the powers and duties of the boards of directors of area education agencies, school districts, and school corporations, and to the election of a director as school board president.

Senate File 307, an Act relating to the examination and transportation of dead bodies, including associated fees and costs.

Senate File 353, an Act relating to drainage and levee districts, by providing for notices to interested persons including landowners in the district, and for repairs that require a report by an engineer or soil and water conservation district conservationist.

Senate File 482, an Act regulating the application of pesticides, including by providing for the certification of applicators, and certain actions taken by the department of agriculture and land stewardship against private applicators, and providing penalties.

AMENDMENTS FILED

H-1236	H.F.	813	Gobble of Polk
H-1237	H.F.	419	Jones of Clay
H-1238	H.F.	710	Kaufmann of Cedar
H-1239	H.F.	838	Lundgren of Dubuque
H-1240	H.F.	813	Wheeler of Sioux
H-1241	H.F.	813	Mascher of Johnson
H-1242	H.F.	813	Smith of Black Hawk
H-1243	H.F.	813	Winckler of Scott
H-1244	H.F.	813	Ingels of Fayette

On motion by Windschitl of Harrison, the House adjourned at 1:11 p.m., until 8:30 a.m., Tuesday, March 23, 2021.

JOURNAL OF THE HOUSE

Seventy-second Calendar Day - Forty-sixth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, March 23, 2021

The House met pursuant to adjournment at 8:30 a.m., Gjerde of Linn in the chair.

Prayer was offered by Andrea Gulley, Clerk for Sexton of Calhoun and Worthan of Buena Vista.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Melissa Pardock, Page from Des Moines.

The Journal of Monday, March 22, 2021, was approved.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 22, 2021, adopted the following resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution 10, a concurrent resolution relating to joint rules of the Senate and House of Representatives for the Eighty-ninth General Assembly.

Also: That the Senate has on March 22, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 368, a bill for an act relating to the administration of the reimbursement for rent constituting property taxes paid and related matters and including effective date provisions.

Also: That the Senate has on March 22, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 389, a bill for an act relating to chauffeurs and exempting certain persons from the requirement to be licensed as a chauffeur.

Also: That the Senate has on March 22, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 495, a bill for an act relating to certain reporting dates for cities which receive road use tax fund moneys.

Also: That the Senate has on March 22, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 559, a bill for an act relating to financial assistance provided by the economic development authority to certain apprenticeship sponsors and lead apprenticeship sponsors, and including applicability provisions.

Also: That the Senate has on March 22, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 621, a bill for an act establishing which actions may be brought against firearm, firearm accessory, and ammunition manufacturers, distributors, importers, trade associations, sellers, or dealers.

Also: That the Senate has on March 22, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 655, a bill for an act prohibiting interference with the transportation of an agricultural animal, and providing penalties.

Also: That the Senate has on March 22, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 756, a bill for an act relating to the acquisition and possession of weapons and providing penalties.

Also: That the Senate has on March 22, 2021, amended and passed the following bill in which the concurrence of the House is asked:

House File 761, a bill for an act relating to the local fire protection and emergency medical service providers grant program.

Also: That the Senate has on March 22, 2021, adopted the following resolution in which the concurrence of the House is asked:

Senate Concurrent Resolution 6, a concurrent resolution relating to the compensation of chaplains, officers, and employees of the general assembly.

Also: That the Senate has on March 22, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 336, a bill for an act relating to the blood, bone marrow, and living organ donation incentive program.

Also: That the Senate has on March 22, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 567, a bill for an act relating to loans originated by mortgage bankers.

Also: That the Senate has on March 22, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 578, a bill for an act relating to the powers and duties of the department of agriculture and land stewardship, including by providing for administration, programs, and regulations, providing fees, providing penalties, and making penalties applicable.

W. CHARLES SMITHSON, Secretary

SENATE MESSAGE CONSIDERED

Senate File 578, 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, including by providing for administration, programs, and regulations, providing fees, providing penalties, and making penalties applicable.

Read first time and **passed on file**.

On motion by Windschitl of Harrison, the House was recessed at 8:33 a.m., until 12:30 p.m.

AFTERNOON SESSION

The House reconvened at 4:50 p.m., Speaker Grassley in the chair.

INTRODUCTION OF BILLS

House File 850, 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 851, by Nordman, a bill for an act to legalize and validate the proceedings preliminary to and in connection with a special election held to authorize the imposition of a local option sales and services tax within the City of Adel, Iowa, under Iowa Code Chapter 423B, declaring the validity of said proceedings and the legality of the local option sales and services tax authorized by the special election, and providing an effective date and for retroactive applicability.

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

SENATE MESSAGES CONSIDERED

Senate File 336, by committee on State Government, a bill for an act relating to the blood, bone marrow, and living organ donation incentive program.

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

Senate File 567, by committee on Commerce, a bill for an act relating to loans originated by mortgage bankers.

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

CONSIDERATION OF BILLS
Regular Calendar

House File 775, a bill for an act concerning unauthorized entry or access, including unauthorized electronic or mechanical recording, unauthorized gathering of samples of certain materials relating to animals and animal feeding operations, and providing penalties, was taken up for consideration.

Klein of Washington offered amendment H-1162 filed by him.

Klein of Washington offered amendment H-1248, to amendment H-1162, filed by him from the floor and moved its adoption.

Amendment H-1248, to amendment H-1162, was adopted.

Klein of Washington moved the adoption of amendment H-1162, as amended.

Amendment H-1162, 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. 775)

The ayes were, 72:

Andrews	Bacon	Baxter	Bergan
Best	Bloomington	Boden	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cisneros	Deyoe	Dolecheck
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Gustafson
Hall	Hansen	Hein	Hite
Holt	Ingels	Jacobsen	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Kressig	Landon	Latham
Lohse	Lundgren	Maxwell	McClintock
McConkey	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Nordman	Olson
Osmundson	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Sieck	Siegrist
Smith	Sorensen	Stone	Thompson
Thorup	Westrich	Wheeler	Wills
Windschitl	Wolfe	Worthan	Speaker
			Grassley

The nays were, 24:

Abdul-Samad	Anderson	Bennett	Bohannon
Cahill	Cohoon	Donahue	Ehlert
Hunter	Isenhardt	Jacoby	James
Konfrst	Kurth	Mascher	Meyer, B.
Oldson	Shipley	Staed	Steckman
Thede	Wessel-Kroeschell	Wilburn	Winckler

Absent or not voting, 4:

Gaines	Nielsen	Sunde	Williams
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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 419, a bill for an act allowing counties to collect a fee for the issuance and renewal of driver's licenses and nonoperator's identification cards to persons who reside outside the county, was taken up for consideration.

Jones of Clay offered amendment H-1237 filed by her and moved its adoption.

Amendment H-1237 was adopted.

Windschitl of Harrison rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point well taken.

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. 419)

The ayes were, 89:

Anderson	Andrews	Bacon	Baxter
Bergan	Best	Bloomingtondale	Boden
Bohannon	Bossman	Bradley	Breckenridge
Brink	Brown-Powers	Bush	Cahill
Cisneros	Deyoe	Dolecheck	Donahue
Ehlert	Fisher	Forbes	Fry
Gerhold	Gjerde	Gobble	Graber
Gustafson	Hall	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	James	Jeneary	Jones
Judge	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Landon
Latham	Lundgren	Mascher	Maxwell
McClintock	McConkey	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nordman	Oldson	Olson	Osmundson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Siegrist
Smith	Sorensen	Staed	Steckman
Stone	Thede	Thompson	Thorup
Westrich	Wheeler	Wilburn	Wills
Winckler	Windschitl	Wolfe	Worthan
Speaker			
Grassley			

The nays were, 7:

Abdul-Samad	Bennett	Cohoon	Hansen
Jacoby	Lohse	Wessel-Kroeschell	

Absent or not voting, 4:

Gaines	Nielsen	Sunde	Williams
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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 828, a bill for an act relating to commercial driver's license driving skills tests, providing fees, and including effective date provisions, was taken up for consideration.

Best of Carroll offered amendment H-1230 filed by him and moved its adoption.

Amendment H-1230 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. 828)

The ayes were, 95:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	James	Jeneary	Jones
Judge	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Landon
Latham	Lohse	Lundgren	Mascher
Maxwell	McClintock	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommson
Moore	Nordman	Oldson	Olson
Osmundson	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Siegrist	Smith	Sorensen	Staed
Steckman	Stone	Thede	Thompson
Thorup	Wessel-Kroeschell	Westrich	Wheeler
Wilburn	Wills	Winckler	Windschitl
Wolfe	Worthan	Speaker	
		Grassley	

The nays were, 1:

Jacoby

Absent or not voting, 4:

Gaines

Nielsen

Sunde

Williams

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Regular Calendar

House File 586, a bill for an act relating to the development and utilization of high-speed electronic transmission mediums, was taken up for consideration.

Thompson of Greene offered amendment H-1231 filed by him and moved its adoption.

Amendment H-1231 was adopted.

Thompson of Greene asked and received unanimous consent to withdraw amendment H-1148 filed by him on March 8, 2021 and amendment H-1161 filed by him on March 10, 2021.

Wills of Dickinson in the chair at 5:39 p.m.

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. 586)

The ayes were, 96:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannan	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Grassley, Spkr.
Gustafson	Hall	Hansen	Hein
Hite	Holt	Hunter	Ingels
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kaufmann

Kerr	Klein	Konfrst	Kressig
Kurth	Landon	Latham	Lohse
Lundgren	Mascher	Maxwell	McClintock
McConkey	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nordman
Oldson	Olson	Osmundson	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shipley	Sieck	Siegrist	Smith
Sorensen	Staed	Steckman	Stone
Thede	Thompson	Thorup	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Winckler
Windschitl	Wolfe	Worthan	Wills,
			Presiding

The nays were, none.

Absent or not voting, 4:

Gaines	Nielsen	Sunde	Williams
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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 710, a bill for an act relating to child endangerment committed by a sex offender, and providing penalties, was taken up for consideration.

Kaufmann of Cedar offered amendment H-1238 filed by him and moved its adoption.

Amendment H-1238 was adopted.

Kaufmann of Cedar moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 710)

The ayes were, 96:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold

Gjerde	Gobble	Graber	Grassley, Spkr.
Gustafson	Hall	Hansen	Hein
Hite	Holt	Hunter	Ingels
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Landon	Latham	Lohse
Lundgren	Mascher	Maxwell	McClintock
McConkey	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nordman
Oldson	Olson	Osmundson	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shipley	Sieck	Siegrist	Smith
Sorensen	Staed	Steckman	Stone
Thede	Thompson	Thorup	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Winckler
Windschitl	Wolfe	Worthan	Wills, Presiding

The nays were, none.

Absent or not voting, 4:

Gaines	Nielsen	Sunde	Williams
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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 728, a bill for an act relating to noncompliance with rules adopted by a county sanitarian regarding septic tank pumping, 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?" (H.F. 728)

The ayes were, 83:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bergan	Best	Bloomingtondale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cahill	Cisneros	Cohoon	Deyoe
Dolecheck	Donahue	Fisher	Forbes
Fry	Gerhold	Gobble	Graber
Grassley, Spkr.	Gustafson	Hall	Hansen

Hein	Hite	Holt	Hunter
Ingels	Jacobsen	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Landon
Latham	Lohse	Lundgren	Mascher
Maxwell	McClintock	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nordman	Oldson	Olson	Osmundson
Paustian	Prichard	Salmon	Sexton
Shipley	Sieck	Siegrist	Smith
Sorensen	Stone	Thede	Thompson
Thorup	Westrich	Wheeler	Winckler
Windschitl	Worthan	Wills, Presiding	

The nays were, 13:

Bennett	Ehlert	Gjerde	Isenhardt
Jacoby	Kurth	McConkey	Running-Marquardt
Staed	Steckman	Wessel-Kroeschell	Wilburn
Wolfe			

Absent or not voting, 4:

Gaines	Nielsen	Sunde	Williams
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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 753, 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, was taken up for consideration.

Olson of Polk offered amendment H-1210 filed by him and Thorup of Marion and moved its adoption.

Amendment H-1210 was adopted.

Olson of Polk asked and received unanimous consent to withdraw amendment H-1211 filed by him and Thorup of Marion on March 15, 2021.

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. 753)

The ayes were, 96:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Grassley, Spkr.
Gustafson	Hall	Hansen	Hein
Hite	Holt	Hunter	Ingels
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Landon	Latham	Lohse
Lundgren	Mascher	Maxwell	McClintock
McConkey	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nordman
Oldson	Olson	Osmundson	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shipley	Sieck	Siegrist	Smith
Sorensen	Staed	Steckman	Stone
Thede	Thompson	Thorup	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Winckler
Windschitl	Wolfe	Worthan	Wills, Presiding

The nays were, none.

Absent or not voting, 4:

Gaines	Nielsen	Sunde	Williams
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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 821, a bill for an act creating a civil action relating to harassment by the reporting of false information to law enforcement authority, 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. 821)

The ayes were, 96:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomington	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Grassley, Spkr.
Gustafson	Hall	Hansen	Hein
Hite	Holt	Hunter	Ingels
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Landon	Latham	Lohse
Lundgren	Mascher	Maxwell	McClintock
McConkey	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nordman
Oldson	Olson	Osmundson	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shipley	Sieck	Siegrist	Smith
Sorensen	Staed	Steckman	Stone
Thede	Thompson	Thorup	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Winckler
Windschitl	Wolfe	Worthan	Wills, Presiding

The nays were, none.

Absent or not voting, 4:

Gaines	Nielsen	Sunde	Williams
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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

Windschitl of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 419, 586, 710, 728, 753, 775, 821 and 828.**

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Gaines of Polk	Nielsen of Johnson
Sunde of Polk	Williams of Black Hawk

EXPLANATION OF VOTE

On March 17, 2021, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

Amendment H-1215 (H.F. 621)—“aye”

Amendment H-1216 (H.F. 621)—“aye”

Amendment H-1218 (H.F. 621)—“aye” House File 621—“nay”

Amendment H-1223 to amendment H-1217 (H.F. 756)—“aye”

Amendment H-1224 to amendment H-1217 (H.F. 756)—“aye”

Amendment H-1217 (H.F. 756)—“aye”

Amendment H-1227 to amendment H-1219 (H.F. 756)—“aye”

House File 756—“nay”

Oldson of Polk

SUBCOMMITTEE ASSIGNMENTS

House File 843

Ways and Means: Hite, Chair; Osmundson and Wolfe.

Senate File 384

Local Government: Westrich, Chair; Thede and Wheeler.

Senate File 450

Judiciary: Hite, Chair; Kaufmann and Wessel-Kroeschell.

Senate File 540

State Government: Kaufmann, Chair; Mascher and Mitchell.

Senate File 554

Local Government: Gobble, Chair; Isenhardt and Nordman.

Senate File 562

Judiciary: Lohse, Chair; Bohannon and Wheeler.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

MEGHAN NELSON
Chief Clerk of the House

COMMITTEE ON STATE GOVERNMENT

Senate File 185, a bill for an act repealing the Missouri river preservation and land use authority, and including transition provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 22, 2021.

Senate File 315, a bill for an act relating to reporting requirements concerning the department of administrative services.

Fiscal Note: **No**

Recommendation: **Do Pass** March 22, 2021.

Senate File 322, a bill for an act concerning a report on the effectiveness of the accountable government Act.

Fiscal Note: **No**

Recommendation: **Do Pass** March 22, 2021.

Senate File 531, a bill for an act relating to the conduct of elections during emergencies.

Fiscal Note: **No**

Recommendation: **Do Pass** March 22, 2021.

Senate Concurrent Resolution 5, a concurrent resolution encouraging the United States Congress to provide flexibility to the states in determining visitation practices in nursing facilities.

Fiscal Note: **No**

Recommendation: **Do Pass** March 22, 2021.

RESOLUTION FILED

S.C.R. 6, by committee on Rules and Administration, a concurrent resolution relating to the compensation of chaplains, officers, and employees of the general assembly.

Referred to committee on **Administration and Rules**.

AMENDMENTS FILED

H-1245	H.F.	761	Senate amendment
H-1246	H.F.	813	Gobble of Polk
H-1247	H.F.	785	Bossman of Woodbury
H-1248	H.F.	775	Klein of Washington
H-1249	H.F.	460	Bohannon of Johnson
H-1250	H.F.	813	Cahill of Marshall
H-1251	H.F.	813	Donahue of Linn
H-1252	H.F.	813	Smith of Black Hawk
H-1253	H.F.	813	Mascher of Johnson
H-1254	H.F.	815	Wills of Dickinson
H-1255	H.F.	813	Gobble of Polk
H-1256	H.F.	813	Winckler of Scott
H-1257	H.F.	813	Winckler of Scott
H-1258	H.F.	831	Wolfe of Clinton
H-1259	H.F.	813	Ehlert of Linn
H-1260	H.F.	813	Winckler of Scott
H-1261	H.F.	813	Smith of Black Hawk
H-1262	H.F.	813	Winckler of Scott
H-1263	H.F.	813	Steckman of Cerro Gordo
H-1264	H.F.	813	Donahue of Linn
H-1265	H.F.	813	Winckler of Scott

On motion by Windschitl of Harrison, the House adjourned at 6:06 p.m., until 8:30 a.m., Wednesday, March 24, 2021.

JOURNAL OF THE HOUSE

Seventy-third Calendar Day - Forty-seventh Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, March 24, 2021

The House met pursuant to adjournment at 8:39 a.m., Wills of Dickinson in the chair.

Prayer was offered by Bloomingdale of Worth.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Grace Sundstrom, Page from Des Moines.

The Journal of Tuesday, March 23, 2021, was approved.

HOUSE FILES WITHDRAWN

Windschitl of Harrison asked and received unanimous consent to withdraw House Files 78, 421 and 521 from further consideration by the House.

On motion by Windschitl of Harrison, the House was recessed at 8:42 a.m., until 12:30 p.m.

AFTERNOON SESSION

The House reconvened at 5:57 p.m., Wills of Dickinson in the chair.

SENATE MESSAGE CONSIDERED

Senate File 568, by committee on State Government, a bill for an act relating to the conduct of elections, including nominations and procedures for proposed amendments to the Iowa Constitution, and including effective date provisions.

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

Windschitl of Harrison asked and received unanimous consent for the consideration of amendment H-1269 to House File 798 filed by Jones of Clay from the floor. (Under Rule 31.8 not timely filed.)

CONSIDERATION OF BILLS

Appropriations Calendar

House File 838, a bill for an act relating to various matters under the purview of the insurance division of the department of commerce, providing fees, making an appropriation, and resolving inconsistencies, was taken up for consideration.

Graber of Lee offered amendment H-1228 filed by him and moved its adoption.

Amendment H-1228 was adopted.

Judge of Dallas offered amendment H-1232 filed by him and moved its adoption.

Roll call was requested by Judge of Dallas and Oldson of Polk.

On the question "Shall amendment H-1232 be adopted?" (H.F. 838)

The ayes were, 38:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hall	Hansen	Hunter	Isenhardt
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Mascher	McConkey
Meyer, B.	Oldson	Olson	Prichard
Running-Marquardt	Smith	Staed	Steckman
Sunde	Thede	Wessel-Kroeschell	Wilburn
Winckler	Wolfe		

The nays were, 57:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossmann
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Graber	Grassley, Spkr.
Gustafson	Hein	Hite	Holt
Ingels	Jacobsen	Jeneary	Jones

Kaufmann	Kerr	Klein	Latham
Lohse	Lundgren	Maxwell	McClintock
Meyer, A.	Mitchell	Mohr	Mommsen
Moore	Nordman	Osmundson	Salmon
Sexton	Shipley	Sieck	Siegrist
Sorensen	Stone	Thompson	Thorup
Westrich	Wheeler	Windschitl	Worthan
Wills, Presiding			

Absent or not voting, 5:

Gaines	Landon	Nielsen	Paustian
Williams			

Amendment H-1232 lost.

Oldson of Polk offered amendment H-1233 filed by her and moved its adoption.

Roll call was requested by Oldson of Polk and Wolfe of Clinton.

On the question "Shall amendment H-1233 be adopted?" (H.F. 838)

The ayes were, 39:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hall	Hansen	Hunter	Isenhardt
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Mascher	Maxwell
McConkey	Meyer, B.	Oldson	Olson
Prichard	Running-Marquardt	Smith	Staed
Steckman	Sunde	Thede	Wessel-Kroeschell
Wilburn	Winckler	Wolfe	

The nays were, 56:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Graber	Grassley, Spkr.
Gustafson	Hein	Hite	Holt
Ingels	Jacobsen	Jeneary	Jones
Kaufmann	Kerr	Klein	Latham
Lohse	Lundgren	McClintock	Meyer, A.
Mitchell	Mohr	Mommsen	Moore

Nordman	Osmundson	Salmon	Sexton
Shipley	Sieck	Siegrist	Sorensen
Stone	Thompson	Thorup	Westrich
Wheeler	Windschitl	Worthan	Wills, Presiding

Absent or not voting, 5:

Gaines	Landon	Nielsen	Paustian
Williams			

Amendment H-1233 lost.

Oldson of Polk offered amendment H-1234 filed by her and moved its adoption.

Roll call was requested by Oldson of Polk and Jacoby of Johnson.

On the question "Shall amendment H-1234 be adopted?" (H.F. 838)

The ayes were, 38:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hall	Hansen	Hunter	Isenhart
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Mascher	McConkey
Meyer, B.	Oldson	Olson	Prichard
Running-Marquardt	Smith	Staed	Steckman
Sunde	Thede	Wessel-Kroeschell	Wilburn
Winckler	Wolfe		

The nays were, 57:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Graber	Grassley, Spkr.
Gustafson	Hein	Hite	Holt
Ingels	Jacobsen	Jeneary	Jones
Kaufmann	Kerr	Klein	Latham
Lohse	Lundgren	Maxwell	McClintock
Meyer, A.	Mitchell	Mohr	Mommsen
Moore	Nordman	Osmundson	Salmon
Sexton	Shipley	Sieck	Siegrist
Sorensen	Stone	Thompson	Thorup

Westrich
Wills,
Presiding

Wheeler

Windschitl

Worthan

Absent or not voting, 5:

Gaines
Williams

Landon

Nielsen

Paustian

Amendment H-1234 lost.

Lundgren of Dubuque offered amendment H-1239 filed by her and moved its adoption.

Amendment H-1239 was adopted.

Graber of Lee moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 838)

The ayes were, 67:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossmann
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cisneros	Deyoe	Dolecheck
Ehlert	Fisher	Forbes	Fry
Gerhold	Gobble	Graber	Grassley, Spkr.
Gustafson	Hein	Hite	Holt
Ingels	Jacobsen	Jeneary	Jones
Kaufmann	Kerr	Klein	Kressig
Latham	Lohse	Lundgren	Maxwell
McClintock	McConkey	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Nordman
Osmundson	Running-Marquardt	Salmon	Sexton
Shipley	Sieck	Siegrist	Smith
Sorensen	Steckman	Stone	Sunde
Thompson	Thorup	Westrich	Wheeler
Windschitl	Worthan	Wills, Presiding	

The nays were, 28:

Abdul-Samad	Anderson	Bennett	Bohannon
Cahill	Cohoon	Donahue	Gjerde
Hall	Hansen	Hunter	Isenhardt

Jacoby	James	Judge	Konfrst
Kurth	Mascher	Meyer, B.	Oldson
Olson	Prichard	Staed	Thede
Wessel-Kroeschell	Wilburn	Winckler	Wolfe

Absent or not voting, 5:

Gaines	Landon	Nielsen	Paustian
Williams			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 839, a bill for an act relating to the financial exploitation of designated eligible adults, and making an appropriation, 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?" (H.F. 839)

The ayes were, 95:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannan	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Grassley, Spkr.
Gustafson	Hall	Hansen	Hein
Hite	Holt	Hunter	Ingels
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Latham	Lohse	Lundgren
Mascher	Maxwell	McClintock	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Olson	Osmundson	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Siegrist	Smith	Sorensen	Staed
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich

Wheeler
Wolfe

Wilburn
Worthan

Winckler
Wills,
Presiding

Windschitl

The nays were, none.

Absent or not voting, 5:

Gaines
Williams

Landon

Nielsen

Paustian

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 694, a bill for an act relating to the beginning farmer tax credit program, by modifying participation and lease agreement requirements and tax credit amounts, and including effective date provisions, was taken up for consideration.

Wolfe of Clinton offered amendment H-1229 filed by her and moved its adoption.

Amendment H-1229 lost.

Hein of Jones moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 694)

The ayes were, 94:

Abdul-Samad
Baxter
Bloomingdale
Bradley
Bush
Deyoe
Fisher
Gjerde
Gustafson
Hite
Jacobsen
Jones

Anderson
Bennett
Boden
Breckenridge
Cahill
Dolecheck
Forbes
Gobble
Hall
Holt
Jacoby
Judge

Andrews
Bergan
Bohannon
Brink
Cisneros
Donahue
Fry
Graber
Hansen
Ingels
James
Kaufmann

Bacon
Best
Bossman
Brown-Powers
Cohoon
Ehlert
Gerhold
Grassley, Spkr.
Hein
Isenhardt
Jeneary
Kerr

Klein	Konfrst	Kressig	Kurth
Latham	Lohse	Lundgren	Mascher
Maxwell	McClintock	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommssen
Moore	Nordman	Oldson	Olson
Osmundson	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Siegrist
Smith	Sorensen	Staed	Steckman
Stone	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Westrich	Wheeler
Wilburn	Winckler	Windschitl	Wolfe
Worthan	Wills,		
	Presiding		

The nays were, 1:

Hunter

Absent or not voting, 5:

Gaines	Landon	Nielsen	Paustian
Williams			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Regular Calendar

House File 735, a bill for an act relating to emergency care policy and procedure requirements applicable to an ambulatory surgical center, 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. 735)

The ayes were, 95:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannan	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Grassley, Spkr.

Gustafson	Hall	Hansen	Hein
Hite	Holt	Hunter	Ingels
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Latham	Lohse	Lundgren
Mascher	Maxwell	McClintock	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Olson	Osmundson	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Siegrist	Smith	Sorensen	Staed
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Winckler	Windschitl
Wolfe	Worthan	Wills,	
		Presiding	

The nays were, none.

Absent or not voting, 5:

Gaines	Landon	Nielsen	Paustian
Williams			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 768, a bill for an act concerning licensing of and sales by native distilleries, beer manufacturers, native breweries, and native wine manufacturers, was taken up for consideration.

Bloomingdale of Worth offered amendment H-1151 filed by her and moved its adoption.

Amendment H-1151 was adopted.

Bloomingdale 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. 768)

The ayes were, 95:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best

Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Grassley, Spkr.
Gustafson	Hall	Hansen	Hein
Hite	Holt	Hunter	Ingels
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Latham	Lohse	Lundgren
Mascher	Maxwell	McClintock	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Olson	Osmundson	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Siegrist	Smith	Sorensen	Staed
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Winckler	Windschitl
Wolfe	Worthan	Wills, Presiding	

The nays were, none.

Absent or not voting, 5:

Gaines	Landon	Nielsen	Paustian
Williams			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 781, a bill for an act relating to the practice of interior design, providing penalties, and including effective date provisions, 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. 781)

The ayes were, 86:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best

Bloomingtondale	Boden	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cahill	Cisneros	Cohoon	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gerhold	Gobble
Graber	Grassley, Spkr.	Gustafson	Hein
Hite	Holt	Hunter	Ingels
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kaufmann
Kerr	Klein	Kressig	Kurth
Latham	Lohse	Lundgren	Mascher
Maxwell	McClintock	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommsen
Moore	Nordman	Oldson	Olson
Osmundson	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Siegrist
Smith	Sorensen	Staed	Stone
Thede	Thompson	Thorup	Wessel-Kroeschell
Westrich	Wheeler	Winckler	Windschitl
Worthan	Wills, Presiding		

The nays were, 9:

Bohannon	Gjerde	Hall	Hansen
Konfrst	Steckman	Sunde	Wilburn
Wolfe			

Absent or not voting, 5:

Gaines	Landon	Nielsen	Paustian
Williams			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 798, a bill for an act prohibiting the discharge of a firearm from within or on a motor vehicle while in pursuit of game, and providing penalties, was taken up for consideration.

Speaker Grassley in the chair at 7:04 p.m.

Wills of Dickinson offered amendment H-1269 filed by Jones of Clay from the floor and moved its adoption.

Amendment H-1269 was adopted.

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. 798)

The ayes were, 93:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Latham	Lohse	Lundgren	Mascher
Maxwell	McClintock	McConkey	Meyer, A.
Mitchell	Mohr	Mommsen	Moore
Nordman	Oldson	Osmundson	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Siegrist	Smith	Sorensen
Staed	Steckman	Stone	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Wills
Winckler	Windschitl	Wolfe	Worthan
Speaker			
Grassley			

The nays were, 2:

Meyer, B. Olson

Absent or not voting, 5:

Gaines	Landon	Nielsen	Paustian
Williams			

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

House File 736, a bill for an act relating to limitations on activities related to paid claims under the Medicaid program, and including effective date provisions, was taken up for consideration.

Boden of Warren offered amendment H-1235 filed by her and moved its adoption.

Amendment H-1235 was adopted.

Boden of Warren moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 736)

The ayes were, 95:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Latham	Lohse	Lundgren	Mascher
Maxwell	McClintock	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommson
Moore	Nordman	Oldson	Olson
Osmundson	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Siegrist
Smith	Sorensen	Staed	Steckman
Stone	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Westrich	Wheeler
Wilburn	Wills	Winckler	Windschitl
Wolfe	Worthan	Speaker	
		Grassley	

The nays were, none.

Absent or not voting, 5:

Gaines	Landon	Nielsen	Paustian
Williams			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Wills of Dickinson in the chair at 7:14 p.m.

House Joint Resolution 11, 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 11, 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 (90th) for adoption, before being submitted to the electorate for ratification.

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. 11)

The yeas were, 95:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomington	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Grassley, Spkr.
Gustafson	Hall	Hansen	Hein
Hite	Holt	Hunter	Ingels
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Latham	Lohse	Lundgren
Mascher	Maxwell	McClintock	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Olson	Osmundson	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Siegrist	Smith	Sorensen	Staed
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Winckler	Windschitl
Wolfe	Worthan	Wills,	
		Presiding	

The nays were, none.

Absent or not voting, 5:

Gaines	Landon	Nielsen	Paustian
Williams			

The joint resolution having received a constitutional majority was declared to have been adopted and agreed to by the House.

House File 818, a bill for an act relating to the restoration of voting rights to certain convicted persons and including effective date provisions, was taken up for consideration.

Kaufmann of Cedar moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 818)

The ayes were, 67:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossman
Bradley	Breckenridge	Brink	Bush
Cisneros	Deyoe	Dolecheck	Fisher
Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson
Hall	Hansen	Hein	Hite
Holt	Ingels	Jacobsen	Jeneary
Jones	Kaufmann	Kerr	Klein
Latham	Lohse	Lundgren	Maxwell
McClintock	McConkey	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nordman	Olson	Osmundson	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Siegrist	Sorensen	Stone	Sunde
Thompson	Thorup	Westrich	Wheeler
Windschitl	Worthan	Wills,	
		Presiding	

The nays were, 28:

Abdul-Samad	Anderson	Bennett	Bohannon
Brown-Powers	Cahill	Cohoon	Donahue
Ehlert	Hunter	Isenhardt	Jacoby
James	Judge	Konfrst	Kressig
Kurth	Mascher	Oldson	Prichard
Smith	Staed	Steckman	Thede
Wessel-Kroeschell	Wilburn	Winckler	Wolfe

Absent or not voting, 5:

Gaines	Landon	Nielsen	Paustian
Williams			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 813, a bill for an act modifying and establishing charter school programs, was taken up for consideration.

Speaker Grassley in the chair at 7:37 p.m.

Ingels of Fayette asked and received unanimous consent to withdraw amendment H-1244 filed by him on March 22, 2021.

Smith of Black Hawk offered amendment H-1242 filed by him.

QUORUM CALL

A non-record roll call was requested to determine that a quorum was present. The vote revealed eighty-five members present, fifteen absent.

Smith of Black Hawk moved the adoption of amendment H-1242.

Roll call was requested by Smith of Black Hawk and Abdul-Samad of Polk.

On the question "Shall amendment H-1242 be adopted?" (H.F. 813)

The ayes were, 39:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hall	Hansen	Hunter	Isenhardt
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Latham	Mascher
McConkey	Meyer, B.	Oldson	Olson
Prichard	Running-Marquardt	Smith	Staed
Steckman	Sunde	Thede	Wessel-Kroeschell
Wilburn	Winckler	Wolfe	

The nays were, 56:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingdale	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Graber	Gustafson
Hein	Hite	Holt	Ingels
Jacobsen	Jeneary	Jones	Kaufmann
Kerr	Klein	Lohse	Lundgren
Maxwell	McClintock	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Nordman
Osmundson	Salmon	Sexton	Shipley
Sieck	Siegrist	Sorensen	Stone
Thompson	Thorup	Westrich	Wheeler
Wills	Windschitl	Worthan	Speaker
			Grassley

Absent or not voting, 5:

Gaines	Landon	Nielsen	Paustian
Williams			

Amendment H-1242 lost.

Winckler of Scott offered amendment H-1257 filed by her and moved its adoption.

Amendment H-1257 lost.

Wheeler of Sioux offered amendment H-1240 filed by him.

Smith of Black Hawk offered amendment H-1274, to amendment H-1240, filed by him from the floor and moved its adoption.

Roll call was requested by Smith of Black Hawk and Donahue of Linn.

On the question "Shall amendment H-1274, to amendment H-1240, be adopted?" (H.F. 813)

The ayes were, 38:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Gjerde	Hall
Hansen	Hunter	Ingels	Isenhardt
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Mascher	McConkey
Meyer, B.	Oldson	Olson	Prichard
Running-Marquardt	Smith	Staed	Steckman
Sunde	Thede	Wessel-Kroeschell	Wilburn
Winckler	Wolfe		

The nays were, 56:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingdale	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Graber	Gustafson
Hein	Hite	Holt	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Latham	Lohse	Lundgren
Maxwell	McClintock	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Nordman
Osmundson	Salmon	Sexton	Shipley
Sieck	Siegrist	Sorensen	Stone
Thompson	Thorup	Westrich	Wheeler
Wills	Windschitl	Worthan	Speaker
			Grassley

Absent or not voting, 6:

Forbes	Gaines	Landon	Nielsen
Paustian	Williams		

Amendment H-1274, to amendment H-1240, lost.

Winckler of Scott offered amendment H-1276, to amendment H-1240, filed by her from the floor and moved its adoption.

Roll call was requested by Winckler of Scott and Donahue of Linn.

On the question "Shall amendment H-1276, to amendment H-1240, be adopted?" (H.F. 813)

The ayes were, 39:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hall	Hansen	Hunter	Ingels
Isenhardt	Jacoby	James	Judge
Konfrst	Kressig	Kurth	Mascher
McConkey	Meyer, B.	Oldson	Olson
Prichard	Running-Marquardt	Smith	Staed
Steckman	Sunde	Thede	Wessel-Kroeschell
Wilburn	Winckler	Wolfe	

The nays were, 56:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossmann
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Graber	Gustafson
Hein	Hite	Holt	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Latham	Lohse	Lundgren
Maxwell	McClintock	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Nordman
Osmundson	Salmon	Sexton	Shipley
Sieck	Siegrist	Sorensen	Stone
Thompson	Thorup	Westrich	Wheeler
Wills	Windschitl	Worthan	Speaker
			Grassley

Absent or not voting, 5:

Gaines
Williams

Landon

Nielsen

Paustian

Amendment H-1276, to amendment H-1240, lost.

Ingels of Fayette offered amendment H-1272, to amendment H-1240, filed by him from the floor and moved its adoption.

Amendment H-1272, to amendment H-1240, was adopted.

Mascher of Johnson offered amendment H-1275, to amendment H-1240, 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-1275, to amendment H-1240, be adopted?" (H.F. 813)

The ayes were, 40:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cphoon
Donahue	Ehlert	Forbes	Gjerde
Hall	Hansen	Hein	Hunter
Ingels	Isenhardt	Jacoby	James
Judge	Konfrst	Kressig	Kurth
Mascher	McConkey	Meyer, B.	Oldson
Olson	Prichard	Running-Marquardt	Smith
Staed	Steckman	Sunde	Thede
Wessel-Kroeschell	Wilburn	Winckler	Wolfe

The nays were, 55:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossmann
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Graber	Gustafson
Hite	Holt	Jacobsen	Jeneary
Jones	Kaufmann	Kerr	Klein
Latham	Lohse	Lundgren	Maxwell
McClintock	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Nordman	Osmundson
Salmon	Sexton	Shipley	Sieck
Siegrist	Sorensen	Stone	Thompson

Thorup	Westrich	Wheeler	Wills
Windschitl	Worthan	Speaker	
		Grassley	

Absent or not voting, 5:

Gaines	Landon	Nielsen	Paustian
Williams			

Amendment H-1275, to amendment H-1240, lost.

Cahill of Marshall offered amendment H-1278, to amendment H-1240, filed by her from the floor and moved its adoption.

Roll call was requested by Cahill of Marshall and Donahue of Linn.

On the question "Shall amendment H-1278, to amendment H-1240, be adopted?" (H.F. 813)

The ayes were, 39:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hall	Hansen	Hunter	Ingels
Isenhardt	Jacoby	James	Judge
Konfrst	Kressig	Kurth	Mascher
McConkey	Meyer, B.	Oldson	Olson
Prichard	Running-Marquardt	Smith	Staed
Steckman	Sunde	Thede	Wessel-Kroeschell
Wilburn	Winckler	Wolfe	

The nays were, 56:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Graber	Gustafson
Hein	Hite	Holt	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Latham	Lohse	Lundgren
Maxwell	McClintock	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Nordman
Osmundson	Salmon	Sexton	Shipley
Sieck	Siegrist	Sorensen	Stone
Thompson	Thorup	Westrich	Wheeler
Wills	Windschitl	Worthan	Speaker
			Grassley

Absent or not voting, 5:

Gaines	Landon	Nielsen	Paustian
Williams			

Amendment H—1278, to amendment H—1240, lost.

Winckler of Scott offered amendment H—1266, to amendment H—1240, filed by her from the floor and moved its adoption.

Roll call was requested by Winckler of Scott and Donahue of Linn.

On the question "Shall amendment H—1266, to amendment H—1240, be adopted?" (H.F. 813)

The ayes were, 39:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cphoon
Donahue	Ehlert	Forbes	Gjerde
Hall	Hansen	Hunter	Isenhardt
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Mascher	McConkey
Meyer, B.	Oldson	Olson	Prichard
Running-Marquardt	Smith	Staed	Steckman
Sunde	Thede	Thorup	Wessel-Kroeschell
Wilburn	Winckler	Wolfe	

The nays were, 56:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossmann
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Graber	Gustafson
Hein	Hite	Holt	Ingels
Jacobsen	Jeneary	Jones	Kaufmann
Kerr	Klein	Latham	Lohse
Lundgren	Maxwell	McClintock	Meyer, A.
Mitchell	Mohr	Mommsen	Moore
Nordman	Osmundson	Salmon	Sexton
Shipley	Sieck	Siegrist	Sorensen
Stone	Thompson	Westrich	Wheeler
Wills	Windschitl	Worthan	Speaker
			Grassley

Absent or not voting, 5:

Gaines	Landon	Nielsen	Paustian
Williams			

Amendment H-1266, to amendment H-1240, lost.

Mascher of Johnson offered amendment H-1283, to amendment H-1240, filed by her from the floor and moved its adoption.

Roll call was requested by Mascher of Johnson and Hall of Woodbury.

On the question "Shall amendment H-1283, to amendment H-1240, be adopted?" (H.F. 813)

The ayes were, 38:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cphoon
Donahue	Ehlert	Forbes	Gjerde
Hall	Hansen	Hunter	Isenhardt
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Mascher	McConkey
Meyer, B.	Oldson	Olson	Prichard
Running-Marquardt	Smith	Staed	Steckman
Sunde	Thede	Wessel-Kroeschell	Wilburn
Winckler	Wolfe		

The nays were, 57:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossmann
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Graber	Gustafson
Hein	Hite	Holt	Ingels
Jacobsen	Jeneary	Jones	Kaufmann
Kerr	Klein	Latham	Lohse
Lundgren	Maxwell	McClintock	Meyer, A.
Mitchell	Mohr	Mommsen	Moore
Nordman	Osmundson	Salmon	Sexton
Shipley	Sieck	Siegrist	Sorensen
Stone	Thompson	Thorup	Westrich
Wheeler	Wills	Windschitl	Worthing
Speaker			
Grassley			

Absent or not voting, 5:

Gaines	Landon	Nielsen	Paustian
Williams			

Amendment H–1283, to amendment H–1240, lost.

Donahue of Linn offered amendment H–1279, to amendment H–1240, filed by her from the floor and moved its adoption.

Roll call was requested by Donahue of Linn and Konfrst of Polk.

On the question "Shall amendment H–1279, to amendment H–1240, be adopted?" (H.F. 813)

The ayes were, 38:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hall	Hansen	Hunter	Isenhardt
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Mascher	McConkey
Meyer, B.	Oldson	Olson	Prichard
Running-Marquardt	Smith	Staed	Steckman
Sunde	Thede	Wessel-Kroeschell	Wilburn
Winckler	Wolfe		

The nays were, 57:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Grabner	Gustafson
Hein	Hite	Holt	Ingels
Jacobsen	Jeneary	Jones	Kaufmann
Kerr	Klein	Latham	Lohse
Lundgren	Maxwell	McClintock	Meyer, A.
Mitchell	Mohr	Mommsen	Moore
Nordman	Osmundson	Salmon	Sexton
Shipley	Sieck	Siegrist	Sorensen
Stone	Thompson	Thorup	Westrich
Wheeler	Wills	Windschitl	Worthan
Speaker			
Grassley			

Absent or not voting, 5:

Gaines	Landon	Nielsen	Paustian
Williams			

Amendment H-1279, to amendment H-1240, lost.

Wheeler of Sioux offered amendment H-1268, to amendment H-1240, filed by him from the floor.

Smith of Black Hawk requested a division to amendment H-1268, to amendment H-1240, as follows:

Division A: Lines 2-3; Lines 8-17.

Division B: Lines 4-7.

Wheeler of Sioux moved the adoption of amendment H-1268A, to amendment H-1240.

Roll call was requested by Smith of Black Hawk and Donahue of Linn.

On the question "Shall amendment H-1268A, to amendment H-1240, be adopted?" (H.F. 813)

The ayes were, 95:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Latham	Lohse	Lundgren	Mascher
Maxwell	McClintock	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommson
Moore	Nordman	Oldson	Olson
Osmundson	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Siegrist
Smith	Sorensen	Staed	Steckman
Stone	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Westrich	Wheeler
Wilburn	Wills	Winckler	Windschitl
Wolfe	Worthan	Speaker	
		Grassley	

The nays were, none.

Absent or not voting, 5:

Gaines
Williams

Landon

Nielsen

Paustian

Amendment H-1268A, to amendment H-1240, was adopted.

Wheeler of Sioux moved the adoption of amendment H-1268B, to amendment H-1240.

Roll call was requested by Smith of Black Hawk and Donahue of Linn.

On the question "Shall amendment H-1268B, to amendment H-1240, be adopted?" (H.F. 813)

The ayes were, 60:

Andrews	Bacon	Baxter	Bennett
Bergan	Best	Bloomingtondale	Boden
Bossmann	Bradley	Brink	Bush
Cisneros	Deyoe	Dolecheck	Fisher
Fry	Gerhold	Gobble	Graber
Gustafson	Hansen	Hein	Hite
Holt	Ingels	Isenhardt	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Latham	Lohse	Lundgren
Maxwell	McClintock	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Nordman
Osmundson	Salmon	Sexton	Shipley
Sieck	Siegrist	Sorensen	Stone
Thompson	Thorup	Westrich	Wheeler
Wills	Windschitl	Worthan	Speaker
			Grassley

The nays were, 35:

Abdul-Samad	Anderson	Bohannon	Breckenridge
Brown-Powers	Cahill	Cohoon	Donahue
Ehlert	Forbes	Gjerde	Hall
Hunter	Jacoby	James	Judge
Konfrst	Kressig	Kurth	Mascher
McConkey	Meyer, B.	Oldson	Olson
Prichard	Running-Marquardt	Smith	Staed
Steckman	Sunde	Thede	Wessel-Kroeschell
Wilburn	Winckler	Wolfe	

Absent or not voting, 5:

Gaines	Landon	Nielsen	Paustian
Williams			

Amendment H-1268B, to amendment H-1240, was adopted.

Winckler of Scott asked and received unanimous consent to withdraw amendment H-1273, to amendment H-1240, filed by her from the floor.

Winckler of Scott offered amendment H-1267, to amendment H-1240, filed by her from the floor and moved its adoption.

Roll call was requested by Winckler of Scott and Donahue of Linn.

On the question "Shall amendment H-1267, to amendment H-1240, be adopted?" (H.F. 813)

The ayes were, 38:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hall	Hunter	Ingels	Isenhardt
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Mascher	McConkey
Meyer, B.	Oldson	Olson	Prichard
Running-Marquardt	Smith	Staed	Steckman
Sunde	Thede	Wessel-Kroeschell	Wilburn
Winckler	Wolfe		

The nays were, 57:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Graber	Gustafson
Hansen	Hein	Hite	Holt
Jacobsen	Jeneary	Jones	Kaufmann
Kerr	Klein	Latham	Lohse
Lundgren	Maxwell	McClintock	Meyer, A.
Mitchell	Mohr	Mommsen	Moore
Nordman	Osmundson	Salmon	Sexton
Shipley	Sieck	Siegrist	Sorensen
Stone	Thompson	Thorup	Westrich
Wheeler	Wills	Windschitl	Worthan
Speaker			
Grassley			

Absent or not voting, 5:

Gaines
Williams

Landon

Nielsen

Paustian

Amendment H–1267, to amendment H–1240, lost.

Cahill of Marshall offered amendment H–1280, to amendment H–1240, filed by her from the floor and moved its adoption.

Amendment H–1280, to amendment H–1240, lost.

Donahue of Linn offered amendment H–1262, to amendment H–1240, filed by Winckler of Scott and moved its adoption.

Roll call was requested by Donahue of Linn and Abdul-Samad of Polk.

On the question "Shall amendment H–1262, to amendment H–1240, be adopted?" (H.F. 813)

The ayes were, 38:

Abdul-Samad	Anderson	Bennett	Bohannan
Breckenridge	Brown-Powers	Cahill	Cphoon
Donahue	Ehlert	Forbes	Gjerde
Hall	Hansen	Hunter	Isenhardt
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Mascher	McConkey
Meyer, B.	Oldson	Olson	Prichard
Running-Marquardt	Smith	Staed	Steckman
Sunde	Thede	Wessel-Kroeschell	Wilburn
Winckler	Wolfe		

The nays were, 57:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossmann
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Graber	Gustafson
Hein	Hite	Holt	Ingels
Jacobsen	Jeneary	Jones	Kaufmann
Kerr	Klein	Latham	Lohse
Lundgren	Maxwell	McClintock	Meyer, A.
Mitchell	Mohr	Mommsen	Moore
Nordman	Osmundson	Salmon	Sexton
Shipley	Sieck	Siegrist	Sorensen
Stone	Thompson	Thorup	Westrich

Wheeler
Speaker
Grassley

Wills

Windschitl

Worthan

Absent or not voting, 5:

Gaines
Williams

Landon

Nielsen

Paustian

Amendment H-1262, to amendment H-1240, lost.

Ingels of Fayette offered amendment H-1271, to amendment H-1240, filed by him from the floor and moved its adoption.

Amendment H-1271, to amendment H-1240, was adopted.

Konfrst of Polk rose on a point of order under Rule 10, decorum in debate.

The Speaker resolved the point of order.

Hunter of Polk rose on a point of order under Rule 10, decorum in debate.

The Speaker resolved the point of order.

Smith of Black Hawk rose on a point of order that amendment H-1240, as amended, was not germane.

The Speaker ruled the point well taken and amendment H-1240, as amended, not germane.

Wheeler of Sioux asked for unanimous consent to suspend the rules to consider amendment H-1240, as amended.

Objection was raised.

Wheeler of Sioux moved to suspend the rules to consider amendment H-1240, as amended.

Roll call was requested by Smith of Black Hawk and Konfrst of Polk.

On the question "Shall the rules be suspended to consider amendment H-1240, as amended?" (H.F. 813)

The ayes were, 57:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Grabner	Gustafson
Hein	Hite	Holt	Ingels
Jacobsen	Jeneary	Jones	Kaufmann
Kerr	Klein	Latham	Lohse
Lundgren	Maxwell	McClintock	Meyer, A.
Mitchell	Mohr	Mommsen	Moore
Nordman	Osmundson	Salmon	Sexton
Shipley	Sieck	Siegrist	Sorensen
Stone	Thompson	Thorup	Westrich
Wheeler	Wills	Windschitl	Worthan
Speaker			
Grassley			

The nays were, 38:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohon
Donahue	Ehlert	Forbes	Gjerde
Hall	Hansen	Hunter	Isenhardt
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Mascher	McConkey
Meyer, B.	Oldson	Olson	Prichard
Running-Marquardt	Smith	Staed	Steckman
Sunde	Thede	Wessel-Kroeschell	Wilburn
Winckler	Wolfe		

Absent or not voting, 5:

Gaines	Landon	Nielsen	Paustian
Williams			

The motion to suspend the rules prevailed.

Wheeler of Sioux moved the adoption of amendment H-1240, as amended.

Amendment H-1240, as amended, was adopted, placing out of order amendment H-1241 filed by Mascher of Johnson on March 22, 2021.

Winckler of Scott offered amendment H-1256 filed by her and moved its adoption.

Roll call was requested by Winckler of Scott and Donahue of Linn.

On the question "Shall amendment H-1256 be adopted?" (H.F. 813)

The ayes were, 39:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hall	Hansen	Hunter	Ingels
Isenhardt	Jacoby	James	Judge
Konfrst	Kressig	Kurth	Mascher
McConkey	Meyer, B.	Oldson	Olson
Prichard	Running-Marquardt	Smith	Staed
Steckman	Sunde	Thede	Wessel-Kroeschell
Wilburn	Winckler	Wolfe	

The nays were, 56:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingdale	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Grabner	Gustafson
Hein	Hite	Holt	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Latham	Lohse	Lundgren
Maxwell	McClintock	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Nordman
Osmundson	Salmon	Sexton	Shipley
Sieck	Siegrist	Sorensen	Stone
Thompson	Thorup	Westrich	Wheeler
Wills	Windschitl	Worthan	Speaker
			Grassley

Absent or not voting, 5:

Gaines	Landon	Nielsen	Paustian
Williams			

Amendment H-1256 lost.

Winckler of Scott offered amendment H-1243 filed by her.

RULE 32 INVOKED

Hall of Woodbury rose on a point of order to invoke Rule 32 to refer House File 813 to the committee on Appropriations.

Windschitl of Harrison asked and received unanimous consent that House File 813 be deferred.

Windschitl of Harrison moved to suspend Rule 75, voting after midnight.

A non-record roll call was requested.

The ayes were 54, nays 35.

The motion prevailed.

RULE 57 SUSPENDED

Windschitl of Harrison asked and received unanimous consent to suspend Rule 57, relating to committee notice and agenda, for a meeting of the committee on Appropriations to meet immediately.

On motion by Windschitl of Harrison, the House was recessed at 11:02 p.m., until the conclusion of the committee on Appropriations.

EVENING SESSION

The House reconvened at 11:50 p.m., Speaker Grassley in the chair.

TIME CERTAIN INVOKED

Rule 67

Windschitl of Harrison moved that a time certain be set for the close of debate and that the House act on the following question and all amendments filed to the question no later than 12:15 a.m. on Thursday, March 25, 2021, and then immediately proceed to closing remarks and final passage of House File 813.

Roll call was requested by Prichard of Floyd and Staed of Linn.

On the question "Shall time certain be set?" (H.F. 813)

The ayes were, 57:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Graber	Gustafson
Hein	Hite	Holt	Ingels

Jacobsen	Jeneary	Jones	Kaufmann
Kerr	Klein	Latham	Lohse
Lundgren	Maxwell	McClintock	Meyer, A.
Mitchell	Mohr	Mommsen	Moore
Nordman	Osmundson	Salmon	Sexton
Shipley	Sieck	Siegrist	Sorensen
Stone	Thompson	Thorup	Westrich
Wheeler	Wills	Windschitl	Worthan
Speaker			
Grassley			

The nays were, 38:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hall	Hansen	Hunter	Isenhardt
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Mascher	McConkey
Meyer, B.	Oldson	Olson	Prichard
Running-Marquardt	Smith	Staed	Steckman
Sunde	Thede	Wessel-Kroeschell	Wilburn
Winckler	Wolfe		

Absent or not voting, 5:

Gaines	Landon	Nielsen	Paustian
Williams			

The motion prevailed.

Windschitl of Harrison moved that Rule 61 be suspended.

Roll call was requested by Hall of Woodbury and Konfrst of Polk.

On the question "Shall Rule 61 be suspended?" (H.F. 813)

The ayes were, 57:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingdale	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Grabner	Gustafson
Hein	Hite	Holt	Ingels
Jacobsen	Jeneary	Jones	Kaufmann
Kerr	Klein	Latham	Lohse
Lundgren	Maxwell	McClintock	Meyer, A.
Mitchell	Mohr	Mommsen	Moore
Nordman	Osmundson	Salmon	Sexton

Shipley	Sieck	Siegrist	Sorensen
Stone	Thompson	Thorup	Westrich
Wheeler	Wills	Windschitl	Worthan
Speaker			
Grassley			

The nays were, 38:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hall	Hansen	Hunter	Isenhart
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Mascher	McConkey
Meyer, B.	Oldson	Olson	Prichard
Running-Marquardt	Smith	Staed	Steckman
Sunde	Thede	Wessel-Kroeschell	Wilburn
Winckler	Wolfe		

Absent or not voting, 5:

Gaines	Landon	Nielsen	Paustian
Williams			

The motion prevailed.

Windschitl of Harrison asked for the immediate consideration of House File 813, previously deferred.

Roll call was requested by Prichard of Floyd and Konfrst of Polk.

On the question "Shall House File 813 be taken up for consideration?"

The ayes were, 57:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Grabner	Gustafson
Hein	Hite	Holt	Ingels
Jacobsen	Jeneary	Jones	Kaufmann
Kerr	Klein	Latham	Lohse
Lundgren	Maxwell	McClintock	Meyer, A.
Mitchell	Mohr	Mommsen	Moore
Nordman	Osmundson	Salmon	Sexton
Shipley	Sieck	Siegrist	Sorensen
Stone	Thompson	Thorup	Westrich

Wheeler
Speaker
Grassley

Wills

Windschitl

Worthan

The nays were, 38:

Abdul-Samad
Breckenridge
Donahue
Hall
Jacoby
Kressig
Meyer, B.
Running-Marquardt
Sunde
Winckler

Anderson
Brown-Powers
Ehlert
Hansen
James
Kurth
Oldson
Smith
Thede
Wolfe

Bennett
Cahill
Forbes
Hunter
Judge
Mascher
Olson
Staed
Wessel-Kroeschell

Bohannon
Cohon
Gjerde
Isenhardt
Konfrst
McConkey
Prichard
Steckman
Wilburn

Absent or not voting, 5:

Gaines
Williams

Landon

Nielsen

Paustian

The motion prevailed.

CONSIDERATION OF BILL Appropriations Calendar

House File 813, a bill for an act modifying and establishing charter school programs, previously deferred, was taken up for consideration. (amendment H-1243 pending)

Holt of Crawford rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point well taken.

Kressig of Black Hawk rose on a point of order under Rule 10, decorum in debate.

The Speaker resolved the point of order.

Winckler of Scott moved the adoption of amendment H-1243.

Roll call was requested by Winckler of Scott and Donahue of Linn.

On the question "Shall amendment H-1243 be adopted?" (H.F. 813)

The ayes were, 37:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hall	Hansen	Hunter	Isenhardt
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Mascher	McConkey
Meyer, B.	Oldson	Olson	Prichard
Running-Marquardt	Smith	Staed	Steckman
Sunde	Thede	Wessel-Kroeschell	Wilburn
Wolfe			

The nays were, 58:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Graber	Gustafson
Hein	Hite	Holt	Ingels
Jacobsen	Jeneary	Jones	Kaufmann
Kerr	Klein	Latham	Lohse
Lundgren	Maxwell	McClintock	Meyer, A.
Mitchell	Mohr	Mommsen	Moore
Nordman	Osmundson	Salmon	Sexton
Shipley	Sieck	Siegrist	Sorensen
Stone	Thompson	Thorup	Westrich
Wheeler	Wills	Winckler	Windschitl
Worthan	Speaker		
	Grassley		

Absent or not voting, 5:

Gaines	Landon	Nielsen	Paustian
Williams			

Amendment H-1243 lost.

Smith of Black Hawk offered amendment H-1252 filed by him.

Smith of Black Hawk offered amendment H-1277, to amendment H-1252, filed by him from the floor and moved its adoption.

Roll call was requested by Smith of Black Hawk and Kressig of Black Hawk.

On the question "Shall amendment H-1277, to amendment H-1252, be adopted?" (H.F. 813)

The ayes were, 39:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hall	Hansen	Hunter	Isenhardt
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Lohse	Mascher
McConkey	Meyer, B.	Oldson	Olson
Prichard	Running-Marquardt	Smith	Staed
Steckman	Sunde	Thede	Wessel-Kroeschell
Wilburn	Winckler	Wolfe	

The nays were, 56:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Graber	Gustafson
Hein	Hite	Holt	Ingels
Jacobsen	Jeneary	Jones	Kaufmann
Kerr	Klein	Latham	Lundgren
Maxwell	McClintock	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Nordman
Osmundson	Salmon	Sexton	Shipley
Sieck	Siegrist	Sorensen	Stone
Thompson	Thorup	Westrich	Wheeler
Wills	Windschitl	Worthan	Speaker
			Grassley

Absent or not voting, 5:

Gaines	Landon	Nielsen	Paustian
Williams			

Amendment H-1277, to amendment H-1252, lost.

The Speaker announced that time certain having come to pass, the House will proceed immediately to final passage of each question.

Smith of Black Hawk moved the adoption of amendment H-1252.

Roll call was requested by Prichard of Floyd and Smith of Black Hawk.

On the question "Shall amendment H-1252 be adopted?" (H.F. 813)

The ayes were, 38:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon

Donahue	Ehlert	Forbes	Gjerde
Hall	Hansen	Hunter	Isenhart
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Mascher	McConkey
Meyer, B.	Oldson	Olson	Prichard
Running-Marquardt	Smith	Staed	Steckman
Sunde	Thede	Wessel-Kroeschell	Wilburn
Winckler	Wolfe		

The nays were, 57:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossmann
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Graber	Gustafson
Hein	Hite	Holt	Ingels
Jacobsen	Jeneary	Jones	Kaufmann
Kerr	Klein	Latham	Lohse
Lundgren	Maxwell	McClintock	Meyer, A.
Mitchell	Mohr	Mommsen	Moore
Nordman	Osmundson	Salmon	Sexton
Shipley	Sieck	Siegrist	Sorensen
Stone	Thompson	Thorup	Westrich
Wheeler	Wills	Windschitl	Worthan
Speaker			
Grassley			

Absent or not voting, 5:

Gaines	Landon	Nielsen	Paustian
Williams			

Amendment H-1252 lost.

Gobble of Polk asked and received unanimous consent to withdraw amendment H-1236 filed by him on March 22, 2021, placing out of order amendment H-1246, to amendment H-1236, filed by him on March 23, 2021.

Mascher of Johnson offered amendment H-1253 filed by her and moved its adoption.

Roll call was requested by Prichard of Floyd and Smith of Black Hawk.

On the question "Shall amendment H-1253 be adopted?" (H.F. 813)

The ayes were, 38:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hall	Hansen	Hunter	Isenhardt
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Mascher	McConkey
Meyer, B.	Oldson	Olson	Prichard
Running-Marquardt	Smith	Staed	Steckman
Sunde	Thede	Wessel-Kroeschell	Wilburn
Winckler	Wolfe		

The nays were, 57:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingdale	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Graber	Gustafson
Hein	Hite	Holt	Ingels
Jacobsen	Jeneary	Jones	Kaufmann
Kerr	Klein	Latham	Lohse
Lundgren	Maxwell	McClintock	Meyer, A.
Mitchell	Mohr	Mommsen	Moore
Nordman	Osmundson	Salmon	Sexton
Shipley	Sieck	Siegrist	Sorensen
Stone	Thompson	Thorup	Westrich
Wheeler	Wills	Windschitl	Worthan
Speaker			
Grassley			

Absent or not voting, 5:

Gaines	Landon	Nielsen	Paustian
Williams			

Amendment H-1253 lost.

Gobble of Polk offered amendment H-1255 filed by him and moved its adoption.

Roll call was requested by Prichard of Floyd and Smith of Black Hawk.

On the question "Shall amendment H-1255 be adopted?" (H.F. 813)

The ayes were, 94:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	James	Jeneary	Jones
Judge	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Latham
Lohse	Lundgren	Mascher	Maxwell
McClintock	McConkey	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nordman	Oldson	Olson	Osmundson
Prichard	Running-Marquardt	Salmon	Sexton
Shipley	Sieck	Siegrist	Smith
Sorensen	Staed	Steckman	Stone
Sunde	Thede	Thompson	Thorup
Wessel-Kroeschell	Westrich	Wheeler	Wilburn
Wills	Winckler	Windschitl	Wolfe
Worthan	Speaker		
	Grassley		

The nays were, 1:

Jacoby

Absent or not voting, 5:

Gaines	Landon	Nielsen	Paustian
Williams			

Amendment H-1255 was adopted.

Ehlert of Linn offered amendment H-1259 filed by her and moved its adoption.

Roll call was requested by Prichard of Floyd and Smith of Black Hawk.

On the question "Shall amendment H-1259 be adopted?" (H.F. 813)

The ayes were, 38:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hall	Hansen	Hunter	Isenhardt
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Mascher	McConkey
Meyer, B.	Oldson	Olson	Prichard
Running-Marquardt	Smith	Staed	Steckman
Sunde	Thede	Wessel-Kroeschell	Wilburn
Winckler	Wolfe		

The nays were, 57:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingdale	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Graber	Gustafson
Hein	Hite	Holt	Ingels
Jacobsen	Jeneary	Jones	Kaufmann
Kerr	Klein	Latham	Lohse
Lundgren	Maxwell	McClintock	Meyer, A.
Mitchell	Mohr	Mommsen	Moore
Nordman	Osmundson	Salmon	Sexton
Shipley	Sieck	Siegrist	Sorensen
Stone	Thompson	Thorup	Westrich
Wheeler	Wills	Windschitl	Worthan
Speaker Grassley			

Absent or not voting, 5:

Gaines	Landon	Nielsen	Paustian
Williams			

Amendment H-1259 lost.

Donahue of Linn offered amendment H-1264 filed by her and moved its adoption.

Roll call was requested by Prichard of Floyd and Smith of Black Hawk.

On the question "Shall amendment H-1264 be adopted?" (H.F. 813)

The ayes were, 39:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hall	Hansen	Hunter	Isenhardt
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Mascher	McConkey
Meyer, B.	Oldson	Olson	Prichard
Running-Marquardt	Smith	Staed	Steckman
Sunde	Thede	Thorup	Wessel-Kroeschell
Wilburn	Winckler	Wolfe	

The nays were, 56:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingdale	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Graber	Gustafson
Hein	Hite	Holt	Ingels
Jacobsen	Jeneary	Jones	Kaufmann
Kerr	Klein	Latham	Lohse
Lundgren	Maxwell	McClintock	Meyer, A.
Mitchell	Mohr	Mommsen	Moore
Nordman	Osmundson	Salmon	Sexton
Shipley	Sieck	Siegrist	Sorensen
Stone	Thompson	Westrich	Wheeler
Wills	Windschitl	Worthan	Speaker
			Grassley

Absent or not voting, 5:

Gaines	Landon	Nielsen	Paustian
Williams			

Amendment H-1264 lost.

Winckler of Scott offered amendment H-1265 filed by her and moved its adoption.

Roll call was requested by Prichard of Floyd and Smith of Black Hawk.

On the question "Shall amendment H-1265 be adopted?" (H.F. 813)

The ayes were, 39:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hall	Hansen	Hunter	Isenhardt
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Mascher	McConkey
Meyer, B.	Oldson	Olson	Prichard
Running-Marquardt	Smith	Staed	Steckman
Sunde	Thede	Thorup	Wessel-Kroeschell
Wilburn	Winckler	Wolfe	

The nays were, 56:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingdale	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Graber	Gustafson
Hein	Hite	Holt	Ingels
Jacobsen	Jeneary	Jones	Kaufmann
Kerr	Klein	Latham	Lohse
Lundgren	Maxwell	McClintock	Meyer, A.
Mitchell	Mohr	Mommsen	Moore
Nordman	Osmundson	Salmon	Sexton
Shipley	Sieck	Siegrist	Sorensen
Stone	Thompson	Westrich	Wheeler
Wills	Windschitl	Worthan	Speaker
			Grassley

Absent or not voting, 5:

Gaines	Landon	Nielsen	Paustian
Williams			

Amendment H-1265 lost.

Cahill of Marshall offered amendment H-1250 filed by her and moved its adoption.

Roll call was requested by Prichard of Floyd and Smith of Black Hawk.

On the question "Shall amendment H-1250 be adopted?" (H.F. 813)

The ayes were, 39:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hall	Hansen	Hunter	Isenhardt
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Mascher	McConkey
Meyer, B.	Oldson	Olson	Prichard
Running-Marquardt	Smith	Staed	Steckman
Sunde	Thede	Thorup	Wessel-Kroeschell
Wilburn	Winckler	Wolfe	

The nays were, 56:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingdale	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Graber	Gustafson
Hein	Hite	Holt	Ingels
Jacobsen	Jeneary	Jones	Kaufmann
Kerr	Klein	Latham	Lohse
Lundgren	Maxwell	McClintock	Meyer, A.
Mitchell	Mohr	Mommsen	Moore
Nordman	Osmundson	Salmon	Sexton
Shipley	Sieck	Siegrist	Sorensen
Stone	Thompson	Westrich	Wheeler
Wills	Windschitl	Worthan	Speaker
			Grassley

Absent or not voting, 5:

Gaines	Landon	Nielsen	Paustian
Williams			

Amendment H–1250 lost.

Donahue of Linn offered amendment H–1251 filed by her and moved its adoption.

Roll call was requested by Prichard of Floyd and Smith of Black Hawk.

On the question "Shall amendment H–1251 be adopted?" (H.F. 813)

The ayes were, 39:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hall	Hansen	Hunter	Isenhardt
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Mascher	McConkey
Meyer, B.	Oldson	Olson	Prichard
Running-Marquardt	Smith	Staed	Steckman
Sunde	Thede	Thorup	Wessel-Kroeschell
Wilburn	Winckler	Wolfe	

The nays were, 56:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingdale	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Graber	Gustafson
Hein	Hite	Holt	Ingels
Jacobsen	Jeneary	Jones	Kaufmann
Kerr	Klein	Latham	Lohse
Lundgren	Maxwell	McClintock	Meyer, A.
Mitchell	Mohr	Mommsen	Moore
Nordman	Osmundson	Salmon	Sexton
Shipley	Sieck	Siegrist	Sorensen
Stone	Thompson	Westrich	Wheeler
Wills	Windschitl	Worthan	Speaker
			Grassley

Absent or not voting, 5:

Gaines	Landon	Nielsen	Paustian
Williams			

Amendment H-1251 lost.

Smith of Black Hawk offered amendment H-1261 filed by him and moved its adoption.

Roll call was requested by Prichard of Floyd and Smith of Black Hawk.

On the question "Shall amendment H-1261 be adopted?" (H.F. 813)

The ayes were, 38:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hall	Hansen	Hunter	Isenhardt
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Mascher	McConkey
Meyer, B.	Oldson	Olson	Prichard
Running-Marquardt	Smith	Staed	Steckman
Sunde	Thede	Wessel-Kroeschell	Wilburn
Winckler	Wolfe		

The nays were, 57:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Graber	Gustafson
Hein	Hite	Holt	Ingels
Jacobsen	Jeneary	Jones	Kaufmann
Kerr	Klein	Latham	Lohse
Lundgren	Maxwell	McClintock	Meyer, A.
Mitchell	Mohr	Mommsen	Moore
Nordman	Osmundson	Salmon	Sexton
Shipley	Sieck	Siegrist	Sorensen
Stone	Thompson	Thorup	Westrich
Wheeler	Wills	Windschitl	Worthan
Speaker			
Grassley			

Absent or not voting, 5:

Gaines	Landon	Nielsen	Paustian
Williams			

Amendment H-1261 lost.

Winckler of Scott offered amendment H-1260 filed by her and moved its adoption.

Roll call was requested by Prichard of Floyd and Smith of Black Hawk.

On the question "Shall amendment H-1260 be adopted?" (H.F. 813)

The ayes were, 39:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hall	Hansen	Hunter	Isenhardt
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Mascher	McConkey
Meyer, B.	Oldson	Olson	Prichard
Running-Marquardt	Smith	Staed	Steckman
Sunde	Thede	Thorup	Wessel-Kroeschell
Wilburn	Winckler	Wolfe	

The nays were, 56:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingdale	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Graber	Gustafson
Hein	Hite	Holt	Ingels
Jacobsen	Jeneary	Jones	Kaufmann
Kerr	Klein	Latham	Lohse
Lundgren	Maxwell	McClintock	Meyer, A.
Mitchell	Mohr	Mommsen	Moore
Nordman	Osmundson	Salmon	Sexton
Shipley	Sieck	Siegrist	Sorensen
Stone	Thompson	Westrich	Wheeler
Wills	Windschitl	Worthan	Speaker
			Grassley

Absent or not voting, 5:

Gaines	Landon	Nielsen	Paustian
Williams			

Amendment H-1260 lost.

Steckman of Cerro Gordo offered amendment H-1263 filed by her and moved its adoption.

Roll call was requested by Prichard of Floyd and Smith of Black Hawk.

On the question "Shall amendment H-1263 be adopted?" (H.F. 813)

The ayes were, 39:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hall	Hansen	Hunter	Ingels
Isenhardt	Jacoby	James	Judge
Konfrst	Kressig	Kurth	Mascher
McConkey	Meyer, B.	Oldson	Olson
Prichard	Running-Marquardt	Smith	Staed
Steckman	Sunde	Thede	Wessel-Kroeschell
Wilburn	Winckler	Wolfe	

The nays were, 56:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Graber	Gustafson
Hein	Hite	Holt	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Latham	Lohse	Lundgren
Maxwell	McClintock	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Nordman
Osmundson	Salmon	Sexton	Shipley
Sieck	Siegrist	Sorensen	Stone
Thompson	Thorup	Westrich	Wheeler
Wills	Windschitl	Worthan	Speaker
			Grassley

Absent or not voting, 5:

Gaines	Landon	Nielsen	Paustian
Williams			

Amendment H-1263 lost.

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. 813)

The ayes were, 55:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry

Gerhold	Gobble	Graber	Gustafson
Hein	Hite	Holt	Ingels
Jacobsen	Jeneary	Jones	Kaufmann
Kerr	Klein	Latham	Lundgren
Maxwell	McClintock	Meyer, A.	Mitchell
Mommsen	Moore	Nordman	Osmundson
Salmon	Sexton	Shipley	Sieck
Siegrist	Sorensen	Stone	Thompson
Thorup	Westrich	Wheeler	Wills
Windschitl	Worthan	Speaker Grassley	

The nays were, 40:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hall	Hansen	Hunter	Isenhardt
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Lohse	Mascher
McConkey	Meyer, B.	Mohr	Oldson
Olson	Prichard	Running-Marquardt	Smith
Staed	Steckman	Sunde	Thede
Wessel-Kroeschell	Wilburn	Winckler	Wolfe

Absent or not voting, 5:

Gaines	Landon	Nielsen	Paustian
Williams			

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Gaines of Polk	Landon of Polk
Nielsen of Johnson	Paustian of Scott
Williams of Black Hawk	

IMMEDIATE MESSAGES

Windschitl of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Joint Resolution 11, House Files 694, 735, 736, 768, 781, 798, 813, 818, 838 and 839.**

HOUSE FILES WITHDRAWN

Windschitl of Harrison asked and received unanimous consent to withdraw House Files 94, 115, 258, 484 and 502 from further consideration by the House.

INTRODUCTION OF BILLS

House File 852, by committee on Appropriations, a bill for an act relating to the reimbursement of resident physician medical liability insurance premiums to certain hospitals and affiliated nonprofit organizations.

Read first time and placed on the **Appropriations calendar**.

House File 853, 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 854, by committee on Ways and Means, a bill for an act providing for delinquency fees for executive branch agencies for untimely rulemaking in certain circumstances and including effective date and retroactive applicability provisions.

Read first time and placed on the **Ways and Means calendar**.

EXPLANATION OF VOTE

On March 24, 2021, I inadvertently voted “aye” on amendment H–1242 (H.F. 813), I meant to vote “nay”.

Latham of Franklin

SUBCOMMITTEE ASSIGNMENTS

Senate File 234

Transportation: Cisneros, Chair; Hansen and Mommsen.

Senate File 336

Human Resources: Bacon, Chair; Forbes and Osmundson.

Senate File 463

Human Resources: Lundgren, Chair; Bacon and Brown-Powers.

Senate File 468

Commerce: Lundgren, Chair; Cisneros and McConkey.

Senate File 476

Public Safety: Holt, Chair; Steckman and Worthan.

Senate File 487

State Government: Bloomingdale, Chair; Nordman and Wolfe.

Senate File 529

Human Resources: Jeneary, Chair; Andrews and Sunde.

Senate File 551

Transportation: Worthan, Chair; Bradley and Cohoon.

Senate File 567

Commerce: Nordman, Chair; Andrews and B. Meyer.

Senate Concurrent Resolution 6

Administration and Rules: Wills, Chair; McConkey and Sexton.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

MEGHAN NELSON
Chief Clerk of the House

COMMITTEE ON APPROPRIATIONS

House File 813, a bill for an act modifying and establishing charter school programs and making appropriations.

Fiscal Note: **No**

Recommendation: **Do Pass** March 24, 2021.

Committee Bill (Formerly House File 763), relating to the reimbursement of resident physician medical liability insurance premiums to certain hospitals and affiliated nonprofit organizations.

Fiscal Note: **No**

Recommendation: **Do Pass** March 24, 2021.

COMMITTEE ON PUBLIC SAFETY

Senate File 387, a bill for an act relating to courses of study and training programs of the Iowa law enforcement academy and veterans educational assistance benefits, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 24, 2021.

Senate File 476, a bill for an act relating to qualified immunity, the peace officer, public safety, and emergency personnel bill of rights, uniform commercial code filings, and protected information of law enforcement officers and state or federal judicial officers and prosecutors, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 24, 2021.

COMMITTEE ON STATE GOVERNMENT

Senate File 184, a bill for an act repealing the state interagency Missouri river authority.

Fiscal Note: **No**

Recommendation: **Do Pass** March 22, 2021.

Senate File 354, a bill for an act relating to continuing education requirements for persons holding certain professional and occupational licenses.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H-1288** March 24, 2021.

Senate File 424, a bill for an act relating to the licensure of persons completing an apprenticeship, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H-1289** March 24, 2021.

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House File 723), 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.

Fiscal Note: **No**

Recommendation: **Do Pass** March 24, 2021.

Committee Bill (Formerly House File 809), providing for delinquency fees for executive branch agencies for untimely rulemaking in certain circumstances and including effective date and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 24, 2021.

Committee Bill (Formerly House File 826), relating to snowmobile user permits and registration fees.

Fiscal Note: **No**

Recommendation: **Do Pass** March 24, 2021.

RESOLUTION FILED

H.R. 11, by Gaines and Thede, a resolution designating October 13, annually, as Metastatic Breast Cancer Awareness Day.

Laid over under **Rule 25**.

AMENDMENTS FILED

H-1266	H.F.	813	Winckler of Scott
H-1267	H.F.	813	Winckler of Scott
H-1268	H.F.	813	Wheeler of Sioux
H-1269	H.F.	798	Jones of Clay
H-1270	H.F.	847	Salmon of Black Hawk
			Cisneros of Muscatine
			Jacobsen of Pottawattamie
H-1271	H.F.	813	Ingels of Fayette
H-1272	H.F.	813	Ingels of Fayette
H-1273	H.F.	813	Winckler of Scott
H-1274	H.F.	813	Smith of Black Hawk
H-1275	H.F.	813	Mascher of Johnson

H-1276	H.F.	813	Winckler of Scott
H-1277	H.F.	813	Smith of Black Hawk
H-1278	H.F.	813	Cahill of Marshall
H-1279	H.F.	813	Donahue of Linn
H-1280	H.F.	813	Cahill of Marshall
H-1281	H.F.	827	Maxwell of Poweshiek
H-1282	S.F.	578	Maxwell of Poweshiek
H-1283	H.F.	813	Mascher of Johnson
H-1284	S.F.	541	Shipley of Van Buren
H-1285	H.F.	724	Lohse of Polk
H-1286	H.F.	820	Hite of Mahaska
H-1287	H.F.	819	Lohse of Polk
H-1288	S.F.	354	Committee on State Government
H-1289	S.F.	424	Committee on State Government
H-1290	H.F.	847	Dolecheck of Ringgold
H-1291	H.F.	847	Hite of Mahaska
H-1292	H.F.	847	Hite of Mahaska
H-1293	S.F.	578	Maxwell of Poweshiek
H-1294	H.F.	803	Bush of Cherokee
H-1295	H.F.	837	Maxwell of Poweshiek
H-1296	H.F.	847	Jacoby of Johnson
H-1297	H.F.	847	Winckler of Scott
H-1298	H.F.	847	Winckler of Scott

On motion by Windschitl of Harrison, the House adjourned at 12:52 a.m., until 9:00 a.m., Thursday, March 25, 2021.

JOURNAL OF THE HOUSE

Seventy-fourth Calendar Day - Forty-eighth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, March 25, 2021

The House met pursuant to adjournment at 9:01 a.m., Wills of Dickinson in the chair.

Prayer was offered by Shipley of Van Buren.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Abbey Welden, Page from Marshalltown.

The Journal of Wednesday, March 24, 2021, was approved.

INTRODUCTION OF BILL

House File 855, 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 placed on the **Ways and Means calendar**.

The House stood at ease at 9:03 a.m., until the fall of the gavel.

The House resumed session at 12:37 p.m., Wills of Dickinson in the chair.

CONSIDERATION OF BILLS

Regular Calendar

House File 831, a bill for an act relating to the expungement of convictions for certain nonviolent class “D” felonies, and related convictions, and to the definition of a conviction relating to the possession, receipt, and transportation of firearms, offensive weapons, and ammunition, was taken up for consideration.

Wolfe of Clinton offered amendment H-1258 filed by her and moved its adoption.

Amendment H-1258 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. 831)

The ayes were, 94:

Abdul-Samad	Andrews	Bacon	Baxter
Bennett	Bergan	Best	Boden
Bohannon	Bossman	Bradley	Breckenridge
Brink	Brown-Powers	Bush	Cahill
Cisneros	Cohoon	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Fry	Gerhold	Gjerde	Gobble
Graber	Grassley, Spkr.	Gustafson	Hall
Hansen	Hein	Hite	Holt
Hunter	Ingels	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Latham
Lohse	Lundgren	Mascher	Maxwell
McClintock	McConkey	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommson	Moore
Nordman	Oldson	Olson	Osmundson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Siegrist
Smith	Sorensen	Staed	Steckman
Stone	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Westrich	Wheeler
Wilburn	Winckler	Windschitl	Wolfe
Worthan	Wills,		
	Presiding		

The nays were, none.

Absent or not voting, 6:

Anderson	Bloomington	Gaines	Landon
Nielsen	Williams		

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

House File 820, a bill for an act relating to court records for residential forcible entry and detainer actions, was taken up for consideration.

Hite of Mahaska offered amendment H-1286 filed by him.

Hite of Mahaska offered amendment H-1300, to amendment H-1286, filed by him from the floor and moved its adoption.

Amendment H-1300, to amendment H-1286, was adopted.

Hite of Mahaska moved the adoption of amendment H-1286, as amended.

Amendment H-1286, 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. 820)

The ayes were, 94:

Abdul-Samad	Andrews	Bacon	Baxter
Bennett	Bergan	Best	Boden
Bohannon	Bossman	Bradley	Breckenridge
Brink	Brown-Powers	Bush	Cahill
Cisneros	Cohoon	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Fry	Gerhold	Gjerde	Gobble
Graber	Grassley, Spkr.	Gustafson	Hall
Hansen	Hein	Hite	Holt
Hunter	Ingels	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Latham
Lohse	Lundgren	Mascher	Maxwell
McClintock	McConkey	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nordman	Oldson	Olson	Osmundson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Siegrist
Smith	Sorensen	Staed	Steckman
Stone	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Westrich	Wheeler
Wilburn	Winckler	Windschitl	Wolfe
Worthan	Wills,		
	Presiding		

The nays were, none.

Absent or not voting, 6:

Anderson	Bloomington	Gaines	Landon
Nielsen	Williams		

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 607, a bill for an act excluding from the state corporate income tax certain income of public utilities furnishing water to the public, or furnishing sanitary sewage or storm water drainage disposal to the public, and including effective date and applicability provisions, was taken up for consideration.

Graber of Lee moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 607)

The ayes were, 94:

Abdul-Samad	Andrews	Bacon	Baxter
Bennett	Bergan	Best	Boden
Bohannon	Bossman	Bradley	Breckenridge
Brink	Brown-Powers	Bush	Cahill
Cisneros	Cohoon	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Fry	Gerhold	Gjerde	Gobble
Graber	Grassley, Spkr.	Gustafson	Hall
Hansen	Hein	Hite	Holt
Hunter	Ingels	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Latham
Lohse	Lundgren	Mascher	Maxwell
McClintock	McConkey	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nordman	Oldson	Olson	Osmundson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Siegrist
Smith	Sorensen	Staed	Steckman
Stone	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Westrich	Wheeler

Wilburn
Worthan

Winckler
Wills,
Presiding

Windschitl

Wolfe

The nays were, none.

Absent or not voting, 6:

Anderson
Nielsen

Bloomington
Williams

Gaines

Landon

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 837, a bill for an act relating to the use of fees collected by a county recorder or governing board of the county land record information system for processing and recording instruments, was taken up for consideration.

Maxwell of Poweshiek offered amendment H-1295 filed by him and moved its adoption.

Amendment H-1295 was adopted.

Maxwell of Poweshiek moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 837)

The ayes were, 94:

Abdul-Samad
Bennett
Bohannon
Brink
Cisneros
Donahue
Fry
Graber
Hansen
Hunter
Jacoby
Judge
Konfrst
Lohse
McClintock

Andrews
Bergan
Bossman
Brown-Powers
Cohoon
Ehlert
Gerhold
Grassley, Spkr.
Hein
Ingels
James
Kaufmann
Kressig
Lundgren
McConkey

Bacon
Best
Bradley
Bush
Deyoe
Fisher
Gjerde
Gustafson
Hite
Isenhardt
Jeneary
Kerr
Kurth
Mascher
Meyer, A.

Baxter
Boden
Breckenridge
Cahill
Dolecheck
Forbes
Gobble
Hall
Holt
Jacobsen
Jones
Klein
Latham
Maxwell
Meyer, B.

Mitchell	Mohr	Mommsen	Moore
Nordman	Oldson	Olson	Osmundson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Siegrist
Smith	Sorensen	Staed	Steckman
Stone	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Westrich	Wheeler
Wilburn	Winckler	Windschitl	Wolfe
Worthan	Wills, Presiding		

The nays were, none.

Absent or not voting, 6:

Anderson	Bloomingtondale	Gaines	Landon
Nielsen	Williams		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 842, 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. 842)

The ayes were, 94:

Abdul-Samad	Andrews	Bacon	Baxter
Bennett	Bergan	Best	Boden
Bohannan	Bossman	Bradley	Breckenridge
Brink	Brown-Powers	Bush	Cahill
Cisneros	Cphoon	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Fry	Gerhold	Gjerde	Gobble
Grabber	Grassley, Spkr.	Gustafson	Hall
Hansen	Hein	Hite	Holt
Hunter	Ingels	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Latham
Lohse	Lundgren	Mascher	Maxwell
McClintock	McConkey	Meyer, A.	Meyer, B.

Mitchell	Mohr	Mommsen	Moore
Nordman	Oldson	Olson	Osmundson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Siegrist
Smith	Sorensen	Staed	Steckman
Stone	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Westrich	Wheeler
Wilburn	Winckler	Windschitl	Wolfe
Worthan	Wills, Presiding		

The nays were, none.

Absent or not voting, 6:

Anderson	Bloomingtondale	Gaines	Landon
Nielsen	Williams		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Regular Calendar

House File 583, a bill for an act relating to private flood insurance, making penalties applicable, and including applicability and future repeal provisions, was taken up for consideration.

Mohr of Scott offered amendment H-1114 filed by him and moved its adoption.

Amendment H-1114 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. 583)

The ayes were, 94:

Abdul-Samad	Andrews	Bacon	Baxter
Bennett	Bergan	Best	Boden
Bohannon	Bossman	Bradley	Breckenridge
Brink	Brown-Powers	Bush	Cahill
Cisneros	Cohon	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Fry	Gerhold	Gjerde	Gobble

Graber	Grassley, Spkr.	Gustafson	Hall
Hansen	Hein	Hite	Holt
Hunter	Ingels	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Latham
Lohse	Lundgren	Mascher	Maxwell
McClintock	McConkey	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nordman	Oldson	Olson	Osmundson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Siegrist
Smith	Sorensen	Staed	Steckman
Stone	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Westrich	Wheeler
Wilburn	Winckler	Windschitl	Wolfe
Worthan	Wills, Presiding		

The nays were, none.

Absent or not voting, 6:

Anderson	Bloomingtondale	Gaines	Landon
Nielsen	Williams		

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

House File 819, a bill for an act relating to fundamental parental rights, was taken up for consideration.

Lohse of Polk offered amendment H-1287 filed by him.

Lohse of Polk offered amendment H-1299, to amendment H-1287, filed by him from the floor and moved its adoption.

Amendment H-1299, to amendment H-1287, was adopted.

Lohse of Polk moved the adoption of amendment H-1287, as amended.

Amendment H-1287, as amended, 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?" (H.F. 819)

The ayes were, 94:

Abdul-Samad	Andrews	Bacon	Baxter
Bennett	Bergan	Best	Boden
Bohannon	Bossman	Bradley	Breckenridge
Brink	Brown-Powers	Bush	Cahill
Cisneros	Cohoon	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Fry	Gerhold	Gjerde	Gobble
Graber	Grassley, Spkr.	Gustafson	Hall
Hansen	Hein	Hite	Holt
Hunter	Ingels	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Jones
Judge	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Latham
Lohse	Lundgren	Mascher	Maxwell
McClintock	McConkey	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommson	Moore
Nordman	Oldson	Olson	Osmundson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Siegrist
Smith	Sorensen	Staed	Steckman
Stone	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Westrich	Wheeler
Wilburn	Winckler	Windschitl	Wolfe
Worthan	Wills, Presiding		

The nays were, none.

Absent or not voting, 6:

Anderson	Bloomingtondale	Gaines	Landon
Nielsen	Williams		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 780, a bill for an act requiring the department of human services to allow certain licensed physicians to perform physical examinations required for personnel and children in child care facilities, 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. 780)

The ayes were, 80:

Abdul-Samad	Andrews	Bacon	Baxter
Bergan	Best	Boden	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cisneros	Cphoon	Deyoe
Dolecheck	Ehlert	Fisher	Forbes
Fry	Gerhold	Gobble	Graber
Grassley, Spkr.	Gustafson	Hall	Hansen
Hein	Hite	Holt	Ingels
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Jones	Judge	Kaufmann
Kerr	Klein	Kressig	Kurth
Latham	Lohse	Lundgren	Maxwell
McClintock	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Nordman	Olson
Osmundson	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Siegrist	Smith	Sorensen	Steckman
Stone	Sunde	Thede	Thompson
Thorup	Westrich	Wheeler	Winckler
Windschitl	Wolfe	Worthan	Wills,
			Presiding

The nays were, 15:

Anderson	Bennett	Bohannon	Cahill
Donahue	Gjerde	Hunter	Konfrst
Mascher	McConkey	Meyer, B.	Oldson
Staed	Wessel-Kroeschell	Wilburn	

Absent or not voting, 5:

Bloomington	Gaines	Landon	Nielsen
Williams			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 724, a bill for an act relating to the treatment of adoptive parent employees and making penalties applicable, was taken up for consideration.

Lohse of Polk offered amendment H-1285 filed by him and moved its adoption.

Amendment H-1285 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?" (H.F. 724)

The ayes were, 95:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Boden	Bohannan	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cahill	Cisneros	Cohoon	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Latham	Lohse	Lundgren	Mascher
Maxwell	McClintock	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommsen
Moore	Nordman	Oldson	Olson
Osmundson	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Siegrist	Smith	Sorensen	Staed
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Winckler	Windschitl
Wolfe	Worthan	Wills,	
		Presiding	

The nays were, none.

Absent or not voting, 5:

Bloomingtondale	Gaines	Landon	Nielsen
Williams			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 785, a bill for an act relating to amusement concessions, and including effective date and retroactive applicability provisions, was taken up for consideration.

Bossman of Woodbury offered amendment H-1247 filed by him and moved its adoption.

Amendment H-1247 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?" (H.F. 785)

The ayes were, 95:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cahill	Cisneros	Cohon	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Latham	Lohse	Lundgren	Mascher
Maxwell	McClintock	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommson
Moore	Nordman	Oldson	Olson
Osmundson	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Siegrist	Smith	Sorensen	Staed
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Winckler	Windschitl
Wolfe	Worthan	Wills,	
		Presiding	

The nays were, none.

Absent or not voting, 5:

Bloomington
Williams

Gaines

Landon

Nielsen

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

House File 835, a bill for an act relating to trusts for persons with disabilities, 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. 835)

The ayes were, 95:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cahill	Cisneros	Cohoon	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhart
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Latham	Lohse	Lundgren	Mascher
Maxwell	McClintock	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommson
Moore	Nordman	Oldson	Olson
Osmundson	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Siegrist	Smith	Sorensen	Staed
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Winckler	Windschitl
Wolfe	Worthan	Wills,	
		Presiding	

The nays were, none.

Absent or not voting, 5:

Bloomington
Williams

Gaines

Landon

Nielsen

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 847, a bill for an act relating to educational programs, funding, tax credits and deductions, open enrollment, supplementary weighting, and including effective date, applicability, and retroactive applicability provisions, was taken up for consideration.

Winckler of Scott offered amendment H-1298 filed by her.

Smith of Black Hawk offered amendment H-1301, to amendment H-1298, filed by him from the floor.

Brink of Mahaska rose on a point of order that amendment H-1301 was not germane, to amendment H-1298.

The Speaker ruled the point well taken and amendment H-1301 not germane, to amendment H-1298.

Smith of Black Hawk asked for unanimous consent to suspend the rules to consider amendment H-1301, to amendment H-1298.

Objection was raised.

Smith of Black Hawk moved to suspend the rules to consider amendment H-1301, to amendment H-1298.

Roll call was requested by Smith of Black Hawk and Hall of Woodbury.

On the question "Shall the rules be suspended to consider amendment H-1301, to amendment H-1298?" (H.F. 847)

The ayes were, 38:

Abdul-Samad
Breckenridge

Anderson
Brown-Powers

Bennett
Cahill

Bohannon
Cohoon

Donahue	Ehlert	Forbes	Gjerde
Hall	Hansen	Hunter	Isenhardt
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Mascher	McConkey
Meyer, B.	Oldson	Olson	Prichard
Running-Marquardt	Smith	Staed	Steckman
Sunde	Thede	Wessel-Kroeschell	Wilburn
Winckler	Wolfe		

The nays were, 57:

Andrews	Bacon	Baxter	Bergan
Best	Boden	Bossman	Bradley
Brink	Bush	Cisneros	Deyoe
Dolecheck	Fisher	Fry	Gerhold
Gobble	Graber	Grassley, Spkr.	Gustafson
Hein	Hite	Holt	Ingels
Jacobsen	Jeneary	Jones	Kaufmann
Kerr	Klein	Latham	Lohse
Lundgren	Maxwell	McClintock	Meyer, A.
Mitchell	Mohr	Mommsen	Moore
Nordman	Osmundson	Paustian	Salmon
Sexton	Shipley	Sieck	Siegrist
Sorensen	Stone	Thompson	Thorup
Westrich	Wheeler	Windschitl	Worthan
Wills, Presiding			

Absent or not voting, 5:

Bloomingtondale	Gaines	Landon	Nielsen
Williams			

The motion to suspend the rules lost.

Winckler of Scott moved the adoption of amendment H-1298.

Roll call was requested by Winckler of Scott and Donahue of Linn.

On the question "Shall amendment H-1298 be adopted?" (H.F. 847)

The ayes were, 38:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hall	Hansen	Hunter	Isenhardt
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Mascher	McConkey
Meyer, B.	Oldson	Olson	Prichard

Running-Marquardt	Smith	Staed	Steckman
Sunde	Thede	Wessel-Kroeschell	Wilburn
Winckler	Wolfe		

The nays were, 57:

Andrews	Bacon	Baxter	Bergan
Best	Boden	Bossman	Bradley
Brink	Bush	Cisneros	Deyoe
Dolecheck	Fisher	Fry	Gerhold
Gobble	Graber	Grassley, Spkr.	Gustafson
Hein	Hite	Holt	Ingels
Jacobsen	Jeneary	Jones	Kaufmann
Kerr	Klein	Latham	Lohse
Lundgren	Maxwell	McClintock	Meyer, A.
Mitchell	Mohr	Mommsen	Moore
Nordman	Osmundson	Paustian	Salmon
Sexton	Shipley	Sieck	Siegrist
Sorensen	Stone	Thompson	Thorup
Westrich	Wheeler	Windschitl	Worthan
Wills, Presiding			

Absent or not voting, 5:

Bloomingtondale	Gaines	Landon	Nielsen
Williams			

Amendment H-1298 lost.

Hite of Mahaska offered amendment H-1292 filed by him and moved its adoption.

Roll call was requested by Smith of Black Hawk and Donahue of Linn.

On the question "Shall amendment H-1292 be adopted?" (H.F. 847)

The ayes were, 95:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cahill	Cisneros	Cohoon	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt

Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Latham	Lohse	Lundgren	Mascher
Maxwell	McClintock	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommson
Moore	Nordman	Oldson	Olson
Osmundson	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Siegrist	Smith	Sorensen	Staed
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Winckler	Windschitl
Wolfe	Worthan	Wills, Presiding	

The nays were, none.

Absent or not voting, 5:

Bloomingtondale	Gaines	Landon	Nielsen
Williams			

Amendment H-1292 was adopted.

Winckler of Scott offered amendment H-1297 filed by her and moved its adoption.

Roll call was requested by Mascher of Johnson and Abdul-Samad of Polk.

On the question "Shall amendment H-1297 be adopted?" (H.F. 847)

The ayes were, 38:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Ehlert	Forbes	Gjerde	Hall
Hansen	Hein	Hunter	Isenhardt
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Mascher	McConkey
Meyer, B.	Oldson	Olson	Prichard
Running-Marquardt	Smith	Staed	Steckman
Sunde	Thede	Wessel-Kroeschell	Wilburn
Winckler	Wolfe		

The nays were, 56:

Andrews	Bacon	Baxter	Bergan
Best	Boden	Bossman	Bradley

Brink	Bush	Cisneros	Deyoe
Dolecheck	Fisher	Fry	Gerhold
Gobble	Graber	Grassley, Spkr.	Gustafson
Hite	Holt	Ingels	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Latham	Lohse	Lundgren
Maxwell	McClintock	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Nordman
Osmundson	Paustian	Salmon	Sexton
Shipley	Sieck	Siegrist	Sorensen
Stone	Thompson	Thorup	Westrich
Wheeler	Windschitl	Worthan	Wills,
			Presiding

Absent or not voting, 6:

Bloomingtondale	Donahue	Gaines	Landon
Nielsen	Williams		

Amendment H-1297 lost.

Jacoby of Johnson offered amendment H-1296 filed by him and moved its adoption.

Roll call was requested by Winckler of Scott and Abdul-Samad of Polk.

On the question "Shall amendment H-1296 be adopted?" (H.F. 847)

The ayes were, 38:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hall	Hansen	Hunter	Isenhardt
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Mascher	McConkey
Meyer, B.	Oldson	Olson	Prichard
Running-Marquardt	Smith	Staed	Steckman
Sunde	Thede	Wessel-Kroeschell	Wilburn
Winckler	Wolfe		

The nays were, 57:

Andrews	Bacon	Baxter	Bergan
Best	Boden	Bossman	Bradley
Brink	Bush	Cisneros	Deyoe
Dolecheck	Fisher	Fry	Gerhold
Gobble	Graber	Grassley, Spkr.	Gustafson
Hein	Hite	Holt	Ingels

Jacobsen	Jeneary	Jones	Kaufmann
Kerr	Klein	Latham	Lohse
Lundgren	Maxwell	McClintock	Meyer, A.
Mitchell	Mohr	Mommsen	Moore
Nordman	Osmundson	Paustian	Salmon
Sexton	Shipley	Sieck	Siegrist
Sorensen	Stone	Thompson	Thorup
Westrich	Wheeler	Windschitl	Worthan
Wills, Presiding			

Absent or not voting, 5:

Bloomingtondale	Gaines	Landon	Nielsen
Williams			

Amendment H-1296 lost.

Hite of Mahaska offered amendment H-1291 filed by him and moved its adoption.

Amendment H-1291 was adopted.

Dolecheck of Ringgold offered amendment H-1290 filed by him and moved its adoption.

Roll call was requested by Mascher of Johnson and Abdul-Samad of Polk.

On the question "Shall amendment H-1290 be adopted?" (H.F. 847)

The ayes were, 95:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Boden	Bohannan	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cahill	Cisneros	Cohon	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhart
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Latham	Lohse	Lundgren	Mascher
Maxwell	McClintock	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommsen

Moore	Nordman	Oldson	Olson
Osmundson	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Siegrist	Smith	Sorensen	Staed
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Winckler	Windschitl
Wolfe	Worthan	Wills,	
		Presiding	

The nays were, none.

Absent or not voting, 5:

Bloomingtondale	Gaines	Landon	Nielsen
Williams			

Amendment H-1290 was adopted.

Salmon of Black Hawk asked and received unanimous consent to withdraw amendment H-1270 filed by Salmon, et al., on March 24, 2021.

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. 847)

The ayes were, 62:

Andrews	Bacon	Baxter	Bergan
Best	Boden	Bossman	Bradley
Breckenridge	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Graber	Grassley, Spkr.
Gustafson	Hall	Hansen	Hein
Hite	Holt	Ingels	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Latham	Lohse	Lundgren
Maxwell	McClintock	Meyer, A.	Mitchell
Mohr	Mommsen	Nordman	Osmundson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Siegrist
Sorensen	Stone	Thompson	Thorup
Westrich	Wheeler	Windschitl	Wolfe
Worthan	Wills,		
	Presiding		

The nays were, 33:

Abdul-Samad	Anderson	Bennett	Bohannon
Brown-Powers	Cahill	Cohoon	Donahue
Ehlert	Forbes	Gjerde	Hunter
Isenhardt	Jacoby	James	Judge
Konfrst	Kressig	Kurth	Mascher
McConkey	Meyer, B.	Moore	Oldson
Olson	Smith	Staed	Steckman
Sunde	Thede	Wessel-Kroeschell	Wilburn
Winckler			

Absent or not voting, 5:

Bloomingtondale	Gaines	Landon	Nielsen
Williams			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Anderson of Polk	Bloomingtondale of Worth
Gaines of Polk	Landon of Polk
Nielsen of Johnson	Williams of Black Hawk

IMMEDIATE MESSAGES

Windschitl of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 583, 607, 724, 780, 785, 819, 820, 831, 835, 837, 842 and 847.**

HOUSE FILES WITHDRAWN

Windschitl of Harrison asked and received unanimous consent to withdraw House Files 57, 223, 423, 520, 545, 595, 630, 714 and 808 from further consideration by the House.

REREFERRED

The Speaker announced that Senate File 342, previously referred to committee on **Public Safety** was **passed on file.**

SUBCOMMITTEE ASSIGNMENTS

Senate File 243

Public Safety: Gobble, Chair; Sunde and Thorup.

Senate File 260

Education: Kerr, Chair; Dolecheck and Donahue.

Senate File 532

Education: Gobble, Chair; Dolecheck and Ehlert.

Senate File 568

State Government: Kaufmann, Chair; Bloomingdale and Hunter.

AMENDMENTS FILED

H-1299	H.F.	819	Lohse of Polk
H-1300	H.F.	820	Hite of Mahaska
H-1301	H.F.	847	Smith of Black Hawk
H-1302	H.F.	854	Jones of Clay
H-1303	H.F.	434	Jacobsen of Pottawattamie
H-1304	H.F.	678	Kerr of Louisa
H-1305	H.F.	434	Jacobsen of Pottawattamie
H-1306	S.F.	534	Jacobsen of Pottawattamie
H-1307	H.F.	815	Isenhart of Dubuque
H-1308	H.F.	815	Gjerde of Linn
H-1309	H.F.	815	Williams of Black Hawk
H-1310	H.F.	815	Forbes of Polk
H-1311	H.F.	815	Wessel-Kroeschell of Story
H-1312	H.F.	815	Hunter of Polk
H-1313	H.F.	815	Hunter of Polk
H-1314	H.F.	815	Prichard of Floyd
H-1315	H.F.	815	Prichard of Floyd
H-1316	H.F.	815	Donahue of Linn
H-1317	H.F.	815	Bohannon of Johnson
H-1318	H.F.	815	Hunter of Polk
H-1319	H.F.	815	James of Dubuque
H-1320	H.F.	815	Konfrst of Polk
H-1321	H.F.	815	Konfrst of Polk

H-1322	H.F.	815	Hunter of Polk
H-1323	H.F.	815	Bohannon of Johnson
H-1324	H.F.	815	Konfrst of Polk

On motion by Windschitl of Harrison, the House adjourned at 3:07 p.m., until 1:00 p.m., Monday, March 29, 2021.

JOURNAL OF THE HOUSE

Seventy-eighth Calendar Day - Forty-ninth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, March 29, 2021

The House met pursuant to adjournment at 1:00 p.m., Wills of Dickinson in the chair.

Prayer was offered by Josiah B. Oleson, Clerk for Jacobsen of Pottawattamie.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Hannah Cree, Page from Roland.

The Journal of Thursday, March 25, 2021, was approved.

The House stood at ease at 1:06 p.m., until the fall of the gavel.

The House resumed session at 3:10 p.m., Wills of Dickinson in the chair.

CONSIDERATION OF BILLS Appropriations Calendar

House File 848, a bill for an act relating to broadband service, including matters under the purview of the office of the chief information officer, the empower rural Iowa broadband grant fund, and including effective date and applicability provisions, 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. 848)

The ayes were, 94:

Abdul-Samad
Baxter
Bloomingdale
Bradley

Anderson
Bennett
Boden
Breckenridge

Andrews
Bergan
Bohannon
Brink

Bacon
Best
Bossman
Brown-Powers

Bush	Cahill	Cisneros	Cphoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommson
Moore	Nordman	Oldson	Osmundson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Siegrist
Smith	Sorensen	Staed	Steckman
Stone	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Westrich	Wheeler
Wilburn	Williams	Winckler	Windschitl
Wolfe	Wills, Presiding		

The nays were, none.

Absent or not voting, 6:

Fry	Gaines	McClintock	Nielsen
Olson	Worthan		

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 827, a bill for an act relating to the powers and duties of the department of agriculture and land stewardship, including by providing for administration, programs, and regulations, providing fees, providing penalties, and making penalties applicable, was taken up for consideration.

Maxwell of Poweshiek offered amendment H-1281 filed by him and moved its adoption.

Amendment H-1281 was adopted.

SENATE FILE 578 SUBSTITUTED FOR HOUSE FILE 827

Maxwell of Poweshiek asked and received unanimous consent to substitute Senate File 578 for House File 827.

Senate File 578, a bill for an act relating to the powers and duties of the department of agriculture and land stewardship, including by providing for administration, programs, and regulations, providing fees, providing penalties, and making penalties applicable, was taken up for consideration.

Maxwell of Poweshiek asked and received unanimous consent to withdraw amendment H-1282 filed by him on March 24, 2021.

Maxwell of Poweshiek offered amendment H-1293 filed by him and moved its adoption.

Amendment H-1293 was adopted.

Maxwell of Poweshiek moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question “Shall the bill pass?” (S.F. 578)

The ayes were, 94:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommson
Moore	Nordman	Oldson	Osmundson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Siegrist

Smith	Sorensen	Staed	Steckman
Stone	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Westrich	Wheeler
Wilburn	Williams	Winckler	Windschitl
Wolfe	Wills, Presiding		

The nays were, none.

Absent or not voting, 6:

Fry	Gaines	McClintock	Nielsen
Olson	Worthan		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 829, a bill for an act relating to motor vehicles, including the surrender or transfer of registration plates and cards to a county treasurer, documentary fees charged by motor vehicle dealers, and motor vehicle franchise obligations, was taken up for consideration.

SENATE FILE 444 SUBSTITUTED FOR HOUSE FILE 829

Maxwell of Poweshiek asked and received unanimous consent to substitute Senate File 444 for House File 829.

Senate File 444, a bill for an act relating to motor vehicles, including the surrender or transfer of registration plates and cards to a county treasurer, documentary fees charged by motor vehicle dealers, and motor vehicle franchise obligations, was taken up for consideration.

Maxwell of Poweshiek moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 444)

The ayes were, 94:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannan	Bossmann
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohon
Deyoe	Dolecheck	Donahue	Ehlert

Fisher	Forbes	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhart
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommson
Moore	Nordman	Oldson	Osmundson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Siegrist
Smith	Sorensen	Staed	Steckman
Stone	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Westrich	Wheeler
Wilburn	Williams	Winckler	Windschitl
Wolfe	Wills, Presiding		

The nays were, none.

Absent or not voting, 6:

FryGaines	McClintock	Nielsen	Olson
Worthan			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Regular Calendar

House File 743, a bill for an act providing for representation of adoptive parents by local public defenders, 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. 743)

The ayes were, 94:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon

Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhart
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommson
Moore	Nordman	Oldson	Osmundson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Siegrist
Smith	Sorensen	Staed	Steckman
Stone	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Westrich	Wheeler
Wilburn	Williams	Winckler	Windschitl
Wolfe	Wills, Presiding		

The nays were, none.

Absent or not voting, 6:

Fry	Gaines	McClintock	Nielsen
Olson	Worthan		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 799, a bill for an act relating to electronic transactions by permitting the use of distributed ledger technology and smart contracts, was taken up for consideration.

Shipley of Van Buren asked and received unanimous consent to withdraw amendment H-1158 filed by him on March 9, 2021.

SENATE FILE 541 SUBSTITUTED FOR HOUSE FILE 799

Shipley of Van Buren asked and received unanimous consent to substitute Senate File 541 for House File 799.

Senate File 541, a bill for an act relating to electronic transactions by permitting the use of distributed ledger technology and smart contracts, was taken up for consideration.

Shipley of Van Buren offered amendment H-1284 filed by him and moved its adoption.

Amendment H-1284 was adopted.

Shipley of Van Buren moved that the bill be read a last time 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. 541)

The ayes were, 94:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommsen
Moore	Nordman	Oldson	Osmundson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Siegrist
Smith	Sorensen	Staed	Steckman
Stone	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Westrich	Wheeler
Wilburn	Williams	Winckler	Windschitl
Wolfe	Wills,		
	Presiding		

The nays were, none.

Absent or not voting, 6:

Fry	Gaines	McClintock	Nielsen
Olson	Worthan		

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

House File 803, a bill for an act relating to duties performed by physician assistants, was taken up for consideration.

Bush of Cherokee offered amendment H-1294 filed by him and moved its adoption.

Amendment H-1294 was adopted.

Bush of Cherokee moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 803)

The ayes were, 93:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Jones	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lundgren	Mascher
Maxwell	McConkey	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nordman	Oldson	Osmundson	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shipley	Sieck	Siegrist	Smith
Sorensen	Staed	Steckman	Stone
Sunde	Thede	Thompson	Thorup
Wessel-Kroeschell	Westrich	Wheeler	Wilburn
Williams	Winckler	Windschitl	Wolfe
Wills,			
Presiding			

The nays were, 1:

Lohse

Absent or not voting, 6:

Fry
Olson

Gaines
Worthan

McClintock

Nielsen

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 822, a bill for an act relating to lobbying activities by political subdivisions, 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. 822)

The ayes were, 91:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Jacobsen
James	Jeneary	Jones	Judge
Kaufmann	Kerr	Klein	Konfrst
Kressig	Kurth	Landon	Latham
Lohse	Lundgren	Mascher	Maxwell
McConkey	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nordman
Oldson	Osmundson	Paustian	Prichard
Salmon	Sexton	Shipley	Sieck
Siegrist	Smith	Sorensen	Staed
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Winckler
Windschitl	Wolfe	Wills,	
		Presiding	

The nays were, 3:

Isenhardt

Jacoby

Running-Marquardt

Absent or not voting, 6:

Fry
Olson

Gaines
Worthan

McClintock

Nielsen

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Fry of Clarke
McClintock of Linn
Olson of Polk

Gaines of Polk
Nielsen of Johnson
Worthan of Buena Vista

IMMEDIATE MESSAGES

Windschitl of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 743, 803, 822, 848 and Senate Files 444, 541 and 578.**

HOUSE FILES WITHDRAWN

Windschitl of Harrison asked and received unanimous consent to withdraw House Files 393, 346, 482, 589, 796, 799, 827 and 829 from further consideration by the House.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 29, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 280, a bill for an act authorizing the department of transportation to renew certain valid commercial driver's licenses without examination, including by electronic renewal, and including effective date provisions.

Also: That the Senate has on March 29, 2021, amended and passed the following bill in which the concurrence of the House is asked:

House File 561, a bill for an act relating to the perfection of mechanics' liens and mechanics' liens remedies and including effective date provisions.

Also: That the Senate has on March 29, 2021, amended and passed the following bill in which the concurrence of the House is asked:

House File 654, a bill for an act relating to lighting devices and other equipment on snow plows and authorized emergency vehicles, providing penalties, making penalties applicable, and including effective date provisions.

Also: That the Senate has on March 29, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 55, a bill for an act relating to standards for carbon monoxide protection and making penalties applicable.

Also: That the Senate has on March 29, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 81, a bill for an act relating to a pilot program to allow Medicaid members to participate in direct primary care agreements.

Also: That the Senate has on March 29, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 333, a bill for an act relating to authorized emergency vehicles, making penalties applicable, and including effective date and applicability provisions.

W. CHARLES SMITHSON, Secretary

PROOF OF PUBLICATION House File 851

In accordance with Section 585.1 of the Code of Iowa, the published copy of House File 851 and verified proof of publication of said bill in the Dallas County News, a weekly newspaper printed and published in Dallas County, Iowa on March 4, 2021 was filed with the Chief Clerk of the House of Representatives prior to the time said bill was placed on passage in the House.

AMENDMENTS FILED

H-1325	H.F.	833	Lohse of Polk
H-1326	H.F.	786	Jones of Clay
H-1327	H.F.	654	Senate amendment
H-1328	H.F.	561	Senate amendment

On motion by Windschitl of Harrison, the House adjourned at 4:13 p.m., until 8:30 a.m., Tuesday, March 30, 2021.

JOURNAL OF THE HOUSE

Seventy-ninth Calendar Day - Fiftieth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, March 30, 2021

The House met pursuant to adjournment at 8:31 a.m., Wills of Dickinson in the chair.

Prayer was offered by Boden of Warren.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Maya and Isobel Bossman. They are the children of Bossman of Woodbury.

The Journal of Monday, March 29, 2021, was approved.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on March 29, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 260, a bill for an act relating to the number of children receiving child care at any one time in a child care home.

Also: That the Senate has on March 29, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 382, a bill for an act authorizing the department of transportation to issue special permits allowing the transportation of loads of relief supplies that exceed statutory weight limits during periods of national emergency.

Also: That the Senate has on March 29, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 552, a bill for an act relating to requirements for using a dog to track a wounded deer.

Also: That the Senate has on March 29, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 555, a bill for an act prohibiting counties and cities from regulating the sale of natural gas and propane.

Also: That the Senate has on March 29, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 685, a bill for an act relating to requirements for licensees under the purview of the dental board relating to orthodontia services.

Also: That the Senate has on March 29, 2021, adopted the following resolution in which the concurrence of the House is asked:

Senate Concurrent Resolution 4, 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 29, 2021, adopted the following resolution in which the concurrence of the House is asked:

Senate Joint Resolution 9, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the qualifications of electors.

Also: That the Senate has on March 29, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 496, a bill for an act prohibiting employers from entering into noncompete agreements with low-wage employees.

Also: That the Senate has on March 29, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 517, a bill for an act relating to the provision of academic credit, including social studies coursework, and exemptions for physical education and activity requirements for students who participate in the legislative page program at the state capitol.

Also: That the Senate has on March 29, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 547, a bill for an act relating to applicant priority and grant award amounts under the teach Iowa scholar program.

W. CHARLES SMITHSON, Secretary

SENATE MESSAGES CONSIDERED

Senate File 55, by Shipley, a bill for an act relating to standards for carbon monoxide protection and making penalties applicable.

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

Senate File 81, by Garrett, a bill for an act relating to a pilot program to allow Medicaid members to participate in direct primary care agreements.

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

Senate File 333, by committee on Transportation, a bill for an act relating to authorized emergency vehicles, making penalties applicable, and including effective date and applicability provisions.

Read first time and **passed on file**.

Senate File 496, by committee on Labor and Business Relations, a bill for an act prohibiting employers from entering into noncompete agreements with low-wage employees.

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

Senate File 517, by R. Smith, a bill for an act relating to the provision of academic credit, including social studies coursework, and exemptions for physical education and activity requirements for students who participate in the legislative page program at the state capitol.

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

Senate File 547, by committee on Education, a bill for an act relating to applicant priority and grant award amounts under the teach Iowa scholar program.

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

STUDY BILL COMMITTEE ASSIGNMENT

H.S.B. 272 Ways and Means

Relating to tax collection and penalties, tax permits, and loans made by state-chartered banks.

SUBCOMMITTEE ASSIGNMENTS

Senate File 443

Local Government: Gobble, Chair; Oldson and Wheeler.

Senate File 517

Education: Brink, Chair; Cahill and Hite.

STUDY BILL SUBCOMMITTEE ASSIGNMENT

House Study Bill 272

Ways and Means: Hite, Chair; Bloomingdale and Gjerde.

COMMITTEE RECOMMENDATION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendation has been received and is on file in the office of the Chief Clerk:

MEGHAN NELSON
Chief Clerk of the House

COMMITTEE ON ADMINISTRATION AND RULES

Senate Concurrent Resolution 6, a concurrent resolution relating to the compensation of chaplains, officers, and employees of the general assembly.

Fiscal Note: **No**

Recommendation: **Do Pass** March 30, 2021.

On motion by Windschitl of Harrison, the House adjourned at 8:35 a.m., until 8:30 a.m., Wednesday, March 31, 2021.

JOURNAL OF THE HOUSE

Eightieth Calendar Day - Fifty-first Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, March 31, 2021

The House met pursuant to adjournment at 8:30 a.m., Wills of Dickinson in the chair.

Prayer was offered by Gobble of Polk.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Kameryn Ingels from Randalia. She is the daughter of Ingels of Fayette.

The Journal of Tuesday, March 30, 2021, was approved.

SENATE MESSAGE CONSIDERED

Senate Joint Resolution 9, by committee on State Government, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the qualifications of electors.

Read first time and **passed on file**.

REREFERRED

The Speaker announced that House File 814, previously placed on the **calendar** was referred to committee on **Ways and Means**.

SUBCOMMITTEE ASSIGNMENT

Senate File 547

Education: Hite, Chair; Dolecheck and Smith.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

MEGHAN NELSON
Chief Clerk of the House

COMMITTEE ON APPROPRIATIONS

Committee Bill (Formerly House File 787), establishing a butchery innovation and revitalization fund and program to be administered by the economic development authority and creating a task force to explore the feasibility of establishing an artisanal butchery program at a community college or at an institution governed by the state board of regents.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 31, 2021.

COMMITTEE ON COMMERCE

Senate File 468, a bill for an act removing a preference for purchasing of Iowa coal by state and local government entities.

Fiscal Note: **No**

Recommendation: **Do Pass** March 31, 2021.

Senate File 567, a bill for an act relating to loans originated by mortgage bankers.

Fiscal Note: **No**

Recommendation: **Do Pass** March 31, 2021.

COMMITTEE ON EDUCATION

Senate File 260, a bill for an act relating to the Medicaid reimbursement process for services provided by a receiving district to children requiring special education services.

Fiscal Note: **No**

Recommendation: **Do Pass** March 31, 2021.

Senate File 265, a bill for an act relating to temporary parental discretion for the retention of a student at grade level.

Fiscal Note: **No**

Recommendation: **Do Pass** March 31, 2021.

Senate File 517, a bill for an act relating to the provision of academic credit, including social studies coursework, and exemptions for physical education and activity requirements for students who participate in the legislative page program at the state capitol.

Fiscal Note: **No**

Recommendation: **Do Pass** March 31, 2021.

Senate File 532, a bill for an act providing for statements of professional recognition for licensed behavior analysts and mental health counselors by the board of educational examiners and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 31, 2021.

Senate File 546, a bill for an act relating to private instruction and driver education.

Fiscal Note: **No**

Recommendation: **Do Pass** March 31, 2021.

COMMITTEE ON HUMAN RESOURCES

Senate File 462, a bill for an act relating to a study regarding reimbursement for administrative days.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H-1330** March 30, 2021.

Senate File 463, a bill for an act establishing the occupational therapy licensure compact.

Fiscal Note: **No**

Recommendation: **Do Pass** March 30, 2021.

Senate File 466, 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.

Fiscal Note: **No**

Recommendation: **Do Pass** March 30, 2021.

COMMITTEE ON STATE GOVERNMENT

Senate File 469, a bill for an act relating to the regulation by counties and cities of continuing nonconforming uses of manufactured, modular, and mobile homes and site-built dwelling units.

Fiscal Note: **No**

Recommendation: **Do Pass** March 30, 2021.

Senate File 568, a bill for an act relating to the conduct of elections, including nominations and procedures for proposed amendments to the Iowa Constitution, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 30, 2021.

Committee Bill (Formerly House Study Bill 270), concerning the rulemaking process for executive branch agencies and related matters.

Fiscal Note: **No**

Recommendation: **Do Pass** March 30, 2021.

AMENDMENTS FILED

H-1329	H.F.	766	Sexton of Calhoun
H-1330	S.F.	462	Committee on Human Resources

On motion by Windschitl of Harrison, the House adjourned at 8:34 a.m., until 8:30 a.m., Thursday, April 1, 2021.

JOURNAL OF THE HOUSE

Eighty-first Calendar Day - Fifty-second Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, April 1, 2021

The House met pursuant to adjournment at 8:31 a.m., Wills of Dickinson in the chair.

Prayer was offered by Hite of Mahaska.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Paiven Knoot, Minority Leader's Page from Oskaloosa.

The Journal of Wednesday, March 31, 2021, was approved.

INTRODUCTION OF BILL

House File 856, by committee on Administrative Rules Review Committee, a bill for an act concerning the rulemaking process for executive branch agencies and related matters.

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

SPECIAL PRESENTATION

Hite of Mahaska introduced to the House, the 2021 Pella Tulip Queen and her court.

The House rose and expressed its welcome.

Windschitl of Harrison asked and received unanimous consent that the following bills be placed on the unfinished business calendar.

BILLS PLACE ON THE UNFINISHED BUSINESS CALENDAR

House File 429
House File 527
House File 561

House File 588
House File 592
House File 654
House File 698 (Attached Senate File 342)
House File 761
House File 766
House File 772
House File 794 (Attached Senate File 296)
House File 825
House File 836 (Attached Senate File 348)
House File 844
House File 846
House File 852
House File 854

SUBCOMMITTEE ASSIGNMENT

House File 814

Ways and Means: Kaufmann, Chair; Isenhardt and Nordman.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

MEGHAN NELSON
Chief Clerk of the House

COMMITTEE ON EDUCATION

Senate File 547, a bill for an act relating to applicant priority and grant award amounts under the teach Iowa scholar program.

Fiscal Note: **No**

Recommendation: **Do Pass** March 31, 2021.

COMMITTEE ON HUMAN RESOURCES

Senate File 336, a bill for an act relating to the blood, bone marrow, and living organ donation incentive program.

Fiscal Note: **No**

Recommendation: **Do Pass** April 1, 2021.

Senate File 461, a bill for an act relating to the voting members of a governing board of a mental health and disability services region.

Fiscal Note: **No**

Recommendation: **Do Pass** April 1, 2021.

Senate File 524, a bill for an act establishing an inpatient psychiatric bed tracking system study committee.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H-1334** April 1, 2021.

Senate File 529, a bill for an act relating to assisted reproduction fraud, and providing penalties.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H-1333** April 1, 2021.

COMMITTEE ON PUBLIC SAFETY

Senate File 243, a bill for an act relating to public safety including the crimes of failure to assist, abuse of a corpse, and interference with official acts, and providing penalties.

Fiscal Note: **No**

Recommendation: **Do Pass** April 1, 2021.

COMMITTEE ON STATE GOVERNMENT

Senate File 363, a bill for an act relating to the regulation of certain tobacco products, and providing penalties.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H-1335** March 30, 2021.

Referred to the committee on Ways and Means pursuant to Rule 31.7

Senate File 540, a bill for an act relating to the practice of barbering and cosmetology arts and sciences and providing transition provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H-1332** March 30, 2021.

Referred to the committee on Ways and Means pursuant to Rule 31.7

Committee Bill (Formerly House File 851), to legalize and validate the proceedings preliminary to and in connection with a special election held to authorize the imposition of a local option sales and services tax within the City of Adel, Iowa, under Iowa Code Chapter 423B, declaring the validity of said proceedings and the legality of the local option sales and services tax authorized by the special election, and providing an effective date and for retroactive applicability.

Fiscal Note: **No**

Recommendation: **Do Pass** April 1, 2021.

COMMITTEE ON TRANSPORTATION

Senate File 234, a bill for an act relating to the classification and reclassification of certain secondary roads, and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** March 31, 2021.

Senate File 551, a bill for an act relating to fire fighters and emergency medical services members responding to emergency situations in certain vehicles.

Fiscal Note: **No**

Recommendation: **Do Pass** March 31, 2021.

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House Study Bill 185), relating to renewable fuel used to power motor vehicles, including by providing for standards and restrictions, infrastructure, tax credits, and requirements for state agencies operating motor vehicles powered by renewable fuel, making appropriations, providing penalties, making penalties applicable, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** March 31, 2021.

AMENDMENTS FILED

H-1331	S.F.	469	Lohse of Polk
H-1332	S.F.	540	Committee on State Government
H-1333	S.F.	529	Committee on Human Resources
H-1334	S.F.	524	Committee on Human Resources
H-1335	S.F.	363	Committee on State Government
H-1336	S.F.	476	Konfrst of Polk

On motion by Windschitl of Harrison, the House adjourned at 8:42 a.m., until 8:45 a.m., Friday, April 2, 2021.

JOURNAL OF THE HOUSE

Eighty-second Calendar Day - Fifty-third Session Day

Hall of the House of Representatives
Des Moines, Iowa, Friday, April 2, 2021

The House met pursuant to adjournment at 8:50 a.m., Nordman of Dallas in the chair.

Prayer was offered by Nordman of Dallas.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Nordman of Dallas.

The Journal of Thursday, April 1, 2021, was approved.

INTRODUCTION OF BILL

House File 857, by committee on Appropriations, a bill for an act establishing a butchery innovation and revitalization fund and program to be administered by the economic development authority, in consultation with the department of agriculture and land stewardship, and creating a task force to explore the feasibility of establishing an artisanal butchery program at a community college or at an institution governed by the state board of regents.

Read first time and placed on the **Appropriations calendar**.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

MEGHAN NELSON
Chief Clerk of the House

COMMITTEE ON AGRICULTURE

Senate File 356, a bill for an act limiting civil liability for persons involved in agricultural tourism.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H-1337** April 1, 2021.

COMMITTEE ON JUDICIARY

Senate File 357, a bill for an act relating to the placement of a child in detention, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** April 1, 2021.

Senate File 367, a bill for an act relating to certain financial obligations, including under the consumer credit code, and including under the criminal and juvenile justice system by modifying criminal and civil surcharges, fines, fees, costs, and court debt, providing civil penalties, and including effective date and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** April 1, 2021.

Referred to the committee on Ways and Means pursuant to Rule 31.7.

Senate File 450, a bill for an act relating to the death of a dependent adult, and providing penalties.

Fiscal Note: **No**

Recommendation: **Do Pass** April 1, 2021.

Senate File 562, a bill for an act relating to sexual exploitation by an adult providing training or instruction, and providing penalties.

Fiscal Note: **No**

Recommendation: **Do Pass** April 1, 2021.

COMMITTEE ON LOCAL GOVERNMENT

Senate File 554, a bill for an act relating to the acquisition of title to abandoned property in the unincorporated area of a county.

Fiscal Note: **No**

Recommendation: **Do Pass** April 1, 2021.

Senate File 443, a bill for an act relating to the eligibility of cities to receive funding assistance to address abandoned buildings.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H-1338** April 1, 2021.

Senate File 384, a bill for an act allowing counties to enter into agreements to jointly share a county assessor.

Fiscal Note: **No**

Recommendation: **Do Pass** April 1, 2021.

COMMITTEE ON STATE GOVERNMENT

Senate File 487, a bill for an act relating to the operation of state government, including the review of state boards and the regulation of professions and occupations, and including effective date and applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass with amendment H-1339** April 1, 2021.

AMENDMENTS FILED

H-1337	S.F.	356	Committee on Agriculture
H-1338	S.F.	443	Committee on Local Government
H-1339	S.F.	487	Committee on State Government
H-1340	H.F.	698	Klein of Washington
H-1341	S.F.	476	Klein of Washington
H-1342	S.F.	342	Klein of Washington

On motion by Andrews of Polk, the House adjourned at 8:52 a.m., until 1:00 p.m., Monday, April 5, 2021.

JOURNAL OF THE HOUSE

Eighty-fifth Calendar Day - Fifty-fourth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, April 5, 2021

The House met pursuant to adjournment at 1:05 p.m., Mommsen of Clinton in the chair.

Prayer was offered by Jacob Schrader of Sioux Center, Clerk for Brink of Mahaska.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Preslee Wagner. She is the granddaughter of Mommsen of Clinton.

The Journal of Friday, April 2, 2021, was approved.

INTRODUCTION OF BILLS

House File 858, by committee on State Government, a bill for an act to legalize and validate the proceedings preliminary to and in connection with a special election held to authorize the imposition of a local option sales and services tax within the City of Adel, Iowa, under Iowa Code Chapter 423B, declaring the validity of said proceedings and the legality of the local option sales and services tax authorized by the special election, and providing an effective date and for retroactive applicability.

Read first time and placed on the **calendar**.

House File 859, by committee on Ways and Means, a bill for an act relating to renewable fuel used to power motor vehicles, including by providing for standards and restrictions, infrastructure, tax credits, and requirements for state agencies operating motor vehicles powered by renewable fuel, providing penalties, making penalties applicable, and including effective date provisions.

Read first time and placed on the **Ways and Means calendar**.

BILLS ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:

Mr. Speaker: The Chief Clerk of the House respectfully reports that the following bills have been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for approval on this 2nd day of April, 2021: House Files 280, 382, 389, 621 and 756.

MEGHAN NELSON
Chief Clerk of the House

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on April 2, 2021, the following bills were approved and transmitted to the Secretary of State:

House File 280, an Act authorizing the department of transportation to renew certain valid commercial driver's licenses without examination, including by electronic renewal, and including effective date provisions.

House File 382, an Act authorizing the department of transportation to issue special permits allowing the transportation of loads of relief supplies that exceed statutory weight limits during periods of national emergency.

House File 389, an Act relating to chauffeurs and exempting certain persons from the requirement to be licensed as a chauffeur.

House File 621, an Act establishing which actions may be brought against firearm, firearm accessory, and ammunition manufacturers, distributors, importers, trade associations, sellers, or dealers.

House File 756, an Act relating to the acquisition and possession of weapons and providing penalties.

Senate File 230, an Act for an act relating to wrecked or salvage motor vehicles.

AMENDMENTS FILED

H-1343	S.F.	342	Klein of Washington
H-1344	H.F.	698	Klein of Washington
H-1345	S.F.	476	Klein of Washington
H-1346	S.F.	342	Konfrst of Polk
H-1347	S.F.	466	Mascher of Johnson
H-1348	S.F.	466	Abdul-Samad of Polk
			Andrews of Polk

On motion by Windschitl of Harrison, the House adjourned at 1:09 p.m., until 8:30 a.m., Tuesday, April 6, 2021.

JOURNAL OF THE HOUSE

Eighty-sixth Calendar Day - Fifty-fifth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, April 6, 2021

The House met pursuant to adjournment at 8:30 a.m., Wills of Dickinson in the chair.

Prayer was offered by McClintock of Linn.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Ella Apana-Stipe, Page from West Des Moines.

The Journal of Monday, April 5, 2021, was approved.

On motion by Windschitl of Harrison, the House was recessed at 8:34 a.m., until 1:30 p.m.

AFTERNOON SESSION

The House reconvened at 1:58 p.m., Speaker Grassley in the chair.

SENATE AMENDMENTS CONSIDERED

House Concurred

Siegrist of Pottawattamie called up for consideration **House File 761**, a bill for an act relating to the local fire protection and emergency medical service providers grant program, amended by the Senate, and moved that the House concur in the Senate amendment H-1245.

The motion prevailed and the House concurred in the Senate amendment H-1245.

Siegrist of Pottawattamie 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. 761)

The ayes were, 90:

Abdul-Samad	Anderson	Andrews	Baxter
Bennett	Best	Bloomingdale	Boden
Bohannon	Bossman	Bradley	Brink
Brown-Powers	Bush	Cahill	Cisneros
Cohoon	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Judge	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Latham
Lohse	Lundgren	Mascher	Maxwell
McClintock	McConkey	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nordman	Oldson	Olson	Osmundson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Siegrist
Smith	Sorensen	Steckman	Stone
Sunde	Thede	Thompson	Thorup
Wessel-Kroeschell	Westrich	Wheeler	Wilburn
Williams	Wills	Windschitl	Wolfe
Worthan	Speaker		
	Grassley		

The nays were, none.

Absent or not voting, 10:

Bacon	Bergan	Breckenridge	Deyoe
Gaines	Jones	Landon	Nielsen
Staed	Winckler		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House Concurred

Gustafson of Madison called up for consideration **House File 561**, a bill for an act relating to the perfection of mechanics' liens and mechanics' liens remedies and including effective date provisions, amended by the Senate amendment H-1328.

Gustafson of Madison offered amendment H-1352, to the Senate

amendment H-1328, filed by him from the floor and moved its adoption.

Amendment H-1352, to the Senate amendment H-1328, was adopted.

Gustafson of Madison moved that the House concur in the Senate amendment H-1328, as amended.

The motion prevailed and the House concurred in the Senate amendment H-1328, as amended.

Gustafson of Madison 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. 561)

The ayes were, 90:

Abdul-Samad	Anderson	Andrews	Baxter
Bennett	Best	Bloomingtondale	Boden
Bohannon	Bossman	Bradley	Brink
Brown-Powers	Bush	Cahill	Cisneros
Cohoon	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Judge	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Latham
Lohse	Lundgren	Mascher	Maxwell
McClintock	McConkey	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nordman	Oldson	Olson	Osmundson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Siegrist
Smith	Sorensen	Steckman	Stone
Sunde	Thede	Thompson	Thorup
Wessel-Kroeschell	Westrich	Wheeler	Wilburn
Williams	Wills	Windschitl	Wolfe
Worthan	Speaker		
	Grassley		

The nays were, none.

Absent or not voting, 10:

Bacon	Bergan	Breckenridge	Deyoe
Gaines	Jones	Landon	Nielsen
Staed	Winckler		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House Refused to Concur

Maxwell of Poweshiek called up for consideration **House File 654**, a bill for an act relating to lighting devices and other equipment on snow plows and authorized emergency vehicles, providing penalties, making penalties applicable, and including effective date provisions, amended by the Senate, and moved that the House concur in the Senate amendment H-1327.

The motion lost and the House refused to concur in the Senate amendment H-1327.

CONSIDERATION OF BILLS Unfinished Business Calendar

House File 527, a bill for an act relating to the authority of county boards of supervisors to amend an agreement between the counties to implement the county land record information system, was taken up for consideration.

Westrich of Wapello moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 527)

The ayes were, 90:

Abdul-Samad	Anderson	Andrews	Baxter
Bennett	Best	Bloomingtondale	Boden
Bohannon	Bossman	Bradley	Brink
Brown-Powers	Bush	Cahill	Cisneros
Cohoon	Dolecheck	Donahue	Ehlert

Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Judge	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Latham
Lohse	Lundgren	Mascher	Maxwell
McClintock	McConkey	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nordman	Oldson	Olson	Osmundson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Siegrist
Smith	Sorensen	Steckman	Stone
Sunde	Thede	Thompson	Thorup
Wessel-Kroeschell	Westrich	Wheeler	Wilburn
Williams	Wills	Windschitl	Wolfe
Worthan	Speaker		
	Grassley		

The nays were, none.

Absent or not voting, 10:

Bacon	Bergan	Breckenridge	Deyoe
Gaines	Jones	Landon	Nielsen
Staed	Winckler		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 588, a bill for an act creating a Hoover presidential library tax credit available against the individual and corporate income taxes, the franchise tax, the insurance premiums tax, and the moneys and credit tax, 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. 588)

The ayes were, 87:

Abdul-Samad	Anderson	Andrews	Baxter
Bennett	Best	Bloomingtondale	Boden
Bohannon	Bossman	Bradley	Brink
Brown-Powers	Bush	Cahill	Cisneros

Cohoon	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Gustafson
Hall	Hansen	Hein	Hite
Holt	Ingels	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Judge
Kaufmann	Kerr	Klein	Konfrst
Kressig	Kurth	Latham	Lohse
Lundgren	Mascher	Maxwell	McClintock
McConkey	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nordman
Oldson	Olson	Osmundson	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shipley	Sieck	Siegrist	Smith
Sorensen	Stone	Sunde	Thede
Thompson	Thorup	Westrich	Wheeler
Wilburn	Williams	Wills	Windschitl
Wolfe	Worthan	Speaker	
		Grassley	

The nays were, 3:

Hunter	Steckman	Wessel-Kroeschell
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Absent or not voting, 10:

Bacon	Bergan	Breckenridge	Deyoe
Gaines	Jones	Landon	Nielsen
Staed	Winckler		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 854, a bill for an act providing for delinquency fees for executive branch agencies for untimely rulemaking in certain circumstances and including effective date and retroactive applicability provisions, was taken up for consideration.

Kaufmann of Cedar offered amendment H-1302 filed by Jones of Clay and moved its adoption.

Amendment H-1302 was adopted.

Kaufmann of Cedar moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 854)

The ayes were, 86:

Abdul-Samad	Anderson	Andrews	Baxter
Bennett	Best	Bloomingdale	Boden
Bohannon	Bossman	Bradley	Brink
Brown-Powers	Bush	Cahill	Cisneros
Cohoon	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Jacobsen
Jeneary	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Latham	Lohse	Lundgren	Mascher
Maxwell	McClintock	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nordman	Oldson	Olson	Osmundson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Siegrist
Smith	Sorensen	Steckman	Stone
Sunde	Thede	Thompson	Thorup
Wessel-Kroeschell	Westrich	Wheeler	Wilburn
Williams	Wills	Windschitl	Wolfe
Worthan	Speaker Grassley		

The nays were, 4:

Isenhardt	Jacoby	James	McConkey
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Absent or not voting, 10:

Bacon	Bergan	Breckenridge	Deyoe
Gaines	Jones	Landon	Nielsen
Staed	Winckler		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 846, a bill for an act relating to title fees for snowmobiles, all-terrain vehicles, and vessels of surviving spouses, was taken up for consideration.

Nordman of Dallas moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 846)

The ayes were, 90:

Abdul-Samad	Anderson	Andrews	Baxter
Bennett	Best	Bloomingtondale	Boden
Bohannon	Bossmann	Bradley	Brink
Brown-Powers	Bush	Cahill	Cisneros
Cohoon	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Judge	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Latham
Lohse	Lundgren	Mascher	Maxwell
McClintock	McConkey	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nordman	Oldson	Olson	Osmundson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Siegrist
Smith	Sorensen	Steckman	Stone
Sunde	Thede	Thompson	Thorup
Wessel-Kroeschell	Westrich	Wheeler	Wilburn
Williams	Wills	Windschitl	Wolfe
Worthan	Speaker		
	Grassley		

The nays were, none.

Absent or not voting, 10:

Bacon	Bergan	Breckenridge	Deyoe
Gaines	Jones	Landon	Nielsen
Staead	Winckler		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Regular Calendar

Senate File 424, a bill for an act relating to the licensure of persons completing an apprenticeship, and including effective date provisions, with report of committee recommending amendment and passage, was taken up for consideration.

Wills of Dickinson in the chair at 2:34 p.m.

Nordman of Dallas offered amendment H-1289 filed by the committee on State Government and moved its adoption.

The committee amendment H-1289 was adopted.

Nordman of Dallas moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 424)

The ayes were, 90:

Abdul-Samad	Anderson	Andrews	Baxter
Bennett	Best	Bloomingtondale	Boden
Bohannon	Bossman	Bradley	Brink
Brown-Powers	Bush	Cahill	Cisneros
Cohoon	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Grassley, Spkr.
Gustafson	Hall	Hansen	Hein
Hite	Holt	Hunter	Ingels
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Latham	Lohse	Lundgren	Mascher
Maxwell	McClintock	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommensen
Moore	Nordman	Oldson	Olson
Osmundson	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Siegrist	Smith	Sorensen	Steckman
Stone	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Westrich	Wheeler
Wilburn	Williams	Windschitl	Wolfe
Worthan	Wills,		
	Presiding		

The nays were, none.

Absent or not voting, 10:

Bacon	Bergan	Breckenridge	Deyoe
Gaines	Jones	Landon	Nielsen
Staed	Winckler		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Bacon of Story	Bergan of Winneshiek
Breckenridge of Jasper	Deyoe of Story
Gaines of Polk	Jones of Clay
Landon of Polk	Nielsen of Johnson
Staed of Linn	Winckler of Scott

IMMEDIATE MESSAGES

Windschitl of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 527, 561, 588, 654, 761, 846, 854** and **Senate File 424**.

HOUSE FILES WITHDRAWN

Windschitl of Harrison asked and received unanimous consent to withdraw House Files 255, 762 and 809 from further consideration by the House.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 6, 2021, amended and passed the following bill in which the concurrence of the House is asked:

House File 452, a bill for an act relating to certain civil and criminal enforcement activities involving the practice of massage therapy and cosmetology, and human trafficking, and providing penalties.

Also: That the Senate has on April 6, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 605, a bill for an act relating to supplementary weighting for limited-English-proficient students and including effective date and applicability provisions.

W. CHARLES SMITHSON, Secretary

COMMITTEE REVISIONS

The Speaker announced the following changes to committee assignments effective immediately:

Ways and Means

Wessel-Kroeschell replaced Nielsen

Lundgren replaced Jones

AMENDMENTS FILED

H-1349	H.F.	794	A. Meyer of Webster
H-1350	S.F.	296	A. Meyer of Webster
H-1351	H.F.	772	Hunter of Polk
H-1352	H.F.	561	Gustafson of Madison
H-1353	S.F.	532	Gobble of Polk
H-1354	H.F.	429	Boden of Warren
H-1355	H.F.	844	Lohse of Polk
H-1356	H.F.	452	Senate amendment

On motion by Windschitl of Harrison, the House adjourned at 2:37 p.m., until 8:30 a.m., Wednesday, April 7, 2021.

JOURNAL OF THE HOUSE

Eighty-seventh Calendar Day - Fifty-sixth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, April 7, 2021

The House met pursuant to adjournment at 8:30 a.m., Wills of Dickinson in the chair.

Prayer was offered by Valerie Nolte, Clerk for Bergan of Winneshiek.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Jagaar Halverson, Majority Leader's Page from Spencer.

The Journal of Tuesday, April 6, 2021, was approved.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 6, 2021, amended and adopted the following resolution in which the concurrence of the House is asked:

House Joint Resolution 5, a joint resolution proposing an amendment to the Constitution of the State of Iowa that the Constitution of the State of Iowa does not recognize, grant, or secure a right to abortion or require the public funding of abortion.

Also: That the Senate has on April 6, 2021, adopted the following resolution in which the concurrence of the Senate was asked:

House Joint Resolution 10, 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 April 6, 2021, amended and passed the following bill in which the concurrence of the House is asked:

House File 196, a bill for an act expanding the health care professional recruitment program.

Also: That the Senate has on April 6, 2021, amended and passed the following bill in which the concurrence of the House is asked:

House File 228, a bill for an act relating to voluntary diversity plans under the state's open enrollment law.

Also: That the Senate has on April 6, 2021, amended and passed the following bill in which the concurrence of the House is asked:

House File 390, a bill for an act relating to notice requirements prior to discontinuing fluoridation in a public water supply system, and making penalties applicable.

Also: That the Senate has on April 6, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 546, a bill for an act relating to applications for architectural licensure and including retroactive applicability provisions.

Also: That the Senate has on April 6, 2021, amended and passed the following bill in which the concurrence of the House is asked:

House File 744, a bill for an act providing for training, prohibitions, and requirements relating to first amendment rights at school districts and public institutions of higher education.

Also: That the Senate has on April 6, 2021, amended and passed the following bill in which the concurrence of the House is asked:

House File 775, a bill for an act concerning unauthorized entry or access, including placement or use of a camera or electronic surveillance device while trespassing, unauthorized gathering of samples of certain materials relating to animals and animal feeding operations, and providing penalties.

Also: That the Senate has on April 6, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 848, a bill for an act relating to broadband service, including matters under the purview of the office of the chief information officer, the empower rural Iowa broadband grant fund, and including effective date and applicability provisions.

Also: That the Senate has on April 6, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 587, a bill for an act relating to state and local government financing, programs, and operations, by modifying provisions relating to mental health and disability services funding, school district funding, commercial and industrial property tax replacement payments, and other specified tax provisions, making appropriations, providing penalties, and including effective date and applicability provisions.

W. CHARLES SMITHSON, Secretary

On motion by Windschitl of Harrison, the House was recessed at 8:41 a.m., until the conclusion of the committee on Administration and Rules.

AFTERNOON SESSION

The House reconvened at 3:12 p.m., Speaker Grassley in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 7, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 233, a bill for an act creating a civil remedy for the disclosure of private, sexually explicit images without consent of the depicted individual.

Also: That the Senate has on April 7, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 236, a bill for an act relating to life insurance company or association cash reinvestments in repurchase agreements collateralized by securities, and including applicability provisions.

Also: That the Senate has on April 7, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 284, a bill for an act relating to the qualifications necessary for an applicant for licensure as a professional engineer.

Also: That the Senate has on April 7, 2021, amended and passed the following bill in which the concurrence of the House is asked:

House File 311, a bill for an act relating to the frequency of game nights conducted by licensed qualified organizations.

Also: That the Senate has on April 7, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 315, a bill for an act relating to programs for at-risk children.

Also: That the Senate has on April 7, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 317, a bill for an act relating to the calculation of education funding for children living in certain facilities and including applicability provisions.

Also: That the Senate has on April 7, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 361, a bill for an act relating to the appointment of a guardian ad litem, a child custody investigator or child and family reporter, or an attorney for certain child

custody and visitation matters, and a guardian ad litem for certain child prosecution witnesses.

Also: That the Senate has on April 7, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 380, a bill for an act requiring approved driver education courses to include instruction concerning distracted driving.

Also: That the Senate has on April 7, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 388, a bill for an act relating to the duties of the child development coordinating council.

Also: That the Senate has on April 7, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 424, a bill for an act relating to the forfeiture of bail.

Also: That the Senate has on April 7, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 426, a bill for an act relating to crime victims, including the collection of evidence in sexual abuse cases and the establishment of an automated tracking system involving sexual abuse evidence collection kits.

Also: That the Senate has on April 7, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 433, a bill for an act relating to court reporters, including the reporting of adoption hearings and uncertified shorthand reporter appointments.

Also: That the Senate has on April 7, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 435, a bill for an act relating to emergency contact information for use by the department of transportation and law enforcement, and including effective date provisions.

Also: That the Senate has on April 7, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 491, a bill for an act relating to the sale or lease of real estate by regulatory agency officials and employees to persons subject to the agency's regulatory authority, and making penalties applicable.

Also: That the Senate has on April 7, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 514, a bill for an act relating to the practice of pharmacy, and providing for a repeal.

Also: That the Senate has on April 7, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 556, a bill for an act providing for the termination of dealership agreements involving agricultural equipment.

Also: That the Senate has on April 7, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 558, a bill for an act establishing a minimum age and training requirements for attendants who control amusement rides, and making penalties applicable.

Also: That the Senate has on April 7, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 583, a bill for an act relating to private flood insurance, and including future repeal provisions.

Also: That the Senate has on April 7, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 699, a bill for an act relating to nonsubstantive Code corrections, and including retroactive applicability provisions.

Also: That the Senate has on April 7, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 747, a bill for an act relating to the established season for hunting game birds on a preserve, and making penalties applicable.

W. CHARLES SMITHSON, Secretary

INTRODUCTION OF BILLS

House File 860, 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, and providing contingent effective date provisions.

Read first time and placed on the **Appropriations calendar**.

House File 861, by committee on Appropriations, a bill for an act relating to appropriations to the justice system.

Read first time and placed on the **Appropriations calendar**.

House File 862, 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, and providing for related matters.

Read first time and placed on the **Appropriations calendar**.

House File 863, by committee on Appropriations, a bill for an act relating to transportation and other infrastructure- related appropriations to the department of transportation, including allocation and use of moneys from the road use tax fund and the primary road fund.

Read first time and placed on the **Appropriations calendar**.

House File 864, by committee on Appropriations, a bill for an act relating to appropriations to the judicial branch.

Read first time and placed on the **Appropriations calendar**.

SPECIAL PRESENTATION

Stone of Winnebago introduced to the House, former legislator Tedd Gassman.

The House rose and expressed its welcome.

CONSIDERATION OF BILLS Ways and Means Calendar

Senate File 366, a bill for an act relating to state taxation and related laws of the state including the collection of tax, tax credits, the assessment and classification of property, taxes on electricity providers, fees for registration of vehicles, sales and use tax, and the authority of the director of revenue, and providing penalties, and including effective date and retroactive applicability provisions, with report of committee recommending passage, 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. 366)

The ayes were, 91:

Abdul-Samad	Anderson	Andrews	Baxter
Bennett	Best	Bloomingtondale	Boden
Bohannon	Bossmann	Bradley	Brink
Brown-Powers	Bush	Cahill	Cisneros
Cohoon	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Judge	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Landon
Latham	Lohse	Lundgren	Mascher
Maxwell	McClintock	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommson
Moore	Nordman	Oldson	Olson
Osmundson	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Siegrist	Smith	Sorensen	Steckman
Stone	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Westrich	Wheeler
Wilburn	Williams	Wills	Windschitl
Wolfe	Worthan	Speaker Grassley	

The nays were, none.

Absent or not voting, 9:

Bacon	Bergan	Breckenridge	Deyoe
Gaines	Jones	Nielsen	Staed
Winckler			

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 429, a bill for an act relating to matters under the purview of the Iowa lottery authority, and providing criminal penalties, was taken up for consideration.

Boden of Warren offered amendment H-1354 filed by her and moved its adoption.

Amendment H-1354 was adopted.

Boden of Warren moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 429)

The ayes were, 91:

Abdul-Samad	Anderson	Andrews	Baxter
Bennett	Best	Bloomingtondale	Boden
Bohannon	Bossmann	Bradley	Brink
Brown-Powers	Bush	Cahill	Cisneros
Cohoon	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Judge	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Landon
Latham	Lohse	Lundgren	Mascher
Maxwell	McClintock	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommson
Moore	Nordman	Oldson	Olson
Osmundson	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Siegrist	Smith	Sorensen	Steckman
Stone	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Westrich	Wheeler
Wilburn	Williams	Wills	Windschitl
Wolfe	Worthan	Speaker	
		Grassley	

The nays were, none.

Absent or not voting, 9:

Bacon	Bergan	Breckenridge	Deyoe
Gaines	Jones	Nielsen	Staed
Winckler			

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

House File 794, a bill for an act relating to the practice of pharmacy, including the prescription and administration of vaccines and collaborative pharmacy practice, was taken up for consideration.

A. Meyer of Webster offered amendment H-1349 filed by her and moved its adoption.

Amendment H-1349 was adopted.

SENATE FILE 296 SUBSTITUTED FOR HOUSE FILE 794

A. Meyer of Webster asked and received unanimous consent to substitute Senate File 296 for House File 794.

Senate File 296, a bill for an act relating to the practice of pharmacy, including the prescription and administration of vaccines and collaborative pharmacy practice, was taken up for consideration.

A. Meyer of Webster offered amendment H-1350 filed by her and moved its adoption.

Amendment H-1350 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. 296)

The ayes were, 89:

Abdul-Samad	Anderson	Andrews	Baxter
Bennett	Best	Bloomingtondale	Boden
Bohannon	Bossmann	Bradley	Brink
Brown-Powers	Bush	Cahill	Cisneros
Cohoon	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Judge	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Landon
Latham	Lohse	Lundgren	Mascher
Maxwell	McClintock	McConkey	Meyer, A.

Meyer, B.	Mitchell	Mohr	Mommsen
Moore	Nordman	Oldson	Olson
Osmundson	Paustian	Prichard	Running-Marquardt
Sexton	Sieck	Siegrist	Smith
Sorensen	Steckman	Stone	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Williams
Wills	Windschitl	Wolfe	Worthan
Speaker			
Grassley			

The nays were, 2:

Salmon	Shipley
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Absent or not voting, 9:

Bacon	Bergan	Breckenridge	Deyoe
Gaines	Jones	Nielsen	Staed
Winckler			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 766, a bill for an act relating to the delivery of alcoholic beverages by retailers, was taken up for consideration.

Sexton of Calhoun asked and received unanimous consent to withdraw amendment H-1175 filed by him on March 10, 2021, placing out of order amendment H-1180, to amendment H-1175, filed by Lundgren of Dubuque on March 11, 2021.

Sexton of Calhoun offered amendment H-1329 filed by him and moved its adoption.

Amendment H-1329 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. 766)

The ayes were, 88:

Abdul-Samad	Anderson	Andrews	Bennett
Best	Bloomingtondale	Boden	Bohannon
Bossman	Bradley	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Gustafson	Hall
Hansen	Hein	Hite	Holt
Ingels	Isenhardt	Jacobsen	Jacoby
James	Jeneary	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Landon	Latham	Lohse
Lundgren	Mascher	Maxwell	McClintock
McConkey	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nordman
Oldson	Olson	Osmundson	Paustian
Prichard	Running-Marquardt	Sexton	Shipley
Sieck	Siegrist	Smith	Sorensen
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Wills
Windschitl	Wolfe	Worthan	Speaker Grassley

The nays were, 3:

Baxter	Hunter	Salmon
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Absent or not voting, 9:

Bacon	Bergan	Breckenridge	Deyoe
Gaines	Jones	Nielsen	Staed
Winckler			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Regular Calendar

Senate File 315, a bill for an act relating to reporting requirements concerning the department of administrative services, with report of committee recommending passage, was taken up for consideration.

Nordman of Dallas moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question “Shall the bill pass?” (S.F. 315)

The ayes were, 90:

Abdul-Samad	Anderson	Andrews	Baxter
Bennett	Best	Bloomingtondale	Boden
Bohannon	Bossmann	Bradley	Brink
Brown-Powers	Bush	Cahill	Cisneros
Cohoon	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	James	Jeneary	Judge
Kaufmann	Kerr	Klein	Konfrst
Kressig	Kurth	Landon	Latham
Lohse	Lundgren	Mascher	Maxwell
McClintock	McConkey	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nordman	Oldson	Olson	Osmundson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Siegrist
Smith	Sorensen	Steckman	Stone
Sunde	Thede	Thompson	Thorup
Wessel-Kroeschell	Westrich	Wheeler	Wilburn
Williams	Wills	Windschitl	Wolfe
Worthan	Speaker		
	Grassley		

The nays were, 1:

Jacoby

Absent or not voting, 9:

Bacon	Bergan	Breckenridge	Deyoe
Gaines	Jones	Nielsen	Staed
Winckler			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

ADOPTION OF SENATE CONCURRENT RESOLUTION 6

Wills of Dickinson called up for consideration **Senate Concurrent Resolution 6**, A concurrent resolution relating to the compensation of chaplains, officers, and employees of the general assembly, and moved its adoption.

The motion prevailed and the resolution was adopted.

Senate File 260, a bill for an act relating to the Medicaid reimbursement process for services provided by a receiving district to children requiring special education services, with report of committee recommending passage, 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?" (S.F. 260)

The ayes were, 91:

Abdul-Samad	Anderson	Andrews	Baxter
Bennett	Best	Bloomingtondale	Boden
Bohannon	Bossmann	Bradley	Brink
Brown-Powers	Bush	Cahill	Cisneros
Cohoon	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Judge	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Landon
Latham	Lohse	Lundgren	Mascher
Maxwell	McClintock	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommensen
Moore	Nordman	Oldson	Olson
Osmundson	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Siegrist	Smith	Sorensen	Steckman
Stone	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Westrich	Wheeler
Wilburn	Williams	Wills	Windschitl
Wolfe	Worthan	Speaker	
		Grassley	

The nays were, none.

Absent or not voting, 9:

Bacon	Bergan	Breckenridge	Deyoe
Gaines	Jones	Nielsen	Staed
Winckler			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Senate File 517, a bill for an act relating to the provision of academic credit, including social studies coursework, and exemptions for physical education and activity requirements for students who participate in the legislative page program at the state capitol, with report of committee recommending passage, 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?" (S.F. 517)

The ayes were, 82:

Abdul-Samad	Anderson	Andrews	Baxter
Best	Bloomingtondale	Boden	Bohannon
Bossman	Bradley	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Dolecheck	Fisher	Forbes	Fry
Gerhold	Gobble	Graber	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhart
James	Jeneary	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Landon	Latham	Lohse
Lundgren	Maxwell	McClintock	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Nordman	Oldson	Olson
Osmundson	Paustian	Prichard	Running-Marquardt
Sexton	Shipley	Sieck	Siegrist
Smith	Sorensen	Steckman	Stone
Sunde	Thede	Thompson	Thorup
Wessel-Kroeschell	Westrich	Wheeler	Wilburn
Williams	Wills	Windschitl	Wolfe
Worthan	Speaker		
	Grassley		

The nays were, 9:

Bennett	Donahue	Ehlert	Gjerde
Jacobsen	Jacoby	Mascher	Moore
Salmon			

Absent or not voting, 9:

Bacon	Bergan	Breckenridge	Deyoe
Gaines	Jones	Nielsen	Staed
Winckler			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Bacon of Story	Bergan of Winneshiek
Breckenridge of Jasper	Deyoe of Story
Gaines of Polk	Jones of Clay
Nielsen of Johnson	Staed of Linn
Winckler of Scott	

IMMEDIATE MESSAGES

Windschitl of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 429, 766, Senate Concurrent Resolution 6, Senate Files 260, 296, 315, 366 and 517.**

HOUSE FILE WITHDRAWN

Windschitl of Harrison asked and received unanimous consent to withdraw House File 794 from further consideration by the House.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 7, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 428, a bill for an act relating to the national guard of the state concerning armory board leases, persons subject to the code of military justice, criminal justice reporting, and scholarship and loan repayment programs.

Also: That the Senate has on April 7, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 603, a bill for an act establishing the sexual assault forensic examiner program.

Also: That the Senate has on April 7, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 719, a bill for an act relating to standards for data security, and

investigations and notifications of cybersecurity events, for certain licensees under the jurisdiction of the commissioner of insurance, making penalties applicable, and including effective date provisions.

Also: That the Senate has on April 7, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 739, 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 7, 2021, amended and passed the following bill in which the concurrence of the House is asked:

House File 746, a bill for an act relating to the statute of limitations for recovery from injuries to a person or property from a licensed veterinarian.

Also: That the Senate has on April 7, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 805, a bill for an act relating to the services provided by the Iowa telecommunications and technology commission.

W. CHARLES SMITHSON, Secretary

COMMITTEE REVISION

The Speaker announced the following change to committee assignments effective immediately:

Administration and Regulation Appropriations Subcommittee
Wills replaced Bergan

REPORT OF THE COMMITTEE ON ADMINISTRATION AND RULES

March 30, 2021

To: Administration and Rules Committee
From: Meghan Nelson, Chief Clerk

Pursuant to Senate Concurrent Resolution 1, duly adopted during the Eighty-seventh General Assembly, the following is a list of changes for officers and employees of the Joint Senate/House:

<u>Position</u>	<u>Name</u>	<u>Grade</u> <u>Step</u>	<u>Class of</u> <u>Appointment</u>	<u>Effective</u> <u>Date</u>
Legis. Security Officer I	Kevin Farver	20-1	P-FT	01-15-21

The following are resignations from the Joint officers and employees:

Human Resources Director	Kathryn A. Murphy	02-08-21
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April 7, 2021

To: Administration and Rules Committee

From: Meghan Nelson, Chief Clerk

Pursuant to Senate Concurrent Resolution 6, the following is a list of officers and employees of the House for the Eighty-Ninth General Assembly, 2021 Session, and their respective classification, grades and steps:

<u>Position</u>	<u>Name</u>	<u>Grade—</u> <u>Step</u>	<u>Class of</u> <u>Appointment</u>
Chief Clerk	Meghan JVW Nelson	44-6	P-FT
Sr. Assist Chief Clerk	Jason M. Chapman	41-4	P-FT
Sr. Caucus Staff Director	Jeffrey G. Mitchell	41-8	P-FT
Sr. Caucus Staff Director	Joseph P. Romano	41-8	P-FT
Sr. Deputy Caucus Staff Director	Bradley A. Trow	39-8	P-FT
Admin. Assistant I to Speaker	Melissa M. Deatsch	29-5	P-FT
Admin. Assistant I to Leader	Haley J. Hook	29-2	P-FT
Sr. Admin. Assistant to Leader I	Mackenzie J. Nading	38-5	P-FT
Sr. Admin. Assistant to Speaker I	Laura A. Steven	38-7	P-FT
Sr. Admin. Assistant to Leader II	Dwayne Dean Fiihr, Jr.	41-8	P-FT
Sr. Admin. Assistant to Leader II	Jake D. Friedrichsen	41-6	P-FT
Legislative Research Analyst	Jessica L. Flannery	27-5	P-FT
Legislative Research Analyst	Kristin A. Rozeboom	27-7	P-FT
Legislative Research Analyst I	Jason A. Covey	29-5	P-FT
Legislative Research Analyst I	Benjamin M. Gentz	29-5	P-FT
Legislative Research Analyst I	Kelsey A. Thien	29-6	P-FT
Legislative Research Analyst II	Natalie B. Ginty	32-6	P-FT
Legislative Research Analyst II	Brian E. Guillaume	32-4	P-FT
Legislative Research Analyst II	Alison R. Ver Schuer	32-7	P-FT
Legislative Research Analyst III	Amanda J. Wille	35-7	P-FT
Sr. Legislative Research Analyst	David L. Epley	38-8	P-FT
Sr. Legislative Research Analyst	William T.D. Freeland	38-6	P-FT
Sr. Legislative Research Analyst	Kristi L. Kious	38-6	P-FT
Sr. Legislative Research Analyst	Lewis E. Olson	38-8	P-FT
Sr. Legislative Research Analyst	Rachelle D. Thomas	38-4	P-FT
Caucus Secretary	Stephanie A. Philipps	21-7	P-FT
Sr. Caucus Secretary	Ashley A. Beall	24-8	P-FT
Sr. Admin. Services Officer	Doreen R. Freeman	35-8	P-FT
Sr. Admin. Services Officer	Susan K. Jennings	35-8	P-FT
Sr. Admin. Services Officer	Kristin L. Wentz	35-8	E-FT

<u>Position</u>	<u>Name</u>	<u>Grade— Step</u>	<u>Class of Appointment</u>
Admin. Services Officer III	Robin L. Bennett	32-4	P-FT
Admin. Services Officer III	Molly M. Dolan	32-2	P-FT
Admin. Services Officer I	Savannah G. Prescott	26-1	P-FT
Admin. Services Officer	Michelle A. Halverson-Haupts	23-3	P-FT
Sr. Finance Officer III	Kelly M. Bronsink	38-8	P-FT
Finance Officer II	Phyllis J. Pierce	27-6	P-FT
Switchboard Operator	Jonathan C. Ball	14-1	S-O
Legislative Secretary	Gina M. Battani	15-1	S-O
Legislative Secretary	Deborah J. Baxter	15-1	S-O
Legislative Secretary	Sarah L. Bell	15-2	S-O
Legislative Secretary	Candace J. Bradley	16-1	S-O
Legislative Secretary	John W. Brandsgard	16-1	S-O
Legislative Secretary	Rosalie C. Brandsgard	16-2+1	S-O
Legislative Secretary	Shannon M. Brisbois	17-1	S-O
Legislative Secretary	Haley M. Brouillet	16-1	S-O
Legislative Secretary	Beverly A. Burns	16-6	S-O
Legislative Secretary	Deborah L. Bush	16-1	S-O
Legislative Secretary	Emilyn S. Crabbe	16-1	S-O
Legislative Secretary	Merlie T. Crowley	16-3	S-O
Legislative Secretary	Candace A. Crutcher	16-1	S-O
Legislative Secretary	Mason E. Donelson	18-1	S-O
Legislative Secretary	Ethan J. Dunn	17-1	S-O
Legislative Secretary	Laura N. Engel	16-2	S-O
Legislative Secretary	Deidre J. Fudge	16-2	S-O
Legislative Secretary	Grant E. Gale	15-1	S-O
Legislative Secretary	Joyce L. Godwin	16-2	S-O
Legislative Secretary	Ellen T. Goodmann Miller	16-1	S-O
Legislative Secretary	Connie L. Graber	16-1	S-O
Legislative Secretary	Lydia R. Greene	16-2	S-O
Legislative Secretary	Jackson D. Guilford	17-1	S-O
Legislative Secretary	Betty M. Gustafson	16-3	S-O
Legislative Secretary	Greta A. Haas	16-1	S-O
Legislative Secretary	Olivia A. Habinck	16-1	S-O
Legislative Secretary	Grayson R. Hardin	16-1	S-O
Legislative Secretary	Riley K. Hayes	16-1	S-O
Legislative Secretary	Jacob G. Holck	16-1	S-O
Legislative Secretary	Camryn G. Huyser	17-1	S-O
Legislative Secretary	Anna G. Jacoby	16-1	S-O
Legislative Secretary	Kathi L. Judge	16-1	S-O
Legislative Secretary	Catherine S. Jury	16-8	S-O
Legislative Secretary	Alexandra J. Kraber	17-8	S-O
Legislative Secretary	Robert W. Kroeschell	16-1	S-O
Legislative Secretary	Lauren S. Lawson	16-1	S-O
Legislative Secretary	Annabelle M. Mack	16-3	S-O
Legislative Secretary	Marlene J. Martens	15-8	S-O
Legislative Secretary	Cody J. McCreedy	16-1	S-O
Legislative Secretary	Anahi Morales Jimenez	17-1	S-O
Legislative Secretary	Erica E. Nasstrom	16-1	S-O
Legislative Secretary	Alyssa A. Noe	16-1	S-O

<u>Position</u>	<u>Name</u>	<u>Grade— Step</u>	<u>Class of Appointment</u>
Legislative Secretary	Valerie J.G. Nolte	16-1	S-O
Legislative Secretary	Nathan S. Oakes	16-1	S-O
Legislative Secretary	Josiah B. Oleson	16-1	S-O
Legislative Secretary	Brenda R. Olson	15-5	S-O
Legislative Secretary	Peyton R. Parker	16-2	S-O
Legislative Secretary	Sarah Prineas	15-1	S-O
Legislative Secretary	Jule L. Reynolds	16-3	S-O
Legislative Secretary	Abigail R. Ross	16-1	S-O
Legislative Secretary	Liam M. Ruff	16-2	S-O
Legislative Secretary	Grace M. Running Hey	16-1	S-O
Legislative Secretary	Samantha A. Savala	17-1	S-O
Legislative Secretary	Fran D. Smith	16-5	S-O
Legislative Secretary	Susan E. Staed	16-3	S-O
Legislative Secretary	Ella J. Stafford	16-1	S-O
Legislative Secretary	Samantha R. Stearns	16-2	S-O
Legislative Secretary	Ian C. Steenhoek	15-1	S-O
Legislative Secretary	John J. Steger	16-1	S-O
Legislative Secretary	Sonya M. Swan	16-1	S-O
Legislative Secretary	Devon J. Walker	16-1	S-O
Legislative Secretary	Kaylie N. Wilson	17-1	S-O
Legislative Secretary	Truley G. Wingert	15-1	S-O
Legislative Secretary	Grant J. Zajicek	16-2	S-O
Legislative Committee Secretary	Megan C. Adam	18-8	S-O
Legislative Committee Secretary	Paul D. Attema	18-8	S-O
Legislative Committee Secretary	Benjamin R. Bouwkamp	17-1	S-O
Legislative Committee Secretary	Kristi L. Bries	17-1	S-O
Legislative Committee Secretary	Alyssa D. Brouillet	17-1	S-O
Legislative Committee Secretary	Matthew M. Deike	17-1	S-O
Legislative Committee Secretary	Victoria S. Fillipi	17-1	S-O
Legislative Committee Secretary	Susan R. Foster	18-3	S-O
Legislative Committee Secretary	Andrea D. Gates	18-7	S-O
Legislative Committee Secretary	Anna E. Hayes	17-1	S-O
Legislative Committee Secretary	Angie J. Heartsill	18-8	S-O
Legislative Committee Secretary	Danielle E. Heartsill	18-7	S-O
Legislative Committee Secretary	Josiah T. Meier	17-1	S-O
Legislative Committee Secretary	Jill M. Morris	18-2	S-O
Legislative Committee Secretary	Neil A. Nelsen	18-8	S-O
Legislative Committee Secretary	Jacob A. Schrader	17-1	S-O
Legislative Committee Secretary	Anna G. Senneff	17-1	S-O
Legislative Committee Secretary	Mikayla A. Simpson	17-1	S-O
Legislative Committee Secretary	Maria B. Sorensen	18-8	S-O
Legislative Committee Secretary	Charles L. Telk	17-1	S-O
Legislative Committee Secretary	Phyllis M. Toy	17-4	S-O
Legislative Committee Secretary	Amy M. Walsh	17-2	S-O
Legislative Committee Secretary	Henry R. Widen	18-7	S-O
Bill Clerk	Joan E. Skeffington	14-3	S-O
Postmaster	Randy H. Ross	12-3	S-O
Sergeant-at-Arms I	Stephen J. Balderson	17-2	S-O
Assistant Sergeant-at-Arms	Wayne W. Gieselman	14-1	S-O

<u>Position</u>	<u>Name</u>	<u>Grade— Step</u>	<u>Class of Appointment</u>
Chief Doorkeeper	Alvin L. Thrasher	12-3	S-O
Doorkeeper	Linda J. Kinman	11-2	S-O
Doorkeeper	Frank P. Mauro	11-4	S-O
Doorkeeper	Donald E. Monaghan	11-1	S-O
Doorkeeper	Linda L. Smuck	11-1	S-O
Doorkeeper	Dennis N. Walsh	11-2	S-O

PAGES

Speaker's Page	Stacia D. Drey	9-1	S-O
Page	Ella M. Apana-Stipe	9-1	S-O
Page	Grace A. Blythe	9-1	S-O
Page	Hannah E. Cree	9-1	S-O
Page	Douglas A. Dieleman	9-1	S-O
Page	Jagaar K. Halverson	9-1	S-O
Page	Tanner D. Kenin	9-1	S-O
Page	Paiven Z. Knoot	9-1	S-O
Page	Olivia B. Larson	9-1	S-O
Page	Michael A. Mitchell	9-1	S-O
Page	Melissa D. Pardock	9-1	S-O
Page	Grace S.H. Sundstrom	9-1	S-O
Page	Abbey E. Welden	9-1	S-O

April 7, 2021

To: Administration and Rules Committee

From: Meghan Nelson, Chief Clerk

Pursuant to Senate Concurrent Resolution 6, the following is a list of officers and Joint Senate/House employees for the Eighty-Ninth General Assembly, 2021 Session, and their respective classification, grades and steps:

<u>Position</u>	<u>Name</u>	<u>Grade— Step</u>	<u>Class of Appointment</u>
Facilities Manager I	Zachary L. Bunkers	35-8	P-FT
Senior Facilities Manager	Mark L. Willemssen	41-8	P-FT
Legislative Security Officer I	Kathleen C. Bacus	20-8	P-FT
Legislative Security Officer I	Jody W. Elliott	20-5	P-FT
Legislative Security Officer I	James A. Eyberg	20-4	P-FT
Legislative Security Officer I	Joseph K. Farver	20-1	P-FT
Legislative Security Officer I	Curtis L. Henderson	20-6	P-FT
Legislative Security Officer I	Timothy P. Knapp	20-8	P-FT
Legislative Security Officer I	Jeffrey L. Quigle	20-2	P-FT
Legislative Security Officer I	Kert J. Schnell	20-8	P-FT
Legislative Security Officer I	Richard D. Taylor	20-8	P-FT
Legislative Security Officer I	Marland H. Winter	20-2	P-FT
Legislative Security Officer I	Michael H. Winter	20-3	P-FT
Legislative Security Officer II	David W. Garrison	23-8	P-FT
Conserv./Restoration Specialist II	Arthur A. McBride IV	31-7	P-FT

SUBCOMMITTEE ASSIGNMENTS

House File 814 Reassigned

Ways and Means: Lundgren, Chair; Isenhardt and Nordman.

Senate File 363

Ways and Means: Graber, Chair; Brown-Powers and Lohse.

Senate File 367

Ways and Means: Hite, Chair; Mitchell and Wolfe.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

MEGHAN NELSON
Chief Clerk of the House

COMMITTEE ON APPROPRIATIONS

(Formerly 1001YA), 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, and providing for related matters.

Fiscal Note: **No**

Recommendation: **Do Pass** April 7, 2021.

(Formerly 1005YA), a bill for an act relating to appropriations to the justice system.

Fiscal Note: **No**

Recommendation: **Do Pass** April 7, 2021.

(Formerly 1006YA), a bill for an act relating to appropriations to the judicial branch.

Fiscal Note: **No**

Recommendation: **Do Pass** April 7, 2021.

(Formerly 1007YA), 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.

Fiscal Note: **No**

Recommendation: **Do Pass** April 7, 2021.

(Formerly 1008YA), 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, and providing contingent effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** April 7, 2021.

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House File 47), relating to the filing requirements for the business property tax credit and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** April 7, 2021.

Committee Bill (Formerly House File 843), relating to landlords and tenants, including service animal requirements, rent late fees, forcible entry and detainer property disposal, and peaceable possession, and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** April 7, 2021.

AMENDMENTS FILED

H-1357	H.J.R.	5	Senate amendment
H-1358	H.F.	775	Senate amendment
H-1359	H.F.	744	Senate amendment
H-1360	H.F.	390	Senate amendment
H-1361	H.F.	228	Senate amendment
H-1362	H.F.	196	Senate amendment
H-1363	H.F.	852	A. Meyer of Webster
H-1364	S.F.	568	Jacobsen of Pottawattamie
H-1365	H.F.	311	Senate amendment
H-1366	H.F.	836	Hite of Mahaska
H-1367	H.J.R.	5	Bohannon of Johnson
H-1368	H.J.R.	5	Anderson of Polk
H-1369	H.J.R.	5	Sunde of Polk
H-1370	H.J.R.	5	Wolfe of Clinton
H-1371	H.F.	746	Senate amendment

On motion by Windschitl of Harrison, the House adjourned at 3:57 p.m., until 8:30 a.m., Thursday, April 8, 2021.

JOURNAL OF THE HOUSE

Eighty-eighth Calendar Day - Fifty-seventh Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, April 8, 2021

The House met pursuant to adjournment at 8:32 a.m., Bossman of Woodbury in the chair.

Prayer was offered by Holt of Crawford.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Michael Mitchell, Page from West Des Moines.

The Journal of Wednesday, April 7, 2021, was approved.

INTRODUCTION OF BILLS

House File 865, by committee on Ways and Means, a bill for an act relating to the filing requirements for the business property tax credit and including effective date provisions.

Read first time and placed on the **Ways and Means calendar**.

House File 866, by committee on Ways and Means, a bill for an act relating to landlords and tenants, including service animal requirements, rent late fees, forcible entry and detainer property disposal, and peaceable possession, and including applicability provisions.

Read first time and placed on the **Ways and Means calendar**.

BILLS PLACED ON THE UNFINISHED BUSINESS CALENDAR

Windschitl of Harrison asked and received unanimous consent that the following bills be placed on the unfinished business calendar.

Senate File 185
Senate File 265
Senate File 354

Senate File 234
Senate File 322
Senate File 356

Senate File 243
Senate File 336
Senate File 357

Senate File 384	Senate File 387	Senate File 443
Senate File 450	Senate File 461	Senate File 463
Senate File 466	Senate File 468	Senate File 469
Senate File 476	Senate File 487	Senate File 524
Senate File 529	Senate File 531	Senate File 532
Senate File 546	Senate File 547	Senate File 551
Senate File 554	Senate File 562	Senate File 567

On motion by Windschitl of Harrison, the House was recessed at 8:37 a.m., until the conclusion of the committee on Appropriations.

MORNING SESSION

The House reconvened at 11:37 a.m., Wills of Dickinson in the chair.

INTRODUCTION OF BILL

House File 867, 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 PLACED ON THE UNFINISHED BUSINESS CALENDAR

Windschitl of Harrison asked and received unanimous consent that the following bill be placed on the unfinished business calendar.

Senate File 568

COMMITTEE RECOMMENDATION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendation has been received and is on file in the office of the Chief Clerk:

MEGHAN NELSON
Chief Clerk of the House

COMMITTEE ON APPROPRIATIONS

(Formerly 1000YA), 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.

Fiscal Note: **No**

Recommendation: **Do Pass** April 8, 2021.

AMENDMENTS FILED

H-1372	S.F.	546	Fry of Clarke
H-1373	H.F.	772	B. Meyer of Polk
H-1374	H.F.	772	B. Meyer of Polk
H-1375	H.F.	772	B. Meyer of Polk
H-1376	S.F.	384	Bloomington of Worth

On motion by Windschitl of Harrison, the House adjourned at 11:38 a.m., until 9:00 a.m., Friday, April 9, 2021.

JOURNAL OF THE HOUSE

Eighty-ninth Calendar Day - Fifty-eighth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Friday, April 9, 2021

The House met pursuant to adjournment at 9:00 a.m., Lohse of Polk in the chair.

Prayer was offered by Lohse of Polk.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Lohse of Polk.

The Journal of Thursday, April 8, 2021, was approved.

SENATE MESSAGES CONSIDERED

Senate File 321, by committee on Veterans Affairs, a bill for an act relating to the investment and use of funds in the veterans trust fund.

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

Senate File 576, by committee on Ways and Means, a bill for an act authorizing future tax contingencies, reducing the state inheritance tax rates and providing for the future repeal of the state inheritance tax and state qualified use inheritance tax, and including effective date and retroactive applicability provisions.

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

Senate File 587, by committee on Ways and Means, a bill for an act relating to state and local government financing, programs, and operations, by modifying provisions relating to mental health and disability services funding, school district funding, commercial and industrial property tax replacement payments, and other specified tax provisions, making appropriations, providing penalties, and including effective date and applicability provisions.

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

AMENDMENTS FILED

H-1377	S.F.	183	Mascher of Johnson
H-1378	S.F.	183	McConkey of Pottawattamie
H-1379	S.F.	183	Kurth of Scott
H-1380	S.F.	183	Wilburn of Story
H-1381	S.F.	183	Hunter of Polk

On motion by Thompson of Greene, the House adjourned at 9:03 a.m., until 1:00 p.m., Monday, April 12, 2021.

JOURNAL OF THE HOUSE

Ninety-second Calendar Day - Fifty-ninth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, April 12, 2021

The House met pursuant to adjournment at 1:15 p.m., Speaker Grassley in the chair.

Prayer was offered by Bennett of Linn.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Tanner Kenin, Page from Urbandale.

The Journal of Friday, April 9, 2021, was approved.

On motion by Windschitl of Harrison, the House was recessed at 1:21 p.m., until the conclusion of the committee on Appropriations and the committee on Ways and Means.

EVENING SESSION

The House reconvened at 6:07 p.m., Wills of Dickinson in the chair.

INTRODUCTION OF BILL

House File 868, 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 properly related matters, and including effective date and retroactive applicability provisions.

Read first time and placed on the **Appropriations calendar**.

SENATE AMENDMENTS CONSIDERED

House Concurred

Mitchell of Henry called up for consideration **House File 311**, a bill for an act relating to the frequency of game nights conducted by licensed

qualified organizations, amended by the Senate, and moved that the House concur in the Senate amendment H-1365.

The motion prevailed and the House concurred in the Senate amendment H-1365.

Mitchell of Henry moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 311)

The ayes were, 91:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bergan	Best	Bloomingtondale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cahill	Cisneros	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Fry	Gerhold	Gjerde	Gobble
Graber	Grassley, Spkr.	Gustafson	Hall
Hansen	Hein	Hite	Holt
Ingels	Isenhardt	Jacobsen	Jacoby
James	Jeneary	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Landon	Latham	Lohse
Lundgren	Mascher	Maxwell	McClintock
McConkey	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nordman
Oldson	Olson	Osmundson	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shipley	Sieck	Siegrist	Sorensen
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Windschitl
Wolfe	Worthan	Wills,	
		Presiding	

The nays were, 1:

Hunter

Absent or not voting, 8:

Bennett	Cohoon	Gaines	Jones
Nielsen	Smith	Staed	Winckler

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House Refused to Concur

Holt of Crawford called up for consideration **House File 452**, a bill for an act relating to certain civil and criminal enforcement activities involving the practice of massage therapy and cosmetology, and human trafficking, and providing penalties, amended by the Senate, and moved that the House concur in the Senate amendment H-1356.

The motion lost and the House refused to concur in the Senate amendment H-1356.

House Concurred

Westrich of Wapello called up for consideration **House File 390**, a bill for an act relating to notice requirements prior to discontinuing fluoridation in a public water supply system, and making penalties applicable, amended by the Senate, and moved that the House concur in the Senate amendment H-1360.

The motion prevailed and the House concurred in the Senate amendment H-1360.

Westrich of Wapello 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. 390)

The ayes were, 90:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bergan	Best	Bloomingtondale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cahill	Cisneros	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Fry	Gerhold	Gjerde	Gobble
Graber	Grassley, Spkr.	Gustafson	Hall
Hansen	Hein	Hite	Holt
Hunter	Ingels	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Judge

Kaufmann	Kerr	Klein	Konfrst
Kressig	Kurth	Landon	Latham
Lohse	Lundgren	Mascher	Maxwell
McClintock	McConkey	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Nordman
Oldson	Olson	Osmundson	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Sieck	Siegrist	Sorensen	Steckman
Stone	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Westrich	Wheeler
Wilburn	Williams	Windschitl	Wolfe
Worthan	Wills, Presiding		

The nays were, 2:

Meyer, B. Shipley

Absent or not voting, 8:

Bennett	Cohoon	Gaines	Jones
Nielsen	Smith	Staed	Winckler

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

House Concurred

Mitchell of Henry called up for consideration **House File 746**, a bill for an act relating to the statute of limitations for recovery from injuries to a person or property from a licensed veterinarian, amended by the Senate, and moved that the House concur in the Senate amendment H-1371.

The motion prevailed and the House concurred in the Senate amendment H-1371.

Mitchell of Henry moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 746)

The ayes were, 91:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bergan	Best	Bloomingtondale

Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cahill	Cisneros	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Fry	Gerhold	Gjerde	Gobble
Graber	Grassley, Spkr.	Gustafson	Hall
Hansen	Hein	Hite	Holt
Hunter	Ingels	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Judge
Kaufmann	Kerr	Klein	Konfrst
Kressig	Kurth	Landon	Latham
Lohse	Lundgren	Mascher	Maxwell
McClintock	McConkey	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nordman	Oldson	Olson	Osmundson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Sieck	Siegrist	Sorensen
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Windschitl
Wolfe	Worthan	Wills,	
		Presiding	

The nays were, 1:

Shipley

Absent or not voting, 8:

Bennett	Cohoon	Gaines	Jones
Nielsen	Smith	Staed	Winckler

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

House Concurred

Klein of Washington called up for consideration **House File 775**, a bill for an act concerning unauthorized entry or access, including placement or use of a camera or electronic surveillance device while trespassing, unauthorized gathering of samples of certain materials relating to animals and animal feeding operations, and providing penalties, amended by the Senate, and moved that the House concur in the Senate amendment H-1358.

The motion prevailed and the House concurred in the Senate amendment H-1358.

Klein of Washington moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 775)

The ayes were, 72:

Andrews	Bacon	Baxter	Bergan
Best	Bloomington	Boden	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cisneros	Deyoe	Dolecheck
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Grassley, Spkr.
Gustafson	Hall	Hansen	Hein
Hite	Holt	Hunter	Ingels
Jacobsen	Jeneary	Judge	Kaufmann
Kerr	Klein	Kressig	Landon
Latham	Lohse	Lundgren	Maxwell
McClintock	McConkey	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Nordman
Olson	Osmundson	Paustian	Prichard
Salmon	Sexton	Sieck	Siegrist
Sorensen	Stone	Sunde	Thompson
Thorup	Westrich	Wheeler	Williams
Windschitl	Wolfe	Worthan	Wills, Presiding

The nays were, 20:

Abdul-Samad	Anderson	Bohannon	Cahill
Donahue	Ehlert	Isenhardt	Jacoby
James	Konfrst	Kurth	Mascher
Meyer, B.	Oldson	Running-Marquardt	Shipley
Steckman	Thede	Wessel-Kroeschell	Wilburn

Absent or not voting, 8:

Bennett	Cohoon	Gaines	Jones
Nielsen	Smith	Staed	Winckler

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

CONSIDERATION OF BILLS

Unfinished Business Calendar

Senate File 185, a bill for an act repealing the Missouri river preservation and land use authority, and including transition provisions, with report of committee recommending passage, 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. 185)

The ayes were, 59:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Graber	Grassley, Spkr.
Gustafson	Hein	Hite	Holt
Ingels	Jacobsen	Jeneary	Kaufmann
Kerr	Klein	Landon	Latham
Lohse	Lundgren	Maxwell	McClintock
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Osmundson
Paustian	Salmon	Sexton	Shipley
Sieck	Siegrist	Sorensen	Stone
Thompson	Thorup	Westrich	Wheeler
Windschitl	Worthan	Wills,	
		Presiding	

The nays were, 34:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Donahue
Ehlert	Forbes	Gjerde	Hall
Hansen	Hunter	Isenhardt	Jacoby
James	Judge	Konfrst	Kressig
Kurth	Mascher	McConkey	Oldson
Olson	Prichard	Running-Marquardt	Steckman
Sunde	Thede	Wessel-Kroeschell	Wilburn
Williams	Wolfe		

Absent or not voting, 7:

Cohoon	Gaines	Jones	Nielsen
Smith	Staed	Winckler	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 852, a bill for an act relating to the reimbursement of resident physician medical liability insurance premiums to certain hospitals and affiliated nonprofit organizations, was taken up for consideration.

A. Meyer of Webster offered amendment H–1363 filed by her and moved its adoption.

Amendment H–1363 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?” (H.F. 852)

The ayes were, 91:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Judge	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Landon
Latham	Lohse	Lundgren	Mascher
Maxwell	McClintock	McConkey	Meyer, A.
Mitchell	Mohr	Mommsen	Moore
Nordman	Oldson	Olson	Osmundson
Paustian	Prichard	Running-Marquardt	Sexton
Shipley	Sieck	Siegrist	Sorensen
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich

Wheeler	Wilburn	Williams	Windschitl
Wolfe	Worthan	Wills, Presiding	

The nays were, 2:

Meyer, B.	Salmon
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Absent or not voting, 7:

Cohoon	Gaines	Jones	Nielsen
Smith	Staed	Winckler	

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

Senate File 466, 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, with report of committee recommending passage, was taken up for consideration.

Mascher of Johnson asked and received unanimous consent to withdraw amendment H-1347 filed by her on April 5, 2021.

Abdul-Samad of Polk asked and received unanimous consent to withdraw amendment H-1348 filed by him and Andrews of Polk on April 5, 2021.

Bush of Cherokee moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 466)

The ayes were, 91:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannan	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt

Jacobsen	Jacoby	James	Jeneary
Judge	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Landon
Latham	Lundgren	Mascher	Maxwell
McClintock	McConkey	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Nordman
Oldson	Olson	Osmundson	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shipley	Sieck	Siegrist	Sorensen
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Windschitl
Wolfe	Worthan	Wills,	
		Presiding	

The nays were, 2:

Lohse	Moore
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Absent or not voting, 7:

Cohoon	Gaines	Jones	Nielsen
Smith	Staed	Winckler	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Senate File 532, a bill for an act providing for statements of professional recognition for licensed behavior analysts and mental health counselors by the board of educational examiners and including effective date provisions, with report of committee recommending passage, was taken up for consideration.

Gobble of Polk offered amendment H-1353 filed by him and moved its adoption.

Amendment H-1353 was adopted.

Gobble 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, 93:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Judge	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Landon
Latham	Lohse	Lundgren	Mascher
Maxwell	McClintock	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommson
Moore	Nordman	Oldson	Olson
Osmundson	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Siegrist	Sorensen	Steckman	Stone
Sunde	Thede	Thompson	Thorup
Wessel-Kroeschell	Westrich	Wheeler	Wilburn
Williams	Windschitl	Wolfe	Worthan
Wills, Presiding			

The nays were, none.

Absent or not voting, 7:

Cohoon	Gaines	Jones	Nielsen
Smith	Staed	Winckler	

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

Senate File 546, a bill for an act relating to private instruction and driver education, with report of committee recommending passage, was taken up for consideration.

Fry of Clarke offered amendment H-1372 filed by him and moved its adoption.

Amendment H-1372 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?" (S.F. 546)

The ayes were, 59:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossman
Bradley	Brink	Brown-Powers	Bush
Cisneros	Deyoe	Dolecheck	Fisher
Fry	Gerhold	Gobble	Grabner
Grassley, Spkr.	Gustafson	Hein	Hite
Holt	Ingels	Jacobsen	Jeneary
Kaufmann	Kerr	Klein	Landon
Latham	Lundgren	Maxwell	McClintock
Meyer, A.	Mitchell	Mohr	Mommsen
Moore	Nordman	Olson	Osmundson
Paustian	Salmon	Sexton	Shipley
Sieck	Siegrist	Sorensen	Stone
Thompson	Thorup	Westrich	Wheeler
Windschitl	Worthan	Wills,	
		Presiding	

The nays were, 34:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Cahill	Donahue	Ehlert
Forbes	Gjerde	Hall	Hansen
Hunter	Isenhardt	Jacoby	James
Judge	Konfrst	Kressig	Kurth
Lohse	Mascher	McConkey	Meyer, B.
Oldson	Prichard	Running-Marquardt	Steckman
Sunde	Thede	Wessel-Kroeschell	Wilburn
Williams	Wolfe		

Absent or not voting, 7:

Cohoon	Gaines	Jones	Nielsen
Smith	Staed	Winckler	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Cohoon of Des Moines
Jones of Clay
Smith of Black Hawk
Winckler of Scott

Gaines of Polk
Nielsen of Johnson
Staed of Linn

IMMEDIATE MESSAGES

Windschitl of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 311, 390, 452, 746, 775, 852** and **Senate Files 185, 466, 532 and 546**.

HOUSE FILES WITHDRAWN

Windschitl of Harrison asked and received unanimous consent to withdraw House Files 436 and 763 from further consideration by the House.

BILLS ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:

Mr. Speaker: The Chief Clerk of the House respectfully reports that the following bills have been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for approval on this 12th day of April, 2021: House Files 260, 368, 495, 552, 555, 559 and 655.

MEGHAN NELSON
Chief Clerk of the House

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on April 12, 2021, the following bills were approved and transmitted to the Secretary of State:

House File 260, an Act relating to the number of children receiving child care at any one time in a child care home.

House File 368, an Act relating to the administration of the reimbursement for rent constituting property taxes paid and related matters and including effective date provisions.

House File 495, an Act relating to certain reporting dates for cities which receive road use tax fund moneys.

House File 552, an Act relating to requirements for using a dog to track a wounded deer.

House File 555, an Act prohibiting counties and cities from regulating the sale of natural gas and propane.

House File 559, an Act relating to financial assistance provided by the economic development authority to certain apprenticeship sponsors and lead apprenticeship sponsors, and including applicability provisions.

House File 655, an Act prohibiting interference with the transportation of an agricultural animal, and providing penalties.

Senate File 172, an Act relating to the definition of sex act or sexual activity for purposes of the Iowa criminal code.

Senate File 253, an Act relating to sexual abuse in the second degree and sexual abuse in the third degree.

Senate File 444, an Act relating to motor vehicles, including the surrender or transfer of registration plates and cards to a county treasurer, documentary fees charged by motor vehicle dealers, and motor vehicle franchise obligations.

Senate File 548, an Act relating to the regulation of advertising devices near certain highways.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

MEGHAN NELSON
Chief Clerk of the House

COMMITTEE ON APPROPRIATIONS

(Formerly 1003YA), 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 properly related matters, and including effective date and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** April 12, 2021.

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House File 790), creating a permit allowing the operation of vehicles of excessive weight transporting fluid milk products, and providing fees.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** April 12, 2021.

Committee Bill (Formerly House File 810), regarding the registration and titling of motor vehicles, including by providing for registration and titling by any county treasurer and by modifying related fees and the amount of fees retained by county treasurers.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** April 12, 2021.

AMENDMENTS FILED

H-1382	S.F.	384	Thede of Scott
H-1383	S.F.	384	Thede of Scott
H-1384	H.F.	861	Salmon of Black Hawk
			Cisneros of Muscatine
			Baxter of Hancock
			Fisher of Tama
			Jeneary of Plymouth
			Boden of Warren
			Stone of Winnebago
			Osmundson of Clayton
			Gerhold of Benton
			Shipley of Van Buren
			Jacobsen of Pottawattamie
H-1385	H.F.	772	B. Meyer of Polk
H-1386	S.F.	562	Lohse of Polk

On motion by Windschitl of Harrison, the House adjourned at 7:25 p.m., until 8:30 a.m., Tuesday, April 13, 2021.

JOURNAL OF THE HOUSE

Ninety-third Calendar Day - Sixtieth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, April 13, 2021

The House met pursuant to adjournment at 8:32 a.m., Wills of Dickinson in the chair.

Prayer was offered by Jacobsen of Pottawattamie.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Olivia Larson, Page from Mount Pleasant.

The Journal of Monday, April 12, 2021, was approved.

INTRODUCTION OF BILL

House File 869, by committee on Ways and Means, a bill for an act creating a permit allowing the operation of vehicles of excessive weight transporting fluid milk products, providing fees, and including effective date provisions.

Read first time and placed on the **Ways and Means calendar**.

On motion by Windschitl of Harrison, the House was recessed at 8:37 a.m., until 11:30 a.m.

AFTERNOON SESSION

The House reconvened at 3:21 p.m., Wills of Dickinson in the chair.

TIME CERTAIN INVOKED

Rule 67

Windschitl of Harrison moved that a time certain be set for the close of debate and that the House act on the following question and all amendments filed to the question no later than 6:30 p.m. on Tuesday, April 13, 2021, and then immediately proceed to closing remarks and final passage of House File 772.

A non-record roll call was requested.

The ayes were 57, nays 30.

INTRODUCTION OF BILL

House File 870, by committee on Ways and Means, a bill for an act regarding the registration and titling of motor vehicles, including by providing for initial registration and titling by any county treasurer and by modifying related fees and the amount of fees retained by county treasurers.

Read first time and placed on the **Ways and Means calendar**.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 13, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 309, a bill for an act restricting public agency disclosure of and access to certain personal information related to tax-exempt organizations, and providing penalties.

Also: That the Senate has on April 13, 2021, 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 561, a bill for an act relating to the perfection of mechanics' liens and mechanics' liens remedies and including effective date provisions.

Also: That the Senate has on April 13, 2021, amended and passed the following bill in which the concurrence of the House is asked:

House File 493, a bill for an act relating to low-speed electric bicycles, providing penalties, making penalties applicable, and including applicability provisions.

Also: That the Senate has on April 13, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 693, a bill for an act relating to matters under the purview of the utilities division of the department of commerce.

Also: That the Senate has on April 13, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 707, a bill for an act relating to interpreters and translators for limited-English-proficient, deaf, and hard-of-hearing persons in certain legal proceedings.

Also: That the Senate has on April 13, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 710, a bill for an act relating to child endangerment committed by a sex offender, and providing penalties.

Also: That the Senate has on April 13, 2021, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 424, a bill for an act relating to the licensure of persons completing an apprenticeship, and including effective date provisions.

Also: That the Senate has on April 13, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 561, a bill for an act relating to the establishment of a cold case investigation unit within the department of public safety.

Also: That the Senate has on April 13, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 574, a bill for an act relating to confidential information maintained by local government officials for certain veteran and military property tax credits and exemptions.

Also: That the Senate has on April 13, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 577, a bill for an act relating to a certificate of nonviable birth.

Also: That the Senate has on April 13, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 586, a bill for an act relating to banks, making appropriations, providing civil penalties, and making civil penalties applicable.

W. CHARLES SMITHSON, Secretary

The House stood at ease at 3:23 p.m., until the fall of the gavel.

The House resumed session at 4:44 p.m., Wills of Dickinson in the chair.

TIME CERTAIN WITHDRAWN

Windschitl of Harrison asked and received unanimous consent to withdraw the motion for Time Certain.

The motion prevailed.

CONSIDERATION OF BILLS

Unfinished Business Calendar

House File 844, a bill for an act providing for business entities, providing for certain fees, and including effective date provisions, was taken up for consideration.

Lohse of Polk offered amendment H-1355 filed by him and moved its adoption.

Amendment H-1355 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?" (H.F. 844)

The ayes were, 92:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomington	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Deyoe
Donahue	Ehlert	Fisher	Forbes
Fry	Gerhold	Gjerde	Gobble
Graber	Grassley, Spkr.	Gustafson	Hall
Hansen	Hein	Hite	Holt
Hunter	Ingels	Jacobsen	Jacoby
James	Jeneary	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Landon	Latham	Lohse
Lundgren	Mascher	Maxwell	McClintock
McConkey	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nordman
Oldson	Olson	Osmundson	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shipley	Sieck	Siegrist	Sorensen
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Winkler
Windschitl	Wolfe	Worthan	Wills,
			Presiding

The nays were, none.

Absent or not voting, 8:

Cohoon	Dolecheck	Gaines	Isenhart
Jones	Nielsen	Smith	Staed

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Senate File 234, a bill for an act relating to the classification and reclassification of certain secondary roads, and including applicability provisions, with report of committee recommending passage, was taken up for consideration.

Cisneros 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. 234)

The ayes were, 92:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannan	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Deyoe
Donahue	Ehlert	Fisher	Forbes
Fry	Gerhold	Gjerde	Gobble
Graber	Grassley, Spkr.	Gustafson	Hall
Hansen	Hein	Hite	Holt
Hunter	Ingels	Jacobsen	Jacoby
James	Jeneary	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Landon	Latham	Lohse
Lundgren	Mascher	Maxwell	McClintock
McConkey	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nordman
Oldson	Olson	Osmundson	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shipley	Sieck	Siegrist	Sorensen
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Winckler
Windschitl	Wolfe	Worthan	Wills,
			Presiding

The nays were, none.

Absent or not voting, 8:

Cohoon	Dolecheck	Gaines	Isenhart
Jones	Nielsen	Smith	Staed

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Senate File 357, a bill for an act relating to the placement of a child in detention, and including effective date provisions, with report of committee recommending passage, 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. 357)

The ayes were, 92:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannan	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Deyoe
Donahue	Ehlert	Fisher	Forbes
Fry	Gerhold	Gjerde	Gobble
Graber	Grassley, Spkr.	Gustafson	Hall
Hansen	Hein	Hite	Holt
Hunter	Ingels	Jacobsen	Jacoby
James	Jeneary	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Landon	Latham	Lohse
Lundgren	Mascher	Maxwell	McClintock
McConkey	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nordman
Oldson	Olson	Osmundson	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shipley	Sieck	Siegrist	Sorensen
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Winckler
Windschitl	Wolfe	Worthan	Wills,
			Presiding

The nays were, none.

Absent or not voting, 8:

Cohoon	Dolecheck	Gaines	Isenhardt
Jones	Nielsen	Smith	Staed

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Senate File 554, a bill for an act relating to the acquisition of title to abandoned property in the unincorporated area of a county, with report of committee recommending passage, was taken up for consideration.

Gobble 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. 554)

The ayes were, 92:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannan	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Deyoe
Donahue	Ehlert	Fisher	Forbes
Fry	Gerhold	Gjerde	Gobble
Graber	Grassley, Spkr.	Gustafson	Hall
Hansen	Hein	Hite	Holt
Hunter	Ingels	Jacobsen	Jacoby
James	Jeneary	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Landon	Latham	Lohse
Lundgren	Mascher	Maxwell	McClintock
McConkey	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nordman
Oldson	Olson	Osmundson	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shipley	Sieck	Siegrist	Sorensen
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Winckler
Windschitl	Wolfe	Worthan	Wills,
			Presiding

The nays were, none.

Absent or not voting, 8:

Cohoon	Dolecheck	Gaines	Isenhardt
Jones	Nielsen	Smith	Staed

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Senate File 562, a bill for an act relating to sexual exploitation by an adult providing training or instruction, and providing penalties, with report of committee recommending passage, was taken up for consideration.

Lohse of Polk offered amendment H-1386 filed by him and moved its adoption.

Amendment H-1386 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. 562)

The ayes were, 91:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Deyoe
Donahue	Ehlert	Fisher	Forbes
Fry	Gerhold	Gjerde	Gobble
Graber	Grassley, Spkr.	Gustafson	Hall
Hansen	Hein	Hite	Holt
Hunter	Ingels	Jacobsen	Jacoby
James	Jeneary	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Landon	Latham	Lohse
Lundgren	Mascher	Maxwell	McClintock
McConkey	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nordman
Oldson	Olson	Osmundson	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shipley	Sieck	Sorensen	Steckman
Stone	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Westrich	Wheeler

Wilburn
Wolfe

Williams
Worthan

Winckler
Wills,
Presiding

Windschitl

The nays were, none.

Absent or not voting, 9:

Cohoon
Jones
Staed

Dolecheck
Nielsen

Gaines
Siegrist

Isenhart
Smith

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Appropriations Calendar

House File 857, a bill for an act establishing a butchery innovation and revitalization fund and program to be administered by the economic development authority, in consultation with the department of agriculture and land stewardship, and creating a task force to explore the feasibility of establishing an artisanal butchery program at a community college or at an institution governed by the state board of regents, 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. 857)

The ayes were, 91:

Abdul-Samad
Baxter
Bloomingdale
Bradley
Bush
Donahue
Fry
Graber
Hansen
Hunter
James
Kerr
Kurth
Lundgren

Anderson
Bennett
Boden
Breckenridge
Cahill
Ehlert
Gerhold
Grassley, Spkr.
Hein
Ingels
Jeneary
Klein
Landon
Mascher

Andrews
Bergan
Bohannon
Brink
Cisneros
Fisher
Gjerde
Gustafson
Hite
Jacobsen
Judge
Konfrst
Latham
Maxwell

Bacon
Best
Bossman
Brown-Powers
Deyoe
Forbes
Gobble
Hall
Holt
Jacoby
Kaufmann
Kressig
Lohse
McClintock

McConkey	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nordman
Oldson	Olson	Osmundson	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shipley	Sieck	Sorensen	Steckman
Stone	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Westrich	Wheeler
Wilburn	Williams	Winckler	Windschitl
Wolfe	Worthan	Wills,	
		Presiding	

The nays were, none.

Absent or not voting, 9:

Cohoon	Dolecheck	Gaines	Isenhart
Jones	Nielsen	Siegrist	Smith
Staed			

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 853, a bill for an act relating to snowmobile user permits and registration fees, was taken up for consideration.

Graber of Lee moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 853)

The ayes were, 90:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingdale	Boden	Bohannan	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Deyoe
Donahue	Ehlert	Fisher	Forbes
Fry	Gerhold	Gobble	Graber
Grassley, Spkr.	Gustafson	Hall	Hansen
Hein	Hite	Holt	Hunter
Ingels	Jacobsen	Jacoby	James
Jeneary	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McClintock	McConkey

Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Sorensen	Steckman	Stone
Sunde	Thede	Thompson	Thorup
Wessel-Kroeschell	Westrich	Wheeler	Wilburn
Williams	Winckler	Windschitl	Wolfe
Worthan	Wills, Presiding		

The nays were, 1:

Gjerde

Absent or not voting, 9:

Cohoon	Dolecheck	Gaines	Isenhart
Jones	Nielsen	Siegrist	Smith
Staed			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 855, 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, 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. 855)

The ayes were, 91:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Deyoe
Donahue	Ehlert	Fisher	Forbes
Fry	Gerhold	Gjerde	Gobble
Graber	Grassley, Spkr.	Gustafson	Hall
Hansen	Hein	Hite	Holt
Hunter	Ingels	Jacobsen	Jacoby
James	Jeneary	Judge	Kaufmann

Kerr	Klein	Konfrst	Kressig
Kurth	Landon	Latham	Lohse
Lundgren	Mascher	Maxwell	McClintock
McConkey	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nordman
Oldson	Olson	Osmundson	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shipley	Sieck	Sorensen	Steckman
Stone	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Westrich	Wheeler
Wilburn	Williams	Winckler	Windschitl
Wolfe	Worthan	Wills,	
		Presiding	

The nays were, none.

Absent or not voting, 9:

Cohoon	Dolecheck	Gaines	Isenhart
Jones	Nielsen	Siegrist	Smith
Staed			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Cohoon of Des Moines	Dolecheck of Ringgold
Gaines of Polk	Isenhart of Dubuque
Jones of Clay	Nielsen of Johnson
Siegrist of Pottawattamie	Smith of Black Hawk
Staed of Linn	

IMMEDIATE MESSAGES

Windschitl of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 844, 853, 855, 857** and **Senate Files 234, 357, 554** and **562**.

HOUSE FILES WITHDRAWN

Windschitl of Harrison asked and received unanimous consent to withdraw House Files 670, 681, 723, 787 and 826 from further consideration by the House.

EXPLANATION OF VOTE

On April 6, 2021, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 527—"aye"
House File 588—"aye"
House File 846—"aye"
Senate File 424—"aye"

House File 561—"aye"
House File 761—"aye"
House File 854—"aye"

Also: On April 7, 2021, I would have voted as follows:

House File 429—"aye"
Senate File 260—"aye"
Senate File 315—"aye"
Senate File 517—"nay"

House File 766—"aye"
Senate File 296—"aye"
Senate File 366—"aye"

Winckler of Scott

AMENDMENTS FILED

H-1387	H.F.	859	Paustian of Scott
			Klein of Washington
			Gobble of Polk
			Salmon of Black Hawk
			Bradley of Jones
			Jeneary of Plymouth
			Shipley of Van Buren
			Jacobsen of Pottawattamie
			Lohse of Polk
			Wheeler of Sioux
			Mitchell of Henry
			Westrich of Wapello
			Cisneros of Muscatine
			Worthan of Buena Vista
			Best of Carroll
			Bacon of Story
			Kerr of Louisa
			Gerhold of Benton
			Osmundson of Clayton
			Holt of Crawford

H-1388	H.F.	493	Senate amendment
H-1389	H.F.	772	Deyoe of Story
H-1390	H.F.	772	Deyoe of Story
H-1391	H.F.	864	Worthan of Buena Vista
H-1392	H.F.	859	Paustian of Scott
H-1393	H.F.	866	Hite of Mahaska
H-1394	H.F.	860	Mommsen of Clinton

On motion by Windschitl of Harrison, the House adjourned at 5:36 p.m., until 8:30 a.m., Wednesday, April 14, 2021.

JOURNAL OF THE HOUSE

Ninety-fourth Calendar Day - Sixty-first Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, April 14, 2021

The House met pursuant to adjournment at 8:30 a.m., Wills of Dickinson in the chair.

Prayer was offered by Westrich of Wapello.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Melissa Pardock, Page from Des Moines.

The Journal of Tuesday, April 13, 2021, was approved.

SPECIAL PRESENTATION

Wheeler of Sioux introduced to the House, the Orange City Tulip Queen and her court.

The House rose and expressed its welcome.

On motion by Windschitl of Harrison, the House was recessed at 8:37 a.m., until the conclusion of the committee on Appropriations and the committee on Ways and Means.

AFTERNOON SESSION

The House reconvened at 4:25 p.m., Speaker Grassley in the chair.

INTRODUCTION OF BILL

House File 871, 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, and the state board of regents and certain regents institutions, and providing for properly related matters, and including

contingent effective date provisions.

Read first time and placed on the **Appropriations calendar**.

SENATE MESSAGES CONSIDERED

Senate File 561, by committee on Judiciary, a bill for an act relating to the establishment of a cold case investigation unit within the department of public safety.

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

Senate File 574, by committee on Ways and Means, a bill for an act relating to confidential information maintained by local government officials for certain veteran and military property tax credits and exemptions.

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

CONSIDERATION OF BILLS Ways and Means Calendar

House File 865, a bill for an act relating to the filing requirements for the business property tax credit and including effective date provisions, 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. 865)

The ayes were, 93:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannan	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Gustafson	Hall
Hansen	Hein	Hite	Holt
Hunter	Ingels	Isenhardt	Jacobsen

Jacoby	James	Jeneary	Judge
Kaufmann	Kerr	Klein	Konfrst
Kressig	Kurth	Latham	Lohse
Lundgren	Mascher	Maxwell	McClintock
McConkey	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nordman
Oldson	Olson	Osmundson	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shipley	Sieck	Siegrist	Sorensen
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Wills
Winckler	Windschitl	Wolfe	Worthan
Speaker Grassley			

The nays were, none.

Absent or not voting, 7:

Cohoon	Gaines	Jones	Landon
Nielsen	Smith	Staed	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 866, a bill for an act relating to landlords and tenants, including service animal requirements, rent late fees, forcible entry and detainer property disposal, and peaceable possession, and including applicability provisions, was taken up for consideration.

Hite of Mahaska offered amendment H-1393 filed by him and moved its adoption.

Amendment H-1393 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. 866)

The ayes were, 58:

Andrews	Bacon	Baxter	Bergan
Best	Bloomington	Boden	Bossman
Bradley	Brink	Bush	Cisneros

Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Graber	Gustafson
Hein	Hite	Holt	Ingels
Jacobsen	Jeneary	Kaufmann	Kerr
Klein	Latham	Lohse	Lundgren
Maxwell	McClintock	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Nordman
Olson	Osmundson	Paustian	Salmon
Sexton	Shipley	Sieck	Siegrist
Sorensen	Stone	Thompson	Thorup
Westrich	Wheeler	Wills	Windschitl
Worthan	Speaker		
	Grassley		

The nays were, 35:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Donahue
Ehlert	Forbes	Gjerde	Hall
Hansen	Hunter	Isenhardt	Jacoby
James	Judge	Konfrst	Kressig
Kurth	Mascher	McConkey	Meyer, B.
Oldson	Prichard	Running-Marquardt	Steckman
Sunde	Thede	Wessel-Kroeschell	Wilburn
Williams	Winckler	Wolfe	

Absent or not voting, 7:

Cohoon	Gaines	Jones	Landon
Nielsen	Smith	Staed	

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 698, a bill for an act relating to officer disciplinary actions and establishing a legislative interim committee, was taken up for consideration.

Klein of Washington offered amendment H-1340 filed by him.

Prichard of Floyd rose on a point of order under Rule 68, order of consideration of amendments.

The Speaker ruled the point not well taken.

Klein of Washington offered amendment H-1344, to amendment H-1340, filed by him and moved its adoption.

Amendment H-1344, to amendment H-1340, was adopted.

Klein of Washington moved the adoption of amendment H-1340, as amended.

Roll call was requested by Breckenridge of Jasper and Prichard of Floyd.

On the question "Shall amendment H-1340, as amended, be adopted?" (H.F. 698)

The ayes were, 93:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomington	Boden	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Gustafson	Hall
Hansen	Hein	Hite	Holt
Hunter	Ingels	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Judge
Kaufmann	Kerr	Klein	Konfrst
Kressig	Kurth	Latham	Lohse
Lundgren	Mascher	Maxwell	McClintock
McConkey	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nordman
Oldson	Olson	Osmundson	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shipley	Sieck	Siegrist	Sorensen
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Wills
Winckler	Windschitl	Wolfe	Worthan
Speaker			
Grassley			

The nays were, none.

Absent or not voting, 7:

Cohoon	Gaines	Jones	Landon
Nielsen	Smith	Staed	

Amendment H-1340, as amended, was adopted, placing out of order amendment H-1397 filed by Konfrst of Polk from the floor.

SENATE FILE 342 SUBSTITUTED FOR HOUSE FILE 698

Klein of Washington asked and received unanimous consent to substitute Senate File 342 for House File 698.

Senate File 342, a bill for an act relating to officer disciplinary actions, was taken up for consideration.

Klein of Washington offered amendment H-1342 filed by him.

Prichard of Floyd rose on a point of order and moved to suspend the rules to immediately consider amendment H-1346, to amendment H-1342.

Roll call was requested by Prichard of Floyd and Donahue of Linn.

On the question "Shall the rules be suspended to immediately consider amendment H-1346, to amendment H-1342?" (S.F. 342)

The ayes were, 36:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Donahue
Ehlert	Forbes	Gjerde	Hall
Hansen	Hunter	Isenhart	Jacoby
James	Judge	Konfrst	Kressig
Kurth	Mascher	McConkey	Meyer, B.
Oldson	Olson	Prichard	Running-Marquardt
Steckman	Sunde	Thede	Wessel-Kroeschell
Wilburn	Williams	Winckler	Wolfe

The nays were, 57:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Boden	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Graber	Gustafson
Hein	Hite	Holt	Ingels
Jacobsen	Jeneary	Kaufmann	Kerr
Klein	Latham	Lohse	Lundgren
Maxwell	McClintock	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Nordman
Osmundson	Paustian	Salmon	Sexton
Shipley	Sieck	Siegrist	Sorensen

Stone
Wheeler
Speaker
Grassley

Thompson
Wills

Thorup
Windschitl

Westrich
Worthan

Absent or not voting, 7:

Cohoon
Nielsen

Gaines
Smith

Jones
Staed

Landon

The motion to suspend the rules lost.

Klein of Washington offered amendment H-1343, to amendment H-1342, filed by him and moved its adoption.

Amendment H-1343, to amendment H-1342, was adopted, placing out of order amendment H-1346, to amendment H-1342, filed by Konfrst of Polk on April 5, 2021.

Klein of Washington moved the adoption of amendment H-1342, as amended.

Amendment H-1342, as amended, was adopted, placing out of order amendment H-1396 filed by Konfrst of Polk from the floor.

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. 342)

The ayes were, 63:

Bacon
Bloomingdale
Breckenridge
Deyoe
Fry
Graber
Hein
Jacobsen
Kerr
Lundgren
Meyer, A.
Moore
Salmon

Baxter
Boden
Brink
Dolecheck
Gerhold
Gustafson
Hite
Jeneary
Klein
Maxwell
Mitchell
Nordman
Sexton

Bergan
Bossman
Bush
Fisher
Gjerde
Hall
Holt
Judge
Latham
McClintock
Mohr
Osmundson
Sieck

Best
Bradley
Cisneros
Forbes
Gobble
Hansen
Ingels
Kaufmann
Lohse
McConkey
Mommson
Paustian
Siegrist

Sorensen	Stone	Thompson	Thorup
Westrich	Wheeler	Williams	Wills
Windschitl	Worthan	Speaker	
		Grassley	

The nays were, 30:

Abdul-Samad	Anderson	Andrews	Bennett
Bohannan	Brown-Powers	Cahill	Donahue
Ehlert	Hunter	Isenhardt	Jacoby
James	Konfrst	Kressig	Kurth
Mascher	Meyer, B.	Oldson	Olson
Prichard	Running-Marquardt	Shipley	Steckman
Sunde	Thede	Wessel-Kroeschell	Wilburn
Winckler	Wolfe		

Absent or not voting, 7:

Cohoon	Gaines	Jones	Landon
Nielsen	Smith	Staed	

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 450, a bill for an act relating to the death of a dependent adult, and providing penalties, 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. 450)

The ayes were, 92:

Anderson	Andrews	Bacon	Baxter
Bennett	Bergan	Best	Bloomingdale
Boden	Bohannan	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cahill	Cisneros	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Fry	Gerhold	Gjerde	Gobble
Graber	Gustafson	Hall	Hansen
Hein	Hite	Holt	Hunter
Ingels	Isenhardt	Jacobsen	Jacoby

James	Jeneary	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Latham	Lohse	Lundgren
Mascher	Maxwell	McClintock	McConkey
Meyer, A.	Meyer, B.	Mitchell	Mohr
Mommsen	Moore	Nordman	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Siegrist	Sorensen	Steckman
Stone	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Westrich	Wheeler
Wilburn	Williams	Wills	Winckler
Windschitl	Wolfe	Worthan	Speaker
			Grassley

The nays were, none.

Absent or not voting, 8:

Abdul-Samad	Cohoon	Gaines	Jones
Landon	Nielsen	Smith	Staed

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Wills of Dickinson in the chair at 6:56 p.m.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Abdul-Samad of Polk	Cohoon of Des Moines
Gaines of Polk	Jones of Clay
Landon of Polk	Nielsen of Johnson
Smith of Black Hawk	Staed of Linn

IMMEDIATE MESSAGES

Windschitl of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 865, 866** and **Senate File 342 and 450.**

HOUSE FILES WITHDRAWN

Windschitl of Harrison asked and received unanimous consent to withdraw House Files 47, 698 and 843 from further consideration by the House.

REPORT OF THE CHIEF CLERK OF THE HOUSE

MR. SPEAKER: Pursuant to House Rule 42, I report that in engrossing bills the following corrections were made:

Senate File 342: Amendment H-1343, Operation 2, Page 32, Line 27

1. Delete: Title page, by striking lines 1 through 6 and inserting
2. Insert: Title page, by striking line 1 and inserting

MEGHAN NELSON
Chief Clerk of the House

EXPLANATIONS OF VOTE

On April 12, 2021, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 311—"aye"
House File 775—"nay"
Senate File 185—"nay"
Senate File 532—"aye"

House File 746—"aye"
House File 852—"aye"
Senate File 466—"aye"
Senate File 546—"nay"

Winckler of Scott

On April 13, 2021, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 844—"aye"
House File 857—"aye"
Senate File 357—"aye"
Senate File 562—"aye"

House File 853—"aye"
Senate File 234—"aye"
Senate File 554—"aye"

Isenhardt of Dubuque

SUBCOMMITTEE ASSIGNMENT

Senate File 574

Ways and Means: Graber, Chair; Boden and Brown-Powers.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

MEGHAN NELSON
Chief Clerk of the House

COMMITTEE ON APPROPRIATIONS

(Formerly 1002YA), 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, and the state board of regents and certain regents institutions, and providing for properly related matters, and including contingent effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** April 14, 2021.

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House File 814), relating to the redemption of beverage containers, providing civil penalties, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** April 14, 2021.

AMENDMENTS FILED

H-1395	H.F.	860	Mommsen of Clinton
H-1396	S.F.	342	Konfrst of Polk
H-1397	H.F.	698	Konfrst of Polk

On motion by Windschitl of Harrison, the House adjourned at 7:02 p.m., until 8:30 a.m., Thursday, April 15, 2021.

JOURNAL OF THE HOUSE

Ninety-fifth Calendar Day - Sixty-second Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, April 15, 2021

The House met pursuant to adjournment at 8:30 a.m., Bradley of Jones in the chair.

Prayer was offered by Baxter of Hancock.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Boden of Warren.

The Journal of Wednesday, April 14, 2021, was approved.

SENATE MESSAGE CONSIDERED

Senate File 577, by committee on Ways and Means, a bill for an act relating to a certificate of nonviable birth.

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

BILLS REREFERRED TO COMMITTEE

The Speaker announced the following bills previously placed on the calendar were rereferred to the following committees:

House File 198	Public Safety
House File 261	Human Resources
House File 286	State Government
House File 358	State Government
House File 359	State Government
House File 383	Human Resources
House File 392	Transportation
House File 414	Public Safety
House File 417	State Government
House File 430	Public Safety
House File 434	Human Resources
House File 455	Judiciary
House File 460	Commerce
House File 492	Transportation
House File 494	Transportation

House File 496	Education
House File 526	Commerce
House File 547	Human Resources
House File 548	Public Safety
House File 550	Natural Resources
House File 553	Judiciary
House File 557	Natural Resources
House File 585	Public Safety
House File 591	Judiciary
House File 625	Human Resources
House File 651	Information Technology
House File 652	Transportation
House File 656	Human Resources
House File 676	Judiciary
House File 678	Public Safety
House File 691	Human Resources
House File 692	Human Resources
House File 700	Commerce
House File 721/Senate File 333	Transportation
House File 729	Commerce
House File 731	Human Resources
House File 738	Natural Resources
House File 741	Commerce
House File 745	Judiciary
House File 748/Senate File 361	Labor
House File 754	Labor
House File 755	State Government
House File 759	Commerce
House File 767	Human Resources
House File 769	Human Resources
House File 779	Commerce
House File 784	Human Resources
House File 788	State Government
House File 791	Public Safety
House File 800	State Government
House File 801	Agriculture
House File 804	Judiciary
House File 806	Natural Resources
House File 815	State Government
House File 823	Judiciary
House File 824	Judiciary
House File 830	Judiciary
House File 832	Judiciary
House File 833	Judiciary
House File 834	Judiciary
House Joint Resolution 7/Senate Joint Resolution 9	Judiciary

REPORT OF THE DIRECTOR OF THE LEGISLATIVE SERVICES AGENCY

CHIEF CLERK OF THE HOUSE OF REPRESENTATIVES:
Pursuant to Senate Concurrent Resolution 6, Timothy C. McDermott, Legislative Services Agency, submits the following list of position classifications in the office of the Legislative Services Agency and the following list of the names, positions and grades and steps of the employees in the Legislative Services Agency.

POSITION CLASSIFICATIONS

<u>Position Classification</u>	<u>Pay Grade</u>
Sr. Administrative Services Officer.....	35
Administrative Services Officer 3.....	32
Administrative Services Officer 2.....	29
Administrative Services Officer 1.....	26
Administrative Services Officer.....	23
Administrative Services Assistant	20
Capitol Tour Guide Supervisor 2.....	25
Capitol Tour Guide Supervisor 1.....	22
Capitol Tour Guide	18
Division Director.....	43
Director.....	02
Sr. Finance Officer 2.....	35
Sr. Finance Officer.....	31
Finance Officer 2.....	27
Finance Officer 1.....	24
LIO Director 2.....	35
LIO Director 1.....	32
LIO Officer 3	30
LIO Officer 2	27
LIO Officer 1	24
LSA Page.....	9
LSA Intern	19
Sr. Computer Systems Analyst.....	35
Computer Systems Analyst 2.....	32
Computer Systems Analyst 3.....	32
Computer Systems Analyst 1.....	29
Computer Systems Analyst.....	27
Computer Systems Assistant	24
Sr. Computer Systems Developer.....	35
Computer Systems Developer 2.....	32
Computer Systems Developer 1.....	29
Computer Systems Developer.....	27
Sr. Computer Systems Engineer.....	35
Computer Systems Engineer 2	32
Computer Systems Engineer 1	29
Computer Systems Engineer	27

<u>Position Classification</u>	<u>Pay Grade</u>
Division Administrator 2.....	41
Division Administrator 1.....	38
Sr. Fiscal Legislative Analyst.....	38
Fiscal Legislative Analyst 3.....	35
Fiscal Legislative Analyst 2.....	32
Fiscal Legislative Analyst 1.....	29
Fiscal Legislative Analyst.....	27
Assistant Editor 3.....	30
Assistant Editor 2.....	27
Assistant Editor 1.....	24
Publications Assistant.....	21
Iowa Code Editor.....	41
Deputy Iowa Code Editor.....	35
Administrative Code Editor.....	41
Division Editor/Supervisor.....	39
Sr. Legal Counsel.....	38
Legal Counsel 2.....	35
Legal Counsel 1.....	32
Legal Counsel.....	30
Senior Research Analyst.....	38
Research Analyst 3.....	33
Research Analyst 2.....	30
Research Analyst 1.....	27
Research Analyst.....	27

NAMES, POSITIONS, AND GRADES AND STEPS OF EMPLOYEES

<u>Name</u>	<u>Position</u>	<u>Grade and Step</u>
R Acevedo.....	Fiscal Legislative Analyst.....	27-3
J Acton.....	Division Administrator 2.....	41-8
S Adams.....	Capitol Tour Guide Supervisor 1.....	22-2
D Adkisson.....	Sr. Legal Counsel.....	38-8
J Arnett.....	Legal Counsel.....	30-2
J Arnett.....	LIO Officer 3.....	30-1
A Banks-Adams.....	Fiscal Legislative Analyst 2.....	32-1
D Barnabo.....	Computer Systems Assistant.....	24-1
H Bassett.....	Assistant Editor 2.....	27-3
G Bemis.....	Capitol Tour Guide.....	18-1
A Bender.....	Computer Systems Analyst.....	27-2
J Benson.....	Sr. Fiscal Legislative Analyst.....	38-8
A Birkett.....	Computer Systems Developer 2.....	32-3
L Book.....	Fiscal Legislative Analyst 2.....	32-1
A Brinks.....	Fiscal Legislative Analyst.....	27-1
A Broich.....	Fiscal Legislative Analyst 3.....	35-2
J Bunkers.....	Capitol Tour Guide.....	18-2
B Canham.....	Administrative Services Officer.....	23-1
J Carney.....	LSA Page.....	9-1
D Cole.....	Administrative Services Officer.....	23-1
E Cook.....	Sr. Legal Counsel.....	38-8
K Coppock.....	Capitol Tour Guide.....	18-4
J Croatt.....	Sr. Administrative Services Officer.....	35-2

<u>Name</u>	<u>Position</u>	<u>Grade and Step</u>
C Cronbaugh	LIO Director 1	32-8
T Culbertson	Administrative Services Officer 3	32-1
M Duster	Sr. Legal Counsel	38-7
M Dykstra	Administrative Services Officer	23-1
M Eaton	Division Editor/Supervisor	39-8
J Ewing	Administrative Code Editor	41-2
M Fisher	Capitol Tour Guide	18-4
P Funaro	Sr. Legal Counsel	38-8
E Gerken	Administrative Services Assistant	20-2
D Gough	Legal Counsel	30-1
M Gruening	LSA Page	9-1
M Guanci	Fiscal Legislative Analyst 1	29-3
M Hagen	Administrative Services Officer 1	26-6
K Hanlon	Senior Research Analyst	38-8
E Heddendorf	Administrative Services Officer 1	26-2
T Heeren	Legal Counsel	30-1
J Heggen	Division Editor/Supervisor	39-3
L Hickey	Iowa Code Editor	41-8
R Hjelmaas	Division Editor/Supervisor	39-8
J Hoogland	Capitol Tour Guide	18-2
D Judge	Administrative Services Officer	23-1
D Kair	Division Editor/Supervisor	39-8
M Kakavas	Computer Systems Developer 2	32-2
R Karns	Sr. Fiscal Legislative Analyst	38-6
Q Kelly	LSA Page	9-1
D Kirk	Administrative Services Officer	23-8
J Klockenga	Administrative Services Officer	23-2
J Koth	Sr. Computer Systems Engineer	35-8
E Kramer	Computer Systems Analyst 1	29-8
M Kruse	Sr. Finance Officer 2	35-8
B Lamberti	LIO Officer 3	30-8
C Lang	Capitol Tour Guide	18-2
J Logemann	Administrative Services Assistant	20-2
A Lynch	Administrative Services Officer	23-8
H Lyons	Division Director	43-8
E Mahmutovic	Administrative Services Assistant	20-2
T McDermott	Division Director	43-8
D McElroy	Capitol Tour Guide	18-1
J McEniry	Sr. Legal Counsel	38-8
J McNeill	Administrative Services Officer	23-1
M McNeill	Administrative Services Assistant	20-2
M Mead	Capitol Tour Guide	18-1
C Miller	Legal Counsel	30-1
L Mortens	Capitol Tour Guide	18-2
G Nagarajan	Computer Systems Developer 2	32-2
K Nelson	Administrative Services Officer	23-8
R Nelson	Division Administrator 2	41-8
K O'Connor	Legal Counsel 1	32-2
M Olson	Capitol Tour Guide	18-3
A Pederson	Finance Officer 1	24-1
S Person	Capitol Tour Guide	18-7

<u>Name</u>	<u>Position</u>	<u>Grade and Step</u>
G Pettitt.....	LSA Page	9-1
J Powell	Administrative Services Officer 1	26-8
R Ray	Capitol Tour Guide.....	18-1
D Reynolds	Division Editor/Supervisor	39-8
E Richardson.....	Fiscal Legislative Analyst 2.....	32-1
J Robinson	Sr. Fiscal Legislative Analyst.....	38-8
R Robinson	Sr. Fiscal Legislative Analyst.....	38-8
B Rodenkirk	Sr. Computer Systems Engineer	35-8
G Rudicil.....	Sr. Computer Systems Analyst	35-8
N Schroeder.....	Division Editor/Supervisor	39-1
A Seusy	Legal Counsel	30-3
J Simpson.....	Legal Counsel 1	32-2
S Steffensmeier	Administrative Services Assistant	20-2
S Stromberg	Legal Counsel 1	32-2
T Sutton.....	Administrative Services Officer	23-1
B Thompson	Capitol Tour Guide.....	18-1
N Thomson	Sr. Computer Systems Engineer	35-2
B Thorpe.....	Administrative Services Officer	23-2
C Thurmond	Sr. Administrative Services Officer.....	35-2
S Timmins	Sr. Fiscal Legislative Analyst.....	38-2
C Ubben.....	Fiscal Legislative Analyst.....	27-3
M Van Atta.....	Administrative Services Officer 1	26-2
T Vander Linden.....	Administrative Services Officer 3	32-7
V VanVlair	Sr. Computer Systems Analyst	35-8
L Vargason	Fiscal Legislative Analyst.....	27-3
D Vasey	Capitol Tour Guide.....	18-2
M Wagenhofer.....	Fiscal Legislative Analyst 1.....	29-1
S Walsh	Administrative Services Officer 1	26-3
C Weaklend.....	Administrative Services Officer 1	26-3
G Wernimont.....	Administrative Services Officer	23-2
L White.....	Administrative Services Officer	23-3
L Williamson	Capitol Tour Guide.....	18-1
T Wilson	Capitol Tour Guide.....	18-1
J Wood.....	Capitol Tour Guide.....	18-5

REPORT OF THE OFFICE OF OMBUDSMAN

Pursuant to Senate Concurrent Resolution 6, Kristie Hirschman, Ombudsman, submits the following list of classifications in the Office of Ombudsman and the following list of names, positions, and grades and steps of the employees in the Office of Ombudsman.

POSITION CLASSIFICATIONS

<u>Position Classification</u>	<u>Pay Grade</u>
Ombudsman	45
Deputy	41
Senior Legal Counsel.....	38
Senior Assistant Ombudsman	38

<u>Position Classification</u>	<u>Pay Grade</u>
Legal Counsel 2.....	35
Assistant Ombudsman 3.....	35
Senior Finance Officer 2.....	35
Legal Counsel 1.....	32
Assistant Ombudsman 2.....	32
Senior Finance Officer.....	31
Assistant Ombudsman 1.....	29
Administrative Services Officer.....	26
Executive Secretary.....	24
Administrative Secretary.....	21
Legislative Intern.....	17

NAMES, POSITIONS, AND GRADES AND STEPS OF EMPLOYEES

<u>Name</u>	<u>Position</u>	<u>Grade/Step</u>
P. Brown.....	Assistant Ombudsman 1.....	29-1
L. Brundies.....	Assistant Ombudsman 3.....	35-7
J. Burnham.....	Senior Assistant Ombudsman.....	38-8
B. Dalmer.....	Senior Assistant Ombudsman.....	38-8
J. Hainline.....	Assistant Ombudsman 1.....	29-2
K. Hirschman.....	Ombudsman.....	45-5
S. Jackson.....	Administrative Services Officer.....	26-5
	Resigned effective March 4, 2021	
A. Long.....	Assistant Ombudsman 2.....	32-2
A. McBride.....	Assistant Ombudsman 3.....	35-8
E. Mitchell.....	Assistant Ombudsman 3.....	35-8
K. Poulos.....	Assistant Ombudsman 1.....	29-4
J. Pulliam.....	Assistant Ombudsman 3.....	35-4
E. Rouse.....	Administrative Secretary.....	21-3
R. Stout.....	Assistant Ombudsman 1.....	29-1
A. Teas.....	Senior Legal Counsel.....	38-6
K. White.....	Assistant Ombudsman 3.....	35-8

On motion by Windschitl of Harrison, the House adjourned at 8:34 a.m., until 1:00 p.m., Monday, April 19, 2021.

JOURNAL OF THE HOUSE

Ninety-ninth Calendar Day - Sixty-third Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, April 19, 2021

The House met pursuant to adjournment at 1:01 p.m., Speaker Grassley in the chair.

Prayer was offered by Jacob Schrader from Sioux Center, Clerk for Brink of Mahaska.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mason Donelson from Knoxville, Clerk for Siegrist of Pottawattamie.

The Journal of Thursday, April 15, 2021, was approved.

On motion by Windschitl of Harrison, the House adjourned at 1:03 p.m., until 10:00 a.m., Tuesday, April 20, 2021.

JOURNAL OF THE HOUSE

One Hundredth Calendar Day - Sixty-fourth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, April 20, 2021

The House met pursuant to adjournment at 10:02 a.m., Wills of Dickinson in the chair.

Prayer was offered by Henry Widen, Clerk for Mohr of Scott and Sieck of Mills.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Grayson Boden from Indianola. He is the son of Boden of Warren.

The Journal of Monday, April 19, 2021, was approved.

The House stood at ease at 10:09 a.m., until the fall of the gavel.

The House resumed session at 11:39 a.m., Speaker Grassley in the chair.

CONSIDERATION OF BILLS Unfinished Business Calendar

Senate File 336, a bill for an act relating to the blood, bone marrow, and living organ donation incentive program, with report of committee recommending passage, was taken up for consideration.

Bacon of Story moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 336)

The ayes were, 91:

Abdul-Samad
Bennett
Boden
Breckenridge

Anderson
Bergan
Bohannon
Brink

Andrews
Best
Bossman
Brown-Powers

Bacon
Bloomingdale
Bradley
Bush

Cahill	Cisneros	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Fry	Gerhold	Gjerde	Gobble
Graber	Gustafson	Hall	Hansen
Hein	Hite	Holt	Hunter
Ingels	Isenhardt	Jacobsen	Jacoby
James	Jeneary	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Latham	Lundgren	Mascher
Maxwell	McConkey	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nordman	Oldson	Olson	Osmundson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Siegrist
Smith	Sorensen	Steckman	Stone
Sunde	Thede	Thompson	Thorup
Wessel-Kroeschell	Westrich	Wheeler	Wilburn
Williams	Wills	Winckler	Windschitl
Wolfe	Worthan	Speaker Grassley	

The nays were, none.

Absent or not voting, 9:

Baxter	Cohoon	Gaines	Jones
Landon	Lohse	McClintock	Nielsen
Staed			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Senate File 524, a bill for an act establishing an inpatient psychiatric bed tracking system study committee, with report of committee recommending amendment and passage, was taken up for consideration.

Andrews of Polk offered amendment H-1334 filed by the committee on Human Resources and moved its adoption.

The committee amendment H-1334 was adopted.

Andrews 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. 524)

The ayes were, 92:

Abdul-Samad	Anderson	Andrews	Bacon
Bennett	Bergan	Best	Bloomingdale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cahill	Cisneros	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Fry	Gerhold	Gjerde	Gobble
Graber	Gustafson	Hall	Hansen
Hein	Hite	Holt	Hunter
Ingels	Isenhardt	Jacobsen	Jacoby
James	Jeneary	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Landon	Latham	Lundgren
Mascher	Maxwell	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommson
Moore	Nordman	Oldson	Olson
Osmundson	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Siegrist	Smith	Sorensen	Steckman
Stone	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Westrich	Wheeler
Wilburn	Williams	Wills	Winckler
Windschitl	Wolfe	Worthan	Speaker
			Grassley

The nays were, none.

Absent or not voting, 8:

Baxter	Cohoon	Gaines	Jones
Lohse	McClintock	Nielsen	Staed

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 869, a bill for an act creating a permit allowing the operation of vehicles of excessive weight transporting fluid milk products, providing fees, and including effective date provisions, was taken up for consideration.

Nordman of Dallas moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question “Shall the bill pass?” (H.F. 869)

The ayes were, 91:

Abdul-Samad	Anderson	Andrews	Bacon
Bennett	Bergan	Best	Bloomingtondale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cahill	Cisneros	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Fry	Gerhold	Gjerde	Gobble
Graber	Gustafson	Hall	Hansen
Hein	Hite	Holt	Ingels
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lundgren	Mascher
Maxwell	McConkey	Meyer, A.	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nordman	Oldson	Olson	Osmundson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Siegrist
Smith	Sorensen	Steckman	Stone
Sunde	Thede	Thompson	Thorup
Wessel-Kroeschell	Westrich	Wheeler	Wilburn
Williams	Wills	Winckler	Windschitl
Wolfe	Worthan	Speaker	
		Grassley	

The nays were, 1:

Hunter

Absent or not voting, 8:

Baxter	Cohoon	Gaines	Jones
Lohse	McClintock	Nielsen	Staed

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

Bossman of Woodbury called up for consideration **House File 196**, a bill for an act expanding the health care professional recruitment program, amended by the Senate, and moved that the House concur in the Senate amendment H-1362.

The motion prevailed and the House concurred in the Senate amendment H-1362.

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. 196)

The ayes were, 92:

Abdul-Samad	Anderson	Andrews	Bacon
Bennett	Bergan	Best	Bloomingtondale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cahill	Cisneros	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Fry	Gerhold	Gjerde	Gobble
Graber	Gustafson	Hall	Hansen
Hein	Hite	Holt	Hunter
Ingels	Isenhardt	Jacobsen	Jacoby
James	Jeneary	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Landon	Latham	Lundgren
Mascher	Maxwell	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommson
Moore	Nordman	Oldson	Olson
Osmundson	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Siegrist	Smith	Sorensen	Steckman
Stone	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Westrich	Wheeler
Wilburn	Williams	Wills	Winckler
Windschitl	Wolfe	Worthan	Speaker
			Grassley

The nays were, none.

Absent or not voting, 8:

Baxter	Cohoon	Gaines	Jones
Lohse	McClintock	Nielsen	Staed

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House Concurred

Maxwell of Poweshiek called up for consideration **House File 493**, a bill for an act relating to low-speed electric bicycles, providing penalties, making penalties applicable, and including applicability provisions, amended by the Senate, and moved that the House concur in the Senate amendment H-1388.

The motion prevailed and the House concurred in the Senate amendment H-1388.

Maxwell of Poweshiek moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 493)

The ayes were, 91:

Abdul-Samad	Anderson	Andrews	Bacon
Bennett	Bergan	Best	Bloomingtondale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cahill	Cisneros	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Fry	Gerhold	Gjerde	Gobble
Graber	Gustafson	Hall	Hansen
Hein	Hite	Holt	Hunter
Ingels	Isenhardt	Jacobsen	Jacoby
James	Jeneary	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Landon	Latham	Lundgren
Mascher	Maxwell	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommson
Moore	Nordman	Oldson	Olson
Osmundson	Paustian	Prichard	Running-Marquardt
Salmon	Sexton	Shipley	Sieck
Siegrist	Smith	Sorensen	Steckman
Stone	Sunde	Thede	Thorup
Wessel-Kroeschell	Westrich	Wheeler	Wilburn
Williams	Wills	Winckler	Windschitl
Wolfe	Worthan	Speaker	
		Grassley	

The nays were, 1:

Thompson

Absent or not voting, 8:

Baxter	Cohoon	Gaines	Jones
Lohse	McClintock	Nielsen	Staed

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House Concurred

Hite of Mahaska called up for consideration **House File 228**, a bill for an act relating to voluntary diversity plans under the state's open enrollment law, amended by the Senate, and moved that the House concur in the Senate amendment H-1361.

Roll call was requested by Prichard of Floyd and Konfrst of Polk.

On the question "Shall the House concur with the Senate amendment H-1361?" (H.F. 228)

The ayes were, 56:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Boden	Bossman	Bradley
Brink	Bush	Cisneros	Deyoe
Dolecheck	Fisher	Fry	Gerhold
Gobble	Graber	Gustafson	Hein
Hite	Holt	Ingels	Jacobsen
Jeneary	Kaufmann	Kerr	Klein
Landon	Latham	Lundgren	Maxwell
McClintock	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Nordman	Osmundson
Paustian	Salmon	Sexton	Shipley
Sieck	Siegrist	Sorensen	Stone
Thompson	Thorup	Westrich	Wheeler
Wills	Windschitl	Worthan	Speaker
			Grassley

The nays were, 37:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Donahue
Ehlert	Forbes	Gjerde	Hall
Hansen	Hunter	Isenhardt	Jacoby

James	Judge	Konfrst	Kressig
Kurth	Mascher	McConkey	Meyer, B.
Oldson	Olson	Prichard	Running-Marquardt
Smith	Steckman	Sunde	Thede
Wessel-Kroeschell	Wilburn	Williams	Winckler
Wolfe			

Absent or not voting, 7:

Baxter	Cohoon	Gaines	Jones
Lohse	Nielsen	Staed	

The motion prevailed and the House concurred in the Senate amendment H-1361.

Hite of Mahaska 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. 228)

The ayes were, 56:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Boden	Bossman	Bradley
Brink	Bush	Cisneros	Deyoe
Dolecheck	Fisher	Fry	Gerhold
Gobble	Graber	Gustafson	Hein
Hite	Holt	Ingels	Jacobsen
Jeneary	Kaufmann	Kerr	Klein
Landon	Latham	Lundgren	Maxwell
McClintock	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Nordman	Osmundson
Paustian	Salmon	Sexton	Shipley
Sieck	Siegrist	Sorensen	Stone
Thompson	Thorup	Westrich	Wheeler
Wills	Windschitl	Worthan	Speaker
			Grassley

The nays were, 37:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Donahue
Ehlert	Forbes	Gjerde	Hall
Hansen	Hunter	Isenhart	Jacoby
James	Judge	Konfrst	Kressig
Kurth	Mascher	McConkey	Meyer, B.
Oldson	Olson	Prichard	Running-Marquardt
Smith	Steckman	Sunde	Thede

Wessel-Kroeschell Wilburn
Wolfe

Williams

Winckler

Absent or not voting, 7:

Baxter
Lohse

Cohoon
Nielsen

Gaines
Staed

Jones

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Baxter of Hancock
Ehlert of Linn
Jones of Clay
McClintock of Linn
Staed of Linn

Cohoon of Des Moines
Gaines of Polk
Lohse of Polk
Nielsen of Johnson

IMMEDIATE MESSAGES

Windschitl of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 196, 228, 493, 869** and **Senate Files 336** and **524**.

HOUSE FILE WITHDRAWN

Windschitl of Harrison asked and received unanimous consent to withdraw House File 790 from further consideration by the House.

STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 273 Ways and Means

Relating to the administration of the tax and related laws by the department of revenue by requiring composite returns for pass-through entities, restricting public disclosure of certain information, providing penalties, and including applicability provisions.

H.S.B. 274 Ways and Means

Relating to workforce housing tax credits, the high quality jobs

program, tax credits administered by the economic development authority for certain investments in qualifying businesses, and including effective date and applicability provisions.

STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 273

Ways and Means: Hite, Chair; Bloomingdale and Gjerde.

House Study Bill 274

Ways and Means: Hite, Chair; Boden and Jacoby.

AMENDMENTS FILED

H-1398	H.F.	859	Hein of Jones
H-1399	H.F.	814	Lundgren of Dubuque

On motion by Windschitl of Harrison, the House adjourned at 12:14 p.m., until 8:30 a.m., Wednesday, April 21, 2021.

JOURNAL OF THE HOUSE

One Hundred-first Calendar Day - Sixty-fifth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, April 21, 2021

The House met pursuant to adjournment at 8:34 a.m., Speaker Grassley in the chair.

Prayer was offered by Anderson of Polk.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Hannah Cree, Page from Roland.

The Journal of Tuesday, April 20, 2021, was approved.

SPECIAL PRESENTATION TO HOUSE PAGES

Speaker Grassley 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:

Ella Apana-Stipe	Grace Blythe
Hannah Cree	Abe Dieleman
Stacia Drey	Jagaar Halverson
Tanner Kenin	Paiven Knoot
Olivia Larson	Michael Mitchell
Melissa Pardock	Grace Sundstrom
Abbey Welden	

A certificate of excellence for serving with honor and distinction as a House Page during the First Regular Session of the Eighty-ninth General Assembly was presented to the House Pages by Speaker Grassley, Speaker Pro Tempore Wills and Minority Leader Prichard.

The House rose and expressed its appreciation.

On motion by Windschitl of Harrison, the House was recessed at 8:49 a.m., until 10:30 a.m.

AFTERNOON SESSION

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

INTRODUCTION OF BILLS

House File 872, by committee on Ways and Means, a bill for an act relating to the redemption of beverage containers, providing civil penalties, and including effective date provisions.

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

House File 873, by Gaines and Thede, a bill for an act relating to insurance coverage for prescription drugs used in the treatment of stage IV cancer, and including applicability provisions.

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

House File 874, by Gaines and Thede, a bill for an act relating to insurance coverage for diagnostic breast cancer examinations, and including applicability provisions.

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

House File 875, by Gaines, a bill for an act establishing a commission within the economic development authority for the purpose of creating sister-state relationships in Africa.

Read first time and referred to committee on **Economic Growth**.

House File 876, by Gaines, a bill for an act providing for a teacher licensure renewal requirement relating to cultural competency training.

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

House File 877, by Gaines, a bill for an act relating to the establishment of a program that allows an out-of-state applicant or student to pay in-state tuition rates at a state university or community college if the individual agrees to live and work in Iowa for a specified time period following graduation.

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

House File 878, by Gaines, a bill for an act requiring school districts and accredited nonpublic schools to offer and teach in grades nine through twelve one unit of the history of refugee migration in and to the United States.

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

House File 879, by Gaines, a bill for an act providing that the United States history unit requirement under the state's educational standards must include instruction in African American history.

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

House File 880, by Gaines, a bill for an act requiring school districts and accredited nonpublic schools to offer and teach one unit of African American history in grades nine through twelve.

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

House File 881, by Gaines, a bill for an act relating to the employment of social workers by county sheriffs and municipal police departments.

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

House File 882, by Gaines, a bill for an act relating to residency requirements for deputy sheriffs and police officers.

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

House File 883, by Gaines, a bill for an act providing for climate impact statements to be attached to bills.

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

House File 884, by Gaines, a bill for an act establishing Juneteenth as a legal public holiday and paid holiday.

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

House File 885, by Salmon, 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 **Ways and Means**.

House File 886, by Gerhold, Thompson, and Bloomingdale, a bill for an act relating to the state inheritance tax by modifying gift amounts excludable in an estate and modifying the exemption amount of estates of a certain size, and including applicability provisions.

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

House File 887, by Gerhold and Thompson, a bill for an act relating to exemptions to the state inheritance tax of estates, and including applicability provisions.

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

House File 888, by Gerhold and Thompson, a bill for an act reducing the state inheritance tax rates and providing for the future repeal of the state inheritance tax and state qualified use inheritance tax.

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

SENATE MESSAGE CONSIDERED

Senate File 586, by committee on Appropriations, a bill for an act relating to banks, making appropriations, providing civil penalties, and making civil penalties applicable.

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

CONSIDERATION OF BILL Appropriations Calendar

House File 867, 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.

Landon of Polk offered amendment H-1400 filed by him from the floor and moved its adoption.

Amendment H-1400 was adopted.

Hall of Woodbury offered amendment H-1401 filed by him from the floor and moved its adoption.

Roll call was requested by Hall of Woodbury and Konfrst of Polk.

On the question "Shall amendment H-1401 be adopted?" (H.F. 867)

The ayes were, 36:

Abdul-Samad	Anderson	Bohannan	Breckenridge
Brown-Powers	Cahill	Donahue	Ehlert
Forbes	Gjerde	Hall	Hansen
Hunter	Isenhardt	Jacoby	James
Judge	Konfrst	Kressig	Kurth
Mascher	McConkey	Meyer, B.	Oldson
Olson	Prichard	Sieck	Smith
Steckman	Sunde	Thede	Wessel-Kroeschell
Wilburn	Williams	Winckler	Wolfe

The nays were, 55:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Boden	Bossman	Bradley
Brink	Bush	Cisneros	Deyoe
Dolecheck	Fisher	Fry	Gerhold
Gobble	Graber	Gustafson	Hein
Hite	Holt	Ingels	Jacobsen
Jeneary	Kaufmann	Kerr	Klein
Landon	Latham	Lundgren	Maxwell
McClintock	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Nordman	Osmundson
Paustian	Salmon	Sexton	Shipley
Siegrist	Sorensen	Stone	Thompson
Thorup	Westrich	Wheeler	Wills
Windschitl	Worthan	Speaker	
		Grassley	

Absent or not voting, 9:

Baxter	Bennett	Cohoon	Gaines
Jones	Lohse	Nielsen	Running-Marquardt
Staed			

Amendment H-1401 lost.

Hall of Woodbury offered amendment H-1402 filed by him from the floor and moved its adoption.

Roll call was requested by Hall of Woodbury and Konfrst of Polk.

On the question "Shall amendment H-1402 be adopted?" (H.F. 867)

The ayes were, 36:

Abdul-Samad	Anderson	Bohannan	Breckenridge
Brown-Powers	Cahill	Donahue	Ehlert
Forbes	Gjerde	Hall	Hansen
Hunter	Isenhardt	Jacoby	James
Judge	Konfrst	Kressig	Kurth
Mascher	McConkey	Meyer, B.	Oldson
Olson	Prichard	Running-Marquardt	Smith
Steckman	Sunde	Thede	Wessel-Kroeschell
Wilburn	Williams	Winckler	Wolfe

The nays were, 56:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Boden	Bossman	Bradley
Brink	Bush	Cisneros	Deyoe
Dolecheck	Fisher	Fry	Gerhold
Gobble	Graber	Gustafson	Hein
Hite	Holt	Ingels	Jacobsen
Jeneary	Kaufmann	Kerr	Klein
Landon	Latham	Lundgren	Maxwell
McClintock	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Nordman	Osmundson
Paustian	Salmon	Sexton	Shipley
Sieck	Siegrist	Sorensen	Stone
Thompson	Thorup	Westrich	Wheeler
Wills	Windschitl	Worthan	Speaker
			Grassley

Absent or not voting, 8:

Baxter	Bennett	Cohoon	Gaines
Jones	Lohse	Nielsen	Staed

Amendment H-1402 lost.

Smith of Black Hawk offered amendment H-1403 filed by him from the floor.

Landon of Polk rose on a point of order that amendment H-1403 was not germane.

The Speaker ruled the point well taken and amendment H-1403 not germane.

Smith of Black Hawk asked for unanimous consent to suspend the rules to consider amendment H-1403.

Objection was raised.

Smith of Black Hawk moved to suspend the rules to consider amendment H-1403.

Roll call was requested by Smith of Black Hawk and Hall of Woodbury.

On the question "Shall the rules be suspended to consider amendment H-1403?" (H.F. 867)

The ayes were, 36:

Abdul-Samad	Anderson	Bohannon	Breckenridge
Brown-Powers	Cahill	Donahue	Ehlert
Forbes	Gjerde	Hall	Hansen
Hunter	Isenhardt	Jacoby	James
Judge	Konfrst	Kressig	Kurth
Mascher	McConkey	Meyer, B.	Oldson
Olson	Prichard	Running-Marquardt	Smith
Steckman	Sunde	Thede	Wessel-Kroeschell
Wilburn	Williams	Winckler	Wolfe

The nays were, 56:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Boden	Bossmann	Bradley
Brink	Bush	Cisneros	Deyoe
Dolecheck	Fisher	Fry	Gerhold
Gobble	Graber	Gustafson	Hein
Hite	Holt	Ingels	Jacobsen
Jeneary	Kaufmann	Kerr	Klein
Landon	Latham	Lundgren	Maxwell
McClintock	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Nordman	Osmundson
Paustian	Salmon	Sexton	Shipley
Sieck	Siegrist	Sorensen	Stone
Thompson	Thorup	Westrich	Wheeler
Wills	Windschitl	Worthan	Speaker
			Grassley

Absent or not voting, 8:

Baxter	Bennett	Cohoon	Gaines
Jones	Lohse	Nielsen	Staed

The motion to suspend the rules lost.

Hunter of Polk offered amendment H-1404 filed by him from the floor.

Windschitl of Harrison 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 well taken.

Hunter of Polk moved the adoption of amendment H-1404.

Roll call was requested by Hunter of Polk and Konfrst of Polk.

On the question "Shall amendment H-1404 be adopted?" (H.F. 867)

The ayes were, 36:

Abdul-Samad	Anderson	Bohannon	Breckenridge
Brown-Powers	Cahill	Donahue	Ehlert
Forbes	Gjerde	Hall	Hansen
Hunter	Isenhardt	Jacoby	James
Judge	Konfrst	Kressig	Kurth
Mascher	McConkey	Meyer, B.	Oldson
Olson	Prichard	Running-Marquardt	Smith
Steckman	Sunde	Thede	Wessel-Kroeschell
Wilburn	Williams	Winckler	Wolfe

The nays were, 56:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Boden	Bossmann	Bradley
Brink	Bush	Cisneros	Deyoe
Dolecheck	Fisher	Fry	Gerhold
Gobble	Graber	Gustafson	Hein
Hite	Holt	Ingels	Jacobsen
Jeneary	Kaufmann	Kerr	Klein
Landon	Latham	Lundgren	Maxwell
McClintock	Meyer, A.	Mitchell	Mohr

Mommsen	Moore	Nordman	Osmundson
Paustian	Salmon	Sexton	Shipley
Sieck	Siegrist	Sorensen	Stone
Thompson	Thorup	Westrich	Wheeler
Wills	Windschitl	Worthan	Speaker
			Grassley

Absent or not voting, 8:

Baxter	Bennett	Cohoon	Gaines
Jones	Lohse	Nielsen	Staed

Amendment H-1404 lost.

Hunter of Polk offered amendment H-1405 filed by him from the floor.

Landon of Polk rose on a point of order that amendment H-1405 was not germane.

The Speaker ruled the point well taken and amendment H-1405 not germane.

Hunter of Polk asked for unanimous consent to suspend the rules to consider amendment H-1405.

Objection was raised.

Hunter of Polk moved to suspend the rules to consider amendment H-1405.

Roll call was requested by Hunter of Polk and Wolfe of Clinton.

On the question "Shall the rules be suspended to consider amendment H-1405?" (H.F. 867)

The ayes were, 36:

Abdul-Samad	Anderson	Bohannon	Breckenridge
Brown-Powers	Cahill	Donahue	Ehlert
Forbes	Gjerde	Hall	Hansen
Hunter	Isenhardt	Jacoby	James
Judge	Konfrst	Kressig	Kurth
Mascher	McConkey	Meyer, B.	Oldson
Olson	Prichard	Running-Marquardt	Smith
Steckman	Sunde	Thede	Wessel-Kroeschell
Wilburn	Williams	Winckler	Wolfe

The nays were, 56:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Boden	Bossmann	Bradley
Brink	Bush	Cisneros	Deyoe
Dolecheck	Fisher	Fry	Gerhold
Gobble	Graber	Gustafson	Hein
Hite	Holt	Ingels	Jacobsen
Jeneary	Kaufmann	Kerr	Klein
Landon	Latham	Lundgren	Maxwell
McClintock	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Nordman	Osmundson
Paustian	Salmon	Sexton	Shipley
Sieck	Siegrist	Sorensen	Stone
Thompson	Thorup	Westrich	Wheeler
Wills	Windschitl	Worthan	Speaker Grassley

Absent or not voting, 8:

Baxter	Bennett	Cohoon	Gaines
Jones	Lohse	Nielsen	Staed

The motion to suspend the rules lost.

Hunter of Polk offered amendment H-1406 filed by him from the floor.

Windschitl of Harrison rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point well taken.

Landon of Polk rose on a point of order that amendment H-1406 was not germane.

The Speaker ruled the point well taken and amendment H-1406 not germane.

Hunter of Polk asked for unanimous consent to suspend the rules to consider amendment H-1406.

Objection was raised.

Hunter of Polk moved to suspend the rules to consider amendment H-1406.

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-1406?" (H.F. 867)

The ayes were, 36:

Abdul-Samad	Anderson	Bohannon	Breckenridge
Brown-Powers	Cahill	Donahue	Ehlert
Forbes	Gjerde	Hall	Hansen
Hunter	Isenhardt	Jacoby	James
Judge	Konfrst	Kressig	Kurth
Mascher	McConkey	Meyer, B.	Oldson
Olson	Prichard	Running-Marquardt	Smith
Steckman	Sunde	Thede	Wessel-Kroeschell
Wilburn	Williams	Winckler	Wolfe

The nays were, 56:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Boden	Bossman	Bradley
Brink	Bush	Cisneros	Deyoe
Dolecheck	Fisher	Fry	Gerhold
Gobble	Graber	Gustafson	Hein
Hite	Holt	Ingels	Jacobsen
Jeneary	Kaufmann	Kerr	Klein
Landon	Latham	Lundgren	Maxwell
McClintock	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Nordman	Osmundson
Paustian	Salmon	Sexton	Shiple
Sieck	Siegrist	Sorensen	Stone
Thompson	Thorup	Westrich	Wheeler
Wills	Windschitl	Worthan	Speaker
			Grassley

Absent or not voting, 8:

Baxter	Bennett	Cohoon	Gaines
Jones	Lohse	Nielsen	Staed

The motion to suspend the rules lost.

Kaufmann of Cedar rose on a point of order under Rule 10, decorum in debate.

The Speaker resolved the point of order.

Windschitl of Harrison rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point well taken.

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. 867)

The ayes were, 55:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Boden	Bossman	Bradley
Brink	Bush	Cisneros	Deyoe
Dolecheck	Fisher	Fry	Gerhold
Gobble	Graber	Gustafson	Hein
Hite	Holt	Ingels	Jacobsen
Jeneary	Kaufmann	Kerr	Klein
Landon	Latham	Lundgren	Maxwell
McClintock	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Nordman	Osmundson
Paustian	Salmon	Sexton	Sieck
Siegrist	Sorensen	Stone	Thompson
Thorup	Westrich	Wheeler	Wills
Windschitl	Worthan	Speaker	
		Grassley	

The nays were, 37:

Abdul-Samad	Anderson	Bohannon	Breckenridge
Brown-Powers	Cahill	Donahue	Ehlert
Forbes	Gjerde	Hall	Hansen
Hunter	Isenhardt	Jacoby	James
Judge	Konfrst	Kressig	Kurth
Mascher	McConkey	Meyer, B.	Oldson
Olson	Prichard	Running-Marquardt	Shipley
Smith	Steckman	Sunde	Thede
Wessel-Kroeschell	Wilburn	Williams	Winckler
Wolfe			

Absent or not voting, 8:

Baxter	Bennett	Cohoon	Gaines
Jones	Lohse	Nielsen	Staed

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Baxter of Hancock
Cohoon of Des Moines
Jones of Clay
Nielsen of Johnson

Bennett of Linn
Gaines of Polk
Lohse of Polk
Staed of Linn

IMMEDIATE MESSAGE

Windschitl of Harrison asked and received unanimous consent that **House File 867** be immediately messaged to the Senate.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 21, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 282, a bill for an act relating to abuse of a human corpse and providing penalties.

Also: That the Senate has on April 21, 2021, amended and passed the following bill in which the concurrence of the House is asked:

House File 304, a bill for an act relating to personal delivery devices, providing penalties, and making penalties applicable.

Also: That the Senate has on April 21, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 314, a bill for an act relating to notification of the general assembly concerning certain state government leases and real property acquisitions.

Also: That the Senate has on April 21, 2021, amended and passed the following bill in which the concurrence of the House is asked:

House File 391, a bill for an act relating to controlled substances and precursor substances, including amending the controlled substance and precursor substances schedules and including effective date provisions.

Also: That the Senate has on April 21, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 429, a bill for an act relating to matters under the purview of the Iowa lottery authority, and providing penalties.

Also: That the Senate has on April 21, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 527, a bill for an act relating to the authority of county boards of supervisors to amend an agreement between the counties to implement the county land record information system.

Also: That the Senate has on April 21, 2021, receded from the Senate amendment and passed the following bill in which the concurrence of the Senate was asked:

House File 654, a bill for an act relating to lighting devices and other equipment on snow plows and authorized emergency vehicles, providing penalties, making penalties applicable, and including effective date provisions.

Also: That the Senate has on April 21, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 675, a bill for an act relating to rules adopted by the board of educational examiners establishing standards for substitute teacher authorizations.

Also: That the Senate has on April 21, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 766, a bill for an act relating to the delivery of alcoholic beverages by retailers.

Also: That the Senate has on April 21, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 835, a bill for an act relating to trusts for persons with disabilities.

Also: That the Senate has on April 21, 2021, amended and passed the following bill in which the concurrence of the House is asked:

House File 839, a bill for an act relating to the financial exploitation of designated eligible adults, and making an appropriation.

Also: That the Senate has on April 21, 2021, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 532, a bill for an act providing for statements of professional recognition for licensed behavior analysts and mental health counselors by the board of educational examiners and including effective date provisions.

EXPLANATIONS OF VOTE

On April 6, 2021, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 527—"aye"
House File 588—"aye"
House File 846—"aye"
Senate File 424—"aye"

House File 561—"aye"
House File 761—"aye"
House File 854—"nay"

Also: On April 7, 2021, I would have voted as follows:

House File 429—"aye"
Senate File 260—"aye"
Senate File 315—"aye"
Senate File 517—"nay"

House File 766—"aye"
Senate File 296—"aye"
Senate File 366—"aye"

Also: On April 12, 2021, I would have voted as follows:

House File 311—"aye"
House File 746—"aye"
House File 852—"aye"
Senate File 466—"aye"
Senate File 546—"nay"

House File 390—"aye"
House File 775—"nay"
Senate File 185—"nay"
Senate File 532—"aye"

Also: On April 13, 2021, I would have voted as follows:

House File 844—"aye"
House File 855—"aye"
Senate File 234—"aye"
Senate File 554—"aye"

House File 853—"aye"
House File 857—"aye"
Senate File 357—"aye"
Senate File 562—"aye"

Also: On April 14, 2021 I would have voted as follows:

House File 865—"aye"
Amendment H-1340 as amended (H.F. 698)—"aye"
Amendment H-1346 to H-1342 suspend the rules (S.F. 342)—"aye"
Senate File 342—"nay"

House File 866—"nay"
Senate File 450—"aye"

Staed of Linn

AMENDMENTS FILED

H-1400	H.F.	867	Landon of Polk
H-1401	H.F.	867	Hall of Woodbury
H-1402	H.F.	867	Hall of Woodbury
H-1403	H.F.	867	Smith of Black Hawk
H-1404	H.F.	867	Hunter of Polk
H-1405	H.F.	867	Hunter of Polk
H-1406	H.F.	867	Hunter of Polk
H-1407	H.F.	839	Senate amendment
H-1408	H.F.	304	Senate amendment
H-1409	H.F.	391	Senate amendment

On motion by Windschitl of Harrison, the House adjourned at 3:42 p.m., until 8:30 a.m., Thursday, April 22, 2021.

JOURNAL OF THE HOUSE

One Hundred-second Calendar Day - Sixty-sixth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, April 22, 2021

The House met pursuant to adjournment at 8:33 a.m., Wills of Dickinson in the chair.

Prayer was offered by Dolecheck of Ringgold.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Abe Dieleman, Page from Garwin.

The Journal of Wednesday, April 21, 2021, was approved.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 21, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 588, a bill for an act creating a Hoover presidential library tax credit available against the individual and corporate income taxes, the franchise tax, the insurance premiums tax, and the moneys and credit tax.

Also: That the Senate has on April 21, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 709, a bill for an act relating to pretrial contact between a prosecuting witness who is a minor and the defendant.

Also: That the Senate has on April 21, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 765, a bill for an act relating to providing certain local government notices and other information to persons by electronic means.

Also: That the Senate has on April 21, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 770, a bill for an act relating to licensure renewal requirements adopted by rule by the board of educational examiners.

Also: That the Senate has on April 21, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 785, a bill for an act relating to amusement concessions.

Also: That the Senate has on April 21, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 793, a bill for an act relating to participation in and credit for physical education under the educational standards.

Also: That the Senate has on April 21, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 821, a bill for an act creating a civil action relating to harassment by the reporting of false information to law enforcement authority.

Also: That the Senate has on April 21, 2021, amended and passed the following bill in which the concurrence of the House is asked:

House File 855, 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.

Also: That the Senate has on April 21, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 581, a bill for an act relating to deer population management.

W. CHARLES SMITHSON, Secretary

INTRODUCTION OF BILL

House Joint Resolution 12, by Isenhardt, Staed, Brown-Powers, Steckman, Hunter, Anderson, and Winckler, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the right of the people to a clean environment.

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

EXPLANATIONS OF VOTE

On April 12, 2021, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 311—"aye"
House File 746—"aye"
House File 852—"aye"

House File 390—"aye"
House File 775—"aye"
Senate File 185—"nay"

Senate File 466—"aye"
Senate File 546—"nay"

Senate File 532—"aye"

Also: On April 13, 2021, I would have voted as follows:

House File 844—"aye"
House File 855—"aye"
Senate File 234—"aye"
Senate File 554—"aye"

House File 853—"aye"
House File 857—"aye"
Senate File 357—"aye"
Senate File 562—"aye"

Also: On April 14, 2021 I would have voted as follows:

House File 865—"aye"
Senate File 342—"nay"

House File 866—"nay"
Senate File 450—"aye"

Smith of Black Hawk

On April 20, 2021, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 196—"aye"
House File 493—"aye"
Senate File 336—"aye"

House File 228—"nay"
House File 869—"aye"
Senate File 524—"aye"

Also: On April 21, 2021 I would have voted as follows:

House File 867—"nay"

Staed of Linn

SUBCOMMITTEE ASSIGNMENT

House File 872

Appropriations: Bossman, Chair; Brink and Konfrst.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

MEGHAN NELSON
Chief Clerk of the House

COMMITTEE ON WAYS AND MEANS

Senate File 367, a bill for an act relating to certain financial obligations, including under the consumer credit code, and including under the criminal and juvenile justice system by modifying criminal and civil surcharges, fines, fees, costs, and court debt, providing civil penalties, and including effective date and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** April 21, 2021.

Senate File 574, a bill for an act relating to confidential information maintained by local government officials for certain veteran and military property tax credits and exemptions.

Fiscal Note: **No**

Recommendation: **Do Pass** April 21, 2021.

AMENDMENT FILED

H-1410 H.F. 855 Senate amendment

On motion by Windschitl of Harrison, the House adjourned at 8:44 a.m., until 1:00 p.m., Monday, April 26, 2021.

JOURNAL OF THE HOUSE

One Hundred-sixth Calendar Day - Sixty-seventh Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, April 26, 2021

The House met pursuant to adjournment at 1:01 p.m., Wills of Dickinson in the chair.

Prayer was offered by Salmon of Black Hawk.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Jagaar Halverson, Majority Leader's Page from Spencer.

The Journal of Thursday, April 22, 2021, was approved.

RULE 31.4

On April 23, 2021, Speaker Grassley introduced the following bill:

House File 889, by Windschitl, a bill for an act prohibiting the mandatory disclosure of whether a person has received a vaccination for COVID-19, disqualifying certain entities from receiving state grants or contracts, and including effective date provisions.

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

Read and committed under Rule 31 and referred to committee on **Judiciary**.

COMMITTEE REVISION

The Speaker announced the following change to committee assignments effective immediately:

Judiciary

Wills replaced Jones

SUBCOMMITTEE ASSIGNMENT

House File 889
(Committee of the Whole)

Judiciary: Holt, Chair; Bohannon, Gustafson, Hansen, Hite, Jacobsen, Kaufmann, Klein, Lohse, B. Meyer, Mitchell, Oldson, Olson, Osmundson, Salmon, Wessel-Kroeschell, Westrich, Wheeler, Wilburn, Wills and Wolfe.

COMMITTEE RECOMMENDATION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendation has been received and is on file in the office of the Chief Clerk:

MEGHAN NELSON
Chief Clerk of the House

COMMITTEE ON JUDICIARY

House File 889, a bill for an act prohibiting the mandatory disclosure of whether a person has received a vaccination for COVID-19, disqualifying certain entities from receiving state grants or contracts, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** April 26, 2021.

AMENDMENTS FILED

H-1411	S.F.	356	B. Meyer of Polk
H-1412	S.F.	367	Hite of Mahaska
H-1413	S.F.	529	Jeneary of Plymouth
H-1414	S.F.	243	Hite of Mahaska

On motion by Windschitl of Harrison, the House adjourned at 1:04 p.m., until 8:30 a.m., Tuesday, April 27, 2021.

JOURNAL OF THE HOUSE

One Hundred-seventh Calendar Day - Sixty-eighth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, April 27, 2021

The House met pursuant to adjournment at 8:32 a.m., Wills of Dickinson in the chair.

Prayer was offered by Graber of Lee.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Stacia Drey, Speaker's Page from Marion.

The Journal of Monday, April 26, 2021, was approved.

On motion by Windschitl of Harrison, the House was recessed at 8:34 a.m., until 1:00 p.m.

AFTERNOON SESSION

The House reconvened at 2:34 p.m., Wills of Dickinson in the chair.

CONSIDERATION OF BILLS Unfinished Business Calendar

Senate File 567, a bill for an act relating to loans originated by mortgage bankers, with report of committee recommending passage, was taken up for consideration.

Nordman of Dallas moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 567)

The ayes were, 92:

Abdul-Samad	Anderson	Andrews	Bacon
Bennett	Bergan	Best	Bloomingtondale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cahill	Cisneros	Cohoon	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhart
Jacobsen	Jacoby	James	Jeneary
Judge	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Latham
Lohse	Lundgren	Mascher	Maxwell
McClintock	McConkey	Meyer, A.	Meyer, B.
Mitchell	Mohr	Moore	Nielsen
Nordman	Oldson	Olson	Osmundson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Siegrist
Smith	Sorensen	Steckman	Stone
Sunde	Thede	Thorup	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Williams
Windschitl	Wolfe	Worthan	Wills, Presiding

The nays were, none.

Absent or not voting, 8:

Baxter	Gaines	Jones	Landon
Mommsen	Staed	Thompson	Winckler

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Senate File 529, a bill for an act relating to assisted reproduction fraud, and providing penalties, with report of committee recommending amendment and passage, was taken up for consideration.

Jeneary of Plymouth offered amendment H-1333 filed by the committee on Human Resources.

Jeneary of Plymouth offered amendment H-1413, to the committee amendment H-1333, filed by him and moved its adoption.

Roll call was requested by Konfrst of Polk and Abdul-Samad of Polk.

On the question "Shall amendment H-1413, to the committee amendment H-1333, be adopted?" (S.F. 529)

The ayes were, 56:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Boden	Bossman	Bradley
Brink	Bush	Cisneros	Deyoe
Dolecheck	Fisher	Fry	Gerhold
Gobble	Graber	Grassley, Spkr.	Gustafson
Hein	Hite	Holt	Hunter
Ingels	Jacobsen	Jeneary	Kaufmann
Kerr	Klein	Latham	Lohse
Lundgren	Maxwell	McClintock	Meyer, A.
Mitchell	Mohr	Moore	Nordman
Osmundson	Paustian	Salmon	Sexton
Shipley	Sieck	Siegrist	Sorensen
Stone	Thorup	Westrich	Wheeler
Windschitl	Wolfe	Worthan	Wills,
			Presiding

The nays were, 36:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hall	Hansen	Isenhardt	Jacoby
James	Judge	Konfrst	Kressig
Kurth	Mascher	McConkey	Meyer, B.
Nielsen	Oldson	Olson	Prichard
Running-Marquardt	Smith	Steckman	Sunde
Thede	Wessel-Kroeschell	Wilburn	Williams

Absent or not voting, 8:

Baxter	Gaines	Jones	Landon
Mommsen	Taead	Thompson	Winckler

Amendment H-1413, to the committee amendment H-1333, was adopted.

Jeneary of Plymouth moved the adoption of the committee amendment H-1333, as amended.

The committee amendment H-1333, as amended, 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. 529)

The ayes were, 93:

Abdul-Samad	Anderson	Andrews	Bacon
Bennett	Bergan	Best	Bloomingdale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cahill	Cisneros	Cohoon	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Judge	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Latham
Lohse	Lundgren	Mascher	Maxwell
McClintock	McConkey	Meyer, A.	Meyer, B.
Mitchell	Mohr	Moore	Nielsen
Nordman	Oldson	Olson	Osmundson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Siegrist
Smith	Sorensen	Steckman	Stone
Sunde	Thede	Thompson	Thorup
Wessel-Kroeschell	Westrich	Wheeler	Wilburn
Williams	Windschitl	Wolfe	Worthan
Wills, Presiding			

The nays were, none.

Absent or not voting, 7:

Baxter	Gaines	Jones	Landon
Mommsen	Taead	Winckler	

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

Senate File 356, a bill for an act limiting civil liability for persons involved in agricultural tourism, with report of committee recommending amendment and passage, was taken up for consideration.

Latham of Franklin offered amendment H-1337 filed by the committee on Agriculture and moved its adoption.

The committee amendment H-1337 was adopted.

B. Meyer of Polk offered amendment H-1411 filed by him.

Latham of Franklin rose on a point of order that amendment H-1411 was not germane.

The Speaker ruled the point well taken and amendment H-1411 not germane.

B. Meyer of Polk asked for unanimous consent to suspend the rules to consider amendment H-1411.

Objection was raised.

B. Meyer of Polk moved to suspend the rules to consider amendment H-1411.

Roll call was requested by B. Meyer of Polk and Abdul-Samad of Polk.

On the question "Shall the rules be suspended to consider amendment H-1411?" (S.F. 356)

The ayes were, 39:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hall	Hansen	Hunter	Isenhardt
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Mascher	McConkey
Meyer, B.	Nielsen	Oldson	Olson
Prichard	Running-Marquardt	Smith	Sorensen
Steckman	Sunde	Thede	Wessel-Kroeschell
Wilburn	Williams	Wolfe	

The nays were, 53:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Boden	Bossman	Bradley
Brink	Bush	Cisneros	Deyoe
Dolecheck	Fisher	Fry	Gerhold

Gobble	Graber	Grassley, Spkr.	Gustafson
Hein	Hite	Holt	Ingels
Jeneary	Kaufmann	Kerr	Klein
Latham	Lohse	Lundgren	Maxwell
McClintock	Meyer, A.	Mitchell	Mohr
Moore	Nordman	Osmundson	Paustian
Salmon	Sexton	Shipley	Sieck
Siegrist	Stone	Thompson	Thorup
Westrich	Wheeler	Windschitl	Worthan
Wills, Presiding			

Absent or not voting, 8:

Baxter	Gaines	Jacobsen	Jones
Landon	Mommsen	Staed	Winckler

The motion to suspend the rules lost.

B. Meyer of Polk offered amendment H–1416 filed by him from the floor and moved its adoption.

Roll call was requested by B. Meyer of Polk and Donahue of Linn.

On the question "Shall amendment H–1416 be adopted?" (S.F. 356)

The ayes were, 40:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hall	Hansen	Holt	Hunter
Isenhardt	Jacoby	James	Judge
Konfrst	Kressig	Kurth	Mascher
McClintock	McConkey	Meyer, B.	Nielsen
Oldson	Olson	Prichard	Running-Marquardt
Smith	Steckman	Sunde	Thede
Wessel-Kroeschell	Wilburn	Williams	Wolfe

The nays were, 52:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Boden	Bossman	Bradley
Brink	Bush	Cisneros	Deyoe
Dolecheck	Fisher	Fry	Gerhold
Gobble	Graber	Grassley, Spkr.	Gustafson
Hein	Hite	Ingels	Jeneary
Kaufmann	Kerr	Klein	Latham
Lohse	Lundgren	Maxwell	Meyer, A.

Mitchell	Mohr	Moore	Nordman
Osmundson	Paustian	Salmon	Sexton
Shipley	Sieck	Siegrist	Sorensen
Stone	Thompson	Thorup	Westrich
Wheeler	Windschitl	Worthan	Wills, Presiding

Absent or not voting, 8:

Baxter	Gaines	Jacobsen	Jones
Landon	Mommsen	Staed	Winckler

Amendment H-1416 lost.

B. Meyer of Polk offered amendment H-1417 filed by him from the floor.

Holt of Crawford rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point well taken.

B. Meyer of Polk moved the adoption of amendment H-1417.

Roll call was requested by B. Meyer of Polk and Abdul-Samad of Polk.

On the question "Shall amendment H-1417 be adopted?" (S.F. 356)

The ayes were, 39:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hall	Hansen	Hunter	Isenhart
Jacobsen	Jacoby	James	Judge
Konfrst	Kressig	Kurth	Mascher
McConkey	Meyer, B.	Nielsen	Oldson
Olson	Prichard	Running-Marquardt	Smith
Steckman	Sunde	Thede	Wessel-Kroeschell
Wilburn	Williams	Wolfe	

The nays were, 54:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Boden	Bossman	Bradley
Brink	Bush	Cisneros	Deyoe
Dolecheck	Fisher	Fry	Gerhold
Gobble	Graber	Grassley, Spkr.	Gustafson

Hein	Hite	Holt	Ingels
Jeneary	Kaufmann	Kerr	Klein
Latham	Lohse	Lundgren	Maxwell
McClintock	Meyer, A.	Mitchell	Mohr
Moore	Nordman	Osmundson	Paustian
Salmon	Sexton	Shipley	Sieck
Siegrist	Sorensen	Stone	Thompson
Thorup	Westrich	Wheeler	Windschitl
Worthan	Wills, Presiding		

Absent or not voting, 7:

Baxter	Gaines	Jones	Landon
Mommsen	Staed	Winckler	

Amendment H-1417 lost.

B. Meyer of Polk rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point well taken.

Jacoby of Johnson rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point not well taken.

Latham of Franklin moved that the bill be read a last time 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. 356)

The ayes were, 53:

Andrews	Bacon	Bergan	Best
Bloomingdale	Boden	Bossman	Bradley
Brink	Bush	Cisneros	Deyoe
Dolecheck	Fisher	Fry	Gerhold
Gobble	Graber	Grassley, Spkr.	Gustafson
Hein	Hite	Holt	Ingels
Jeneary	Kaufmann	Kerr	Klein
Latham	Lundgren	Maxwell	McClintock
Meyer, A.	Mitchell	Mohr	Moore
Nordman	Osmundson	Paustian	Salmon
Sexton	Shipley	Sieck	Siegrist

Sorensen	Stone	Thompson	Thorup
Westrich	Wheeler	Windschitl	Worthan
Wills,			
Presiding			

The nays were, 40:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hall	Hansen	Hunter	Isenhardt
Jacobsen	Jacoby	James	Judge
Konfrst	Kressig	Kurth	Lohse
Mascher	McConkey	Meyer, B.	Nielsen
Oldson	Olson	Prichard	Running-Marquardt
Smith	Steckman	Sunde	Thede
Wessel-Kroeschell	Wilburn	Williams	Wolfe

Absent or not voting, 7:

Baxter	Gaines	Jones	Landon
Mommsen	Staed	Winckler	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Prichard of Floyd rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point well taken.

SENATE AMENDMENTS CONSIDERED

House Concurred

Bacon of Story called up for consideration **House File 304**, a bill for an act relating to personal delivery devices, providing penalties, and making penalties applicable, amended by the Senate, and moved that the House concur in the Senate amendment H-1408.

The motion prevailed and the House concurred in the Senate amendment H-1408.

Bacon of Story 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. 304)

The ayes were, 93:

Abdul-Samad	Anderson	Andrews	Bacon
Bennett	Bergan	Best	Bloomingtondale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cahill	Cisneros	Cohoon	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Judge	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Latham
Lohse	Lundgren	Mascher	Maxwell
McClintock	McConkey	Meyer, A.	Meyer, B.
Mitchell	Mohr	Moore	Nielsen
Nordman	Oldson	Olson	Osmundson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Siegrist
Smith	Sorensen	Steckman	Stone
Sunde	Thede	Thompson	Thorup
Wessel-Kroeschell	Westrich	Wheeler	Wilburn
Williams	Windschitl	Wolfe	Worthan
Wills, Presiding			

The nays were, none.

Absent or not voting, 7:

Baxter	Gaines	Jones	Landon
Mommsen	Staed	Winckler	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House Concurred

Bergan of Winneshiek called up for consideration **House File 391**, a bill for an act relating to controlled substances and precursor substances, including amending the controlled substance and precursor substances schedules and including effective date provisions, amended by the Senate, and moved that the House concur in the Senate amendment H-1409.

The motion prevailed and the House concurred in the Senate amendment H-1409.

Bergan of Winneshiek 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. 391)

The ayes were, 91:

Abdul-Samad	Anderson	Andrews	Bacon
Bergan	Best	Bloomingtondale	Boden
Bohannon	Bossman	Bradley	Breckenridge
Brink	Brown-Powers	Bush	Cahill
Cisneros	Cohoon	Deyoe	Dolecheck
Donahue	Ehlert	Fisher	Forbes
Fry	Gerhold	Gjerde	Gobble
Graber	Grassley, Spkr.	Gustafson	Hall
Hansen	Hein	Hite	Holt
Hunter	Ingels	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Judge
Kaufmann	Kerr	Klein	Konfrst
Kressig	Kurth	Latham	Lohse
Lundgren	Mascher	Maxwell	McClintock
McConkey	Meyer, A.	Meyer, B.	Mitchell
Mohr	Moore	Nielsen	Nordman
Oldson	Olson	Osmundson	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Sieck	Siegrist	Smith	Sorensen
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Windschitl
Wolfe	Worthan	Wills,	
		Presiding	

The nays were, 2:

Bennett	Shipley
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Absent or not voting, 7:

Baxter	Gaines	Jones	Landon
Mommsen	Staed	Winckler	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House Concurred

Deyoe of Story called up for consideration **House File 839**, a bill for an act relating to the financial exploitation of designated eligible adults, and making an appropriation, amended by the Senate, and moved that the House concur in the Senate amendment H-1407.

The motion prevailed and the House concurred in the Senate amendment H-1407.

Deyoe of Story 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. 839)

The ayes were, 93:

Abdul-Samad	Anderson	Andrews	Bacon
Bennett	Bergan	Best	Bloomingtondale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cahill	Cisneros	Cohoon	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Judge	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Latham
Lohse	Lundgren	Mascher	Maxwell
McClintock	McConkey	Meyer, A.	Meyer, B.
Mitchell	Mohr	Moore	Nielsen
Nordman	Oldson	Olson	Osmundson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Siegrist
Smith	Sorensen	Steckman	Stone
Sunde	Thede	Thompson	Thorup
Wessel-Kroeschell	Westrich	Wheeler	Wilburn
Williams	Windschitl	Wolfe	Worthing
Wills,			
Presiding			

The nays were, none.

Absent or not voting, 7:

Baxter	Gaines	Jones	Landon
Mommsen	Staed	Winckler	

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

House Concurred

Lohse of Polk called up for consideration **House File 855**, 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, amended by the Senate, and moved that the House concur in the Senate amendment H-1410.

The motion prevailed and the House concurred in the Senate amendment H-1410.

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. 855)

The ayes were, 93:

Abdul-Samad	Anderson	Andrews	Bacon
Bennett	Bergan	Best	Bloomingtondale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cahill	Cisneros	Cohoon	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Judge	Kaufmann	Kerr	Klein
Konfrst	Kressig	Kurth	Latham
Lohse	Lundgren	Mascher	Maxwell
McClintock	McConkey	Meyer, A.	Meyer, B.
Mitchell	Mohr	Moore	Nielsen
Nordman	Oldson	Olson	Osmundson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Siegrist
Smith	Sorensen	Steckman	Stone

Sunde	Thede	Thompson	Thorup
Wessel-Kroeschell	Westrich	Wheeler	Wilburn
Williams	Windschitl	Wolfe	Worthan
Wills,			
Presiding			

The nays were, none.

Absent or not voting, 7:

Baxter	Gaines	Jones	Landon
Mommsen	Staed	Winckler	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House Concurred

Hite of Mahaska called up for consideration **House File 744**, a bill for an act providing for training, prohibitions, and requirements relating to first amendment rights at school districts and public institutions of higher education, amended by the Senate amendment H-1359.

Hite of Mahaska offered amendment H-1415, to the Senate amendment H-1359, filed by him from the floor and moved its adoption.

Amendment H-1415, to the Senate amendment H-1359, was adopted.

Hite of Mahaska offered amendment H-1418, to the Senate amendment H-1359, filed by him from the floor and moved its adoption.

Amendment H-1418, to the Senate amendment H-1359, was adopted.

Hite of Mahaska moved that the House concur in the Senate amendment H-1359, as amended.

The motion prevailed and the House concurred in the Senate amendment H-1359, 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. 744)

The ayes were, 92:

Abdul-Samad	Anderson	Andrews	Bacon
Bennett	Bergan	Best	Bloomingdale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cahill	Cisneros	Cohoon	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	James	Jeneary	Judge
Kaufmann	Kerr	Klein	Konfrst
Kressig	Kurth	Latham	Lohse
Lundgren	Mascher	Maxwell	McClintock
McConkey	Meyer, A.	Meyer, B.	Mitchell
Mohr	Moore	Nielsen	Nordman
Oldson	Olson	Osmundson	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shipley	Sieck	Siegrist	Smith
Sorensen	Steckman	Stone	Sunde
Thede	Thompson	Thorup	Wessel-Kroeschell
Westrich	Wheeler	Wilburn	Williams
Windschitl	Wolfe	Worthan	Wills, Presiding

The nays were, 1:

Jacoby

Absent or not voting, 7:

Baxter	Gaines	Jones	Landon
Mommsen	Staed	Winckler	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Baxter of Hancock	Gaines of Polk
Jones of Clay	Landon of Polk
Mommsen of Clinton	Staed of Linn
Winckler of Scott	

IMMEDIATE MESSAGES

Windschitl of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 304, 391, 744, 839, 855** and **Senate Files 356, 529** and **567**.

STUDY BILL COMMITTEE ASSIGNMENT

H.S.B. 275 Ways and Means

Relating to noncompliance with rules adopted by a county sanitarian regarding septic tank pumping.

STUDY BILL SUBCOMMITTEE ASSIGNMENT

House Study Bill 275

Ways and Means: Bloomingdale, Chair; Jacoby and Nordman.

RESOLUTIONS FILED

H.R. 12, by Gjerde, a resolution recognizing the national significance of therapy animals and their human handlers and designating April 30, 2021, as National Therapy Animal Day in Iowa.

Laid over under **Rule 25**.

H.R. 13, by Mascher, a resolution recognizing and congratulating the University of Iowa Hawkeyes women's basketball team on the 2020-2021 college basketball season and for qualifying for the 2021 National Collegiate Athletic Association Division 1 women's basketball tournament.

Laid over under **Rule 25**.

H.R. 14, by Mascher, a resolution recognizing and congratulating the University of Iowa Hawkeyes men's basketball team on the 2020-2021 college basketball season and for qualifying for the 2021 National Collegiate Athletic Association Division 1 men's basketball tournament as a No.2 seed in the West Region.

Laid over under **Rule 25**.

AMENDMENTS FILED

H-1415	H.F.	744	Hite of Mahaska
H-1416	S.F.	356	B. Meyer of Polk
H-1417	S.F.	356	B. Meyer of Polk
H-1418	H.F.	744	Hite of Mahaska
H-1419	H.F.	860	Thorup of Marion
H-1420	S.F.	463	Kaufmann of Cedar

On motion by Windschitl of Harrison, the House adjourned at 4:03 p.m., until 8:30 a.m., Wednesday, April 28, 2021.

JOURNAL OF THE HOUSE

One Hundred-eighth Calendar Day - Sixty-ninth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, April 28, 2021

The House met pursuant to adjournment at 8:31 a.m., Wills of Dickinson in the chair.

Prayer was offered by Grant Zajicek, Clerk for Westrich of Wapello.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Tanner Kenin, Page from Urbandale.

The Journal of Tuesday, April 27, 2021, was approved.

COMMITTEE REVISION

The Speaker announced the following change to committee assignments effective today:

Appropriations

Ingels replaced Landon

On motion by Windschitl of Harrison, the House was recessed at 8:35 a.m., until the conclusion of the committee on Appropriations and the committee on Ways and Means.

AFTERNOON SESSION

The House reconvened at 4:57 p.m., Speaker Grassley in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 28, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 285, a bill for an act relating to professional standards for the certification or designation of music therapists and providing penalties.

Also: That the Senate has on April 28, 2021, amended and passed the following bill in which the concurrence of the House is asked:

House File 365, a bill for an act relating to the service of notices of garnishment by sheriffs.

Also: That the Senate has on April 28, 2021, receded from the Senate amendment and passed the following bill in which the concurrence of the Senate was asked:

House File 452, a bill for an act relating to certain civil and criminal enforcement activities involving the practice of massage therapy and cosmetology, and human trafficking, and providing penalties.

Also: That the Senate has on April 28, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 453, a bill for an act prohibiting the imposition of certain requirements on nonprofit corporations by state agencies or state officials.

Also: That the Senate has on April 28, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 523, a bill for an act designating certain county flood mitigation activities as an essential county purpose.

Also: That the Senate has on April 28, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 602, a bill for an act relating to authorized transfers of school district general fund moneys to the student activity fund and including effective date provisions.

Also: That the Senate has on April 28, 2021, amended and passed the following bill in which the concurrence of the House is asked:

House File 682, a bill for an act relating to the Iowa appraisal standards and appraiser certification law and making penalties applicable.

Also: That the Senate has on April 28, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 757, a bill for an act relating to driver's license restrictions, including ignition interlock device requirements for a first operating-while-intoxicated offense.

Also: That the Senate has on April 28, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 768, a bill for an act concerning licensing of and sales by native distilleries, beer manufacturers, native breweries, and native wine manufacturers.

Also: That the Senate has on April 28, 2021, amended and passed the following bill in which the concurrence of the House is asked:

House File 802, a bill for an act providing for requirements related to racism or sexism trainings at, and diversity and inclusion efforts by, governmental agencies and entities, school districts, and public postsecondary educational institutions.

Also: That the Senate has on April 28, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 813, a bill for an act modifying and establishing charter school programs and making appropriations.

Also: That the Senate has on April 28, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 828, a bill for an act relating to commercial driver's license driving skills tests, providing fees, and including effective date provisions.

Also: That the Senate has on April 28, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 846, a bill for an act relating to title fees for snowmobiles, all-terrain vehicles, and vessels of surviving spouses.

Also: That the Senate has on April 28, 2021, amended and passed the following bill in which the concurrence of the House is asked:

House File 847, a bill for an act relating to educational programs, funding, tax credits and deductions, open enrollment, supplementary weighting, and including effective date, applicability, and retroactive applicability provisions.

Also: That the Senate has on April 28, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 869, a bill for an act creating a permit allowing the operation of vehicles of excessive weight transporting fluid milk products, providing fees, and including effective date provisions.

Also: That the Senate has on April 28, 2021, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 296, a bill for an act relating to the practice of pharmacy, including the prescription and administration of vaccines and collaborative pharmacy practice.

Also: That the Senate has on April 28, 2021, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 546, a bill for an act relating to private instruction and driver education.

Also: That the Senate has on April 28, 2021, 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 562, a bill for an act relating to sexual exploitation by an adult providing training or instruction, and providing penalties.

Also: That the Senate has on April 28, 2021, 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 578, a bill for an act relating to the powers and duties of the department of agriculture and land stewardship, including by providing for administration, programs, and regulations, providing fees, providing penalties, and making penalties applicable.

Also: That the Senate has on April 28, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 592, a bill for an act relating to transportation and other infrastructure-related appropriations to the department of transportation, including allocation and use of moneys from the road use tax fund and the primary road fund.

Also: That the Senate has on April 28, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 608, a bill for an act relating to the administration of the tax and related laws by the department of revenue by requiring composite returns for pass-through entities, restricting public disclosure of certain information, providing penalties, and including applicability provisions.

W. CHARLES SMITHSON, Secretary

RULES SUSPENDED

Windschitl of Harrison moved to suspend rule 39 for the immediate consideration of House File 889.

Rule 75 was invoked.

The motion prevailed.

CONSIDERATION OF BILLS

Regular Calendar

House File 889, a bill for an act prohibiting the mandatory disclosure of whether a person has received a vaccination for COVID-19, disqualifying certain entities from receiving state grants or contracts, and including effective date provisions, was taken up for consideration.

Shipley of Van Buren offered amendment H-1431 filed by him from the floor and moved its adoption.

Roll call was requested by Prichard of Floyd and Konfrst of Polk.

On the question "Shall amendment H-1431 be adopted?" (H.F. 889)

Rule 75 was invoked.

The ayes were, 43:

Abdul-Samad	Anderson	Andrews	Bennett
Boden	Bohannan	Breckenridge	Brown-Powers
Cahill	Cisneros	Cohoon	Donahue
Ehlert	Forbes	Gjerde	Hall
Hansen	Hunter	Isenhardt	Jacobsen
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Mascher	McConkey
Meyer, B.	Nielsen	Oldson	Olson
Prichard	Running-Marquardt	Shipley	Smith
Steckman	Sunde	Thede	Wessel-Kroeschell
Wilburn	Williams	Wolfe	

The nays were, 50:

Bacon	Bergan	Best	Bloomingtondale
Bossman	Bradley	Brink	Bush
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Graber	Gustafson
Hein	Hite	Holt	Ingels
Jeneary	Kaufmann	Kerr	Klein
Latham	Lohse	Lundgren	Maxwell
McClintock	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Nordman	Osmundson
Paustian	Salmon	Sexton	Sieck
Siegrist	Sorensen	Stone	Thompson
Westrich	Wheeler	Wills	Windschitl
Worthan	Speaker		
	Grassley		

Absent or not voting, 7:

Baxter	Gaines	Jones	Landon
Staead	Thorup	Winckler	

Amendment H-1431 lost.

B. Meyer of Polk asked and received unanimous consent to withdraw amendment H-1424 filed by him from the floor.

Shipley of Van Buren offered amendment H-1421 filed by him from the floor and moved its adoption.

Roll call was requested by Shipley of Van Buren and Boden of Warren.

On the question "Shall amendment H-1421 be adopted?" (H.F. 889)

The ayes were, 9:

Andrews	Boden	Cisneros	Jacobsen
Salmon	Shipley	Sorensen	Westrich
Wheeler			

The nays were, 85:

Abdul-Samad	Anderson	Bacon	Bennett
Bergan	Best	Bloomingtondale	Bohannon
Bossmann	Bradley	Breckenridge	Brink
Brown-Powers	Bush	Cahill	Cohoon
Deyoe	Dolecheck	Donahue	Ehlert
Fisher	Forbes	Fry	Gerhold
Gjerde	Gobble	Graber	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhart
Jacoby	James	Jeneary	Judge
Kaufmann	Kerr	Klein	Konfrst
Kressig	Kurth	Latham	Lohse
Lundgren	Mascher	Maxwell	McClintock
McConkey	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Nordman	Oldson	Olson	Osmundson
Paustian	Prichard	Running-Marquardt	Sexton
Sieck	Siegrist	Smith	Steckman
Stone	Sunde	Thede	Thompson
Thorup	Wessel-Kroeschell	Wilburn	Williams
Wills	Windschitl	Wolfe	Worthan
Speaker			
Grassley			

Absent or not voting, 6:

Baxter	Gaines	Jones	Landon
Staed	Winckler		

Amendment H-1421 lost.

Shipley of Van Buren offered amendment H-1433 filed by him from the floor.

Holt of Crawford rose on a point of order that amendment H-1433 was not germane.

The Speaker ruled the point well taken and amendment H-1433 not germane.

Shipley of Van Buren asked for unanimous consent to suspend the rules to consider amendment H-1433.

Objection was raised.

Shipley of Van Buren moved to suspend the rules to consider amendment H-1433.

A non-record roll call was requested.

The ayes were 8, nays 78.

The motion to suspend the rules lost.

Holt of Crawford moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 889)

The ayes were, 58:

Bacon	Bergan	Best	Bloomingtondale
Bossman	Bradley	Brink	Bush
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Graber	Gustafson
Hall	Hansen	Hein	Hite
Holt	Ingels	Jeneary	Kaufmann
Kerr	Klein	Latham	Lohse
Lundgren	Maxwell	McClintock	Meyer, A.
Mitchell	Mohr	Mommson	Moore
Nordman	Osmundson	Paustian	Running-Marquardt
Salmon	Sexton	Sieck	Siegrist
Smith	Sorensen	Stone	Sunde
Thompson	Thorup	Westrich	Wheeler
Williams	Wills	Windschitl	Wolfe
Worthan	Speaker		
	Grassley		

The nays were, 35:

Abdul-Samad	Anderson	Andrews	Bennett
Boden	Bohannon	Breckenridge	Brown-Powers
Cahill	Cisneros	Cohoon	Donahue
Ehlert	Forbes	Gjerde	Hunter
Isenhardt	Jacobsen	Jacoby	James
Judge	Konfrst	Kressig	Kurth
Mascher	McConkey	Meyer, B.	Oldson
Olson	Prichard	Shipley	Steckman
Thede	Wessel-Kroeschell	Wilburn	

Absent or not voting, 7:

Baxter	Gaines	Jones	Landon
Nielsen	Staed	Winckler	

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 243, a bill for an act relating to public safety including the crimes of failure to assist, abuse of a corpse, and interference with official acts, and providing penalties, with report of committee recommending passage, was taken up for consideration.

Hite of Mahaska asked and received unanimous consent that amendment H-1414 be deferred.

Gobble of Polk offered amendment H-1423 filed by him from the floor and moved its adoption.

Amendment H-1423 was adopted, placing out of order amendment H-1414, previously deferred, filed by Hite of Mahaska on April 26, 2021.

Gobble 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. 243)

The ayes were, 94:

Abdul-Samad	Anderson	Andrews	Bacon
Bennett	Bergan	Best	Bloomingtondale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cahill	Cisneros	Cohoon	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Gustafson	Hall
Hansen	Hein	Hite	Holt
Hunter	Ingels	Isenhardt	Jacobsen
Jacoby	James	Jeneary	Judge
Kaufmann	Kerr	Klein	Konfrst
Kressig	Kurth	Latham	Lohse
Lundgren	Mascher	Maxwell	McClintock
McConkey	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Nordman	Oldson	Olson	Osmundson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Siegrist
Smith	Sorensen	Steckman	Stone
Sunde	Thede	Thompson	Thorup
Wessel-Kroeschell	Westrich	Wheeler	Wilburn
Williams	Wills	Windschitl	Wolfe
Worthan	Speaker		
	Grassley		

The nays were, none.

Absent or not voting, 6:

Baxter	Gaines	Jones	Landon
Staed	Winckler		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Baxter of Hancock	Gaines of Polk
Jones of Clay	Landon of Polk
Staed of Linn	Thorup of Marion
Winckler of Scott	

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on April 28, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 201, a bill for an act relating to the sex offender registry including duration of registration requirements and sexually motivated extortion.

Also: That the Senate has on April 28, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 867, 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.

W. CHARLES SMITHSON, Secretary

INTRODUCTION OF BILLS

House File 890, 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 by requiring composite returns for pass-through entities, restricting public disclosure of certain information, providing penalties, and including applicability provisions.

Read first time and placed on the **Ways and Means calendar**.

House File 891, 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 892, by committee on Appropriations, a bill for an act relating to the redemption of beverage containers, providing civil penalties, making appropriations, and including effective date provisions.

Read first time and placed on the **Appropriations calendar**.

IMMEDIATE MESSAGES

Windschitl of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House File 889** and **Senate File 243**.

EXPLANATION OF VOTE

On April 27, 2021, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 304–“aye”

House File 391–“aye”

House File 744–“aye”

House File 839–“aye”

House File 855–“aye”

Amendment H–1411 suspend the rules (S.F. 356)–“aye”

Amendment H–1416 (S.F. 356)–“aye”

Amendment H–1417 (S.F. 356)–“aye”

Senate File 356–“nay”

Amendment H–1413 to committee amendment H–1333 (S.F. 529)–“nay”

Senate File 529–“aye”

Senate File 567–“aye”

Staed of Linn

BILL ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:

Mr. Speaker: The Chief Clerk of the House respectfully reports that the following bill has been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for approval on this 28th day of April, 2021: House File 848.

MEGHAN NELSON
Chief Clerk of the House

BILL SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on April 28, 2021, the following bill was approved and transmitted to the Secretary of State:

House File 848, an Act relating to broadband service, including matters under the purview of the office of the Chief Information Officer, the Empower Rural Iowa Broadband Grant Fund, and including effective date and applicability provisions.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

MEGHAN NELSON
Chief Clerk of the House

COMMITTEE ON APPROPRIATIONS

Committee Bill (Formerly House File 872), relating to the redemption of beverage containers, providing civil penalties, and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** April 28, 2021.

(Formerly 1004YA), 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.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** April 28, 2021.

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House Study Bill 273), relating to the administration of the tax and related laws by the department of revenue by requiring composite returns for pass-through entities, restricting public disclosure of certain information, providing penalties, and including applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** April 28, 2021.

AMENDMENTS FILED

H-1421	H.F.	889	Shipley of Van Buren
H-1422	H.F.	868	Shipley of Van Buren
H-1423	S.F.	243	Gobble of Polk
H-1424	H.F.	889	B. Meyer of Polk

H-1425	H.F.	847	Senate amendment
H-1426	H.F.	365	Senate amendment
H-1427	H.F.	682	Senate amendment
H-1428	H.F.	802	Senate amendment
H-1429	S.F.	562	Senate amendment
H-1430	S.F.	578	Senate amendment
H-1431	H.F.	889	Shipley of Van Buren
H-1432	H.F.	863	Bossman of Woodbury
H-1433	H.F.	889	Shipley of Van Buren

On motion by Windschitl of Harrison, the House adjourned at 6:23 p.m., until 8:30 a.m., Thursday, April 29, 2021.

JOURNAL OF THE HOUSE

One Hundred-ninth Calendar Day - Seventieth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, April 29, 2021

The House met pursuant to adjournment at 8:33 a.m., Speaker Grassley in the chair.

Prayer was offered by Cisneros of Muscatine.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Grace Sundstrom, Page from Des Moines.

The Journal of Wednesday, April 28, 2021, was approved.

REPORT OF THE CHIEF CLERK OF THE HOUSE

MR. SPEAKER: Pursuant to House Rule 42, I report that in engrossing bills the following correction was made:

House File 304: Amendment H-1408, Operation 6 removed.

MEGHAN NELSON
Chief Clerk of the House

EXPLANATION OF VOTE

On April, 28, 2021, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

Amendment H-1421 suspend the rules (H.F. 889)–“nay”

Amendment H-1431 (H.F. 889)–“aye”

House File 889–“nay”

Senate File 243–“aye”

Staed of Linn

COMMITTEE RECOMMENDATION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendation has been received and is on file in the office of the Chief Clerk:

MEGHAN NELSON
Chief Clerk of the House

COMMITTEE ON WAYS AND MEANS

Senate File 363, a bill for an act relating to the regulation of certain tobacco products, and providing penalties.

Fiscal Note: **No**

Recommendation: **Do Pass** April 28, 2021.

RESOLUTION FILED

H.R. 15, by Hite, Bloomingdale, A. Meyer, Lundgren, Dolecheck, Wills, Maxwell, Hein, Gustafson, Nordman, Bacon, Klein, Stone, Bradley, Ingels, Sorensen, Gerhold, Siegrist, Salmon, Mommsen, Wheeler, Brink, Fisher, Kaufmann, Worthan, Paustian, Mitchell, Kerr, Andrews, Westrich, Osmundson, and Graber, a resolution urging the members of the General Assembly to request that a special session be held to commemorate the one hundred seventy-fifth anniversary of Iowa attaining statehood.

Laid over under **Rule 25**.

On motion by Windschitl of Harrison, the House adjourned at 8:37 a.m., until 1:00 p.m., Monday, May 3, 2021.

JOURNAL OF THE HOUSE

One Hundred-thirteenth Calendar Day - Seventy-first Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, May 3, 2021

The House met pursuant to adjournment at 1:00 p.m., Gobble of Polk in the chair.

Prayer was offered by Andrews of Polk.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Marlene Martens, Clerk for Jones of Clay.

The Journal of Thursday, April 29, 2021, was approved.

SENATE MESSAGES CONSIDERED

Senate File 581, by committee on Ways and Means, a bill for an act relating to deer population management.

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

Senate File 592, by committee on Appropriations, a bill for an act relating to transportation and other infrastructure-related appropriations to the department of transportation, including allocation and use of moneys from the road use tax fund and the primary road fund.

Read first time and **passed on file**.

Senate File 608, 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 by requiring composite returns for pass-through entities, restricting public disclosure of certain information, providing penalties, and including applicability provisions.

Read first time and **passed on file**.

BILLS ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:

Mr. Speaker: The Chief Clerk of the House respectfully reports that the following bills have been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for approval on this 30th day of April, 2021: House Files 233, 236, 284, 315, 317, 361, 388, 390, 424, 428, 433, 491, 514, 546, 556, 558, 561, 583, 605, 693, 699, 707, 710, 719, 739, 746, 747, 775, 805 and House Joint Resolution 10.

MEGHAN NELSON
Chief Clerk of the House

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on April 30, 2021, the following bills were approved and transmitted to the Secretary of State:

House Joint Resolution File 10, a Joint Resolution authorizing the temporary sale of merchandise at a toy benefit for Iowa children on the state capitol complex grounds.

House File 233, an Act creating a civil remedy for the disclosure of private, sexually explicit images without consent of the depicted individual.

House File 236, an Act relating to life insurance company or association cash reinvestments in repurchase agreements collateralized by securities, and including applicability provisions.

House File 284, an Act relating to the qualifications necessary for an applicant for licensure as a professional engineer.

House File 315, an Act relating to programs for at-risk children.

House File 317, an Act relating to the calculation of education funding for children living in certain facilities and including applicability provisions.

House File 361, an Act relating to the appointment of a guardian ad litem, a child custody investigator or child and family reporter, or an attorney for certain child custody and visitation matters, and a guardian ad litem for certain child prosecution witnesses.

House File 388, an Act relating to the duties of the Child Development Coordinating Council.

House File 390, an Act relating to notice requirements prior to discontinuing fluoridation in a public water supply system.

House File 424, an Act relating to the forfeiture of bail.

House File 428, an Act relating to the national guard of the state concerning armory board leases, persons subject to the code of military justice, criminal justice reporting, and scholarship and loan repayment programs.

House File 433, an Act relating to court reporters, including the reporting of adoption hearings and uncertified shorthand reporter appointments.

House File 491, an Act relating to the sale or lease of real estate by regulatory agency officials and employees to persons subject to the agency's regulatory authority, and making penalties applicable.

House File 514, an Act relating to the practice of pharmacy, and providing for a repeal.

House File 546, an Act relating to applications for architectural licensure and including retroactive applicability provisions.

House File 556, an Act providing for the termination of dealership agreements involving agricultural equipment.

House File 558, an Act establishing a minimum age and training requirements for attendants who control amusement rides, and making penalties applicable.

House File 561, an Act relating to the perfection of mechanics' liens and mechanics' liens remedies and including effective date provisions.

House File 583, an Act relating to private flood insurance, and including future repeal provisions.

House File 605, an Act relating to supplementary weighting for limited-English-proficient students and including effective date and applicability provisions.

House File 693, an Act relating to matters under the purview of the Utilities Division of the Department of Commerce.

House File 699, an Act relating to nonsubstantive Code corrections, and including retroactive applicability provisions.

House File 707, an Act relating to interpreters and translators for limited-English-proficient, deaf, and hard-of-hearing persons in certain legal proceedings.

House File 710, an Act relating to child endangerment committed by a sex offender, and providing penalties.

House File 719, an Act relating to standards for data security, and investigations and notifications of cybersecurity events, for certain licensees under the jurisdiction of the commissioner of insurance, making penalties applicable, and including effective date provisions.

House File 739, 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.

House File 746, an Act relating to the statute of limitations for recovery from injuries to property from a licensed veterinarian.

House File 747, an Act relating to the established season for hunting game birds on a preserve, and making penalties applicable.

House File 775, an Act concerning unauthorized entry or access, including placement or use of a camera or electronic surveillance device while trespassing, unauthorized gathering of samples of certain materials relating to animals and animal feeding operations, and providing penalties.

House File 805, an Act relating to the services provided by the Iowa Telecommunications and Technology Commission.

Senate File 185, an Act repealing the Missouri River Preservation and Land Use Authority, and including transition provisions.

Senate File 252, an Act relating to the authority of counties and cities to regulate rental housing, and including effective date provisions.

Senate File 260, an Act relating to the Medicaid reimbursement process for services provided by a receiving district to children requiring special education services.

Senate File 315, an Act relating to reporting requirements concerning the Department of Administrative Services.

Senate File 357, an Act relating to the placement of a child in detention, and including effective date provisions.

Senate File 450, an Act relating to the death of a dependent adult, and providing penalties.

Senate File 466, an Act relating to licensed health care providers for purposes of state law regarding concussion and brain injury policies for extracurricular interscholastic activities.

Senate File 554, an Act relating to the acquisition of title to abandoned property in the unincorporated area of a county.

On motion by Windschitl of Harrison, the House adjourned at 1:03 p.m., until 10:30 a.m., Tuesday, May 4, 2021.

JOURNAL OF THE HOUSE

One Hundred-fourteenth Calendar Day - Seventy-second Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, May 4, 2021

The House met pursuant to adjournment at 10:39 a.m., Speaker Grassley in the chair.

Prayer was offered by Boden of Warren.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Stephen Balderson, Sergeant-at-Arms from Des Moines.

The Journal of Monday, May 3, 2021, was approved.

STUDY BILL COMMITTEE ASSIGNMENT

H.S.B. 276 Appropriations

Appropriating federal moneys made available from federal block grants and other nonstate sources, allocating portions of federal block grants, and providing procedures if federal moneys or federal block grants are more or less than anticipated, and including effective date and retroactive applicability provisions.

STUDY BILL SUBCOMMITTEE ASSIGNMENT

House Study Bill 276

Appropriations: Wills, Chair; Running-Marquardt and Sorensen.

On motion by Windschitl of Harrison, the House adjourned at 10:41 a.m., until 10:30 a.m., Wednesday, May 5, 2021.

JOURNAL OF THE HOUSE

One Hundred-fifteenth Calendar Day - Seventy-third Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, May 5, 2021

The House met pursuant to adjournment at 10:31 a.m., Bradley of Jones in the chair.

Prayer was offered by Cisneros of Muscatine.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Ginny James. She is the daughter of James of Dubuque.

The Journal of Tuesday, May 4, 2021, was approved.

COMMITTEE REVISION

The Speaker announced the following change to committee assignments effective immediately:

Appropriations

Landon replaced Ingels

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on May 5, 2021, amended and passed the following bill in which the concurrence of the House is asked:

House File 384, a bill for an act relating to alcohol beverage control concerning certain class "C" liquor control licenses and the delivery of certain alcoholic beverages.

Also: That the Senate has on May 5, 2021, amended and passed the following bill in which the concurrence of the House is asked:

House File 524, a bill for an act relating to motor vehicle accidents resulting in injury or death, and making penalties applicable.

Also: That the Senate has on May 5, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 722, a bill for an act relating to the transfer, deposit, and appropriation of moneys to the teach Iowa scholar fund from the teacher shortage forgivable loan repayment fund and the teacher shortage loan forgiveness repayment fund.

Also: That the Senate has on May 5, 2021, 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 744, a bill for an act providing for training, prohibitions, and requirements relating to first amendment rights at school districts and public institutions of higher education.

Also: That the Senate has on May 5, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 753, 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 May 5, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 844, a bill for an act providing for business entities, providing for certain fees, and including effective date provisions.

Also: That the Senate has on May 5, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 889, a bill for an act prohibiting the mandatory disclosure of whether a person has received a vaccination for COVID-19, disqualifying certain entities from receiving state grants or contracts, and including effective date provisions.

Also: That the Senate has on May 5, 2021, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 356, a bill for an act limiting civil liability for persons involved in agricultural tourism.

Also: That the Senate has on May 5, 2021, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 541, a bill for an act relating to electronic transactions by permitting the use of distributed ledger technology and smart contracts.

W. CHARLES SMITHSON, Secretary

STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 277 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 and retroactive applicability provisions.

H.S.B. 278 Ways and Means

Relating to state taxation and economic development activities, including future tax contingencies, state income tax deductions, tax credits, the state inheritance tax, the sales and use tax, disaster recovery housing, energy infrastructure, telehealth parity, consumer loans, local regulations, and other properly related matters, and including effective date and retroactive applicability provisions.

STUDY BILL SUBCOMMITTEE ASSIGNMENTS

House Study Bill 277

Appropriations: Mohr, Chair; Hall and Latham.

House Study Bill 278

Ways and Means: Hite, Chair; Hein, Isenhardt, Jacoby and Nordman.

AMENDMENTS FILED

H-1434	H.F.	384	Senate amendment
H-1435	H.F.	524	Senate amendment
H-1436	H.F.	868	Kerr of Louisa
H-1437	H.F.	868	Kerr of Louisa

On motion by Windschitl of Harrison, the House adjourned at 10:35 a.m., until 8:30 a.m., Thursday, May 6, 2021.

JOURNAL OF THE HOUSE

One Hundred-sixteenth Calendar Day - Seventy-fourth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, May 6, 2021

The House met pursuant to adjournment at 8:30 a.m., Wills of Dickinson in the chair.

Prayer was offered by Bradley of Jones.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Grace Blyth, Page from Clive.

The Journal of Wednesday, May 5, 2021, was approved.

On motion by Windschitl of Harrison, the House was recessed at 8:32 a.m., until 1:00 p.m.

EVENING SESSION

The House reconvened at 6:30 p.m., Speaker Grassley in the chair.

INTRODUCTION OF BILLS

House File 893, by committee on Ways and Means, a bill for an act relating to state taxation and economic development activities, including future tax contingencies, state income tax deductions, tax credits, the state inheritance tax, the sales and use tax, disaster recovery housing, energy infrastructure, telehealth parity, consumer loans, local regulations, and other properly related matters, and including effective date and retroactive applicability provisions.

Read first time and placed on the **Ways and Means calendar**.

House File 894, 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 and retroactive applicability provisions.

Read first time and placed on the **Appropriations calendar**.

House File 895, by committee on Appropriations, a bill for an act appropriating federal moneys made available from federal block grants and other nonstate sources, allocating portions of federal block grants, and providing procedures if federal moneys or federal block grants are more or less than anticipated, and including effective date and retroactive applicability provisions.

Read first time and placed on the **Appropriations calendar**.

SENATE AMENDMENT CONSIDERED
House Concurred

Holt of Crawford called up for consideration **House File 802**, a bill for an act providing for requirements related to racism or sexism trainings at, and diversity and inclusion efforts by, governmental agencies and entities, school districts, and public postsecondary educational institutions, amended by the Senate, and moved that the House concur in the Senate amendment H-1428.

Prichard of Floyd rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point well taken.

The motion prevailed and the House concurred in the Senate amendment H-1428.

Holt of Crawford 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. 802)

The ayes were, 53:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Boden	Bossman	Bradley
Brink	Bush	Cisneros	Deyoe
Dolecheck	Fisher	Gerhold	Gobble
Graber	Gustafson	Hein	Hite
Holt	Ingels	Jacobsen	Jeneary
Kaufmann	Klein	Landon	Latham
Lohse	Lundgren	Maxwell	McClintock
Meyer, A.	Mohr	Mommsen	Moore

Nordman	Osmundson	Paustian	Salmon
Sexton	Shipley	Sieck	Siegrist
Sorensen	Stone	Thompson	Thorup
Westrich	Wheeler	Wills	Windschitl
Speaker			
Grassley			

The nays were, 35:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hansen	Hunter	Isenhardt	Jacoby
James	Judge	Konfrst	Kressig
Kurth	Mascher	McConkey	Meyer, B.
Nielsen	Oldson	Olson	Prichard
Running-Marquardt	Smith	Sunde	Wilburn
Williams	Winckler	Wolfe	

Absent or not voting, 12:

Baxter	Fry	Gaines	Hall
Jones	Kerr	Mitchell	Staed
Steckman	Thede	Wessel-Kroeschell	Worthan

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

CONSIDERATION OF BILLS

Appropriations Calendar

House File 863, a bill for an act relating to transportation and other infrastructure-related appropriations to the department of transportation, including allocation and use of moneys from the road use tax fund and the primary road fund, was taken up for consideration.

Bossman of Woodbury offered amendment H-1432 filed by him and moved its adoption.

Amendment H-1432 was adopted.

SENATE FILE 592 SUBSTITUTED FOR HOUSE FILE 863

Bossman of Woodbury asked and received unanimous consent to substitute Senate File 592 for House File 863.

Senate File 592, a bill for an act relating to transportation and other infrastructure-related appropriations to the department of transportation, including allocation and use of moneys from the road use tax fund and the primary road fund, was taken up for consideration.

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. 592)

The ayes were, 90:

Abdul-Samad	Anderson	Andrews	Bacon
Bennett	Bergan	Best	Bloomingtondale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cahill	Cisneros	Cohoon	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Gerhold	Gjerde	Gobble
Graber	Gustafson	Hansen	Hein
Hite	Holt	Hunter	Ingels
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Judge	Kaufmann	Kerr
Klein	Konfrst	Kressig	Kurth
Landon	Latham	Lohse	Lundgren
Mascher	Maxwell	McClintock	McConkey
Meyer, A.	Meyer, B.	Mohr	Mommson
Moore	Nielsen	Nordman	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Siegrist	Smith	Sorensen
Stone	Sunde	Thompson	Thorup
Westrich	Wheeler	Wilburn	Williams
Wills	Winckler	Windschitl	Wolfe
Worthan	Speaker		
	Grassley		

The nays were, none.

Absent or not voting, 10:

Baxter	Fry	Gaines	Hall
Jones	Mitchell	Staed	Steckman
Thede	Wessel-Kroeschell		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 862, 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, and providing for related matters, was taken up for consideration.

Cohoon of Des Moines offered amendment H-1444 filed by him from the floor and moved its adoption.

Roll call was requested by Cohoon of Des Moines and Konfrst of Polk.

On the question "Shall amendment H-1444 be adopted?" (H.F. 862)

The ayes were, 36:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hansen	Hunter	Isenhardt	Jacoby
James	Judge	Konfrst	Kressig
Kurth	Mascher	McClintock	McConkey
Meyer, B.	Nielsen	Oldson	Olson
Prichard	Running-Marquardt	Smith	Sunde
Wilburn	Williams	Winckler	Wolfe

The nays were, 54:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Boden	Bossman	Bradley
Brink	Bush	Cisneros	Deyoe
Dolecheck	Fisher	Gerhold	Gobble
Graber	Gustafson	Hein	Hite
Holt	Ingels	Jacobsen	Jeneary
Kaufmann	Kerr	Klein	Landon
Latham	Lohse	Lundgren	Maxwell
Meyer, A.	Mohr	Mommsen	Moore
Nordman	Osmundson	Paustian	Salmon
Sexton	Shipley	Sieck	Siegrist
Sorensen	Stone	Thompson	Thorup
Westrich	Wheeler	Wills	Windschitl
Worthan	Speaker		
	Grassley		

Absent or not voting, 10:

Baxter	Fry	Gaines	Hall
Jones	Mitchell	Staed	Steckman
Thede	Wessel-Kroeschell		

Amendment H-1444 lost.

Kressig of Black Hawk offered amendment H-1445 filed by him from the floor and moved its adoption.

Roll call was requested by Kressig of Black Hawk and Abdul-Samad of Polk.

On the question "Shall amendment H-1445 be adopted?" (H.F. 862)

The ayes were, 38:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Bush	Cahill
Cohoon	Donahue	Ehlert	Forbes
Gjerde	Hansen	Hunter	Ingels
Isenhardt	Jacoby	James	Judge
Konfrst	Kressig	Kurth	Lohse
Mascher	McConkey	Meyer, B.	Nielsen
Oldson	Olson	Prichard	Running-Marquardt
Smith	Sunde	Wilburn	Williams
Winckler	Wolfe		

The nays were, 52:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Boden	Bossman	Bradley
Brink	Cisneros	Deyoe	Dolecheck
Fisher	Gerhold	Gobble	Graber
Gustafson	Hein	Hite	Holt
Jacobsen	Jeneary	Kaufmann	Kerr
Klein	Landon	Latham	Lundgren
Maxwell	McClintock	Meyer, A.	Mohr
Mommsen	Moore	Nordman	Osmundson
Paustian	Salmon	Sexton	Shiple
Sieck	Siegrist	Sorensen	Stone
Thompson	Thorup	Westrich	Wheeler
Wills	Windschitl	Worthan	Speaker
			Grassley

Absent or not voting, 10:

Baxter	Fry	Gaines	Hall
Jones	Mitchell	Staed	Steckman
Thede	Wessel-Kroeschell		

Amendment H-1445 lost.

Bossman of Woodbury offered amendment H-1438 filed by him from the floor and moved its adoption.

Amendment H-1438 was adopted.

Prichard of Floyd offered amendment H-1446 filed by him from the floor and moved its adoption.

Roll call was requested by Prichard of Floyd and Konfrst of Polk.

On the question "Shall amendment H-1446 be adopted?" (H.F. 862)

The ayes were, 35:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hansen	Hunter	Isenhardt	Jacoby
James	Judge	Konfrst	Kressig
Kurth	Mascher	McConkey	Meyer, B.
Nielsen	Oldson	Olson	Prichard
Running-Marquardt	Smith	Sunde	Wilburn
Williams	Winckler	Wolfe	

The nays were, 55:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Boden	Bossman	Bradley
Brink	Bush	Cisneros	Deyoe
Dolecheck	Fisher	Gerhold	Gobble
Graber	Gustafson	Hein	Hite
Holt	Ingels	Jacobsen	Jeneary
Kaufmann	Kerr	Klein	Landon
Latham	Lohse	Lundgren	Maxwell
McClintock	Meyer, A.	Mohr	Mommsen
Moore	Nordman	Osmundson	Paustian
Salmon	Sexton	Shipley	Sieck
Siegrist	Sorensen	Stone	Thompson
Thorup	Westrich	Wheeler	Wills
Windschitl	Worthan	Speaker	
		Grassley	

Absent or not voting, 10:

Baxter	Fry	Gaines	Hall
Jones	Mitchell	Staed	Steckman
Thede	Wessel-Kroeschell		

Amendment H-1446 lost.

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. 862)

The ayes were, 55:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Boden	Bossman	Bradley
Brink	Bush	Cisneros	Deyoe
Dolecheck	Fisher	Gerhold	Gobble
Grabber	Gustafson	Hein	Hite
Holt	Ingels	Jacobsen	Jeneary
Kaufmann	Kerr	Klein	Landon
Latham	Lohse	Lundgren	Maxwell
McClintock	Meyer, A.	Mohr	Mommsen
Moore	Nordman	Osmundson	Paustian
Salmon	Sexton	Shipley	Sieck
Siegrist	Sorensen	Stone	Thompson
Thorup	Westrich	Wheeler	Wills
Windschitl	Worthan	Speaker	
		Grassley	

The nays were, 35:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hansen	Hunter	Isenhardt	Jacoby
James	Judge	Konfrst	Kressig
Kurth	Mascher	McConkey	Meyer, B.
Nielsen	Oldson	Olson	Prichard
Running-Marquardt	Smith	Sunde	Wilburn
Williams	Winckler	Wolfe	

Absent or not voting, 10:

Baxter	Fry	Gaines	Hall
Jones	Mitchell	Staed	Steckman
Thede	Wessel-Kroeschell		

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

House File 860, 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, and providing contingent effective date provisions, was taken up for consideration.

Mommsen of Clinton offered amendment H-1394 filed by him and moved its adoption.

Amendment H-1394 was adopted.

Smith of Black Hawk offered amendment H-1447 filed by him from the floor and moved its adoption.

Roll call was requested by Smith of Black Hawk and Konfrst of Polk.

On the question "Shall amendment H-1447 be adopted?" (H.F. 860)

The ayes were, 35:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hansen	Hunter	Isenhardt	Jacoby
James	Judge	Konfrst	Kressig
Kurth	Mascher	McConkey	Meyer, B.
Nielsen	Oldson	Olson	Prichard
Running-Marquardt	Smith	Sunde	Wilburn
Williams	Winckler	Wolfe	

The nays were, 55:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Boden	Bossman	Bradley
Brink	Bush	Cisneros	Deyoe
Dolecheck	Fisher	Gerhold	Gobble
Graber	Gustafson	Hein	Hite
Holt	Ingels	Jacobsen	Jeneary
Kaufmann	Kerr	Klein	Landon
Latham	Lohse	Lundgren	Maxwell
McClintock	Meyer, A.	Mohr	Mommsen
Moore	Nordman	Osmundson	Paustian
Salmon	Sexton	Shipley	Sieck
Siegrist	Sorensen	Stone	Thompson
Thorup	Westrich	Wheeler	Wills
Windschitl	Worthan	Speaker	
		Grassley	

Absent or not voting, 10:

Baxter	Fry	Gaines	Hall
Jones	Mitchell	Staed	Steckman
Thede	Wessel-Kroeschell		

Amendment H–1447 lost.

Mommsen of Clinton offered amendment H–1395 filed by him and moved its adoption.

Amendment H–1395 was adopted.

Thorup of Marion asked and received unanimous consent to withdraw amendment H–1419 filed by him on April 27, 2021.

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. 860)

The ayes were, 54:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Boden	Bossmann	Bradley
Brink	Bush	Cisneros	Deyoe
Dolecheck	Fisher	Gerhold	Gobble
Grabber	Gustafson	Hein	Hite
Holt	Ingels	Jacobsen	Jeneary
Kaufmann	Kerr	Klein	Landon
Latham	Lohse	Lundgren	Maxwell
McClintock	Meyer, A.	Mohr	Mommsen
Moore	Nordman	Osmundson	Paustian
Salmon	Sexton	Sieck	Siegrist
Sorensen	Stone	Thompson	Thorup
Westrich	Wheeler	Wills	Windschitl
Worthan	Speaker		
	Grassley		

The nays were, 36:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hansen	Hunter	Isenhardt	Jacoby
James	Judge	Konfrst	Kressig
Kurth	Mascher	McConkey	Meyer, B.

Nielsen	Oldson	Olson	Prichard
Running-Marquardt	Shipley	Smith	Sunde
Wilburn	Williams	Winckler	Wolfe

Absent or not voting, 10:

Baxter	Fry	Gaines	Hall
Jones	Mitchell	Staed	Steckman
Thede	Wessel-Kroeschell		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 871, 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, and the state board of regents and certain regents institutions, and providing for properly related matters, and including contingent effective date provisions, was taken up for consideration.

Running-Marquardt of Linn offered amendment H-1460 filed by her from the floor and moved its adoption.

Roll call was requested by Running-Marquardt of Linn and Donahue of Linn.

On the question "Shall amendment H-1460 be adopted?" (H.F. 871)

The ayes were, 38:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cphoon
Donahue	Ehlert	Forbes	Gjerde
Hansen	Hunter	Isenhart	Jacoby
James	Judge	Konfrst	Kressig
Kurth	Mascher	McClintock	McConkey
Meyer, B.	Nielsen	Oldson	Olson
Prichard	Running-Marquardt	Shipley	Siegrist
Smith	Sunde	Wilburn	Williams
Winckler	Wolfe		

The nays were, 52:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Boden	Bossman	Bradley
Brink	Bush	Cisneros	Deyoe

Dolecheck	Fisher	Gerhold	Gobble
Grabner	Gustafson	Hein	Hite
Holt	Ingels	Jacobsen	Jeneary
Kaufmann	Kerr	Klein	Landon
Latham	Lohse	Lundgren	Maxwell
Meyer, A.	Mohr	Mommsen	Moore
Nordman	Osmundson	Paustian	Salmon
Sexton	Sieck	Sorensen	Stone
Thompson	Thorup	Westrich	Wheeler
Wills	Windschitl	Worthan	Speaker
			Grassley

Absent or not voting, 10:

Baxter	Fry	Gaines	Hall
Jones	Mitchell	Staed	Steckman
Thede	Wessel-Kroeschell		

Amendment H-1460 lost.

Hunter of Polk offered amendment H-1461 filed by him from the floor and moved its adoption.

Roll call was requested by Hunter of Polk and Abdul-Samad of Polk.

On the question "Shall amendment H-1461 be adopted?" (H.F. 871)

The ayes were, 35:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hansen	Hunter	Isenhardt	Jacoby
James	Judge	Konfrst	Kressig
Kurth	Mascher	McConkey	Meyer, B.
Nielsen	Oldson	Olson	Prichard
Running-Marquardt	Smith	Sunde	Wilburn
Williams	Winckler	Wolfe	

The nays were, 55:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Boden	Bossman	Bradley
Brink	Bush	Cisneros	Deyoe
Dolecheck	Fisher	Gerhold	Gobble
Grabner	Gustafson	Hein	Hite
Holt	Ingels	Jacobsen	Jeneary
Kaufmann	Kerr	Klein	Landon
Latham	Lohse	Lundgren	Maxwell

McClintock	Meyer, A.	Mohr	Mommsen
Moore	Nordman	Osmundson	Paustian
Salmon	Sexton	Shipley	Sieck
Siegrist	Sorensen	Stone	Thompson
Thorup	Westrich	Wheeler	Wills
Windschitl	Worthan	Speaker	
		Grassley	

Absent or not voting, 10:

Baxter	Fry	Gaines	Hall
Jones	Mitchell	Staed	Steckman
Thede	Wessel-Kroeschell		

Amendment H-1461 lost.

Thompson of Greene offered amendment H-1449 filed by him from the floor and moved its adoption.

Roll call was requested by Running-Marquardt of Linn and Konfrst of Polk.

On the question "Shall amendment H-1449 be adopted?" (H.F. 871)

The ayes were, 52:

Andrews	Bacon	Bergan	Best
Bloomingdale	Bossmann	Bradley	Brink
Bush	Cisneros	Deyoe	Dolecheck
Fisher	Gerhold	Gobble	Graber
Gustafson	Hein	Hite	Holt
Ingels	Jacobsen	Jeneary	Kaufmann
Kerr	Klein	Landon	Latham
Lohse	Lundgren	Maxwell	McClintock
Mohr	Mommsen	Moore	Nordman
Osmundson	Paustian	Salmon	Sexton
Sieck	Siegrist	Sorensen	Stone
Thompson	Thorup	Westrich	Wheeler
Wills	Windschitl	Worthan	Speaker
			Grassley

The nays were, 38:

Abdul-Samad	Anderson	Bennett	Boden
Bohannon	Breckenridge	Brown-Powers	Cahill
Cohoon	Donahue	Ehlert	Forbes
Gjerde	Hansen	Hunter	Isenhardt
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Mascher	McConkey

Meyer, A.	Meyer, B.	Nielsen	Oldson
Olson	Prichard	Running-Marquardt	Shiple
Smith	Sunde	Wilburn	Williams
Winckler	Wolfe		

Absent or not voting, 10:

Baxter	Fry	Gaines	Hall
Jones	Mitchell	Staed	Steckman
Thede	Wessel-Kroeschell		

Amendment H-1449 was adopted, placing out of order amendment H-1440 filed by Thompson of Greene from the floor.

Wills of Dickinson in the chair at 8:22 p.m.

Running-Marquardt of Linn offered amendment H-1448 filed by her from the floor.

Thompson of Greene rose on a point of order that amendment H-1448 was not germane.

The Speaker ruled the point well taken and amendment H-1448 not germane.

Running-Marquardt of Linn asked for unanimous consent to suspend the rules to consider amendment H-1448.

Objection was raised.

Running-Marquardt of Linn moved to suspend the rules to consider amendment H-1448.

Roll call was requested by Running-Marquardt of Linn and James of Dubuque.

On the question "Shall the rules be suspended to consider amendment H-1448?" (H.F. 871)

The ayes were, 35:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hansen	Hunter	Isenhardt	Jacoby

James	Judge	Konfrst	Kressig
Kurth	Mascher	McConkey	Meyer, B.
Nielsen	Oldson	Olson	Prichard
Running-Marquardt	Smith	Sunde	Wilburn
Williams	Winckler	Wolfe	

The nays were, 55:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Boden	Bossman	Bradley
Brink	Bush	Cisneros	Deyoe
Dolecheck	Fisher	Gerhold	Gobble
Graber	Grassley, Spkr.	Gustafson	Hein
Hite	Holt	Ingels	Jacobsen
Jeneary	Kaufmann	Kerr	Klein
Landon	Latham	Lohse	Lundgren
Maxwell	McClintock	Meyer, A.	Mohr
Mommsen	Moore	Nordman	Osmundson
Paustian	Salmon	Sexton	Shipley
Sieck	Siegrist	Sorensen	Stone
Thompson	Thorup	Westrich	Wheeler
Windschitl	Worthan	Wills,	
		Presiding	

Absent or not voting, 10:

Baxter	Fry	Gaines	Hall
Jones	Mitchell	Staed	Steckman
Thede	Wessel-Kroeschell		

The motion to suspend the rules lost.

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. 871)

The ayes were, 54:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Boden	Bossman	Bradley
Brink	Bush	Cisneros	Deyoe
Dolecheck	Fisher	Gerhold	Gobble
Graber	Grassley, Spkr.	Gustafson	Hein
Hite	Holt	Ingels	Jacobsen
Jeneary	Kaufmann	Kerr	Klein
Landon	Latham	Lohse	Lundgren
Maxwell	McClintock	Meyer, A.	Mohr
Mommsen	Moore	Nordman	Osmundson

Paustian	Salmon	Sexton	Sieck
Siegrist	Sorensen	Stone	Thompson
Thorup	Westrich	Wheeler	Windschitl
Worthan	Wills, Presiding		

The nays were, 36:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hansen	Hunter	Isenhart	Jacoby
James	Judge	Konfrst	Kressig
Kurth	Mascher	McConkey	Meyer, B.
Nielsen	Oldson	Olson	Prichard
Running-Marquardt	Shipley	Smith	Sunde
Wilburn	Williams	Winckler	Wolfe

Absent or not voting, 10:

Baxter	Fry	Gaines	Hall
Jones	Mitchell	Staed	Steckman
Thede	Wessel-Kroeschell		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 868, 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 properly related matters, and including effective date and retroactive applicability provisions, was taken up for consideration.

Winckler of Scott offered amendment H-1450 filed by her from the floor and moved its adoption.

Roll call was requested by Winckler of Scott and Abdul-Samad of Polk.

On the question "Shall amendment H-1450 be adopted?" (H.F. 868)

The ayes were, 35:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hansen	Hunter	Isenhart	Jacoby

James	Judge	Konfrst	Kressig
Kurth	Mascher	McConkey	Meyer, B.
Nielsen	Oldson	Olson	Prichard
Running-Marquardt	Smith	Sunde	Wilburn
Williams	Winckler	Wolfe	

The nays were, 55:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Boden	Bossman	Bradley
Brink	Bush	Cisneros	Deyoe
Dolecheck	Fisher	Gerhold	Gobble
Graber	Grassley, Spkr.	Gustafson	Hein
Hite	Holt	Ingels	Jacobsen
Jeneary	Kaufmann	Kerr	Klein
Landon	Latham	Lohse	Lundgren
Maxwell	McClintock	Meyer, A.	Mohr
Mommsen	Moore	Nordman	Osmundson
Paustian	Salmon	Sexton	Shipley
Sieck	Siegrist	Sorensen	Stone
Thompson	Thorup	Westrich	Wheeler
Windschitl	Worthan	Wills,	
		Presiding	

Absent or not voting, 10:

Baxter	Fry	Gaines	Hall
Jones	Mitchell	Staed	Steckman
Thede	Wessel-Kroeschell		

Amendment H-1450 lost.

Kerr of Louisa offered amendment H-1437 filed by him and moved its adoption.

Amendment H-1437 was adopted.

Donahue of Linn offered amendment H-1452 filed by her from the floor and moved its adoption.

Roll call was requested by Donahue of Linn and Abdul-Samad of Polk.

On the question "Shall amendment H-1452 be adopted?" (H.F. 868)

The ayes were, 37:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon

Donahue	Ehlert	Forbes	Gjerde
Hansen	Hunter	Isenhardt	Jacobsen
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Mascher	McConkey
Meyer, B.	Nielsen	Oldson	Olson
Prichard	Running-Marquardt	Sieck	Smith
Sunde	Wilburn	Williams	Winckler
Wolfe			

The nays were, 53:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Boden	Bossman	Bradley
Brink	Bush	Cisneros	Deyoe
Dolecheck	Fisher	Gerhold	Gobble
Graber	Grassley, Spkr.	Gustafson	Hein
Hite	Holt	Ingels	Jeneary
Kaufmann	Kerr	Klein	Landon
Latham	Lohse	Lundgren	Maxwell
McClintock	Meyer, A.	Mohr	Mommson
Moore	Nordman	Osmundson	Paustian
Salmon	Sexton	Shipley	Siegrist
Sorensen	Stone	Thompson	Thorup
Westrich	Wheeler	Windschitl	Worthan
Wills,			
Presiding			

Absent or not voting, 10:

Baxter	Fry	Gaines	Hall
Jones	Mitchell	Staed	Steckman
Thede	Wessel-Kroeschell		

Amendment H-1452 lost.

Ehlert of Linn offered amendment H-1451 filed by her from the floor and moved its adoption.

Roll call was requested by Ehlert of Linn and Abdul-Samad of Polk.

On the question "Shall amendment H-1451 be adopted?" (H.F. 868)

The ayes were, 34:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hansen	Hunter	Isenhardt	Jacoby
James	Judge	Konfrst	Kressig

Kurth	Mascher	McConkey	Meyer, B.
Nielsen	Oldson	Olson	Prichard
Smith	Sunde	Wilburn	Williams
Winckler	Wolfe		

The nays were, 55:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Boden	Bossman	Bradley
Brink	Bush	Cisneros	Deyoe
Dolecheck	Fisher	Gerhold	Gobble
Grabber	Grassley, Spkr.	Gustafson	Hein
Hite	Holt	Ingels	Jacobsen
Jeneary	Kaufmann	Kerr	Klein
Landon	Latham	Lohse	Lundgren
Maxwell	McClintock	Meyer, A.	Mohr
Mommsen	Moore	Nordman	Osmundson
Paustian	Salmon	Sexton	Shipley
Sieck	Siegrist	Sorensen	Stone
Thompson	Thorup	Westrich	Wheeler
Windschitl	Worthan	Wills,	
		Presiding	

Absent or not voting, 11:

Baxter	Fry	Gaines	Hall
Jones	Mitchell	Running-Marquardt	Staed
Steckman	Thede	Wessel-Kroeschell	

Amendment H-1451 lost.

Mascher of Johnson offered amendment H-1453 filed by her from the floor and moved its adoption.

Roll call was requested by Mascher of Johnson and Donahue of Linn.

On the question "Shall amendment H-1453 be adopted?" (H.F. 868)

The ayes were, 36:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Gobble	Hansen	Hunter	Isenhardt
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Mascher	McConkey
Meyer, B.	Nielsen	Oldson	Olson
Prichard	Running-Marquardt	Smith	Sunde
Wilburn	Williams	Winckler	Wolfe

The nays were, 54:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Boden	Bossman	Bradley
Brink	Bush	Cisneros	Deyoe
Dolecheck	Fisher	Gerhold	Graber
Grassley, Spkr.	Gustafson	Hein	Hite
Holt	Ingels	Jacobsen	Jeneary
Kaufmann	Kerr	Klein	Landon
Latham	Lohse	Lundgren	Maxwell
McClintock	Meyer, A.	Mohr	Mommsen
Moore	Nordman	Osmundson	Paustian
Salmon	Sexton	Shipley	Sieck
Siegrist	Sorensen	Stone	Thompson
Thorup	Westrich	Wheeler	Windschitl
Worthan	Wills, Presiding		

Absent or not voting, 10:

Baxter	Fry	Gaines	Hall
Jones	Mitchell	Staed	Steckman
Thede	Wessel-Kroeschell		

Amendment H-1453 lost.

Cahill of Marshall offered amendment H-1457 filed by her from the floor and moved its adoption.

Roll call was requested by Cahill of Marshall and Konfrst of Polk.

On the question "Shall amendment H-1457 be adopted?" (H.F. 868)

The ayes were, 36:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hansen	Hunter	Ingels	Isenhardt
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Mascher	McConkey
Meyer, B.	Nielsen	Oldson	Olson
Prichard	Running-Marquardt	Smith	Sunde
Wilburn	Williams	Winckler	Wolfe

The nays were, 54:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Boden	Bossman	Bradley

Brink	Bush	Cisneros	Deyoe
Dolecheck	Fisher	Gerhold	Gobble
Graber	Grassley, Spkr.	Gustafson	Hein
Hite	Holt	Jacobsen	Jeneary
Kaufmann	Kerr	Klein	Landon
Latham	Lohse	Lundgren	Maxwell
McClintock	Meyer, A.	Mohr	Mommsen
Moore	Nordman	Osmundson	Paustian
Salmon	Sexton	Shipley	Sieck
Siegrist	Sorensen	Stone	Thompson
Thorup	Westrich	Wheeler	Windschitl
Worthan	Wills, Presiding		

Absent or not voting, 10:

Baxter	Fry	Gaines	Hall
Jones	Mitchell	Staed	Steckman
Thede	Wessel-Kroeschell		

Amendment H-1457 lost.

Shipley of Van Buren asked and received unanimous consent to withdraw amendment H-1422 filed by him on April 28, 2021.

Kerr of Louisa offered amendment H-1442 filed by him from the floor and moved its adoption.

Roll call was requested by Brink of Mahaska and Klein of Washington.

On the question "Shall amendment H-1442 be adopted?" (H.F. 868)

Rule 75 was invoked.

The ayes were, 70:

Andrews	Bacon	Bergan	Best
Bloomingdale	Boden	Bossman	Bradley
Breckenridge	Brink	Bush	Cahill
Cisneros	Cphoon	Deyoe	Dolecheck
Fisher	Forbes	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson
Hansen	Hein	Hite	Holt
Ingels	Jacobsen	Jeneary	Judge
Kaufmann	Kerr	Klein	Konfrst
Kurth	Landon	Latham	Lohse
Lundgren	Maxwell	McClintock	McConkey
Meyer, A.	Mohr	Mommsen	Moore

Nordman	Oldson	Osmundson	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shipley	Sieck	Siegrist	Sorensen
Stone	Sunde	Thompson	Thorup
Westrich	Wheeler	Williams	Windschitl
Worthan	Wills, Presiding		

The nays were, 20:

Abdul-Samad	Anderson	Bennett	Bohannon
Brown-Powers	Donahue	Ehlert	Hunter
Isenhardt	Jacoby	James	Kressig
Mascher	Meyer, B.	Nielsen	Olson
Smith	Wilburn	Winckler	Wolfe

Absent or not voting, 10:

Baxter	Fry	Gaines	Hall
Jones	Mitchell	Staed	Steckman
Thede	Wessel-Kroeschell		

Amendment H-1442 was adopted.

Williams of Black Hawk offered amendment H-1454 filed by Williams, et al., from the floor and moved its adoption.

Roll call was requested by Williams of Black Hawk and Donahue of Linn.

On the question "Shall amendment H-1454 be adopted?" (H.F. 868)

The ayes were, 35:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hansen	Hunter	Isenhardt	Jacoby
James	Judge	Konfrst	Kressig
Kurth	Mascher	McConkey	Meyer, B.
Nielsen	Oldson	Olson	Prichard
Running-Marquardt	Smith	Sunde	Wilburn
Williams	Winckler	Wolfe	

The nays were, 55:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Boden	Bossman	Bradley
Brink	Bush	Cisneros	Deyoe
Dolecheck	Fisher	Gerhold	Gobble

Graber	Grassley, Spkr.	Gustafson	Hein
Hite	Holt	Ingels	Jacobsen
Jeneary	Kaufmann	Kerr	Klein
Landon	Latham	Lohse	Lundgren
Maxwell	McClintock	Meyer, A.	Mohr
Mommsen	Moore	Nordman	Osmundson
Paustian	Salmon	Sexton	Shipley
Sieck	Siegrist	Sorensen	Stone
Thompson	Thorup	Westrich	Wheeler
Windschitl	Worthan	Wills, Presiding	

Absent or not voting, 10:

Baxter	Fry	Gaines	Hall
Jones	Mitchell	Staed	Steckman
Thede	Wessel-Kroeschell		

Amendment H-1454 lost.

McConkey of Pottawattamie offered amendment H-1455 filed by him from the floor and moved its adoption.

Roll call was requested by McConkey of Pottawattamie and Breckenridge of Jasper.

On the question "Shall amendment H-1455 be adopted?" (H.F. 868)

Rule 75 was invoked.

The ayes were, 39:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hansen	Hunter	Isenhardt	Jacobsen
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Mascher	McConkey
Meyer, B.	Nielsen	Oldson	Olson
Prichard	Running-Marquardt	Shipley	Sieck
Smith	Sunde	Thorup	Wilburn
Williams	Winckler	Wolfe	

The nays were, 51:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Boden	Bossman	Bradley
Brink	Bush	Cisneros	Deyoe
Dolecheck	Fisher	Gerhold	Gobble

Graber	Grassley, Spkr.	Gustafson	Hein
Hite	Holt	Ingels	Jeneary
Kaufmann	Kerr	Klein	Landon
Latham	Lohse	Lundgren	Maxwell
McClintock	Meyer, A.	Mohr	Mommsen
Moore	Nordman	Osmundson	Paustian
Salmon	Sexton	Siegrist	Sorensen
Stone	Thompson	Westrich	Wheeler
Windschitl	Worthan	Wills,	
		Presiding	

Absent or not voting, 10:

Baxter	Fry	Gaines	Hall
Jones	Mitchell	Staed	Steckman
Thede	Wessel-Kroeschell		

Amendment H-1455 lost.

Kerr of Louisa asked and received unanimous consent to withdraw amendment H-1436 filed by him on May 5, 2021.

Smith of Black Hawk offered amendment H-1456 filed by Smith, et al., from the floor.

Kerr of Louisa rose on a point of order that amendment H-1456 was not germane.

The Speaker ruled the point not well taken and amendment H-1456 germane.

Smith of Black Hawk moved the adoption of amendment H-1456.

Roll call was requested by Smith of Black Hawk and Kressig of Black Hawk.

On the question "Shall amendment H-1456 be adopted?" (H.F. 868)

The ayes were, 38:

Abdul-Samad	Anderson	Andrews	Bennett
Bohannon	Breckenridge	Brown-Powers	Cahill
Cohoon	Donahue	Ehlert	Forbes
Gjerde	Hansen	Hunter	Ingels
Isenhardt	Jacoby	James	Judge
Konfrst	Kressig	Kurth	Lundgren

Mascher	McConkey	Meyer, B.	Nielsen
Oldson	Olson	Prichard	Running-Marquardt
Smith	Sunde	Wilburn	Williams
Winckler	Wolfe		

The nays were, 52:

Bacon	Bergan	Best	Bloomingtondale
Boden	Bossman	Bradley	Brink
Bush	Cisneros	Deyoe	Dolecheck
Fisher	Gerhold	Gobble	Graber
Grassley, Spkr.	Gustafson	Hein	Hite
Holt	Jacobsen	Jeneary	Kaufmann
Kerr	Klein	Landon	Latham
Lohse	Maxwell	McClintock	Meyer, A.
Mohr	Mommsen	Moore	Nordman
Osmundson	Paustian	Salmon	Sexton
Shipley	Sieck	Siegrist	Sorensen
Stone	Thompson	Thorup	Westrich
Wheeler	Windschitl	Worthan	Wills,
			Presiding

Absent or not voting, 10:

Baxter	Fry	Gaines	Hall
Jones	Mitchell	Staed	Steckman
Thede	Wessel-Kroeschell		

Amendment H-1456 lost.

Kerr of Louisa offered amendment H-1462 filed by him and Winckler of Scott from the floor and moved its adoption.

Roll call was requested by Winckler of Scott and Donahue of Linn.

On the question "Shall amendment H-1462 be adopted?" (H.F. 868)

The ayes were, 90:

Abdul-Samad	Anderson	Andrews	Bacon
Bennett	Bergan	Best	Bloomingtondale
Boden	Bohannan	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cahill	Cisneros	Cohoon	Deyoe
Dolecheck	Donahue	Ehlert	Fisher
Forbes	Gerhold	Gjerde	Gobble
Graber	Grassley, Spkr.	Gustafson	Hansen
Hein	Hite	Holt	Hunter
Ingels	Ishenhardt	Jacobsen	Jacoby

James	Jeneary	Judge	Kaufmann
Kerr	Klein	Konfrst	Kressig
Kurth	Landon	Latham	Lohse
Lundgren	Mascher	Maxwell	McClintock
McConkey	Meyer, A.	Meyer, B.	Mohr
Mommsen	Moore	Nielsen	Nordman
Oldson	Olson	Osmundson	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shipley	Sieck	Siegrist	Smith
Sorensen	Stone	Sunde	Thompson
Thorup	Westrich	Wheeler	Wilburn
Williams	Winckler	Windschitl	Wolfe
Worthan	Wills, Presiding		

The nays were, none.

Absent or not voting, 10:

Baxter	Fry	Gaines	Hall
Jones	Mitchell	Staed	Steckman
Thede	Wessel-Kroeschell		

Amendment H-1462 was adopted.

Kerr of Louisa offered amendment H-1441 filed by him from the floor and moved its adoption.

Amendment H-1441 was adopted.

Winckler of Scott offered amendment H-1458 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-1458 be adopted?" (H.F. 868)

The ayes were, 35:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hansen	Hunter	Isenhardt	Jacoby
James	Judge	Konfrst	Kressig
Kurth	Mascher	McConkey	Meyer, B.
Nielsen	Oldson	Olson	Prichard
Running-Marquardt	Smith	Sunde	Wilburn
Williams	Winckler	Wolfe	

The nays were, 55:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Boden	Bossman	Bradley
Brink	Bush	Cisneros	Deyoe
Dolecheck	Fisher	Gerhold	Gobble
Grabber	Grassley, Spkr.	Gustafson	Hein
Hite	Holt	Ingels	Jacobsen
Jeneary	Kaufmann	Kerr	Klein
Landon	Latham	Lohse	Lundgren
Maxwell	McClintock	Meyer, A.	Mohr
Mommsen	Moore	Nordman	Osmundson
Paustian	Salmon	Sexton	Shipley
Sieck	Siegrist	Sorensen	Stone
Thompson	Thorup	Westrich	Wheeler
Windschitl	Worthan	Wills,	
		Presiding	

Absent or not voting, 10:

Baxter	Fry	Gaines	Hall
Jones	Mitchell	Staed	Steckman
Thede	Wessel-Kroeschell		

Amendment H-1458 lost.

Brink of Mahaska offered amendment H-1443 filed by her from the floor.

Winckler of Scott rose on a point of order that amendment H-1443 was not germane.

The Speaker ruled the point well taken and amendment H-1443 not germane.

Brink of Mahaska asked for unanimous consent to suspend the rules to consider amendment H-1443.

Objection was raised.

Brink of Mahaska moved to suspend the rules to consider amendment H-1443.

A non-record roll call was requested.

The ayes were 54, nays 36.

The motion to suspend the rules prevailed.

Mascher of Johnson 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.

Brink of Mahaska moved the adoption of amendment H-1443.

Roll call was requested by Winckler of Scott and Konfrst of Polk.

On the question "Shall amendment H-1443 be adopted?" (H.F. 868)

The ayes were, 53:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Boden	Bossman	Bradley
Brink	Bush	Cisneros	Deyoe
Dolecheck	Fisher	Gerhold	Gobble
Grabber	Grassley, Spkr.	Gustafson	Hein
Hite	Holt	Jacobsen	Jeneary
Kaufmann	Kerr	Klein	Latham
Lohse	Lundgren	Maxwell	McClintock
Meyer, A.	Mohr	Mommsen	Moore
Nordman	Osmundson	Paustian	Salmon
Sexton	Shipley	Sieck	Siegrist
Sorensen	Stone	Thompson	Thorup
Westrich	Wheeler	Windschitl	Worthan
Wills, Presiding			

The nays were, 36:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hansen	Hunter	Ingels	Isenhardt
Jacoby	James	Judge	Konfrst
Kressig	Kurth	Mascher	McConkey
Meyer, B.	Nielsen	Oldson	Olson
Prichard	Running-Marquardt	Smith	Sunde
Wilburn	Williams	Winckler	Wolfe

Absent or not voting, 11:

Baxter	Fry	Gaines	Hall
Jones	Landon	Mitchell	Staed
Steckman	Thede	Wessel-Kroeschell	

Amendment H-1443 was adopted.

Prichard of Floyd rose on a point of order to invoke Rule 32 to refer House File 868 to the committee on Ways and Means.

The Speaker ruled the point well taken.

Windschitl of Harrison moved to suspend Rule 32.

Roll call was requested by Prichard of Floyd and Donahue of Linn.

On the question "Shall Rule 32 be suspended?" (H.F. 868)

The ayes were, 54:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Boden	Bossman	Bradley
Brink	Bush	Cisneros	Deyoe
Dolecheck	Fisher	Gerhold	Gobble
Grabber	Grassley, Spkr.	Gustafson	Hein
Hite	Holt	Ingels	Jacobsen
Jeneary	Kaufmann	Kerr	Klein
Latham	Lohse	Lundgren	Maxwell
McClintock	Meyer, A.	Mohr	Mommsen
Moore	Nordman	Osmundson	Paustian
Salmon	Sexton	Shipley	Sieck
Siegrist	Sorensen	Stone	Thompson
Thorup	Westrich	Wheeler	Windschitl
Worthan	Wills,		
	Presiding		

The nays were, 35:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hansen	Hunter	Isenhardt	Jacoby
James	Judge	Konfrst	Kressig
Kurth	Mascher	McConkey	Meyer, B.
Nielsen	Oldson	Olson	Prichard
Running-Marquardt	Smith	Sunde	Wilburn
Williams	Winckler	Wolfe	

Absent or not voting, 11:

Baxter	Fry	Gaines	Hall
Jones	Landon	Mitchell	Staed
Steckman	Thede	Wessel-Kroeschell	

The motion prevailed and Rule 32 was suspended.

Windschitl of Harrison moved to suspend Rule 75, voting after midnight.

Roll call was requested by Prichard of Floyd and Konfrst of Polk.

On the question "Shall Rule 75 be suspended?"

The ayes were, 54:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Boden	Bossman	Bradley
Brink	Bush	Cisneros	Deyoe
Dolecheck	Fisher	Gerhold	Gobble
Grabber	Grassley, Spkr.	Gustafson	Hein
Hite	Holt	Ingels	Jacobsen
Jeneary	Kaufmann	Kerr	Klein
Latham	Lohse	Lundgren	Maxwell
McClintock	Meyer, A.	Mohr	Mommsen
Moore	Nordman	Osmundson	Paustian
Salmon	Sexton	Shipley	Sieck
Siegrist	Sorensen	Stone	Thompson
Thorup	Westrich	Wheeler	Windschitl
Worthan	Wills,		
	Presiding		

The nays were, 35:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Ehlert	Forbes	Gjerde
Hansen	Hunter	Isenhardt	Jacoby
James	Judge	Konfrst	Kressig
Kurth	Mascher	McConkey	Meyer, B.
Nielsen	Oldson	Olson	Prichard
Running-Marquardt	Smith	Sunde	Wilburn
Williams	Winckler	Wolfe	

Absent or not voting, 11:

Baxter	Fry	Gaines	Hall
Jones	Landon	Mitchell	Staed
Steckman	Thede	Wessel-Kroeschell	

The motion prevailed and Rule 75 was suspended.

Mascher of Johnson offered amendment H-1459 filed by her from the floor and moved its adoption.

Roll call was requested by Mascher of Johnson and Donahue of Linn.

On the question "Shall amendment H-1459 be adopted?" (H.F. 868)

The ayes were, 37:

Abdul-Samad	Anderson	Bennett	Bohannon
Bossman	Breckenridge	Brink	Brown-Powers
Cahill	Cohoon	Donahue	Ehlert
Forbes	Gjerde	Hansen	Hunter
Isenhardt	Jacoby	James	Judge
Konfrst	Kressig	Kurth	Mascher
McConkey	Meyer, B.	Nielsen	Oldson
Olson	Prichard	Running-Marquardt	Smith
Sunde	Wilburn	Williams	Winckler
Wolfe			

The nays were, 52:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Boden	Bradley	Bush
Cisneros	Deyoe	Dolecheck	Fisher
Gerhold	Gobble	Graber	Grassley, Spkr.
Gustafson	Hein	Hite	Holt
Ingels	Jacobsen	Jeneary	Kaufmann
Kerr	Klein	Latham	Lohse
Lundgren	Maxwell	McClintock	Meyer, A.
Mohr	Mommsen	Moore	Nordman
Osmundson	Paustian	Salmon	Sexton
Shipley	Sieck	Siegrist	Sorensen
Stone	Thompson	Thorup	Westrich
Wheeler	Windschitl	Worthan	Wills,
			Presiding

Absent or not voting, 11:

Baxter	Fry	Gaines	Hall
Jones	Landon	Mitchell	Staed
Steckman	Thede	Wessel-Kroeschell	

Amendment H-1459 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. 868)

The ayes were, 51:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Boden	Bossman	Bradley
Brink	Bush	Dolecheck	Fisher
Gerhold	Gobble	Graber	Grassley, Spkr.
Gustafson	Hein	Hite	Holt
Ingels	Jacobsen	Jeneary	Kaufmann
Kerr	Klein	Latham	Lohse
Lundgren	Maxwell	McClintock	Meyer, A.
Mohr	Mommson	Moore	Nordman
Osmundson	Paustian	Salmon	Sexton
Sieck	Siegrist	Sorensen	Stone
Thompson	Thorup	Westrich	Wheeler
Windschitl	Worthan	Wills,	
		Presiding	

The nays were, 38:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cisneros
Cohoon	Deyoe	Donahue	Ehlert
Forbes	Gjerde	Hansen	Hunter
Isenhardt	Jacoby	James	Judge
Konfrst	Kressig	Kurth	Mascher
McConkey	Meyer, B.	Nielsen	Oldson
Olson	Prichard	Running-Marquardt	Shipley
Smith	Sunde	Wilburn	Williams
Winckler	Wolfe		

Absent or not voting, 11:

Baxter	Fry	Gaines	Hall
Jones	Landon	Mitchell	Staed
Steckman	Thede	Wessel-Kroeschell	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Baxter of Hancock	Fry of Clarke
Gaines of Polk	Hall of Woodbury
Jones of Clay	Landon of Polk
Mitchell of Henry	Staed of Linn
Steckman of Cerro Gordo	Thede of Scott
Wessel-Kroeschell of Story	

IMMEDIATE MESSAGES

Windschitl of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 802, 860, 862, 868, 871** and **Senate File 592**.

HOUSE FILE WITHDRAWN

Windschitl of Harrison asked and received unanimous consent to withdraw House File 863 from further consideration by the House.

EXPLANATIONS OF VOTE

On April 27, 2021, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 304—"aye"	House File 391—"aye"
House File 744—"aye"	House File 839—"aye"
House File 855—"aye"	Senate File 356—"nay"
Senate File 529—"aye"	Senate File 567—"aye"

Also: On April 28, 2021, I would have voted as follows:

House File 889—"nay"	Senate File 243—"aye"
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Winckler of Scott

On May 6, 2021, I inadvertently voted "nay" on amendment H-1449 (H.F. 871), I meant to vote "aye".

Boden of Warren

On May 6, 2021, I inadvertently voted “nay” on amendment H–1449 (H.F. 871), I meant to vote “aye”.

A. Meyer of Webster

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

MEGHAN NELSON
Chief Clerk of the House

COMMITTEE ON APPROPRIATIONS

Committee Bill (Formerly House Study Bill 276), appropriating federal moneys made available from federal block grants and other nonstate sources, allocating portions of federal block grants, and providing procedures if federal moneys or federal block grants are more or less than anticipated, and including effective date and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** May 6, 2021.

Committee Bill (Formerly House Study Bill 277), 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 and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** May 6, 2021.

COMMITTEE ON WAYS AND MEANS

Committee Bill (Formerly House Study Bill 278), relating to state taxation and economic development activities, including future tax contingencies, state income tax deductions, tax credits, the state inheritance tax, the sales and use tax, disaster recovery housing, energy infrastructure, telehealth parity, consumer loans, local regulations, and other properly related matters, and including effective date and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** May 6, 2021.

AMENDMENTS FILED

H-1438	H.F.	862	Bossman of Woodbury
H-1439	H.F.	891	Fry of Clarke
H-1440	H.F.	871	Thompson of Greene
H-1441	H.F.	868	Kerr of Louisa
H-1442	H.F.	868	Kerr of Louisa
H-1443	H.F.	868	Brink of Mahaska
H-1444	H.F.	862	Cphoon of Des Moines
H-1445	H.F.	862	Kressig of Black Hawk
H-1446	H.F.	862	Prichard of Floyd
H-1447	H.F.	860	Smith of Black Hawk
H-1448	H.F.	871	Running-Marquardt of Linn
H-1449	H.F.	871	Thompson of Greene
H-1450	H.F.	868	Winckler of Scott
H-1451	H.F.	868	Ehlert of Linn
H-1452	H.F.	868	Donahue of Linn
H-1453	H.F.	868	Mascher of Johnson
H-1454	H.F.	868	Williams of Black Hawk
			Kressig of Black Hawk
			Brown-Powers of Black Hawk
			Smith of Black Hawk
			Jacoby of Johnson
			Wilburn of Story
			Cahill of Marshall
			Wessel-Kroeschell of Story
			Winckler of Scott
			Bohannon of Johnson
			Mascher of Johnson
			Donahue of Linn
			Ehlert of Linn
			Steckman of Cerro Gordo
			Hunter of Polk
			Abdul-Samad of Polk
			Thede of Scott
			McConkey of Pottawattamie
H-1455	H.F.	868	McConkey of Pottawattamie
H-1456	H.F.	868	Smith of Black Hawk
			Abdul-Samad of Polk
			Wilburn of Story
			Thede of Scott

H-1457	H.F.	868	Cahill of Marshall
H-1458	H.F.	868	Winckler of Scott
H-1459	H.F.	868	Mascher of Johnson
H-1460	H.F.	871	Running-Marquardt of Linn
H-1461	H.F.	871	Hunter of Polk
H-1462	H.F.	868	Kerr of Louisa Winckler of Scott
H-1463	H.F.	861	Hein of Jones
H-1464	H.F.	891	Shipley of Van Buren

On motion by Windschitl of Harrison, the House adjourned at 11:46 p.m., until 8:30 a.m., Friday, May 7, 2021.

JOURNAL OF THE HOUSE

One Hundred-seventeenth Calendar Day - Seventy-fifth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Friday, May 7, 2021

The House met pursuant to adjournment at 8:35 a.m., Wills of Dickinson in the chair.

Prayer was offered by Salmon of Black Hawk.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Hannah Cree, Page from Roland.

The Journal of Thursday, May 6, 2021, was approved.

On motion by Windschitl of Harrison, the House was recessed at 8:40 a.m., until the conclusion of caucuses.

AFTERNOON SESSION

The House reconvened at 2:15 p.m., Holt of Crawford in the chair.

Windschitl of Harrison asked and received unanimous consent for the immediate consideration of House File 895.

CONSIDERATION OF BILLS Unfinished Business Calendar

Senate File 387, a bill for an act relating to courses of study and training programs of the Iowa law enforcement academy and veterans educational assistance benefits, and including effective date provisions, with report of committee recommending passage, 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?" (S.F. 387)

The ayes were, 86:

Abdul-Samad	Anderson	Andrews	Bacon
Bennett	Bergan	Best	Bloomingtondale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cahill	Cisneros	Cohoon	Deyoe
Dolecheck	Donahue	Fisher	Forbes
Fry	Gerhold	Gjerde	Gobble
Graber	Grassley, Spkr.	Gustafson	Hansen
Hein	Hite	Hunter	Ingels
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Judge	Kaufmann	Klein
Konfrst	Kressig	Kurth	Landon
Latham	Lohse	Lundgren	Mascher
Maxwell	McClintock	McConkey	Meyer, B.
Mohr	Mommsen	Moore	Nordman
Oldson	Olson	Osmundson	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shipley	Sieck	Siegrist	Smith
Sorensen	Stone	Sunde	Thede
Thompson	Thorup	Westrich	Wheeler
Williams	Wills	Windschitl	Wolfe
Worthan	Holt, Presiding		

The nays were, none.

Absent or not voting, 14:

Baxter	Ehlert	Gaines	Hall
Jones	Kerr	Meyer, A.	Mitchell
Nielsen	Staed	Steckman	Wessel-Kroeschell
Wilburn	Winckler		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Ways and Means Calendar

Senate File 574, a bill for an act relating to confidential information maintained by local government officials for certain veteran and military property tax credits and exemptions, with report of committee recommending passage, was taken up for consideration.

Graber of Lee moved that the bill be read a last time 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. 574)

The ayes were, 86:

Abdul-Samad	Anderson	Andrews	Bacon
Bennett	Bergan	Best	Bloomingtondale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cahill	Cisneros	Cohoon	Deyoe
Dolecheck	Donahue	Fisher	Forbes
Fry	Gerhold	Gjerde	Gobble
Graber	Grassley, Spkr.	Gustafson	Hansen
Hein	Hite	Hunter	Ingels
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Judge	Kaufmann	Klein
Konfrst	Kressig	Kurth	Landon
Latham	Lohse	Lundgren	Mascher
Maxwell	McClintock	McConkey	Meyer, B.
Mohr	Mommsen	Moore	Nordman
Oldson	Olson	Osmundson	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shipley	Sieck	Siegrist	Smith
Sorensen	Stone	Sunde	Thede
Thompson	Thorup	Westrich	Wheeler
Williams	Wills	Windschitl	Wolfe
Worthan	Holt, Presiding		

The nays were, none.

Absent or not voting, 14:

Baxter	Ehlert	Gaines	Hall
Jones	Kerr	Meyer, A.	Mitchell
Nielsen	Staed	Steckman	Wessel-Kroeschell
Wilburn	Winckler		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Senate File 367, a bill for an act relating to certain financial obligations, including under the consumer credit code, and including under the criminal and juvenile justice system by modifying criminal and civil surcharges, fines, fees, costs, and court debt, providing civil penalties, and including effective date and retroactive applicability provisions, with report of committee recommending passage, was taken up for consideration.

Hite of Mahaska offered amendment H-1412 filed by him and moved its adoption.

Amendment H-1412 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?" (S.F. 367)

The ayes were, 86:

Abdul-Samad	Anderson	Andrews	Bacon
Bennett	Bergan	Best	Bloomingtondale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cahill	Cisneros	Cohoon	Deyoe
Dolecheck	Donahue	Fisher	Forbes
Fry	Gerhold	Gjerde	Gobble
Graber	Grassley, Spkr.	Gustafson	Hansen
Hein	Hite	Hunter	Ingels
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Judge	Kaufmann	Klein
Konfrst	Kressig	Kurth	Landon
Latham	Lohse	Lundgren	Mascher
Maxwell	McClintock	McConkey	Meyer, B.
Mohr	Mommsen	Moore	Nordman
Oldson	Olson	Osmundson	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shipley	Sieck	Siegrist	Smith
Sorensen	Stone	Sunde	Thede
Thompson	Thorup	Westrich	Wheeler
Williams	Wills	Windschitl	Wolfe
Worthan	Holt, Presiding		

The nays were, none.

Absent or not voting, 14:

Baxter	Ehlert	Gaines	Hall
Jones	Kerr	Meyer, A.	Mitchell
Nielsen	Staed	Steckman	Wessel-Kroeschell
Wilburn	Winckler		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 890, a bill for an act relating to the administration of the tax and related laws by the department of revenue by requiring composite returns for pass-through entities, restricting public disclosure of certain information, providing penalties, and including applicability provisions, was taken up for consideration.

SENATE FILE 608 SUBSTITUTED FOR HOUSE FILE 890

Hite of Mahaska asked and received unanimous consent to substitute Senate File 608 for House File 890.

Senate File 608, a bill for an act relating to the administration of the tax and related laws by the department of revenue by requiring composite returns for pass-through entities, restricting public disclosure of certain information, providing penalties, and including applicability provisions, 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. 608)

The ayes were, 86:

Abdul-Samad	Anderson	Andrews	Bacon
Bennett	Bergan	Best	Bloomingtondale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cahill	Cisneros	Cphoon	Deyoe
Dolecheck	Donahue	Fisher	Forbes
Fry	Gerhold	Gjerde	Gobble
Graber	Grassley, Spkr.	Gustafson	Hansen
Hein	Hite	Hunter	Ingels
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Judge	Kaufmann	Klein
Konfrst	Kressig	Kurth	Landon
Latham	Lohse	Lundgren	Mascher
Maxwell	McClintock	McConkey	Meyer, B.
Mohr	Mommsen	Moore	Nordman
Oldson	Olson	Osmundson	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shipley	Sieck	Siegrist	Smith
Sorensen	Stone	Sunde	Thede
Thompson	Thorup	Westrich	Wheeler

Williams
Worthan

Wills
Holt,
Presiding

Windschitl

Wolfe

The nays were, none.

Absent or not voting, 14:

Baxter
Jones
Nielsen
Wilburn

Ehlert
Kerr
Staed
Winckler

Gaines
Meyer, A.
Steckman

Hall
Mitchell
Wessel-Kroeschell

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

Salmon of Black Hawk called up for consideration **House File 365**, a bill for an act relating to the service of notices of garnishment by sheriffs, amended by the Senate, and moved that the House concur in the Senate amendment H-1426.

The motion prevailed and the House concurred in the Senate amendment H-1426.

Salmon of Black Hawk moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 365)

The ayes were, 86:

Abdul-Samad
Bennett
Boden
Breckenridge
Cahill
Dolecheck
Fry
Grabber
Hein
Isenhardt

Anderson
Bergan
Bohannon
Brink
Cisneros
Donahue
Gerhold
Grassley, Spkr.
Hite
Jacobsen

Andrews
Best
Bossman
Brown-Powers
Cohoon
Fisher
Gjerde
Gustafson
Hunter
Jacoby

Bacon
Bloomingdale
Bradley
Bush
Deyoe
Forbes
Gobble
Hansen
Ingels
James

Jeneary	Judge	Kaufmann	Klein
Konfrst	Kressig	Kurth	Landon
Latham	Lohse	Lundgren	Mascher
Maxwell	McClintock	McConkey	Meyer, B.
Mohr	Mommsen	Moore	Nordman
Oldson	Olson	Osmundson	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shipley	Sieck	Siegrist	Smith
Sorensen	Stone	Sunde	Thede
Thompson	Thorup	Westrich	Wheeler
Williams	Wills	Windschitl	Wolfe
Worthan	Holt, Presiding		

The nays were, none.

Absent or not voting, 14:

Baxter	Ehlert	Gaines	Hall
Jones	Kerr	Meyer, A.	Mitchell
Nielsen	Staed	Steckman	Wessel-Kroeschell
Wilburn	Winckler		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House Concurred

Nordman of Dallas called up for consideration **House File 682**, a bill for an act relating to the Iowa appraisal standards and appraiser certification law and making penalties applicable, amended by the Senate, and moved that the House concur in the Senate amendment H-1427.

The motion prevailed and the House concurred in the Senate amendment H-1427.

Nordman of Dallas moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 682)

The ayes were, 86:

Abdul-Samad	Anderson	Andrews	Bacon
Bennett	Bergan	Best	Bloomingtondale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cahill	Cisneros	Cohoon	Deyoe
Dolecheck	Donahue	Fisher	Forbes
Fry	Gerhold	Gjerde	Gobble
Graber	Grassley, Spkr.	Gustafson	Hansen
Hein	Hite	Hunter	Ingels
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Judge	Kaufmann	Klein
Konfrst	Kressig	Kurth	Landon
Latham	Lohse	Lundgren	Mascher
Maxwell	McClintock	McConkey	Meyer, B.
Mohr	Mommsen	Moore	Nordman
Oldson	Olson	Osmundson	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shipley	Sieck	Siegrist	Smith
Sorensen	Stone	Sunde	Thede
Thompson	Thorup	Westrich	Wheeler
Williams	Wills	Windschitl	Wolfe
Worthan	Holt, Presiding		

The nays were, none.

Absent or not voting, 14:

Baxter	Ehlert	Gaines	Hall
Jones	Kerr	Meyer, A.	Mitchell
Nielsen	Staed	Steckman	Wessel-Kroeschell
Wilburn	Winckler		

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

House Concurred

Lohse of Polk called up for consideration **Senate File 562**, a bill for an act relating to sexual exploitation by an adult providing training or instruction, and providing penalties, amended by the House, further amended by the Senate and moved that the House concur in the Senate amendment H-1429, to the House amendment.

The motion prevailed and the House concurred in the Senate amendment H-1429, to the House amendment.

Lohse of Polk moved that the bill, as amended by the House, further amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 562)

The ayes were, 84:

Abdul-Samad	Anderson	Andrews	Bacon
Bennett	Bergan	Best	Bloomingdale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cahill	Cisneros	Cohoon	Deyoe
Dolecheck	Donahue	Fisher	Forbes
Fry	Gerhold	Gjerde	Gobble
Graber	Grassley, Spkr.	Gustafson	Hansen
Hein	Hite	Hunter	Ingels
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Judge	Kaufmann	Klein
Konfrst	Kressig	Kurth	Landon
Latham	Lohse	Lundgren	Mascher
Maxwell	McClintock	McConkey	Meyer, B.
Mohr	Mommsen	Moore	Nordman
Oldson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Siegrist	Smith	Sorensen
Stone	Sunde	Thede	Thompson
Thorup	Westrich	Wheeler	Williams
Wills	Windschitl	Worthan	Holt, Presiding

The nays were, 2:

Olson	Wolfe
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Absent or not voting, 14:

Baxter	Ehlert	Gaines	Hall
Jones	Kerr	Meyer, A.	Mitchell
Nielsen	Taead	Steckman	Wessel-Kroeschell
Wilburn	Winckler		

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

House Concurred

Maxwell of Poweshiek called up for consideration **Senate File 578**, a bill for an act relating to the powers and duties of the department of agriculture and land stewardship, including by providing for administration, programs, and regulations, providing fees, providing penalties, and making penalties applicable, amended by the House, further amended by the Senate and moved that the House concur in the Senate amendment H-1430, to the House amendment.

The motion prevailed and the House concurred in the Senate amendment H-1430, to the House amendment.

Maxwell of Poweshiek 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. 578)

The ayes were, 86:

Abdul-Samad	Anderson	Andrews	Bacon
Bennett	Bergan	Best	Bloomingtondale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cahill	Cisneros	Cohon	Deyoe
Dolecheck	Donahue	Fisher	Forbes
Fry	Gerhold	Gjerde	Gobble
Graber	Grassley, Spkr.	Gustafson	Hansen
Hein	Hite	Hunter	Ingels
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Judge	Kaufmann	Klein
Konfrst	Kressig	Kurth	Landon
Latham	Lohse	Lundgren	Mascher
Maxwell	McClintock	McConkey	Meyer, B.
Mohr	Mommsen	Moore	Nordman
Oldson	Olson	Osmundson	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shipley	Sieck	Siegrist	Smith
Sorensen	Stone	Sunde	Thede
Thompson	Thorup	Westrich	Wheeler
Williams	Wills	Windschitl	Wolfe
Worthan	Holt,		
	Presiding		

The nays were, none.

Absent or not voting, 14:

Baxter	Ehlert	Gaines	Hall
Jones	Kerr	Meyer, A.	Mitchell
Nielsen	Staed	Steckman	Wessel-Kroeschell
Wilburn	Winckler		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House Concurred

Lundgren of Dubuque called up for consideration **House File 384**, a bill for an act relating to alcohol beverage control concerning certain class "C" liquor control licenses and the delivery of certain alcoholic beverages, amended by the Senate, and moved that the House concur in the Senate amendment H-1434.

The motion prevailed and the House concurred in the Senate amendment H-1434.

Lundgren of Dubuque moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 384)

The ayes were, 85:

Abdul-Samad	Anderson	Bacon	Bennett
Bergan	Best	Bloomingtondale	Boden
Bohannon	Bossman	Bradley	Breckenridge
Brink	Brown-Powers	Bush	Cahill
Cisneros	Cohoon	Deyoe	Dolecheck
Donahue	Fisher	Forbes	Fry
Gerhold	Gjerde	Gobble	Graber
Grassley, Spkr.	Gustafson	Hansen	Hein
Hite	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	James	Jeneary
Judge	Kaufmann	Klein	Konfrst
Kressig	Kurth	Landon	Latham
Lohse	Lundgren	Mascher	Maxwell
McClintock	McConkey	Meyer, B.	Mohr
Mommsen	Moore	Nordman	Oldson
Olson	Osmundson	Paustian	Prichard

Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Siegrist	Smith	Sorensen
Stone	Sunde	Thede	Thompson
Thorup	Westrich	Wheeler	Williams
Wills	Windschitl	Wolfe	Worthan
Holt, Presiding			

The nays were, 1:

Andrews

Absent or not voting, 14:

Baxter	Ehlert	Gaines	Hall
Jones	Kerr	Meyer, A.	Mitchell
Nielsen	Staed	Steckman	Wessel-Kroeschell
Wilburn	Winckler		

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

House Concurred

Bradley of Jones called up for consideration **House File 524**, a bill for an act relating to motor vehicle accidents resulting in injury or death, and making penalties applicable, amended by the Senate, and moved that the House concur in the Senate amendment H-1435.

The motion prevailed and the House concurred in the Senate amendment H-1435.

Bradley of Jones moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 524)

The ayes were, 86:

Abdul-Samad	Anderson	Andrews	Bacon
Bennett	Bergan	Best	Bloomingtondale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cahill	Cisneros	Cohoon	Deyoe
Dolecheck	Donahue	Fisher	Forbes
Fry	Gerhold	Gjerde	Gobble

Grabner	Grassley, Spkr.	Gustafson	Hansen
Hein	Hite	Hunter	Ingels
Isenhardt	Jacobsen	Jacoby	James
Jeneary	Judge	Kaufmann	Klein
Konfrst	Kressig	Kurth	Landon
Latham	Lohse	Lundgren	Mascher
Maxwell	McClintock	McConkey	Meyer, B.
Mohr	Mommsen	Moore	Nordman
Oldson	Olson	Osmundson	Paustian
Prichard	Running-Marquardt	Salmon	Sexton
Shiple	Sieck	Siegrist	Smith
Sorensen	Stone	Sunde	Thede
Thompson	Thorup	Westrich	Wheeler
Williams	Wills	Windschitl	Wolfe
Worthan	Holt, Presiding		

The nays were, none.

Absent or not voting, 14:

Baxter	Ehlert	Gaines	Hall
Jones	Kerr	Meyer, A.	Mitchell
Nielsen	Staed	Steckman	Wessel-Kroeschell
Wilburn	Winckler		

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

CONSIDERATION OF BILL Appropriations Calendar

House File 895, a bill for an act appropriating federal moneys made available from federal block grants and other nonstate sources, allocating portions of federal block grants, and providing procedures if federal moneys or federal block grants are more or less than anticipated, and including effective date and retroactive applicability provisions, was taken up for consideration.

Running-Marquardt of Linn offered amendment H-1474 filed by her from the floor.

Wills of Dickinson rose on a point of order that amendment H-1474 was not germane.

The Speaker ruled the point well taken and amendment H-1474 not germane.

Running-Marquardt of Linn asked for unanimous consent to suspend the rules to consider amendment H-1474.

Objection was raised.

Running-Marquardt of Linn moved to suspend the rules to consider amendment H-1474.

Roll call was requested by Running-Marquardt of Linn and Donahue of Linn.

On the question "Shall the rules be suspended to consider amendment H-1474?" (H.F. 895)

The ayes were, 33:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Forbes	Gjerde	Hansen
Hunter	Isenhardt	Jacoby	James
Judge	Konfrst	Kressig	Kurth
Latham	Mascher	McConkey	Meyer, B.
Oldson	Olson	Prichard	Running-Marquardt
Smith	Sunde	Thede	Williams
Wolfe			

The nays were, 53:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Boden	Bossman	Bradley
Brink	Bush	Cisneros	Deyoe
Dolecheck	Fisher	Fry	Gerhold
Gobble	Graber	Grassley, Spkr.	Gustafson
Hein	Hite	Ingels	Jacobsen
Jeneary	Kaufmann	Klein	Landon
Lohse	Lundgren	Maxwell	McClintock
Mohr	Mommsen	Moore	Nordman
Osmundson	Paustian	Salmon	Sexton
Shipley	Sieck	Siegrist	Sorensen
Stone	Thompson	Thorup	Westrich
Wheeler	Wills	Windschitl	Worthan
Holt,			
Presiding			

Absent or not voting, 14:

Baxter	Ehlert	Gaines	Hall
Jones	Kerr	Meyer, A.	Mitchell
Nielsen	Staed	Steckman	Wessel-Kroeschell
Wilburn	Winckler		

The motion to suspend the rules lost.

Running-Marquardt of Linn asked and received unanimous consent to withdraw amendment H-1475 filed by her from the floor.

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. 895)

The ayes were, 86:

Abdul-Samad	Anderson	Andrews	Bacon
Bennett	Bergan	Best	Bloomingtondale
Boden	Bohannon	Bossman	Bradley
Breckenridge	Brink	Brown-Powers	Bush
Cahill	Cisneros	Cphoon	Deyoe
Dolecheck	Donahue	Fisher	Forbes
Fry	Gerhold	Gjerde	Gobble
Graber	Grassley, Spkr.	Gustafson	Hansen
Hein	Hite	Hunter	Ingels
Jacobsen	Jacoby	James	Jeneary
Judge	Kaufmann	Klein	Konfrst
Kressig	Kurth	Landon	Latham
Lohse	Lundgren	Mascher	Maxwell
McClintock	McConkey	Meyer, B.	Mohr
Mommsen	Moore	Nordman	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Siegrist	Smith	Sorensen
Stone	Sunde	Thede	Thompson
Thorup	Westrich	Wheeler	Wilburn
Williams	Wills	Windschitl	Wolfe
Worthan	Holt,		
	Presiding		

The nays were, 1:

Isenhardt

Absent or not voting, 13:

Baxter	Ehlert	Gaines	Hall
Jones	Kerr	Meyer, A.	Mitchell
Nielsen	Staed	Steckman	Wessel-Kroeschell
Winckler			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Baxter of Hancock	Ehlert of Linn
Gaines of Polk	Jones of Clay
Kerr of Louisa	Meyer, A. of Webster
Mitchell of Henry	Nielsen of Johnson
Staed of Linn	Steckman of Cerro Gordo
Wessel-Kroeschell of Story	Winckler of Scott

IMMEDIATE MESSAGES

Windschitl of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 365, 384, 524, 682, 895** and **Senate Files 367, 387, 562, 574, 578** and **608**.

HOUSE FILE WITHDRAWN

Windschitl of Harrison asked and received unanimous consent to withdraw House File 890 from further consideration by the House.

DISSENT FROM SENATE FILE 562

Speaker Grassley, Majority Leader Windschitl, and Minority Leader Prichard:

Article III Section 10 of the Constitution of the State of Iowa provides:

Protest – record of vote – Every member of the general assembly shall have the liberty to dissent from, or protest against any act or resolution which he may think injurious to the public, or an individual, and have the reasons for his dissent entered on the journals; and the yeas and nays of the members of either house, on any question, shall, at the desire of any two members present, be entered on the journals.

I have here a written statement explaining the reasons for my dissent.

Prior to July 1, 1973, one could not be convicted of rape solely upon the uncorroborated testimony of a complaining witness. Regardless how believable, a single witness's testimony could not support a conviction. The complaining witness's testimony had to

“...be corroborated by other evidence tending to connect the defendant with the commission of the offense.” Iowa Code § 782.4 (1973).

When the corroboration requirement was eliminated effective July 1, 1973, the statute of limitations for rape was eighteen months after its commission, regardless of the age of the complaining witness.

Since 1973, the statute of limitations for the crime of rape has been renamed sexual abuse and expanded numerous times. Not only has the statute of limitations been lengthened, but the statute has been amended, in part, to apply to complainants under the age of eighteen years.

Now, SF 562 eliminates the statute of limitations for sex abuse offenses committed on or with a minor (under the age of eighteen years) with the criminal proceeding being “...commenced at any time after the commission of the offense.”

It is this eradication of the statute of limitations that will be injurious to the public.

Because of the passage of time, an accused's ability to remember and defend will fade, if not disappear. An accused's denial alone will not be enough to rebut the complaining witness's believable, yet uncorroborated allegation.

In 1767 William Blackstone stated “the law holds that it is better that 10 guilty persons escape, than that 1 innocent suffer” or to paraphrase his doctrine, it is better for ten guilty persons to go free, than have one innocent person be convicted.

SF 562 has laid the groundwork for innocent people to be convicted.

Such a conviction would be an injustice and would be injurious to the citizens of Iowa.

Representative Rick L. Olson
House District 31

AMENDMENTS FILED

H-1465	H.F.	891	Shipley of Van Buren
H-1466	H.F.	891	Shipley of Van Buren
H-1467	H.F.	891	Shipley of Van Buren
H-1468	H.F.	861	Shipley of Van Buren
H-1469	H.F.	861	Anderson of Polk
H-1470	H.F.	861	Gjerde of Linn
H-1471	H.F.	861	Hunter of Polk
H-1472	H.F.	861	Wolfe of Clinton
H-1473	H.F.	861	Anderson of Polk
H-1474	H.F.	895	Running-Marquardt of Linn
H-1475	H.F.	895	Running-Marquardt of Linn
H-1476	H.F.	861	Bennett of Linn
H-1477	H.F.	864	Wolfe of Clinton
H-1478	H.F.	864	Wolfe of Clinton
H-1479	H.F.	861	Smith of Black Hawk
H-1480	H.F.	891	Kurth of Scott
H-1481	H.F.	891	Brown-Powers of Black Hawk
H-1482	H.F.	891	Forbes of Polk
H-1483	H.F.	891	Forbes of Polk

On motion by Windschitl of Harrison, the House adjourned at 3:32 p.m., until 1:00 p.m., Tuesday, May 11, 2021.

JOURNAL OF THE HOUSE

One Hundred Twenty-first Calendar Day - Seventy-sixth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, May 11, 2021

The House met pursuant to adjournment at 1:06 p.m., Speaker Grassley in the chair.

Prayer was offered by Mackenzie Nading, Majority Leader's Office.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by students from Timothy Christian School from Wellsburg. They were the guests of Speaker Grassley.

The Journal of Friday, May 7, 2021, was approved.

BILLS ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:

Mr. Speaker: The Chief Clerk of the House respectfully reports that the following bills have been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for approval on this 10th day of May, 2021: House Files 201, 228, 282, 314, 391, 429, 523, 602, 654, 757, 766, 785 and 821.

MEGHAN NELSON
Chief Clerk of the House

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on May 10, 2021, the following bills were approved and transmitted to the Secretary of State:

House File 201, an Act relating to the sex offender registry including duration of registration requirements and sexually motivated extortion.

House File 228, an Act relating to voluntary diversity plans under the state's open enrollment law and including effective date provisions.

House File 282, an Act relating to abuse of a human corpse and providing penalties.

House File 314, an Act relating to notification of the General Assembly concerning certain state government leases and real property acquisitions.

House File 391, an Act relating to controlled substances and precursor substances, including amending the controlled substance and precursor substances schedules and including effective date provisions.

House File 429, an Act relating to matters under the purview of the Iowa lottery authority, and providing penalties.

House File 523, an Act designating certain county flood mitigation activities as an essential county purpose.

House File 602, an Act relating to authorized transfers of school district general fund moneys to the student activity fund and including effective date provisions.

House File 654, an Act relating to lighting devices and other equipment on snow plows and authorized emergency vehicles, providing penalties, making penalties applicable, and including effective date provisions.

House File 757, an Act relating to driver's license restrictions, including ignition interlock device requirements for a first operating-while-intoxicated offense.

House File 766, an Act relating to the delivery of alcoholic beverages by retailers.

House File 785, an Act relating to amusement concessions.

House File 821, an Act creating a civil action relating to harassment by the reporting of false information to law enforcement authority.

Senate File 336, an Act relating to the blood, bone marrow, and living organ donation incentive program.

Senate File 366, an Act relating to state taxation and related laws of the state including the collection of tax, tax credits, the assessment and classification of property, taxes on electricity use tax, and the authority of the Director of Revenue, and providing penalties, and including effective date and retroactive applicability provisions.

Senate File 532, an Act providing for statements of professional recognition for licensed behavior analysts and mental health professionals by the Board of Educational Examiners and including effective date provisions.

Senate File 546, an Act relating to private instruction and driver education.

On motion by Windschitl of Harrison, the House adjourned at 1:08 p.m., until 10:30 a.m., Thursday, May 13, 2021.

JOURNAL OF THE HOUSE

One Hundred Twenty-third Calendar Day - Seventy-seventh Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, May 13, 2021

The House met pursuant to adjournment at 11:17 a.m., Lohse of Polk in the chair.

Prayer was offered by Lohse of Polk.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Lohse of Polk.

The Journal of Tuesday, May 11, 2021, was approved.

REREFERRED

The Speaker announced that House File 893, previously referred to committee on **Ways and Means calendar** was rereferred to committee on **Appropriations**.

EXPLANATION OF VOTE

On May 6, 2021, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 802—"nay"

Amendment H-1447 (H.F. 860)—"aye" House File 860—"nay"

Amendment H-1444 (H.F. 862)—"aye" Amendment H-1445 (H.F. 862)—"aye"

Amendment H-1446 (H.F. 862)—"aye" House File 862—"nay"

Amendment H-1442 (H.F. 868)—"nay" Amendment H-1443 (H.F. 868)—"nay"

Amendment H-1450 (H.F. 868)—"aye" Amendment H-1451 (H.F. 868)—"aye"

Amendment H-1452 (H.F. 868)—"aye" Amendment H-1453 (H.F. 868)—"aye"

Amendment H-1454 (H.F. 868)—"aye" Amendment H-1455 (H.F. 868)—"aye"

Amendment H-1456 (H.F. 868)—"aye" Amendment H-1457 (H.F. 868)—"aye"

Amendment H-1458 (H.F. 868)—"aye" Amendment H-1459 (H.F. 868)—"aye"

Amendment H-1462 (H.F. 868)—"aye" House File 868—"nay"

Amendment H-1448 (H.F. 871)—"aye" Amendment H-1449 (H.F. 871)—"nay"

Amendment H-1460 (H.F. 871)—"aye" Amendment H-1461 (H.F. 871)—"aye"

House File 871—"nay"

Senate File 592—"aye"

Also: On May 7, 2021, I would have voted as follows:

House File 365—"aye"
House File 524—"aye"
Senate File 367—"aye"
Senate File 562—"aye"
Senate File 578—"aye"

House File 384—"aye"
House File 682—"aye"
Senate File 387—"aye"
Senate File 574—"aye"
Senate File 608—"aye"

Staed of Linn

BILL SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on May 12, 2021, the following bill was approved and transmitted to the Secretary of State:

Senate File 562, an Act relating to sexual exploitation by an adult providing training or instruction and statute of limitations time periods for certain criminal offenses committed on or with minors, and providing penalties and including effective date provisions.

SUBCOMMITTEE ASSIGNMENT

House File 893

Appropriations: Hite, Chair; Hall and Holt.

COMMITTEE REVISION

The Speaker announced the following change to committee assignments effective immediately:

Appropriations
Hite replaced Landon

On motion by Andrews of Polk, the House adjourned at 11:19 a.m., until 10:45 a.m., Friday, May 14, 2021.

JOURNAL OF THE HOUSE

One Hundred Twenty-fourth Calendar Day -Seventy-eighth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Friday, May 14, 2021

The House met pursuant to adjournment at 10:46 a.m., Lohse of Polk in the chair.

Prayer was offered by Lohse of Polk.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Lohse of Polk.

The Journal of Thursday, May 13, 2021, was approved.

On motion by Andrews of Polk, the House adjourned at 10:48 a.m., until 9:30 a.m., Monday, May 17, 2021.

JOURNAL OF THE HOUSE

One Hundred Twenty-seventh Calendar Day - Seventy-ninth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Monday, May 17, 2021

The House met pursuant to adjournment at 9:40 a.m., Wills of Dickinson in the chair.

Prayer was offered by Bradley of Jones.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Wayne Gieselman, Assistant Sergeant-at-Arms from Des Moines.

The Journal of Friday, May 14, 2021, was approved.

INTRODUCTION OF BILL

House File 896, by Isenhardt, a bill for an act relating to state financial matters, including state sales and use taxes, the natural resources and outdoor recreation trust fund, and the state individual income tax, and including effective date and applicability provisions.

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

The House stood at ease at 9:42 a.m., until the fall of the gavel.

The House resumed session at 2:08 p.m., Wills of Dickinson in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on May 17, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 313, a bill for an act prohibiting counties or cities from imposing restrictions on certain businesses operated by persons under the age of eighteen, and including effective date provisions.

Also: That the Senate has on May 17, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 522, a bill for an act providing that a qualified confinement feeding operation may utilize an anaerobic digester system to treat manure, and making penalties applicable.

Also: That the Senate has on May 17, 2021, amended and passed the following bill in which the concurrence of the House is asked:

House File 644, a bill for an act relating to the registration of postsecondary schools with the college student aid commission, and to the postsecondary registration fund under the control of the commission.

W. CHARLES SMITHSON, Secretary

CONSIDERATION OF BILL Appropriations Calendar

House File 891, 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.

Fry of Clarke offered amendment H-1484 filed by him from the floor.

Forbes of Polk offered amendment H-1495, to amendment H-1484, filed by him from the floor and moved its adoption.

Roll call was requested by Forbes of Polk and Konfrst of Polk.

On the question "Shall amendment H-1495, to amendment H-1484, be adopted?" (H.F. 891)

The ayes were, 34:

Anderson	Bennett	Bohannon	Breckenridge
Brown-Powers	Cahill	Cohoon	Forbes
Gjerde	Hall	Hansen	Hunter
Isenhardt	Judge	Konfrst	Kressig
Kurth	Mascher	McConkey	Meyer, B.
Nielsen	Oldson	Olson	Prichard
Running-Marquardt	Smith	Steckman	Sunde
Thede	Wessel-Kroeschell	Wilburn	Williams
Winckler	Wolfe		

The nays were, 55:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Bossman	Bradley
Brink	Bush	Cisneros	Deyoe
Dolecheck	Fisher	Fry	Gerhold
Gobble	Graber	Grassley, Spkr.	Gustafson
Hein	Hite	Holt	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Latham	Lohse	Lundgren
Maxwell	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Nordman	Osmundson
Paustian	Salmon	Sexton	Shipley
Sieck	Siegrist	Sorensen	Stone
Thompson	Thorup	Westrich	Wheeler
Windschitl	Worthan	Wills,	
		Presiding	

Absent or not voting, 11:

Abdul-Samad	Boden	Donahue	Ehlert
Gaines	Ingels	Jacoby	James
Landon	McClintock	Staed	

Amendment H-1495, to amendment H-1484, lost.

Wilburn of Story offered amendment H-1485, to amendment H-1484, filed by him from the floor and moved its adoption.

Roll call was requested by Wilburn of Story and Konfrst of Polk.

On the question "Shall amendment H-1485, to amendment H-1484, be adopted?" (H.F. 891)

The ayes were, 34:

Anderson	Bennett	Bohannon	Breckenridge
Brown-Powers	Cahill	Cohoon	Forbes
Gjerde	Hall	Hansen	Hunter
Isenhardt	Judge	Konfrst	Kressig
Kurth	Mascher	McConkey	Meyer, B.
Nielsen	Oldson	Olson	Prichard
Running-Marquardt	Smith	Steckman	Sunde
Thede	Wessel-Kroeschell	Wilburn	Williams
Winckler	Wolfe		

The nays were, 55:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Bossman	Bradley
Brink	Bush	Cisneros	Deyoe
Dolecheck	Fisher	Fry	Gerhold
Gobble	Graber	Grassley, Spkr.	Gustafson
Hein	Hite	Holt	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Latham	Lohse	Lundgren
Maxwell	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Nordman	Osmundson
Paustian	Salmon	Sexton	Shipley
Sieck	Siegrist	Sorensen	Stone
Thompson	Thorup	Westrich	Wheeler
Windschitl	Worthan	Wills,	
		Presiding	

Absent or not voting, 11:

Abdul-Samad	Boden	Donahue	Ehlert
Gaines	Ingels	Jacoby	James
Landon	McClintock	Staed	

Amendment H-1485, to amendment H-1484, lost.

Brown-Powers of Black Hawk offered amendment H-1486, to amendment H-1484, filed by her from the floor.

Fry of Clarke rose on a point of order that amendment H-1486 was not germane, to amendment H-1484.

The Speaker ruled the point well taken and amendment H-1486 not germane, to amendment H-1484.

Brown-Powers of Black Hawk asked for unanimous consent to suspend the rules to consider amendment H-1486, to amendment H-1484.

Objection was raised.

Brown-Powers of Black Hawk moved to suspend the rules to consider amendment H-1486, to amendment H-1484.

Roll call was requested by Brown-Powers of Black Hawk and Konfrst of Polk.

On the question "Shall the rules be suspended to consider amendment H-1486, to amendment H-1484?" (H.F. 891)

The ayes were, 34:

Anderson	Bennett	Bohannon	Breckenridge
Brown-Powers	Cahill	Cohoon	Forbes
Gjerde	Hall	Hansen	Hunter
Isenhardt	Judge	Konfrst	Kressig
Kurth	Mascher	McConkey	Meyer, B.
Nielsen	Oldson	Olson	Prichard
Running-Marquardt	Smith	Steckman	Sunde
Thede	Wessel-Kroeschell	Wilburn	Williams
Winckler	Wolfe		

The nays were, 55:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Bossman	Bradley
Brink	Bush	Cisneros	Deyoe
Dolecheck	Fisher	Fry	Gerhold
Gobble	Graber	Grassley, Spkr.	Gustafson
Hein	Hite	Holt	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Latham	Lohse	Lundgren
Maxwell	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Nordman	Osmundson
Paustian	Salmon	Sexton	Shipley
Sieck	Siegrist	Sorensen	Stone
Thompson	Thorup	Westrich	Wheeler
Windschitl	Worthan	Wills,	
		Presiding	

Absent or not voting, 11:

Abdul-Samad	Boden	Donahue	Ehlert
Gaines	Ingels	Jacoby	James
Landon	McClintock	Staed	

The motion to suspend the rules lost.

Forbes of Polk offered amendment H-1487, to amendment H-1484, filed by him from the floor and moved its adoption.

Roll call was requested by Forbes of Polk and Konfrst of Polk.

On the question "Shall amendment H-1487, to amendment H-1484, be adopted?" (H.F. 891)

The ayes were, 34:

Anderson	Bennett	Bohannon	Breckenridge
Brown-Powers	Cahill	Cohoon	Forbes
Gjerde	Hall	Hansen	Hunter
Isenhardt	Judge	Konfrst	Kressig
Kurth	Mascher	McConkey	Meyer, B.
Nielsen	Oldson	Olson	Prichard
Running-Marquardt	Smith	Steckman	Sunde
Thede	Wessel-Kroeschell	Wilburn	Williams
Winckler	Wolfe		

The nays were, 55:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Bossman	Bradley
Brink	Bush	Cisneros	Deyoe
Dolecheck	Fisher	Fry	Gerhold
Gobble	Graber	Grassley, Spkr.	Gustafson
Hein	Hite	Holt	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Latham	Lohse	Lundgren
Maxwell	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Nordman	Osmundson
Paustian	Salmon	Sexton	Shipley
Sieck	Siegrist	Sorensen	Stone
Thompson	Thorup	Westrich	Wheeler
Windschitl	Worthan	Wills,	
		Presiding	

Absent or not voting, 11:

Abdul-Samad	Boden	Donahue	Ehlert
Gaines	Ingels	Jacoby	James
Landon	McClintock	Staed	

Amendment H-1487, to amendment H-1484, lost.

Forbes of Polk offered amendment H-1493, to amendment H-1484, filed by him from the floor and moved its adoption.

Roll call was requested by Forbes of Polk and Konfrst of Polk.

On the question "Shall amendment H-1493, to amendment H-1484, be adopted?" (H.F. 891)

The ayes were, 35:

Anderson	Bennett	Bohannon	Breckenridge
Brown-Powers	Cahill	Cohoon	Forbes
Gjerde	Hall	Hansen	Hunter
Isenhardt	Judge	Konfrst	Kressig
Kurth	Mascher	McConkey	Meyer, B.
Nielsen	Oldson	Olson	Prichard
Running-Marquardt	Shipley	Smith	Steckman
Sunde	Thede	Wessel-Kroeschell	Wilburn
Williams	Winckler	Wolfe	

The nays were, 54:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Bossman	Bradley
Brink	Bush	Cisneros	Deyoe
Dolecheck	Fisher	Fry	Gerhold
Gobble	Graber	Grassley, Spkr.	Gustafson
Hein	Hite	Holt	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Latham	Lohse	Lundgren
Maxwell	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Nordman	Osmundson
Paustian	Salmon	Sexton	Sieck
Siegrist	Sorensen	Stone	Thompson
Thorup	Westrich	Wheeler	Windschitl
Worthan	Wills,		
	Presiding		

Absent or not voting, 11:

Abdul-Samad	Boden	Donahue	Ehlert
Gaines	Ingels	Jacoby	James
Landon	McClintock	Staed	

Amendment H-1493, to amendment H-1484, lost.

Prichard of Floyd offered amendment H-1496, to amendment H-1484, filed by him from the floor and moved its adoption.

Roll call was requested by Prichard of Floyd and Konfrst of Polk.

On the question "Shall amendment H-1496, to amendment H-1484, be adopted?" (H.F. 891)

The ayes were, 34:

Anderson	Bennett	Bohannon	Breckenridge
Brown-Powers	Cahill	Cohoon	Forbes
Gjerde	Hall	Hansen	Hunter
Isenhardt	Judge	Konfrst	Kressig
Kurth	Mascher	McConkey	Meyer, B.
Nielsen	Oldson	Olson	Prichard
Running-Marquardt	Smith	Steckman	Sunde
Thede	Wessel-Kroeschell	Wilburn	Williams
Winckler	Wolfe		

The nays were, 55:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Bossman	Bradley
Brink	Bush	Cisneros	Deyoe
Dolecheck	Fisher	Fry	Gerhold
Gobble	Graber	Grassley, Spkr.	Gustafson
Hein	Hite	Holt	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Latham	Lohse	Lundgren
Maxwell	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Nordman	Osmundson
Paustian	Salmon	Sexton	Shipley
Sieck	Siegrist	Sorensen	Stone
Thompson	Thorup	Westrich	Wheeler
Windschitl	Worthan	Wills,	
		Presiding	

Absent or not voting, 11:

Abdul-Samad	Boden	Donahue	Ehlert
Gaines	Ingels	Jacoby	James
Landon	McClintock	Staed	

Amendment H-1496, to amendment H-1484, lost.

Hansen of Woodbury offered amendment H-1488, to amendment H-1484, filed by him from the floor and moved its adoption.

Roll call was requested by Hansen of Woodbury and Konfrst of Polk.

On the question "Shall amendment H-1488, to amendment H-1484, be adopted?" (H.F. 891)

The ayes were, 34:

Anderson	Bennett	Bohannon	Breckenridge
Brown-Powers	Cahill	Cohoon	Forbes
Gjerde	Hall	Hansen	Hunter
Isenhardt	Judge	Konfrst	Kressig
Kurth	Mascher	McConkey	Meyer, B.
Nielsen	Oldson	Olson	Prichard
Running-Marquardt	Smith	Steckman	Sunde
Thede	Wessel-Kroeschell	Wilburn	Williams
Winckler	Wolfe		

The nays were, 54:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Bossman	Bradley
Brink	Bush	Cisneros	Deyoe
Dolecheck	Fisher	Fry	Gerhold
Gobble	Graber	Grassley, Spkr.	Gustafson
Hein	Hite	Holt	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Latham	Lohse	Lundgren
Maxwell	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Nordman	Osmundson
Paustian	Salmon	Sexton	Shipley
Sieck	Siegrist	Sorensen	Stone
Thompson	Thorup	Westrich	Wheeler
Windschitl	Wills,		
	Presiding		

Absent or not voting, 12:

Abdul-Samad	Boden	Donahue	Ehlert
Gaines	Ingels	Jacoby	James
Landon	McClintock	Staed	Worthan

Amendment H-1488, to amendment H-1484, lost.

Smith of Black Hawk offered amendment H-1489, to amendment H-1484, filed by him from the floor.

Fry of Clarke rose on a point of order that amendment H-1489 was not germane, to amendment H-1484.

The Speaker ruled the point well taken and amendment H-1489 not germane, to amendment H-1484.

Smith of Black Hawk asked for unanimous consent to suspend the rules to consider amendment H-1489, to amendment H-1484.

Objection was raised.

Smith of Black Hawk moved to suspend the rules to consider amendment H-1489, to amendment H-1484.

Roll call was requested by Smith of Black Hawk and Konfrst of Polk.

On the question "Shall the rules be suspended to consider amendment H-1489, to amendment H-1484?" (H.F. 891)

The ayes were, 34:

Anderson	Bennett	Bohannon	Breckenridge
Brown-Powers	Cahill	Cohoon	Forbes
Gjerde	Hall	Hansen	Hunter
Isenhardt	Judge	Konfrst	Kressig
Kurth	Mascher	McConkey	Meyer, B.
Nielsen	Oldson	Olson	Prichard
Running-Marquardt	Smith	Steckman	Sunde
Thede	Wessel-Kroeschell	Wilburn	Williams
Winckler	Wolfe		

The nays were, 53:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Bossman	Bradley
Brink	Bush	Cisneros	Deyoe
Dolecheck	Fisher	Fry	Gerhold
Gobble	Graber	Grassley, Spkr.	Gustafson
Hein	Holt	Jacobsen	Jeneary
Kaufmann	Kerr	Klein	Latham
Lohse	Lundgren	Maxwell	Meyer, A.
Mitchell	Mohr	Mommsen	Moore
Nordman	Osmundson	Paustian	Salmon
Sexton	Shipley	Sieck	Siegrist
Sorensen	Stone	Thompson	Thorup
Westrich	Wheeler	Windschitl	Worhan
Wills, Presiding			

Absent or not voting, 13:

Abdul-Samad	Boden	Donahue	Ehlert
Gaines	Hite	Ingels	Jacoby
James	Jones	Landon	McClintock
Staed			

The motion to suspend the rules lost.

Forbes of Polk offered amendment H-1490, to amendment H-1484, filed by him from the floor.

Fry of Clarke rose on a point of order that amendment H-1490 was not germane, to amendment H-1484.

The Speaker ruled the point well taken and amendment H-1490 not germane, to amendment H-1484.

Forbes of Polk asked for unanimous consent to suspend the rules to consider amendment H-1490, to amendment H-1484.

Objection was raised.

Forbes of Polk moved to suspend the rules to consider amendment H-1490, to amendment H-1484.

Roll call was requested by Forbes of Polk and Hall of Woodbury.

On the question "Shall the rules be suspended to consider amendment H-1490, to amendment H-1484?" (H.F. 891)

The ayes were, 36:

Anderson	Bennett	Bohannon	Breckenridge
Brown-Powers	Cahill	Cohoon	Forbes
Gjerde	Hall	Hansen	Hunter
Isenhardt	Judge	Konfrst	Kressig
Kurth	Mascher	McConkey	Meyer, B.
Nielsen	Oldson	Olson	Prichard
Running-Marquardt	Shipley	Smith	Sorensen
Steckman	Sunde	Thede	Wessel-Kroeschell
Wilburn	Williams	Winckler	Wolfe

The nays were, 52:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Bossman	Bradley
Brink	Bush	Cisneros	Deyoe
Dolecheck	Fisher	Fry	Gerhold
Gobble	Graber	Grassley, Spkr.	Gustafson
Hein	Hite	Holt	Jacobsen
Jeneary	Kaufmann	Kerr	Klein
Latham	Lohse	Lundgren	Maxwell

Meyer, A.	Mitchell	Mohr	Mommsen
Moore	Nordman	Osmundson	Paustian
Salmon	Sexton	Sieck	Siegrist
Stone	Thompson	Thorup	Westrich
Wheeler	Windschitl	Worthan	Wills, Presiding

Absent or not voting, 12:

Abdul-Samad	Boden	Donahue	Ehlert
Gaines	Ingels	Jacoby	James
Jones	Landon	McClintock	Staed

The motion to suspend the rules lost.

Mascher of Johnson asked and received unanimous consent to withdraw amendment H-1491, to amendment H-1484, filed by her from the floor.

Anderson of Polk offered amendment H-1492, to amendment H-1484, filed by her from the floor.

Fry of Clarke rose on a point of order that amendment H-1492 was not germane, to amendment H-1484.

The Speaker ruled the point well taken and amendment H-1492 not germane, to amendment H-1484.

Anderson of Polk asked for unanimous consent to suspend the rules to consider amendment H-1492, to amendment H-1484.

Objection was raised.

Anderson of Polk moved to suspend the rules to consider amendment H-1492, to amendment H-1484.

Roll call was requested by Anderson of Polk and Breckenridge of Jasper.

On the question "Shall the rules be suspended to consider amendment H-1492, to amendment H-1484?" (H.F. 891)

The ayes were, 34:

Anderson	Bennett	Bohannon	Breckenridge
Brown-Powers	Cahill	Cohoon	Forbes
Gjerde	Hall	Hansen	Hunter

Isenhardt	Judge	Konfrst	Kressig
Kurth	Mascher	McConkey	Meyer, B.
Nielsen	Oldson	Olson	Prichard
Running-Marquardt	Smith	Steckman	Sunde
Thede	Wessel-Kroeschell	Wilburn	Williams
Winckler	Wolfe		

The nays were, 55:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingtondale	Bossman	Bradley
Brink	Bush	Cisneros	Deyoe
Dolecheck	Fisher	Fry	Gerhold
Gobble	Graber	Grassley, Spkr.	Gustafson
Hein	Hite	Holt	Jacobsen
Jeneary	Jones	Kaufmann	Kerr
Klein	Latham	Lohse	Lundgren
Maxwell	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Nordman	Osmundson
Paustian	Salmon	Sexton	Shiple
Sieck	Siegrist	Sorensen	Stone
Thompson	Thorup	Westrich	Wheeler
Windschitl	Worthan	Wills,	
		Presiding	

Absent or not voting, 11:

Abdul-Samad	Boden	Donahue	Ehlert
Gaines	Ingels	Jacoby	James
Landon	McClintock	Staed	

The motion to suspend the rules lost.

Fry of Clarke moved the adoption of amendment H-1484.

Amendment H-1484 was adopted, placing out of order the following amendments:

H-1439 filed by Fry of Clark on May 6, 2021.
H-1464 filed by Shipley of Van Buren on May 6, 2021.
H-1465 filed by Shipley of Van Buren on May 7, 2021.
H-1466 filed by Shipley of Van Buren on May 7, 2021.
H-1467 filed by Shipley of Van Buren on May 7, 2021.
H-1480 filed by Kurth of Scott on May 7, 2021.
H-1481 filed by Brown-Powers of Black Hawk on May 7, 2021.
H-1482 filed by Forbes of Polk on May 7, 2021.
H-1483 filed by Forbes of Polk on May 7, 2021.

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. 891)

The ayes were, 54:

Andrews	Bacon	Baxter	Bergan
Best	Bloomington	Bossmann	Bradley
Brink	Brown-Powers	Bush	Deyoe
Dolecheck	Fisher	Forbes	Fry
Gerhold	Gobble	Graber	Grassley, Spkr.
Gustafson	Hein	Hite	Holt
Jeneary	Kaufmann	Kerr	Klein
Latham	Lohse	Lundgren	Maxwell
Meyer, A.	Mitchell	Mohr	Mommsen
Moore	Nordman	Osmundson	Paustian
Salmon	Sexton	Sieck	Siegrist
Sorensen	Stone	Thompson	Thorup
Westrich	Wheeler	Williams	Windschitl
Worthan	Wills,		
	Presiding		

The nays were, 35:

Anderson	Bennett	Bohannon	Breckenridge
Cahill	Cisneros	Cohoon	Gjerde
Hall	Hansen	Hunter	Isenhardt
Jacobsen	Jones	Judge	Konfrst
Kressig	Kurth	Mascher	McConkey
Meyer, B.	Nielsen	Oldson	Olson
Prichard	Running-Marquardt	Shipley	Smith
Steckman	Sunde	Thede	Wessel-Kroeschell
Wilburn	Winckler	Wolfe	

Absent or not voting, 11:

Abdul-Samad	Boden	Donahue	Ehlert
Gaines	Ingels	Jacoby	James
Landon	McClintock	Staeb	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGE

Windschitl of Harrison asked and received unanimous consent that **House File 891** be immediately messaged to the Senate.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on May 17, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 234, a bill for an act establishing a lifetime trout fishing license for certain older Iowans.

Also: That the Senate has on May 17, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 302, a bill for an act establishing a graduated eligibility phase-out program for state child care assistance.

Also: That the Senate has on May 17, 2021, amended and passed the following bill in which the concurrence of the House is asked:

House File 551, a bill for an act relating to authorized methods of take for a resident hunting deer using a license issued to a nonambulatory person.

Also: That the Senate has on May 17, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 758, a bill for an act modifying provisions related to certain affidavits accepted by county recorders for updating county transfer books and indexes when a conveyance of real estate has not occurred.

Also: That the Senate has on May 17, 2021, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 243, a bill for an act relating to public safety including the crimes of failure to assist, abuse of a corpse, and interference with official acts, and providing penalties.

Also: That the Senate has on May 17, 2021, 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 342, a bill for an act relating to officer disciplinary actions.

Also: That the Senate has on May 17, 2021, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 367, a bill for an act relating to certain financial obligations, including under the consumer credit code, and including under the criminal and juvenile justice system by modifying criminal and civil surcharges, fines, fees, costs, and court debt, providing civil penalties, and including effective date and retroactive applicability provisions.

W. CHARLES SMITHSON, Secretary

The House stood at ease at 4:06 p.m., until the fall of the gavel.

The House resumed session at 9:30 p.m., Speaker Grassley in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on May 17, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 711, 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 May 17, 2021, amended and passed the following bill in which the concurrence of the House is asked:

House File 860, 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, and providing contingent effective date provisions.

Also: That the Senate has on May 17, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 619, a bill for an act relating to state and local revenue and finance by modifying future tax contingencies, the state inheritance tax, the sales and use tax relating to food banks, the tax on promotional play receipts, the sales and use tax relating to food banks, the tax on promotional play receipts, mental health and disability services funding, school district funding, commercial and industrial property tax replacement payments, providing for housing incentives, providing for other properly related matters, making appropriations, and including effective date, applicability, and retroactive applicability provisions.

W. CHARLES SMITHSON, Secretary

SENATE MESSAGE CONSIDERED

Senate File 619, by committee on Ways and Means, a bill for an act relating to state and local revenue and finance by modifying future tax contingencies, the state inheritance tax, the sales and use tax relating to food banks, the tax on promotional play receipts, the sales

and use tax relating to food banks, the tax on promotional play receipts, mental health and disability services funding, school district funding, commercial and industrial property tax replacement payments, providing for housing incentives, providing for other properly related matters, making appropriations, and including effective date, applicability, and retroactive applicability provisions.

Read first time and **passed on file.**

Windschitl of Harrison moved to suspend Rule 75, voting after midnight.

Roll call was request by Prichard of Floyd and Konfrst of Polk.

On the question “Shall Rule 75 be suspended?”

The ayes were, 53:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Bossmann	Bradley	Brink
Bush	Cisneros	Deyoe	Dolecheck
Fisher	Fry	Gerhold	Gobble
Grabber	Gustafson	Hall	Hein
Hite	Holt	Jacobsen	Jeneary
Jones	Kerr	Klein	Latham
Lohse	Lundgren	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Nordman
Osmundson	Paustian	Salmon	Sexton
Shipley	Sieck	Siegrist	Sorensen
Stone	Thompson	Thorup	Westrich
Wheeler	Wills	Windschitl	Worthan
Speaker			
Grassley			

The nays were, 36:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Forbes	Gjerde	Hansen
Hunter	Isenhardt	Jacoby	Judge
Konfrst	Kressig	Kurth	Mascher
Maxwell	McConkey	Meyer, B.	Nielsen
Oldson	Olson	Prichard	Running-Marquardt
Smith	Steckman	Sunde	Thede
Wilburn	Williams	Winckler	Wolfe

Absent or not voting, 11:

Baxter	Boden	Ehlert	Gaines
Ingels	James	Kaufmann	Landon
McClintock	Staed	Wessel-Kroeschell	

The motion prevailed and Rule 75 was suspended.

CONSIDERATION OF BILL

Appropriations Calendar

House File 864, a bill for an act relating to appropriations to the judicial branch, was taken up for consideration.

Worthan of Buena Vista offered amendment H-1501 filed by him from the floor and moved its adoption.

Amendment H-1501 was adopted.

Wolfe of Clinton offered amendment H-1507 filed by her from the floor and moved its adoption.

Roll call was requested by Wolfe of Clinton and Konfrst of Polk.

On the question "Shall amendment H-1507 be adopted?" (H.F. 864)

The ayes were, 37:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Forbes	Gjerde	Hall
Hansen	Hunter	Isenhardt	Jacoby
Judge	Konfrst	Kressig	Kurth
Mascher	McConkey	Meyer, B.	Nielsen
Oldson	Olson	Prichard	Running-Marquardt
Siegrist	Smith	Steckman	Sunde
Thede	Wilburn	Williams	Winckler
Wolfe			

The nays were, 52:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Bossman	Bradley	Brink
Bush	Cisneros	Deyoe	Dolecheck
Fisher	Fry	Gerhold	Gobble
Graber	Gustafson	Hein	Hite
Holt	Jacobsen	Jeneary	Jones

Kerr	Klein	Latham	Lohse
Lundgren	Maxwell	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Nordman
Osmundson	Paustian	Salmon	Sexton
Shipley	Sieck	Sorensen	Stone
Thompson	Thorup	Westrich	Wheeler
Wills	Windschitl	Worthan	Speaker
			Grassley

Absent or not voting, 11:

Baxter	Boden	Ehlert	Gaines
Ingels	James	Kaufmann	Landon
McClintock	Staed	Wessel-Kroeschell	

Amendment H–1507 lost.

Wolfe of Clinton offered amendment H–1477 filed by her and moved its adoption.

Roll call was requested by Wolfe of Clinton and Donahue of Linn.

On the question "Shall amendment H–1477 be adopted?" (H.F. 864)

The ayes were, 37:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Forbes	Gjerde	Hall
Hansen	Hunter	Isenhardt	Jacoby
Judge	Konfrst	Kressig	Kurth
Mascher	McConkey	Meyer, A.	Meyer, B.
Nielsen	Oldson	Olson	Prichard
Running-Marquardt	Smith	Steckman	Sunde
Thede	Wilburn	Williams	Winckler
Wolfe			

The nays were, 52:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Bossman	Bradley	Brink
Bush	Cisneros	Deyoe	Dolecheck
Fisher	Fry	Gerhold	Gobble
Graber	Gustafson	Hein	Hite
Holt	Jacobsen	Jeneary	Jones
Kerr	Klein	Latham	Lohse
Lundgren	Maxwell	Mitchell	Mohr
Mommsen	Moore	Nordman	Osmundson
Paustian	Salmon	Sexton	Shipley

Sieck	Siegrist	Sorensen	Stone
Thompson	Thorup	Westrich	Wheeler
Wills	Windschitl	Worthan	Speaker
			Grassley

Absent or not voting, 11:

Baxter	Boden	Ehlert	Gaines
Ingels	James	Kaufmann	Landon
McClintock	Staed	Wessel-Kroeschell	

Amendment H-1477 lost.

Worthan of Buena Vista asked and received unanimous consent to withdraw amendment H-1391 filed by him on April 13, 2021.

Wills of Dickinson in the chair at 10:10 p.m.

Worthan of Buena Vista offered amendment H-1500 filed by him from the floor and moved its adoption.

Amendment H-1500 was adopted.

Wolfe of Clinton offered amendment H-1478 filed by her and moved its adoption.

Roll call was requested by Wolfe of Clinton and Konfrst of Polk.

On the question "Shall amendment H-1478 be adopted?" (H.F. 864)

The ayes were, 36:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Forbes	Gjerde	Hall
Hansen	Hunter	Isenhardt	Jacoby
Judge	Konfrst	Kressig	Kurth
Mascher	McConkey	Meyer, B.	Nielsen
Oldson	Olson	Prichard	Running-Marquardt
Smith	Steckman	Sunde	Thede
Wilburn	Williams	Winckler	Wolfe

The nays were, 53:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Bossman	Bradley	Brink
Bush	Cisneros	Deyoe	Dolecheck

Fisher	Fry	Gerhold	Gobble
Grabner	Grassley, Spkr.	Gustafson	Hein
Hite	Holt	Jacobsen	Jeneary
Jones	Kerr	Klein	Latham
Lohse	Lundgren	Maxwell	Meyer, A.
Mitchell	Mohr	Mommsen	Moore
Nordman	Osmundson	Paustian	Salmon
Sexton	Shipley	Sieck	Siegrist
Sorensen	Stone	Thompson	Thorup
Westrich	Wheeler	Windschitl	Worthan
Wills, Presiding			

Absent or not voting, 11:

Baxter	Boden	Ehlert	Gaines
Ingels	James	Kaufmann	Landon
McClintock	Staed	Wessel-Kroeschell	

Amendment H-1478 lost.

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. 864)

The ayes were, 53:

Bacon	Bergan	Best	Bloomingtondale
Bossmann	Bradley	Brink	Bush
Cisneros	Deyoe	Dolecheck	Fisher
Fry	Gerhold	Gobble	Grabner
Grassley, Spkr.	Gustafson	Hein	Hite
Holt	Jacobsen	Jeneary	Jones
Kerr	Klein	Latham	Lohse
Lundgren	Maxwell	McConkey	Meyer, A.
Mitchell	Mohr	Mommsen	Moore
Nordman	Osmundson	Paustian	Salmon
Sexton	Shipley	Sieck	Siegrist
Sorensen	Stone	Thompson	Thorup
Westrich	Wheeler	Windschitl	Worthan
Wills, Presiding			

The nays were, 36:

Abdul-Samad	Anderson	Andrews	Bennett
Bohannon	Breckenridge	Brown-Powers	Cahill
Cohoon	Donahue	Forbes	Gjerde

Hall	Hansen	Hunter	Isenhart
Jacoby	Judge	Konfrst	Kressig
Kurth	Mascher	Meyer, B.	Nielsen
Oldson	Olson	Prichard	Running-Marquardt
Smith	Steckman	Sunde	Thede
Wilburn	Williams	Winckler	Wolfe

Absent or not voting, 11:

Baxter	Boden	Ehlert	Gaines
Ingels	James	Kaufmann	Landon
McClintock	Staed	Wessel-Kroeschell	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House File 861, a bill for an act relating to appropriations to the justice system, was taken up for consideration.

Worthan of Buena Vista offered amendment H-1502 filed by him from the floor and moved its adoption.

Amendment H-1502 was adopted, placing out of order amendment H-1470 filed by Gjerde of Linn on May 7, 2021 and amendment H-1472 filed by Wolfe of Clinton on May 7, 2021.

Anderson of Polk offered amendment H-1469 filed by her.

B. Meyer of Polk rose on a point of order under Rule 10, decorum in debate.

The Speaker resolved the point of order.

Windschitl of Harrison rose on a point of order under Rule 10, decorum in debate.

The Speaker resolved the point of order.

Anderson of Polk moved the adoption of amendment H-1469.

Roll call was requested by Anderson of Polk and Abdul-Samad of Polk.

On the question "Shall amendment H-1469 be adopted?" (H.F. 861)

The ayes were, 36:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Forbes	Gjerde	Hall
Hansen	Hunter	Isenhardt	Jacoby
Judge	Konfrst	Kressig	Kurth
Mascher	McConkey	Meyer, B.	Nielsen
Oldson	Olson	Prichard	Running-Marquardt
Smith	Steckman	Sunde	Thede
Wilburn	Williams	Winckler	Wolfe

The nays were, 53:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Bossman	Bradley	Brink
Bush	Cisneros	Deyoe	Dolecheck
Fisher	Fry	Gerhold	Gobble
Graber	Grassley, Spkr.	Gustafson	Hein
Hite	Holt	Jacobsen	Jeneary
Jones	Kerr	Klein	Latham
Lohse	Lundgren	Maxwell	Meyer, A.
Mitchell	Mohr	Mommsen	Moore
Nordman	Osmundson	Paustian	Salmon
Sexton	Shipley	Sieck	Siegrist
Sorensen	Stone	Thompson	Thorup
Westrich	Wheeler	Windschitl	Worthan
Wills, Presiding			

Absent or not voting, 11:

Baxter	Boden	Ehlert	Gaines
Ingels	James	Kaufmann	Landon
McClintock	Staed	Wessel-Kroeschell	

Amendment H-1469 lost.

Hunter of Polk offered amendment H-1471 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-1471 be adopted?" (H.F. 861)

The ayes were, 36:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Forbes	Gjerde	Hall
Hansen	Hunter	Isenhardt	Jacoby
Judge	Konfrst	Kressig	Kurth
Mascher	McConkey	Meyer, B.	Nielsen
Oldson	Olson	Prichard	Running-Marquardt
Smith	Steckman	Sunde	Thede
Wilburn	Williams	Winckler	Wolfe

The nays were, 53:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Bossman	Bradley	Brink
Bush	Cisneros	Deyoe	Dolecheck
Fisher	Fry	Gerhold	Gobble
Graber	Grassley, Spkr.	Gustafson	Hein
Hite	Holt	Jacobsen	Jeneary
Jones	Kerr	Klein	Latham
Lohse	Lundgren	Maxwell	Meyer, A.
Mitchell	Mohr	Mommson	Moore
Nordman	Osmundson	Paustian	Salmon
Sexton	Shipley	Sieck	Siegrist
Sorensen	Stone	Thompson	Thorup
Westrich	Wheeler	Windschitl	Worthan
Wills, Presiding			

Absent or not voting, 11:

Baxter	Boden	Ehlert	Gaines
Ingels	James	Kaufmann	Landon
McClintock	Staed	Wessel-Kroeschell	

Amendment H-1471 lost.

Salmon of Black Hawk asked and received unanimous consent to withdraw amendment H-1384 filed by Salmon, et al., on April 12, 2021.

Hein of Jones offered amendment H-1463 filed by him and moved its adoption.

Roll call was requested by Prichard of Floyd and Konfrst of Polk.

On the question "Shall amendment H-1463 be adopted?" (H.F. 861)

The ayes were, 89:

Abdul-Samad	Anderson	Andrews	Bacon
Bennett	Bergan	Best	Bloomingtondale
Bohannon	Bossman	Bradley	Breckenridge
Brink	Brown-Powers	Bush	Cahill
Cisneros	Cohoon	Deyoe	Dolecheck
Donahue	Fisher	Forbes	Fry
Gerhold	Gjerde	Gobble	Graber
Grassley, Spkr.	Gustafson	Hall	Hansen
Hein	Hite	Holt	Hunter
Isenhardt	Jacobsen	Jacoby	Jeneary
Jones	Judge	Kerr	Klein
Konfrst	Kressig	Kurth	Latham
Lohse	Lundgren	Mascher	Maxwell
McConkey	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Nordman	Oldson	Olson	Osmundson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Siegrist
Smith	Sorensen	Steckman	Stone
Sunde	Thede	Thompson	Thorup
Westrich	Wheeler	Wilburn	Williams
Winckler	Windschitl	Wolfe	Worthan
Wills, Presiding			

The nays were, none.

Absent or not voting, 11:

Baxter	Boden	Ehlert	Gaines
Ingels	James	Kaufmann	Landon
McClintock	Taede	Wessel-Kroeschell	

Amendment H–1463 was adopted.

Shipley of Van Buren asked and received unanimous consent to withdraw amendment H–1468 filed by him on May 7, 2021.

Anderson of Polk offered amendment H–1473 filed by her.

Worthan of Buena Vista rose on a point of order that amendment H–1473 was not germane.

The Speaker ruled the point well taken and amendment H–1473 not germane.

Anderson of Polk asked for unanimous consent to suspend the rules to consider amendment H-1473.

Objection was raised.

Anderson of Polk moved to suspend the rules to consider amendment H-1473.

Roll call was requested by Anderson of Polk and Abdul-Samad of Polk.

On the question "Shall the rules be suspended to consider amendment H-1473?" (H.F. 861)

The ayes were, 38:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Forbes	Gjerde	Hall
Hansen	Hunter	Isenhardt	Jacoby
Judge	Konfrst	Kressig	Kurth
Mascher	McConkey	Meyer, A.	Meyer, B.
Nielsen	Oldson	Olson	Prichard
Running-Marquardt	Smith	Steckman	Sunde
Thede	Thorup	Wilburn	Williams
Winckler	Wolfe		

The nays were, 51:

Andrews	Bacon	Bergan	Best
Bloomingdale	Bossmann	Bradley	Brink
Bush	Cisneros	Deyoe	Dolecheck
Fisher	Fry	Gerhold	Gobble
Grabner	Grassley, Spkr.	Gustafson	Hein
Hite	Holt	Jacobsen	Jeneary
Jones	Kerr	Klein	Latham
Lohse	Lundgren	Maxwell	Mitchell
Mohr	Mommsen	Moore	Nordman
Osmundson	Paustian	Salmon	Sexton
Shipley	Sieck	Siegrist	Sorensen
Stone	Thompson	Westrich	Wheeler
Windschitl	Worthan	Wills,	
		Presiding	

Absent or not voting, 11:

Baxter	Boden	Ehlert	Gaines
Ingels	James	Kaufmann	Landon
McClintock	Staed	Wessel-Kroeschell	

The motion to suspend the rules lost.

The House stood at ease at 11:44 p.m., until the fall of the gavel.

The House resumed session at 11:55 p.m., Wills of Dickinson in the chair.

Hall of Woodbury offered amendment H-1509 filed by him from the floor and moved its adoption.

Roll call was requested by Hall of Woodbury and Konfrst of Polk.

On the question "Shall amendment H-1509 be adopted?" (H.F. 861)

The ayes were, 36:

Abdul-Samad	Anderson	Bennett	Bohannan
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Forbes	Gjerde	Hall
Hansen	Hunter	Isenhardt	Jacoby
Judge	Konfrst	Kressig	Kurth
Mascher	McConkey	Meyer, B.	Nielsen
Oldson	Olson	Prichard	Running-Marquardt
Smith	Steckman	Sunde	Thede
Wilburn	Williams	Winckler	Wolfe

The nays were, 53:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Bossman	Bradley	Brink
Bush	Cisneros	Deyoe	Dolecheck
Fisher	Fry	Gerhold	Gobble
Graber	Grassley, Spkr.	Gustafson	Hein
Hite	Holt	Jacobsen	Jeneary
Jones	Kerr	Klein	Latham
Lohse	Lundgren	Maxwell	Meyer, A.
Mitchell	Mohr	Mommsen	Moore
Nordman	Osmundson	Paustian	Salmon
Sexton	Shipley	Sieck	Siegrist
Sorensen	Stone	Thompson	Thorup
Westrich	Wheeler	Windschitl	Worhan
Wills,			
Presiding			

Absent or not voting, 11:

Baxter	Boden	Ehlert	Gaines
Ingels	James	Kaufmann	Landon
McClintock	Staed	Wessel-Kroeschell	

Amendment H-1509 lost.

Bennett of Linn offered amendment H-1476 filed by her.

Worthan of Buena Vista rose on a point of order that amendment H-1476 was not germane.

The Speaker ruled the point well taken and amendment H-1476 not germane.

Bennett of Linn asked for unanimous consent to suspend the rules to consider amendment H-1476.

Objection was raised.

Bennett of Linn moved to suspend the rules to consider amendment H-1476.

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-1476?" (H.F. 861)

The ayes were, 36:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Forbes	Gjerde	Hall
Hansen	Hunter	Isenhardt	Jacoby
Judge	Konfrst	Kressig	Kurth
Mascher	McConkey	Meyer, B.	Nielsen
Oldson	Olson	Prichard	Running-Marquardt
Smith	Steckman	Sunde	Thede
Wilburn	Williams	Winckler	Wolfe

The nays were, 53:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Bossman	Bradley	Brink
Bush	Cisneros	Deyoe	Dolecheck
Fisher	Fry	Gerhold	Gobble
Graber	Grassley, Spkr.	Gustafson	Hein
Hite	Holt	Jacobsen	Jeneary
Jones	Kerr	Klein	Latham
Lohse	Lundgren	Maxwell	Meyer, A.

Mitchell	Mohr	Mommsen	Moore
Nordman	Osmundson	Paustian	Salmon
Sexton	Shipley	Sieck	Siegrist
Sorensen	Stone	Thompson	Thorup
Westrich	Wheeler	Windschitl	Worthan
Wills, Presiding			

Absent or not voting, 11:

Baxter	Boden	Ehlert	Gaines
Ingels	James	Kaufmann	Landon
McClintock	Staed	Wessel-Kroeschell	

The motion to suspend the rules lost.

Smith of Black Hawk offered amendment H-1479 filed by him.

Worthan of Buena Vista rose on a point of order that amendment H-1479 was not germane.

The Speaker ruled the point well taken and amendment H-1479 not germane.

Smith of Black Hawk asked for unanimous consent to suspend the rules to consider amendment H-1479.

Objection was raised.

Smith of Black Hawk moved to suspend the rules to consider amendment H-1479.

Roll call was requested by Smith of Black Hawk and Donahue of Linn.

On the question "Shall the rules be suspended to consider amendment H-1479?" (H.F. 861)

The ayes were, 36:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Forbes	Gjerde	Hall
Hansen	Hunter	Isenhart	Jacoby
Judge	Konfrst	Kressig	Kurth
Mascher	McConkey	Meyer, B.	Nielsen
Oldson	Olson	Prichard	Running-Marquardt

Smith	Steckman	Sunde	Thede
Wilburn	Williams	Winckler	Wolfe

The nays were, 53:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Bossman	Bradley	Brink
Bush	Cisneros	Deyoe	Dolecheck
Fisher	Fry	Gerhold	Gobble
Graber	Grassley, Spkr.	Gustafson	Hein
Hite	Holt	Jacobsen	Jeneary
Jones	Kerr	Klein	Latham
Lohse	Lundgren	Maxwell	Meyer, A.
Mitchell	Mohr	Mommsen	Moore
Nordman	Osmundson	Paustian	Salmon
Sexton	Shipley	Sieck	Siegrist
Sorensen	Stone	Thompson	Thorup
Westrich	Wheeler	Windschitl	Worthan
Wills, Presiding			

Absent or not voting, 11:

Baxter	Boden	Ehlert	Gaines
Ingels	James	Kaufmann	Landon
McClintock	Staed	Wessel-Kroeschell	

The motion to suspend the rules lost.

Breckenridge of Jasper offered amendment H-1504 filed by him from the floor.

Worthan of Buena Vista rose on a point of order that amendment H-1504 was not germane.

The Speaker ruled the point well taken and amendment H-1504 not germane.

Breckenridge of Jasper asked for unanimous consent to suspend the rules to consider amendment H-1504.

Objection was raised.

Breckenridge of Jasper moved to suspend the rules to consider amendment H-1504.

Roll call was requested by Breckenridge of Jasper and Running-Marquardt of Linn.

On the question "Shall the rules be suspended to consider amendment H-1504?" (H.F. 861)

The ayes were, 36:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Forbes	Gjerde	Hall
Hansen	Hunter	Isenhardt	Jacoby
Judge	Konfrst	Kressig	Kurth
Mascher	McConkey	Meyer, B.	Nielsen
Oldson	Olson	Prichard	Running-Marquardt
Smith	Steckman	Sunde	Thede
Wilburn	Williams	Winckler	Wolfe

The nays were, 52:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Bossman	Bradley	Brink
Bush	Cisneros	Deyoe	Dolecheck
Fisher	Fry	Gerhold	Gobble
Graber	Grassley, Spkr.	Gustafson	Hein
Hite	Holt	Jacobsen	Jeneary
Jones	Kerr	Latham	Lohse
Lundgren	Maxwell	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Nordman
Osmundson	Paustian	Salmon	Sexton
ShIPLEY	Sieck	Siegrist	Sorensen
Stone	Thompson	Thorup	Westrich
Wheeler	Windschitl	Worthan	Wills,
			Presiding

Absent or not voting, 12:

Baxter	Boden	Ehlert	Gaines
Ingels	James	Kaufmann	Klein
Landon	McClintock	Staed	Wessel-Kroeschell

The motion to suspend the rules lost.

Prichard of Floyd offered amendment H-1505 filed by him from the floor.

Worthan of Buena Vista rose on a point of order that amendment H-1505 was not germane.

The Speaker ruled the point well taken and amendment H-1505 not germane.

Prichard of Floyd asked for unanimous consent to suspend the rules to consider amendment H-1505.

Objection was raised.

Prichard of Floyd moved to suspend the rules to consider amendment H-1505.

Roll call was requested by Prichard of Floyd and Abdul-Samad of Polk.

On the question "Shall the rules be suspended to consider amendment H-1505?" (H.F. 861)

The ayes were, 35:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Forbes	Gjerde	Hall
Hansen	Hunter	Isenhardt	Jacoby
Judge	Konfrst	Kressig	Kurth
Mascher	McConkey	Meyer, B.	Nielsen
Oldson	Olson	Prichard	Running-Marquardt
Smith	Sunde	Thede	Wilburn
Williams	Winckler	Wolfe	

The nays were, 52:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Bossman	Bradley	Brink
Bush	Cisneros	Deyoe	Dolecheck
Fisher	Fry	Gerhold	Gobble
Graber	Grassley, Spkr.	Gustafson	Hein
Hite	Holt	Jacobsen	Jeneary
Jones	Kerr	Latham	Lohse
Lundgren	Maxwell	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Nordman
Osmundson	Paustian	Salmon	Sexton
Shipley	Sieck	Siegrist	Sorensen
Stone	Thompson	Thorup	Westrich
Wheeler	Windschitl	Worthan	Wills,
			Presiding

Absent or not voting, 13:

Baxter	Boden	Ehlert	Gaines
Ingels	James	Kaufmann	Klein
Landon	McClintock	Staed	Steckman
Wessel-Kroeschell			

The motion to suspend the rules lost.

Thede of Scott offered amendment H-1506 filed by her from the floor.

Worthan of Buena Vista rose on a point of order that amendment H-1506 was not germane.

The Speaker ruled the point well taken and amendment H-1506 not germane.

Thede of Scott asked for unanimous consent to suspend the rules to consider amendment H-1506.

Objection was raised.

Thede of Scott moved to suspend the rules to consider amendment H-1506.

Roll call was requested by Thede of Scott and Donahue of Linn.

On the question "Shall the rules be suspended to consider amendment H-1506?" (H.F. 861)

The ayes were, 36:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Forbes	Gjerde	Hall
Hansen	Hunter	Isenhardt	Jacoby
Judge	Konfrst	Kressig	Kurth
Mascher	McConkey	Meyer, B.	Nielsen
Oldson	Olson	Prichard	Running-Marquardt
Smith	Steckman	Sunde	Thede
Wilburn	Williams	Winckler	Wolfe

The nays were, 53:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Bossman	Bradley	Brink
Bush	Cisneros	Deyoe	Dolecheck
Fisher	Fry	Gerhold	Gobble
Graber	Grassley, Spkr.	Gustafson	Hein
Hite	Holt	Jacobsen	Jeneary
Jones	Kerr	Klein	Latham
Lohse	Lundgren	Maxwell	Meyer, A.
Mitchell	Mohr	Mommsen	Moore

Nordman	Osmundson	Paustian	Salmon
Sexton	Shipley	Sieck	Siegrist
Sorensen	Stone	Thompson	Thorup
Westrich	Wheeler	Windschitl	Worthan
Wills, Presiding			

Absent or not voting, 11:

Baxter	Boden	Ehlert	Gaines
Ingels	James	Kaufmann	Landon
McClintock	Staed	Wessel-Kroeschell	

The motion to suspend the rules lost.

Prichard of Floyd rose on a point of order for the immediate consideration of amendment H-1510.

The Speaker ruled the point well taken.

Gjerde of Linn offered amendment H-1510 filed by him from the floor.

Worthan of Buena Vista rose on a point of order that amendment H-1510 was not germane.

The Speaker ruled the point well taken and amendment H-1510 not germane.

Gjerde of Linn asked for unanimous consent to suspend the rules to consider amendment H-1510.

Objection was raised.

Gjerde of Linn moved to suspend the rules to consider amendment H-1510.

Roll call was requested by Gjerde of Linn and Donahue of Linn.

On the question "Shall the rules be suspended to consider amendment H-1510?" (H.F. 861)

The ayes were, 37:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon

Donahue	Forbes	Gjerde	Hall
Hansen	Hunter	Isenhardt	Jacoby
Judge	Konfrst	Kressig	Kurth
Mascher	McConkey	Meyer, B.	Nielsen
Oldson	Olson	Prichard	Running-Marquardt
Smith	Steckman	Sunde	Thede
Thorup	Wilburn	Williams	Winckler
Wolfe			

The nays were, 52:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Bossman	Bradley	Brink
Bush	Cisneros	Deyoe	Dolecheck
Fisher	Fry	Gerhold	Gobble
Graber	Grassley, Spkr.	Gustafson	Hein
Hite	Holt	Jacobsen	Jeneary
Jones	Kaufmann	Kerr	Klein
Latham	Lohse	Lundgren	Maxwell
Meyer, A.	Mitchell	Mohr	Mommsen
Moore	Nordman	Osmundson	Salmon
Sexton	Shipley	Sieck	Siegrist
Sorensen	Stone	Thompson	Westrich
Wheeler	Windschitl	Worthan	Wills,
			Presiding

Absent or not voting, 11:

Baxter	Boden	Ehlert	Gaines
Ingels	James	Landon	McClintock
Paustian	Staed	Wessel-Kroeschell	

The motion to suspend the rules lost.

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. 861)

The ayes were, 53:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Bossman	Bradley	Breckenridge
Brink	Bush	Cisneros	Deyoe
Dolecheck	Fisher	Fry	Gerhold
Gobble	Graber	Grassley, Spkr.	Gustafson
Hein	Hite	Holt	Jacobsen
Jeneary	Jones	Kerr	Klein
Latham	Lohse	Lundgren	Maxwell

Meyer, A.	Mitchell	Mohr	Mommsen
Moore	Nordman	Osmundson	Paustian
Salmon	Sexton	Sieck	Siegrist
Sorensen	Stone	Thompson	Thorup
Westrich	Wheeler	Windschitl	Worthan
Wills, Presiding			

The nays were, 36:

Abdul-Samad	Anderson	Bennett	Bohannon
Brown-Powers	Cahill	Cphoon	Donahue
Forbes	Gjerde	Hall	Hansen
Hunter	Isenhardt	Jacoby	Judge
Konfrst	Kressig	Kurth	Mascher
McConkey	Meyer, B.	Nielsen	Oldson
Olson	Prichard	Running-Marquardt	Shipley
Smith	Steckman	Sunde	Thede
Wilburn	Williams	Winckler	Wolfe

Absent or not voting, 11:

Baxter	Boden	Ehlert	Gaines
Ingels	James	Kaufmann	Landon
McClintock	Staed	Wessel-Kroeschell	

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Abdul-Samad of Polk	Baxter of Hancock
Boden of Warren	Donahue of Linn
Ehlert of Linn	Gaines of Polk
Ingels of Fayette	Jacoby of Johnson
Kaufmann of Cedar	Landon of Polk
McClintock of Linn	Staed of Linn
Wessel-Kroeschell of Story	Wheeler of Sioux

IMMEDIATE MESSAGES

Windschitl of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 861 and 864.**

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on May 17, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 743, a bill for an act providing for representation of adoptive parents by local public defenders.

Also: That the Senate has on May 17, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 891, 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.

W. CHARLES SMITHSON, Secretary

EXPLANATIONS OF VOTE

On May 17, 2021, I inadvertently voted “aye” on House File 864, I meant to vote “nay”.

Shipley of Van Buren

On May 7, 2021, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 365—“aye”
House File 524—“aye”
Senate File 367—“aye”
Senate File 562—“aye”
Senate File 578—“aye”

House File 384—“aye”
House File 682—“aye”
Senate File 387—“aye”
Senate File 574—“aye”
Senate File 608—“aye”

Wilburn of Story

SUBCOMMITTEE ASSIGNMENT

House File 893 Reassigned

Appropriations: Thompson, Chair; Hall and Holt.

COMMITTEE RECOMMENDATION

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendation has been received and is on file in the office of the Chief Clerk:

MEGHAN NELSON
Chief Clerk of the House

COMMITTEE ON APPROPRIATIONS

House File 893, a bill for an act relating to state taxation and economic development activities, including future tax contingencies, state income tax deductions, tax credits, the state inheritance tax, the sales and use tax, disaster recovery housing, energy infrastructure, telehealth parity, consumer loans, local regulations, and other properly related matters, and including effective date and retroactive applicability provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** May 17, 2021.

AMENDMENTS FILED

H-1484	H.F.	891	Fry of Clarke
H-1485	H.F.	891	Wilburn of Story
H-1486	H.F.	891	Brown-Powers of Black Hawk
H-1487	H.F.	891	Forbes of Polk
H-1488	H.F.	891	Hansen of Woodbury
H-1489	H.F.	891	Smith of Black Hawk
H-1490	H.F.	891	Forbes of Polk
H-1491	H.F.	891	Mascher of Johnson
H-1492	H.F.	891	Anderson of Polk
H-1493	H.F.	891	Forbes of Polk
H-1494	H.F.	644	Senate amendment
H-1495	H.F.	891	Forbes of Polk
H-1496	H.F.	891	Prichard of Floyd
H-1497	S.F.	342	Senate amendment
H-1498	H.F.	551	Senate amendment
H-1499	H.F.	860	Senate amendment
H-1500	H.F.	864	Worthan of Buena Vista
H-1501	H.F.	864	Worthan of Buena Vista
H-1502	H.F.	861	Worthan of Buena Vista
H-1503	H.F.	772	Lohse of Polk

H-1504	H.F.	861	Breckenridge of Jasper
H-1505	H.F.	861	Prichard of Floyd
H-1506	H.F.	861	Thede of Scott
H-1507	H.F.	864	Wolfe of Clinton
H-1508	H.F.	592	Lohse of Polk
H-1509	H.F.	861	Hall of Woodbury
H-1510	H.F.	861	Gjerde of Linn

On motion by Windschitl of Harrison, the House adjourned at 12:57 a.m., until 9:30 a.m., Tuesday, May 18, 2021.

JOURNAL OF THE HOUSE

One Hundred Twenty-eighth Calendar Day - Eightieth Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, May 18, 2021

The House met pursuant to adjournment at 9:32 a.m., Wills of Dickinson in the chair.

Prayer was offered by Bush of Cherokee.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Michael Mitchell, Page from West Des Moines.

The Journal of Monday, May 17, 2021, was approved.

The House stood at ease at 9:36 a.m., until the fall of the gavel.

The House resumed session at 2:13 p.m., Wills of Dickinson in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on May 18, 2021, amended and passed the following bill in which the concurrence of the House is asked:

House File 708, a bill for an act creating a public safety equipment fund, and including effective date provisions.

Also: That the Senate has on May 18, 2021, amended and passed the following bill in which the concurrence of the House is asked:

House File 862, a bill for an act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund and the technology reinvestment fund, providing for related matters, and including effective date provisions.

Also: That the Senate has on May 18, 2021, amended and passed the following bill in which the concurrence of the House is asked:

House File 871, 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, and the state board of regents and certain regents institutions, and providing for properly related matters, and including contingent effective date provisions.

Also: That the Senate has on May 18, 2021, refused to concur in the House amendment to the following bill in which the concurrence of the Senate was asked:

Senate File 524, a bill for an act establishing an inpatient psychiatric bed tracking system study committee.

W. CHARLES SMITHSON, Secretary

SENATE AMENDMENT CONSIDERED House Concurred

Dolecheck of Ringgold called up for consideration **House File 644**, a bill for an act relating to the registration of postsecondary schools with the college student aid commission, and to the postsecondary registration fund under the control of the commission, amended by the Senate, and moved that the House concur in the Senate amendment H-1494.

The motion prevailed and the House concurred in the Senate amendment H-1494.

Dolecheck of Ringgold moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 644)

The ayes were, 90:

Abdul-Samad	Andrews	Bennett	Bergan
Best	Bloomingtondale	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohon
Deyoe	Dolecheck	Donahue	Fisher
Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	Jeneary	Judge
Kaufmann	Kerr	Klein	Konfrst
Kressig	Kurth	Latham	Lohse
Lundgren	Mascher	Maxwell	McClintock

McConkey	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Nordman	Oldson	Olson	Osmundson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Siegrist
Smith	Sorensen	Steckman	Stone
Sunde	Thede	Thompson	Thorup
Wessel-Kroeschell	Westrich	Wheeler	Wilburn
Williams	Winckler	Windschitl	Wolfe
Worthan	Wills, Presiding		

The nays were, none.

Absent or not voting, 10:

Anderson	Bacon	Baxter	Boden
Ehlert	Gaines	James	Jones
Landon	Staed		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

HOUSE RECEDES

Andrews of Polk called up for consideration **Senate File 524**, a bill for an act establishing an inpatient psychiatric bed tracking system study committee, amended by the House and moved that the House recede from its amendment.

The motion prevailed and the House recedes.

Andrews 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. 524)

The ayes were, 90:

Abdul-Samad	Andrews	Bennett	Bergan
Best	Bloomingtondale	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohon
Deyoe	Dolecheck	Donahue	Fisher
Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson

Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	Jeneary	Judge
Kaufmann	Kerr	Klein	Konfrst
Kressig	Kurth	Latham	Lohse
Lundgren	Mascher	Maxwell	McClintock
McConkey	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Nordman	Oldson	Olson	Osmundson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Siegrist
Smith	Sorensen	Steckman	Stone
Sunde	Thede	Thompson	Thorup
Wessel-Kroeschell	Westrich	Wheeler	Wilburn
Williams	Winckler	Windschitl	Wolfe
Worthan	Wills, Presiding		

The nays were, none.

Absent or not voting, 10:

Anderson	Bacon	Baxter	Boden
Ehlert	Gaines	James	Jones
Landon	Staed		

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

Worthan of Buena Vista called up for consideration **House File 708**, a bill for an act creating a public safety equipment fund, and including effective date provisions, amended by the Senate, and moved that the House concur in the Senate amendment H-1512.

The motion prevailed and the House concurred in the Senate amendment H-1512.

Worthan of Buena Vista 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. 708)

The ayes were, 90:

Abdul-Samad	Andrews	Bennett	Bergan
Best	Bloomingtondale	Bohannon	Bossman
Bradley	Breckenridge	Brink	Brown-Powers
Bush	Cahill	Cisneros	Cohoon
Deyoe	Dolecheck	Donahue	Fisher
Forbes	Fry	Gerhold	Gjerde
Gobble	Graber	Grassley, Spkr.	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacobsen	Jacoby	Jeneary	Judge
Kaufmann	Kerr	Klein	Konfrst
Kressig	Kurth	Latham	Lohse
Lundgren	Mascher	Maxwell	McClintock
McConkey	Meyer, A.	Meyer, B.	Mitchell
Mohr	Mommsen	Moore	Nielsen
Nordman	Oldson	Olson	Osmundson
Paustian	Prichard	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Siegrist
Smith	Sorensen	Steckman	Stone
Sunde	Thede	Thompson	Thorup
Wessel-Kroeschell	Westrich	Wheeler	Wilburn
Williams	Winckler	Windschitl	Wolfe
Worhan	Wills, Presiding		

The nays were, 1:

Jones

Absent or not voting, 9:

Anderson	Bacon	Baxter	Boden
Ehlert	Gaines	James	Landon
Staed			

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

House Concurred

Mommsen of Clinton called up for consideration **House File 860**, 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, and providing contingent effective date provisions, amended by the Senate, and moved that the House concur in the Senate amendment H-1499.

The motion prevailed and the House concurred in the Senate amendment H-1499.

Mommsen of Clinton 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. 860)

The ayes were, 54:

Andrews	Bergan	Best	Bloomingtondale
Bossman	Bradley	Brink	Bush
Cisneros	Deyoe	Dolecheck	Fisher
Fry	Gerhold	Gobble	Graber
Grassley, Spkr.	Gustafson	Hein	Hite
Holt	Ingels	Jacobsen	Jeneary
Kaufmann	Kerr	Klein	Latham
Lohse	Lundgren	Maxwell	McClintock
Meyer, A.	Mitchell	Mohr	Mommsen
Moore	Nordman	Osmundson	Paustian
Salmon	Sexton	Shipley	Sieck
Siegrist	Sorensen	Stone	Thompson
Thorup	Westrich	Wheeler	Windschitl
Worthan	Wills,		
	Presiding		

The nays were, 36:

Abdul-Samad	Bennett	Bohannon	Breckenridge
Brown-Powers	Cahill	Cohoon	Donahue
Forbes	Gjerde	Hall	Hansen
Isenhardt	Jacoby	Jones	Judge
Konfrst	Kressig	Kurth	Mascher
McConkey	Meyer, B.	Nielsen	Oldson
Olson	Prichard	Running-Marquardt	Smith
Steckman	Sunde	Thede	Wessel-Kroeschell
Wilburn	Williams	Winckler	Wolfe

Absent or not voting, 10:

Anderson	Bacon	Baxter	Boden
Ehlert	Gaines	Hunter	James
Landon	Staed		

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

SPECIAL PRESENTATION

Sorensen of Adair introduced to the House, former legislator Clel Baudler.

The House rose and expressed its welcome.

SENATE AMENDMENTS CONSIDERED
House Concurred

Thompson of Greene called up for consideration **House File 871**, 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, and the state board of regents and certain regents institutions, and providing for properly related matters, and including contingent effective date provisions, amended by the Senate, and moved that the House concur in the Senate amendment H-1513.

The motion prevailed and the House concurred in the Senate amendment H-1513.

Thompson of Greene 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. 871)

The ayes were, 54:

Andrews	Bergan	Best	Bloomingtondale
Bossman	Bradley	Brink	Brown-Powers
Bush	Cisneros	Deyoe	Dolecheck
Fisher	Fry	Gerhold	Gobble
Grabber	Grassley, Spkr.	Gustafson	Hein
Hite	Holt	Ingels	Jacobsen
Jeneary	Kaufmann	Kerr	Klein
Latham	Lohse	Lundgren	Maxwell
McClintock	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Nordman	Osmundson
Paustian	Salmon	Sexton	Sieck
Siegrist	Sorensen	Stone	Thompson
Thorup	Westrich	Wheeler	Windschitl
Worthan	Wills,		
	Presiding		

The nays were, 36:

Abdul-Samad	Bennett	Bohannon	Breckenridge
Cahill	Cohoon	Donahue	Forbes
Gjerde	Hall	Hansen	Isenhardt
Jacoby	Jones	Judge	Konfrst
Kressig	Kurth	Mascher	McConkey
Meyer, B.	Nielsen	Oldson	Olson
Prichard	Running-Marquardt	Shipley	Smith
Steckman	Sunde	Thede	Wessel-Kroeschell
Wilburn	Williams	Winckler	Wolfe

Absent or not voting, 10:

Anderson	Bacon	Baxter	Boden
Ehlert	Gaines	Hunter	James
Landon	Staed		

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

House Concurred

Bossman of Woodbury called up for consideration **House File 862**, 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-1514.

The House stood at ease at 3:03 p.m., until the fall of the gavel.

The House resumed session at 4:41 p.m., Wills of Dickinson in the chair.

Bossman of Woodbury offered amendment H-1524, to the Senate amendment H-1514, filed by him from the floor and moved its adoption.

Amendment H-1524, to the Senate amendment H-1514, was adopted.

Bossman of Woodbury moved that the House concur in the Senate amendment H-1514, as amended.

The motion prevailed and the House concurred in the Senate amendment H-1514, as amended.

Bossman of Woodbury 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. 862)

The ayes were, 54:

Andrews	Bergan	Best	Bloomingtondale
Bossman	Bradley	Brink	Bush
Cisneros	Deyoe	Dolecheck	Fisher
Fry	Gerhold	Gobble	Graber
Grassley, Spkr.	Gustafson	Hein	Hite
Holt	Ingels	Jacobsen	Jeneary
Kaufmann	Kerr	Klein	Latham
Lohse	Lundgren	Maxwell	McClintock
Meyer, A.	Mitchell	Mohr	Mommsen
Moore	Nordman	Osmundson	Paustian
Salmon	Sexton	Sieck	Siegrist
Sorensen	Stone	Sunde	Thompson
Thorup	Westrich	Wheeler	Windschitl
Worthan	Wills,		
	Presiding		

The nays were, 38:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Forbes	Gjerde	Hall
Hansen	Hunter	Isenhardt	Jacoby
Jones	Judge	Konfrst	Kressig
Kurth	Mascher	McConkey	Meyer, B.
Nielsen	Oldson	Olson	Prichard
Running-Marquardt	Shipley	Smith	Steckman
Thede	Wessel-Kroeschell	Wilburn	Williams
Winckler	Wolfe		

Absent or not voting, 8:

Bacon	Baxter	Boden	Ehlert
Gaines	James	Landon	Staed

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

IMMEDIATE MESSAGES

Windschitl of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 644, 708, 860, 862, 871** and **Senate File 524**.

RULES SUSPENDED

Windschitl of Harrison moved to suspend Rule 39 for the immediate consideration of House File 893.

Roll call was requested by Prichard of Floyd and Donahue of Linn.

On the question "Shall the rules be suspended?" (H.F. 893)

The ayes were, 54:

Andrews	Bergan	Best	Bloomingtondale
Bossman	Bradley	Brink	Bush
Cisneros	Deyoe	Dolecheck	Fisher
Fry	Gerhold	Gobble	Graber
Grassley, Spkr.	Gustafson	Hein	Hite
Holt	Ingels	Jacobsen	Jeneary
Jones	Kaufmann	Kerr	Klein
Latham	Lohse	Lundgren	Maxwell
McClintock	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Nordman	Osmundson
Paustian	Salmon	Sexton	Sieck
Siegrist	Sorensen	Stone	Thompson
Thorup	Westrich	Wheeler	Windschitl
Worthan	Wills,		
	Presiding		

The nays were, 37:

Abdul-Samad	Anderson	Bennett	Bohannan
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Forbes	Gjerde	Hall
Hansen	Hunter	Isenhardt	Jacoby
Judge	Konfrst	Kressig	Kurth
Mascher	McConkey	Meyer, B.	Nielsen
Oldson	Olson	Prichard	Running-Marquardt
Smith	Steckman	Sunde	Thede
Wessel-Kroeschell	Wilburn	Williams	Winckler
Wolfe			

Absent or not voting, 9:

Bacon	Baxter	Boden	Ehlert
Gaines	James	Landon	Shipley
Staead			

The motion to suspend the rules prevailed.

CONSIDERATION OF BILLS

Appropriations Calendar

House File 893, a bill for an act relating to state taxation and economic development activities, including future tax contingencies, state income tax deductions, tax credits, the state inheritance tax, the sales and use tax, disaster recovery housing, energy infrastructure, telehealth parity, consumer loans, local regulations, and other properly related matters, and including effective date and retroactive applicability provisions, was taken up for consideration.

Hite of Mahaska offered amendment H-1511 filed by him from the floor and moved its adoption.

Roll call was requested by Jacoby of Johnson and Smith of Black Hawk.

On the question "Shall amendment H-1511 be adopted?" (H.F. 893)

The ayes were, 54:

Andrews	Bergan	Best	Bloomingtondale
Bossman	Bradley	Brink	Bush
Cisneros	Deyoe	Dolecheck	Fisher
Fry	Gerhold	Gobble	Graber
Grassley, Spkr.	Gustafson	Hein	Hite
Holt	Ingels	Jacobsen	Jeneary
Jones	Kaufmann	Kerr	Klein
Latham	Lohse	Lundgren	Maxwell
Meyer, A.	Mitchell	Mohr	Mommson
Moore	Nordman	Osmundson	Paustian
Salmon	Sexton	Shipley	Sieck
Siegrist	Sorensen	Stone	Thompson
Thorup	Westrich	Wheeler	Windschitl
Worthan	Wills,		
	Presiding		

The nays were, 38:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohon

Donahue	Forbes	Gjerde	Hall
Hansen	Hunter	Isenhardt	Jacoby
Judge	Konfrst	Kressig	Kurth
Mascher	McClintock	McConkey	Meyer, B.
Nielsen	Oldson	Olson	Prichard
Running-Marquardt	Smith	Steckman	Sunde
Thede	Wessel-Kroeschell	Wilburn	Williams
Winckler	Wolfe		

Absent or not voting, 8:

Bacon	Baxter	Boden	Ehlert
Gaines	James	Landon	Staed

Amendment H-1511 was adopted.

SENATE FILE 619 SUBSTITUTED FOR HOUSE FILE 893

Hite of Mahaska asked and received unanimous consent to substitute Senate File 619 for House File 893.

Senate File 619, a bill for an act relating to state and local revenue and finance by modifying future tax contingencies, the state inheritance tax, the sales and use tax relating to food banks, the tax on promotional play receipts, the sales and use tax relating to food banks, the tax on promotional play receipts, mental health and disability services funding, school district funding, commercial and industrial property tax replacement payments, providing for housing incentives, providing for other properly related matters, making appropriations, and including effective date, applicability, and retroactive applicability provisions, was taken up for consideration.

Mascher of Johnson offered amendment H-1520 filed by her from the floor and moved its adoption.

Roll call was requested by Mascher of Johnson and Donahue of Linn.

On the question "Shall amendment H-1520 be adopted?" (S.F. 619)

The ayes were, 37:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Forbes	Gjerde	Hall
Hansen	Hunter	Isenhardt	Jacoby

Judge	Konfrst	Kressig	Kurth
Mascher	McConkey	Meyer, B.	Nielsen
Oldson	Olson	Prichard	Running-Marquardt
Smith	Steckman	Sunde	Thede
Wessel-Kroeschell	Wilburn	Williams	Winckler
Wolfe			

The nays were, 55:

Andrews	Bergan	Best	Bloomingtondale
Bossman	Bradley	Brink	Bush
Cisneros	Deyoe	Dolecheck	Fisher
Fry	Gerhold	Gobble	Graber
Grassley, Spkr.	Gustafson	Hein	Hite
Holt	Ingels	Jacobsen	Jeneary
Jones	Kaufmann	Kerr	Klein
Latham	Lohse	Lundgren	Maxwell
McClintock	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Nordman	Osmundson
Paustian	Salmon	Sexton	Shipley
Sieck	Siegrist	Sorensen	Stone
Thompson	Thorup	Westrich	Wheeler
Windschitl	Worthan	Wills,	
		Presiding	

Absent or not voting, 8:

Bacon	Baxter	Boden	Ehlert
Gaines	James	Landon	Staed

Amendment H-1520 lost.

Isenhardt of Dubuque offered amendment H-1521 filed by him from the floor and moved its adoption.

Roll call was requested by Isenhardt of Dubuque and Konfrst of Polk.

On the question "Shall amendment H-1521 be adopted?" (S.F. 619)

The ayes were, 37:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohon
Donahue	Forbes	Gjerde	Hall
Hansen	Hunter	Isenhardt	Jacoby
Judge	Konfrst	Kressig	Kurth
Mascher	McConkey	Meyer, B.	Nielsen
Oldson	Olson	Prichard	Running-Marquardt
Smith	Steckman	Sunde	Thede

Wessel-Kroeschell	Wilburn	Williams	Winckler
Wolfe			

The nays were, 55:

Andrews	Bergan	Best	Bloomingtondale
Bossman	Bradley	Brink	Bush
Cisneros	Deyoe	Dolecheck	Fisher
Fry	Gerhold	Gobble	Grabner
Grassley, Spkr.	Gustafson	Hein	Hite
Holt	Ingels	Jacobsen	Jeneary
Jones	Kaufmann	Kerr	Klein
Latham	Lohse	Lundgren	Maxwell
McClintock	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Nordman	Osmundson
Paustian	Salmon	Sexton	Shipley
Sieck	Siegrist	Sorensen	Stone
Thompson	Thorup	Westrich	Wheeler
Windschitl	Worthan	Wills,	
		Presiding	

Absent or not voting, 8:

Bacon	Baxter	Boden	Ehlert
Gaines	James	Landon	Staed

Amendment H-1521 lost.

Oldson of Polk offered amendment H-1519 filed by her from the floor and moved its adoption.

Roll call was requested by Oldson of Polk and Jacoby of Johnson.

On the question "Shall amendment H-1519 be adopted?" (S.F. 619)

The ayes were, 37:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohon
Donahue	Forbes	Gjerde	Hall
Hansen	Hunter	Isenhardt	Jacoby
Judge	Konfrst	Kressig	Kurth
Mascher	McConkey	Meyer, B.	Nielsen
Oldson	Olson	Prichard	Running-Marquardt
Smith	Steckman	Sunde	Thede
Wessel-Kroeschell	Wilburn	Williams	Winckler
Wolfe			

The nays were, 55:

Andrews	Bergan	Best	Bloomingtondale
Bossman	Bradley	Brink	Bush
Cisneros	Deyoe	Dolecheck	Fisher
Fry	Gerhold	Gobble	Graber
Grassley, Spkr.	Gustafson	Hein	Hite
Holt	Ingels	Jacobsen	Jeneary
Jones	Kaufmann	Kerr	Klein
Latham	Lohse	Lundgren	Maxwell
McClintock	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Nordman	Osmundson
Paustian	Salmon	Sexton	Shipley
Sieck	Siegrist	Sorensen	Stone
Thompson	Thorup	Westrich	Wheeler
Windschitl	Worthan	Wills,	
		Presiding	

Absent or not voting, 8:

Bacon	Baxter	Boden	Ehlert
Gaines	James	Landon	Staed

Amendment H-1519 lost.

Cahill of Marshall offered amendment H-1515 filed by her from the floor and moved its adoption.

Roll call was requested by Cahill of Marshall and Isenhardt of Dubuque.

On the question "Shall amendment H-1515 be adopted?" (S.F. 619)

The ayes were, 37:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Forbes	Gjerde	Hall
Hansen	Hunter	Isenhardt	Jacoby
Judge	Konfrst	Kressig	Kurth
Mascher	McConkey	Meyer, B.	Nielsen
Oldson	Olson	Prichard	Running-Marquardt
Smith	Steckman	Sunde	Thede
Wessel-Kroeschell	Wilburn	Williams	Winckler
Wolfe			

The nays were, 55:

Andrews	Bergan	Best	Bloomingtondale
Bossman	Bradley	Brink	Bush
Cisneros	Deyoe	Dolecheck	Fisher

Fry	Gerhold	Gobble	Graber
Grassley, Spkr.	Gustafson	Hein	Hite
Holt	Ingels	Jacobsen	Jeneary
Jones	Kaufmann	Kerr	Klein
Latham	Lohse	Lundgren	Maxwell
McClintock	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Nordman	Osmundson
Paustian	Salmon	Sexton	Shipley
Sieck	Siegrist	Sorensen	Stone
Thompson	Thorup	Westrich	Wheeler
Windschitl	Worthan	Wills,	
		Presiding	

Absent or not voting, 8:

Bacon	Baxter	Boden	Ehlert
Gaines	James	Landon	Staeb

Amendment H-1515 lost.

Steckman of Cerro Gordo offered amendment H-1516 filed by her from the floor and moved its adoption.

Roll call was requested by Steckman of Cerro Gordo and Breckenridge of Jasper.

On the question "Shall amendment H-1516 be adopted?" (S.F. 619)

The ayes were, 38:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Forbes	Gjerde	Hall
Hansen	Hunter	Isenhardt	Jacoby
Judge	Konfrst	Kressig	Kurth
Mascher	McClintock	McConkey	Meyer, B.
Nielsen	Oldson	Olson	Prichard
Running-Marquardt	Smith	Steckman	Sunde
Thede	Wessel-Kroeschell	Wilburn	Williams
Winckler	Wolfe		

The nays were, 54:

Andrews	Bergan	Best	Bloomingtondale
Bossman	Bradley	Brink	Bush
Cisneros	Deyoe	Dolecheck	Fisher
Fry	Gerhold	Gobble	Graber
Grassley, Spkr.	Gustafson	Hein	Hite
Holt	Ingels	Jacobsen	Jeneary

Jones	Kaufmann	Kerr	Klein
Latham	Lohse	Lundgren	Maxwell
Meyer, A.	Mitchell	Mohr	Mommsen
Moore	Nordman	Osmundson	Paustian
Salmon	Sexton	Shipley	Sieck
Siegrist	Sorensen	Stone	Thompson
Thorup	Westrich	Wheeler	Windschitl
Worthan	Wills,		
	Presiding		

Absent or not voting, 8:

Bacon	Baxter	Boden	Ehlert
Gaines	James	Landon	Staed

Amendment H-1516 lost.

Holt of Crawford in the chair at 5:26 p.m.

Jacoby of Johnson offered amendment H-1518 filed by him from the floor and moved its adoption.

Roll call was requested by Jacoby of Johnson and Donahue of Linn.

On the question "Shall amendment H-1518 be adopted?" (S.F. 619)

The ayes were, 37:

Abdul-Samad	Anderson	Bennett	Bohannan
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Forbes	Gjerde	Hall
Hansen	Hunter	Isenhardt	Jacoby
Judge	Konfrst	Kressig	Kurth
Mascher	McConkey	Meyer, B.	Nielsen
Oldson	Olson	Prichard	Running-Marquardt
Smith	Steckman	Sunde	Thede
Wessel-Kroeschell	Wilburn	Williams	Winckler
Wolfe			

The nays were, 54:

Andrews	Bergan	Best	Bloomingtondale
Bossman	Bradley	Brink	Bush
Cisneros	Deyoe	Dolecheck	Fisher
Fry	Gerhold	Gobble	Graber
Grassley, Spkr.	Gustafson	Hein	Hite
Ingels	Jacobsen	Jeneary	Jones
Kaufmann	Klein	Latham	Lohse
Lundgren	Maxwell	McClintock	Meyer, A.

Mitchell	Mohr	Mommsen	Moore
Nordman	Osmundson	Paustian	Salmon
Sexton	Shipley	Sieck	Siegrist
Sorensen	Stone	Thompson	Thorup
Westrich	Wheeler	Wills	Windschitl
Worthan	Holt, Presiding		

Absent or not voting, 9:

Bacon	Baxter	Boden	Ehlert
Gaines	James	Kerr	Landon
Staed			

Amendment H-1518 lost.

Breckenridge of Jasper offered amendment H-1517 filed by him from the floor and moved its adoption.

Roll call was requested by Breckenridge of Jasper and Gjerde of Linn.

On the question "Shall amendment H-1517 be adopted?" (S.F. 619)

The ayes were, 37:

Abdul-Samad	Anderson	Bennett	Bohannon
Bradley	Breckenridge	Brown-Powers	Cahill
Cohoon	Donahue	Forbes	Gjerde
Hall	Hansen	Hunter	Isenhardt
Jacoby	Judge	Konfrst	Kressig
Kurth	Mascher	McConkey	Meyer, B.
Nielsen	Oldson	Prichard	Running-Marquardt
Smith	Steckman	Sunde	Thede
Wessel-Kroeschell	Wilburn	Williams	Winckler
Wolfe			

The nays were, 54:

Andrews	Bergan	Best	Bloomingtondale
Bossman	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Grabner	Grassley, Spkr.
Gustafson	Hein	Hite	Ingels
Jacobsen	Jeneary	Jones	Kaufmann
Kerr	Klein	Latham	Lohse
Lundgren	Maxwell	McClintock	Meyer, A.
Mitchell	Mohr	Mommsen	Moore
Nordman	Olson	Osmundson	Paustian
Salmon	Sexton	Sieck	Siegrist

Sorensen	Stone	Thompson	Thorup
Westrich	Wheeler	Wills	Windschitl
Worthan	Holt, Presiding		

Absent or not voting, 9:

Bacon	Baxter	Boden	Ehlert
Gaines	James	Landon	Shipley
Staead			

Amendment H-1517 lost.

Bennett of Linn offered amendment H-1522 filed by her from the floor and moved its adoption.

Roll call was requested by Bennett of Linn and Abdul-Samad of Polk.

On the question "Shall amendment H-1522 be adopted?" (S.F. 619)

The ayes were, 38:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Forbes	Gjerde	Hall
Hansen	Hunter	Isenhardt	Jacoby
Judge	Konfrst	Kressig	Kurth
Mascher	McConkey	Meyer, B.	Nielsen
Oldson	Olson	Prichard	Running-Marquardt
Shipley	Smith	Steckman	Sunde
Thede	Wessel-Kroeschell	Wilburn	Williams
Winckler	Wolfe		

The nays were, 54:

Andrews	Bergan	Best	Bloomingtondale
Bossman	Bradley	Brink	Bush
Cisneros	Deyoe	Dolecheck	Fisher
Fry	Gerhold	Gobble	Graber
Grassley, Spkr.	Gustafson	Hein	Hite
Ingels	Jacobsen	Jeneary	Jones
Kaufmann	Kerr	Klein	Latham
Lohse	Lundgren	Maxwell	McClintock
Meyer, A.	Mitchell	Mohr	Mommsen
Moore	Nordman	Osmundson	Paustian
Salmon	Sexton	Sieck	Siegrist
Sorensen	Stone	Thompson	Thorup
Westrich	Wheeler	Wills	Windschitl
Worthan	Holt, Presiding		

Absent or not voting, 8:

Bacon	Baxter	Boden	Ehlert
Gaines	James	Landon	Staed

Amendment H–1522 lost.

Isenhart of Dubuque offered amendment H–1523 filed by him from the floor and moved its adoption.

Roll call was requested by Isenhart of Dubuque and Breckenridge of Jasper.

On the question "Shall amendment H–1523 be adopted?" (S.F. 619)

The ayes were, 39:

Abdul-Samad	Anderson	Bloomingtondale	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Forbes	Gjerde	Hall
Hansen	Hunter	Isenhart	Jacoby
Judge	Klein	Konfrst	Kressig
Kurth	Mascher	McConkey	Meyer, B.
Nielsen	Oldson	Olson	Prichard
Running-Marquardt	Shipley	Smith	Steckman
Sunde	Thede	Wessel-Kroeschell	Wilburn
Williams	Winckler	Wolfe	

The nays were, 52:

Andrews	Bergan	Best	Bossman
Bradley	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Graber	Grassley, Spkr.
Gustafson	Hein	Hite	Ingels
Jacobsen	Jeneary	Jones	Kaufmann
Kerr	Latham	Lohse	Lundgren
Maxwell	McClintock	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Nordman
Osmundson	Paustian	Salmon	Sexton
Sieck	Siegrist	Sorensen	Stone
Thompson	Thorup	Westrich	Wheeler
Wills	Windschitl	Worthan	Holt, Presiding

Absent or not voting, 9:

Bacon	Baxter	Bennett	Boden
Ehlert	Gaines	James	Landon
Staed			

Amendment H-1523 lost.

Wills of Dickinson in the chair at 5:48 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. 619)

The ayes were, 64:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Bossman	Bradley	Breckenridge
Brink	Bush	Cisneros	Deyoe
Dolecheck	Fisher	Forbes	Fry
Gerhold	Gobble	Grabner	Grassley, Spkr.
Gustafson	Hall	Hansen	Hein
Hite	Holt	Ingels	Jacobsen
Jeneary	Jones	Judge	Kaufmann
Kerr	Klein	Latham	Lohse
Lundgren	Maxwell	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Nordman
Osmundson	Paustian	Running-Marquardt	Salmon
Sexton	Shipley	Sieck	Siegrist
Sorensen	Stone	Sunde	Thompson
Thorup	Westrich	Wheeler	Williams
Windschitl	Wolfe	Worthan	Wills, Presiding

The nays were, 28:

Abdul-Samad	Anderson	Bohannon	Brown-Powers
Cahill	Cohoon	Donahue	Gjerde
Hunter	Isenhardt	Jacoby	Konfrst
Kressig	Kurth	Mascher	McClintock
McConkey	Meyer, B.	Nielsen	Oldson
Olson	Prichard	Smith	Steckman
Thede	Wessel-Kroeschell	Wilburn	Winckler

Absent or not voting, 8:

Baxter	Bennett	Boden	Ehlert
Gaines	James	Landon	Staed

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

TIME CERTAIN INVOKED

Rule 67

Windschitl of Harrison moved that a time certain be set for the close of debate and that the House act on the following questions and all amendments filed to the questions no later than 10:30 p.m. on Tuesday, May 18, 2021, and then immediately proceed to closing remarks and final passage of House Joint Resolution 5 and Senate File 342.

Roll call was requested by Prichard of Floyd and Konfrst of Polk.

On the question "Shall time certain be set?" (H.J.R. 5 and S.F. 342)

The ayes were, 53:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Bossmann	Brink	Bush
Cisneros	Deyoe	Dolecheck	Fisher
Fry	Gerhold	Gobble	Graber
Grassley, Spkr.	Gustafson	Hein	Hite
Holt	Ingels	Jacobsen	Jeneary
Kaufmann	Kerr	Klein	Latham
Lohse	Lundgren	Maxwell	McClintock
Meyer, A.	Mitchell	Mohr	Mommsen
Moore	Nordman	Osmundson	Paustian
Salmon	Sexton	Sieck	Siegrist
Sorensen	Stone	Thompson	Thorup
Westrich	Wheeler	Windschitl	Worthan
Wills,			
Presiding			

The nays were, 37:

Abdul-Samad	Anderson	Bohannon	Breckenridge
Brown-Powers	Cahill	Cohoon	Donahue
Forbes	Gjerde	Hall	Hansen
Hunter	Isenhart	Jacoby	Judge
Konfrst	Kressig	Kurth	Mascher
McConkey	Meyer, B.	Nielsen	Oldson
Olson	Prichard	Running-Marquardt	Shipley

Smith
Wessel-Kroeschell
Wolfe

Steckman
Wilburn

Sunde
Williams

Thede
Winckler

Absent or not voting, 10:

Baxter
Ehlert
Landon

Bennett
Gaines
Staed

Boden
James

Bradley
Jones

The motion prevailed and time certain was set.

IMMEDIATE MESSAGE

Windschitl of Harrison asked and received unanimous consent that **Senate File 619** be immediately messaged to the Senate.

HOUSE FILE WITHDRAWN

Windschitl of Harrison asked and received unanimous consent to withdraw House File 893 from further consideration by the House.

The House stood at ease at 6:27 p.m., until the fall of the gavel.

The House resumed session at 7:38 p.m., Wills of Dickinson in the chair.

SENATE AMENDMENT CONSIDERED

House Concurred

Holt of Crawford called up for consideration **House Joint Resolution 5**, a joint resolution proposing an amendment to the Constitution of the State of Iowa that the Constitution of the State of Iowa does not recognize, grant, or secure a right to abortion or require the public funding of abortion, amended by the Senate amendment H-1357.

House Joint Resolution 5, a joint resolution proposing an amendment to the Constitution of the State of Iowa that the Constitution of the State of Iowa does not recognize, grant, or secure a right to abortion or require the public funding of abortion.

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:

Sec. 26. To defend and protect unborn children, we the people of the State of Iowa declare that this Constitution does not recognize, grant, or secure a right to abortion or require the public funding of abortion.

Sec. 2. REFERRAL AND PUBLICATION. The foregoing 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 specifying that "to defend and protect unborn children, we the people of the State of Iowa declare that this Constitution does not recognize, grant, or secure a right to abortion or require the public funding of abortion".

The joint resolution, if adopted, would be published and then referred to the next general assembly (90th) for adoption, before being submitted to the electorate for ratification.

Holt of Crawford offered amendment H-1525, to the Senate amendment H-1357, filed by him from the floor.

Prichard of Floyd 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-1525, to the Senate amendment H-1357.

Roll call was requested by Prichard of Floyd and Donahue of Linn.

On the question "Shall amendment H-1525, to the Senate amendment H-1357, be adopted?" (H.J.R. 5)

The ayes were, 53:

Andrews	Bergan	Best	Boden
Bossman	Bradley	Brink	Bush
Cisneros	Deyoe	Dolecheck	Fisher
FryGerhold	Gobble	Graber	Grassley, Spkr.
Gustafson	Hite	Holt	Ingels
Jacobsen	Jeneary	Jones	Kaufmann
Kerr	Klein	Latham	Lohse
Lundgren	McClintock	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Nordman

Osmundson	Paustian	Salmon	Sexton
Shipley	Sieck	Siegrist	Sorensen
Stone	Thompson	Thorup	Westrich
Wheeler	Windschitl	Worthan	Wills,
Presiding			

The nays were, 36:

Abdul-Samad	Anderson	Bennett	Bloomingtondale
Bohannon	Breckenridge	Brown-Powers	Cahill
Cohoon	Donahue	Forbes	Gjerde
Hall	Hansen	Hunter	Isenhardt
Judge	Konfrst	Kressig	Kurth
Mascher	Meyer, B.	Nielsen	Oldson
Olson	Prichard	Running-Marquardt	Smith
Steckman	Sunde	Thede	Wessel-Kroeschell
Wilburn	Williams	Winckler	Wolfe

Absent or not voting, 11:

Bacon	Baxter	Ehlert	Gaines
Hein	Jacoby	James	Landon
Maxwell	McConkey	Staed	

Amendment H-1525, to the Senate amendment H-1357, was adopted, placing out of order amendment H-1367, to the Senate amendment H-1357, filed by Bohannon of Johnson on April 7, 2021, amendment H-1368, to the Senate amendment H-1357, filed by Anderson of Polk on April 7, 2021, amendment H-1369, to the Senate amendment H-1357, filed by Sunde of Polk on April 7, 2021 and amendment H-1370, to the Senate amendment H-1357, filed by Wolfe of Clinton on April 7, 2021.

Holt of Crawford moved that the House concur in the Senate amendment H-1357, as amended.

The motion prevailed and the House concurred in the Senate amendment H-1357, as amended.

Holt of Crawford moved that the joint resolution, as amended by the Senate, further amended and concurred in by the House be read a last time now and placed upon its adoption and the joint resolution was read a last time.

House Joint Resolution 5, a joint resolution proposing an amendment to the Constitution of the State of Iowa that the Constitution of the State of Iowa does not recognize, grant, or secure a right to abortion or require the public funding of abortion.

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:

Sec. 26. Life. To defend the dignity of all human life and protect unborn children from efforts to expand abortion even to the point of birth, we the people of the State of Iowa declare that this Constitution does not recognize, grant, or secure a right to abortion or require the public funding of abortion.

Sec. 2. REFERRAL AND PUBLICATION. The foregoing 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.

On the question "Shall the joint resolution be adopted and agreed to?"
(H.J.R. 5)

The yeas were, 54:

Andrews	Bacon	Bergan	Best
Boden	Bossman	Bradley	Brink
Bush	Cisneros	Deyoe	Dolecheck
Fisher	Fry	Gerhold	Gobble
Graber	Grassley, Spkr.	Gustafson	Hite
Holt	Ingels	Jacobsen	Jeneary
Jones	Kaufmann	Kerr	Klein
Latham	Lohse	Lundgren	McClintock
Meyer, A.	Mitchell	Mohr	Mommsen
Moore	Nordman	Osmundson	Paustian
Salmon	Sexton	Shipley	Sieck
Siegrist	Sorensen	Stone	Thompson
Thorup	Westrich	Wheeler	Windschitl
Worthan	Wills,		
	Presiding		

The nays were, 38:

Abdul-Samad	Anderson	Bennett	Bloomingtondale
Bohannon	Breckenridge	Brown-Powers	Cahill
Cohoon	Donahue	Forbes	Gjerde
Hall	Hansen	Hein	Hunter
Isenhardt	Judge	Konfrst	Kressig
Kurth	Mascher	Maxwell	Meyer, B.
Nielsen	Oldson	Olson	Prichard
Running-Marquardt	Smith	Steckman	Sunde
Thede	Wessel-Kroeschell	Wilburn	Williams
Winckler	Wolfe		

Absent or not voting, 8:

Baxter
James

Ehlert
Landon

Gaines
McConkey

Jacoby
Staed

The joint resolution having received a constitutional majority was declared to have been adopted and the title as amended, was agreed to by the House.

Hall of Woodbury rose on a point of order under Rule 10, decorum in debate.

The Speaker resolved the point of order.

Prichard of Floyd rose on a point of order under Rule 10, decorum in debate.

The Speaker resolved the point of order.

Hansen of Woodbury rose on a point of order under Rule 10, decorum in debate.

The Speaker resolved the point of order.

IMMEDIATE MESSAGE

Windschitl of Harrison asked and received unanimous consent that **House Joint Resolution 5** be immediately messaged to the Senate.

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.

SENATE AMENDMENT CONSIDERED

House Concurred

Klein of Washington called up for consideration **Senate File 342**, a bill for an act relating to officer disciplinary actions, amended by the House, further amended by the Senate and moved that the House concur in the Senate amendment H-1497, to the House amendment.

The motion prevailed and the House concurred in the Senate amendment H-1497, to the House amendment.

Klein of Washington 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. 342)

The ayes were, 56:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Boden	Bossman	Bradley
Breckenridge	Brink	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Fry
Gerhold	Gobble	Graber	Grassley, Spkr.
Gustafson	Hein	Hite	Holt
Ingels	Jacobsen	Jeneary	Jones
Judge	Kaufmann	Kerr	Klein
Latham	Lundgren	Maxwell	McClintock
Meyer, A.	Mitchell	Mohr	Mommsen
Moore	Nordman	Osmundson	Paustian
Salmon	Sexton	Sieck	Siegrist
Sorensen	Stone	Thompson	Westrich
Wheeler	Windschitl	Worthan	Wills, Presiding

The nays were, 35:

Abdul-Samad	Anderson	Bennett	Bohannon
Brown-Powers	Cahill	Cohoon	Donahue
Forbes	Gjerde	Hall	Hansen
Hunter	Isenhardt	Konfrst	Kressig
Kurth	Lohse	Mascher	Meyer, B.
Nielsen	Oldson	Olson	Prichard
Running-Marquardt	Shipley	Smith	Steckman
Sunde	Thede	Wessel-Kroeschell	Wilburn
Williams	Winckler	Wolfe	

Absent or not voting, 9:

Baxter	Ehlert	Gaines	Jacoby
James	Landon	McConkey	Staed
Thorup			

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

IMMEDIATE MESSAGES

Windschitl of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **Senate File 342.**

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on May 18, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 861, a bill for an act relating to appropriations to the justice system, gambling regulatory fees, and creating a bureau of cyber-crime, establishing a department of corrections survivor benefits fund, and including effective date and retroactive applicability provisions.

Also: That the Senate has on May 18, 2021, concurred in the House amendment to the Senate amendment and passed the following bill in which the concurrence of the House is asked:

House File 862, a bill for an act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund and the technology reinvestment fund, providing for related matters, and including effective date provisions.

Also: That the Senate has on May 18, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 864, a bill for an act relating to appropriations to the judicial branch.

Also: That the Senate has on May 18, 2021, amended and passed the following bill in which the concurrence of the House is asked:

House File 868, 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 properly related matters, and including effective date and retroactive applicability provisions.

Also: That the Senate has on May 18, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 584, a bill for an act relating to the use of moneys in the Iowa economic emergency fund, and including effective date provisions.

W. CHARLES SMITHSON, Secretary

The House stood at ease at 9:40 p.m., until the fall of the gavel.

The House resumed session at 10:46 p.m., Hite of Mahaska in the chair.

SENATE MESSAGE CONSIDERED

Senate File 584, by committee on Appropriations, a bill for an act relating to the use of moneys in the Iowa economic emergency fund, and including effective date provisions.

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

SENATE AMENDMENT CONSIDERED

House Concurred

Kerr of Louisa called up for consideration **House File 868**, 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 properly related matters, and including effective date and retroactive applicability provisions, amended by the Senate, and moved that the House concur in the Senate amendment H-1526.

The motion prevailed and the House concurred in the Senate amendment H-1526.

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. 868)

The ayes were, 54:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Bossman	Bradley	Brink
Bush	Cisneros	Deyoe	Dolecheck
Fisher	Fry	Gerhold	Gobble
Graber	Grassley, Spkr.	Gustafson	Hein
Holt	Ingels	Jacobsen	Jeneary
Kaufmann	Kerr	Klein	Latham
Lohse	Lundgren	Maxwell	McClintock
Meyer, A.	Mitchell	Mohr	Mommson
Moore	Nordman	Osmundson	Paustian
Salmon	Sexton	Sieck	Siegrist
Sorensen	Stone	Thompson	Thorup
Westrich	Wheeler	Wills	Windschitl
Worthan	Hite,		
	Presiding		

The nays were, 35:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Forbes	Gjerde	Hall
Hansen	Hunter	Isenhardt	Jones
Judge	Konfrst	Kressig	Kurth
Mascher	Meyer, B.	Nielsen	Oldson
Olson	Prichard	Running-Marquardt	Smith
Steckman	Sunde	Wessel-Kroeschell	Wilburn
Williams	Winckler	Wolfe	

Absent or not voting, 11:

Baxter	Boden	Ehlert	Gaines
Jacoby	James	Landon	McConkey
Shipley	Staed	Thede	

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Bacon of Story	Baxter of Hancock
Boden of Warren	Ehlert of Linn
Gaines of Polk	Jacoby of Johnson
James of Dubuque	Landon of Polk
McConkey of Pottawattamie	Staed of Linn
Thorup of Marion	

IMMEDIATE MESSAGE

Windschitl of Harrison asked and received unanimous consent that **House File 868** be immediately messaged to the Senate.

EXPLANATION OF VOTE

On April 6, 2021, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 527—"aye"	House File 561—"aye"
House File 588—"aye"	House File 761—"aye"
House File 846—"aye"	House File 854—"aye"
Senate File 424—"aye"	

Also: On April 7, 2021, I would have voted as follows:

House File 429—"aye"
Senate File 260—"aye"
Senate File 315—"aye"
Senate File 517—"aye"

House File 766—"aye"
Senate File 296—"aye"
Senate File 366—"aye"

Also: On April 12, 2021, I would have voted as follows:

House File 311—"aye"
House File 746—"aye"
House File 852—"nay"
Senate File 466—"aye"
Senate File 546—"aye"

House File 390—"aye"
House File 775—"aye"
Senate File 185—"aye"
Senate File 532—"aye"

Also: On April 13, 2021, I would have voted as follows:

House File 844—"aye"
House File 855—"aye"
Senate File 234—"aye"
Senate File 554—"nay"

House File 853—"aye"
House File 857—"aye"
Senate File 357—"aye"
Senate File 562—"aye"

Also: On April 14, 2021, I would have voted as follows:

House File 865—"aye"
House File 866—"aye"
Amendment H-1340 (H.F. 698)—"aye"
Amendment H-1346 to H-1342 (S.F. 342) suspend rules—"nay"
Senate File 342—"aye"
Senate File 450—"aye"

Also: On April 20, 2021, I would have voted as follows:

House File 196—"aye"
House File 493—"aye"
Senate File 336—"aye"

House File 228—"aye"
House File 869—"aye"
Senate File 524—"aye"

Also: On April 21, 2021, I would have voted as follows:

House File 867—"aye"

Also: On May 6, 2021, I would have voted as follows:

House File 802—"aye"

Amendment H-1447 (H.F. 860)—"nay" House File 860—"aye"

Amendment H-1444 (H.F. 862)—"nay" Amendment H-1445 (H.F. 862)—"nay"

Amendment H-1446 (H.F. 862)—"nay" House File 862—"aye"

Amendment H-1442 (H.F. 868)—"aye" Amendment H-1443 (H.F. 868)—"aye"

Amendment H-1450 (H.F. 868)—"nay" Amendment H-1451 (H.F. 868)—"nay"

Amendment H-1452 (H.F. 868)—"nay" Amendment H-1453 (H.F. 868)—"nay"

Amendment H-1454 (H.F. 868)—"nay" Amendment H-1455 (H.F. 868)—"nay"

Amendment H-1456 (H.F. 868)—"nay" Amendment H-1457 (H.F. 868)—"nay"

Amendment H-1458 (H.F. 868)—"nay" Amendment H-1459 (H.F. 868)—"nay"

Amendment H-1462 (H.F. 868)—"aye" House File 868—"aye"

Amendment H-1448 (H.F. 871)—"nay" Amendment H-1449 (H.F. 871)—"nay"

Amendment H-1460 (H.F. 871)—"nay" Amendment H-1461 (H.F. 871)—"nay"

House File 871—"nay"

Senate File 592—"aye"

Also: On May 7, 2021, I would have voted as follows:

House File 365—"aye"

House File 384—"aye"

House File 524—"aye"

House File 682—"aye"

Senate File 367—"aye"

Senate File 387—"aye"

Senate File 562—"aye"

Senate File 574—"aye"

Senate File 578—"aye"

Senate File 608—"aye"

Jones of Clay

On May 17, 2021, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

Amendment H-1463 (H.F. 861)—"aye"

Amendment H-1469 (H.F. 861)—"nay"

Amendment H-1471 (H.F. 861)—"nay"

Amendment H-1473 (H.F. 861) suspend rules—"nay"

Amendment H-1476 (H.F. 861) suspend rules—"nay"

Amendment H-1504 (H.F. 861) suspend rules—"nay"

Amendment H-1505 (H.F. 861) suspend rules—"nay"

Amendment H-1506 (H.F. 861) suspend rules—"nay"

Amendment H-1509 (H.F. 861)—"nay"

Amendment H-1510 (H.F. 861) suspend rules—"nay"

House File 861—"aye"

Amendment H-1477 (H.F. 864)—"nay"

Amendment H-1478 (H.F. 864)—"nay"

Amendment H-1507 (H.F. 864)—"nay"

House File 864—"aye"

Amendment H-1485 to H-1484 (H.F. 891)—“nay”
Amendment H-1486 to H-1484 (H.F. 891) suspend rules—“nay”
Amendment H-1487 to H-1484 (H.F. 891)—“nay”
Amendment H-1488 to H-1484 (H.F. 891)—“nay”
Amendment H-1489 to H-1484 (H.F. 891) suspend rules—“nay”
Amendment H-1490 to H-1484 (H.F. 891) suspend rules—“nay”
Amendment H-1492 to H-1484 (H.F. 891) suspend rules—“nay”
Amendment H-1493 to H-1484 (H.F. 891)—“nay”
Amendment H-1495 to H-1484 (H.F. 891)—“nay”
Amendment H-1496 to H-1484 (H.F. 891)—“nay”
House File 891—“aye”

Ingles of Fayette

On May 17, 2021, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

Amendment H-1485 to H-1484 (H.F. 891)—“aye”
Amendment H-1486 to H-1484 (H.F. 891) suspend rules—“aye”
Amendment H-1487 to H-1484 (H.F. 891)—“aye”
Amendment H-1488 to H-1484 (H.F. 891)—“aye”
Amendment H-1489 to H-1484 (H.F. 891) suspend rules—“aye”
Amendment H-1490 to H-1484 (H.F. 891) suspend rules—“aye”
Amendment H-1492 to H-1484 (H.F. 891) suspend rules—“aye”
Amendment H-1493 to H-1484 (H.F. 891)—“aye”
Amendment H-1495 to H-1484 (H.F. 891)—“aye”
Amendment H-1496 to H-1484 (H.F. 891)—“aye”
House File 891—“nay”

Jacoby of Johnson

On May 17, 2021, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

Amendment H-1463 (H.F. 861)—“aye”
Amendment H-1469 (H.F. 861)—“aye”
Amendment H-1471 (H.F. 861)—“aye”
Amendment H-1473 (H.F. 861) suspend rules—“aye”
Amendment H-1476 (H.F. 861) suspend rules—“aye”
Amendment H-1504 (H.F. 861) suspend rules—“aye”
Amendment H-1505 (H.F. 861) suspend rules—“aye”
Amendment H-1506 (H.F. 861) suspend rules—“aye”
Amendment H-1509 (H.F. 861)—“aye”
Amendment H-1510 (H.F. 861) suspend rules—“aye”
House File 861—“nay”

Amendment H-1477 (H.F. 864)—“aye”
 Amendment H-1478 (H.F. 864)—“aye”
 Amendment H-1507 (H.F. 864)—“aye”
 House File 864—“nay”
 Amendment H-1485 to H-1484 (H.F. 891)—“aye”
 Amendment H-1486 to H-1484 (H.F. 891) suspend rules—“aye”
 Amendment H-1487 to H-1484 (H.F. 891)—“aye”
 Amendment H-1488 to H-1484 (H.F. 891)—“aye”
 Amendment H-1489 to H-1484 (H.F. 891) suspend rules—“aye”
 Amendment H-1490 to H-1484 (H.F. 891) suspend rules—“aye”
 Amendment H-1492 to H-1484 (H.F. 891) suspend rules—“aye”
 Amendment H-1493 to H-1484 (H.F. 891)—“aye”
 Amendment H-1495 to H-1484 (H.F. 891)—“aye”
 Amendment H-1496 to H-1484 (H.F. 891)—“aye”
 House File 891—“nay”

Staed of Linn

RESOLUTION FILED

H.C.R. 11, by Prichard, a concurrent resolution relating to expressing support for the federal Protecting the Right to Organize Act.

Laid over under **Rule 25**.

AMENDMENTS FILED

H-1511	H.F.	893	Hite of Mahaska
H-1512	H.F.	708	Senate amendment
H-1513	H.F.	871	Senate amendment
H-1514	H.F.	862	Senate amendment
H-1515	S.F.	619	Cahill of Marshall
H-1516	S.F.	619	Steckman of Cerro Gordo
H-1517	S.F.	619	Breckenridge of Jasper
H-1518	S.F.	619	Jacoby of Johnson
H-1519	S.F.	619	Oldson of Polk
H-1520	S.F.	619	Mascher of Johnson
H-1521	S.F.	619	Isenhardt of Dubuque
H-1522	S.F.	619	Bennett of Linn
H-1523	S.F.	619	Isenhardt of Dubuque
H-1524	H.F.	862	Bossmann of Woodbury
H-1525	H.J.R.	5	Holt of Crawford
H-1526	H.F.	868	Senate amendment

On motion by Windschitl of Harrison, the House adjourned at 10:58 p.m., until 10:00 a.m., Wednesday, May 19, 2021.

JOURNAL OF THE HOUSE

One Hundred Twenty-ninth Calendar Day - Eighty-first Session Day

Hall of the House of Representatives
Des Moines, Iowa, Wednesday, May 19, 2021

The House met pursuant to adjournment at 10:03 a.m., Wills of Dickinson in the chair.

Prayer was offered by Paustian of Scott.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Abe Dieleman, Page from Garwin.

The Journal of Tuesday, May 18, 2021, was approved.

The House stood at ease at 10:05 a.m., until the fall of the gavel.

The House resumed session at 4:56 p.m., Wills of Dickinson in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on May 19, 2021, concurred in the House amendment to the Senate amendment and adopted the following resolution in which the concurrence of the Senate was asked:

House Joint Resolution 5, a joint resolution proposing an amendment to the Constitution of the State of Iowa that the Constitution of the State of Iowa does not recognize, grant, or secure a right to abortion or require the public funding of abortion.

Also: That the Senate has on May 19, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 367, a bill for an act exempting from the state individual income tax the earnings from a burial trust fund, and including retroactive applicability provisions.

Also: That the Senate has on May 19, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 513, a bill for an act relating to pari-mutuel wagering on horse or dog races licensed in a foreign jurisdiction.

Also: That the Senate has on May 19, 2021, amended and passed the following bill in which the concurrence of the House is asked:

House File 837, a bill for an act relating to the use of fees collected by a county recorder or governing board of the county land record information system for processing and recording instruments.

Also: That the Senate has on May 19, 2021, amended and passed the following bill in which the concurrence of the House is asked:

House File 838, a bill for an act relating to various matters under the purview of the insurance division of the department of commerce, providing fees, making an appropriation, and resolving inconsistencies.

Also: That the Senate has on May 19, 2021, amended and passed the following bill in which the concurrence of the House is asked:

House File 857, a bill for an act establishing a butchery innovation and revitalization fund and program to be administered by the economic development authority, in consultation with the department of agriculture and land stewardship, and creating a task force to explore the feasibility of establishing an artisanal butchery program at a community college or at an institution governed by the state board of regents.

Also: That the Senate has on May 19, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 865, a bill for an act relating to the filing requirements for the business property tax credit and including effective date provisions.

Also: That the Senate has on May 19, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 895, a bill for an act appropriating federal moneys made available from federal block grants and other nonstate sources, allocating portions of federal block grants, and providing procedures if federal moneys or federal block grants are more or less than anticipated, and including effective date and retroactive applicability provisions.

W. CHARLES SMITHSON, Secretary

SENATE AMENDMENTS CONSIDERED

House Concurred

Graber of Lee called up for consideration **House File 838**, a bill for an act relating to various matters under the purview of the insurance division of the department of commerce, providing fees, making an appropriation, and resolving inconsistencies, amended by the Senate, and moved that the House concur in the Senate amendment H-1536.

The motion prevailed and the House concurred in the Senate amendment H-1536.

Graber of Lee 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. 838)

The ayes were, 64:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Bossman	Bradley	Breckenridge
Brink	Brown-Powers	Bush	Cisneros
Deyoe	Dolecheck	Fisher	Forbes
Gerhold	Gobble	Graber	Grassley, Spkr.
Gustafson	Hansen	Hein	Hite
Holt	Ingels	Jacobsen	Jeneary
Kaufmann	Kerr	Klein	Kressig
Latham	Lohse	Lundgren	Maxwell
McConkey	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Nordman	Osmundson
Paustian	Running-Marquardt	Salmon	Sexton
Shipley	Sieck	Siegrist	Smith
Sorensen	Steckman	Stone	Sunde
Thompson	Thorup	Westrich	Wheeler
Williams	Windschitl	Worthan	Wills,
			Presiding

The nays were, 24:

Abdul-Samad	Anderson	Bennett	Bohannon
Cahill	Cphoon	Donahue	Gaines
Gjerde	Hall	Hunter	Isenhardt
Judge	Konfrst	Mascher	Meyer, B.
Nielsen	Oldson	Olson	Prichard
Thede	Wessel-Kroeschell	Wilburn	Wolfe

Absent or not voting, 12:

Baxter	Boden	Ehlert	Fry
Jacoby	James	Jones	Kurth
Landon	McClintock	Staed	Winckler

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

Speaker Grassley in the chair at 5:00 p.m.

House Concurred

Thompson of Greene called up for consideration **House File 857**, a bill for an act establishing a butchery innovation and revitalization fund and program to be administered by the economic development authority, in consultation with the department of agriculture and land stewardship, and creating a task force to explore the feasibility of establishing an artisanal butchery program at a community college or at an institution governed by the state board of regents, amended by the Senate, and moved that the House concur in the Senate amendment H-1528.

The motion prevailed and the House concurred in the Senate amendment H-1528.

Thompson of Greene 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. 857)

The ayes were, 88:

Abdul-Samad	Anderson	Andrews	Bacon
Bennett	Bergan	Best	Bloomingtondale
Bohannon	Bossman	Bradley	Breckenridge
Brink	Brown-Powers	Bush	Cahill
Cisneros	Cohoon	Deyoe	Dolecheck
Donahue	Fisher	Forbes	Gaines
Gerhold	Gjerde	Gobble	Graber
Gustafson	Hall	Hansen	Hein
Hite	Holt	Hunter	Ingels
Isenhart	Jacobsen	Jeneary	Judge
Kaufmann	Kerr	Klein	Konfrst
Kressig	Latham	Lohse	Lundgren
Mascher	Maxwell	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommsen
Moore	Nielsen	Nordman	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Siegrist	Smith	Sorensen
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Wills
Windschitl	Wolfe	Worthan	Speaker
			Grassley

The nays were, none.

Absent or not voting, 12:

Baxter	Boden	Ehlert	Fry
Jacoby	James	Jones	Kurth
Landon	McClintock	Staed	Winckler

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

House Concurred

Maxwell of Poweshiek called up for consideration **House File 837**, a bill for an act relating to the use of fees collected by a county recorder or governing board of the county land record information system for processing and recording instruments, amended by the Senate, and moved that the House concur in the Senate amendment H-1529.

The motion prevailed and the House concurred in the Senate amendment H-1529.

Maxwell of Poweshiek moved that the bill, as amended by the Senate and concurred in by the House, be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 837)

The ayes were, 88:

Abdul-Samad	Anderson	Andrews	Bacon
Bennett	Bergan	Best	Bloomington
Bohannon	Bossman	Bradley	Breckenridge
Brink	Brown-Powers	Bush	Cahill
Cisneros	Cohoon	Deyoe	Dolecheck
Donahue	Fisher	Forbes	Gaines
Gerhold	Gjerde	Gobble	Graber
Gustafson	Hall	Hansen	Hein
Hite	Holt	Hunter	Ingels
Isenhardt	Jacobsen	Jeneary	Judge
Kaufmann	Kerr	Klein	Konfrst
Kressig	Latham	Lohse	Lundgren
Mascher	Maxwell	McConkey	Meyer, A.
Meyer, B.	Mitchell	Mohr	Mommson
Moore	Nielsen	Nordman	Oldson

Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Siegrist	Smith	Sorensen
Steckman	Stone	Sunde	Thede
Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Wills
Windschitl	Wolfe	Worthan	Speaker
			Grassley

The nays were, none.

Absent or not voting, 12:

Baxter	Boden	Ehlert	Fry
Jacoby	James	Jones	Kurth
Landon	McClintock	Staed	Winckler

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

CONSIDERATION OF BILL Unfinished Business Calendar

Senate File 568, a bill for an act relating to the conduct of elections, including nominations and procedures for proposed amendments to the Iowa Constitution, and including effective date provisions, with report of committee recommending passage, was taken up for consideration.

Kaufmann of Cedar offered amendment H-1535 filed by him from the floor and moved its adoption.

Amendment H-1535 was adopted.

Jacobsen of Pottawattamie asked and received unanimous consent to withdraw amendment H-1364 filed by him on April 7, 2021.

Wolfe of Clinton offered amendment H-1534 filed by her from the floor and moved its adoption.

Roll call was requested by Wolfe of Clinton and Steckman of Cerro Gordo.

On the question "Shall amendment H-1534 be adopted?" (S.F. 568)

The ayes were, 34:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Forbes	Gaines	Gjerde
Hall	Hansen	Hunter	Isenhardt
Judge	Konfrst	Kressig	Mascher
Meyer, B.	Nielsen	Oldson	Olson
Prichard	Running-Marquardt	Smith	Steckman
Sunde	Thede	Wessel-Kroeschell	Wilburn
Williams	Wolfe		

The nays were, 54:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Bossman	Bradley	Brink
Bush	Cisneros	Deyoe	Dolecheck
Fisher	Gerhold	Gobble	Graber
Gustafson	Hein	Hite	Holt
Ingels	Jacobsen	Jeneary	Kaufmann
Kerr	Klein	Latham	Lohse
Lundgren	Maxwell	McConkey	Meyer, A.
Mitchell	Mohr	Mommsen	Moore
Nordman	Osmundson	Paustian	Salmon
Sexton	Shipley	Sieck	Siegrist
Sorensen	Stone	Thompson	Thorup
Westrich	Wheeler	Wills	Windschitl
Worhan	Speaker		
	Grassley		

Absent or not voting, 12:

Baxter	Boden	Ehlert	Fry
Jacoby	James	Jones	Kurth
Landon	McClintock	Staed	Winckler

Amendment H-1534 lost.

Mascher of Johnson offered amendment H-1533 filed by her from the floor and moved its adoption.

Roll call was requested by Mascher of Johnson and Donahue of Linn.

On the question "Shall amendment H-1533 be adopted?" (S.F. 568)

The ayes were, 35:

Abdul-Samad	Anderson	Bennett	Bloomingtondale
Bohannon	Breckenridge	Brown-Powers	Cahill

Cohoon	Donahue	Forbes	Gaines
Gjerde	Hall	Hansen	Hunter
Isenhardt	Judge	Kressig	Mascher
McConkey	Meyer, B.	Nielsen	Oldson
Olson	Prichard	Running-Marquardt	Smith
Steckman	Sunde	Thede	Wessel-Kroeschell
Wilburn	Williams	Wolfe	

The nays were, 52:

Andrews	Bacon	Bergan	Best
Bossman	Bradley	Brink	Bush
Cisneros	Deyoe	Dolecheck	Fisher
Gerhold	Gobble	Graber	Gustafson
Hein	Hite	Holt	Ingels
Jacobsen	Jeneary	Kaufmann	Kerr
Klein	Latham	Lohse	Lundgren
Maxwell	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Nordman	Osmundson
Paustian	Salmon	Sexton	Shipley
Sieck	Siegrist	Sorensen	Stone
Thompson	Thorup	Westrich	Wheeler
Wills	Windschitl	Worthan	Speaker
			Grassley

Absent or not voting, 13:

Baxter	Boden	Ehlert	Fry
Jacoby	James	Jones	Konfrst
Kurth	Landon	McClintock	Staed
Winckler			

Amendment H-1533 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. 568)

The ayes were, 54:

Andrews	Bacon	Bergan	Best
Bloomingdale	Bossman	Bradley	Brink
Bush	Cisneros	Deyoe	Dolecheck
Fisher	Gerhold	Gobble	Graber
Gustafson	Hein	Hite	Holt
Ingels	Jacobsen	Jeneary	Kaufmann
Kerr	Klein	Latham	Lohse
Lundgren	Mascher	Maxwell	Meyer, A.

Mitchell	Mohr	Mommsen	Moore
Nordman	Osmundson	Paustian	Salmon
Sexton	Shipley	Sieck	Siegrist
Sorensen	Stone	Thompson	Thorup
Westrich	Wheeler	Wills	Windschitl
Worthan	Speaker		
	Grassley		

The nays were, 33:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Forbes	Gaines	Gjerde
Hall	Hansen	Hunter	Isenhardt
Judge	Kressig	McConkey	Meyer, B.
Nielsen	Oldson	Olson	Prichard
Running-Marquardt	Smith	Steckman	Sunde
Thede	Wessel-Kroeschell	Wilburn	Williams
Wolfe			

Absent or not voting, 13:

Baxter	Boden	Ehlert	Fry
Jacoby	James	Jones	Konfrst
Kurth	Landon	McClintock	Staed
Winckler			

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

Brink of Mahaska called up for consideration **House File 847**, a bill for an act relating to educational programs, funding, tax credits and deductions, open enrollment, supplementary weighting, and including effective date, applicability, and retroactive applicability provisions, amended by the Senate amendment H-1425.

Hite of Mahaska offered amendment H-1527, to the Senate amendment H-1425, filed by him from the floor.

Bohannon of Johnson offered amendment H-1530, to amendment H-1527, to the Senate amendment H-1425, filed by her from the floor and moved its adoption.

Roll call was requested by Bohannon of Johnson and Running-Marquardt of Linn.

On the question "Shall amendment H-1530, to amendment H-1527, to the Senate amendment H-1425, be adopted?" (H.F. 847)

The ayes were, 35:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Forbes	Gaines	Gjerde
Hall	Hansen	Hunter	Isenhardt
Judge	Kressig	Latham	Mascher
McConkey	Meyer, B.	Nielsen	Oldson
Olson	Prichard	Running-Marquardt	Smith
Steckman	Sunde	Thede	Wessel-Kroeschell
Wilburn	Williams	Wolfe	

The nays were, 52:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Bossman	Bradley	Brink
Bush	Cisneros	Deyoe	Dolecheck
Fisher	Gerhold	Gobble	Graber
Gustafson	Hein	Hite	Holt
Ingels	Jacobsen	Jeneary	Kaufmann
Kerr	Klein	Lohse	Lundgren
Maxwell	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Nordman	Osmundson
Paustian	Salmon	Sexton	Shipley
Sieck	Siegrist	Sorensen	Stone
Thompson	Thorup	Westrich	Wheeler
Wills	Windschitl	Worthan	Speaker
			Grassley

Absent or not voting, 13:

Baxter	Boden	Ehlert	Fry
Jacoby	James	Jones	Konfrst
Kurth	Landon	McClintock	Staed
Winckler			

Amendment H-1530, to amendment H-1527, to the Senate amendment H-1425, lost.

Breckenridge of Jasper offered amendment H-1531, to amendment H-1527, to the Senate amendment H-1425, filed by him from the floor and moved its adoption.

Roll call was requested by Breckenridge of Jasper and Steckman of Cerro Gordo.

On the question "Shall amendment H-1531, to amendment H-1527, to the Senate amendment H-1425, be adopted?" (H.F. 847)

The ayes were, 35:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Forbes	Gaines	Gjerde
Hall	Hansen	Hunter	Isenhardt
Judge	Konfrst	Kressig	Mascher
McConkey	Meyer, B.	Nielsen	Oldson
Olson	Prichard	Running-Marquardt	Smith
Steckman	Sunde	Thede	Wessel-Kroeschell
Wilburn	Williams	Wolfe	

The nays were, 53:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Bossman	Bradley	Brink
Bush	Cisneros	Deyoe	Dolecheck
Fisher	Gerhold	Gobble	Graber
Gustafson	Hein	Hite	Holt
Ingels	Jacobsen	Jeneary	Kaufmann
Kerr	Klein	Latham	Lohse
Lundgren	Maxwell	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Nordman
Osmundson	Paustian	Salmon	Sexton
Shiple	Sieck	Siegrist	Sorensen
Stone	Thompson	Thorup	Westrich
Wheeler	Wills	Windschitl	Worthan
Speaker			
Grassley			

Absent or not voting, 12:

Baxter	Boden	Ehlert	Fry
Jacoby	James	Jones	Kurth
Landon	McClintock	Staed	Winckler

Amendment H-1531, to amendment H-1527, to the Senate amendment H-1425, lost.

Prichard of Floyd rose on a point of order that amendment H-1527, to the Senate amendment H-1425, was not germane.

The Speaker ruled the point well taken and amendment H-1527, to the Senate amendment H-1425, was not germane.

Hite of Mahaska asked for unanimous consent to suspend the rules to consider amendment H-1527, to the Senate amendment H-1425.

Objection was raised.

Hite of Mahaska moved to suspend the rules to consider amendment H-1527, to the Senate amendment H-1425.

Roll call was requested by B. Meyer of Polk and Hunter of Polk.

On the question "Shall the rules be suspended to consider amendment H-1527, to the Senate amendment H-1425?" (H.F. 847)

The ayes were, 53:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Bossmann	Bradley	Brink
Bush	Cisneros	Deyoe	Dolecheck
Fisher	Gerhold	Gobble	Graber
Gustafson	Hein	Hite	Holt
Ingels	Jacobsen	Jeneary	Kaufmann
Kerr	Klein	Latham	Lohse
Lundgren	Maxwell	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Nordman
Osmundson	Paustian	Salmon	Sexton
Shipley	Sieck	Siegrist	Sorensen
Stone	Thompson	Thorup	Westrich
Wheeler	Wills	Windschitl	Worthan
Speaker			
Grassley			

The nays were, 35:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Forbes	Gaines	Gjerde
Hall	Hansen	Hunter	Isenhardt
Judge	Konfrst	Kressig	Mascher
McConkey	Meyer, B.	Nielsen	Oldson
Olson	Prichard	Running-Marquardt	Smith
Steckman	Sunde	Thede	Wessel-Kroeschell
Wilburn	Williams	Wolfe	

Absent or not voting, 12:

Baxter	Boden	Ehlert	Fry
Jacoby	James	Jones	Kurth
Landon	McClintock	Staed	Winckler

The motion to suspend the rules prevailed.

Lundgren of Dubuque rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point well taken.

Hite of Mahaska moved the adoption of amendment H-1527, to the Senate amendment H-1425.

Roll call was requested by Cahill of Marshall and Breckenridge of Jasper.

On the question "Shall amendment H-1527, to the Senate amendment H-1425, be adopted?" (H.F. 847)

Rule 75 was invoked.

The ayes were, 52:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Bossman	Bradley	Brink
Bush	Cisneros	Deyoe	Dolecheck
Fisher	Gerhold	Gobble	Graber
Gustafson	Hein	Hite	Holt
Ingels	Jacobsen	Jeneary	Kaufmann
Kerr	Klein	Latham	Lundgren
Maxwell	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Nordman	Osmundson
Paustian	Salmon	Sexton	Shipley
Sieck	Siegrist	Sorensen	Stone
Thompson	Thorup	Westrich	Wheeler
Wills	Windschitl	Worthan	Speaker
			Grassley

The nays were, 36:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Forbes	Gaines	Gjerde
Hall	Hansen	Hunter	Isenhardt
Judge	Konfrst	Kressig	Lohse
Mascher	McConkey	Meyer, B.	Nielsen
Oldson	Olson	Prichard	Running-Marquardt
Smith	Steckman	Sunde	Thede
Wessel-Kroeschell	Wilburn	Williams	Wolfe

Absent or not voting, 12:

Baxter	Boden	Ehlert	Fry
Jacoby	James	Jones	Kurth
Landon	McClintock	Staeb	Winckler

Amendment H-1527, to the Senate amendment H-1425 was adopted.

Cahill of Marshall offered amendment H-1532, to the Senate amendment H-1425, filed by Winckler of Scott from the floor and moved its adoption.

Roll call was requested by Cahill of Marshall and Breckenridge of Jasper.

On the question "Shall amendment H-1532, to the Senate amendment H-1425, be adopted?" (H.F. 847)

The ayes were, 36:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Forbes	Gaines	Gjerde
Gobble	Hall	Hansen	Hunter
Isenhardt	Judge	Konfrst	Kressig
Mascher	McConkey	Meyer, B.	Nielsen
Oldson	Olson	Prichard	Running-Marquardt
Smith	Steckman	Sunde	Thede
Wessel-Kroeschell	Wilburn	Williams	Wolfe

The nays were, 51:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Bossman	Bradley	Brink
Bush	Cisneros	Deyoe	Dolecheck
Fisher	Gerhold	Graber	Gustafson
Hein	Hite	Holt	Ingels
Jacobsen	Jeneary	Kaufmann	Kerr
Klein	Latham	Lohse	Lundgren
Maxwell	Meyer, A.	Mitchell	Mohr
Mommsen	Moore	Nordman	Osmundson
Salmon	Sexton	Shipley	Sieck
Siegrist	Sorensen	Stone	Thompson
Thorup	Westrich	Wheeler	Wills
Windschitl	Worthan	Speaker	
		Grassley	

Absent or not voting, 13:

Baxter	Boden	Ehlert	Fry
Jacoby	James	Jones	Kurth
Landon	McClintock	Paustian	Staed
Winckler			

Amendment H-1532, to the Senate amendment H-1425, lost.

Windschitl of Harrison rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point well taken.

Brink of Mahaska moved that the House concur in the Senate amendment H-1425, as amended.

The motion prevailed and the House concurred in the Senate amendment H-1425, 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. 847)

The ayes were, 53:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Bossman	Bradley	Brink
Bush	Cisneros	Deyoe	Dolecheck
Fisher	Gerhold	Gobble	Graber
Gustafson	Hein	Hite	Holt
Ingels	Jacobsen	Jeneary	Kaufmann
Kerr	Klein	Latham	Lohse
Lundgren	Maxwell	Meyer, A.	Mitchell
Mohr	Mommsen	Moore	Nordman
Osmundson	Paustian	Salmon	Sexton
Shipley	Sieck	Siegrist	Sorensen
Stone	Thompson	Thorup	Westrich
Wheeler	Wills	Windschitl	Worthan
Speaker			
Grassley			

The nays were, 35:

Abdul-Samad	Anderson	Bennett	Bohannon
Breckenridge	Brown-Powers	Cahill	Cohoon
Donahue	Forbes	Gaines	Gjerde
Hall	Hansen	Hunter	Isenhart
Judge	Konfrst	Kressig	Mascher
McConkey	Meyer, B.	Nielsen	Oldson
Olson	Prichard	Running-Marquardt	Smith
Steckman	Sunde	Thede	Wessel-Kroeschell
Wilburn	Williams	Wolfe	

Absent or not voting, 12:

Baxter	Boden	Ehlert	Fry
Jacoby	James	Jones	Kurth
Landon	McClintock	Staed	Winckler

The bill having received a constitutional majority was declared to have passed the House and the title, as amended, was agreed to.

INTRODUCTION OF BILLS

House File 897, by Isenhart, a bill for an act relating to the control of contaminants in public drinking water supply systems, and making penalties applicable.

Read first time and referred to committee on **Environmental Protection**.

House File 898, by Isenhart, a bill for an act relating to public health and health care, creating an opioid use research, education, prevention, and treatment fund, and making appropriations.

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

House File 899, by Shipley, a bill for an act relating to exemption from immunization subject to prerequisite conditions relative to a vaccine.

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

House File 900, by Shipley, a bill for an act relating to exemptions from required vaccinations during times of emergency or an epidemic.

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

IMMEDIATE MESSAGES

Windschitl of Harrison asked and received unanimous consent that the following bills be immediately messaged to the Senate: **House Files 837, 838, 847, 857 and Senate File 568.**

The House stood at ease at 7:37 p.m., until the fall of the gavel.

The House resumed session at 10:56 p.m., Speaker Grassley in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on May 19, 2021, 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 847, a bill for an act relating to educational programs, funding, tax credits and deductions, open enrollment, supplementary weighting, and including effective date, applicability, and retroactive applicability provisions.

Also: That the Senate has on May 19, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 615, 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 and retroactive applicability provisions.

W. CHARLES SMITHSON, Secretary

SENATE MESSAGE CONSIDERED

Senate File 615, 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 and retroactive applicability provisions.

Read first time and **passed on file.**

Windschitl of Harrison asked and received unanimous consent to suspend Rule 75, voting after midnight.

CONSIDERATION OF BILL

Appropriations Calendar

House File 894, 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 and retroactive applicability provisions, was taken up for consideration.

Mohr of Scott offered amendment H-1537 filed by him from the floor and moved its adoption.

Amendment H-1537 was adopted.

SENATE FILE 615 SUBSTITUTED FOR HOUSE FILE 894

Mohr of Scott asked and received unanimous consent to substitute Senate File 615 for House File 894.

Senate File 615, 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 and retroactive applicability provisions, 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. 615)

The ayes were, 55:

Andrews	Bacon	Bergan	Best
Bloomingtondale	Bossman	Bradley	Breckenridge
Brink	Bush	Cisneros	Deyoe
Dolecheck	Fisher	Gerhold	Gobble
Graber	Gustafson	Hein	Hite
Holt	Ingels	Jacobsen	Jeneary
Jones	Kaufmann	Kerr	Klein
Latham	Lohse	Lundgren	Maxwell
Meyer, A.	Mitchell	Mohr	Mommson
Moore	Nordman	Osmundson	Paustian
Salmon	Sexton	Shipley	Sieck
Siegrist	Sorensen	Stone	Thompson

Thorup	Westrich	Wheeler	Wills
Windschitl	Worthan	Speaker	
		Grassley	

The nays were, 31:

Abdul-Samad	Anderson	Bohannon	Brown-Powers
Cahill	Cohoon	Donahue	Forbes
Gjerde	Hall	Hansen	Hunter
Isenhardt	Judge	Konfrst	Mascher
McConkey	Meyer, B.	Nielsen	Oldson
Olson	Prichard	Running-Marquardt	Smith
Steckman	Sunde	Thede	Wessel-Kroeschell
Wilburn	Williams	Wolfe	

Absent or not voting, 14:

Baxter	Bennett	Boden	Ehlert
Fry	Gaines	Jacoby	James
Kressig	Kurth	Landon	McClintock
Staed	Winckler		

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Baxter of Hancock	Bennett of Linn
Boden of Warren	Ehlert of Linn
Fry of Clarke	Jacoby of Johnson
James of Dubuque	Jones of Clay
Kressig of Black Hawk	Kurth of Scott
Landon of Polk	McClintock of Linn
Staed of Linn	Winckler of Scott

IMMEDIATE MESSAGE

Windschitl of Harrison asked and received unanimous consent that **Senate File 615** be immediately messaged to the Senate.

HOUSE FILE WITHDRAWN

Windschitl of Harrison asked and received unanimous consent to withdraw House File 894 from further consideration by the House.

ADOPTION OF HOUSE CONCURRENT RESOLUTION 12

Windschitl of Harrison asked and received unanimous consent for the immediate consideration of **House Concurrent Resolution 12**, a concurrent resolution to provide for adjournment sine die, and move its adoption.

The motion prevailed and the resolution was adopted.

IMMEDIATE MESSAGE

Windschitl of Harrison asked and received unanimous consent that **House Concurrent Resolution 12** be immediately messaged to the Senate.

REMARKS BY MINORITY LEADER PRICHARD

Thank you Mr. Speaker and good evening members of the House.

I first want to thank my fellow caucus members. You continue to impress me with your leadership and persistence to do what's best for the people of your district.

I also want to thank legislative staff, including LSA, clerks, pages, and doormen who put in countless hours to make our important work possible. I especially want to thank the House Democratic Staff team: Joe, Dean, Jake, Rachelle, Kelsey, Bill, Brian, Dave, Alison, Jessye, and Steph. Thanks for all your hard work. We couldn't do this job without you.

When the session began back in January, I challenged each of us in this body to be the leaders that this moment in our history requires. To work together to restore faith and hope in our state, our nation, and our democracy.

My caucus pledged cooperation and hard work this year to turn the page on the pandemic and focus on long-term recovery efforts for Iowans and our entire economy.

Since opening day in January, 1,875 more Iowans have died from COVID-19. Thousands more have become infected. Too many Iowans are still having their lives and livelihoods disrupted by the pandemic. Whether it's the small business owner still trying to keep the doors open and hire workers or the parents struggling to find child care and keep their jobs.

House Democrats kept our promise to Iowans this session. We developed an aggressive plan to help families recover, get kids back in school safely, reopen small businesses, and support our dedicated health care workers on the front lines.

Instead of working together to enact aggressive recovery plans in the middle of this life-changing pandemic, Governor Reynolds and Republican leaders chose a partisan agenda that by and large ignored the pandemic.

Division over unity and partisanship over common sense.

This was a session without courage. It was a session that ignored the historic challenges Iowans face today.

We should have done more for families who need affordable child care, not raise property taxes on homeowners.

We should have done more to help Iowans who lost their job during the pandemic get back on their feet, not cut off assistance before they find a new job.

We should have helped Iowa students recover, not shift money from public schools to charter schools instead.

We should have worked together to lure new workers and businesses to Iowa, not make our state unwelcoming to others by embracing inequality, picking on kids, stripping away basic health care rights, and banning diversity education.

We should have provided more accountability and transparency of our tax dollars, not make deals with the special interests behind closed doors.

Strong leadership requires courage.

It takes courage to live in our democracy. It takes courage to speak truth to those who bend it. It takes courage to stand up to the special interests. It takes courage to speak out against extremist ideals that threaten our democracy every day.

Despite this body's lack of initiative and courage, I know the people of Iowa will persevere.

WE always have.

I wish you all a happy summer. I hope that you can find time for your family and a return to normalcy.

When we meet back here next winter, I hope you will come with the leadership and courage that Iowans could have used this session.

Remarks were given by Majority Leader Windschitl.

REMARKS BY SPEAKER GRASSLEY

Ladies and Gentlemen of the Iowa House, we've made it to the end of the 2021 Legislative Session.

First-year members: congratulations on completing your first session. To the staff – Jeff, Brad, Ashley, Jason, Amanda, Natalie, Kristin, Ben, Kristi, Lew, Mackenzie, Haley, Savannah, Melissa and Laura: Thank you for your tremendous work all session long.

To everyone in this chamber: to the legislators, Chief Clerk's office, pages, clerks and doormen. Thank you for all of your service and sacrifice to move this state forward.

It comes with long hours, late nights, time away from family, and many strenuous projects. But we do it all because of the thing we have in common.

We love the great state of Iowa.

As we walk out of the chamber today, there are certainly many accomplishments to be proud of.

When I sat here in front of you in January, welcoming you all back to the House floor, I laid out several priorities for our caucus.

We were fresh off the campaign trail. And in electing Republicans to represent 97 of Iowa's 99 counties, Iowans had just sent us a message – loud and clear - on the direction they wanted to see for the state of Iowa.

They gave us an agenda; get kids back in school, support law enforcement, expand access to child care and broadband internet and deliver a responsible budget. So, we got to work.

After hearing from countless parents whose voices weren't being heard, we responded with policies to deliver more parental choice in education. Almost immediately upon returning to the Statehouse, we passed a bill to require schools to offer parents the option of sending their children for 100% in-person learning.

And we didn't stop there. We established an additional avenue for the creation of charter schools in the parts of the state that need it most. And we prohibited school boards from limiting a parent's choice to open enroll their child just because of where they live.

Iowans made it clear they expected us to support law enforcement. We passed an expansive bill to increase protections and support for law enforcement while giving them additional tools to keep our communities safer.

We made supporting public safety a priority in the budget as well. As we identified our budget priorities, we allocated an increase of \$20.5 million for the Department of Corrections and an increase of \$10.6 million for the Department of Public Safety. The largest increases for each of those departments in a decade.

We fought hard to maintain those record increases as we negotiated the budget. And I was proud to see those make it into the budget's final passage.

While I'm on the budget, in my opening comments for session, I made Iowans a promise that in a time of so much uncertainty, Iowans could trust to see the same steady, responsible leadership they've come to expect from House Republicans when it comes to the budget.

Because of the conservative and responsible budgeting principles from House Republicans over the last decade, our state was in a strong enough fiscal position to not only fund our priorities, but deliver significant tax relief for Iowans.

In our tax relief package, we included income tax cuts for hardworking Iowans, a phaseout of the inheritance tax, additional workforce housing credits, and much more. And we did it in a responsible way to maintain the state's fiscal stability.

The last thing I'd like to highlight is something we can all take home to our constituents with pride. This chamber led the way for the expansion of access to quality, affordable child care. We passed over ten bills addressing the problem from all angles.

We were successful in seeing many of those bills become law. We doubled the income eligibility for child care tax credits from families making \$45,000 a year to \$90,000. We eliminated the "cliff effect" so families can take a promotion and accept a pay raise without losing their child care assistance all at once.

We increased child care rates by \$13.4 million and increased access to child care in rural areas by allowing in-home child care providers to accept an additional child.

I could go on for 30 more minutes listing all of the great things we accomplished this session. From protecting the 2nd Amendment, Free Speech in Schools, Life, and Election Integrity, to expanding access to broadband, mental health services, and telehealth. But I'll leave it there for today.

As we head back to our districts, we have a lot to show for our work in the Capitol these last four months. Iowans put their faith in us to act on their priorities, to keep our promises. And I'm proud of how we've delivered.

Now, it's time we head back to our districts to listen to our constituents and receive additional instructions. I look forward to returning to the chamber with all of you and continuing our work for the state of Iowa.

Thank you.

The House stood at ease at 11:39 p.m., until the fall of the gavel.

The House resumed session at 11:44 p.m., Speaker Grassley in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on May 19, 2021, adopted the following resolution in which the concurrence of the Senate was asked:

House Concurrent Resolution 12, a concurrent resolution to provide for adjournment sine die.

Also: That the Senate has on May 19, 2021, concurred in the House amendment and passed the following bill in which the concurrence of the Senate was asked:

Senate File 568, a bill for an act relating to the conduct of elections, including nominations and procedures for proposed amendments to the Iowa Constitution, and including effective date provisions.

W. CHARLES SMITHSON, Secretary

EXPLANATIONS OF VOTE

On May 18, 2021, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

Amendment H-1525 to Senate Amendment H-1357 (H.J.R. 5)—“nay”	
House Joint Resolution 5—“nay”	House File 644—“aye”
House File 708—“aye”	House File 860—“nay”
House File 862—“nay”	House File 868—“nay”
House File 871—“nay”	Amendment H-1511 (H.F. 893)—“nay”
Senate File 342—“nay”	Senate File 524—“aye”
Amendment H-1515 (S.F. 619)—“aye”	Amendment H-1516 (S.F. 619)—“aye”
Amendment H-1517 (S.F. 619)—“aye”	Amendment H-1518 (S.F. 619)—“aye”
Amendment H-1519 (S.F. 619)—“aye”	Amendment H-1520 (S.F. 619)—“aye”
Amendment H-1521 (S.F. 619)—“aye”	Amendment H-1522 (S.F. 619)—“aye”
Amendment H-1523 (S.F. 619)—“aye”	Senate File 619—“nay”

Staed of Linn

On May 19, 2021, I inadvertently voted “aye” on amendment H-1530 (H.F. 847), I meant to vote “nay”.

Latham of Franklin

BILLS ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:

Mr. Speaker: The Chief Clerk of the House respectfully reports that the following bills have been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for approval on this 19th day of May, 2021: House Files 196, 311, 380, 426, 435, 452, 493, 603, 675, 685, 761, 770, 793, 813, 847 and 855.

MEGHAN NELSON
Chief Clerk of the House

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing that on May 19, 2021, the following bills were approved and transmitted to the Secretary of State:

House File 311, an Act relating to the frequency of game nights conducted by licensed qualified organizations.

House File 426, an Act relating to crime victims, including the collection of evidence in sexual abuse cases and the establishment of an automated tracking system involving sexual abuse evidence collection kits.

House File 603, an Act establishing the sexual assault forensic examiner program.

House File 675, an Act relating to rules adopted by the board of educational examiners establishing standards for substitute teacher authorizations.

House File 761, an Act relating to the local fire protection and emergency medical service providers grant program.

House File 770, an Act relating to licensure renewal requirements adopted by rule by the board of educational examiners.

House File 813, an Act modifying and establishing charter school programs and making appropriations.

House File 855, 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.

Senate File 296, an Act relating to the practice of pharmacy, including the prescription and administration of vaccines and collaborative pharmacy practice.

Senate File 356, an Act limiting civil liability for persons involved in agricultural tourism.

Senate File 517, an Act relating to the provision of academic credit, including social studies coursework, and exemptions for physical education and activity requirements for students who participate in the legislative page program at the state capitol.

RESOLUTION FILED

H.R. 16, by Windschitl, Sexton, Graber, A. Meyer, Salmon, Kerr, Sieck, Gustafson, Stone, Worthan, Gerhold, Bush, Jeneary, Bradley, Deyoe, Best, Klein, Ingels, Jacobsen, Moore, Cisneros, Osmundson, Fisher, Dolecheck, Wills, Hite, Boden, Mommsen, Jones, Wheeler, Paustian, Fry, Lundgren, Nordman, Grassley, Latham, Bacon, Siegrist, McClintock, Holt, Andrews, Gobble, Bossman, Bloomingdale, Shipley, Sorensen, Thompson, Bergan, Kaufmann, Westrich, Mitchell, Hein, Thorup, and Maxwell, a resolution declaring the intent of the House of Representatives to do all that is in its power to protect the constitutional right of Iowans to keep and bear arms.

Laid over under **Rule 25**.

AMENDMENTS FILED

H-1527	H.F.	847	Hite of Mahaska
H-1528	H.F.	857	Senate amendment
H-1529	H.F.	837	Senate amendment
H-1530	H.F.	847	Bohannon of Johnson
H-1531	H.F.	847	Breckenridge of Jasper
H-1532	H.F.	847	Winckler of Scott
H-1533	S.F.	568	Mascher of Johnson
H-1534	S.F.	568	Wolfe of Clinton
H-1535	S.F.	568	Kaufmann of Cedar
H-1536	H.F.	838	Senate amendment
H-1537	H.F.	894	Mohr of Scott

FINAL ADJOURNMENT

By virtue of House Concurrent Resolution 12, duly adopted, the day of Wednesday, May 19, 2021, having arrived, the Speaker of the House of Representatives declared the 2021, Regular Session of the Eighty-ninth General Assembly adjourned sine die at 11:45 p.m.

SUPPLEMENT

The following reports and communications were received subsequent to final adjournment:

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 File 563	Ways and Means
House File 592	Human Resources
House File 772	Commerce
House File 825	Judiciary
House File 836 (Attached SF 348)	Judiciary
House File 840	Appropriations
House File 845	Appropriations
House File 849	Ways and Means
House File 858	State Government
House File 859	Ways and Means
House File 870	Ways and Means
House File 892	Appropriations
Senate Concurrent Resolution 5	State Government
Senate File 183	State Government
Senate File 184	State Government
Senate File 265	Education
Senate File 322	State Government
Senate File 348 (Attached HF 836)	Judiciary
Senate File 354	State Government
Senate File 363	Ways and Means
Senate File 384	Local Government
Senate File 443	Local Government
Senate File 461	Human Resources
Senate File 462	Human Resources
Senate File 463	Human Resources
Senate File 468	Commerce
Senate File 469	State Government
Senate File 476	Public Safety
Senate File 487	State Government
Senate File 531	State Government
Senate File 547	Education
Senate File 551	Transportation

EXPLANATIONS OF VOTE

On February 23, 2021, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 308—"aye"	House File 309—"aye"
House File 486—"aye"	House File 493—"aye"
House File 500—"aye"	House File 513—"aye"
House File 514—"aye"	House File 522—"aye"
House File 524—"aye"	House File 528—"aye"
House File 552—"aye"	House File 556—"aye"
House File 558—"aye"	House File 559—"aye"
House File 560—"aye"	House File 561—"aye"
House File 562—"aye"	Senate File 314—"aye"

Also: On May 17, 2021 I would have voted as follows:

Amendment H-1463 (H.F. 861)—"aye"
 Amendment H-1469 (H.F. 861)—"nay"
 Amendment H-1471 (H.F. 861)—"nay"
 Amendment H-1473 (H.F. 861) suspend rules—"nay"
 Amendment H-1476 (H.F. 861) suspend rules—"nay"
 Amendment H-1504 (H.F. 861) suspend rules—"nay"
 Amendment H-1505 (H.F. 861) suspend rules—"nay"
 Amendment H-1506 (H.F. 861) suspend rules—"nay"
 Amendment H-1509 (H.F. 861)—"nay"
 Amendment H-1510 (H.F. 861) suspend rules—"nay"
 House File 861—"aye"
 Amendment H-1477 (H.F. 864)—"nay"
 Amendment H-1478 (H.F. 864)—"nay"
 Amendment H-1507 (H.F. 864)—"nay"
 House File 864—"aye"
 Amendment H-1485 to H-1484 (H.F. 891)—"nay"
 Amendment H-1486 to H-1484 (H.F. 891) suspend rules—"nay"
 Amendment H-1487 to H-1484 (H.F. 891)—"nay"
 Amendment H-1488 to H-1484 (H.F. 891)—"nay"
 Amendment H-1489 to H-1484 (H.F. 891) suspend rules—"nay"
 Amendment H-1490 to H-1484 (H.F. 891) suspend rules—"nay"
 Amendment H-1492 to H-1484 (H.F. 891) suspend rules—"nay"
 Amendment H-1493 to H-1484 (H.F. 891)—"nay"
 Amendment H-1495 to H-1484 (H.F. 891)—"nay"
 Amendment H-1496 to H-1484 (H.F. 891)—"nay"
 House File 891—"aye"

Also: On May 18, 2021, I would have voted as follows:

Time certain (H.J.R. 5 and Senate File 342)—“aye”

House File 644—“aye”

House File 708—“aye”

House File 860—“aye”

House File 862—“aye”

House File 868—“aye”

House File 871—“aye”

Suspend the rules for immediate consideration (H.F. 893)—“aye”

Amendment H–1511 (H.F. 893)—“aye”

Amendment H–1515 (S.F. 619)—“nay”

Amendment H–1516 (S.F. 619)—“nay”

Amendment H–1517 (S.F. 619)—“nay”

Amendment H–1518 (S.F. 619)—“nay”

Amendment H–1519 (S.F. 619)—“nay”

Amendment H–1520 (S.F. 619)—“nay”

Amendment H–1521 (S.F. 619)—“nay”

Amendment H–1522 (S.F. 619)—“nay”

Amendment H–1523 (S.F. 619)—“nay”

Senate File 619—“aye”

Senate File 524—“aye”

Also: On May 19, 2021, I would have voted as follows:

House File 837—“aye”

House File 838—“aye”

Amendment H–1527 to Senate Amendment H–1425 (H.F. 847) suspend rules—“aye”

Amendment H–1527 to Senate Amendment H–1425 (H.F. 847)—“aye”

Amendment H–1530, to Amendment H–1527, to Senate Amendment H–1425 (H.F. 847)—“nay”

Amendment H–1531, to Amendment H–1527, to Senate Amendment H–1425 (H.F. 847)—“nay”

Amendment H–1532 to Senate Amendment H–1425 (H.F. 847)—“nay”

House File 847—“aye”

House File 857—“aye”

Amendment H–1533 (S.F. 568)—“nay”

Amendment H–1534 (S.F. 568)—“nay”

Senate File 568—“aye”

Senate File 615—“aye”

On May 17, 2021, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 861—"nay"
House File 891—"nay"

House File 864—"nay"

Also: On May 18, 2021, I would have voted as follows:

House Joint Resolution 5—"nay"
House File 708—"aye"
House File 862—"nay"
House File 871—"nay"
Senate File 524—"aye"

House File 644—"aye"
House File 860—"nay"
House File 868—"nay"
Senate File 342—"nay"
Senate File 619—"nay"

Also: On May 19, 2021, I would have voted as follows:

House File 837—"aye"
House File 857—"aye"
Senate File 615—"nay"

House File 838—"nay"
Senate File 568—"nay"

James of Dubuque

On May 19, 2021, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 837—"aye"
House File 838—"nay"

Amendment H-1527 to Senate Amendment H-1425 (H.F. 847) suspend rules—"nay"

Amendment H-1527 to Senate Amendment H-1425 (H.F. 847)—"nay"
Amendment H-1530, to Amendment H-1527, to Senate Amendment H-1425 (H.F. 847)—"aye"

Amendment H-1531, to Amendment H-1527, to Senate Amendment H-1425 (H.F. 847)—"aye"

Amendment H-1532 to Senate Amendment H-1425 (H.F. 847)—"aye"

House File 847—"nay"
House File 857—"aye"

Amendment H-1533 (S.F. 568)—"aye"

Amendment H-1534 (S.F. 568)—"aye"

Senate File 568—"nay"
Senate File 615—"nay"

Staed of Linn

On May 19, 2021, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

House File 837—"aye"

House File 838—"nay"

Amendment H-1527 to Senate Amendment H-1425 (H.F. 847) suspend rules—"nay"

Amendment H-1527 to Senate Amendment H-1425 (H.F. 847)—"nay"

Amendment H-1530, to Amendment H-1527, to Senate Amendment H-1425 (H.F. 847)—"aye"

Amendment H-1531, to Amendment H-1527, to Senate Amendment H-1425 (H.F. 847)—"aye"

Amendment H-1532 to Senate Amendment H-1425 (H.F. 847)—"aye"

House File 847—"nay"

House File 857—"aye"

Amendment H-1533 (S.F. 568)—"aye"

Amendment H-1534 (S.F. 568)—"aye"

Senate File 568—"nay"

Senate File 615—"nay"

Winckler of Scott

BILLS ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:

Mr. Speaker: The Chief Clerk of the House respectfully reports that the following bills have been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for approval on this 20th day of May, 2021: House Files 285, 304, 309, 453, 527, 709, 722, 744, 753, 765, 768, 802, 828, 835, 839, 846, 869 and 889.

Also: On this 24th day of May, 2021: House Files 313, 365, 384, 522, 524, 588, 644, 682, 758, 844 and 867.

Also: On this 28th day of May, 2021: House Files 234, 302, 367, 513, 708, 711, 743, 837, 857, 862, 864, 865 and 895.

Also: On this 2nd day of June, 2021: House Files 838, 860, 861, 868, 871 and 891.

MEGHAN NELSON
Chief Clerk of the House

**BILLS ENROLLED, SIGNED
AND SENT TO SECRETARY OF STATE**

The Chief Clerk of the House submitted the following report:

Mr. Speaker: The Chief Clerk of the House respectfully reports that the following resolution has been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Secretary of the State on this 28th day of May, 2021: House Joint Resolution 5.

MEGHAN NELSON
Chief Clerk of the House

ENROLLED COPY OF HOUSE JOINT RESOLUTION 5

House Joint Resolution 5, a joint resolution proposing an amendment to the Constitution of the State of Iowa that the Constitution of the State of Iowa does not recognize, grant, or secure a right to abortion or require the public funding of abortion.

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:

Sec. 26. Life. To defend the dignity of all human life and protect unborn children from efforts to expand abortion even to the point of birth, we the people of the State of Iowa declare that this Constitution does not recognize, grant, or secure a right to abortion or require the public funding of abortion.

Sec. 2. REFERRAL AND PUBLICATION. The foregoing 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.

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing the following bills were approved and transmitted to the Secretary of State:

House File 196, an Act expanding the health care professional recruitment program. Approved May 20, 2021.

House File 234, an Act establishing a lifetime trout fishing license for certain older Iowans. Approved June 8, 2021.

House File 285, an Act relating to professional standards for the certification or designation of music therapists and providing penalties. Approved May 20, 2021.

House File 302, a bill for an act establishing a graduated eligibility phase-out program for state child care assistance. Approved June 16, 2021.

House File 304, an Act relating to personal delivery devices, providing penalties, and making penalties applicable. Approved May 20, 2021.

House File 309, an Act restricting public agency disclosure of and access to certain personal information related to tax-exempt organizations, and providing penalties. Approved May 20, 2021.

House File 313, A bill for an act prohibiting counties or cities from imposing restrictions on certain businesses operated by persons under the age of eighteen, and including effective date provisions. Approved June 16, 2021.

House File 365, an Act relating to the service of notices of garnishment by sheriffs. Approved June 8, 2021.

House File 367, an Act exempting from the state individual income tax the earnings from a burial trust fund, and including retroactive applicability provisions. Approved June 8, 2021.

House File 380, an Act requiring approved driver education courses to include instruction concerning distracted driving. Approved May 20, 2021.

House File 384, an Act relating to alcohol beverage control concerning certain class “C” liquor control licenses, hours of sale of alcoholic beverages on Sunday, and the delivery of certain alcoholic beverages. Approved June 8, 2021.

House File 435, an Act relating to emergency contact information for use by the department of transportation and law enforcement, and including effective date provisions. Approved May 20, 2021.

House File 452, an Act relating to certain civil and criminal enforcement activities involving the practice of massage therapy and cosmetology, and human trafficking, and providing penalties. Approved May 20, 2021.

House File 453, an Act prohibiting the imposition of certain requirements on nonprofit corporations by state agencies or state officials. Approved May 20, 2021.

House File 493, a bill for an act relating to low-speed electric bicycles, providing penalties, making penalties applicable, and including applicability provisions. Approved May 20, 2021.

House File 513, an Act relating to pari-mutuel wagering on horse or dog races licensed in a foreign jurisdiction. Approved June 8, 2021.

House File 522, an Act providing that a qualified confinement feeding operation may utilize an anaerobic digester system to treat manure, and making penalties applicable. Approved June 8, 2021.

House File 524, A bill for an act relating to motor vehicle accidents resulting in injury or death, providing penalties, and making penalties applicable. Approved June 16, 2021.

House File 527, an Act relating to the authority of county boards of supervisors to amend an agreement between the counties to implement the county land record information system. Approved May 20, 2021.

House File 588, an Act creating a Hoover presidential library tax credit available against the individual and corporate income taxes, the franchise tax, the insurance premiums tax, and the moneys and credit tax. Approved June 10, 2021.

House File 644, an Act relating to the registration of postsecondary schools with the college student aid commission, and to the postsecondary registration fund under the control of the commission. Approved June 8, 2021.

House File 682, an Act relating to the Iowa appraisal standards and appraiser certification law, making penalties applicable, and including applicability provisions. Approved June 8, 2021.

House File 685, A bill for an act relating to requirements for licensees under the purview of the dental board relating to orthodontia services. Approved May 20, 2021.

House File 708, A bill for an act creating a public safety equipment fund. Approved June 17, 2021.

House File 709, an Act relating to pretrial contact between a prosecuting witness who is a minor and the defendant. Approved May 20, 2021.

House File 711, an Act relating to the calculation of certain court costs in probate matters, and including effective date and applicability provisions. Approved June 8, 2021.

House File 722, an Act relating to the transfer, deposit, and appropriation of moneys to the teach Iowa scholar fund from the teacher shortage forgivable loan repayment fund and the teacher shortage loan forgiveness repayment fund. Approved May 20, 2021.

House File 743, an Act providing for representation of adoptive parents by local public defenders. Approved June 8, 2021.

House File 744, an Act providing for training, prohibitions, and requirements relating to first amendment rights at school districts and public institutions of higher education. Approved May 20, 2021.

House File 753, 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. Approved May 20, 2021.

House File 758, an Act modifying provisions related to certain affidavits accepted by county recorders for updating county transfer books and indexes when a conveyance of real estate has not occurred. June 8, 2021.

House File 765, an Act relating to providing certain local government notices and other information to persons by electronic means. Approved May 20, 2021.

House File 768, an Act concerning licensing of and sales by native distilleries, beer manufacturers, native breweries, and native wine manufacturers. Approved May 20, 2021.

House File 793, an Act relating to participation in and credit for physical education under the educational standards. Approved May 20, 2021.

House File 802, an Act providing for requirements related to racism or sexism trainings at, and diversity and inclusion efforts by, governmental agencies and entities, school districts, and public postsecondary educational institutions. Approved June 8, 2021.

House File 828, an Act relating to commercial driver's license driving skills tests, providing fees, and including effective date provisions. Approved May 20, 2021.

House File 835, an Act relating to trusts for persons with disabilities. Approved May 20, 2021.

House File 837, an Act relating to the use of fees collected by a county recorder or governing board of the county land record information system for processing and recording instruments. Approved June 8, 2021.

House File 838, A bill for an act relating to various matters under the purview of the insurance division of the department of commerce, providing fees, making an appropriation, and resolving inconsistencies. Approved June 16, 2021.

House File 839, a bill for an act relating to the financial exploitation of designated eligible adults. Approved May 20, 2021.

House File 844, an Act providing for business entities, providing for certain fees, and including effective date provisions. Approved June 8, 2021.

House File 846, A bill for an act relating to title fees for snowmobiles, all-terrain vehicles, and vessels of surviving spouses. Approved May 20, 2021.

House File 847, an Act modifying provisions relating to city and county powers and educational programs, requirements, funding, tax credits and deductions, open enrollment, supplementary weighting, and including effective date, applicability, and retroactive applicability provisions. Approved May 20, 2021.

House File 857, an Act establishing a butchery innovation and revitalization fund and program to be administered by the economic development authority, in consultation with the department of agriculture and land stewardship, and creating a task force to explore the feasibility of establishing an artisanal butchery program at a community college or at an institution governed by the state board of regents. Approved June 9, 2021.

House File 860, an Act relating to and making appropriations and related statutory changes involving state government entities involved with agriculture, natural resources, and environmental protection. Approved June 2, 2021.

House File 861, an Act relating to appropriations to the justice system, gambling regulatory fees, and creating a bureau of cyber-crime, establishing a department of corrections survivor benefits fund, and including effective date and retroactive applicability provisions. Approved June 8, 2021.

House File 862, an Act relating to and making appropriations to state departments and agencies from the rebuild Iowa infrastructure fund, the technology reinvestment fund, the sports wagering receipts fund, and the autism support fund, providing for related matters, and including effective date provisions. Approved June 8, 2021.

House File 864, an Act relating to appropriations to the judicial branch. Approved June 8, 2021.

House File 865, an Act relating to the filing requirements for the business property tax credit and including effective date provisions. Approved June 8, 2021.

House File 867, 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 24, 2021.

House File 868, 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 properly related matters, and including effective date and retroactive applicability provisions. Approved June 8, 2021.

House File 869, A bill for an act creating a permit allowing the operation of vehicles of excessive weight transporting fluid milk products, providing fees, and including effective date provisions. Approved May 20, 2021.

House File 871, 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, and the state board of regents and certain regents institutions, and providing for properly related matters, and including effective date, contingent effective date, and applicability provisions. Approved June 8, 2021.

House File 889, A bill for an act prohibiting the mandatory disclosure of whether a person has received a vaccination for COVID-19, disqualifying certain entities from receiving state grants or contracts, and including effective date provisions. Approved May 20, 2021.

House File 895, an Act appropriating federal moneys made available from federal block grants and other nonstate sources, allocating portions of federal block grants, and providing procedures if federal moneys or federal block grants are more or less than anticipated, and including effective date and retroactive applicability provisions. Approved June 8, 2021.

Senate File 234, an Act relating to the classification and reclassification of certain secondary roads, and including applicability provisions. Approved June 8, 2021.

Senate File 243, an Act relating to public safety including the crimes of failure to assist, abuse of a corpse, and interference with official acts, and providing penalties. Approved June 9, 2021.

Senate File 342, A bill for an act relating to public records and communications in professional confidence; uniform commercial code filings; qualified immunity; peace officer health plans and workers' compensation; certain law enforcement matters; criminal laws involving public disorder, assaults, and harassment; civil liability for certain vehicle operators; window tinting; acts on certain highways; and civil service commission examinations; providing penalties, and including effective date and retroactive applicability provisions. Approved June 17, 2021.

Senate File 367, an Act relating to certain financial obligations, including under the consumer credit code, and including under the criminal and juvenile justice system by modifying criminal and civil surcharges, fines, fees, costs, and court debt, providing civil penalties, and including effective date and retroactive applicability provisions. Approved June 8, 2021.

Senate File 387, A bill for an act relating to courses of study and training programs of the Iowa law enforcement academy and veterans educational assistance benefits, and including effective date provisions. Approved May 20, 2021.

Senate File 424, an Act relating to the licensure of persons completing an apprenticeship, and including effective date provisions. Approved May 20, 2021.

Senate File 524, an Act establishing an inpatient psychiatric bed tracking system study committee. Approved June 8, 2021.

Senate File 541, an Act relating to electronic transactions by permitting the use of distributed ledger technology and smart contracts and including effective date provisions. Approved May 20, 2021.

Senate File 568, an Act relating to the conduct of elections, including nominations, procedures for proposed amendments to the Iowa Constitution, and absentee voting, and including effective date provisions. Approved June 8, 2021.

Senate File 574, an Act relating to confidential information maintained by local government officials for certain veteran and military property tax credits and exemptions. Approved June 8, 2021.

Senate File 578, an Act relating to the powers and duties of the department of agriculture and land stewardship, including by providing for administration, programs, and regulations, providing fees, providing penalties, and making penalties applicable. Approved June 8, 2021.

Senate File 592, an Act relating to transportation and other infrastructure-related appropriations to the department of transportation, including allocation and use of moneys from the road use tax fund and the primary road fund. Approved June 8, 2021.

Senate File 608, an Act relating to the administration of the tax and related laws by the department of revenue by requiring composite returns for pass-through entities, restricting public disclosure of certain information, providing penalties, and including applicability provisions. Approved June 8, 2021.

Senate File 615, 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 and retroactive applicability provisions. Approved June 9, 2021.

Senate File 619, A bill for an act relating to state and local revenue and finance by modifying future tax contingencies, the state inheritance tax, the sales and use tax relating to food banks, the tax on promotional play receipts, mental health and disability services funding, school district funding, commercial and industrial property tax replacement payments, providing for housing incentives, providing for other properly related matters, making appropriations, and including effective date, applicability, and retroactive applicability provisions. Approved June 16, 2021.

GOVERNOR'S SIGNING MESSAGE HOUSE FILE 891

June 16, 2021

The Honorable Paul Pate
Secretary of State of Iowa
State Capitol
Des Moines, Iowa 50319

Dear Mr. Secretary,

I hereby transmit House File 891, 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.

Section 31 of House File 891 directs the Department of Human Services to establish a fee-for-service pharmacy dispensing fee reimbursement at \$10.38 per prescription for the fiscal year beginning July 1, 2021. This figure represents an increase from the current rate of \$10.07. The legislation also directs DHS to amend Medicaid managed care organization contracts in either of two ways: reflect the new \$10.38 rate, or permit the managed care organization to agree upon a lower reimbursement rate, not to exceed \$10.38 per prescription, with any participating pharmacy having more than thirty locations within the state but headquarters outside the state.

I recognize that a policy which permits the state's Medicaid managed care organizations to reach a mutually agreeable dispensing fee with pharmacies located across the state would likely result in a slight cost savings for the state Medicaid program. However, at the same time, it creates inconsistency between Iowa's pharmacies large and small and has the potential to drive business from local Iowa pharmacies. And I agree with industry stakeholders that as applied, the policy raises significant constitutional concerns regarding the regulation of interstate commerce and discrimination against out-of-state businesses.

Nothing within the plain language of Section 31 requires DHS to amend current contracts to include this policy and, therefore, it is unnecessary for me to formally disapprove of that language. However, for the reasons cited, I cannot agree that such a policy is in the best interest of Iowans. Instead, I hereby direct DHS to amend current contracts to authorize a rate of \$10.38 per prescription across-the-board under Section 31 of House File 891. The above House File is hereby approved on this date.

Sincerely,

Kim Reynolds
Governor of Iowa

GOVERNOR'S VETO MESSAGE
SENATE FILE 567

June 16, 2021

The Honorable Paul Pate
Secretary of State of Iowa
State Capitol
Des Moines, Iowa 50319

Dear Mr. Secretary,

I hereby transmit Senate File 567, an Act relating to loans originated by mortgage bankers.

Senate File 567 adds mortgage bankers to the list of lenders that are permitted to impose certain charges, fees, or costs upon a borrower in connection with the purchase or financing of real property used for family dwellings. The bill passed both chambers unanimously and, at that time, no interested parties voiced any opposition to the legislation.

But since passage, legitimate concerns have been raised by stakeholders and legislators alike regarding the potential scope and consequences of Senate File 567. And while I recognize and support the intended purpose of Senate File 567, I believe the State of Iowa will ultimately benefit from a more full and deliberative legislative process in which these concerns can be addressed. I encourage the legislature to continue to work on this important issue.

For these reasons, I respectfully disapprove of Senate File 567 in its entirety and it is vetoed in whole.

Sincerely,

Kim Reynolds
Governor of Iowa

LEADERSHIP REVISIONS

The Speaker announced the following change to leadership effective June 2, 2021:

Minority Leader – Prichard (resigned)

The Speaker announced the following change to leadership effective June 14, 2021:

Minority Leader – Konfrst

State of Iowa

JOURNAL OF THE HOUSE

2021 EXTRAORDINARY SESSION EIGHTY-NINTH GENERAL ASSEMBLY

Convened – October 5th, 2021
Adjourned – October 5th, 2021

KIM REYNOLDS, Governor
PAT GRASSLEY, Speaker of the House
JAKE CHAPMAN, President of the Senate

*Published by the
STATE OF IOWA
Des Moines*

JOURNAL OF THE HOUSE

First Calendar Day - First Session Day

Hall of the House of Representatives
Des Moines, Iowa, Tuesday, October 5, 2021

Pursuant to the proclamation of the Governor, the Honorable Kim Reynolds convened the Eighty-ninth General Assembly in an Extraordinary Session. The House was called to order at 10:03 a.m. by the Honorable Pat Grassley, Speaker of the House.

Prayer was offered by Dolecheck of Ringgold.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Abe Dieleman, former Page from Garwin.

The Journal of Wednesday, May 19, 2021, was approved.

COMMUNICATION FROM THE GOVERNOR

Pursuant to Article IV, section XI of the Constitution of the State of Iowa, the following communication was received from Governor Kim Reynolds.

State of Iowa
Executive Department
IN THE NAME AND BY THE AUTHORITY OF THE STATE OF IOWA

PROCLAMATION

WHEREAS, on February 12, 2021, the United States Census Bureau announced that delivery of redistricting data to the states would be significantly delayed from the Bureau's original plan to deliver data by March 31, 2021; and

WHEREAS, on May 19, 2021, the 2021 Regular Session of the Eighty-Ninth General Assembly adjourned sine die with the adoption of House Concurrent Resolution 12; and

WHEREAS, the General Assembly did not enact a plan of legislative and congressional districting in accordance with Chapter 42 of the Iowa Code before adjournment of the Regular Session, due to the delay in delivery of Census Bureau data; and

WHEREAS, the Census Bureau has now released redistricting data to the State of Iowa; and

WHEREAS, Article III, Section 35 of the Constitution of the State of Iowa provides that if the apportionment of senatorial and representative districts fails to become law prior to September 15, 2021, “the supreme court shall cause the state to be apportioned into senatorial and representative districts to comply with the requirements of the Constitution prior to December 31 of such year”; and

WHEREAS, the Iowa Supreme Court, in a statement dated April 8, 2021, announced its tentative plan to permit, to the extent possible, the redistricting framework presently set forth in Chapter 42 of the Iowa Code to proceed after September 15, 2021; and

WHEREAS, the Eighty-Ninth General Assembly should therefore convene in extraordinary session to consider and enact a plan of legislative and congressional districting in accordance with the framework set forth in Chapter 42 of the Iowa Code.

NOW THEREFORE, I, Kim Reynolds, Governor of the State of Iowa, by virtue of the authority vested in me by Article III, Section 2 and Article IV, Section 11 of the Constitution of the State of Iowa, do hereby convene the Eighty-Ninth General Assembly in extraordinary session in Des Moines, Iowa, at 10:00 a.m. on the Fifth day of October, 2021. The purpose of the extraordinary session shall be for the General Assembly to consider and enact a plan of legislative and congressional districting in accordance with Chapter 42 of the Iowa Code.

(Seal)

IN TESTIMONY WHEREOF, I HAVE HEREUNTO SUBSCRIBED MY NAME AND CAUSED THE GREAT SEAL OF THE STATE OF IOWA TO BE AFFIXED AT DES MOINES, IOWA THIS FOURTEENTH DAY OF SEPTEMBER IN THE YEAR OF OUR LORD TWO THOUSAND TWENTY-ONE.

KIMBERLY K. REYNOLDS
GOVERNOR

ATTEST:

PAUL D. PATE
SECRETARY OF STATE

ORGANIZATION OF THE HOUSE

Windschitl of Harrison moved that all organization matters not specifically provided for in Joint Rule 3 be the same for this Extraordinary Session as for the 2021 Regular Session of the Eighty-ninth General Assembly.

The motion prevailed.

SUPPLEMENTAL REPORT OF COMMITTEE ON CREDENTIALS

MR. SPEAKER: We, your committee on credentials, respectfully report that we find the following person duly elected to and entitled to a seat in the House of Representatives of the Eighty-ninth General Assembly as shown by this duplicate copy of the certificate of election on file in the office of the Secretary of State:

House District 37, Mike Bousselot

In accordance with Iowa Code Section 2.5, the Committee on Credentials has reviewed the certification of the September 14, 2021 Special Election from Iowa Secretary of State Paul D. Pate, which is attached hereto and incorporated by this reference.

Ann Meyer, Chair
Norlin Mommsen
Mike Sexton
Lindsay James
Brian Meyer

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 Special Election held on September 14, 2021, the following named person was duly elected to the office of State House of Representatives for the residue of the term ending January 1, 2023:

37th District Mike Bousselot

(Seal)

In testimony whereof, I have hereunto set my hand and affixed the seal of the Secretary of State at the Statehouse in Des Moines this twenty-seventh day of September, 2021.

PAUL D. PATE, Secretary of State

A. Meyer of Webster moved that the supplemental report of the committee on credentials be adopted.

The motion prevailed and the supplemental report was adopted.

MEMBER OATH OF OFFICE

The following oath of office was administered to Representative-elect Mike Boussetot of Polk County by Speaker Grassley.

“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 the office of Representative, according to the best of my ability, so help me God.”

MIKE BOUSSELOT

SEAT ASSIGNMENTS/REVISIONS

Seat assignment and revisions are as follows:

Name	Seat Assignment
Konfrst, Jennifer.....	from 63 to 99
Prichard, Todd	from 99 to 63
Boussetot, Mike	32

SUPPLEMENTAL REPORT OF
COMMITTEE ON MILEAGE

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

Name	Round Trip Miles
Michael Boussetot	NONE

Respectfully submitted,
Robert P. Bacon, Chair
Brian L. Best
Jennifer C. Glover Konfrst

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

The motion prevailed and the supplemental report was accepted.

IMMEDIATE MESSAGE

Windschitl of Harrison moved that the Chief Clerk of the House be directed to send a written message to the Governor and the Senate informing them the House is duly organized and is ready to receive any communications they might desire to transmit.

RULE 57 SUSPENDED

Windschitl of Harrison asked and received unanimous consent to suspend Rule 57, relating to committee notice and agenda, for a meeting of the committee on Ethics to meet at 10:30 a.m. and the committee on State Government to be on call as needed today.

COMMITTEE REVISIONS

The Speaker announced the following committee changes effective June 28, 2021:

Legislative Council

Gjerde replaced Meyer, B.
James replaced Prichard

Legislative Council – Administration Committee

James replaced Konfrst

Legislative Council – Capital Projects Committee

Gjerde replaced Meyer, B.

Legislative Council – Service Committee

Konfrst replaced Prichard

The Speaker announced the following committee change effective October 4, 2021:

Ethics

Wills replaced Jacobsen

MESSAGE FROM THE SENATE

Mr. Speaker: I am directed to inform your honorable body that the Senate has, pursuant to the September 14, 2021, proclamation of the Governor, duly organized for the 2021 Extraordinary Session of the Eight-ninth General Assembly and is ready to transact business and receive communications from the House.

W. CHARLES SMITHSON, Secretary

On motion by Windschitl of Harrison, the House was recessed at 10:14 a.m., until the conclusion of the committee meetings.

AFTERNOON SESSION

The House reconvened at 1:46 p.m., Speaker Grassley in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on October 5, 2021, adopted the following resolution in which the concurrence of the House is asked:

Senate Concurrent Resolution 8, a concurrent resolution to provide for adjournment sine die.

Mr. Speaker: I am directed to inform your honorable body that the Senate is prepared to adjourn the 2021 Extraordinary Session of the Eighty-ninth General Assembly pursuant to Senate Concurrent Resolution 8, duly adopted.

W. CHARLES SMITHSON, Secretary

ADOPTION OF SENATE CONCURRENT RESOLUTION 8

Windschitl of Harrison asked and received unanimous consent for the immediate consideration of **Senate Concurrent Resolution 8**, a concurrent resolution to provide for adjournment sine die, and moved its adoption.

The motion prevailed and the resolution was adopted.

IMMEDIATE MESSAGE

Windschitl of Harrison asked and received unanimous consent that **Senate Concurrent Resolution 8** be immediately messaged to the Senate.

EXPLANATION OF VOTE

On May 18, 2021, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

Amendment H-1525 to H-1357 (H.J.R. 5) – “nay”
House File 868 – “nay”
Senate File 342 – “nay”

Jacoby of Johnson

MEMBER RESIGNATION

September 7, 2021
Speaker Pat Grassley
Iowa House of Representatives

Dear Speaker Grassley,

I have recently been given the opportunity to serve the public in another area of my passion, which is law enforcement. I have taken a position as the Assistant Director of the Iowa Law Enforcement Academy. With my duties and responsibilities at the Iowa Law Enforcement Academy it is not possible to serve in both capacities and do them justice. With that, I am resigning as State Representative of HD 29 effective September 10, 2021.

It has been an honor and a privilege to serve as State Representative for House District 29 and serve all Iowans. I want to thank the constituents of House District 29 for their trust and support in electing me to serve. I also want to thank my family for their support and sacrifice that made it possible for me to serve. I am proud to have served with such caring and compassionate legislators at the Iowa Capitol and want to thank all of my colleagues on both sides of the aisle. We may not have always seen eye to eye on the issues, but everyone was always willing to communicate and work with me on positive change for Iowans.

My hope is, as we move forward during these politically divisive times, that everyone will do their part to bringing us together. Be caring and compassionate in your actions with the courage to do what is best for all Iowans.

Sincerely,

Wes Breckenridge
HD 29 State Representative

STUDY BILL COMMITTEE ASSIGNMENT

H.S.B. 279 State Government

Providing for congressional and legislative districts and including effective date provisions.

STUDY BILL SUBCOMMITTEE ASSIGNMENT

House Study Bill 279 (Committee of the Whole)

State Government: Kaufmann, Chair; Bacon, Bloomingdale, Boden, Bohannon, Bossman, Cohoon, Donahue, Gjerde, Hunter, Jacobsen, Jones, Konfrst, Lundgren, Mascher, A. Meyer, Mitchell, Moore, Nordman, Sexton, Siegrist, Wilburn and Wolfe.

FINAL ADJOURNMENT

By virtue of Senate Concurrent Resolution 8, duly adopted, the day of Tuesday, October 5, 2021, having arrived, the Speaker of the House of Representatives declared the 2021 Extraordinary Session of the Eighty-ninth General Assembly adjourned sine die at 1:56 p.m.

State of Iowa

JOURNAL OF THE HOUSE

2021 SECOND EXTRAORDINARY SESSION EIGHTY-NINTH GENERAL ASSEMBLY

Convened – October 28th, 2021

Adjourned – October 28th, 2021

KIM REYNOLDS, Governor
PAT GRASSLEY, Speaker of the House
JAKE CHAPMAN, President of the Senate

*Published by the
STATE OF IOWA
Des Moines*

JOURNAL OF THE HOUSE

First Calendar Day - First Session Day

Hall of the House of Representatives
Des Moines, Iowa, Thursday, October 28, 2021

Pursuant to the proclamation of the Governor, the Honorable Kim Reynolds convened the Eighty-ninth General Assembly in a Second Extraordinary Session. The House was called to order at 10:08 a.m. by the Honorable Pat Grassley, Speaker of the House.

Prayer was offered by Graber of Lee.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Abe Dieleman, former Page from Garwin.

The Journal of Tuesday, October 5, 2021, was approved.

COMMUNICATION FROM THE GOVERNOR

Pursuant to Article IV, section XI of the Constitution of the State of Iowa, the following communication was received from Governor Kim Reynolds.

State of Iowa
Executive Department
IN THE NAME AND BY THE AUTHORITY OF THE STATE OF IOWA

PROCLAMATION

WHEREAS, on February 12, 2021, the United States Census Bureau announced a significant delay in the delivery of redistricting data following the 2020 census; and

WHEREAS, on May 19, 2021, the 2021 Regular Session of the Eighty-Ninth General Assembly adjourned sine die without enacting a plan of legislative and congressional districting in accordance with Chapter 42 of the Iowa Code, due to the delay in delivery of Census Bureau data; and

WHEREAS, the Census Bureau has not released redistricting data to the State of Iowa; and

WHEREAS, Article III, Section 35 of the Constitution of the State of Iowa provides that if the apportionment of senatorial and representative districts fails to become law prior to September 15, 2021, “the supreme court shall cause the state to be apportioned into senatorial and representative districts to comply with the requirements of the Constitution prior to December 31 of such year”; and

WHEREAS, in an order dated September 14, 2021, the Iowa Supreme Court permitted the parties identified in chapter 42 of the Iowa Code to prepare an apportionment in accord with that chapter of the Iowa Code by December 1, 2021; and

WHEREAS, on October 5, 2021, the Eighty-Ninth General Assembly convened in extraordinary session and adjourned sine die without enacting a plan of legislative and congressional districting; and

WHEREAS, the Eighty-Ninth General Assembly should therefore convene in a second extraordinary session to consider and enact a plan of legislative and congressional districting in accordance with chapter 42 of the Iowa Code.

NOW THEREFORE, I, Kim Reynolds, Governor of the State of Iowa, by virtue of the authority vested in me by Article III, Section 2 and Article IV, Section 11 of the Constitution of the State of Iowa, do hereby convene the Eighty-Ninth General Assembly in extraordinary session in Des Moines, Iowa, at 10:00 a.m. on the Twenty-Eighth day of October, 2021. The purpose of the extraordinary session shall be for the General Assembly to consider and enact a plan of legislative and congressional districting in accordance with Chapter 42 of the Iowa Code.

(Seal)

IN TESTIMONY WHEREOF, I HAVE HEREUNTO SUBSCRIBED MY NAME AND CAUSED THE GREAT SEAL OF THE STATE OF IOWA TO BE AFFIXED AT DES MOINES, IOWA THIS EIGHTH DAY OF OCTOBER IN THE YEAR OF OUR LORD TWO THOUSAND TWENTY-ONE.

KIMBERLY K. REYNOLDS
GOVERNOR

ATTEST:

PAUL D. PATE
SECRETARY OF STATE

ORGANIZATION OF THE HOUSE

Windschitl of Harrison moved that all organization matters not specifically provided for in Joint Rule 3 be the same for this Second Extraordinary Session as for the 2021 Regular Session of the Eighty-ninth General Assembly.

The motion prevailed.

ADOPTION OF HOUSE CONCURRENT RESOLUTION 13

Windschitl of Harrison asked and received unanimous consent for the immediate consideration of **House Concurrent Resolution 13**, a concurrent resolution to provide for the business of the second extraordinary session of the 2021 legislative session, and moved its adoption.

The motion prevailed and the resolution was adopted.

IMMEDIATE MESSAGE

Windschitl of Harrison asked and received unanimous consent that **House Concurrent Resolution 13** be immediately messaged to the Senate.

SUPPLEMENTAL REPORT OF COMMITTEE ON CREDENTIALS

MR. SPEAKER: We, your committee on credentials, respectfully report that we find the following person duly elected to and entitled to a seat in the House of Representatives of the Eighty-ninth General Assembly as shown by this duplicate copy of the certificate of election on file in the office of the Secretary of State:

House District 29, Jon Dunwell

In accordance with Iowa Code Section 2.5, the Committee on Credentials has reviewed the certification of the October 12, 2021 Special Election from Iowa Secretary of State Paul D. Pate, which is attached hereto and incorporated by this reference.

Mike Sexton, Chair
Holly Brink
Norlin Mommsen
Lindsay James
Brian Meyer

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 Special Election held on October 12, 2021, the following

named person was duly elected to the office of State House of Representatives for the residue of the term ending January 1, 2023:

29th District Jon Dunwell

(Seal)

In testimony whereof, I have hereunto set my hand and affixed the seal of the Secretary of State at the Statehouse in Des Moines this twenty-fifth day of October, 2021.

PAUL D. PATE, Secretary of State

Sexton of Calhoun moved that the supplemental report of the committee on credentials be adopted.

The motion prevailed and the supplemental report was adopted.

MEMBER OATH OF OFFICE

The following oath of office was administered to Representative-elect Jon Dunwell of Jasper County by Speaker Grassley.

“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 the office of Representative, according to the best of my ability, so help me God.”

JON DUNWELL

SEAT ASSIGNMENT

NameSeat Assignment
Dunwell, Jon69

**SUPPLEMENTAL REPORT OF
COMMITTEE ON MILEAGE**

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

NameRound Trip Miles
Jon N. Dunwell68

Respectfully submitted,
Robert P. Bacon, Chair
Brian L. Best
Jennifer C. Glover Konfrst

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

The motion prevailed and the supplemental report was accepted.

IMMEDIATE MESSAGE

Windschitl of Harrison moved that the Chief Clerk of the House be directed to send a written message to the Governor and the Senate informing them the House is duly organized and is ready to receive any communications they might desire to transmit.

The motion prevailed.

RULE 57 SUSPENDED

Windschitl of Harrison asked and received unanimous consent to suspend Rule 57, relating to committee notice and agenda, for a meeting of the committee on State Government to meet at 10:30 a.m. and the Committee on Ethics to be on call as needed.

COMMITTEE REVISIONS

The Speaker announced the following committee change effective October 7, 2021:

Ethics

Jacobsen replaced Wills

The Speaker announced the following committee changes effective October 12, 2021:

Judiciary

Jones replaced Wills

Ways and Means

Jones replaced Lundgren

The Speaker announced the following committee changes effective October 27, 2021:

State Government

Stone replaced Meyer, A.

Committee on Credentials

Brink replaced Meyer, A.

Sexton named Chair

On motion by Windschitl of Harrison, the House was recessed at 10:19 a.m., until the conclusion of the committee meetings.

AFTERNOON SESSION

The House reconvened at 4:32 p.m., Speaker Grassley in the chair.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has, pursuant to the October 8, 2021, proclamation of the Governor, duly organized for the 2021 Second Extraordinary Session of the Eighty-Ninth General Assembly and is ready to transact business and receive communications from the House.

Also: That the Senate has on October 28, 2021, adopted the following resolution in which the concurrent of the Senate was asked:

House Concurrent Resolution 13, a concurrent resolution to provide for the business of the second extraordinary session of the 2021 legislative session.

Also: That the Senate has on October 28, 2021, passed the following bill in which the concurrence of the House is asked:

Senate File 621, a bill for an act providing for congressional and legislative districts and including effective date provisions.

W. CHARLES SMITHSON, Secretary

INTRODUCTION OF BILLS

House File 901, by committee on State Government, a bill for an act providing for congressional and legislative districts and including effective date provisions.

Read first time and placed on the **calendar**.

House File 902, by committee on State Government, a bill for an act relating to COVID-19 vaccination requirements by employers and unemployment insurance and including effective date provisions.

Read first time and placed on the **calendar**.

SENATE MESSAGE CONSIDERED

Senate File 621, by committee on State Government, a bill for an act providing for congressional and legislative districts and including effective date provisions.

Read first time and **passed on file**.

CONSIDERATION OF BILLS Regular Calendar

House File 902, a bill for an act relating to COVID-19 vaccination requirements by employers and unemployment insurance and including effective date provisions, was taken up for consideration.

Hunter of Polk offered amendment H-1538 filed by him from the floor.

Stone of Winnebago rose on a point of order that amendment H-1538 was not germane.

The Speaker ruled the point well taken and amendment H-1538 not germane.

Hunter of Polk asked for unanimous consent to suspend the rules to consider amendment H-1538.

Objection was raised.

Hunter of Polk moved to suspend the rules to consider amendment H-1538.

Roll call was requested by Hunter of Polk and Donahue of Linn.

On the question "Shall the rules be suspended to consider amendment H-1538?" (H.F. 902)

The ayes were, 37:

Abdul-Samad	Anderson	Bennett	Bohannon
Cahill	Cohoon	Donahue	Ehlert
Forbes	Gaines	Gjerde	Hall
Hansen	Hunter	Isenhardt	Jacoby
James	Konfrst	Kressig	Kurth
Mascher	McConkey	Meyer, B.	Nielsen
Oldson	Olson	Prichard	Running-Marquardt
Smith	Staed	Steckman	Sunde
Wessel-Kroeschell	Wilburn	Williams	Winckler
Wolfe			

The nays were, 57:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingdale	Boden	Bossman
Bousselot	Brink	Bush	Cisneros
Deyoe	Dolecheck	Dunwell	Fisher
Fry	Gerhold	Gobble	Graber
Gustafson	Hein	Hite	Holt
Ingels	Jacobsen	Jeneary	Jones
Kaufmann	Kerr	Klein	Latham
Lundgren	Maxwell	McClintock	Mitchell
Mohr	Mommsen	Moore	Nordman
Osmundson	Paustian	Salmon	Sexton
Shipley	Sieck	Siegrist	Sorensen
Stone	Thompson	Thorup	Westrich
Wheeler	Wills	Windschitl	Worthan
Speaker			
Grassley			

Absent or not voting, 6:

Bradley	Brown-Powers	Judge	Lohse
Meyer, A.	Thede		

The motion to suspend the rules lost.

B. Meyer of Polk offered amendment H-1539 filed by him from the floor.

Stone of Winnebago rose on a point of order that amendment H-1539 was not germane.

The Speaker ruled the point well taken and amendment H-1539 not germane.

B. Meyer of Polk asked for unanimous consent to suspend the rules to consider amendment H-1539.

Objection was raised.

B. Meyer of Polk moved to suspend the rules to consider amendment H-1539.

Roll call was requested by B. Meyer of Polk and Donahue of Linn.

On the question "Shall the rules be suspended to consider amendment H-1539?" (H.F. 902)

The ayes were, 37:

Abdul-Samad	Anderson	Bennett	Bohannon
Cahill	Cohoon	Donahue	Ehlert
Forbes	Gaines	Gjerde	Hall
Hansen	Hunter	Isenhardt	Jacoby
James	Konfrst	Kressig	Kurth
Mascher	McConkey	Meyer, B.	Nielsen
Oldson	Olson	Prichard	Running-Marquardt
Smith	Staed	Steckman	Sunde
Wessel-Kroeschell	Wilburn	Williams	Winckler
Wolfe			

The nays were, 57:

Andrews	Bacon	Baxter	Bergan
Best	Bloomingdale	Boden	Bossman
Bousselot	Brink	Bush	Cisneros
Deyoe	Dolecheck	Dunwell	Fisher
Fry	Gerhold	Gobble	Graber
Gustafson	Hein	Hite	Holt
Ingels	Jacobsen	Jeneary	Jones
Kaufmann	Kerr	Klein	Latham
Lundgren	Maxwell	McClintock	Mitchell
Mohr	Mommsen	Moore	Nordman
Osmundson	Paustian	Salmon	Sexton
Shipley	Sieck	Siegrist	Sorensen
Stone	Thompson	Thorup	Westrich
Wheeler	Wills	Windschitl	Worthan
Speaker			
Grassley			

Absent or not voting, 6:

Bradley	Brown-Powers	Judge	Lohse
Meyer, A.	Thede		

The motion to suspend the rules lost.

Wolfe of Clinton rose on a point of order under Rule 10, decorum in debate.

The Speaker ruled the point well taken.

Stone of Winnebago moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (H.F. 902)

The ayes were, 68:

Andrews	Bacon	Baxter	Bennett
Bergan	Best	Bloomingdale	Boden
Bohannon	Bossman	Bousselot	Brink
Bush	Deyoe	Dolecheck	Dunwell
Ehlert	Fisher	Fry	Gerhold
Gobble	Graber	Gustafson	Hall
Hansen	Hein	Hite	Holt
Ingels	Jacobsen	Jeneary	Jones
Kaufmann	Kerr	Klein	Latham
Lundgren	Maxwell	McClintock	Meyer, B.
Mitchell	Mohr	Mommsen	Moore
Nielsen	Nordman	Osmundson	Paustian
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Siegrist	Smith	Sorensen
Steckman	Stone	Sunde	Thompson
Thorup	Westrich	Wheeler	Wills
Windschitl	Wolfe	Worthan	Speaker
			Grassley

The nays were, 27:

Abdul-Samad	Anderson	Cahill	Cisneros
Cohoon	Donahue	Forbes	Gaines
Gjerde	Hunter	Isenhart	Jacoby
James	Judge	Konfrst	Kressig
Kurth	Mascher	McConkey	Oldson
Olson	Prichard	Staed	Wessel-Kroeschell
Wilburn	Williams	Winckler	

Absent or not voting, 5:

Bradley	Brown-Powers	Lohse	Meyer, A.
Thede			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGE

Windschitl of Harrison asked and received unanimous consent that **House File 902** be immediately messaged to the Senate.

House File 901, a bill for an act providing for congressional and legislative districts and including effective date provisions, was taken up for consideration.

SENATE FILE 621 SUBSTITUTED FOR HOUSE FILE 901

Kaufmann of Cedar asked and received unanimous consent to substitute Senate File 621 for House File 901.

Senate File 621, a bill for an act providing for congressional and legislative districts and including effective date provisions, was taken up for consideration.

Kaufmann of Cedar moved that the bill be read a last time now and placed upon its passage which motion prevailed and the bill was read a last time.

On the question "Shall the bill pass?" (S.F. 621)

The ayes were, 93:

Abdul-Samad	Anderson	Andrews	Bacon
Baxter	Bennett	Bergan	Best
Bloomingtondale	Boden	Bohannon	Bossman
Bousselot	Brink	Bush	Cahill
Cisneros	Cohoon	Deyoe	Dolecheck
Donahue	Dunwell	Ehlert	Fisher
Forbes	Fry	Gaines	Gerhold
Gjerde	Gobble	Grabner	Gustafson
Hall	Hansen	Hein	Hite
Holt	Hunter	Ingels	Isenhardt
Jacoby	James	Jones	Judge
Kaufmann	Kerr	Klein	Konfrst
Kressig	Kurth	Latham	Lundgren
Mascher	Maxwell	McClintock	McConkey
Meyer, B.	Mitchell	Mohr	Mommson
Moore	Nielsen	Nordman	Oldson
Olson	Osmundson	Paustian	Prichard
Running-Marquardt	Salmon	Sexton	Shipley
Sieck	Siegrist	Smith	Sorensen
Staed	Steckman	Stone	Sunde

Thompson	Thorup	Wessel-Kroeschell	Westrich
Wheeler	Wilburn	Williams	Wills
Winckler	Windschitl	Wolfe	Worthan
Speaker			
Grassley			

The nays were, 2:

Jacobsen	Jeneary
----------	---------

Absent or not voting, 5:

Bradley	Brown-Powers	Lohse	Meyer, A.
Thede			

The bill having received a constitutional majority was declared to have passed the House and the title was agreed to.

IMMEDIATE MESSAGE

Windschitl of Harrison asked and received unanimous consent that the following bill be immediately messaged to the Senate: **Senate File 621.**

HOUSE FILE WITHDRAWN

Windschitl of Harrison asked and received unanimous consent to withdraw House File 901 from further consideration by the House.

ADOPTION OF HOUSE CONCURRENT RESOLUTION 14

Windschitl of Harrison 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

Windschitl of Harrison asked and received unanimous consent that **House Concurrent Resolution 14** be immediately messaged to the Senate.

LEAVE OF ABSENCE

Leave of absence was granted during voting as follows:

Bradley of Jones
Lohse of Polk
Thede of Scott

Brown-Powers of Black Hawk
Meyer, A. of Webster

The House stood at ease at 6:00 p.m., until the fall of the gavel.

The House resumed session at 6:38 p.m., Speaker Grassley in the chair.

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on October 28, 2021, passed the following bill in which the concurrence of the Senate was asked:

House File 902, a bill for an act relating to COVID-19 vaccination requirements by employers and unemployment insurance and including effective date provisions.

W. CHARLES SMITHSON, Secretary

EXPLANATION OF VOTE

On October 28, 2021, I was necessarily absent during voting in the House chamber. Had I been present, I would have voted as follows:

Amendment H—1538 suspend the rules (H.F. 902) —“aye”

Amendment H—1539 suspend the rules (H.F. 902) —“aye”

House File 902—“nay” Senate File 621—“aye”

Brown-Powers of Black Hawk

STUDY BILL COMMITTEE ASSIGNMENTS

H.S.B. 280 State Government

Providing for congressional and legislative districts and including effective date provisions.

H.S.B. 281 State Government

Relating to COVID-19 vaccination requirements by employers and unemployment insurance and including effective date provisions.

STUDY BILL SUBCOMMITTEE ASSIGNMENTS**House Study Bill 280
(Committee of the Whole)**

State Government: Kaufmann, Chair; Bacon, Bloomingdale, Boden, Bohannon, Bossman, Cohoon, Donahue, Gjerde, Hunter, Jacobsen, Jones, Konfrst, Lundgren, Mascher, Mitchell, Moore, Nordman, Sexton, Siegrist, Stone, Wilburn and Wolfe.

House Study Bill 281

State Government: Stone, Chair; Kaufmann and Mascher.

COMMITTEE RECOMMENDATIONS

MR. SPEAKER: The Chief Clerk of the House respectfully reports that the following committee recommendations have been received and are on file in the office of the Chief Clerk:

MEGHAN NELSON
Chief Clerk of the House

COMMITTEE ON STATE GOVERNMENT

Committee Bill (Formerly House Study Bill 280), providing for congressional and legislative districts and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Amend and Do Pass** October 28, 2021.

Committee Bill (Formerly House Study Bill 281), relating to COVID-19 vaccination requirements by employers and unemployment insurance and including effective date provisions.

Fiscal Note: **No**

Recommendation: **Do Pass** October 28, 2021.

AMENDMENTS FILED

H-1538	H.F.	902	Hunter of Polk
H-1539	H.F.	902	B. Meyer of Polk

FINAL ADJOURNMENT

By virtue of House Concurrent Resolution 14, duly adopted, the day of Thursday, October 28, 2021, having arrived, the Speaker of the House of Representatives declared the 2021 Second Extraordinary Session of the Eighty-ninth General Assembly adjourned sine die at 6:39 p.m.

SUPPLEMENT

The following reports and communications were received subsequent to final adjournment of the Second Extraordinary Session on October 28, 2021:

MESSAGE FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker: I am directed to inform your honorable body that the Senate has on October 29, 2021, 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.

W. CHARLES SMITHSON, Secretary

BILL ENROLLED, SIGNED AND SENT TO GOVERNOR

The Chief Clerk of the House submitted the following report:

Mr. Speaker: The Chief Clerk of the House respectfully reports that the following bill has been examined and found correctly enrolled, signed by the Speaker of the House and the President of the Senate, and presented to the Governor for approval on this 29th day of October, 2021: House File 902.

MEGHAN NELSON
Chief Clerk of the House

BILLS SIGNED BY THE GOVERNOR

A communication was received from the Governor announcing the following bills were approved and transmitted to the Secretary of State:

House File 902, a bill for an act relating to COVID-19 vaccination requirements by employers and unemployment insurance and including effective date provisions. Approved October 29, 2021.

Senate File 621, a bill for an act providing for congressional and legislative districts and including effective date provisions. Approved November 4, 2021.

COMMITTEE REVISION

The Speaker announced the following committee change effective November 1, 2021:

State Government
Meyer, A. replaced Stone

State of Iowa

JOURNAL OF THE HOUSE

Volume II

2021
REGULAR SESSION
EIGHTY-NINTH
GENERAL ASSEMBLY

Convened – January 11, 2021

Adjourned – May 19, 2021

Extraordinary Sessions
October 5 and October 28, 2021

KIM REYNOLDS, Governor
PAT GRASSLEY, Speaker of the House
JAKE CHAPMAN, President of the Senate

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AMENDMENTS FILED

H-1001

- 1 Amend House Resolution 3 as follows:
- 2 1. Page 5, line 9, by striking <Reserved> and inserting
- 3 <Masks in the Capitol>
- 4 2. Page 5, after line 11 by inserting:
- 5 <Masks shall be worn by all persons in the capitol building
- 6 when an emergency public health proclamation is effective,
- 7 unless a person has a doctor's authorization to not wear a
- 8 mask.>

B. MEYER of Polk

H-1002

- 1 Amend House Resolution 3 as follows:
- 2 1. Page 25, by striking line 21 and inserting:
- 3 <Reserved Masks in Meetings
- 4 Masks shall be worn by all persons attending a subcommittee
- 5 meeting or a committee meeting in person when an emergency
- 6 public health proclamation is effective, unless a person has a
- 7 doctor's authorization to not wear a mask.>

B. MEYER of Polk

H-1003

- 1 Amend House Resolution 3 as follows:
- 2 1. Page 27, after line 7 by inserting:
- 3 <During subcommittee meetings, the subcommittee shall allow
- 4 and accept public comment by telephonic means or through video
- 5 conferencing.>

B. MEYER of Polk

H-1004

- 1 Amend House Resolution 3 as follows:
- 2 1. Page 28, after line 7 by inserting:
- 3 <When a public health emergency is effective during the
- 4 first session of the eighty-ninth general assembly, a member
- 5 may attend, participate, and vote in a committee meeting
- 6 remotely by telephonic means or through video conferencing.>

B. MEYER of Polk

H-1005

- 1 Amend House Resolution 3 as follows:

- 2 1. Page 39, line 10, by striking <twenty> and inserting
 3 <thirty>
 4 2. Page 39, line 22, by striking <twenty-minute> and
 5 inserting <thirty-minute>

B. MEYER of Polk

H-1006

- 1 Amend the amendment, H-1001, to House Resolution 3 as
 2 follows:
 3 1. Page 1, by striking lines 7 and 8 and inserting <unless
 4 a person has a philosophical or religious objection to the
 5 contrary or a medical concern preventing compliance with this
 6 rule.>>

SHIPLEY of Van Buren

H-1007

- 1 Amend the amendment, H-1002, to House Resolution 3 as
 2 follows:
 3 1. Page 1, lines 6 and 7, by striking <a person has a
 4 doctor's authorization to not wear a mask.> and inserting
 5 <a person has a philosophical or religious objection to the
 6 contrary or a medical concern preventing compliance with this
 7 rule.>

SHIPLEY of Van Buren

H-1008

- 1 Amend House Joint Resolution 4 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.** The right of the
 9 people to keep and bear Arms shall not be infringed.
 10 Sec. 2. REFERRAL AND PUBLICATION. The foregoing proposed
 11 amendment to the Constitution of the State of Iowa is referred
 12 to the general assembly to be chosen at the next general
 13 election for members of the general assembly, and shall be
 14 published as provided by law for three months previous to the
 15 date of that election.>

BRECKENRIDGE of Jasper

H-1009

- 1 Amend House Joint Resolution 4 as follows:
- 2 1. Page 1, line 5, by striking <Right to keep and bear arms.
3 Sec. 1A.> and inserting <Sec. 1A. **Right to keep and bear arms.**>
- 4 2. Page 1, line 9, after <scrutiny> by inserting <, except
5 that strict scrutiny shall not be applied to any current or
6 future federal or state law, order, policy, resolution, rule,
7 or regulation relating to background checks>
- 8 3. Page 1, by striking lines 10 through 17 and inserting:
9 <Sec. 2. REFERRAL AND PUBLICATION. The foregoing proposed
10 amendment to the Constitution of the State of Iowa is referred
11 to the general assembly to be chosen at the next general
12 election for members of the general assembly, and shall be
13 published as provided by law for three months previous to the
14 date of that election.>

KONFRST of Polk
BRECKENRIDGE of Jasper
HALL of Woodbury
HUNTER of Polk
McCONKEY of Pottawattamie
OLSON of Polk
STAED of Linn
SUNDE of Polk
WILLIAMS of Black Hawk

ANDERSON of Polk
DONAHUE of Linn
HANSEN of Woodbury
KRESSIG of Black Hawk
NIELSEN of Johnson
PRICHARD of Floyd
STECKMAN of Cerro Gordo
WESSEL-KROESCHELL of Story

H-1010

- 1 Amend House File 196 as follows:
- 2 1. Page 1, after line 33 by inserting:
3 <Sec. ____ JOINT HEALTH CARE-RELATED POSTSECONDARY
4 EDUCATIONAL AND RESIDENCY ASSISTANCE PROGRAMS — REVIEW.
- 5 1. The college student aid commission and the department
6 of public health shall jointly conduct a review of all health
7 care-related postsecondary education assistance programs
8 established in statute and administered by the college
9 student aid commission or by the department of public health,
10 including but not limited to programs established under section
11 135.107, subsection 3, and sections 135.175, 135.176, 135.178,
12 135.179, 135.181, 261.113, 261.114, 261.115, and 261.116. The
13 commission and the department shall do all of the following:
- 14 a. Identify issues relating to the advantages and
15 disadvantages of combining grant, loan, or other financial
16 assistance programs or application processes relating to such
17 health care-related programs.
- 18 b. Identify any duplication in programming.
- 19 c. Explore consolidation and expansion of state-funded loan
20 repayment programs for health care providers.
- 21 d. Evaluate options for additional health care provider
22 retention incentive programs.
- 23 e. Consider length and duration of residency programs for

- 24 future investments.
 25 f. Consider community health professional needs surveys
 26 conducted in this state.
 27 2. The commission and the department shall jointly
 28 report the results of the review, including any findings and
 29 recommendations, to the general assembly by April 1, 2022.>
 30 2. Title page, line 2, after <program> by inserting <and
 31 providing for a joint review of health care-related assistance
 32 programs>
 33 3. By renumbering as necessary.

WINCKLER of Scott

H-1011

- 1 Amend House Joint Resolution 5 as follows:
 2 1. Page 1, line 8, after <of abortion.> by inserting <This
 3 section shall not be construed to prohibit the sale, use,
 4 prescription, or administration of a measure, drug, or chemical
 5 designed for the purposes of contraception.>

NIELSEN of Johnson
 DONAHUE of Linn
 HANSEN of Woodbury
 KONFRST of Polk
 McCONKEY of Pottawattamie
 STECKMAN of Cerro Gordo
 WESSEL-KROESCHELL of Story
 WOLFE of Clinton

ANDERSON of Polk
 HALL of Woodbury
 HUNTER of Polk
 KURTH of Scott
 OLSON of Polk
 SUNDE of Polk
 WILLIAMS of Black Hawk

H-1012

- 1 Amend House Joint Resolution 5 as follows:
 2 1. Page 1, line 8, after <of abortion> by inserting <
 3 unless the woman is certified by a physician to be in danger of
 4 death unless the abortion is performed>

WOLFE of Clinton
 DONAHUE of Linn
 HANSEN of Woodbury
 KONFRST of Polk
 NIELSEN of Johnson
 STECKMAN of Cerro Gordo
 WESSEL-KROESCHELL of Story

ANDERSON of Polk
 HALL of Woodbury
 HUNTER of Polk
 KURTH of Scott
 OLSON of Polk
 SUNDE of Polk

H-1013

- 1 Amend House Joint Resolution 5 as follows:
 2 1. Page 1, line 8, after <of abortion> by inserting <
 3 unless the pregnancy is the result of rape or incest>

ANDERSON of Polk

DONAHUE of Linn

HALL of Woodbury
HUNTER of Polk
KURTH of Scott
NIELSEN of Johnson
STECKMAN of Cerro Gordo
WESSEL-KROESCHELL of Story

HANSEN of Woodbury
KONFRST of Polk
McCONKEY of Pottawattamie
OLSON of Polk
SUNDE of Polk

H-1014

1 Amend House Joint Resolution 5 as follows:
2 1. Page 1, line 8, after <of abortion.> by inserting <This
3 section shall not be construed to prohibit or affect the
4 disposition of unused embryos produced for the purposes of
5 in-vitro fertilization.>

SUNDE of Polk
DONAHUE of Linn
HANSEN of Woodbury
KONFRST of Polk
McCONKEY of Pottawattamie
OLSON of Polk
WESSEL-KROESCHELL of Story

ANDERSON of Polk
HALL of Woodbury
HUNTER of Polk
KURTH of Scott
NIELSEN of Johnson
STECKMAN of Cerro Gordo

H-1015

1 Amend the amendment, H-1008, to House Joint Resolution 4 as
2 follows:
3 1. Page 1, by striking lines 1 through 15 and inserting:
4 <Amend House Joint Resolution 4 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.>>

BRECKENRIDGE of Jasper
DONAHUE of Linn
HALL of Woodbury
HUNTER of Polk
JUDGE of Dallas
KRESSIG of Black Hawk

ANDERSON of Polk
GJERDE of Linn
HANSEN of Woodbury
JAMES of Dubuque
KONFRST of Polk
KURTH of Scott

NIELSEN of Johnson
PRICHARD of Floyd
STAED of Linn
SUNDE of Polk
WILLIAMS of Black Hawk

OLSON of Polk
SMITH of Black Hawk
STECKMAN of Cerro Gordo
WESSEL-KROESCHELL of Story
WOLFE of Clinton

H-1016

- 1 Amend House File 229 as follows:
- 2 1. Page 1, by striking lines 3 and 4 and inserting:
- 3 <1. a. Notwithstanding any provision of law to the
- 4 contrary, including 2020 Iowa Acts, chapter 1107, except as
- 5 provided in paragraph “b” of this section, beginning no later
- 6 than>
- 7 2. Page 1, after line 24 by inserting:
- 8 <b. The provisions of paragraph “a” apply only to a
- 9 school district or accredited nonpublic school that follows
- 10 the guidelines issued by the centers for disease control and
- 11 prevention of the United States department of health and human
- 12 services to prevent or contain the spread of COVID-19.>

CAHILL of Marshall

H-1017

- 1 Amend House File 229 as follows:
- 2 1. Page 1, line 1, by striking <IN-PERSON> and inserting
- 3 <SCHOOL DISTRICT AND ACCREDITED NONPUBLIC SCHOOL>
- 4 2. Page 1, line 10, after <in-person> by inserting
- 5 <instruction, full-time remote instruction, or hybrid>
- 6 3. Page 1, line 16, after <in-person> by inserting
- 7 <instruction, full-time remote instruction, or hybrid>
- 8 4. Page 1, line 20, after <in-person> by inserting
- 9 <instruction, full-time remote instruction, or hybrid>
- 10 5. Page 1, line 22, after <in-person> by inserting
- 11 <instruction, full-time remote instruction, or hybrid>
- 12 6. Page 2, line 3, after <in-person> by inserting
- 13 <instruction, full-time remote instruction, or hybrid>

MASCHER of Johnson

H-1018

- 1 Amend House File 229 as follows:
- 2 1. Page 1, line 3, after <1.> by inserting <a.>
- 3 2. Page 1, after line 24 by inserting:
- 4 <b. The provisions of this subsection are not applicable for
- 5 a specific school district attendance or accredited nonpublic
- 6 school attendance center unless all of the practitioners and
- 7 other persons, including but not limited to para-educators,
- 8 food service workers, custodians and school bus drivers, who
- 9 want to be vaccinated against COVID-19 and who are employed

10 by the school district or accredited nonpublic school to work
11 in the attendance center to which the parent's student is
12 assigned, are vaccinated against COVID-19. The department
13 of public health shall notify the school administrator or
14 authority in charge of the affected school, as appropriate,
15 of the date by which this subsection is applicable for each
16 specific school district attendance center and accredited
17 nonpublic school.>

DONAHUE of Linn

H-1019

1 Amend House File 229 as follows:
2 1. Page 1, line 21, after <five> by inserting <school>

SMITH of Black Hawk

H-1020

1 Amend House File 229 as follows:
2 1. Page 1, line 24, after <options.> by inserting <The
3 school district or accredited nonpublic school shall begin
4 the full-time in-person instruction selected by a parent or
5 guardian not later than ten days following receipt of the
6 parent's or guardian's decision.>

CAHILL of Marshall

H-1021

1 Amend House File 229 as follows:
2 1. Page 2, line 13, after <teachers> by inserting <, school
3 food service employees,>

SMITH of Black Hawk

H-1022

1 Amend House File 229 as follows:
2 1. Page 2, by striking lines 2 through 14 and inserting
3 <2020, and ending June 30, 2021, in determining whether to
4 grant permission to a school district or accredited nonpublic
5 school to provide primarily continuous remote learning, in
6 addition to the positivity rate in the county which the school
7 district or school is located and the percentage of absenteeism
8 in the school district or school, the department of education
9 shall consider data regarding the number of staff employed
10 by the school district or school who are quarantining due to
11 exposure to COVID-19, who are absent for any other reason, and
12 who have been vaccinated for COVID-19; as well as the scarcity
13 of substitute teachers, school bus drivers, custodians,

14 administrators, associates, and other staff employed by the
15 school district or accredited nonpublic school.>

SMITH of Black Hawk

H-1023

1 Amend House File 229 as follows:
2 1. Page 1, line 24, after <options.> by inserting <Notice
3 provided under this subsection shall be in the primary language
4 of the parent or guardian.>

SMITH of Black Hawk

H-1024

1 Amend House File 229 as follows:
2 1. Page 2, after line 14, by inserting:
3 <Sec. ____ VACCINATION PLAN — DEPARTMENTS OF EDUCATION AND
4 PUBLIC HEALTH. For the school year beginning July 1, 2020,
5 and ending June 30, 2021, the department of public health, in
6 collaboration with the department of education, shall develop
7 and implement a COVID-19 vaccination plan for all school staff
8 employed by Iowa's school districts and accredited nonpublic
9 schools and shall communicate the plan to the administrators
10 and school staff at every school district and accredited
11 nonpublic school in the state.>
12 2. Title page, line 3, after <schools,> by inserting <a
13 vaccination plan for school staff,>
14 3. By renumbering as necessary.

STECKMAN of Cerro Gordo

H-1025

1 Amend House File 229 as follows:
2 1. Page 1, by striking line 5 and inserting <the first
3 Monday that is at least two weeks after the effective date of
4 this Act and>
5 2. Page 2, by striking lines 4 through 14 and inserting
6 <pursuant to section 1 of this Act, or authorizes a
7 brick-and-mortar school district or accredited nonpublic
8 school to provide primarily remote learning in accordance
9 with 2020 Iowa Acts, chapter 1107, by conditioning the waiver
10 or authorization on approval by the department of education,
11 the department of education shall consider, in addition to
12 any other factors or information, data regarding the number
13 of teachers employed by the school district or school who
14 are quarantining due to exposure to COVID-19, as well as the
15 scarcity of substitute teachers, food service workers, and
16 school bus drivers.>

THOMPSON of Greene

H-1026

- 1 Amend the amendment, H-1025, to House File 229, as follows:
2 1. Page 1, after line 16 by inserting:
3 <Sec. ____ VACCINATION PLAN — DEPARTMENTS OF EDUCATION AND
4 PUBLIC HEALTH. For the school year beginning July 1, 2020,
5 and ending June 30, 2021, the department of public health, in
6 collaboration with the department of education, shall develop
7 and implement a COVID-19 vaccination plan for all school staff
8 employed by Iowa's school districts and accredited nonpublic
9 schools and shall communicate the plan to the administrators
10 and school staff at every school district and accredited
11 nonpublic school in the state.
12 ____ Title page, line 3, after <schools,> by inserting <a
13 vaccination plan for school staff,>
14 ____ By renumbering as necessary.>

STECKMAN of Cerro Gordo

H-1027

- 1 Amend the amendment, H-1025, to House File 229, as follows:
2 1. Page 1, by striking lines 12 through 16 and inserting
3 <the positivity rate in the county which the school district
4 or school is located and the percentage of absenteeism in the
5 school district or school, the department of education shall
6 also consider data regarding the number of staff employed by
7 the school district or school who are quarantining due to
8 exposure to COVID-19, who are absent for any other reason, and
9 who have been vaccinated for COVID-19; as well as the scarcity
10 of substitute teachers, school bus drivers, custodians,
11 administrators, associates, and other staff employed by the
12 school district or accredited nonpublic school.>>

SMITH of Black Hawk

H-1028

- 1 Amend House File 233 as follows:
2 1. Page 4, by striking lines 8 through 14 and inserting:
3 <1. Identifying characteristics of the plaintiff shall be
4 redacted from all pleadings and documents filed in the action
5 under rule of civil procedure 1.422, without court order.
6 2. A plaintiff to whom subsection 1 applies shall file with
7 the court and serve on the defendant a protected information
8 form, pursuant to rule of electronic procedure 16.606, that
9 includes the excluded or redacted plaintiff's name and other
10 identifying characteristics.>

KLEIN of Washington

H-1029

- 1 Amend House File 304 as follows:
2 1. Page 3, by striking line 18 and inserting <321.450 or 49
3 U.S.C. ch. 51 that is required to be placarded.>
4 2. Page 5, line 15, by striking <one> and inserting <five>

BACON of Story

H-1030

- 1 Amend House File 292 as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <Section 1. CHILD CARE PROVIDER REIMBURSEMENT RATES.
5 1. Effective July 1, 2021, for child care providers
6 reimbursed under the state child care assistance program, the
7 department of human services shall set the reimbursement rates
8 of those providers for whom the reimbursement rate is below
9 such percentile at the seventy-fifth percentile of the most
10 recent market rate survey completed prior to July 1, 2021.
11 2. After July 1, 2021, each time a new market rate survey is
12 completed, the department shall set the reimbursement rates of
13 those providers for whom the reimbursement rate is below such
14 percentile at the seventy-fifth percentile of the most recent
15 market rate survey completed.
16 3. The department shall also adjust quality rating
17 system bonuses to reflect the increased child care provider
18 reimbursement rates as appropriate.>

EHLERT of Linn

H-1031

- 1 Amend House File 260 as follows:
2 1. Page 1, line 9, by striking <school-aged> and inserting
3 <school-aged, and the child care provider enters into a child
4 <care assistance provider agreement with the department.>

EHLERT of Linn

H-1032

- 1 Amend House File 233 as follows:
2 1. Page 1, line 34, after <Masturbation> by inserting <,
3 which means the same as “*masturbate*” as defined in section
4 709.9, subsection 2, paragraph “c”>

LOHSE of Polk

H-1033

1 Amend House File 370 as follows:

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

4 <DIVISION I

5 Section 1. Section 422.12C, subsection 1, Code 2021, is
6 amended by striking the subsection and inserting in lieu
7 thereof the following:

8 1. The taxes imposed under this subchapter, less the amounts
9 of nonrefundable credits allowed under this subchapter, shall
10 be reduced by a child and dependent care credit equal to the
11 following percentages of the federal child and dependent care
12 credit provided in section 21 of the Internal Revenue Code,
13 without regard to whether or not the federal credit was limited
14 by the taxpayer's federal tax liability:

15 a. For a taxpayer with net income of less than forty-five
16 thousand dollars, one hundred percent.

17 b. For a taxpayer with net income of forty-five thousand
18 dollars or more but less than ninety thousand dollars, thirty
19 percent.

20 c. For a taxpayer with net income of ninety thousand dollars
21 or more but less than one hundred thousand dollars, twenty-five
22 percent.

23 d. For a taxpayer with net income of one hundred thousand
24 dollars or more but less than one hundred twenty-five thousand
25 dollars, twenty percent.

26 e. For a taxpayer with net income of one hundred twenty-five
27 thousand dollars or more but less than one hundred fifty
28 thousand dollars, fifteen percent.

29 f. For a taxpayer with net income of one hundred fifty
30 thousand dollars or more but less than one hundred seventy-five
31 thousand dollars, ten percent.

32 g. For a taxpayer with net income of one hundred
33 seventy-five thousand dollars or more but less than two hundred
34 fifty thousand dollars, five percent.

35 h. For a taxpayer with net income of two hundred fifty

PAGE 2

1 thousand dollars or more, zero percent.

2 Sec. 2. RETROACTIVE APPLICABILITY. This division of this
3 Act applies retroactively to January 1, 2021, for tax years
4 beginning on or after that date.

5 DIVISION II

6 Sec. 3. NEW SECTION. 237D.1 Definitions.

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

9 1. "Child" means the same as defined in section 237A.1.

10 2. "Child care" means the same as defined in section 237A.1.

11 3. "Child development home" means the same as defined in
12 section 237A.1.

13 4. *“Department”* means the department of human services.
14 5. *“Facility”* means the same as defined in section 237A.1.
15 6. *“Fund”* means the child care center and child development
16 home grant fund.
17 7. *“Home”* means a child development home.
18 8. *“Licensed child care center”* or *“center”* means a facility
19 providing child care or preschool services for seven or more
20 children that has been issued a license by the department
21 pursuant to section 237A.2.
22 9. *“Program”* means the child care center and child
23 development home grant program.
24 Sec. 4. **NEW SECTION. 237D.2 Child care center and child**
25 **development home grant fund.**
26 1. A child care center and child development home grant fund
27 is created and established as a separate and distinct fund in
28 the state treasury under the control of the department.
29 2. a. The fund may consist of any moneys appropriated by
30 the general assembly for purposes of this chapter and any other
31 moneys that are lawfully available to the department. Moneys
32 in the fund are appropriated to the department and shall be
33 used for the purposes of this chapter.
34 b. Notwithstanding section 8.33, moneys in the fund
35 that remain unencumbered or unobligated at the close of the

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1 fiscal year shall not revert but shall remain available for
2 expenditure for the purposes of this section in succeeding
3 fiscal years. Notwithstanding section 12C.7, subsection 2,
4 interest earned on moneys in the fund shall be credited to the
5 fund.
6 Sec. 5. **NEW SECTION. 237D.3 Child care center and child**
7 **development home grant program.**
8 1. The department shall adopt rules to establish and
9 administer a child care center and child development home
10 grant program to provide for the allocation of money in the
11 fund in the form of grants, not to exceed fifty thousand
12 dollars per grant, to eligible persons for costs related to
13 the establishment of a new licensed child care center or
14 a new child development home, or for the expansion of an
15 existing licensed child care center or the expansion of an
16 existing child development home. For any one fiscal year, the
17 department shall not approve more than four million dollars
18 in grants. The rules adopted by the department shall specify
19 the eligibility requirements for applicants of the program and
20 the items eligible for a program grant. Items eligible for a
21 program grant must include the costs related to licensing or
22 registration, supplies, and infrastructure.
23 2. A new center or a new home must be licensed or registered
24 and fully operational within two years of the date of an
25 applicant's receipt of a grant.
26 3. Of the children for whom a new or expanded center or a

27 new or expanded home provide child care, a minimum of twenty
28 percent of the children must be from a family that qualifies
29 for state child care assistance pursuant to section 237A.13.
30 4. A person that is awarded a grant shall enter into an
31 agreement with the department that specifies the requirements
32 that must be maintained throughout the period of the agreement
33 in order for the person to retain the grant. The agreement
34 must contain, at a minimum, provisions addressing all of the
35 following:

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- 1 a. The legal name of the person receiving the grant.
- 2 b. The amount of the grant.
- 3 c. Annual certification by the person to the department of
4 compliance with the requirements of the agreement, the program,
5 and this chapter.
- 6 d. The repayment of the grant, or a portion of the grant,
7 if the person does not meet all of the requirements of the
8 agreement, the program, and this chapter.
- 9 e. If a new center or a new home for which the grant was
10 received goes out of business within two years of the date the
11 new center or new home becomes fully operational pursuant to
12 subsection 2, the grant shall be subject to repayment. If an
13 expanded center or an expanded home for which the grant was
14 received goes out of business within two years of the date on
15 which the grant was received, the grant shall be subject to
16 repayment.

17 DIVISION III

18 Sec. 6. NEW SECTION. 237A.31 Small business child care tax
19 **credit.**

- 20 1. As used in this section "*small business*" means any
21 enterprise which is located in this state, which is operated
22 for profit and under a single management, and which has either
23 fewer than twenty employees or an annual gross income of less
24 than four million dollars computed as the average of the three
25 preceding fiscal years. This definition does not apply to any
26 program or activity for which a definition for small business
27 is provided for the program or activity by federal law or
28 regulation or other state law.
- 29 2. A small business may receive a child care tax credit
30 for providing child care employee benefits to employees of the
31 business. The credit may be applied against income tax imposed
32 under chapter 422, subchapter II or III, the franchise tax
33 imposed under chapter 422, subchapter V, the gross premiums
34 tax imposed under chapter 432, or the moneys and credits tax
35 imposed in section 533.329. The amount of the credit equals

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- 1 the costs to provide the benefit up to three thousand dollars
- 2 per employee per year.

3 3. The aggregate amount of tax credits authorized pursuant
4 to this section shall not exceed a total of two million
5 dollars per fiscal year, and shall be awarded on a first-come,
6 first-served basis.

7 4. To be eligible for a small business child care tax
8 credit, the small business must provide child care employee
9 benefits to employees of the business through any of the
10 following:

11 a. Build a new structure or rehabilitate an existing
12 structure to be used as a child care center at or near the small
13 business where the children of the employees of the business
14 are provided child care. A small business may construct or
15 rehabilitate the structure in conjunction with another business
16 but only the actual cost of the business shall be considered in
17 determining the credit.

18 b. Operate or lease a child care center at or near the small
19 business where the children of the employees of the business
20 are provided child care.

21 5. Any credit in excess of the tax liability is not
22 refundable but the excess for the tax year may be credited
23 to the tax liability for the following five years or until
24 depleted, whichever is earlier. The director of revenue shall
25 adopt rules to implement this section.

26 Sec. 7. NEW SECTION. 422.12O Small business child care tax
27 credit.

28 1. The taxes imposed under this subchapter, less the credits
29 allowed under section 422.12, shall be reduced by a small
30 business child care tax credit received pursuant to section
31 237A.31.

32 2. An individual may claim the tax credit allowed a
33 partnership, S corporation, limited liability company, estate,
34 or trust electing to have the income taxed directly to the
35 individual. The amount claimed by the individual shall be

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1 based upon the pro rata share of the individual's earnings of a
2 partnership, S corporation, limited liability company, estate,
3 or trust.

4 Sec. 8. Section 422.33, Code 2021, is amended by adding the
5 following new subsection:

6 NEW SUBSECTION. 31. The taxes imposed under this subchapter
7 shall be reduced by a small business child care tax credit
8 received pursuant to section 237A.31.

9 Sec. 9. Section 422.60, Code 2021, is amended by adding the
10 following new subsection:

11 NEW SUBSECTION. 14. The taxes imposed under this subchapter
12 shall be reduced by a small business child care tax credit
13 received pursuant to section 237A.31.

14 Sec. 10. NEW SECTION. 432.12N Small business child care
15 tax credit.

16 The taxes imposed under this chapter shall be reduced by

17 a small business child care tax credit received pursuant to
18 section 237A.31.

19 Sec. 11. Section 533.329, subsection 2, Code 2021, is
20 amended by adding the following new paragraph:
21 NEW PARAGRAPH. 1. The moneys and credits tax imposed under
22 this section shall be reduced by a small business child care
23 tax credit received pursuant to section 237A.31.

24 Sec. 12. APPLICABILITY. This division of this Act applies
25 to tax years beginning on or after January 1, 2022.

26 DIVISION IV

27 Sec. 13. Section 237A.13, subsection 7, paragraph c, Code
28 2021, is amended to read as follows:

29 c. Families with an income of more than one hundred
30 percent but not more than ~~one~~ two hundred ~~forty-five~~ percent
31 of the federal poverty level whose members, for at least
32 twenty-eight hours per week in the aggregate, are employed
33 or are participating at a satisfactory level in an approved
34 training program or educational program.

35 Sec. 14. DIRECTIVE TO DEPARTMENT OF HUMAN SERVICES — CHILD

PAGE 7

1 CARE ASSISTANCE.

2 1. The department of human services shall amend its
3 administrative rules pursuant to chapter 17A to do all of the
4 following:

5 a. Provide income eligibility for state child care
6 assistance, according to family size for children needing basic
7 care, to families whose nonexempt gross monthly income does not
8 exceed two hundred percent of the federal poverty level.

9 b. Adjust the state child care assistance copayment
10 schedule in incrementally increased amounts for families whose
11 nonexempt gross monthly income does not exceed two hundred
12 percent of the federal poverty level.

13 2. The rules adopted pursuant to this section shall take
14 effect January 1, 2022.>

15 2. Title page, by striking lines 1 through 4 and inserting
16 <An Act relating to child care, grants and tax credits relating
17 to child care, state child care assistance, and including
18 applicability and retroactive applicability provisions.>

JAMES of Dubuque

H-1034

1 Amend House File 381 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 2021, 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 2021, 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, 2021,

33 and to motor vehicle leases terminated on or after July 1,

34 2021.>

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-1035

1 Amend House File 359 as follows:

2 1. Page 2, after line 15 by inserting:

3 <e. The financial institution conducting the savings

4 promotion drawing shall not charge a fee to a participant to
5 withdraw money from the participant's savings promotion drawing
6 account if the participant has not previously withdrawn money
7 from the account.
8 f. The financial institution conducting the savings
9 promotion drawing shall not charge a fee to a participant to
10 withdraw money from the participant's savings promotion drawing
11 account, subsequent to the participant's first withdrawal, that
12 exceeds the lesser of twenty-five dollars or ten percent of the
13 total amount of money in the participant's account immediately
14 after the participant's previous withdrawal from the account.>

LUNDGREN of Dubuque

H-1036

1 Amend House File 387 as follows:
2 1. Page 1, line 13, by striking <or is employed for
3 compensation on a farm>
4 2. Page 1, line 16, by striking <parents, guardians, or
5 employers> and inserting <parents or guardians>
6 3. Page 1, line 17, by striking <job, employment,> and
7 inserting <job>
8 4. Page 2, line 4, by striking <or is employed for
9 compensation on a farm> and inserting <and provides reasonable
10 proof that the applicant's parent or guardian resides on a
11 farm. Such proof may include but is not limited to a driver's
12 license or nonoperator's identification card displaying an
13 address that is on agricultural land, a copy of a property tax
14 statement showing that the applicant's parent or guardian owns
15 land that is classified as agricultural land, or a copy of
16 a rental statement or agreement showing that the applicant's
17 parent or guardian rents land classified as agricultural land>

GJERDE of Linn

H-1037

1 Amend House File 415 as follows:
2 1. Page 1, line 12, by striking <offer> and inserting
3 <administer>
4 2. Page 1, line 14, by striking <offer> and inserting
5 <administer>
6 3. Title page, line 2, by striking <offer> and inserting
7 <administer>

NORDMAN of Dallas

H-1038

1 Amend House File 295 as follows:
2 1. Page 14, line 23, by striking <a.> and inserting <1.>

- 3 2. Page 14, line 26, by striking <b.> and inserting <2.>
4 3. Page 14, line 30, by striking <c.> and inserting <3.>
5 4. Page 22, line 19, by striking <State> and inserting
6 <state>
7 5. Page 23, line 11, by striking <Chapter> and inserting
8 <chapter>

JONES of Clay

H-1039

- 1 Amend House File 311 as follows:
2 1. Page 1, after line 17 by inserting:
3 <Sec. ____ Section 99B.12, subsection 6, paragraph b,
4 subparagraph (5), Code 2021, is amended to read as follows:
5 (5) One game night per calendar month during the period of
6 fourteen days, subject to the requirements of section 99B.26.>
7 2. Page 1, after line 22 by inserting:
8 <Sec. ____ Section 99B.27, subsection 2, paragraph o, Code
9 2021, is amended to read as follows:
10 o. A qualified organization representing veterans licensed
11 under this section shall not hold ~~more than two card game~~
12 ~~tournaments per month and shall not hold~~ a card game tournament
13 within ~~seven~~ six calendar days of another card game tournament
14 conducted by that qualified organization representing veterans.
15 Card game tournaments held during a game night conducted
16 pursuant to section 99B.26 shall not count toward the limit
17 of one card game tournament per ~~week~~ six calendar days for a
18 license holder. A qualified organization representing veterans
19 shall be allowed to hold only one card game tournament during
20 any period of twenty-four consecutive hours, starting from the
21 time the card game tournament begins.>
22 3. By renumbering as necessary.

MITCHELL of Henry

H-1040

- 1 Amend House File 390 as follows:
2 1. Page 1, line 4, before <discontinue> by inserting
3 <permanently>

WESTRICH of Wapello

H-1041

- 1 Amend House File 438 as follows:
2 1. Page 1, lines 9 and 10, by striking <two and one-half>
3 and inserting <three and eighty-five hundredths>
4 2. Page 1, lines 23 and 24, by striking <two and one-half>
5 and inserting <three and eighty-five hundredths>

SMITH of Black Hawk

H-1042

1 Amend House File 438 as follows:

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

4 <Section 1. Section 257.8, subsections 1 and 2, Code 2021,
5 are amended to read as follows:

6 1. *State percent of growth.* ~~The state percent of growth~~
7 ~~for the budget year beginning July 1, 2018, is one percent.~~
8 The state percent of growth for the budget year beginning
9 July 1, 2019, is two and six hundredths percent. The state
10 percent of growth for the budget year beginning July 1,
11 2020, is two and three-tenths percent. The state percent of
12 growth for the budget year beginning July 1, 2021, is two and
13 two-tenths percent. The state percent of growth for each
14 subsequent budget year shall be established by statute which
15 shall be enacted within thirty days of the transmission of the
16 governor's budget required by February 1 under section 8.21
17 during the regular legislative session beginning in the base
18 year.

19 2. *Categorical state percent of growth.* ~~The categorical~~
20 ~~state percent of growth for the budget year beginning July~~
21 ~~1, 2018, is one percent.~~ The categorical state percent of
22 growth for the budget year beginning July 1, 2019, is two
23 and six hundredths percent. The categorical state percent
24 of growth for the budget year beginning July 1, 2020, is two
25 and three-tenths percent. The categorical state percent of
26 growth for the budget year beginning July 1, 2021, is two and
27 two-tenths percent. The categorical state percent of growth
28 for each budget year shall be established by statute which
29 shall be enacted within thirty days of the transmission of the
30 governor's budget required by February 1 under section 8.21
31 during the regular legislative session beginning in the base
32 year. The categorical state percent of growth may include
33 state percents of growth for the teacher salary supplement, the
34 professional development supplement, the early intervention
35 supplement, the teacher leadership supplement, and for budget

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1 years beginning on or after July 1, 2020, transportation equity
2 aid payments under section 257.16C.

3 Sec. 2. Section 257.9, subsection 2, Code 2021, is amended
4 to read as follows:

5 2. *Regular program state cost per pupil for 1992-1993 and*
6 *succeeding years.*

7 a. For the budget year beginning July 1, 1992, and
8 succeeding budget years beginning before July 1, 2018, the
9 regular program state cost per pupil for a budget year is the
10 regular program state cost per pupil for the base year plus the
11 regular program supplemental state aid for the budget year.

12 b. For the budget year beginning July 1, 2018, the regular

13 program state cost per pupil is the regular program state
14 cost per pupil for the base year plus the regular program
15 supplemental state aid for the budget year, plus five dollars.
16 c. For the budget year beginning July 1, 2019, the regular
17 program state cost per pupil is the regular program state
18 cost per pupil for the base year plus the regular program
19 supplemental state aid for the budget year, plus five dollars.
20 d. For the budget year beginning July 1, 2020, the regular
21 program state cost per pupil is the regular program state
22 cost per pupil for the base year plus the regular program
23 supplemental state aid for the budget year, plus ten dollars.
24 e. For the budget year beginning July 1, 2021, the regular
25 program state cost per pupil is the regular program state
26 cost per pupil for the base year plus the regular program
27 supplemental state aid for the budget year, plus fifteen
28 dollars.
29 ~~e. f.~~ For the budget year beginning July 1, 2021 2022, and
30 succeeding budget years, the regular program state cost per
31 pupil for a budget year is the regular program state cost per
32 pupil for the base year plus the regular program supplemental
33 state aid for the budget year.
34 Sec. 3. Section 257.16B, subsections 1 and 2, Code 2021, are
35 amended to read as follows:

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1 1. For each fiscal year beginning on or after July 1, 2018
2 2019, there is appropriated from the general fund of the state
3 to the department of education an amount necessary to make all
4 school district property tax replacement payments under this
5 section, as calculated in subsection 2.
6 2. ~~a.~~ For the budget year beginning July 1, 2018, the
7 department of management shall calculate for each school
8 district all of the following:
9 (1) The regular program state cost per pupil for the budget
10 year beginning July 1, 2012, multiplied by one hundred percent
11 less the regular program foundation base per pupil percentage
12 pursuant to section 257.1.
13 (2) The regular program state cost per pupil for the budget
14 year beginning July 1, 2018, multiplied by one hundred percent
15 less the regular program foundation base per pupil percentage
16 pursuant to section 257.1.
17 (3) The amount of each school district's property tax
18 replacement payment. Each school district's property tax
19 replacement payment equals the school district's weighted
20 enrollment for the budget year beginning July 1, 2018,
21 multiplied by the remainder of the amount calculated for
22 the school district under subparagraph (2) minus the amount
23 calculated for the school district under subparagraph (1).
24 ~~b. a.~~ For the budget year beginning July 1, 2019, the
25 department of management shall calculate for each school
26 district all of the following:

- 27 (1) The regular program state cost per pupil for the budget
28 year beginning July 1, 2012, multiplied by one hundred percent
29 less the regular program foundation base per pupil percentage
30 pursuant to section 257.1.
- 31 (2) The regular program state cost per pupil for the budget
32 year beginning July 1, 2019, multiplied by one hundred percent
33 less the regular program foundation base per pupil percentage
34 pursuant to section 257.1.
- 35 (3) The amount of each school district's property tax

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- 1 replacement payment. Each school district's property tax
2 replacement payment equals the school district's weighted
3 enrollment for the budget year beginning July 1, 2019,
4 multiplied by the remainder of the amount calculated for
5 the school district under subparagraph (2) minus the amount
6 calculated for the school district under subparagraph (1).
- 7 ~~e. b. For each the budget year beginning ~~on or after~~ July~~
8 ~~1, 2020, the department of management shall calculate for each~~
9 ~~school district all of the following:~~
- 10 (1) The regular program state cost per pupil for the budget
11 year beginning July 1, 2012, multiplied by one hundred percent
12 less the regular program foundation base per pupil percentage
13 pursuant to section 257.1.
- 14 (2) The regular program state cost per pupil for the budget
15 year beginning July 1, 2020, multiplied by one hundred percent
16 less the regular program foundation base per pupil percentage
17 pursuant to section 257.1.
- 18 (3) The amount of each school district's property tax
19 replacement payment. Each school district's property tax
20 replacement payment equals the school district's weighted
21 enrollment for the budget year beginning July 1, 2020.
22 multiplied by the remainder of the amount calculated for
23 the school district under subparagraph (2) minus the amount
24 calculated for the school district under subparagraph (1).
- 25 c. For each budget year beginning on or after July 1, 2021,
26 the department of management shall calculate for each school
27 district all of the following:
- 28 (1) The regular program state cost per pupil for the budget
29 year beginning July 1, 2012, multiplied by one hundred percent
30 less the regular program foundation base per pupil percentage
31 pursuant to section 257.1.
- 32 (2) The regular program state cost per pupil for the budget
33 year beginning July 1, 2021, multiplied by one hundred percent
34 less the regular program foundation base per pupil percentage
35 pursuant to section 257.1.

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- 1 (3) The amount of each school district's property tax
2 replacement payment. Each school district's property tax

3 replacement payment equals the school district's weighted
4 enrollment for the budget year multiplied by the remainder
5 of the amount calculated for the school district under
6 subparagraph (2) minus the amount calculated for the school
7 district under subparagraph (1).

8 Sec. 4. Section 257.16C, subsection 3, paragraph d,
9 subparagraph (3), Code 2021, is amended to read as follows:

10 (3) ~~For each the~~ fiscal year beginning ~~on or after~~ July
11 1, 2021, there is appropriated from the general fund of the
12 state to the department of management for deposit in the
13 transportation equity fund ~~the sum of the following, or so~~
14 ~~much thereof as is necessary~~ an amount necessary to make all
15 transportation equity aid payments under subsection 2, to be
16 used for the purposes of this section.

17 ~~(a) The amount appropriated to the transportation equity~~
18 ~~fund under this paragraph for the immediately preceding fiscal~~
19 ~~year.~~

20 ~~(b) The product of the amount determined under subparagraph~~
21 ~~division (a) multiplied by the categorical percent of growth~~
22 ~~under section 257.8, subsection 2, for the budget year~~
23 ~~beginning on the same date of the fiscal year for which the~~
24 ~~appropriation is made.~~

25 Sec. 5. Section 257.16C, subsection 3, paragraph d, Code
26 2021, is amended by adding the following new subparagraph:
27 NEW SUBPARAGRAPH. (4) For each fiscal year beginning on
28 or after July 1, 2022, there is appropriated from the general
29 fund of the state to the department of management for deposit
30 in the transportation equity fund the sum of the following, or
31 so much thereof as is necessary, to be used for the purposes of
32 this section:

33 (a) The amount appropriated to the transportation equity
34 fund under this paragraph for the immediately preceding fiscal
35 year.

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1 (b) The product of the amount determined under subparagraph
2 division (a) multiplied by the categorical percent of growth
3 under section 257.8, subsection 2, for the budget year
4 beginning on the same date of the fiscal year for which the
5 appropriation is made.

6 Sec. 6. QUALIFIED INSTRUCTION FUNDING SUPPLEMENT FOR FY
7 2021-2022 — APPROPRIATION.

8 1. For the school budget year beginning July 1, 2021, and
9 ending June 30, 2022, each qualified school district shall
10 receive a qualified instruction funding supplement. The
11 supplement shall be in an amount equal to the product of
12 sixty-five dollars multiplied by the budget enrollment for the
13 qualified school district for the budget year beginning July
14 1, 2021.

15 2. The qualified instruction funding supplement shall be
16 miscellaneous income, shall be deposited in the general fund of

17 the school district, may be used for any school general fund
18 purpose, and shall not be included in district cost.
19 3. The qualified instruction funding supplement shall be
20 paid at the same time and in the same manner as foundation
21 aid is paid under section 257.16, and may be included in the
22 monthly payment of state aid under section 257.16, subsection
23 2.
24 4. There is appropriated from the general fund of the state
25 to the department of management for the fiscal year beginning
26 July 1, 2021, and ending June 30, 2022, an amount necessary to
27 make all qualified instruction funding supplement payments for
28 the fiscal year.
29 5. For purposes of this section, "qualified school
30 district" means a brick-and-mortar public school district other
31 than a school district that for the school year beginning July
32 1, 2020, and ending June 30, 2021, did either of the following:
33 a. Provided instruction primarily through remote-learning
34 opportunities without an approved waiver from the department of
35 education for such method of instruction in accordance with the

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1 requirements of 2020 Iowa Acts, ch. 1107; section 279.10; the
2 governor's proclamation of a public health disaster emergency
3 issued July 17, 2020; and subsequent applicable proclamations
4 of a public health disaster emergency issued by the governor
5 pursuant to section 29C.6 and related to COVID-19.
6 b. Failed to comply with the requirement of 2021 Iowa Acts,
7 Senate File 160, section 1, to provide an opportunity for
8 full-time in-person instruction without an approved waiver from
9 the governor authorized under 2021 Iowa Acts, Senate File 160,
10 section 2.
11 Sec. 7. EFFECTIVE DATE. This Act, being deemed of immediate
12 importance, takes effect upon enactment.>
13 2. Title page, by striking lines 1 through 7 and inserting
14 <An Act relating to public school funding by establishing the
15 state percent of growth and the categorical state percent of
16 growth for the budget year beginning July 1, 2021, modifying
17 provisions relating to the regular program state cost per
18 pupil, providing a funding supplement for certain school
19 districts, modifying provisions relating to the property
20 tax replacement payment and the transportation equity
21 payments, making appropriations, and including effective date
22 provisions.>

DOLECHECK of Ringgold

H-1043

1 Amend Senate File 269, as passed by the Senate, as follows:
2 1. By striking everything after the enacting clause and
3 inserting:

4 <Section 1. Section 257.8, subsections 1 and 2, Code 2021,
5 are amended to read as follows:

- 6 1. *State percent of growth.* ~~The state percent of growth~~
7 ~~for the budget year beginning July 1, 2018, is one percent.~~
8 The state percent of growth for the budget year beginning
9 July 1, 2019, is two and six hundredths percent. The state
10 percent of growth for the budget year beginning July 1,
11 2020, is two and three-tenths percent. The state percent of
12 growth for the budget year beginning July 1, 2021, is two
13 and one-half percent. The state percent of growth for each
14 subsequent budget year shall be established by statute which
15 shall be enacted within thirty days of the transmission of the
16 governor's budget required by February 1 under section 8.21
17 during the regular legislative session beginning in the base
18 year.
- 19 2. *Categorical state percent of growth.* ~~The categorical~~
20 ~~state percent of growth for the budget year beginning July~~
21 ~~1, 2018, is one percent.~~ The categorical state percent of
22 growth for the budget year beginning July 1, 2019, is two
23 and six hundredths percent. The categorical state percent
24 of growth for the budget year beginning July 1, 2020, is two
25 and three-tenths percent. The categorical state percent of
26 growth for the budget year beginning July 1, 2021, is two and
27 one-half percent. The categorical state percent of growth
28 for each budget year shall be established by statute which
29 shall be enacted within thirty days of the transmission of the
30 governor's budget required by February 1 under section 8.21
31 during the regular legislative session beginning in the base
32 year. The categorical state percent of growth may include
33 state percents of growth for the teacher salary supplement, the
34 professional development supplement, the early intervention
35 supplement, the teacher leadership supplement, and for budget

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- 1 years beginning on or after July 1, 2020, transportation equity
2 aid payments under section 257.16C.
- 3 Sec. 2. Section 257.9, subsection 2, Code 2021, is amended
4 to read as follows:
- 5 2. *Regular program state cost per pupil for 1992-1993 and*
6 *succeeding years.*
- 7 a. For the budget year beginning July 1, 1992, and
8 succeeding budget years beginning before July 1, 2018, the
9 regular program state cost per pupil for a budget year is the
10 regular program state cost per pupil for the base year plus the
11 regular program supplemental state aid for the budget year.
- 12 b. For the budget year beginning July 1, 2018, the regular
13 program state cost per pupil is the regular program state
14 cost per pupil for the base year plus the regular program
15 supplemental state aid for the budget year, plus five dollars.
- 16 c. For the budget year beginning July 1, 2019, the regular
17 program state cost per pupil is the regular program state

18 cost per pupil for the base year plus the regular program
19 supplemental state aid for the budget year, plus five dollars.
20 *d.* For the budget year beginning July 1, 2020, the regular
21 program state cost per pupil is the regular program state
22 cost per pupil for the base year plus the regular program
23 supplemental state aid for the budget year, plus ten dollars.
24 *e.* For the budget year beginning July 1, 2021, the regular
25 program state cost per pupil is the regular program state
26 cost per pupil for the base year plus the regular program
27 supplemental state aid for the budget year, plus ten dollars.
28 *e. f.* For the budget year beginning July 1, ~~2021~~ 2022, and
29 succeeding budget years, the regular program state cost per
30 pupil for a budget year is the regular program state cost per
31 pupil for the base year plus the regular program supplemental
32 state aid for the budget year.
33 Sec. 3. Section 257.16B, subsections 1 and 2, Code 2021, are
34 amended to read as follows:
35 1. For each fiscal year beginning on or after July 1, ~~2018~~

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1 2019, there is appropriated from the general fund of the state
2 to the department of education an amount necessary to make all
3 school district property tax replacement payments under this
4 section, as calculated in subsection 2.
5 ~~2.-a. For the budget year beginning July 1, 2018, the~~
6 ~~department of management shall calculate for each school~~
7 ~~district all of the following:~~
8 ~~(1) The regular program state cost per pupil for the budget~~
9 ~~year beginning July 1, 2012, multiplied by one hundred percent~~
10 ~~less the regular program foundation base per pupil percentage~~
11 ~~pursuant to section 257.1.~~
12 ~~(2) The regular program state cost per pupil for the budget~~
13 ~~year beginning July 1, 2018, multiplied by one hundred percent~~
14 ~~less the regular program foundation base per pupil percentage~~
15 ~~pursuant to section 257.1.~~
16 ~~(3) The amount of each school district's property tax~~
17 ~~replacement payment. Each school district's property tax~~
18 ~~replacement payment equals the school district's weighted~~
19 ~~enrollment for the budget year beginning July 1, 2018,~~
20 ~~multiplied by the remainder of the amount calculated for~~
21 ~~the school district under subparagraph (2) minus the amount~~
22 ~~calculated for the school district under subparagraph (1).~~
23 *b. a.* For the budget year beginning July 1, 2019, the
24 department of management shall calculate for each school
25 district all of the following:
26 (1) The regular program state cost per pupil for the budget
27 year beginning July 1, 2012, multiplied by one hundred percent
28 less the regular program foundation base per pupil percentage
29 pursuant to section 257.1.
30 (2) The regular program state cost per pupil for the budget
31 year beginning July 1, 2019, multiplied by one hundred percent

32 less the regular program foundation base per pupil percentage
 33 pursuant to section 257.1.
 34 (3) The amount of each school district's property tax
 35 replacement payment. Each school district's property tax

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1 replacement payment equals the school district's weighted
 2 enrollment for the budget year beginning July 1, 2019,
 3 multiplied by the remainder of the amount calculated for
 4 the school district under subparagraph (2) minus the amount
 5 calculated for the school district under subparagraph (1).
 6 ~~e. b. For each the budget year beginning ~~on or after~~ July~~
 7 ~~1, 2020, the department of management shall calculate for each~~
 8 ~~school district all of the following:~~
 9 (1) The regular program state cost per pupil for the budget
 10 year beginning July 1, 2012, multiplied by one hundred percent
 11 less the regular program foundation base per pupil percentage
 12 pursuant to section 257.1.
 13 (2) The regular program state cost per pupil for the budget
 14 year beginning July 1, 2020, multiplied by one hundred percent
 15 less the regular program foundation base per pupil percentage
 16 pursuant to section 257.1.
 17 (3) The amount of each school district's property tax
 18 replacement payment. Each school district's property tax
 19 replacement payment equals the school district's weighted
 20 enrollment for the budget year beginning July 1, 2020,
 21 multiplied by the remainder of the amount calculated for
 22 the school district under subparagraph (2) minus the amount
 23 calculated for the school district under subparagraph (1).
 24 c. For each budget year beginning on or after July 1, 2021,
 25 the department of management shall calculate for each school
 26 district all of the following:
 27 (1) The regular program state cost per pupil for the budget
 28 year beginning July 1, 2012, multiplied by one hundred percent
 29 less the regular program foundation base per pupil percentage
 30 pursuant to section 257.1.
 31 (2) The regular program state cost per pupil for the budget
 32 year beginning July 1, 2021, multiplied by one hundred percent
 33 less the regular program foundation base per pupil percentage
 34 pursuant to section 257.1.
 35 (3) The amount of each school district's property tax

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1 replacement payment. Each school district's property tax
 2 replacement payment equals the school district's weighted
 3 enrollment for the budget year multiplied by the remainder
 4 of the amount calculated for the school district under
 5 subparagraph (2) minus the amount calculated for the school
 6 district under subparagraph (1).
 7 Sec. 4. EFFECTIVE DATE. This Act, being deemed of immediate

8 importance, takes effect upon enactment.>
9 2. Title page, by striking lines 1 through 9 and inserting
10 <An Act relating to public school funding by establishing the
11 state percent of growth and the categorical state percent of
12 growth for the budget year beginning July 1, 2021, modifying
13 provisions relating to the regular program state cost per
14 pupil, and modifying provisions relating to the property tax
15 replacement payment, and including effective date provisions.>

DOLECHECK of Ringgold

H-1044

1 Amend the amendment, H-1043, to Senate File 269, as passed by
2 the Senate, as follows:
3 1. Page 1, lines 12 and 13, by striking <two and one-half>
4 and inserting <three and eighty-five hundredths>
5 2. Page 1, lines 26 and 27, by striking <two and one-half>
6 and inserting <three and eighty-five hundredths>

SMITH of Black Hawk

H-1045

1 Amend House File 438 as follows:
2 1. Page 1, before line 1 by inserting:
3 <Section 1. Section 256.7, subsection 29, Code 2021, is
4 amended to read as follows:
5 29. Adopt rules establishing nutritional content standards
6 for foods and beverages sold or provided on the school grounds
7 of any school district or accredited nonpublic school during
8 the school day exclusive of the food provided by any federal
9 school food program or pursuant to an agreement with any agency
10 of the federal government in accordance with the provisions
11 of chapter 283A, and exclusive of foods sold for fundraising
12 purposes and foods and beverages sold at concession stands.
13 The standards shall align to the extent feasible with the Wahls
14 protocol and be consistent with the dietary guidelines ~~for~~
15 ~~Americans~~ issued by the United States department of agriculture
16 food and nutrition service pursuant to 7 C.F.R. pt. 210 and 7
17 C.F.R. §220.23.
18 Sec. ____ Section 256.9, subsection 34, Code 2021, is
19 amended to read as follows:
20 34. Provide educational resources and technical assistance
21 to schools relating to ~~the implementation of the nutritional~~
22 ~~guidelines for food and beverages sold on public school grounds~~
23 ~~or on the grounds of nonpublic schools receiving funds under~~
24 ~~section 283A.10.~~
25 Sec. ____ Section 256.9, subsections 50 and 51, Code 2021,
26 are amended by striking the subsections.>
27 2. Page 1, lines 9 and 10, by striking <two and one-half>
28 and inserting <six>

- 29 3. Page 1, lines 23 and 24, by striking ~~<two and one-half>~~
30 and inserting ~~<six>~~
31 4. Page 5, after line 3 by inserting:
32 <Sec. ____ Section 283A.1, subsection 1, Code 2021, is
33 amended to read as follows:
34 1. “*Nutritionally adequate meal*” means a lunch or
35 breakfast which meets the nutritional standards and guidelines

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- 1 established by the ~~department~~ state board of education.
2 Sec. ____ ADDITIONAL FUNDING SUPPLEMENT — FY 2021-2022 —
3 APPROPRIATION.
4 1. For the school budget year beginning July 1, 2021, and
5 ending June 30, 2022, each public school district in this state
6 shall receive an additional funding supplement. The supplement
7 shall be in an amount equal to the product of the per pupil
8 amount determined under subsection 4, paragraph “b”, multiplied
9 by the actual enrollment of the school district on October 1,
10 2020, as determined under section 257.6, subsection 1.
11 2. The additional funding supplement shall be miscellaneous
12 income, shall not be included in district cost, and may be used
13 for any school general fund purpose.
14 3. The additional funding supplement shall be paid at
15 the same time and in the same manner as foundation aid is
16 paid under section 257.16, and may be included in the monthly
17 payment of foundation aid under section 257.16, subsection 2.
18 4. a. There is appropriated from the general fund of the
19 state to the department of management for the fiscal year
20 beginning July 1, 2021, and ending June 30, 2022, two hundred
21 twenty-five million dollars to be used for the payment of
22 additional funding supplement payments under this section.
23 b. For purposes of this section, “per pupil amount” means
24 the amount equal to the quotient of the amount appropriated
25 under paragraph “a” divided by the total actual enrollment of
26 all public school districts in the state on October 1, 2020, as
27 determined under section 257.6, subsection 1.>
28 5. Title page, line 1, by striking ~~<by>~~ and inserting
29 <programs, by modifying provisions relating to nutritional
30 standards, establishing an additional school funding supplement
31 for the fiscal year beginning July 1, 2021,>
32 6. By renumbering as necessary.

SHIPLEY of Van Buren

H-1046

- 1 Amend House File 438 as follows:
2 1. Page 1, before line 1 by inserting:
3 <Section 1. Section 256.11, subsection 4, Code 2021, is
4 amended to read as follows:
5 4. The following shall be taught in grades seven and

6 eight: English-language arts; social studies; mathematics;
7 science; health; age-appropriate and research-based human
8 growth and development; career exploration and development;
9 physical education; music; and visual art. Computer science
10 instruction incorporating the standards established under
11 section 256.7, subsection 26, paragraph “a”, subparagraph (4),
12 shall be offered in at least one grade level commencing with
13 the school year beginning July 1, 2023. Career exploration
14 and development shall be designed so that students are
15 appropriately prepared to create an individual career
16 and academic plan pursuant to section 279.61, incorporate
17 foundational career and technical education concepts aligned
18 with the six career and technical education service areas
19 as defined in subsection 5, paragraph “h”, and incorporate
20 relevant twenty-first century skills. The health curriculum
21 shall include age-appropriate and research-based information
22 regarding the National Childhood Vaccine Injury Act of 1986,
23 42 U.S.C. §300aa-1 to 300aa-34, the occurrence of medical
24 errors, the practices of medical informed consent, the rights
25 and responsibilities of patients under the law, and the
26 characteristics of sexually transmitted diseases, including HPV
27 and the availability of a vaccine to prevent HPV, and acquired
28 immune deficiency syndrome. The state board as part of
29 accreditation standards shall adopt curriculum definitions for
30 implementing the program in grades seven and eight. However,
31 this subsection shall not apply to the teaching of career
32 exploration and development in nonpublic schools. For purposes
33 of this section, “age-appropriate”, “HPV”, and “research-based”
34 mean the same as defined in section 279.50.
35 Sec. ____ Section 256.11, subsection 5, paragraph j,

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1 subparagraph (1), Code 2021, is amended to read as follows:
2 (1) One unit of health education which shall include
3 personal health; food and nutrition; environmental health;
4 safety and survival skills; consumer health; family life;
5 age-appropriate and research-based human growth and
6 development; substance abuse and nonuse; emotional and social
7 health; health resources including but not limited to the
8 National Childhood Vaccine Injury Act of 1986, 42 U.S.C.
9 §300aa-1 to 300aa-34, materials relating to the occurrence of
10 medical errors, the practices of medical informed consent,
11 and information regarding the rights and responsibilities of
12 patients under the law; and prevention and control of disease,
13 including age-appropriate and research-based information
14 regarding sexually transmitted diseases, including HPV and the
15 availability of a vaccine to prevent HPV, and acquired immune
16 deficiency syndrome.>
17 2. Page 5, after line 3 by inserting:
18 <Sec. ____ Section 279.50, subsection 2, Code 2021, is
19 amended to read as follows:

20 2. Each school board shall provide age-appropriate and
21 research-based instruction in human growth and development
22 including instruction regarding human sexuality, self-esteem,
23 stress management, interpersonal relationships, domestic
24 abuse, ~~HPV and the availability of a vaccine to prevent HPV,~~
25 and acquired immune deficiency syndrome as required in section
26 256.11, in grades one through twelve.
27 Sec. ____ Section 279.50, subsection 9, paragraph c, Code
28 2021, is amended by striking the paragraph.
29 Sec. ____ **NEW SECTION. 280.31 Pharmaceutical product**
30 **advertisements prohibited.**
31 1. For purposes of this section:
32 a. “*Advertisement*” means an attempt by dissemination,
33 solicitation, or circulation of any written, electronic, or
34 printed communication to create an interest in or induce
35 directly or indirectly a student to purchase or acquire a

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1 pharmaceutical product.
2 b. “*Pharmaceutical product*” means any product that under
3 federal or state law shall not be dispensed except pursuant to
4 a prescription order written by a licensed medical professional
5 and dispensed by a pharmacy as defined in section 155A.3.
6 2. The board of directors of each school district and the
7 authorities in charge of each accredited nonpublic school
8 shall prohibit within a school attendance center and on school
9 grounds any advertisement for a pharmaceutical product.>
10 3. Title page, line 1, by striking <by> by inserting <and
11 programs by modifying certain health curriculum and advertising
12 standards,>
13 4. By renumbering as necessary.

SHIPLEY of Van Buren

H-1047

1 Amend House File 438 as follows:
2 1. Page 1, lines 9 and 10, by striking <two and one-half>
3 and inserting <three>
4 2. Page 1, lines 23 and 24, by striking <two and one-half>
5 and inserting <three>
6 3. Page 5, after line 3 by inserting:
7 <Sec. ____ STUDENT VITAMIN AND MINERAL DEFICIENCY PROGRAM
8 — APPROPRIATION. There is appropriated from the general fund
9 of the state to the department of education for the fiscal year
10 beginning July 1, 2021, and ending June 30, 2022, the following
11 amount, or so much thereof as is necessary, for the purpose
12 designated and for use in fiscal years beginning on or after
13 July 1, 2021:
14 To develop and implement a student vitamin and mineral
15 deficiency program to educate students and parents or

16 guardians about the science and benefits of adequate levels of
17 vitamins and minerals and to make age-appropriate vitamins,
18 multivitamins, and mineral supplements available on a daily
19 basis to students in kindergarten through grade twelve:
20 \$150,000,000>
21 4. Title page, line 5, after <pupil,> by inserting <making
22 appropriations for establishment of a student vitamin and
23 mineral deficiency program,>
24 5. By renumbering as necessary.

SHIPLEY of Van Buren

H-1048

1 Amend House File 438 as follows:
2 1. Page 1, lines 9 and 10, by striking <two and one-half>
3 and inserting <five>
4 2. Page 1, lines 23 and 24, by striking <two and one-half>
5 and inserting <five>
6 3. Page 5, after line 3 by inserting:
7 <Sec. ____ NEW SECTION. 279.50B Gender identity
8 instruction.
9 If a school district offers a curriculum that provides
10 instruction or information relating to gender identity,
11 the curriculum must also include educational materials and
12 references to gender dysphoria, the existence of transition
13 regret and detransition, and the potential harm and adverse
14 outcomes of social and medical gender interventions.>
15 4. Title page, line 1, by striking <by> and inserting <and
16 programs by modifying provisions relating to curricula offered
17 by school districts,>
18 5. By renumbering as necessary.

SHIPLEY of Van Buren

H-1049

1 Amend House File 438 as follows:
2 1. Page 1, before line 1 by inserting:
3 <Section 1. Section 256.9, Code 2021, is amended by adding
4 the following new subsection:
5 NEW SUBSECTION. 63. Adopt rules relating to the
6 administration of and applications for the student first
7 scholarship program pursuant to section 257.11B, including but
8 not limited to application processing timelines and information
9 required to be submitted by a parent or guardian.>
10 2. Page 1, line 10, by striking <one-half> and inserting
11 <two-tenths>
12 3. Page 1, line 24, by striking <one-half> and inserting
13 <two-tenths>
14 4. Page 2, after line 29 by inserting:
15 <Sec. ____ NEW SECTION. 257.11B Student first scholarship

16 **program.**

- 17 1. *a.* For the school budget year beginning July 1, 2022,
18 and each succeeding school budget year, the following resident
19 pupils who are attending a nonpublic school, as defined in
20 section 285.16, shall be eligible to receive a student first
21 scholarship in the manner provided in this section:
22 (1) A pupil eligible to enroll in kindergarten who, if
23 enrolled in the pupil's district of residence, would attend
24 a public school identified for comprehensive support and
25 improvement under the federal Every Student Succeeds Act, Pub.
26 L. No. 114-95, or an equivalent objective federal standard.
27 (2) A pupil eligible to enroll in grade one through grade
28 twelve if the pupil has attended a public school identified for
29 comprehensive support and improvement under the federal Every
30 Student Succeeds Act, Pub. L. No. 114-95, or an equivalent
31 objective federal standard, for the equivalent of the two
32 immediately preceding semesters for which the student first
33 scholarship is requested and if the pupil is not otherwise
34 ineligible under this section.
35 (3) A pupil who received a student first scholarship for

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- 1 the immediately preceding school budget year, who is eligible
2 to enroll in grade one through grade twelve, and who is not
3 otherwise ineligible under this section.
4 *b.* Student first scholarships shall be made available to
5 parents and guardians in the manner authorized under subsection
6 4, paragraph "c", for the payment of qualified educational
7 expenses as provided in this section.
8 *c.* For purposes of this subsection, "*resident*" means the
9 same as defined in section 282.1, subsection 2.
10 2. *a.* (1) By January 1 preceding the school year for
11 which the student first scholarship is requested, the parent or
12 guardian of the pupil requesting a student first scholarship
13 shall submit an application to the department of education, on
14 application forms developed by the department of education,
15 indicating that the parent or guardian intends to enroll the
16 pupil in a nonpublic school for the entirety of the school
17 year.
18 (2) In addition to such information deemed appropriate by
19 the department of education, the application shall require
20 certification from the nonpublic school of the pupil's
21 enrollment for the following school year.
22 *b.* By February 1 preceding the school year for which the
23 student first scholarship is requested, the department of
24 education shall determine the number of pupils in each school
25 district approved to receive a scholarship for the following
26 school year and shall notify the parent or guardian of each
27 pupil approved for the following school year to receive a
28 scholarship and the amount of the scholarship for the pupil.
29 *c.* Student first scholarships shall only be approved for

30 one school year and applications must be submitted annually for
31 student first scholarships in subsequent school years.
32 3. The department of education shall assign each pupil a
33 student first scholarship in an amount equal to the sum of all
34 the following for the same school budget year:
35 a. The product of the pupil's weighted enrollment that

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1 would otherwise be assigned to the pupil under this chapter if
2 the pupil was enrolled in the pupil's district of residence
3 multiplied by the difference between eighty-seven and
4 five-tenths percent of the regular program state cost per pupil
5 and the statewide average foundation property tax per pupil.
6 b. The total teacher salary supplement district cost per
7 pupil for the pupil's district of residence.
8 c. The total professional development supplement district
9 cost per pupil for the pupil's district of residence.
10 d. The total early intervention supplement district cost per
11 pupil for the pupil's district of residence.
12 e. The total area education agency teacher salary supplement
13 district cost per pupil for the pupil's district of residence.
14 f. The total area education agency professional development
15 supplement district cost per pupil for the pupil's district of
16 residence.
17 g. The total teacher leadership supplement district cost per
18 pupil for the pupil's district of residence.
19 4. A student first scholarship fund is created in the
20 state treasury under the control of the department of
21 education consisting of moneys appropriated to the department
22 of education for the purpose of providing student first
23 scholarships under this section. For the fiscal year
24 commencing July 1, 2022, and each succeeding fiscal year, there
25 is appropriated from the general fund of the state to the
26 department of education to be credited to the fund the amount
27 necessary to pay all student first scholarships approved for
28 that fiscal year. The director of the department of education
29 has all powers necessary to carry out and effectuate the
30 purposes, objectives, and provisions of this section pertaining
31 to the fund, including the power to do all of the following:
32 a. Make and enter into contracts necessary for the
33 administration of the fund.
34 b. Procure insurance against any loss in connection with the
35 assets of the fund or require a surety bond.

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1 c. Contract with a private financial management firm to
2 manage the fund, in collaboration with the treasurer of state,
3 including providing for the disbursement of student first
4 scholarships in the form of an electronic debit card or checks
5 that are payable directly from the pupil's account within the

6 fund.

7 d. Conduct audits or other reviews necessary to properly
8 administer the program.

9 e. Adopt rules for the administration of the fund and
10 accounts within the fund.

11 5. a. For each pupil approved for a student first
12 scholarship, the department of education shall establish an
13 account for that pupil in the student first scholarship fund.
14 The amount of the pupil's student first scholarship shall be
15 deposited into the pupil's account on July 1, and such amount
16 shall be immediately available for the payment of qualified
17 educational expenses incurred by the parent or guardian for
18 the pupil during that fiscal year using the payment method
19 authorized under subsection 4, paragraph "c".

20 b. A nonpublic school that accepts payment from a parent
21 or guardian using funds from a pupil's account in the student
22 first scholarship fund shall not refund, rebate, or share any
23 portion of such payment with the parent, guardian, or pupil.

24 c. Moneys remaining in a pupil's account upon conclusion
25 of the fiscal year shall remain in the pupil's account in the
26 student first scholarship fund for the payment of qualified
27 educational expenses in future fiscal years during which the
28 pupil participates in the program until the pupil becomes
29 ineligible under the program or until the remaining amounts are
30 transferred to the state general fund under subsection 8.

31 6. a. For purposes of this section, "*qualified educational*
32 *expenses*" includes tuition and fees at a nonpublic school,
33 textbooks, fees or payments for educational therapies,
34 including tutoring or cognitive skills training, curriculum
35 fees, software, and materials for a course of study for a

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1 specific subject matter or grade level, tuition or fees for
2 nonpublic online education programs, tuition for vocational and
3 life skills education approved by the department of education,
4 education materials and services for pupils with disabilities,
5 including the cost of paraprofessionals and assistants who are
6 trained in accordance with state law, standardized test fees,
7 advanced placement examinations or examinations related to
8 postsecondary education admission or credentialing, qualified
9 education expenses, as defined in section 12D.1, excluding
10 room and board expenses, and other expenses incurred by the
11 parent or guardian that are directly related to the education
12 of the pupil at a nonpublic school, including a nonpublic
13 school accredited by an independent accrediting agency approved
14 by the department of education. The cost of one computer or
15 other portable computing device shall be allowed as a qualified
16 educational expense for a pupil if the computer or portable
17 computing device is used primarily for the education of the
18 pupil and if such a purchase has not been made using funds from
19 that pupil's account in any of the three immediately preceding

20 fiscal years.

21 *b. "Qualified educational expenses"* does not include
22 transportation costs for the pupil, the cost of food or
23 refreshments consumed by the pupil, the cost of clothing for
24 the pupil, or the cost of disposable materials, including
25 but not limited to paper, notebooks, pencils, pens, and art
26 supplies.

27 7. *a.* A person who makes a false claim for the purpose
28 of obtaining a student first scholarship provided for in this
29 section or who knowingly receives the scholarship or makes a
30 payment from an account within the student first scholarship
31 fund without being legally entitled to do so is guilty of a
32 fraudulent practice under chapter 714. The false claim for a
33 student first scholarship or a payment from an account shall
34 be disallowed. The department of education shall also close
35 the pupil's account in the student first scholarship fund and

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1 transfer any remaining moneys in the account for deposit in the
2 general fund of the state. If the improperly obtained amounts
3 from the scholarship have been disbursed from the applicable
4 account in the student first scholarship fund, the department
5 of education shall recover such amounts from the parent or
6 guardian, including by initiating legal proceedings to recover
7 such amounts, if necessary. A parent or guardian who commits
8 a fraudulent practice under this section is prohibited from
9 participating in the student first scholarship program in the
10 future.

11 *b.* If, prior to the end of the required attendance
12 period of the school year, a pupil who receives a student
13 first scholarship withdraws from enrollment in the nonpublic
14 school or is expelled, the nonpublic school shall notify the
15 department of education in writing of the pupil's withdrawal
16 or expulsion, and the pupil's parent or guardian shall notify
17 the department of education of the pupil's withdrawal or
18 expulsion from the nonpublic school. A pupil's expulsion
19 from the nonpublic school prior to the end of the required
20 attendance period for the school year shall invalidate the
21 pupil's eligibility for the student first scholarship for the
22 school budget year. A pupil's withdrawal from a nonpublic
23 school prior to the end of the required attendance period of
24 the school year shall invalidate the pupil's eligibility for
25 the student first scholarship for the school budget year unless
26 the withdrawal is the result of a change in residence of the
27 pupil and the pupil, following written notice by the parent
28 or guardian and certification by the new nonpublic school to
29 the department of education, enrolls in a different nonpublic
30 school in this state for the remainder of the school year.

31 *c.* (1) Upon receipt of a notice of expulsion under
32 paragraph "b", the department of education shall close the
33 pupil's account in the student first scholarship fund and

34 transfer any remaining moneys in the account for deposit in
35 the general fund of the state. In addition, if amounts from

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1 the scholarship for the school budget year during which the
2 pupil is expelled have been disbursed from the expelled pupil's
3 account in the student first scholarship fund, the department
4 of education shall recover such amounts from the parent or
5 guardian, including by initiating legal proceedings to recover
6 such amounts, if necessary.
7 (2) Upon receipt of a notice of withdrawal under paragraph
8 "b" and a determination that the pupil's withdrawal was
9 not the result of a change in residence, the department of
10 education shall cease disbursements of remaining moneys in
11 the pupil's account in the student first scholarship fund,
12 close the pupil's account, and transfer any moneys remaining
13 in the pupil's account for deposit in the general fund of
14 the state. In addition, if amounts from the scholarship for
15 the school budget year during which the withdrawal occurs
16 have been disbursed from the pupil's account in the student
17 first scholarship fund, the department of education shall
18 recover such amounts from the parent or guardian to the extent
19 the amount disbursed exceeds the amount of the scholarship
20 proportionate to the remaining portion of the school year
21 following the withdrawal, including by initiating legal
22 proceedings to recover such amounts, if necessary.
23 (3) Upon receipt of a notice of withdrawal under paragraph
24 "b" and a determination that the withdrawal was the result of
25 a change in residence but that the pupil did not enroll in
26 a different nonpublic school in this state for the remainder
27 of the school year, the department of education shall cease
28 disbursements of remaining moneys in the pupil's account in
29 the student first scholarship fund, close the pupil's account,
30 and transfer any moneys remaining in the pupil's account for
31 deposit in the general fund of the state.
32 (4) If a pupil's eligibility is invalidated under the
33 provisions of paragraph "b", the pupil shall be ineligible for a
34 student first scholarship for the following school budget year
35 under subsection 1, paragraph "a", subparagraphs (2) and (3).

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1 8. Moneys remaining in a pupil's account when the pupil
2 graduates from high school or turns twenty-one years of age,
3 whichever occurs first, shall be transferred by the department
4 of education for deposit in the general fund of the state.
5 9. a. A parent may appeal to the state board of education
6 any administrative decision the department of education
7 makes pursuant to this section, including but not limited
8 to determinations of eligibility, allowable expenses, and
9 removal from the program. The department shall notify the

10 parent or guardian in writing of the appeal process at the same
11 time the department notifies the parent or guardian of the
12 administrative decision. The state board of education shall
13 establish the appeals process consistent with chapter 17A and
14 shall post such appeal process information on the state board
15 of education's internet site.

16 b. The state board of education shall refer cases of
17 substantial misuse of student first scholarship funds to the
18 attorney general for the purpose of collection or for the
19 purpose of a criminal investigation if the state board of
20 education obtains evidence of fraudulent use of an account.
21 10. This section shall not be construed to authorize the
22 state or any political subdivision of the state to exercise
23 authority over any nonpublic school or construed to require
24 a nonpublic school to modify its academic standards for
25 admission or educational program in order to receive payment
26 from a parent or guardian using funds from a pupil's account
27 in the student first scholarship fund. A nonpublic school
28 that accepts payment from a parent or guardian using funds
29 from a pupil's account in the student first scholarship fund
30 is not an agent of this state or of a political subdivision
31 of this state. Rules adopted by the department of education
32 to implement this section that impose an undue burden on a
33 nonpublic school are invalid.>

34 5. Page 5, after line 3 by inserting:

35 <Sec. ____ Section 422.7, Code 2021, is amended by adding

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1 the following new subsection:

2 NEW SUBSECTION. 51. Subtract, to the extent included, the
3 amount of a student first scholarship under section 257.11B
4 received by the taxpayer for payment of qualified educational
5 expenses.

6 Sec. ____ APPLICABILITY. The following applies to school
7 budget years and fiscal years beginning on or after July 1,
8 2022:

9 The section of this Act enacting section 257.11B.

10 Sec. ____ APPLICABILITY. The following applies to tax years
11 beginning on or after January 1, 2022:

12 The section of this Act enacting section 422.7, subsection
13 51.>

14 6. Title page, line 5, after <pupil,> by inserting
15 <establishing a student first scholarship program, making
16 appropriations,>

17 7. Title page, line 7, before <provisions> by inserting <and
18 applicability>

19 8. By renumbering as necessary.

H-1050

1 Amend Senate File 230, 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 2021, 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 2021, 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, 2021,
33 and to motor vehicle leases terminated on or after July 1,
34 2021.>
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-1051

1 Amend the amendment, H-1043, to Senate File 269, as passed by
2 the Senate, as follows:

3 1. Page 5, after line 6 by inserting:

4 <Sec. ____ NEW SECTION. 279.9C Face covering requirements
5 — prohibited.

6 The rules adopted by the board of directors of a school
7 corporation under section 279.8 shall not, nor shall any
8 resolution or policy of the board, require students of the
9 school district to wear a face covering while on the school
10 district's property or while not on the school district's
11 property.>

12 2. Page 5, line 10, by striking <by> and inserting <and
13 rules by prohibiting student face covering requirements,>

14 3. By renumbering as necessary.

SHIPLEY of Van Buren

H-1052

1 Amend the amendment, H-1043, to Senate File 269, as passed by
2 the Senate, as follows:

3 1. By striking page 1, line 1, through page 5, line 15, and
4 inserting:

5 <Amend Senate File 269, as passed by the Senate, as follows:

6 1. By striking everything after the enacting clause and
7 inserting:

8 <Section 1. Section 257.8, subsections 1 and 2, Code 2021,
9 are amended to read as follows:

10 1. *State percent of growth.* ~~The state percent of growth~~
11 ~~for the budget year beginning July 1, 2018, is one percent.~~
12 The state percent of growth for the budget year beginning
13 July 1, 2019, is two and six hundredths percent. The state
14 percent of growth for the budget year beginning July 1,
15 2020, is two and three-tenths percent. The state percent of
16 growth for the budget year beginning July 1, 2021, is two and
17 four-tenths percent. The state percent of growth for each
18 subsequent budget year shall be established by statute which
19 shall be enacted within thirty days of the transmission of the
20 governor's budget required by February 1 under section 8.21
21 during the regular legislative session beginning in the base
22 year.

23 2. *Categorical state percent of growth.* ~~The categorical~~
24 ~~state percent of growth for the budget year beginning July~~
25 ~~1, 2018, is one percent.~~ The categorical state percent of
26 growth for the budget year beginning July 1, 2019, is two

27 and six hundredths percent. The categorical state percent
28 of growth for the budget year beginning July 1, 2020, is two
29 and three-tenths percent. The categorical state percent of
30 growth for the budget year beginning July 1, 2021, is two and
31 four-tenths percent. The categorical state percent of growth
32 for each budget year shall be established by statute which
33 shall be enacted within thirty days of the transmission of the
34 governor's budget required by February 1 under section 8.21
35 during the regular legislative session beginning in the base

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1 year. The categorical state percent of growth may include
2 state percents of growth for the teacher salary supplement, the
3 professional development supplement, the early intervention
4 supplement, the teacher leadership supplement, and for budget
5 years beginning on or after July 1, 2020, transportation equity
6 aid payments under section 257.16C.
7 Sec. 2. Section 257.9, subsection 2, Code 2021, is amended
8 to read as follows:
9 *2. Regular program state cost per pupil for 1992-1993 and*
10 *succeeding years.*
11 *a.* For the budget year beginning July 1, 1992, and
12 succeeding budget years beginning before July 1, 2018, the
13 regular program state cost per pupil for a budget year is the
14 regular program state cost per pupil for the base year plus the
15 regular program supplemental state aid for the budget year.
16 *b.* For the budget year beginning July 1, 2018, the regular
17 program state cost per pupil is the regular program state
18 cost per pupil for the base year plus the regular program
19 supplemental state aid for the budget year, plus five dollars.
20 *c.* For the budget year beginning July 1, 2019, the regular
21 program state cost per pupil is the regular program state
22 cost per pupil for the base year plus the regular program
23 supplemental state aid for the budget year, plus five dollars.
24 *d.* For the budget year beginning July 1, 2020, the regular
25 program state cost per pupil is the regular program state
26 cost per pupil for the base year plus the regular program
27 supplemental state aid for the budget year, plus ten dollars.
28 *e.* For the budget year beginning July 1, 2021, the regular
29 program state cost per pupil is the regular program state
30 cost per pupil for the base year plus the regular program
31 supplemental state aid for the budget year, plus ten dollars.
32 *e. f.* For the budget year beginning July 1, ~~2021~~ 2022, and
33 succeeding budget years, the regular program state cost per
34 pupil for a budget year is the regular program state cost per
35 pupil for the base year plus the regular program supplemental

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1 state aid for the budget year.
2 Sec. 3. Section 257.16B, subsections 1 and 2, Code 2021, are

3 amended to read as follows:

- 4 1. For each fiscal year beginning on or after July 1, 2018
5 2019, there is appropriated from the general fund of the state
6 to the department of education an amount necessary to make all
7 school district property tax replacement payments under this
8 section, as calculated in subsection 2.
9 ~~2.-a. For the budget year beginning July 1, 2018, the~~
10 ~~department of management shall calculate for each school~~
11 ~~district all of the following:~~
12 ~~(1) The regular program state cost per pupil for the budget~~
13 ~~year beginning July 1, 2012, multiplied by one hundred percent~~
14 ~~less the regular program foundation base per pupil percentage~~
15 ~~pursuant to section 257.1.~~
16 ~~(2) The regular program state cost per pupil for the budget~~
17 ~~year beginning July 1, 2018, multiplied by one hundred percent~~
18 ~~less the regular program foundation base per pupil percentage~~
19 ~~pursuant to section 257.1.~~
20 ~~(3) The amount of each school district's property tax~~
21 ~~replacement payment. Each school district's property tax~~
22 ~~replacement payment equals the school district's weighted~~
23 ~~enrollment for the budget year beginning July 1, 2018,~~
24 ~~multiplied by the remainder of the amount calculated for~~
25 ~~the school district under subparagraph (2) minus the amount~~
26 ~~calculated for the school district under subparagraph (1).~~
27 ~~b. a. For the budget year beginning July 1, 2019, the~~
28 ~~department of management shall calculate for each school~~
29 ~~district all of the following:~~
30 ~~(1) The regular program state cost per pupil for the budget~~
31 ~~year beginning July 1, 2012, multiplied by one hundred percent~~
32 ~~less the regular program foundation base per pupil percentage~~
33 ~~pursuant to section 257.1.~~
34 ~~(2) The regular program state cost per pupil for the budget~~
35 ~~year beginning July 1, 2019, multiplied by one hundred percent~~

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- 1 less the regular program foundation base per pupil percentage
2 pursuant to section 257.1.
3 (3) The amount of each school district's property tax
4 replacement payment. Each school district's property tax
5 replacement payment equals the school district's weighted
6 enrollment for the budget year beginning July 1, 2019,
7 multiplied by the remainder of the amount calculated for
8 the school district under subparagraph (2) minus the amount
9 calculated for the school district under subparagraph (1).
10 ~~e. b. For each the budget year beginning on or after July~~
11 ~~1, 2020, the department of management shall calculate for each~~
12 ~~school district all of the following:~~
13 ~~(1) The regular program state cost per pupil for the budget~~
14 ~~year beginning July 1, 2012, multiplied by one hundred percent~~
15 ~~less the regular program foundation base per pupil percentage~~
16 ~~pursuant to section 257.1.~~

17 (2) The regular program state cost per pupil for the budget
 18 year beginning July 1, 2020, multiplied by one hundred percent
 19 less the regular program foundation base per pupil percentage
 20 pursuant to section 257.1.
 21 (3) The amount of each school district's property tax
 22 replacement payment. Each school district's property tax
 23 replacement payment equals the school district's weighted
 24 enrollment for the budget year beginning July 1, 2020,
 25 multiplied by the remainder of the amount calculated for
 26 the school district under subparagraph (2) minus the amount
 27 calculated for the school district under subparagraph (1).
 28 c. For each budget year beginning on or after July 1, 2021,
 29 the department of management shall calculate for each school
 30 district all of the following:
 31 (1) The regular program state cost per pupil for the budget
 32 year beginning July 1, 2012, multiplied by one hundred percent
 33 less the regular program foundation base per pupil percentage
 34 pursuant to section 257.1.
 35 (2) The regular program state cost per pupil for the budget

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1 year beginning July 1, 2021, multiplied by one hundred percent
 2 less the regular program foundation base per pupil percentage
 3 pursuant to section 257.1.
 4 (3) The amount of each school district's property tax
 5 replacement payment. Each school district's property tax
 6 replacement payment equals the school district's weighted
 7 enrollment for the budget year multiplied by the remainder
 8 of the amount calculated for the school district under
 9 subparagraph (2) minus the amount calculated for the school
 10 district under subparagraph (1).
 11 Sec. 4. Section 257.16C, subsection 3, paragraph d,
 12 subparagraph (3), Code 2021, is amended to read as follows:
 13 (3) For each the fiscal year beginning ~~on or after~~ July
 14 1, 2021, there is appropriated from the general fund of the
 15 state to the department of management for deposit in the
 16 transportation equity fund ~~the sum of the following, or so~~
 17 ~~much thereof as is necessary~~ an amount necessary to make all
 18 transportation equity aid payments under subsection 2, to be
 19 used for the purposes of this section.
 20 ~~(a) The amount appropriated to the transportation equity~~
 21 ~~fund under this paragraph for the immediately preceding fiscal~~
 22 ~~year.~~
 23 ~~(b) The product of the amount determined under subparagraph~~
 24 ~~division (a) multiplied by the categorical percent of growth~~
 25 ~~under section 257.8, subsection 2, for the budget year~~
 26 ~~beginning on the same date of the fiscal year for which the~~
 27 ~~appropriation is made.~~
 28 Sec. 5. Section 257.16C, subsection 3, paragraph d, Code
 29 2021, is amended by adding the following new subparagraph:
 30 NEW SUBPARAGRAPH. (4) For each fiscal year beginning on

31 or after July 1, 2022, there is appropriated from the general
32 fund of the state to the department of management for deposit
33 in the transportation equity fund the sum of the following, or
34 so much thereof as is necessary, to be used for the purposes of
35 this section:

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1 (a) The amount appropriated to the transportation equity
2 fund under this paragraph for the immediately preceding fiscal
3 year.
4 (b) The product of the amount determined under subparagraph
5 division (a) multiplied by the categorical percent of growth
6 under section 257.8, subsection 2, for the budget year
7 beginning on the same date of the fiscal year for which the
8 appropriation is made.
9 Sec. 6. CODE SECTION 257.8 — IMPLEMENTATION. The
10 requirements of section 257.8, subsections 1 and 2, regarding
11 the enactment of bills establishing the state percent of growth
12 and the categorical state percent of growth within thirty
13 days of the transmission of the governor's budget required by
14 February 1 under section 8.21 during the regular legislative
15 session beginning in the base year, do not apply to this Act.
16 Sec. 7. EFFECTIVE DATE. This Act, being deemed of immediate
17 importance, takes effect upon enactment.>
18 2. Title page, by striking lines 1 through 9 and inserting
19 <An Act relating to public school funding by establishing the
20 state percent of growth and the categorical state percent of
21 growth for the budget year beginning July 1, 2021, modifying
22 provisions relating to the regular program state cost per
23 pupil, modifying provisions relating to the property tax
24 replacement payment and the transportation equity payments, and
25 including effective date provisions.>>

DOLECHECK of Ringgold

H-1053

1 Amend the amendment, H-1043, to Senate File 269, as passed by
2 the Senate, as follows:
3 1. Page 1, lines 12 and 13, by striking <two and one-half>
4 and inserting <three and eighty-five hundredths>
5 2. Page 1, lines 26 and 27, by striking <two and one-half>
6 and inserting <three and eighty-five hundredths>
7 3. Page 2, line 27, by striking <ten> and inserting
8 <fifteen>

SMITH of Black Hawk

H-1054

1 Amend Senate File 231, as amended, passed, and reprinted by

2 the Senate, as follows:

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

5 <Section 1. Section 321.194, subsection 2, paragraph a,
6 Code 2021, is amended by adding the following new subparagraph:
7 NEW SUBPARAGRAPH. (03) If the licensee is employed, the
8 licensee may operate a motor vehicle during the hours of 5:00
9 a.m. to 10:00 p.m. over the most direct and accessible route
10 between the licensee's residence or school of enrollment and
11 the licensee's place of employment, provided the driving
12 distance between the licensee's place of employment and the
13 nearest point on the route on which the licensee is authorized
14 to travel under subparagraph (1), subparagraph division (a), or
15 subparagraph (2), subparagraph division (a), is no more than
16 fifty miles.

17 Sec. 2. Section 321.194, subsection 2, paragraph a,
18 subparagraph (3), Code 2021, is amended to read as follows:

19 (3) To a service station for the purpose of refueling, so
20 long as the service station is the station closest to the route
21 on which the licensee is traveling under subparagraph (1), ~~or~~
22 (2), or (03).

23 Sec. 3. Section 321.194, subsection 3, paragraph b, Code
24 2021, is amended to read as follows:

25 b. Upon receipt of a statement of necessity, the department
26 shall issue the driver's license provided the applicant is
27 otherwise eligible for issuance of the license. ~~The fact that~~
28 ~~the applicant resides at a distance less than one mile from the~~
29 ~~applicant's school of enrollment is prima facie evidence of the~~
30 ~~nonexistence of necessity for the issuance of a license.>~~

31 2. Title page, by striking lines 1 and 2 and inserting <An
32 Act relating to requirements for and restrictions on special
33 minor's driver's licenses, and making penalties applicable.>

SMITH of Black Hawk

H-1055

1 Amend House File 283 as follows:

2 1. Page 2, line 2, after <offense.> by inserting <The court
3 may require a substance abuse evaluation and treatment through
4 a program licensed by the Iowa department of public health in
5 lieu of or in addition to other penalties. All substance abuse
6 evaluation required under this subsection shall be completed at
7 the expense of the defendant.>

LOHSE of Polk

H-1056

1 Amend House File 424 as follows:

2 1. Page 1, line 14, by striking <one hundred twenty> and
3 inserting <one hundred fifty>

OSMUNDSON of Clayton

H-1057

- 1 Amend House File 430 as follows:
2 1. Page 1, line 20, after <which> by inserting
3 <intentionally or recklessly>

WORTHAN of Buena Vista

H-1058

- 1 Amend House File 384 as follows:
2 1. Page 1, before line 1 by inserting:
3 <Section 1. Section 123.3, subsection 11, Code 2021, is
4 amended to read as follows:
5 11. "*Canned cocktail*" means a mixed drink or cocktail that
6 is premixed and packaged in a metal can and contains more than
7 six and twenty-five hundredths percent of alcohol by volume but
8 not more than fifteen percent of alcohol by volume. A mixed
9 drink or cocktail mixed and packaged in a metal can pursuant to
10 section 123.49, subsection 2, paragraph "d", subparagraph 3,
11 shall not be considered a canned cocktail.>
12 2. Page 1, after line 20 by inserting:
13 <Sec. ____ Section 123.46A, subsections 1 and 2, Code 2021,
14 are amended to read as follows:
15 1. Licensees and permittees authorized to sell alcoholic
16 liquor, wine, or beer in original unopened containers for
17 consumption off the licensed premises may deliver alcoholic
18 liquor, wine, or beer to a home, another licensed premises if
19 there is identical ownership of the premises by the licensee
20 or permittee, or other designated location in this state.
21 Deliveries shall be limited to alcoholic beverages authorized
22 by the licensee's or permittee's license or permit. Orders
23 delivered to another licensed premises shall contain only those
24 alcoholic beverages authorized for sale by the liquor control
25 license or retail wine or beer permit covering the premises
26 to which the alcoholic beverages will be delivered. Orders
27 delivered to another licensed premises shall be fulfilled using
28 the alcoholic beverages inventory owned by the licensee or
29 permittee who will receive the order for delivery. If the
30 recipient refuses or fails to pick up the delivery, or is
31 ineligible to receive the delivery, the alcoholic beverages
32 shall be returned to the licensee or permittee who fulfilled
33 the order.
34 2. All deliveries of alcoholic liquor, wine, ~~or~~ beer, or
35 mixed drinks or cocktails shall be subject to the following

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- 1 requirements and restrictions:
2 a. Payment for the alcoholic liquor, wine, ~~or~~ beer, or
3 mixed drinks or cocktails shall be received by the licensee or
4 permittee at the time of order.

- 5 b. Orders for deliveries may be taken by the licensee
6 or permittee between the hours of 2:00 a.m. and 6:00 a.m.
7 on a day other than Sunday, and orders for deliveries may
8 be taken between the hours of 2:00 a.m. and 8:00 a.m. on a
9 Sunday provided the licensee or permittee has been granted the
10 privilege of selling alcoholic liquor, wine, ~~or beer,~~ or mixed
11 drinks or cocktails on Sunday, notwithstanding any provision of
12 section 123.49, subsection 2, paragraph "b", to the contrary.
13 c. Alcoholic liquor, wine, ~~or beer,~~ or mixed drinks or
14 cocktails delivered to a person shall be for personal use and
15 not for resale.
16 d. Deliveries shall only be made to persons in this state
17 who are twenty-one years of age or older.
18 e. Deliveries shall not be made to a person who is
19 intoxicated or is simulating intoxication.
20 f. Deliveries shall occur between 6:00 a.m. and 10:00 p.m.
21 Monday through Saturday, and between 8:00 a.m. and 10:00 p.m.
22 Sunday.
23 g. Delivery of alcoholic liquor, wine, ~~or beer,~~ or mixed
24 drinks or cocktails shall be made by the licensee or permittee,
25 or the licensee's or permittee's employee, and not by a third
26 party.
27 h. Delivery personnel shall be twenty-one years of age or
28 older.
29 i. Deliveries shall be made in a vehicle owned, leased, or
30 under the control of the licensee or permittee.
31 j. Valid proof of the recipient's identity and age shall
32 be obtained at the time of delivery, and the signature of a
33 person twenty-one years of age or older shall be obtained as a
34 condition of delivery.
35 k. Licensees and permittees shall maintain records

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- 1 of deliveries which include the quantity delivered, the
2 recipient's name and address, and the signature of the
3 recipient of the alcoholic liquor, wine, ~~or beer,~~ or mixed
4 drinks or cocktails. The records shall be maintained on the
5 licensed premises for a period of three years.
6 ~~l. Orders delivered to another licensed premises shall~~
7 ~~contain only those alcoholic beverages authorized for sale~~
8 ~~by the liquor control license or retail wine or beer permit~~
9 ~~covering the premises to receive the delivery.~~
10 ~~m. Orders delivered to another licensed premises shall be~~
11 ~~fulfilled using the alcoholic beverages inventory owned by the~~
12 ~~licensee or permittee who received the order for delivery. If~~
13 ~~the recipient refuses or fails to pick up the delivery, or is~~
14 ~~ineligible to receive the delivery, the alcoholic beverages~~
15 ~~shall be returned to the licensee or permittee who fulfilled~~
16 ~~the order.~~
17 Sec. ____ Section 123.46A, Code 2021, is amended by adding
18 the following new subsection:

19 NEW SUBSECTION. 1A. Licensees and permittees authorized to
20 sell wine, beer, or mixed drinks or cocktails for consumption
21 off the licensed premises in a container other than the
22 original container may deliver the wine, beer, or mixed drinks
23 or cocktails to a home or other designated location in this
24 state only if the container other than the original container
25 has been sold and securely sealed in compliance with this
26 chapter or the rules of the division. Deliveries shall be
27 limited to alcoholic beverages authorized by the licensee's or
28 permittee's license or permit.>

29 3. By striking page 1, line 22, through page 2, line 1, and
30 inserting <subparagraphs (2) and (3), Code 2021, are amended
31 to read as follows:

32 (2) Mixed drinks or cocktails mixed on the premises that are
33 not for immediate consumption may be consumed on the licensed
34 premises subject to the requirements of this subparagraph
35 pursuant to rules adopted by the division. The rules shall

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1 provide that the mixed drinks or cocktails be stored, for
2 no longer than seventy-two hours, in a labeled container in
3 a quantity that does not exceed three gallons. The rules
4 shall also provide that added flavors and other nonbeverage
5 ingredients included in the mixed drinks or cocktails shall
6 not include hallucinogenic substances or added caffeine or
7 other added stimulants including but not limited to guarana,
8 ginseng, and taurine. ~~In addition, the~~ The rules shall also
9 require that the licensee keep records as to when the contents
10 in a particular container were mixed and the recipe used for
11 that mixture. In addition, mixed drinks or cocktails mixed
12 on the premises pursuant to this subparagraph may be sold
13 for consumption off the licensed premises as provided in and
14 subject to the requirements of subparagraph (3).

15 (3) Mixed drinks or cocktails mixed on premises covered by
16 a class "C" liquor control license or a class native distilled
17 spirits liquor control license for consumption off the licensed
18 premises may be sold only if all of the mixed drink or cocktail
19 is immediately sealed with a lid or other method of securing
20 the product and is promptly taken from the licensed premises
21 prior to consumption of the mixed drink or cocktail. A mixed
22 drink or cocktail that is sold and sealed in compliance with
23 the requirements of this subparagraph shall not be deemed an
24 open container subject to the requirements of sections 321.284
25 and 321.284A if the sealed container is unopened and the seal
26 has not been tampered with, and the contents of the container
27 have not been partially removed. following requirements are
28 met:

29 (a) The mixed drink or cocktail shall be enclosed in a
30 sealed container, which has a secure lid, cap, or other closure
31 designed to prevent consumption without removing, opening, or
32 breaking the lid, cap, or other closure.

- 33 (b) The lid, cap, or other closure must be tamper-evident.
34 For purposes of this subsection, “tamper-evident” means the
35 container is sealed with material such as wax dip, heat shrink

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- 1 wrap, adhesive tape, a screw top, or another material or method
2 designed to reveal the removal, opening, or breaking of the
3 lid, cap, or other closure.
4 (c) The container shall not be made of disposable paper,
5 plastic, or polystyrene foam, and shall not be an expanded
6 polystyrene foam cup. Substantial or sturdy plastic containers
7 and vacuum or heat-sealed pouches are permitted.
8 (d) The container shall not include any sipping hole or
9 other opening for a straw unless the hole or other opening
10 includes a tamper-evident seal preventing consumption without
11 being removed or otherwise broken. A straw may be separately
12 provided to the consumer for use off the licensed premises.
13 (e) The container shall be filled only with mixed drinks or
14 cocktails composed in whole or in part with alcoholic liquor or
15 native distilled spirits from an original container purchased
16 from a class “E” liquor control licensee.
17 (f) The filling of the container shall at all times be
18 conducted in compliance with applicable state and federal food
19 safety statutes and regulations.
20 Sec. ____ Section 123.49, subsection 2, paragraph d, Code
21 2021, is amended by adding the following new subparagraph:
22 NEW SUBPARAGRAPH. (4) A container of mixed drinks or
23 cocktails that is sold and sealed in compliance with the
24 requirements of subparagraph (3) shall not be deemed an open
25 container subject to the requirements of sections 321.284 and
26 321.284A if the sealed container is unopened and the seal has
27 not been tampered with, and the contents of the container have
28 not been partially removed.>
29 4. Title page, line 2, by striking <licensees> and inserting
30 <licenses and the delivery of certain alcoholic beverages>
31 5. By renumbering as necessary.

MITCHELL of Henry
HALL of Woodbury

H-1059

- 1 Amend House File 468 as follows:
2 1. Page 1, line 5, by striking <and> and inserting <in the
3 doctor of medicine program and who are accepted>
4 2. Page 1, line 25, by striking <medicine> and inserting
5 <medicine’s doctor of medicine program>
6 3. Page 1, line 32, after <residency> by inserting
7 <and whether following residency such residents accepted
8 fellowships>
9 4. Page 2, line 3, by striking <and>

10 5. Page 2, line 5, after <programs> by inserting <and, if
11 any residents accepted fellowships following residency, the
12 states in which the fellowships are offered and the areas of
13 specialty under the fellowships>

A. MEYER of Webster

H-1060

1 Amend House File 487 as follows:
2 1. Page 1, line 2, by striking <ROTATIONS> and inserting
3 <CLINICALS>
4 2. Page 1, by striking lines 12 through 16 and inserting:
5 <2. The university of Iowa hospitals and clinics shall
6 provide the opportunity to a medical student attending a
7 medical school in Iowa to participate in an audition clinical
8 in the medical residency specialty for which the medical
9 student applies to allow the university to constructively
10 review the student in a clinical setting.>
11 3. Page 1, line 19, by striking <rotations> and inserting
12 <clinicals>
13 4. Page 1, line 22, by striking <rotation> and inserting
14 <clinical>
15 5. Page 1, line 24, by striking <rotation> and inserting
16 <clinical>
17 6. Title page, line 2, by striking <rotations> and inserting
18 <clinicals>

FRY of Clarke

H-1061

1 Amend House File 488 as follows:
2 1. Page 1, before line 1, by inserting:
3 <Section 1. Section 11.5A, Code 2021, is amended to read as
4 follows:
5 **11.5A Audit or examination — costs.**
6 When requested by the auditor of state, the department
7 of management shall transfer from any unappropriated funds
8 in the state treasury an amount not exceeding the expenses
9 and prorated salary costs already paid to perform audits or
10 examinations of state departments and agencies, the offices
11 of the judicial branch, and federal financial assistance as
12 defined in the federal Single Audit Act, 31 U.S.C. §7501, et
13 seq., received by all other departments, ~~as listed in section~~
14 ~~11.5B~~, for which payments by agencies have not been made. Upon
15 payment by the departments, the auditor of state shall credit
16 the payments to the state treasury.
17 Sec. ____ Section 11.5B, Code 2021, is amended to read as
18 follows:
19 **11.5B Repayment of audit expenses by state departments and**
20 **agencies.**

21 The auditor of state shall be reimbursed by a the department
 22 or agency for performing all audits or examinations of ~~the~~
 23 following state departments or agencies, or funds received by a
 24 department or agency:
 25 ~~1. Department of commerce.~~
 26 ~~2. Department of human services.~~
 27 ~~3. State department of transportation.~~
 28 ~~4. Iowa department of public health.~~
 29 ~~5. State board of regents.~~
 30 ~~6. Department of agriculture and land stewardship.~~
 31 ~~7. Iowa veterans home.~~
 32 ~~8. Department of education.~~
 33 ~~9. Department of workforce development.~~
 34 ~~10. Department of natural resources.~~
 35 ~~11. Offices of the clerks of the district court of the~~

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1 ~~judicial branch.~~
 2 ~~12. The Iowa public employees' retirement system.~~
 3 ~~13. Federal financial assistance, as defined in the federal~~
 4 ~~Single Audit Act, 31 U.S.C. §7501, et seq., received by all~~
 5 ~~other departments.~~
 6 ~~14. Department of administrative services.~~
 7 ~~15. Office of the chief information officer.~~
 8 Sec. ____ Section 11.5C, subsection 2, Code 2021, is amended
 9 to read as follows:
 10 ~~2. If the state department that is the subject of the review~~
 11 ~~is listed in section 11.5B, the The state department shall~~
 12 ~~reimburse the auditor of state for the cost of the review and~~
 13 ~~any subsequent assistance provided by the auditor of state.~~
 14 Sec. ____ NEW SECTION. 11.5D Billing rates for state
 15 auditors.
 16 The auditor of state shall annually adopt rules pursuant
 17 to chapter 17A to establish the hourly billing rate for audit
 18 services performed by state auditors as described in section
 19 11.31.>
 20 2. Title page, line 1, by striking <health-related data
 21 including> and inserting <accounts, records, documents,
 22 information, and data under the purview of the department of
 23 public health or the auditor of state including health-related>

MASCHER of Johnson

H-1062

1 Amend House File 549 as follows:
 2 1. Page 2, by striking lines 18 through 25.

ANDREWS of Polk

H-1063

- 1 Amend House File 452 as follows:
- 2 1. Page 2, after line 3 by inserting:
- 3 <3. It shall be an affirmative defense to a prosecution
- 4 for a violation of this section, in addition to any other
- 5 affirmative defenses for which the defendant might be eligible,
- 6 that the defendant is a victim of a crime that is a violation
- 7 of section 710A.2.>
- 8 2. Page 2, after line 25 by inserting:
- 9 <4. It shall be an affirmative defense to a prosecution
- 10 for a violation of this section, in addition to any other
- 11 affirmative defenses for which the defendant might be eligible,
- 12 that the defendant is a victim of a crime that is a violation
- 13 of section 710A.2.>
- 14 3. Page 3, after line 26 by inserting:
- 15 <3. It shall be an affirmative defense to a prosecution
- 16 for a violation of this section, in addition to any other
- 17 affirmative defenses for which the defendant might be eligible,
- 18 that the defendant is a victim of a crime that is a violation
- 19 of section 710A.2.>
- 20 4. Page 4, after line 11 by inserting:
- 21 <4. It shall be an affirmative defense to a prosecution
- 22 for a violation of this section, in addition to any other
- 23 affirmative defenses for which the defendant might be eligible,
- 24 that the defendant is a victim of a crime that is a violation
- 25 of section 710A.2.>
- 26 5. Page 7, after line 1 by inserting:
- 27 <Sec. _____. Section 710A.3, Code 2021, is amended by striking
- 28 the section and inserting in lieu thereof the following:
- 29 **710A.3 Affirmative defenses.**
- 30 It shall be an affirmative defense to a prosecution for a
- 31 violation of section 710A.2, 710A.2A, or 710A.2B, in addition
- 32 to any other affirmative defenses for which the defendant might
- 33 be eligible, that the defendant is a victim of a crime that is a
- 34 violation of section 710A.2, 710A.2A, or 710A.2B.>
- 35 6. By renumbering as necessary.

BOHANNAN of Johnson

H-1064

- 1 Amend House File 414, as passed by the House, as follows:
- 2 1. Page 2, line 13, after <2.> by inserting <a.>
- 3 2. Page 2, line 16, by striking <a.> and inserting <(1)>
- 4 3. Page 2, line 21, by striking <b.> and inserting <(2)>
- 5 4. Page 2, after line 24 by inserting:
- 6 <b. Each school board shall allow parental attendance in
- 7 classes regarding the subject matters listed in paragraph "a".>

WHEELER of Sioux

H-1065

- 1 Amend House File 414 as follows:
- 2 1. Page 2, line 13, after <2.> by inserting <a.>
- 3 2. Page 2, line 16, by striking <a.> and inserting <(1)>
- 4 3. Page 2, line 21, by striking <b.> and inserting <(2)>
- 5 4. Page 2, after line 24 by inserting:
- 6 <b. Each school board shall provide a list of all materials
- 7 to be used in classes regarding the subject matters listed in
- 8 paragraph "a".>

WHEELER of Sioux

H-1066

- 1 Amend House File 414 as follows:
- 2 1. Page 2, line 13, after <2.> by inserting <a.>
- 3 2. Page 2, line 16, by striking <a.> and inserting <(1)>
- 4 3. Page 2, line 21, by striking <b.> and inserting <(2)>
- 5 4. Page 2, after line 24 by inserting:
- 6 <b. Each school board shall only allow students to enroll
- 7 in courses teaching the subjects listed in paragraph "a" on an
- 8 opt-in basis.>

WHEELER of Sioux

H-1067

- 1 Amend House File 308, as passed by the House, as follows:
- 2 1. By striking everything after the enacting clause and
- 3 inserting:
- 4 <Section 1. Section 261E.3, subsection 1, paragraph e, Code
- 5 2021, is amended to read as follows:
- 6 e. (1) The student, except as otherwise provided in this
- 7 paragraph "e", shall have demonstrated proficiency in reading,
- 8 mathematics, and science as evidenced by ~~achievement~~ any of the
- 9 following:
- 10 (a) Achievement scores on the latest administration of the
- 11 state assessment for which scores are available and as defined
- 12 by the department. ~~However, a~~
- 13 (b) If the student is receiving competent private
- 14 instruction under chapter 299A, ~~may demonstrate proficiency~~
- 15 by submitting the written recommendation of the licensed
- 16 practitioner providing supervision to the student in accordance
- 17 with section 299A.2; ~~Such student~~ may demonstrate proficiency
- 18 as evidenced by achievement scores on the annual achievement
- 19 evaluation required under section 299A.4; or may also
- 20 demonstrate proficiency as evidenced by a selection index,
- 21 which is the sum of the critical reading, mathematics, and
- 22 writing skills assessments, of at least one hundred forty-one
- 23 on the preliminary scholastic aptitude test administered by
- 24 the college board; a composite score of at least twenty-one on

25 the college readiness assessment administered by ACT, inc.;
26 or a sum of the critical reading and mathematics scores of at
27 least nine hundred ninety on the college readiness assessment
28 administered by the college board.
29 (2) (a) If a student is not proficient in one or more of
30 the content areas listed in this paragraph, has not taken the
31 college readiness assessments identified in this paragraph,
32 or has not achieved the scores specified in this paragraph,
33 the subparagraph (1), the student may demonstrate proficiency
34 through measures of college readiness jointly agreed upon by
35 the school board and the eligible postsecondary institution.

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1 (b) The school board may establish alternative but
2 equivalent qualifying performance measures including but not
3 limited to additional administrations of the state assessment,
4 portfolios of student work, student performance rubric, or
5 end-of-course assessments.
6 Sec. 2. EFFECTIVE DATE. This Act, being deemed of immediate
7 importance, takes effect upon enactment.
8 Sec. 3. APPLICABILITY. Notwithstanding section 261E.3,
9 subsection 1, paragraph “e”, subparagraph (1), subparagraph
10 division (a), as enacted by this Act, for the school year
11 beginning July 1, 2021, the achievement scores from the state
12 assessment administered during the school year beginning July
13 1, 2019, shall be considered the latest available scores.>
14 2. Title page, line 2, after <date> by inserting <and
15 applicability>

SENATE AMENDMENT

H-1068

1 Amend House File 532 as follows:
2 1. Page 1, before line 1 by inserting:
3 <Section 1. Section 257.9, subsection 2, Code 2021, is
4 amended by adding the following new paragraph:
5 NEW PARAGRAPH. 0e. (1) If 2021 Iowa Acts, Senate File 269,
6 is enacted, the regular program state cost per pupil for the
7 budget year beginning July 1, 2021, is the sum of the amount
8 determined in paragraph “e”, as enacted by 2021 Iowa Acts,
9 Senate File 269, plus an amount equal to the quotient of thirty
10 million dollars divided by the sum of the actual enrollments
11 for all school districts in the state for the budget year
12 beginning July 1, 2020.
13 (2) If 2021 Iowa Acts, Senate File 269, is not enacted,
14 the regular program state cost per pupil for the budget year
15 beginning July 1, 2021, is the regular program state cost per
16 pupil for the base year plus the regular program supplemental
17 state aid for the budget year, plus an amount equal to the
18 quotient of thirty million dollars divided by the sum of the

19 actual enrollments for all school districts in the state for
20 the budget year beginning July 1, 2020.>
21 2. Page 1, line 3, by striking <a.>
22 3. Page 1, by striking lines 9 through 29 and inserting
23 <school district's actual enrollment for the budget year
24 beginning July 1, 2020, as a share of the sum of the actual
25 enrollments for all school districts in the state for the
26 budget year beginning July 1, 2020.>
27 4. Page 2, by striking lines 9 through 13.
28 5. By renumbering, redesignating, and correcting internal
29 references as necessary.

WINCKLER of Scott
SMITH of Black Hawk

H-1069

1 Amend House File 532 as follows:
2 1. Page 1, line 14, by striking <August 23> and inserting
3 <July 1>

STECKMAN of Cerro Gordo

H-1070

1 Amend House File 532 as follows:
2 1. Page 1, line 26, after <day.> by inserting <For purposes
3 of determining a school district's total in-person instruction
4 days, if any students in the district were offered instruction
5 primarily through remote learning for a school day between
6 August 10, 2020, and January 29, 2021, as the direct result of
7 damage to a school attendance center caused by severe weather
8 on or about August 10, 2020, for which a proclamation of
9 disaster emergency was issued by the governor, each such day
10 shall be counted as one school day.>

EHLERT of Linn
DONAHUE of Linn
GJERDE of Linn
RUNNING-MARQUARDT of Linn
STAED of Linn

H-1071

1 Amend House File 309 as follows:
2 1. Page 1, line 13, by striking <section> and inserting
3 <chapter>
4 2. Page 1, line 14, by striking <504.1613> and inserting
5 <504>

LOHSE of Polk

H-1072

1 Amend Senate File 284, as passed by the Senate, as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <Section 1. OFFICE OF THE CHIEF INFORMATION OFFICER. There
5 is appropriated from the general fund of the state to the
6 office of the chief information officer for the fiscal year
7 beginning July 1, 2020, and ending June 30, 2021, the following
8 amount, or so much thereof as is necessary, to be used for the
9 purposes designated:
10 For implementation of a new state central personnel,
11 accounting, and budget system:
12 \$ 21,000,000
13 Notwithstanding section 8.33, moneys appropriated in this
14 section that remain unencumbered or unobligated at the close of
15 the fiscal year shall not revert but shall remain available for
16 expenditure for the purposes designated until the close of the
17 succeeding fiscal year.
18 Sec. 2. DEPARTMENT OF PUBLIC SAFETY. There is appropriated
19 from the general fund of the state to the department of public
20 safety for the fiscal year beginning July 1, 2020, and ending
21 June 30, 2021, the following amount, or so much thereof as is
22 necessary, to be used for the purposes designated:
23 For the purchase and maintenance of equipment and supplies:
24 \$ 233,100
25 Notwithstanding section 8.33, moneys appropriated in this
26 section that remain unencumbered or unobligated at the close of
27 the fiscal year shall not revert but shall remain available for
28 expenditure for the purposes designated until the close of the
29 succeeding fiscal year.
30 Sec. 3. EFFECTIVE DATE. This Act, being deemed of immediate
31 importance, takes effect upon enactment.>

WILLS of Dickinson

H-1073

1 Amend House File 532 as follows:
2 1. Page 1, line 14, by striking <August 23> and inserting
3 <July 1>
4 2. Page 1, line 16, by striking <district> and inserting
5 <district, as determined under section 257.6, subsection 1,>
6 3. Page 1, line 26, after <day.> by inserting <For purposes
7 of determining a school district's total in-person instruction
8 days, and subject to the instructional hour requirements of
9 this subparagraph, students who were offered instruction
10 primarily through remote learning or hybrid learning for school
11 days between August 10, 2020, and January 29, 2021, as the
12 direct result of damage to a school attendance center caused
13 by severe weather on or about August 10, 2020, for which a
14 proclamation of disaster emergency was issued by the governor,

15 shall be considered as being offered in-person instruction by
16 the school district.>
17 4. Page 1, line 33, after <purpose> by inserting <during any
18 school budget year beginning on or after July 1, 2020>
19 5. Page 2, line 6, by striking <thirty million> and
20 inserting <twenty-seven million two hundred thousand>

HITE of Mahaska

H-1074

1 Amend the amendment, H-1035, to House File 359 as follows:
2 1. Page 1, line 7, after <account> by inserting <within the
3 current calendar year>
4 2. Page 1, line 11, after <withdrawal> by inserting <within
5 the current calendar year>

GJERDE of Linn

H-1075

1 Amend House File 414 as follows:
2 1. Page 2, line 20, by striking <one> and inserting ~~<one>~~
3 <seven>
4 2. Page 2, by striking lines 22 through 24 and inserting
5 <and prevention in grades seven through twelve.>

WHEELER of Sioux

H-1076

1 Amend the amendment, H-1068, to House File 532, as follows:
2 1. Page 1, lines 9 and 10, by striking <thirty million
3 dollars> and inserting <the amount appropriated for the payment
4 of qualified instruction funding supplements under this Act>
5 2. Page 1, line 18, by striking <thirty million dollars> and
6 inserting <the amount appropriated for the payment of qualified
7 instruction funding supplements under this Act>

WINCKLER of Scott

H-1077

1 Amend the amendment, H-1073, to House File 532, as follows:
2 1. Page 1, line 16, after <district.> by inserting <In
3 addition, if a school district was unable to provide in-person
4 instruction, remote learning, or hybrid learning on a school
5 day between August 10, 2020, and January 29, 2021, as the
6 direct result of damage to a school attendance center caused
7 by severe weather on or about August 10, 2020, for which a
8 proclamation of disaster emergency was issued by the governor,
9 and that day was previously scheduled as an instructional

10 day as part of the school district's calendar approved by
11 the school district's board of directors, then that day of
12 missed instruction shall be considered one day of in-person
13 instruction by the school district for purposes of determining
14 a school district's total in-person instruction days.>

HITE of Mahaska
SMITH of Black Hawk

H-1078

1 Amend the amendment, H-1072, to Senate File 284, as passed by
2 the Senate, as follows:
3 1. Page 1, by striking lines 1 through 31 and inserting:
4 <Amend Senate File 284, as passed by the Senate, as follows:
5 1. By striking everything after the enacting clause and
6 inserting:
7 <Section 1. CONTRACT TERMINATED. Any contract between
8 a person and the state, including the office of the chief
9 information officer, for the implementation of a new statewide
10 central personnel, accounting, and budget system signed on or
11 after October 30, 2019, is terminated due to lack of funds
12 pursuant to the terms of the contract.
13 Sec. 2. DEPARTMENT OF PUBLIC SAFETY. There is appropriated
14 from the general fund of the state to the department of public
15 safety for the fiscal year beginning July 1, 2020, and ending
16 June 30, 2021, the following amount, or so much thereof as is
17 necessary, to be used for the purposes designated:
18 For the purchase and maintenance of equipment and supplies
19 for use by the Iowa division of intelligence and fusion center:
20 \$ 233,100
21 Notwithstanding section 8.33, moneys appropriated in this
22 section that remain unencumbered or unobligated at the close of
23 the fiscal year shall not revert but shall remain available for
24 expenditure for the purposes designated until the close of the
25 succeeding fiscal year.
26 Sec. 3. EFFECTIVE DATE. This Act, being deemed of immediate
27 importance, takes effect upon enactment.>>

HALL of Woodbury

H-1079

1 Amend the amendment, H-1072, to Senate File 284, as passed by
2 the Senate, as follows:
3 1. Page 1, by striking lines 4 through 17.
4 2. Page 1, line 23, by striking <supplies:> and inserting
5 <supplies for use by the Iowa division of intelligence and
6 fusion center:>
7 3. By renumbering as necessary.

HALL of Woodbury

H-1080

- 1 Amend the amendment, H-1072, to Senate File 284, as passed by
2 the Senate, as follows:
3 1. Page 1, by striking lines 4 through 17.
4 2. By renumbering as necessary.

HALL of Woodbury

H-1081

- 1 Amend the amendment, H-1072, to Senate File 284, as passed by
2 the Senate, as follows:
3 1. Page 1, by striking lines 1 through 31 and inserting:
4 <Amend Senate File 284, as passed by the Senate, as follows:
5 1. By striking everything after the enacting clause and
6 inserting:
7 <Section 1. ECONOMIC DEVELOPMENT AUTHORITY — SMALL
8 BUSINESSES. There is appropriated from the general fund of the
9 state to the economic development authority for the fiscal year
10 beginning July 1, 2020, and ending June 30, 2021, the following
11 amount, or so much thereof as is necessary, to be used for the
12 purposes designated:
13 For financial assistance awards to small businesses by the
14 small business development division:
15 \$ 21,000,000
16 Notwithstanding section 8.33, moneys appropriated in this
17 section that remain unencumbered or unobligated at the close of
18 the fiscal year shall not revert but shall remain available for
19 expenditure for the purposes designated until the close of the
20 succeeding fiscal year.
21 Sec. 2. DEPARTMENT OF PUBLIC SAFETY. There is appropriated
22 from the general fund of the state to the department of public
23 safety for the fiscal year beginning July 1, 2020, and ending
24 June 30, 2021, the following amount, or so much thereof as is
25 necessary, to be used for the purposes designated:
26 For the purchase and maintenance of equipment and supplies
27 for use by the Iowa division of intelligence and fusion center:
28 \$ 233,100
29 Notwithstanding section 8.33, moneys appropriated in this
30 section that remain unencumbered or unobligated at the close of
31 the fiscal year shall not revert but shall remain available for
32 expenditure for the purposes designated until the close of the
33 succeeding fiscal year.
34 Sec. 3. EFFECTIVE DATE. This Act, being deemed of immediate
35 importance, takes effect upon enactment.>>

HALL of Woodbury

H-1082

- 1 Amend the amendment, H-1072, to Senate File 284, as passed by

2 the Senate, as follows:

3 1. Page 1, by striking lines 1 through 31 and inserting:

4 <Amend Senate File 284, as passed by the Senate, as follows:

5 1. By striking everything after the enacting clause and
6 inserting:

7 <Section 1. Section 422.12B, subsection 1, paragraph a,
8 Code 2021, is amended by adding the following new subparagraph:

9 NEW SUBPARAGRAPH. (3) Notwithstanding subparagraph (2),
10 for the tax year beginning in the 2021 calendar year, nineteen
11 and sixth-tenths percent.

12 Sec. 2. **EFFECTIVE DATE.** This Act, being deemed of immediate
13 importance, takes effect upon enactment.

14 Sec. 3. **RETROACTIVE APPLICABILITY.** This Act applies
15 retroactively to January 1, 2021, for a tax year beginning on
16 or after that date in the 2021 calendar year.>

17 2. Title page, lines 1 and 2, by striking <by making
18 appropriations for the fiscal year beginning July 1, 2020>

19 3. Title page, line 3, after <date> by inserting <and
20 retroactive applicability>>

HALL of Woodbury

H-1083

1 Amend the amendment, H-1072, to Senate File 284, as passed by
2 the Senate, as follows:

3 1. Page 1, after line 29 by inserting:

4 <Sec. ____ **NEW SECTION. 7.23 Chief of staff and chief**
5 **operating officer — disclosure requirements.**

6 The governor's chief of staff and the governor's chief
7 operating officer shall disclose any financial interest to the
8 general assembly that the person holds in an entity that has a
9 contract with the state, including any of the state's agencies,
10 departments, boards, committees, commissions, or councils.

11 Sec. ____ **NEW SECTION. 7E.9 Directors — disclosure**
12 **requirements.**

13 The director of a principal central department, as described
14 in section 7E.5, including an interim director, shall disclose
15 any financial interest to the general assembly that the
16 director holds in an entity that has a contract with the state,
17 including any of the state's agencies, department, boards,
18 committees commissions, or councils.>

19 2. By renumbering as necessary.

HALL of Woodbury

H-1084

1 Amend House File 563 as follows:

2 1. Page 1, line 5, after <hundred> by inserting <fifty>

3 2. Page 1, line 16, after <hundred> by inserting <fifty>

JACOBY of Johnson

H-1085

- 1 Amend House File 358 as follows:
2 1. Page 1, before line 1 by inserting:
3 <Section 1. Section 68A.201A, Code 2021, is amended by
4 adding the following new subsection:
5 NEW SUBSECTION. 7. A committee or organization not
6 organized as a committee under section 68A.201 shall not make
7 and a candidate or candidate's committee shall not accept
8 contributions in excess of the following amounts:
9 *a.* For a committee or organization not organized as a
10 committee under section 68A.201 that makes contributions to
11 a single candidate in this state, two thousand nine hundred
12 dollars per election.
13 *b.* For a committee or organization not organized as a
14 committee under section 68A.201 that makes contributions to
15 multiple candidates in this state, five thousand dollars per
16 candidate per election.>
17 2. By renumbering as necessary.

KONFRST of Polk

H-1086

- 1 Amend House File 358 as follows:
2 1. Page 1, before line 1 by inserting:
3 <Section 1. Section 68A.401, subsection 4, Code 2021, is
4 amended to read as follows:
5 4. Political committees expressly advocating the
6 nomination, election, or defeat of candidates for both
7 federal office and any elected office created by law or the
8 Constitution of the State of Iowa shall file statements and
9 reports with the board in addition to any federal reports
10 required to be filed with the board. ~~However, a political~~
11 ~~committee that is registered and filing full disclosure~~
12 ~~reports of all financial activities with the federal election~~
13 ~~commission may file verified statements as provided in section~~
14 ~~68A.201A.>~~
15 2. Page 2, after line 15 by inserting:
16 <Sec. _____. REPEAL. Section 68A.201A, Code 2021, is
17 repealed.>
18 3. By renumbering as necessary.

KONFRST of Polk

H-1087

- 1 Amend House File 358 as follows:
2 1. Page 1, after line 28 by inserting:
3 <Sec. _____. Section 68A.503, Code 2021, is amended by adding
4 the following new subsection:
5 NEW SUBSECTION. 07. *a.* An insurance company, savings

6 association, bank, credit union, or corporation that makes
7 a contribution to an entity registered as a nonconnected
8 committee that intends to raise funds in unlimited amounts or
9 an entity registered under section 501(c)(4) of the Internal
10 Revenue Code that engages in political activity shall report
11 the contribution to the board.
12 *b.* The board shall adopt rules for the implementation of
13 this subsection.>
14 2. By renumbering as necessary.

KONFRST of Polk

H-1088

1 Amend House File 358 as follows:
2 1. Page 1, after line 28 by inserting:
3 <Sec. ____ Section 68A.503, subsections 1, 2, and 3, Code
4 2021, are amended to read as follows:
5 1. Except as provided in subsections 3, 4, 5, and 6, an
6 insurance company, savings association, bank, credit union,
7 limited liability company, or corporation shall not make a
8 monetary or in-kind contribution to a candidate or committee
9 except for a ballot issue committee.
10 2. Except as provided in subsection 3, a candidate or
11 committee, except for a ballot issue committee, shall not
12 receive a monetary or in-kind contribution from an insurance
13 company, savings association, bank, credit union, limited
14 liability company, or corporation.
15 3. An insurance company, savings association, bank,
16 credit union, limited liability company, or corporation may
17 use money, property, labor, or any other thing of value of
18 the entity for the purposes of soliciting its stockholders,
19 administrative officers, professional employees, and members
20 for contributions to a political committee sponsored by that
21 entity and for financing the administration of a political
22 committee sponsored by that entity. The entity's employees to
23 whom the foregoing authority does not extend may voluntarily
24 contribute to such a political committee but shall not be
25 solicited for contributions. A candidate or committee may
26 solicit, request, and receive money, property, labor, and any
27 other thing of value from a political committee sponsored by
28 an insurance company, savings association, bank, credit union,
29 limited liability company, or corporation as permitted by this
30 subsection.
31 Sec. ____ Section 68A.503, subsection 4, unnumbered
32 paragraph 1, Code 2021, is amended to read as follows:
33 The prohibitions in subsections 1 and 2 shall not apply to
34 an insurance company, savings association, bank, credit union,
35 limited liability company, or corporation engaged in any of the

PAGE 2

- 1 following activities:>
- 2 2. Title page, line 1, after <including> by inserting
- 3 <contributions by certain entities and>
- 4 3. By renumbering as necessary.

KONFRST of Polk

H-1089

- 1 Amend House File 358 as follows:
- 2 1. Page 1, after line 28 by inserting:
- 3 <Sec. ____ Section 68A.503, Code 2021, is amended by
- 4 striking the section and inserting in lieu thereof the
- 5 following:
- 6 **68A.503 Financial institution, insurance company, and**
- 7 **corporation contributions — prohibited.**
- 8 1. An insurance company, savings association, bank, credit
- 9 union, or corporation shall not make a monetary or in-kind
- 10 contribution to a candidate or committee.
- 11 2. For purposes of this section, “*corporation*” means a
- 12 for-profit or nonprofit corporation organized pursuant to the
- 13 laws of this state, the United States, or any other state,
- 14 territory, or foreign country.>
- 15 2. By renumbering as necessary.

KONFRST of Polk

H-1090

- 1 Amend House File 358 as follows:
- 2 1. Page 2, after line 15 by inserting:
- 3 <Sec. ____ NEW SECTION. **68A.508 Coordinated expenditures**
- 4 **prohibited.**
- 5 1. No person, except for a candidate or candidate’s
- 6 committee, shall make a coordinated expenditure.
- 7 2. For the purposes of this section, “*coordinated*
- 8 *expenditure*” means an expenditure not made entirely
- 9 independently of a candidate or candidate’s committee.
- 10 Coordination may be shown by any of the following factors:
- 11 *a.* A communication that republishes in whole or in part a
- 12 communication prepared by a candidate or candidate’s committee.
- 13 *b.* A communication made pursuant to a general or particular
- 14 understanding between a person and a candidate or candidate’s
- 15 committee.
- 16 *c.* A communication made or assisted by a person who
- 17 has, within the previous four years, been employed by the
- 18 candidate or candidate’s committee that is the subject of the
- 19 communication.
- 20 *d.* A communication made or assisted by a person who is a
- 21 member of the immediate family of a candidate.>
- 22 2. Title page, line 1, after <including> by inserting
- 23 <coordinated expenditures and>

24 3. By renumbering as necessary.

KONFRST of Polk

H-1091

- 1 Amend House File 358 as follows:
- 2 1. Page 1, after line 24 by inserting:
- 3 <Sec. ____ NEW SECTION. 68A.402C Special contribution
- 4 **reports.**
- 5 1. Notwithstanding any provision of law to the contrary, a
- 6 candidate or candidate's committee receiving a contribution in
- 7 excess of five thousand dollars during the two months preceding
- 8 an election shall report such a contribution to the board
- 9 within forty-eight hours of receipt.
- 10 2. The board shall adopt rules for the implementation of
- 11 this section.>
- 12 2. By renumbering as necessary.

KONFRST of Polk

H-1092

- 1 Amend House File 358 as follows:
- 2 1. Page 2, after line 15 by inserting:
- 3 <Sec. ____ NEW SECTION. 68A.508 Internet advertisements —
- 4 **requirements.**
- 5 1. A person purchasing an advertisement that includes
- 6 express advocacy for display on an internet site shall report
- 7 to the board the amount expended on the advertisement and a
- 8 list of donors who have contributed money to the person.
- 9 2. A person selling advertisements for display on an
- 10 internet site in this state shall create a public database of
- 11 advertisements that include express advocacy.
- 12 3. The board shall adopt rules for the implementation of
- 13 this section.>
- 14 2. Title page, line 1, after <including> by inserting
- 15 <internet advertisements and>
- 16 3. By renumbering as necessary.

KONFRST of Polk

H-1093

- 1 Amend House File 358 as follows:
- 2 1. Page 2, after line 15 by inserting: <Sec. ____
- 3 NEW SECTION. 68A.508 Nonprofit organization—
- 4 **disclosures.**
- 5 1. A nonprofit organization operated by a statewide elected
- 6 official or member of the general assembly shall report to
- 7 the board all donors to the organization and shall not accept
- 8 a gift in excess of four hundred dollars from a person with

- 9 a contract or other similar actual or potential financial or
10 business relationship with the state. For the purposes of
11 this section, “*nonprofit organization*” means an entity which
12 is exempt from federal income taxation pursuant to section
13 501(c)(3) of the Internal Revenue Code.
14 2. The board shall adopt rules for the implementation of
15 this section.>
16 2. Title page, line 1, after <including> by inserting
17 <nonprofit organizations and>
18 3. By renumbering as necessary.

KONFRST of Polk

H-1094

- 1 Amend House File 358 as follows:
2 1. Page 1, line 18, by striking <subsection> and inserting
3 <subsections>
4 2. Page 1, after line 24 by inserting:
5 <NEW SUBSECTION. 4. Each report filed under section 68A.402
6 shall separate contributions of one thousand dollars or more
7 from contributions of less than one thousand dollars and shall
8 include separate totals for contributions of one thousand
9 dollars or more and contributions of less than one thousand
10 dollars.>

KONFRST of Polk

H-1095

- 1 Amend House File 358 as follows:
2 1. Page 2, after line 15 by inserting:
3 <Sec. ____ NEW SECTION. 68B.37 Lobbyist’s political
4 contribution reporting.
5 1. On or before July 31 of each year, a lobbyist shall
6 electronically file with the general assembly a report
7 including each contribution and independent expenditure made
8 by the lobbyist during the preceding twelve calendar months,
9 concluding on June 30 of each year. The report shall include
10 contributions and independent expenditures made by a political
11 committee organized or controlled by the lobbyist.
12 2. The chief clerk of the house and the secretary of the
13 senate shall establish an internet site for the filing of
14 lobbyist’s contribution reports in an electronic format.
15 3. The chief clerk of the house and the secretary of
16 the senate shall post all lobbyist’s contribution reports
17 filed pursuant to this section in a searchable database on
18 an internet site. The board shall establish a link on the
19 internet site of the board to the lobbyist’s contribution
20 report information on the general assembly’s internet site.
21 4. a. For the purposes of this section, “*contribution*”
22 and “*political committee*” mean the same as defined in section

23 68A.102.

24 *b.* For the purposes of this section, “*independent*
25 *expenditure*” means the same as defined in section 68A.404,
26 subsection 1.>

27 2. Title page, line 1, after <finance> by inserting <and
28 contributions by lobbyists>

29 3. By renumbering as necessary.

KONFRST of Polk

H-1096

1 Amend House File 358 as follows:

2 1. Page 1, after line 16 by inserting:

3 <Sec. ____ Section 68A.402, Code 2021, is amended by adding
4 the following new subsection:

5 NEW SUBSECTION. 11. *Political committees — additional*
6 *filings.*

7 *a.* In addition to each other report required by this
8 section, a political committee shall submit a report on the
9 same schedule as a nonconnected committee filing quarterly with
10 the federal election commission during an election year.

11 *b.* The board shall adopt rules for the implementation of
12 this subsection.>

13 2. Page 1, line 18, by striking <subsection> and inserting
14 <subsections>

15 3. Page 1, after line 24 by inserting:

16 <NEW SUBSECTION. 4. In addition to the other requirements
17 of this section, each political committee shall include in each
18 report a list of each lobbyist, as defined in section 68B.2,
19 associated with the political committee.

20 NEW SUBSECTION. 5. A person receiving a contribution from
21 a lobbyist, as defined in section 68B.2, shall include in each
22 report covering a period during which the person receives a
23 contribution from a lobbyist the name of each client associated
24 with the lobbyist.>

25 4. By renumbering as necessary.

KONFRST of Polk

H-1097

1 Amend House File 358 as follows:

2 1. Page 2, after line 15 by inserting:

3 <Sec. ____ NEW SECTION. **68A.508 Contributions from certain**
4 **persons prohibited.**

5 Notwithstanding any provision of law to the contrary, no
6 political action committee or owner, chief executive officer,
7 or other person in a leadership position of an entity that
8 directly benefitted or received immunity from suit from
9 2020 Iowa Acts, ch. 1070, shall make a contribution, and
10 no candidate or candidate's committee shall accept such a

11 contribution.>

12 2. By renumbering as necessary.

KONFRST of Polk

H-1098

1 Amend House File 358 as follows:

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

3 <Section 1. Section 68A.201, subsection 2, Code 2021, is

4 amended by adding the following new paragraph:

5 **NEW PARAGRAPH.** *h.* For a political committee, the

6 identification of any person owning an entity operating the

7 political committee, as well as any person who the political

8 committee intends to directly benefit.>

9 2. Page 1, after line 24 by inserting:

10 <Sec. _____. Section 68A.404, subsection 2, paragraph c, Code

11 2021, is amended to read as follows:

12 c. A foreign national shall not make an independent

13 expenditure, directly or indirectly, that advocates the

14 nomination, election, or defeat of any candidate or the

15 passage or defeat of any ballot issue. As used in this

16 section, “*foreign national*” means a person who is not a citizen

17 of the United States and who is not lawfully admitted for

18 permanent residence. “*Foreign national*” includes a foreign

19 principal, such as a government of a foreign country or a

20 foreign political party, partnership, association, corporation,

21 organization, or other combination of persons that has its

22 primary place of business in or is organized under the laws of

23 a foreign country, or a political committee or lobbyist, as

24 defined in section 68B.2, operated or paid by such a person.

25 “*Foreign national*” does not include a person who is a citizen of

26 the United States or who is a national of the United States.>

27 3. By renumbering as necessary.

KONFRST of Polk

H-1099

1 Amend House File 358 as follows:

2 1. Page 1, line 18, by striking <subsection> and inserting

3 <subsections>

4 2. Page 1, after line 24 by inserting:

5 <Sec. _____. **NEW SUBSECTION.** 4. Each report filed under

6 section 68A.402 shall separate contributions received

7 from political committees from contributions received from

8 individuals and shall include separate totals for contributions

9 received from political committees and from contributions

10 received from individuals.>

KONFRST of Polk

H-1100

- 1 Amend House File 358 as follows:
- 2 1. Page 2, after line 15 by inserting:
- 3 <Sec. ____ **NEW SECTION. 68A.508 Local elections.**
- 4 Notwithstanding any provision of law to the contrary, a
- 5 political subdivision may by ordinance establish limits and
- 6 regulations on contributions and independent expenditures made
- 7 in elections for offices local to that political subdivision.
- 8 A limit or regulation adopted pursuant to this section shall
- 9 not apply to any other election.>
- 10 2. Title page, line 1, after <including> by inserting <local
- 11 elections and>
- 12 3. By renumbering as necessary.

KONFRST of Polk

H-1101

- 1 Amend House File 358 as follows:
- 2 1. Page 2, after line 15 by inserting:
- 3 <Sec. ____ **NEW SECTION. 68A.508 Contributions from**
- 4 **out-of-state sources — limitations.**
- 5 A candidate for a seat in the general assembly or the
- 6 candidate's committee for such a candidate shall not accept
- 7 contributions of greater than one hundred dollars in total from
- 8 persons not living in or incorporated or organized under the
- 9 laws of this state.>
- 10 2. By renumbering as necessary.

KONFRST of Polk

H-1102

- 1 Amend House File 358 as follows:
- 2 1. Page 1, after line 28 by inserting:
- 3 <Sec. ____ Section 68A.503, Code 2021, is amended by
- 4 striking the section and inserting in lieu thereof the
- 5 following:
- 6 **68A.503 Contributions by corporations — requirements.**
- 7 1. A corporation or subsidiary of the corporation shall not
- 8 use money or other property in connection with a contribution
- 9 or independent expenditure unless the shareholders of the
- 10 corporation have by an affirmative vote of a majority of all
- 11 shares entitled to vote done all of the following:
- 12 a. Authorized in advance the total amount of money or
- 13 property that may be used for all political expenditures during
- 14 a specific fiscal year of the corporation.
- 15 b. Directed that the money or property be used for one or
- 16 more of the following purposes:
- 17 (1) A specified candidate or candidates.
- 18 (2) Candidates of a specified political party or parties.

- 19 (3) A specified political party or parties.
 20 (4) A specified political committee or committees.
 21 (5) A specified entity or entities exempt from taxation
 22 under §501(c)(4) or (6) of the Internal Revenue Code.
 23 (6) A specified question or questions.
 24 2. A corporation that makes a contribution or independent
 25 expenditure, including through a subsidiary of the corporation,
 26 shall at least annually disclose to its shareholders and file
 27 with the secretary of state an accounting of the contributions
 28 and independent expenditures used for such purposes, including
 29 all of the following:
 30 a. The date of the contribution or independent expenditure.
 31 b. The amount of the contribution or independent
 32 expenditure.
 33 c. The identity of the recipient of the contribution,
 34 or in the case of an independent expenditure, the identity
 35 of the candidate, ballot measure, political party, pending

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- 1 legislation, public policy, or government rule supported or
 2 opposed.
 3 d. The business rationale for each contribution or
 4 independent expenditure.
 5 3. The secretary of state shall post each corporation's
 6 annual disclosure on the internet site maintained by the
 7 secretary of state.
 8 4. When it appears to the attorney general that a person
 9 has committed a violation of this section, the attorney general
 10 may bring an action to obtain one or more of the following
 11 remedies:
 12 a. A temporary restraining order.
 13 b. A temporary or permanent injunction.
 14 c. A civil penalty in the following amounts:
 15 (1) Three times the amount of an expenditure made in
 16 violation of subsection 1.
 17 (2) Five thousand dollars for any other violation of this
 18 section.
 19 d. A declaratory judgment.
 20 e. Rescission.
 21 f. Restitution.
 22 g. Other appropriate relief.>
 23 2. Title page, line 1, after <including> by inserting
 24 <corporate contributions,>
 25 3. By renumbering as necessary.

KONFRST of Polk

H-1103

- 1 Amend House File 358 as follows:
 2 1. Page 1, before line 1 by inserting:

<DIVISION I

CAMPAIGN CONTRIBUTIONS AND DISCLOSURES>

2. Page 2, after line 15 by inserting:

<DIVISION ____

EXPENDITURES AND ATTRIBUTION STATEMENTS

Sec. ____ Section 68A.102, subsection 10, paragraph a, subparagraph (2), Code 2021, is amended to read as follows:

(2) The payment, by any person other than a candidate or political committee who receives the service, of compensation for the personal services of another person which are rendered to a candidate or political committee for any such purpose.

Sec. ____ Section 68A.102, subsection 10, paragraph a, Code 2021, is amended by adding the following new subparagraph: NEW SUBPARAGRAPH. (3) A coordinated expenditure if the expenditure must be reported pursuant to subchapter IV.

Sec. ____ Section 68A.102, subsections 14 and 18, Code 2021, are amended to read as follows:

14. a. *“Express advocacy”* or ~~to~~ *“expressly advocate”* means communication that can be characterized according to at least one of the following descriptions:

~~a.~~ (1) The communication is political speech made in the form of a contribution.

~~b.~~ (2) In advocating the election or defeat of one or more clearly identified candidates or the passage or defeat of one or more clearly identified ballot issues, the communication includes explicit words that unambiguously indicate that the communication is recommending or supporting a particular outcome in the election with regard to any clearly identified candidate or ballot issue.

b. *“Express advocacy”* or *“expressly advocate”* does not mean a communication that can be characterized according to one or more of the following descriptions:

(1) The communication encourages individuals to register

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to vote or to vote, provided that the communication does not mention or depict a candidate or ballot issue.

(2) The communication does not support or oppose a candidate or ballot issue.

(3) The communication is a bona fide news story, commentary, blog, or editorial distributed through the facilities of any broadcasting station, newspaper, magazine, internet site, or other periodical publication of general circulation.

(4) The communication is by a membership organization or corporation to its members, stockholders, or employees.

(5) The board determines by rule that the communication is not express advocacy.

18. *“Political committee”* means any of the following:

a. A committee, but not a candidate’s committee, that accepts contributions in excess of ~~one thousand two hundred~~ fifty dollars in the aggregate, makes expenditures in excess

17 of ~~one thousand two hundred fifty~~ dollars in the aggregate, or
 18 incurs indebtedness in excess of ~~one thousand two hundred fifty~~
 19 dollars in the aggregate in any one calendar year to expressly
 20 advocate the nomination, election, or defeat of a candidate
 21 for public office, make an electioneering communication, or to
 22 expressly advocate the passage or defeat of a ballot issue.
 23 b. An association, lodge, society, cooperative, union,
 24 fraternity, sorority, educational institution, civic
 25 organization, labor organization, religious organization, or
 26 professional organization that accepts contributions in excess
 27 of ~~one thousand two hundred fifty~~ dollars in the aggregate,
 28 makes expenditures in excess of ~~one thousand two hundred fifty~~
 29 dollars in the aggregate, or incurs indebtedness in excess of
 30 ~~one thousand two hundred fifty~~ dollars in the aggregate in
 31 any one calendar year to expressly advocate the nomination,
 32 election, or defeat of a candidate for public office, make an
 33 electioneering communication, or to expressly advocate the
 34 passage or defeat of a ballot issue.
 35 c. A person, other than an individual, that accepts

PAGE 3

1 contributions in excess of ~~one thousand two hundred fifty~~
 2 dollars in the aggregate, makes expenditures in excess of
 3 ~~one thousand two hundred fifty~~ dollars in the aggregate, or
 4 incurs indebtedness in excess of ~~one thousand two hundred fifty~~
 5 dollars in the aggregate in any one calendar year to expressly
 6 advocate that an individual should or should not seek election
 7 to a public office prior to the individual becoming a candidate
 8 as defined in subsection 4.
 9 Sec. ____ Section 68A.102, Code 2021, is amended by adding
 10 the following new subsections:
 11 NEW SUBSECTION. 8A. "*Communication*" means any of the
 12 following:
 13 a. A paid advertisement broadcast over radio, television,
 14 cable, or satellite.
 15 b. The paid placement of content on the internet or other
 16 electronic communication network.
 17 c. A paid advertisement published in a newspaper or
 18 periodical or on a billboard.
 19 d. A mailing.
 20 e. A printed material.
 21 NEW SUBSECTION. 10A. "*Coordinated expenditure*" means
 22 an expenditure made in cooperation with, in consultation
 23 with, at the request of, or with the express prior consent
 24 of a candidate or committee receiving the benefit of the
 25 expenditure.
 26 NEW SUBSECTION. 13A. a. "*Electioneering communication*"
 27 means a paid communication that is publicly distributed by
 28 radio, television, cable, satellite, internet site, newspaper,
 29 periodical, billboard, mail, electronic mail, or any other
 30 distribution of materials, that is made within sixty days of

31 the initiation of voting in an election that does not support
32 or oppose a candidate or ballot issue, that can be received
33 by more than one hundred persons, and that does any of the
34 following:
35 (1) Refers to one or more clearly identified candidates in

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1 that election.
2 (2) Depicts the name, image, likeness, or voice of a clearly
3 identified candidate in that election.
4 (3) Refers to a political party, ballot issue, or a question
5 submitted to the voters in that election.
6 *b. "Electioneering communication"* does not include any of
7 the following:
8 (1) A bona fide news story, commentary, blog, or editorial
9 distributed through the facilities of any broadcasting station,
10 newspaper, magazine, internet site, or other periodical
11 publication of general circulation.
12 (2) A communication by a membership organization or
13 corporation to its members, stockholders, or employees.
14 (3) A commercial communication that depicts a candidate's
15 name, image, likeness, or voice only in the candidate's
16 capacity as owner, operator, or employee of a business that
17 existed prior to the organization of a candidate's committee by
18 the candidate pursuant to section 68A.202.
19 (4) A communication that constitutes a candidate debate or
20 forum or that solely promotes a candidate debate or forum and
21 is made by or on behalf of the person sponsoring the debate or
22 forum.
23 (5) A communication that the board determines by rule is not
24 an electioneering communication.
25 Sec. ____ Section 68A.402, subsection 9, Code 2021, is
26 amended to read as follows:
27 9. a. Permanent organizations. A permanent organization
28 temporarily engaging in activity described in section 68A.102,
29 subsection 18, shall organize a political committee and shall
30 keep the funds relating to that political activity segregated
31 from its operating funds. The political committee shall file
32 reports on the appropriate due dates as required by this
33 section.
34 b. The reports filed under this subsection shall identify
35 ~~the~~ all of the following:

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1 (1) The source of the original funds used for a contribution
2 made to a candidate or a committee organized under this
3 chapter.
4 (2) The aggregate amount of contributions made by each
5 person.
6 (3) Each loan received from any person during the reporting

7 period.
8 (4) The amount and nature of debts and obligations owed to
9 the committee.
10 (5) Proceeds that total less than thirty-five dollars
11 per person from mass collections made at fund-raising events
12 sponsored by the committee.
13 (6) The total sum of contributions received by the committee
14 for a specified candidate or committee.
15 (7) The full name, mailing address, occupation, and
16 principal place of business, if any, of each person or
17 committee to whom an expenditure has been made during the
18 reporting period, including the amount, date, and purpose of
19 each expenditure and the total amount of expenditures to each
20 person or committee.
21 (8) The full name, mailing address, occupation, and
22 principal place of business, if any, of each person to whom an
23 expenditure for personal services, salaries, and reimbursement
24 of expenses has been made, including the amount, date,
25 and purpose of that expenditure, and the total amount of
26 expenditures made to each person.
27 (9) The total sum of expenditures made during the reporting
28 period.
29 (10) The full name, mailing address, occupation, and
30 principal place of business, if any, of any person to whom a
31 loan was made, and the full name, mailing address, occupation,
32 and principal place of business, if any, of any endorsers, and
33 the date and amount of each loan.
34 (11) The amount and nature of debts and obligations owed by
35 the committee.

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1 (12) Other information as may be required by the board by
2 rule.
3 (13) For reports of expenditures made to a consultant,
4 advertising agency, polling firm, or other person that performs
5 services for the committee, the report shall be itemized
6 and described in sufficient detail to disclose the specific
7 services performed by the entity.
8 c. When the permanent organization ceases to be involved
9 in the political activity, the permanent organization shall
10 dissolve the political committee.
11 d. As used in this subsection, "permanent organization"
12 means an organization that is continuing, stable, and enduring,
13 and was originally organized for purposes other than engaging
14 in election activities.
15 Sec. ____. Section 68A.402A, subsection 1, paragraphs f and
16 g, Code 2021, are amended to read as follows:
17 f. The name and mailing address of each person and committee
18 to whom disbursements, payments for personal services,
19 salaries, reimbursement for expenses, or loan repayments
20 have been made by the committee from contributions during

21 the reporting period and the amount, purpose, and date of
22 each disbursement except that disbursements of less than five
23 dollars may be shown as miscellaneous disbursements so long as
24 the aggregate miscellaneous disbursements to any one person
25 during a calendar year do not exceed one hundred dollars.
26 Reports of disbursements under this paragraph must be itemized
27 and sufficiently detailed to disclose the specific services
28 performed by the person to whom a disbursement was made.
29 g. Disbursements made to a consultant, advertising agency,
30 or polling firm and disbursements made by the consultant,
31 advertising agency, or polling firm during the reporting
32 period disclosing the name and address of the recipient,
33 amount, purpose, and date. Reports of disbursements under
34 this paragraph must be itemized and sufficiently detailed to
35 disclose the specific services performed by the entity to whom

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1 a disbursement was made.
2 Sec. ____ Section 68A.402A, subsection 1, Code 2021, is
3 amended by adding the following new paragraph:
4 NEW PARAGRAPH. l. The total sum of disbursements made.
5 Sec. ____ NEW SECTION. 68A.404A Electioneering
6 communications — reports.
7 1. A person making an electioneering communication shall
8 file a report with the board, including a description of the
9 communication, how the communication was distributed, and
10 the amount of any expenditure made on the electioneering
11 communication, except that a person spending less than two
12 hundred fifty dollars on electioneering communications in a
13 taxable year shall not be required to file a report.
14 2. The board shall adopt rules for the form and schedule of
15 reports filed under this section.
16 Sec. ____ Section 68A.405, subsection 1, paragraphs b, c, d,
17 e, f, g, and h, Code 2021, are amended to read as follows:
18 b. (1) Except as set out in subsection 2, published
19 material designed to expressly advocate the nomination,
20 election, or defeat of a candidate for public office or
21 the passage or defeat of a ballot issue and electioneering
22 communications shall include on the published material
23 or electioneering communication an attribution statement
24 disclosing who is responsible for the published material or
25 electioneering communication.
26 (2) The person who is responsible for the published material
27 or electioneering communication has the sole responsibility
28 and liability for the attribution statement required by this
29 section.
30 c. If the person paying for the published material or
31 electioneering communication is an individual, the words “paid
32 for by” and the name and address of the person shall appear on
33 the published material or electioneering communication.
34 d. If more than one individual is responsible, the words

35 “paid for by”, the names of the individuals, and either

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1 the addresses of the individuals or a statement that the
2 addresses of the individuals are on file with the Iowa ethics
3 and campaign disclosure board shall appear on the published
4 material or electioneering communication.
5 e. If the person responsible is an organization, the words
6 “paid for by”, the name and address of the organization, and
7 the name of one officer of the organization shall appear on the
8 published material or electioneering communication.
9 f. If the person responsible is a corporation, the words
10 “paid for by”, the name and address of the corporation, and the
11 name and title of the corporation’s chief executive officer
12 shall appear on the published material or electioneering
13 communication.
14 g. If the person responsible is a committee that has filed
15 a statement of organization pursuant to section 68A.201, the
16 words “paid for by” and the name of the committee shall appear
17 on the published material or electioneering communication.
18 h. If the published material or electioneering communication
19 is the result of an independent expenditure subject to section
20 68A.404, the published material or electioneering communication
21 shall include a statement that the published material or
22 electioneering communication was not authorized by any
23 candidate, candidate’s committee, or ballot issue committee.
24 Sec. ____ Section 68A.405, subsection 2, paragraph d, Code
25 2021, is amended to read as follows:
26 d. Any published material or electioneering communication
27 that is subject to federal regulations regarding an attribution
28 requirement.
29 Sec. ____ Section 68A.405, subsection 4, Code 2021, is
30 amended to read as follows:
31 4. The board shall adopt rules relating to the placing of an
32 attribution statement on published materials and electioneering
33 communication.>
34 3. Title page, line 1, after <including> by inserting
35 <expenditures, attribution statements, and>

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1 4. By renumbering as necessary.

KONFRST of Polk

H-1104

1 Amend House File 561 as follows:
2 1. Page 1, line 15, by striking <plaintiff> and inserting
3 <plaintiff party>

GUSTAFSON of Madison

H-1105

1 Amend House File 498 as follows:

2 1. Page 1, line 5, after <royalties> by inserting <for the
3 public performance of copyrighted musical works>

4 2. Page 1, line 9, by striking <makes> and inserting <uses
5 its best efforts to make>

6 3. Page 1, by striking line 11 and inserting <business
7 hours, or if the proprietor or the proprietor's agent agree,
8 at a location other than the business premises or at the
9 business premises when the business premises are not open to
10 the public. Upon entering onto the business premises for the
11 purpose of discussing a contract for the payment of royalties
12 for the public performance of copyrighted musical works by the
13 proprietor, the>

LUNDGREN of Dubuque

H-1106

1 Amend House File 547 as follows:

2 1. Page 1, line 3, after <registry —> by inserting
3 <**informed consent** —>

4 2. Page 1, after line 8 by inserting:

5 <_. a. A health professional required to be licensed
6 under this chapter who is authorized to administer a
7 vaccination or immunization and is required to report the
8 administration of vaccines and immunizations to the statewide
9 immunization registry shall obtain written informed consent
10 from a patient, or if the patient is a minor, the patient's
11 parent or legal guardian, prior to reporting the administration
12 of the vaccine or immunization to the registry.

13 b. The written informed consent shall also provide the
14 patient with the option of consenting to the sharing of the
15 patient's information with any entity with access to the
16 information contained in the registry.

17 c. The health professional shall submit a copy of the
18 completed written informed consent form to the registry.

19 d. A patient, or if the patient is a minor, the patient's
20 parent or legal guardian, may withdraw or amend the written
21 informed consent at any time. If informed consent is
22 subsequently withdrawn, the patient's information shall be
23 deleted from the registry database.

24 e. Only the information regarding the administration of
25 vaccines or immunizations of a patient from whom written
26 informed consent has been obtained shall be reported to and
27 included in the registry.

28 f. No information, report, or record relating to a patient
29 from whom written informed consent has not been obtained shall
30 be maintained by the department or included in the registry.>

31 3. Page 1, line 23, after <IMMUNIZATIONS> by inserting <AND
32 OBTAINING OF INFORMED CONSENT>

- 33 4. Title page, line 3, after <registry> by inserting <and
 34 the obtaining of informed consent>
 35 5. By renumbering, redesignating, and correcting internal

PAGE 2

- 1 references as necessary.

BODEN of Warren
 WHEELER of Sioux
 ANDREWS of Polk
 WESTRICH of Wapello

SALMON of Black Hawk
 OSMUNDSON of Clayton
 CISNEROS of Muscatine

H-1107

- 1 Amend House File 590 as follows:
 2 1. Page 1, before line 1 by inserting:
 3 <Section 1. Section 9E.6, subsection 2, paragraph b, Code
 4 2021, is amended to read as follows:
 5 b. The program participant shall complete the ballot and
 6 return it to the state commissioner of elections, who shall
 7 review the ballot in the manner provided by sections 53.18
 8 and 53.19 if the return envelope is received in the state
 9 commissioner's office before the polls close on election day
 10 or is clearly postmarked by an officially authorized postal
 11 service or bears a postal service barcode traceable to a date
 12 of entry into the federal mail system not later than the day
 13 before the election, as provided in section 53.17A. If the
 14 materials comply with the requirements of section 53.18, the
 15 materials shall be certified by the state commissioner of
 16 elections as the ballot of a program participant, and shall be
 17 forwarded to the appropriate county commissioner of elections
 18 for tabulation by the special voters precinct election board
 19 appointed pursuant to section 53.23.
 20 Sec. ____ **NEW SECTION. 39.13 Conference boards —**
 21 **appointment — limitations.**
 22 1. Notwithstanding section 441.2, for the purposes of
 23 conducting the business of a conference board established
 24 pursuant to section 441.2, a person shall not serve in a
 25 voting unit of a conference board if such service would be
 26 incompatible with another office held by that person.
 27 2. If a person is a member of more than one body whose
 28 members make up a voting unit on the conference board, that
 29 person shall waive the person's position on the conference
 30 board for all but one of the bodies the person represents. A
 31 waiver pursuant to this subsection does not cause the person
 32 to vacate any elective office.>
 33 2. Page 1, line 11, by striking <adequately>
 34 3. Page 3, before line 13 by inserting:
 35 <Sec. ____ **NEW SECTION. 43.17 Preclusion of partisan**

PAGE 2

1 **nomination.**

2 A person shall not file nomination papers under this chapter
3 on behalf of a candidate if nomination papers have been filed
4 pursuant to section 44.4 on behalf of the candidate for the
5 same office and election year.>

6 4. Page 3, line 16, by striking <1. Nomination> and
7 inserting <1. a. Except as provided in paragraph “b”,
8 nomination>

9 5. Page 3, after line 17 by inserting:

10 <b. Nomination papers for an office to be filled by the
11 voters of the county or for the office of county supervisor
12 elected from a district within the county, shall be signed
13 by at least two percent of the party vote in the county or
14 supervisor district, as shown by the last general election, or
15 by at least one hundred persons, whichever is less.>

16 6. Page 4, line 28, by striking <45.1, Code 2021, is> and
17 inserting <45.1, subsections 1 and 2, Code 2021, are>

18 7. Page 4, by striking line 30.

19 8. Page 5, by striking lines 4 and 8.

20 9. Page 5, after line 19 by inserting:

21 <Sec. ____ Section 45.1, Code 2021, is amended by adding the
22 following new subsection:

23 **NEW SUBSECTION.** 1A. Nominations for candidates for
24 statewide offices other than those listed in subsection 1 may
25 be made by nomination petitions signed by not less than two
26 thousand five hundred eligible electors, including at least
27 seventy-seven eligible electors from not less than eighteen
28 counties of the state.>

29 10. By striking page 5, line 20, through page 7, line 26.

30 11. Page 9, after line 16 by inserting:

31 <Sec. ____ Section 48A.9, subsection 1, Code 2021, is
32 amended to read as follows:

33 1. Registration closes at 5:00 p.m. ~~eleven fifteen~~ days
34 before each election ~~except general elections. For general~~
35 ~~elections, registration closes at 5:00 p.m. ten days before~~

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1 ~~the election.~~ An eligible elector may register during the
2 time registration is closed in the elector's precinct but the
3 registration shall not become effective until registration
4 opens again in the elector's precinct, except as otherwise
5 provided in section 48A.7A.

6 Sec. ____ Section 48A.10A, subsection 1, Code 2021, is
7 amended to read as follows:

8 1. The state registrar shall compare lists of persons who
9 are registered to vote with the department of transportation's
10 driver's license and nonoperator's identification card files
11 and shall, on an initial basis, issue a voter identification
12 card to each active, registered voter whose name does not

13 appear in the department of transportation's files. The voter
14 identification card shall include the name of the registered
15 voter, a signature line above which the registered voter shall
16 sign the voter identification card, the registered voter's
17 identification number assigned to the voter pursuant to section
18 47.7, subsection 2, ~~and~~ an additional four-digit personal
19 identification number assigned by the state commissioner, and
20 the times during which polling places will be open on election
21 days.

22 Sec. _____. Section 48A.27, subsection 4, paragraph c,
23 subparagraph (2), Code 2021, is amended to read as follows:

24 (2) The notice shall contain a statement in substantially
25 the following form:

26 Information received from the United States postal service
27 indicates that you are no longer a resident of, and therefore
28 not eligible to vote in (name of county) County, Iowa. If this
29 information is not correct, and you still live in (name of
30 county) County, please complete and mail the attached postage
31 paid card at least ~~ten days before the primary or general~~
32 ~~election and at least eleven~~ fifteen days before any other
33 election at which you wish to vote. If the information is
34 correct and you have moved, please contact a local official
35 in your new area for assistance in registering there. If

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1 you do not mail in the card, you may be required to show
2 identification before being allowed to vote in (name of county)
3 County. If you do not return the card, and you do not vote
4 in an election in (name of county) County, Iowa, on or before
5 (date of second general election following the date of the
6 notice) your name will be removed from the list of voters in
7 that county.>

8 12. Page 10, line 1, by striking <again,> and inserting
9 <again;>

10 13. Page 10, after line 12 by inserting:

11 <Sec. _____. Section 48A.29, subsection 1, paragraph b, Code
12 2021, is amended to read as follows:

13 b. The notice shall contain a statement in substantially the
14 following form:

15 Information received from the United States postal service
16 indicates that you are no longer a resident of (residence
17 address) in (name of county) County, Iowa. If this information
18 is not correct, and you still live in (name of county) County,
19 please complete and mail the attached postage paid card at
20 ~~least ten days before the primary or general election and at~~
21 ~~least eleven~~ fifteen days before any other election at which
22 you wish to vote. If the information is correct, and you have
23 moved, please contact a local official in your new area for
24 assistance in registering there. If you do not mail in the
25 card, you may be required to show identification before being
26 allowed to vote in (name of county) County. If you do not

27 return the card, and you do not vote in some election in (name
28 of county) County, Iowa, on or before (date of second general
29 election following the date of the notice) your name will be
30 removed from the list of voters in that county.

31 Sec. ____ Section 48A.29, subsection 3, paragraph b, Code
32 2021, is amended to read as follows:

33 b. The notice shall contain a statement in substantially the
34 following form:

35 Information received by this office indicates that you

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1 are no longer a resident of (residence address) in (name of
2 county) County, Iowa. If the information is not correct,
3 and you still live at that address, please complete and mail
4 the attached postage paid card ~~at least ten days before the~~
5 ~~primary or general election and at least eleven fifteen~~ days
6 before any other election at which you wish to vote. If the
7 information is correct, and you have moved within the county,
8 you may update your registration by listing your new address
9 on the card and mailing it back. If you have moved outside
10 the county, please contact a local official in your new area
11 for assistance in registering there. If you do not mail in
12 the card, you may be required to show identification before
13 being allowed to vote in (name of county) County. If you do not
14 return the card, and you do not vote in some election in (name
15 of county) County, Iowa, on or before (date of second general
16 election following the date of the notice) your name will be
17 removed from the list of registered voters in that county.>

18 14. Page 11, line 28, by striking <adequately>

19 15. Page 12, after line 16 by inserting:

20 <Sec. ____ Section 49.23, Code 2021, is amended to read as
21 follows:

22 **49.23 Notice of change.**

23 When a change is made from the usual polling place for the
24 precinct or when the precinct polling place for any primary or
25 general election is different from that used for the precinct
26 at the last preceding primary or general election, notice of
27 such change shall be ~~given by publication in a newspaper of~~
28 ~~general circulation in the precinct~~ mailed to all registered
29 ~~voters in the precinct and posted prominently in the county~~
30 ~~commissioner's office and on the county commissioner's internet~~
31 ~~site~~ not more than twenty nor less than ~~four~~ seven days before
32 the day on which the election is to be held. In addition a
33 notice of the present polling place for the precinct shall be
34 posted, not later than the hour at which the polls open on
35 the day of the election, on each door to the usual or former

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1 polling place in the precinct and shall remain there until the
2 polls have closed.

3 Sec. ____ Section 49.73, subsection 2, Code 2021, is amended
 4 to read as follows:
 5 2. a. All polling places where the candidates of or any
 6 public question submitted by any one political subdivision are
 7 being voted upon shall be opened at the same hour. The hours at
 8 which the respective precinct polling places are to open shall
 9 not be changed after publication of the notice required by
 10 section 49.53. The polling places shall be closed at 9:00 p.m.
 11 ~~for state primary and general elections and other partisan~~
 12 ~~elections, and for any other election held concurrently~~
 13 ~~therewith, and at 8:00 p.m. for all other elections.~~
 14 b. The legislative services agency shall place on the
 15 internet site of the agency information regarding the opening
 16 and closing times of polling places until and including
 17 November 7, 2024. This paragraph is repealed effective July 1,
 18 2025.>
 19 16. Page 12, after line 33 by inserting:
 20 <Sec. ____ Section 49.88, Code 2021, is amended by adding
 21 the following new subsection:
 22 **NEW SUBSECTION.** 3. A person standing for election on the
 23 ballot before a voter shall not occupy the voting booth with
 24 the voter, including to assist the voter.>
 25 17. Page 15, after line 5 by inserting:
 26 <Sec. ____ Section 49.109, Code 2021, is amended to read as
 27 follows:
 28 **49.109 Employees entitled to time to vote.**
 29 Any person entitled to vote at an election in this state who
 30 does not have ~~three~~ two consecutive hours in the period between
 31 the time of the opening and the time of the closing of the polls
 32 during which the person is not required to be present at work
 33 for an employer, is entitled to such time off from work time to
 34 vote as will in addition to the person's nonworking time total
 35 ~~three~~ two consecutive hours during the time the polls are open.

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1 Application by any employee for such absence shall be made
 2 individually and in writing prior to the date of the election,
 3 and the employer shall designate the period of time to be
 4 taken. The employee is not liable to any penalty nor shall any
 5 deduction be made from the person's regular salary or wages on
 6 account of such absence.>
 7 18. Page 15, by striking lines 34 and 35 and inserting:
 8 <c. The commissioner may send an absentee ballot application
 9 to a registered voter at the request of the registered voter.
 10 The commissioner shall not send an absentee ballot application
 11 to a person who has not submitted such a request.>
 12 19. Page 16, line 17, by striking <eleventh> and inserting
 13 <fifteenth>
 14 20. Page 17, line 17, by striking <eighteen> and inserting
 15 <twenty>
 16 21. Page 17, line 31, by striking <the voter's designee>

- 17 and inserting ~~<the voter's designee a person not prohibited~~
 18 ~~to collect and deliver a completed ballot pursuant to section~~
 19 ~~53.33>~~
 20 22. Page 17, line 33, by striking ~~<the voter's designee>~~
 21 and inserting ~~<a person not prohibited to collect and deliver a~~
 22 ~~completed ballot pursuant to section 53.33>~~
 23 23. Page 18, line 1, by striking ~~<the voter's designee>~~
 24 and inserting ~~<the voter's designee a person not prohibited~~
 25 ~~to collect and deliver a completed ballot pursuant to section~~
 26 ~~53.33>~~
 27 24. Page 18, line 3, by striking ~~<voter's designee>~~ and
 28 inserting ~~<voter's designee person not prohibited to collect~~
 29 ~~and deliver a completed ballot pursuant to section 53.33>~~
 30 25. Page 18, line 13, by striking ~~<eighteen>~~ and inserting
 31 ~~<twenty>~~
 32 26. Page 18, line 19, by striking ~~<eighteen>~~ and inserting
 33 ~~<twenty>~~
 34 27. Page 18, line 21, by striking ~~<paragraph a,>~~
 35 28. Page 18, line 23, before ~~<a.>~~ by inserting ~~<1.>~~

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- 1 29. Page 18, line 23, by striking ~~<eighteen>~~ and inserting
 2 ~~<twenty>~~
 3 30. Page 18, after line 34 by inserting:
 4 ~~<b. A satellite absentee voting station established by~~
 5 ~~petition must be open at least one day for a minimum of six~~
 6 ~~hours. A satellite absentee voting station established at the~~
 7 ~~direction of the commissioner or by petition and may remain~~
 8 ~~open until 5:00 p.m. on the day before the election.>~~
 9 31. Page 19, by striking lines 6 through 9 and inserting
 10 ~~<the voter or within time to be postmarked or, if applicable,~~
 11 ~~to have the postal service barcode traced to a date of entry~~
 12 ~~into the federal mail system not later than the day before the~~
 13 ~~election, as provided in section 53.17A, whichever is earlier.>~~
 14 32. Page 21, by striking lines 2 through 7 and inserting
 15 ~~<the polls close on election day or be clearly postmarked by an~~
 16 ~~officially authorized postal service or bear a postal service~~
 17 ~~barcode traceable to a date of entry into the federal mail~~
 18 ~~system not later than the day before the election, as provided~~
 19 ~~in section 53.17A, and received by the commissioner not later~~
 20 ~~than noon on the Monday following the election.>~~
 21 33. Page 21, line 15, by striking ~~<or>~~ and inserting ~~<or>~~
 22 34. Page 21, by striking lines 16 through 19 and inserting
 23 ~~<within time to be postmarked or, if applicable, to have the~~
 24 ~~postal service barcode traced to a date of entry into the~~
 25 ~~federal mail system not later than the day before the election,~~
 26 ~~as provided in section 53.17A, whichever is earlier.>~~
 27 35. By striking page 21, line 27, through page 22, line 35.
 28 36. Page 23, line 3, by striking ~~<a.>~~
 29 37. By striking page 23, line 26, through page 24, line 4.
 30 38. Page 24, line 23, after ~~<person,>~~ by inserting ~~<to a~~

31 ballot drop box.>

32 39. Page 25, line 10, after <subsection 6,> by inserting
33 <paragraph a,>

34 40. Page 25, line 12, by striking <6.>

35 41. By striking page 25, line 31, through page 26, line 5.

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1 42. Page 26, after line 5 by inserting:

2 <Sec. ____ Section 53.23, subsection 3, paragraph c, Code
3 2021, is amended to read as follows:

4 c. ~~For the general election, the~~ The commissioner may
5 convene the special precinct election board on the day before
6 the election to begin counting absentee ballots. However, if
7 in the preceding general election the counting of absentee
8 ballots was not completed by 10:00 p.m. on election day, the
9 commissioner shall convene the special precinct election board
10 on the day before the next general election to begin counting
11 absentee ballots. The board shall not release the results of
12 its tabulation pursuant to this paragraph until the count is
13 completed on election day.>

14 43. Page 27, after line 19 by inserting:

15 <Sec. ____ Section 53.44, subsection 2, Code 2021, is
16 amended by striking the subsection and inserting in lieu
17 thereof the following:

18 2. In order for the ballot to be counted, the return
19 envelope must be received in the commissioner's office before
20 the polls close on election day or be clearly postmarked by an
21 officially authorized postal service or bear a postal service
22 barcode traceable to a date of entry into the federal mail
23 system not later than the day before the election, as provided
24 in section 53.17A, and received by the commissioner not later
25 than noon on the Monday following the election.

26 Sec. ____ Section 53.53, subsection 4, paragraphs b and c,
27 Code 2021, are amended to read as follows:

28 b. The voter's completed regular or special Iowa absentee
29 ballot was received by the deadline for return of absentee
30 ballots established in section ~~53.17~~ 53.44.

31 c. The voter's federal write-in ballot was received after
32 the deadline for return of absentee ballots established in
33 section ~~53.17~~ 53.44.>

34 44. Page 29, before line 1 by inserting:

35 <Sec. ____ Section 445.5, subsection 1, Code 2021, is

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1 amended by adding the following new paragraph:

2 NEW PARAGRAPH. i. Until November 7, 2024, the hours during
3 which polling places are open on election days. This paragraph
4 is repealed effective July 1, 2025.>

5 45. Title page, line 3, after <date> by inserting <and
6 applicability>

7 46. By renumbering as necessary.

KAUFMANN of Cedar

H-1108

1 Amend House File 675 as follows:
2 1. Page 1, by striking lines 3 through 7 and inserting:
3 <NEW SUBSECTION. 3A. The board shall issue a substitute
4 authorization that allows an individual to substitute in
5 grades prekindergarten through twelve for no more than ten
6 consecutive days in a thirty-day period in one job assignment
7 for a regularly assigned teacher who is absent, except in the
8 driver's education classroom. A school district administrator
9 may file a written request with the board for an extension
10 of the ten-day limit in one job assignment in a thirty-day
11 period on the basis of documented need and benefit to the
12 instructional program. The executive director or appointee
13 shall review the request and provide a written decision
14 either approving or denying the request. A substitute teacher
15 authorization shall>

GOBBLE of Polk

H-1109

1 Amend House File 590 as follows:
2 1. By striking page 1, line 1, through page 3, line 19.
3 2. By striking page 7, line 27, through page 11, line 8.
4 3. By striking page 11, line 20, through page 12, line 9.
5 4. Page 12, by striking lines 17 through 33.
6 5. By striking page 13, line 20, through page 16, line 25.
7 6. By striking page 17, line 12, through page 24, line 26,
8 and inserting:
9 <Sec. ____ Section 53.2, subsection 1, Code 2021, is amended
10 by adding the following new paragraph:
11 NEW PARAGRAPH. c. A registered voter may request an
12 absentee ballot from the commissioner by telephone. A request
13 by telephone must be received by the commissioner no later than
14 5:00 p.m. on the same day as the voter registration deadline
15 provided in section 48A.9 for the election for which the ballot
16 is requested.
17 Sec. ____ Section 53.17A, subsection 3, Code 2021, is
18 amended by adding the following new paragraph:
19 NEW PARAGRAPH. c. The absence of a postmark or postal
20 service barcode shall not preclude a ballot from being included
21 for canvass by the absentee and special voters precinct board.>
22 7. Page 25, line 19, by striking <may be any person the
23 voter chooses> and inserting <may be any person the voter
24 chooses>
25 8. Page 25, by striking lines 20 through 23 and inserting
26 <except that no candidate for any office to be voted upon for

- 27 the election for which the ballot is requested may deliver a
 28 ballot under this subsection>
 29 9. Page 25, line 24, by striking <53.33>
 30 10. By striking page 27, line 9, through page 28, line 35.
 31 11. Page 29, line 3, by striking <apply> and inserting
 32 <applies>
 33 12. Page 29, by striking lines 6 and 7.
 34 13. Page 29, line 8, by striking <3.>
 35 14. Title page, lines 2 and 3, by striking <and voter list

PAGE 2

- 1 maintenance activities, making penalties applicable>
 2 15. By renumbering, redesignating, and correcting internal
 3 references as necessary.

WOLFE of Clinton

H-1110

- 1 Amend House File 452 as follows:
 2 1. Page 7, after line 1 by inserting:
 3 <Sec. ____ Section 710A.3, Code 2021, is amended by striking
 4 the section and inserting in lieu thereof the following:
 5 **710A.3 Affirmative defense.**
 6 It shall be an affirmative defense, in addition to any other
 7 affirmative defenses for which a defendant may be eligible,
 8 to a prosecution for a criminal violation of section 152C.5B,
 9 152C.5C, 157.4A, 157.4B, 710A.2, 710A.2A, or 710A.2B, that the
 10 violation directly resulted from the defendant's status as a
 11 victim of any human trafficking crime under chapter 710A.>
 12 2. By renumbering as necessary.

JONES of Clay

H-1111

- 1 Amend House File 590 as follows:
 2 1. By striking everything after the enacting clause and
 3 inserting:
 4 <DIVISION I
 5 AUTOMATIC VOTER REGISTRATION
 6 Section 1. Section 48A.7, Code 2021, is amended to read as
 7 follows:
 8 **48A.7 Registration in person.**
 9 An eligible elector may register to vote by appearing
 10 personally and completing a voter registration form at the
 11 office of the commissioner in the county in which the person
 12 resides, at a motor vehicle driver's license station, including
 13 any county treasurer's office that is participating in county
 14 issuance of driver's licenses under chapter 321M, or at any
 15 voter registration agency. A For paper registration forms.

16 a separate voter registration form shall be signed by each
17 individual registrant.

18 Sec. 2. Section 48A.8, subsection 1, Code 2021, is amended
19 to read as follows:

20 1. An eligible elector may request that a voter registration
21 form be mailed to the elector. The completed form may be
22 mailed or delivered by the registrant or the registrant's
23 designee to the commissioner in the county where the person
24 resides or to the state commissioner of elections for a
25 program participant, as provided in section 9E.6. A For paper
26 registration forms, a separate voter registration form shall be
27 signed by each individual registrant.

28 Sec. 3. Section 48A.18, subsections 1 and 3, Code 2021, are
29 amended to read as follows:

30 1. Each state motor vehicle driver's license application,
31 including any renewal application or application for a
32 nonoperator's identification card, submitted to the office
33 of driver services of the state department of transportation
34 shall serve as an application for voter registration unless
35 the commissioner of registration determines that the applicant

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1 is not an eligible elector or the applicant declines to
2 register to vote after receiving notification under subsection
3 4A. A completed application or paper voter registration
4 form submitted to the office of driver services of the state
5 department of transportation shall be considered to update any
6 previous voter registration by the registrant.

7 3. Information relating to the refusal decision of an
8 applicant for a driver's license to apply decline to register
9 to vote shall not be used for any purpose other than voter
10 registration.

11 Sec. 4. Section 48A.18, subsection 4, Code 2021, is amended
12 by striking the subsection and inserting in lieu thereof the
13 following:

14 4. *a.* The state voter registration commission shall
15 establish schedules by which the department of transportation
16 shall transmit to the state registrar of voters electronic
17 records containing the legal name, age, residence, and
18 citizenship information for, and the electronic signature of,
19 each person submitting an application under this section.

20 *b.* The state voter registration commission shall establish
21 schedules by which the state registrar of voters shall make
22 accessible or transmit electronic records and electronic
23 signatures received under paragraph "*a*" to the appropriate
24 commissioner of registration.

25 *c.* The state voter registration commission shall establish
26 schedules by which the department of transportation shall
27 transmit any completed paper registration forms to the
28 appropriate commissioner of registration.

29 *d.* The state commissioner of elections shall adopt rules,

30 consistent with section 9E.6, for the registration of address
31 confidentiality program participants.
32 e. The state voter registration commission shall adopt
33 rules pursuant to chapter 17A to administer and interpret this
34 section, including rules to establish electronic and paper
35 forms and all procedures used by the office of driver services

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1 for voter registration purposes, rules to establish schedules
2 for transmission of electronic records, electronic signatures,
3 and completed paper voter registration forms, and rules and
4 forms to decline being registered to vote.
5 Sec. 5. Section 48A.18, Code 2021, is amended by adding the
6 following new subsection:
7 NEW SUBSECTION. 4A. a. (1) Upon receiving the electronic
8 record for, and electronic signature of, a person under
9 subsection 4, the state registrar of voters shall transmit or
10 otherwise make accessible the electronic record and electronic
11 signature of the person to the commissioner of registration
12 of the county where the person resides. Upon reviewing the
13 electronic record received from the state registrar of voters,
14 along with any other relevant information, the commissioner of
15 registration shall determine if a person is an eligible elector
16 of the county. If the commissioner determines that a person is
17 an eligible elector of the county and is not registered to vote
18 in that county, the commissioner shall notify the person of the
19 separate processes to decline being registered to vote or to
20 declare a political party affiliation.
21 (2) If the person is registered to vote in the county, the
22 commissioner shall use the electronic record and information to
23 update the person's voter registration if appropriate.
24 b. If a person notified under paragraph "a" does not decline
25 to be registered to vote within twenty-one calendar days after
26 the commissioner of registration issues the notification, the
27 person's electronic record and electronic signature shall
28 constitute a completed voter registration form under section
29 48A.11, and the commissioner of registration shall register the
30 person to vote in that county. The commissioner shall send an
31 acknowledgment pursuant to section 48A.26.
32 c. A commissioner of registration shall not add a person
33 subject to registration under this subsection to a voter
34 registration list until at least twenty-one calendar days
35 after the commissioner has issued notification to the person

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1 as described in paragraph "a".
2 d. The electronic record and electronic signature, received
3 under this subsection, of a person who does not qualify
4 as an eligible elector shall not constitute a completed
5 voter registration form under section 48A.11 and such a

6 person's application for a driver's license or nonoperator's
7 identification card shall not be considered to be a voter
8 registration application for purposes of section 39A.2,
9 subsection 1, paragraph "a".

10 Sec. 6. Section 48A.19, subsection 1, Code 2021, is amended
11 by adding the following new paragraph:
12 **NEW PARAGRAPH. d.** The department of education and all
13 state offices that collect personal information sufficient to
14 complete a voter registration application, as determined by the
15 state commissioner.

16 Sec. 7. Section 48A.19, subsection 4, paragraph a,
17 unnumbered paragraph 1, Code 2021, is amended to read as
18 follows:

19 The A voter registration agency that does not collect
20 personal information sufficient to complete a voter
21 registration application shall provide a form to applicants
22 that includes all of the following:

23 Sec. 8. Section 48A.21, Code 2021, is amended to read as
24 follows:

25 **48A.21 Transmission of forms from agencies and driver's**
26 **license stations.**

27 1. The state registrar of voters shall adopt administrative
28 rules regulating the transmission of completed voter
29 registration forms from voter registration agencies and from
30 driver's license stations, including county treasurer's offices
31 participating in county issuance of driver's licenses under
32 chapter 321M. All completed voter registration applications
33 in the possession of a voter registration agency, a driver's
34 license station, or a county treasurer's office that is
35 participating in county issuance of driver's licenses at 5:00

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1 p.m. on the last workday of each week shall be transmitted
2 to the location designated by the state registrar of voters
3 by rule. Procedures or requirements for more frequent
4 transmissions may be specified by rule.

5 2. a. The state voter registration commission shall
6 establish schedules by which the voter registration agencies
7 pursuant to section 48A.19 that collect personal information
8 sufficient to complete a voter registration application shall
9 transmit to the state registrar of voters electronic records
10 containing the legal name, age, residence, and citizenship
11 information for, and the electronic signature of, each person
12 providing personal information as described in this section.

13 b. The state voter registration commission shall establish
14 schedules by which the state registrar of voters shall make
15 accessible or transmit electronic records and electronic
16 signatures received under paragraph "a" to the appropriate
17 commissioner of registration.

18 c. The state voter registration commission shall establish
19 schedules by which voter registration agencies shall transmit

20 any completed paper registration forms to the appropriate
21 commissioner of registration.
22 d. The state commissioner of elections shall adopt rules,
23 consistent with section 9E.6, for the registration of address
24 confidentiality program participants.
25 e. The state voter registration commission shall adopt
26 rules pursuant to chapter 17A to administer and interpret this
27 section, including rules to establish electronic and paper
28 forms and all procedures used by voter registration agencies
29 for voter registration purposes, rules to establish schedules
30 for transmission of electronic records, electronic signatures,
31 and completed paper voter registration forms, and rules and
32 forms to decline being registered to vote.
33 3. a. (1) Upon receiving the electronic record for, and
34 electronic signature of, a person under subsection 2, the state
35 registrar of voters shall transmit or otherwise make accessible

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1 the electronic record and electronic signature of the person to
2 the commissioner of registration of the county where the person
3 resides. Upon reviewing the electronic record received from
4 the state registrar of voters, along with any other relevant
5 information, the commissioner of registration shall determine
6 if a person is an eligible elector of the county. If the
7 commissioner determines that a person is an eligible elector
8 of the county and is not registered to vote in that county, the
9 commissioner shall notify the person of the separate processes
10 to decline being registered to vote or to declare a political
11 party affiliation.
12 (2) If the person is registered to vote in the county, the
13 commissioner shall use the electronic record and information to
14 update the person's voter registration if appropriate.
15 b. If a person notified under paragraph "a" does not decline
16 to be registered to vote within twenty-one calendar days after
17 the commissioner of registration issues the notification, the
18 person's electronic record and electronic signature shall
19 constitute a completed voter registration form under section
20 48A.11, and the commissioner of registration shall register the
21 person to vote in that county. The commissioner shall send an
22 acknowledgment pursuant to section 48A.26.
23 c. A commissioner of registration shall not add a person
24 subject to registration under this subsection to a voter
25 registration list until at least twenty-one calendar days
26 after the commissioner has issued notification to the person
27 as described in paragraph "a".
28 d. The electronic record and electronic signature, received
29 under this subsection, of a person who does not qualify as
30 an eligible elector shall not constitute a completed voter
31 registration form under section 48A.11 and such a person shall
32 not be considered to have submitted a voter registration
33 application for purposes of section 39A.2, subsection 1,

34 paragraph “a”.

35 Sec. 9. Section 48A.26, subsection 1, paragraph b, Code

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1 2021, is amended to read as follows:

2 b. (1) For a voter registration form or change of
3 information in a voter registration record submitted at a
4 precinct caucus, the commissioner shall send an acknowledgment
5 within forty-five days of receipt of the form or change of
6 information.

7 (2) For a voter registration application or change of
8 information in a voter registration record completed pursuant
9 to section 48A.18 or 48A.19, the commissioner shall send an
10 acknowledgment within seven working days of the person being
11 registered under either section.

12 Sec. 10. Section 48A.26, subsection 8, Code 2021, is amended
13 to read as follows:

14 8. ~~An~~ A completed voter registration application,
15 improperly transmitted under section 48A.18, subsection
16 4A, or under section 48A.21, subsection 2, or an improperly
17 addressed or delivered registration form shall be transmitted
18 or forwarded to the appropriate county commissioner of
19 registration within two working days after it is received by
20 any other official. The date of registration shall be the date
21 the completed application or registration form was received by
22 the first official. If the registration form was postmarked
23 fifteen or more days before an election and the registration
24 form was received by the first official after the close of
25 registration, the registration form shall be considered on time
26 for the election.

27 Sec. 11. Section 48A.36, subsection 1, Code 2021, is amended
28 to read as follows:

29 1. Voter registration agencies and the office of driver
30 services of the state department of transportation may
31 electronically transmit registration data to the state
32 registrar of voters, who shall distribute the information,
33 electronically or otherwise, to the appropriate commissioner
34 in accordance with rules of the state voter registration
35 commission and the state registrar of voters. ~~The office of~~

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1 driver services of the state department of transportation and
2 voter registration agencies that collect personal information
3 sufficient to complete a voter registration application
4 shall electronically transmit registration data to the state
5 registrar of voters as required pursuant to sections 48A.18
6 and 48A.21. The state agency originating the registration
7 data shall permanently retain an electronic copy of the
8 form completed by the registrant, including the registrant's
9 signature, and shall develop procedures for the retrieval and

10 printing of that electronic document. A printed copy of an
11 electronic registration document shall be made only upon the
12 agency's receipt of a court order.

13 Sec. 12. Section 331.557A, subsection 5, Code 2021, is
14 amended to read as follows:

15 5. Participate in voter registration according to the
16 terms of chapter 48A, and submit completed voter registration
17 forms to the ~~state registrar of voters~~ appropriate county
18 commissioner of registration.

19 Sec. 13. EMERGENCY RULES. The state voter registration
20 commission, in consultation with the department of
21 transportation and voter registration agencies, may adopt
22 emergency rules under section 17A.4, subsection 3, and section
23 17A.5, subsection 2, paragraph "b", to implement the provisions
24 of this division of this Act and the rules shall be effective
25 immediately upon filing unless a later date is specified in the
26 rules. Any rules adopted in accordance with this section shall
27 also be published as a notice of intended action as provided
28 in section 17A.4.

29 Sec. 14. IMPLEMENTATION OF ACT. Section 25B.2, subsection
30 3, shall not apply to this division of this Act.

31 DIVISION II

32 VOTING BY CERTAIN CONVICTED PERSONS

33 Sec. 15. Section 39A.1, subsection 2, Code 2021, is amended
34 to read as follows:

35 2. The purpose of this chapter is to identify actions which

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1 threaten the integrity of the election process and to impose
2 significant sanctions upon persons who intentionally commit
3 those acts. It is the intent of the general assembly that
4 offenses with the greatest potential to affect the election
5 process be vigorously prosecuted and strong punishment meted
6 out through the imposition of felony sanctions which, as a
7 consequence, remove the voting rights of the offenders until
8 such rights are restored by the governor, by the president of
9 the United States, or by operation of law. Other offenses are
10 still considered serious, but based on the factual context in
11 which they arise, they may not rise to the level of offenses
12 to which felony penalties attach. The general assembly
13 also recognizes that instances may arise in which technical
14 infractions of chapters 39 through 53 may occur which do not
15 merit any level of criminal sanction. In such instances,
16 administrative notice from the state or county commissioner
17 of elections is sufficient. Mandates or proscriptions in
18 chapters 39 through 53 which are not specifically included in
19 this chapter shall be considered to be directive only, without
20 criminal sanction.

21 Sec. 16. Section 43.18, subsection 9, Code 2021, is amended
22 to read as follows:

23 9. A statement that the candidate is aware that the

24 candidate is disqualified from holding office if the candidate
25 has been convicted of a felony or other infamous crime and the
26 candidate's rights have not been restored by the governor, ~~or~~
27 by the president of the United States, or by operation of law.

28 Sec. 17. Section 43.67, subsection 2, paragraph i, Code
29 2021, is amended to read as follows:

30 i. A statement that the candidate is aware that the
31 candidate is disqualified from holding office if the candidate
32 has been convicted of a felony or other infamous crime and the
33 candidate's rights have not been restored by the governor, ~~or~~
34 by the president of the United States, or by operation of law.

35 Sec. 18. Section 44.3, subsection 2, paragraph i, Code 2021,

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1 is amended to read as follows:

2 i. A statement that the candidate is aware that the
3 candidate is disqualified from holding office if the candidate
4 has been convicted of a felony or other infamous crime and the
5 candidate's rights have not been restored by the governor, ~~or~~
6 by the president of the United States, or by operation of law.

7 Sec. 19. Section 45.3, subsection 9, Code 2021, is amended
8 to read as follows:

9 A statement that the candidate is aware that the
10 candidate is disqualified from holding office if the candidate
11 has been convicted of a felony or other infamous crime and the
12 candidate's rights have not been restored by the governor, ~~or~~
13 by the president of the United States, or by operation of law.

14 Sec. 20. Section 48A.6, subsection 1, Code 2021, is amended
15 to read as follows:

16 1. A person who has been convicted of a felony as defined
17 in section 701.7, or convicted of an offense classified as a
18 felony under federal law. If the person's rights are later
19 restored pursuant to section 914.8, or by a pardon issued by
20 the governor, ~~or by the president of the United States,~~ the
21 person may register to vote.

22 Sec. 21. Section 57.1, subsection 2, paragraph c, Code 2021,
23 is amended to read as follows:

24 c. That prior to the election the incumbent had been duly
25 convicted of a felony, as defined in section 701.7, and that
26 the judgment had not been reversed, annulled, or set aside, nor
27 the incumbent pardoned by the governor or the president of the
28 United States or restored to the rights of citizenship ~~by the~~
29 ~~governor under chapter 914 pursuant to section 914.8,~~ at the
30 time of the election.

31 Sec. 22. Section 123.3, subsection 40, paragraph d, Code
32 2021, is amended to read as follows:

33 d. The person has not been convicted of a felony. However,
34 if the person's conviction of a felony occurred more than five
35 years before the date of the application for a license or

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1 permit, and if the person's rights of citizenship have been
2 restored by the governor pursuant to sections 914.1 through
3 914.6, the administrator may determine that the person is of
4 good moral character notwithstanding such conviction.
5 Sec. 23. Section 161A.5, subsection 3, paragraph b, Code
6 2021, is amended to read as follows:
7 b. Every candidate shall file with the nomination papers
8 an affidavit stating the candidate's name, the candidate's
9 residence, that the person is a candidate and is eligible for
10 the office of commissioner, and that if elected the candidate
11 will qualify for the office. The affidavit shall also state
12 that the candidate is aware that the candidate is disqualified
13 from holding office if the candidate has been convicted of a
14 felony or other infamous crime and the candidate's rights have
15 not been restored by the governor, ~~or~~ by the president of the
16 United States, or by operation of law.
17 Sec. 24. Section 277.4, subsection 2, paragraph b, Code
18 2021, is amended to read as follows:
19 b. Signers of nomination petitions shall include their
20 addresses and the date of signing, and must reside in the same
21 director district as the candidate if directors are elected
22 by the voters of a director district, rather than at-large.
23 A person may sign nomination petitions for more than one
24 candidate for the same office, and the signature is not invalid
25 solely because the person signed nomination petitions for
26 one or more other candidates for the office. The petition
27 shall be filed with the affidavit of the candidate being
28 nominated, stating the candidate's name, place of residence,
29 that such person is a candidate and is eligible for the office
30 the candidate seeks, and that if elected the candidate will
31 qualify for the office. The affidavit shall also state that
32 the candidate is aware that the candidate is disqualified
33 from holding office if the candidate has been convicted of a
34 felony or other infamous crime and the candidate's rights have
35 not been restored by the governor, ~~or~~ by the president of the

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1 United States, or by operation of law.
2 Sec. 25. Section 376.4, subsection 2, paragraph b, Code
3 2021, is amended to read as follows:
4 b. The petition must include the affidavit of the individual
5 for whom it is filed, stating the individual's name, the
6 individual's residence, that the individual is a candidate and
7 eligible for the office, and that if elected the individual
8 will qualify for the office. The affidavit shall also state
9 that the candidate is aware that the candidate is disqualified
10 from holding office if the candidate has been convicted of a
11 felony or other infamous crime and the candidate's rights have
12 not been restored by the governor, ~~or~~ by the president of the

13 United States, or by operation of law.

14 Sec. 26. Section 914.2, Code 2021, is amended to read as
15 follows:

16 **914.2 Right of application.**

17 Except as otherwise provided in section 902.2 or 914.8, a
18 person convicted of a criminal offense has the right to make
19 application to the board of parole for recommendation or to
20 the governor for a reprieve, pardon, commutation of sentence,
21 remission of fines or forfeitures, or restoration of rights of
22 citizenship at any time following the conviction.

23 Sec. 27. NEW SECTION. **914.8 Restoration of right to**
24 **register and to vote.**

25 1. A person convicted of a felony criminal offense who has
26 been discharged from probation, parole, or work release or
27 who is released from confinement under section 902.6 because
28 the person has completed the person's term of confinement
29 shall have the person's right to register to vote and to vote
30 restored.

31 2. As soon as practicable, the department of corrections
32 or judicial district department of correctional services,
33 whichever is applicable, shall provide written notice to each
34 person, as described in subsection 1, who, on or after January
35 14, 2011, has been discharged from probation, parole, or work

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1 release or who, on or after January 14, 2011, has completed a
2 term of confinement, that the person's right to register to
3 vote and to vote has been restored. The notice shall include a
4 voter registration form.

5 3. The department of corrections shall monthly provide a
6 list of all persons notified under subsection 2 in the previous
7 month to the state registrar of voters who shall provide the
8 information to the county registrars of voters as deemed
9 necessary.

10 4. A person described in subsection 1 may still make
11 application for a restoration of citizenship rights pursuant
12 to sections 914.1 through 914.6. Such an application, unless
13 withdrawn, shall be processed as required by this chapter.

14 5. This section shall not relieve a person of any unpaid
15 restitution, fine, or other obligation resulting from
16 conviction.

17 **DIVISION III**

18 **ABSENTEE VOTING PERIOD**

19 Sec. 28. Section 53.8, subsection 1, paragraph a,
20 unnumbered paragraph 1, Code 2021, is amended to read as
21 follows:

22 Upon receipt of an application for an absentee ballot
23 and immediately after the absentee ballots are printed,
24 ~~but not more than twenty-nine days before the election,~~ the
25 commissioner shall mail an absentee ballot to the applicant
26 within twenty-four hours, except as otherwise provided in

27 subsection 3. ~~When the United States post office is closed~~
28 ~~in observance of a federal holiday and is not delivering mail~~
29 ~~on the twenty-ninth day before the election, the first day to~~
30 ~~mail absentee ballots is the next business day on which mail~~
31 ~~delivery is available.~~ The absentee ballot shall be sent to
32 the registered voter by one of the following methods:
33 Sec. 29. Section 53.10, subsection 1, Code 2021, is amended
34 to read as follows:
35 1. Not more than ~~twenty-nine~~ forty-five days before the

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1 date of the primary election or the general election, the
2 commissioner shall provide facilities for absentee voting in
3 person at the commissioner's office. This service shall also
4 be provided for other elections as soon as the ballots are
5 ready, but in no case shall absentee ballots be available under
6 this section more than ~~twenty-nine~~ forty-five days before an
7 election.
8 Sec. 30. Section 53.11, subsection 1, paragraph a, Code
9 2021, is amended to read as follows:
10 a. Not more than ~~twenty-nine~~ forty-five days before the
11 date of an election, satellite absentee voting stations may be
12 established throughout the cities and county at the direction
13 of the commissioner and shall be established upon receipt
14 of a petition signed by not less than one hundred eligible
15 electors requesting that a satellite absentee voting station
16 be established at a location to be described on the petition.
17 However, if a special election is scheduled in the county on a
18 date that falls between the date of the regular city election
19 and the date of the city runoff election, the commissioner is
20 not required to establish a satellite absentee voting station
21 for the city runoff election.
22 Sec. 31. Section 53.42, Code 2021, is amended to read as
23 follows:

24 **53.42 Voting in person in commissioner's office.**
25 Notwithstanding the provision as to time found in section
26 53.10, any qualified voter in the armed forces of the United
27 States may personally appear in the office of the commissioner
28 of the county of the voter's residence and there vote an absent
29 voter's ballot at any time not earlier than ~~forty~~ forty-five
30 days before the primary or general election, as the case may
31 be.

DIVISION IV ABSENTEE BALLOT REQUESTS

34 Sec. 32. Section 47.2, Code 2021, is amended by adding the
35 following new subsection:

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1 NEW SUBSECTION. 9. The commissioner shall provide for
2 the submission of electronic absentee ballot applications on

3 the commissioner's internet site pursuant to section 53.2,
4 subsection 1, paragraph "c".

5 Sec. 33. Section 53.2, subsection 1, Code 2021, is amended
6 by adding the following new paragraphs:

7 NEW PARAGRAPH. c. A registered voter may apply to the
8 commissioner for an absentee ballot through electronic means
9 either through electronic mail sent to the commissioner or
10 through the commissioner's internet site. An electronic
11 application for an absentee ballot must be received by the
12 commissioner no later than 5:00 p.m. on the Friday before the
13 election. An electronic application for an absentee ballot
14 received by the commissioner more than seventy days prior to
15 the date of the election shall be retained by the commissioner
16 and processed in the same manner as an electronic application
17 received not more than seventy days before the date of the
18 election.

19 NEW PARAGRAPH. d. A registered voter may request an
20 absentee ballot from the commissioner by telephone. A request
21 by telephone must be received by the commissioner no later than
22 5:00 p.m. on the same day as the voter registration deadline
23 provided in section 48A.9 for the election for which the ballot
24 is requested.

25 Sec. 34. Section 53.2, subsection 4, paragraph a, Code 2021,
26 is amended to read as follows:

27 a. To request an absentee ballot, a registered voter shall
28 provide:

29 (1) The name ~~and signature~~ of the registered voter.

30 (1A) For an application submitted pursuant to subsection 1,
31 paragraph "a" or "b", the signature of the registered voter.
32 (2) The registered voter's date of birth.

33 (3) The address at which the voter is registered to vote.

34 (4) The registered voter's voter verification number

35 or, for an application submitted pursuant to subsection 1,

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1 paragraph "c", either the registered voter's voter verification
2 number or the last four numerals of the registered voter's
3 social security number.

4 (5) The name or date of the election for which the absentee
5 ballot is requested.

6 (6) Such other information as may be necessary to determine
7 the correct absentee ballot for the registered voter.

8 DIVISION V

9 ONGOING ABSENTEE VOTER STATUS

10 Sec. 35. NEW SECTION. 53.4 Ongoing absentee voter.

11 A registered voter applying for an absentee ballot under
12 section 53.2 may request to receive an absentee ballot for all
13 subsequent elections or for each subsequent general election
14 in which that person is eligible to vote and qualifies under
15 section 53.1. The state commissioner shall provide check boxes
16 on the prescribed form for this purpose. For all subsequent

17 elections or for each subsequent general election, the county
18 commissioner of elections shall automatically mail an absentee
19 ballot to the requesting voter, or automatically deliver an
20 absentee ballot if the requester is a person voting pursuant to
21 section 53.22. A voter's status as an ongoing absentee voter
22 shall be terminated upon the request of the voter or by the
23 county commissioner if the voter fails to qualify under section
24 53.1 or if the voter fails to vote in two consecutive general
25 elections.

26 DIVISION VI

27 SATELLITE ABSENTEE VOTING LOCATIONS

28 Sec. 36. Section 53.11, Code 2021, is amended by adding the
29 following new subsection:

30 NEW SUBSECTION. 7. This section shall not be construed
31 to prohibit the commissioner from establishing a satellite
32 absentee voting station at the discretion of the commissioner.

33 DIVISION VII

34 VOTER IDENTIFICATION

35 Sec. 37. Section 49.78, subsection 2, paragraph a, Code

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1 2021, is amended by adding the following new subparagraphs:
2 NEW SUBPARAGRAPH. (6) A voter registration card.
3 NEW SUBPARAGRAPH. (7) A social security card.
4 NEW SUBPARAGRAPH. (8) A birth certificate.
5 NEW SUBPARAGRAPH. (9) An identification document for
6 receiving public assistance.
7 NEW SUBPARAGRAPH. (10) An electronic benefits transfer
8 card issued to a beneficiary of the federal supplemental
9 nutrition assistance program.
10 NEW SUBPARAGRAPH. (11) A Medicare or Medicaid card.
11 NEW SUBPARAGRAPH. (12) A long-term care identification
12 card.
13 NEW SUBPARAGRAPH. (13) A hunting license.
14 NEW SUBPARAGRAPH. (14) A fishing license.
15 NEW SUBPARAGRAPH. (15) An identification card issued by a
16 college or university.
17 NEW SUBPARAGRAPH. (16) An employee identification card
18 issued by a governmental entity.
19 NEW SUBPARAGRAPH. (17) An identification card issued by an
20 employer.
21 NEW SUBPARAGRAPH. (18) A union membership card.
22 NEW SUBPARAGRAPH. (19) A paycheck.
23 NEW SUBPARAGRAPH. (20) A debit or credit card.
24 NEW SUBPARAGRAPH. (21) A utility bill, whether presented in
25 print or in an electronic format.
26 NEW SUBPARAGRAPH. (22) A form of identification approved by
27 the Iowa state association of county auditors.
28 Sec. 38. Section 49.78, subsections 4 and 5, Code 2021, are
29 amended to read as follows:
30 4. A person who is registered to vote but is unable

31 to present a form of identification under subsection 2 or
32 3 may establish identity and residency in the precinct by
33 written oath of a person who is also registered to vote in
34 the precinct. The attesting registered voter's oath shall
35 attest to the stated identity of the person wishing to vote

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1 and that the person is a current resident of the precinct.
2 The oath must be signed by the attesting registered voter in
3 the presence of the appropriate precinct election official.
4 ~~A registered voter who has signed two oaths on election day~~
5 ~~attesting to a person's identity and residency as provided in~~
6 ~~this subsection is prohibited from signing any further oaths as~~
7 ~~provided in this subsection on that day.~~

8 5. The form of the written oath required of a registered
9 voter attesting to the identity and residency of the voter
10 unable to present a form of identification shall read as
11 follows:

12 I, (name of attesting registered voter), do solemnly
13 swear or affirm all of the following:

14 I am a preregistered voter in this precinct or I registered to
15 vote in this precinct today, and a registered voter did not
16 sign an oath on my behalf. ~~I will not sign more than two oaths~~
17 ~~attesting to the identity and residence of any other person in~~
18 ~~this election.~~

19 I am a resident of the ... precinct, ... ward or township,
20 city of, county of, Iowa.

21 I reside at (street address) in (city or
22 township).

23 I personally know (name of voter), and I personally know
24 that (name of voter) is a resident of the ... precinct,
25 ward or township, city of, county of, Iowa.

26 I understand that any false statement in this oath is a class
27 "D" felony punishable by no more than five years in confinement
28 and a fine of at least seven hundred fifty dollars but not more
29 than seven thousand five hundred dollars.

30

31 Signature of Attesting Registered Voter

32 Subscribed and sworn before me on (date).

33

34 Signature of Precinct Election Official

35 DIVISION VIII

PAGE 19

1 ELECTION MISCONDUCT

2 Sec. 39. Section 39A.4, subsection 1, paragraph c, Code
3 2021, is amended by adding the following new subparagraph:
4 NEW SUBPARAGRAPH. (12) Communicating false information to
5 a person to prevent the person from voting.

6 DIVISION IX

7 ABSENTEE BALLOT COUNTING

8 Sec. 40. Section 53.23, subsection 3, paragraph c, Code
9 2021, is amended to read as follows:

10 c. For the general election, the commissioner may convene
11 the special precinct election board on the ~~day~~ Saturday and
12 Monday before the election to begin counting absentee ballots.
13 However, if in the preceding general election the counting of
14 absentee ballots was not completed by 10:00 p.m. on election
15 day, the commissioner shall convene the special precinct
16 election board on the ~~day~~ Saturday and Monday before the next
17 general election to begin counting absentee ballots. The board
18 shall not release the results of its tabulation pursuant to
19 this paragraph until the count is completed on election day.

20 DIVISION X

21 ABSENT VOTING BY UNIFORMED AND OVERSEAS CITIZENS

22 Sec. 41. NEW SECTION. **53.54 Reports.**

23 The state commissioner shall, before and after each
24 election, submit to the general assembly a report documenting
25 the availability of absentee ballots to voters under this
26 subchapter, the number of ballots transmitted, and the number
27 of ballots returned.

28 DIVISION XI

29 CANCELLATION OF REGISTRATION

30 Sec. 42. Section 48A.28, Code 2021, is amended by adding the
31 following new subsection:

32 NEW SUBSECTION. 4. A commissioner shall not conduct a
33 systematic program to remove records from the official list
34 of registered voters later than six months before a general
35 election.

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1 Sec. 43. Section 48A.30, Code 2021, is amended by adding the
2 following new subsections:

3 NEW SUBSECTION. 3. A voter registration shall not be
4 canceled solely on the basis that mail to the voter was
5 returned as undeliverable except as provided in section 48A.29.
6 NEW SUBSECTION. 4. A voter registration shall not be
7 canceled unless the commissioner verifies that the registration
8 belongs to an ineligible voter. The commissioner shall verify
9 that the identity of the ineligible voter matches the voter
10 registration to be canceled through one of the following means:
11 a. The voter's full name.
12 b. The voter's date of birth.
13 c. The last four digits of the voter's social security
14 number.
15 d. Documentation from the electronic registration
16 information center that the voter is no longer a resident of
17 this state.

18 NEW SUBSECTION. 5. Prior to canceling a voter registration,
19 the commissioner shall publicly publish notice of the
20 cancellation as provided in chapter 618.

DIVISION XII

ABSENTEE BALLOT DROP BOXES

Sec. 44. NEW SECTION. **53.28 Absentee ballot drop boxes.**

1. Each commissioner shall establish at least one drop box to which a voter may return a completed absentee ballot per twenty-five thousand residents of the county.

2. The state commissioner shall adopt rules for the placement and security of absentee ballot drop boxes and the return of absentee ballots to absentee ballot drop boxes.

DIVISION XIII

EFFECTIVE DATE

Sec. 45. EFFECTIVE DATE. This Act, being deemed of immediate importance, takes effect upon enactment.>

2. Title page, line 1, by striking <including>

3. Title page, by striking line 2.

HUNTER of Polk

H-1112

Amend House File 525 as follows:

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

<Section 1. Section 331.802, subsection 1, Code 2021, is amended to read as follows:

1. A person's death ~~which that~~ affects the public interest as specified in subsection 3 shall be reported to the county medical examiner or the state medical examiner by the physician in attendance, any law enforcement officer having knowledge of the death, the ~~embalmer~~ funeral director, or any other person present. The appropriate medical examiner shall notify the city or state law enforcement agency or sheriff and take charge of the body.

Sec. 2. Section 331.802, subsection 2, paragraph a, Code 2021, is amended to read as follows:

a. If a person's death affects the public interest as specified in subsection 3, the county medical examiner shall conduct a preliminary investigation of the cause and manner of death, prepare a written report of the findings, promptly submit the full report to the state medical examiner on forms prescribed for that purpose, and submit a copy of the report to the county attorney.

Sec. 3. Section 331.802, subsection 4, Code 2021, is amended to read as follows:

4. a. The county medical examiner shall conduct the investigation in the manner required by the state medical examiner and shall determine whether the public interest requires an autopsy or other special investigation. However, if the death occurred in the manner specified in subsection 3, paragraph "j", the county medical examiner shall order an autopsy, claims for the payment of which shall be filed with the state appeal board and, if authorized by the board,

33 shall be paid out of moneys in the general fund of the state
34 not otherwise appropriated. In determining the need for an
35 autopsy, the county medical examiner may consider the request

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1 for an autopsy from a public official or private person, but
2 the state medical examiner or the county attorney of the county
3 where the death occurred may require an autopsy except as
4 provided in paragraph "b".
5 b. If after the county medical examiner's or state medical
6 examiner's investigation of a deceased child the medical
7 examiner determines that the deceased child's cause and manner
8 of death are obvious and there are no significant legal,
9 medical, or investigative concerns by the medical examiner,
10 social services, or law enforcement, an autopsy shall not be
11 required under paragraph "a".
12 c. The county medical examiner may refer a body for autopsy
13 or further investigation pursuant to paragraph "a" to any
14 facility accredited by the national association of medical
15 examiners. The county shall pay to the receiving facility a
16 fee equal to an autopsy fee established by the office of the
17 state medical examiner by rule.

18 Sec. 4. Section 331.802, Code 2021, is amended by adding the
19 following new subsection:
20 NEW SUBSECTION. 9. If an autopsy is ordered under this
21 section, the county shall reimburse the funeral director for
22 all costs associated with the transportation of the body to and
23 from the facility performing the autopsy at a rate equivalent
24 to the rate of reimbursement allowed under the standard mileage
25 rate method for computation of business expenses pursuant
26 to the Internal Revenue Code at the time the transportation
27 occurs.

28 Sec. 5. Section 331.805, subsection 2, Code 2021, is amended
29 to read as follows:

30 2. It is unlawful to embalm a body when the embalmer funeral
31 director has reason to believe death occurred in a manner
32 specified in section 331.802, subsection 3, when there is
33 evidence sufficient to arouse suspicion of crime in connection
34 with the cause of death of the deceased, or where it is the
35 duty of a medical examiner to view the body and investigate the

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1 death of the deceased person, until the permission of a county
2 medical examiner has been obtained. When feasible, the body
3 shall be released to the funeral director for embalming within
4 twenty-four hours of death.

5 Sec. 6. IMPLEMENTATION OF ACT. Section 25B.2, subsection 3,
6 shall not apply to this Act.>

7 2. Title page, by striking lines 1 and 2 and inserting <An
8 Act relating to the examination and transportation of dead

9 bodies, including associated fees and costs.>

GOBBLE of Polk

H-1113

1 Amend Senate File 413, 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 AUTOMATIC VOTER REGISTRATION

7 Section 1. Section 48A.7, Code 2021, is amended to read as
8 follows:

9 **48A.7 Registration in person.**

10 An eligible elector may register to vote by appearing
11 personally and completing a voter registration form at the
12 office of the commissioner in the county in which the person
13 resides, at a motor vehicle driver's license station, including
14 any county treasurer's office that is participating in county
15 issuance of driver's licenses under chapter 321M, or at any
16 voter registration agency. A For paper registration forms,
17 a separate voter registration form shall be signed by each
18 individual registrant.

19 Sec. 2. Section 48A.8, subsection 1, Code 2021, is amended
20 to read as follows:

21 1. An eligible elector may request that a voter registration
22 form be mailed to the elector. The completed form may be
23 mailed or delivered by the registrant or the registrant's
24 designee to the commissioner in the county where the person
25 resides or to the state commissioner of elections for a
26 program participant, as provided in section 9E.6. A For paper
27 registration forms, a separate voter registration form shall be
28 signed by each individual registrant.

29 Sec. 3. Section 48A.18, subsections 1 and 3, Code 2021, are
30 amended to read as follows:

31 1. Each state motor vehicle driver's license application,
32 including any renewal application or application for a
33 nonoperator's identification card, submitted to the office
34 of driver services of the state department of transportation
35 shall serve as an application for voter registration unless

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1 the commissioner of registration determines that the applicant
2 is not an eligible elector or the applicant declines to
3 register to vote after receiving notification under subsection
4 4A. A completed application or paper voter registration
5 form submitted to the office of driver services of the state
6 department of transportation shall be considered to update any
7 previous voter registration by the registrant.
8 3. Information relating to the refusal decision of an

9 applicant for a driver's license to ~~apply~~ decline to register
10 to vote shall not be used for any purpose other than voter
11 registration.
12 Sec. 4. Section 48A.18, subsection 4, Code 2021, is amended
13 by striking the subsection and inserting in lieu thereof the
14 following:
15 4. a. The state voter registration commission shall
16 establish schedules by which the department of transportation
17 shall transmit to the state registrar of voters electronic
18 records containing the legal name, age, residence, and
19 citizenship information for, and the electronic signature of,
20 each person submitting an application under this section.
21 b. The state voter registration commission shall establish
22 schedules by which the state registrar of voters shall make
23 accessible or transmit electronic records and electronic
24 signatures received under paragraph "a" to the appropriate
25 commissioner of registration.
26 c. The state voter registration commission shall establish
27 schedules by which the department of transportation shall
28 transmit any completed paper registration forms to the
29 appropriate commissioner of registration.
30 d. The state commissioner of elections shall adopt rules,
31 consistent with section 9E.6, for the registration of address
32 confidentiality program participants.
33 e. The state voter registration commission shall adopt
34 rules pursuant to chapter 17A to administer and interpret this
35 section, including rules to establish electronic and paper

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1 forms and all procedures used by the office of driver services
2 for voter registration purposes, rules to establish schedules
3 for transmission of electronic records, electronic signatures,
4 and completed paper voter registration forms, and rules and
5 forms to decline being registered to vote.
6 Sec. 5. Section 48A.18, Code 2021, is amended by adding the
7 following new subsection:
8 NEW SUBSECTION. 4A. a. (1) Upon receiving the electronic
9 record for, and electronic signature of, a person under
10 subsection 4, the state registrar of voters shall transmit or
11 otherwise make accessible the electronic record and electronic
12 signature of the person to the commissioner of registration
13 of the county where the person resides. Upon reviewing the
14 electronic record received from the state registrar of voters,
15 along with any other relevant information, the commissioner of
16 registration shall determine if a person is an eligible elector
17 of the county. If the commissioner determines that a person is
18 an eligible elector of the county and is not registered to vote
19 in that county, the commissioner shall notify the person of the
20 separate processes to decline being registered to vote or to
21 declare a political party affiliation.
22 (2) If the person is registered to vote in the county, the

23 commissioner shall use the electronic record and information to
24 update the person's voter registration if appropriate.
25 *b.* If a person notified under paragraph "a" does not decline
26 to be registered to vote within twenty-one calendar days after
27 the commissioner of registration issues the notification, the
28 person's electronic record and electronic signature shall
29 constitute a completed voter registration form under section
30 48A.11, and the commissioner of registration shall register the
31 person to vote in that county. The commissioner shall send an
32 acknowledgment pursuant to section 48A.26.
33 *c.* A commissioner of registration shall not add a person
34 subject to registration under this subsection to a voter
35 registration list until at least twenty-one calendar days

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1 after the commissioner has issued notification to the person
2 as described in paragraph "a".
3 *d.* The electronic record and electronic signature, received
4 under this subsection, of a person who does not qualify
5 as an eligible elector shall not constitute a completed
6 voter registration form under section 48A.11 and such a
7 person's application for a driver's license or nonoperator's
8 identification card shall not be considered to be a voter
9 registration application for purposes of section 39A.2,
10 subsection 1, paragraph "a".
11 Sec. 6. Section 48A.19, subsection 1, Code 2021, is amended
12 by adding the following new paragraph:
13 NEW PARAGRAPH. d. The department of education and all
14 state offices that collect personal information sufficient to
15 complete a voter registration application, as determined by the
16 state commissioner.
17 Sec. 7. Section 48A.19, subsection 4, paragraph a,
18 unnumbered paragraph 1, Code 2021, is amended to read as
19 follows:
20 The A voter registration agency that does not collect
21 personal information sufficient to complete a voter
22 registration application shall provide a form to applicants
23 that includes all of the following:
24 Sec. 8. Section 48A.21, Code 2021, is amended to read as
25 follows:
26 **48A.21 Transmission of forms from agencies and driver's**
27 **license stations.**
28 1. The state registrar of voters shall adopt administrative
29 rules regulating the transmission of completed voter
30 registration forms from voter registration agencies ~~and from~~
31 ~~driver's license stations, including county treasurer's offices~~
32 ~~participating in county issuance of driver's licenses under~~
33 ~~chapter 321M.~~ All completed voter registration applications
34 in the possession of a voter registration agency, ~~a driver's~~
35 ~~license station, or a county treasurer's office that is~~

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1 participating in county issuance of driver's licenses at 5:00
2 p.m. on the last workday of each week shall be transmitted
3 to the location designated by the state registrar of voters
4 by rule. Procedures or requirements for more frequent
5 transmissions may be specified by rule.
6 2. a. The state voter registration commission shall
7 establish schedules by which the voter registration agencies
8 pursuant to section 48A.19 that collect personal information
9 sufficient to complete a voter registration application shall
10 transmit to the state registrar of voters electronic records
11 containing the legal name, age, residence, and citizenship
12 information for, and the electronic signature of, each person
13 providing personal information as described in this section.
14 b. The state voter registration commission shall establish
15 schedules by which the state registrar of voters shall make
16 accessible or transmit electronic records and electronic
17 signatures received under paragraph "a" to the appropriate
18 commissioner of registration.
19 c. The state voter registration commission shall establish
20 schedules by which voter registration agencies shall transmit
21 any completed paper registration forms to the appropriate
22 commissioner of registration.
23 d. The state commissioner of elections shall adopt rules,
24 consistent with section 9E.6, for the registration of address
25 confidentiality program participants.
26 e. The state voter registration commission shall adopt
27 rules pursuant to chapter 17A to administer and interpret this
28 section, including rules to establish electronic and paper
29 forms and all procedures used by voter registration agencies
30 for voter registration purposes, rules to establish schedules
31 for transmission of electronic records, electronic signatures,
32 and completed paper voter registration forms, and rules and
33 forms to decline being registered to vote.
34 3. a. (1) Upon receiving the electronic record for, and
35 electronic signature of, a person under subsection 2, the state

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1 registrar of voters shall transmit or otherwise make accessible
2 the electronic record and electronic signature of the person to
3 the commissioner of registration of the county where the person
4 resides. Upon reviewing the electronic record received from
5 the state registrar of voters, along with any other relevant
6 information, the commissioner of registration shall determine
7 if a person is an eligible elector of the county. If the
8 commissioner determines that a person is an eligible elector
9 of the county and is not registered to vote in that county, the
10 commissioner shall notify the person of the separate processes
11 to decline being registered to vote or to declare a political
12 party affiliation.

13 (2) If the person is registered to vote in the county, the
14 commissioner shall use the electronic record and information to
15 update the person's voter registration if appropriate.
16 b. If a person notified under paragraph "a" does not decline
17 to be registered to vote within twenty-one calendar days after
18 the commissioner of registration issues the notification, the
19 person's electronic record and electronic signature shall
20 constitute a completed voter registration form under section
21 48A.11, and the commissioner of registration shall register the
22 person to vote in that county. The commissioner shall send an
23 acknowledgment pursuant to section 48A.26.
24 c. A commissioner of registration shall not add a person
25 subject to registration under this subsection to a voter
26 registration list until at least twenty-one calendar days
27 after the commissioner has issued notification to the person
28 as described in paragraph "a".
29 d. The electronic record and electronic signature, received
30 under this subsection, of a person who does not qualify as
31 an eligible elector shall not constitute a completed voter
32 registration form under section 48A.11 and such a person shall
33 not be considered to have submitted a voter registration
34 application for purposes of section 39A.2, subsection 1,
35 paragraph "a".

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1 Sec. 9. Section 48A.26, subsection 1, paragraph b, Code
2 2021, is amended to read as follows:
3 b. (1) For a voter registration form or change of
4 information in a voter registration record submitted at a
5 precinct caucus, the commissioner shall send an acknowledgment
6 within forty-five days of receipt of the form or change of
7 information.
8 (2) For a voter registration application or change of
9 information in a voter registration record completed pursuant
10 to section 48A.18 or 48A.19, the commissioner shall send an
11 acknowledgment within seven working days of the person being
12 registered under either section.
13 Sec. 10. Section 48A.26, subsection 8, Code 2021, is amended
14 to read as follows:
15 8. ~~An~~ A completed voter registration application,
16 improperly transmitted under section 48A.18, subsection
17 4A, or under section 48A.21, subsection 2, or an improperly
18 addressed or delivered registration form shall be transmitted
19 or forwarded to the appropriate county commissioner of
20 registration within two working days after it is received by
21 any other official. The date of registration shall be the date
22 the completed application or registration form was received by
23 the first official. If the registration form was postmarked
24 fifteen or more days before an election and the registration
25 form was received by the first official after the close of
26 registration, the registration form shall be considered on time

27 for the election.

28 Sec. 11. Section 48A.36, subsection 1, Code 2021, is amended
29 to read as follows:

30 1. Voter registration agencies ~~and the office of driver~~
31 ~~services of the state department of transportation~~ may
32 electronically transmit registration data to the state
33 registrar of voters, who shall distribute the information,
34 electronically or otherwise, to the appropriate commissioner
35 in accordance with rules of the state voter registration

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1 commission and the state registrar of voters. The office of
2 driver services of the state department of transportation and
3 voter registration agencies that collect personal information
4 sufficient to complete a voter registration application
5 shall electronically transmit registration data to the state
6 registrar of voters as required pursuant to sections 48A.18
7 and 48A.21. The state agency originating the registration
8 data shall permanently retain an electronic copy of the
9 form completed by the registrant, including the registrant's
10 signature, and shall develop procedures for the retrieval and
11 printing of that electronic document. A printed copy of an
12 electronic registration document shall be made only upon the
13 agency's receipt of a court order.

14 Sec. 12. Section 331.557A, subsection 5, Code 2021, is
15 amended to read as follows:

16 5. Participate in voter registration according to the
17 terms of chapter 48A, and submit completed voter registration
18 forms to the ~~state registrar of voters~~ appropriate county
19 commissioner of registration.

20 Sec. 13. EMERGENCY RULES. The state voter registration
21 commission, in consultation with the department of
22 transportation and voter registration agencies, may adopt
23 emergency rules under section 17A.4, subsection 3, and section
24 17A.5, subsection 2, paragraph "b", to implement the provisions
25 of this division of this Act and the rules shall be effective
26 immediately upon filing unless a later date is specified in the
27 rules. Any rules adopted in accordance with this section shall
28 also be published as a notice of intended action as provided
29 in section 17A.4.

30 Sec. 14. IMPLEMENTATION OF ACT. Section 25B.2, subsection
31 3, shall not apply to this division of this Act.

32 DIVISION II

33 VOTING BY CERTAIN CONVICTED PERSONS

34 Sec. 15. Section 39A.1, subsection 2, Code 2021, is amended
35 to read as follows:

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1 2. The purpose of this chapter is to identify actions which
2 threaten the integrity of the election process and to impose

3 significant sanctions upon persons who intentionally commit
4 those acts. It is the intent of the general assembly that
5 offenses with the greatest potential to affect the election
6 process be vigorously prosecuted and strong punishment meted
7 out through the imposition of felony sanctions which, as a
8 consequence, remove the voting rights of the offenders until
9 such rights are restored by the governor, by the president of
10 the United States, or by operation of law. Other offenses are
11 still considered serious, but based on the factual context in
12 which they arise, they may not rise to the level of offenses
13 to which felony penalties attach. The general assembly
14 also recognizes that instances may arise in which technical
15 infractions of chapters 39 through 53 may occur which do not
16 merit any level of criminal sanction. In such instances,
17 administrative notice from the state or county commissioner
18 of elections is sufficient. Mandates or proscriptions in
19 chapters 39 through 53 which are not specifically included in
20 this chapter shall be considered to be directive only, without
21 criminal sanction.

22 Sec. 16. Section 43.18, subsection 9, Code 2021, is amended
23 to read as follows:

24 9. A statement that the candidate is aware that the
25 candidate is disqualified from holding office if the candidate
26 has been convicted of a felony or other infamous crime and the
27 candidate's rights have not been restored by the governor, ~~or~~
28 by the president of the United States, or by operation of law.

29 Sec. 17. Section 43.67, subsection 2, paragraph i, Code
30 2021, is amended to read as follows:

31 i. A statement that the candidate is aware that the
32 candidate is disqualified from holding office if the candidate
33 has been convicted of a felony or other infamous crime and the
34 candidate's rights have not been restored by the governor, ~~or~~
35 by the president of the United States, or by operation of law.

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1 Sec. 18. Section 44.3, subsection 2, paragraph i, Code 2021,
2 is amended to read as follows:

3 i. A statement that the candidate is aware that the
4 candidate is disqualified from holding office if the candidate
5 has been convicted of a felony or other infamous crime and the
6 candidate's rights have not been restored by the governor, ~~or~~
7 by the president of the United States, or by operation of law.

8 Sec. 19. Section 45.3, subsection 9, Code 2021, is amended
9 to read as follows:

10 9. A statement that the candidate is aware that the
11 candidate is disqualified from holding office if the candidate
12 has been convicted of a felony or other infamous crime and the
13 candidate's rights have not been restored by the governor, ~~or~~
14 by the president of the United States, or by operation of law.

15 Sec. 20. Section 48A.6, subsection 1, Code 2021, is amended
16 to read as follows:

17 1. A person who has been convicted of a felony as defined
18 in section 701.7, or convicted of an offense classified as a
19 felony under federal law. If the person's rights are later
20 restored pursuant to section 914.8, or by a pardon issued by
21 the governor, or by the president of the United States, the
22 person may register to vote.

23 Sec. 21. Section 57.1, subsection 2, paragraph c, Code 2021,
24 is amended to read as follows:

25 c. That prior to the election the incumbent had been duly
26 convicted of a felony, as defined in section 701.7, and that
27 the judgment had not been reversed, annulled, or set aside, nor
28 the incumbent pardoned by the governor or the president of the
29 United States or restored to the rights of citizenship by the
30 ~~governor under chapter 914 pursuant to section 914.8~~, at the
31 time of the election.

32 Sec. 22. Section 123.3, subsection 40, paragraph d, Code
33 2021, is amended to read as follows:

34 d. The person has not been convicted of a felony. However,
35 if the person's conviction of a felony occurred more than five

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1 years before the date of the application for a license or
2 permit, and if the person's rights of citizenship have been
3 restored by the governor pursuant to sections 914.1 through
4 914.6, the administrator may determine that the person is of
5 good moral character notwithstanding such conviction.

6 Sec. 23. Section 161A.5, subsection 3, paragraph b, Code
7 2021, is amended to read as follows:

8 b. Every candidate shall file with the nomination papers
9 an affidavit stating the candidate's name, the candidate's
10 residence, that the person is a candidate and is eligible for
11 the office of commissioner, and that if elected the candidate
12 will qualify for the office. The affidavit shall also state
13 that the candidate is aware that the candidate is disqualified
14 from holding office if the candidate has been convicted of a
15 felony or other infamous crime and the candidate's rights have
16 not been restored by the governor, or by the president of the
17 United States, or by operation of law.

18 Sec. 24. Section 277.4, subsection 2, paragraph b, Code
19 2021, is amended to read as follows:

20 b. Signers of nomination petitions shall include their
21 addresses and the date of signing, and must reside in the same
22 director district as the candidate if directors are elected
23 by the voters of a director district, rather than at-large.
24 A person may sign nomination petitions for more than one
25 candidate for the same office, and the signature is not invalid
26 solely because the person signed nomination petitions for
27 one or more other candidates for the office. The petition
28 shall be filed with the affidavit of the candidate being
29 nominated, stating the candidate's name, place of residence,
30 that such person is a candidate and is eligible for the office

31 the candidate seeks, and that if elected the candidate will
32 qualify for the office. The affidavit shall also state that
33 the candidate is aware that the candidate is disqualified
34 from holding office if the candidate has been convicted of a
35 felony or other infamous crime and the candidate's rights have

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1 not been restored by the governor, ~~or~~ by the president of the
2 United States, or by operation of law.
3 Sec. 25. Section 376.4, subsection 2, paragraph b, Code
4 2021, is amended to read as follows:
5 b. The petition must include the affidavit of the individual
6 for whom it is filed, stating the individual's name, the
7 individual's residence, that the individual is a candidate and
8 eligible for the office, and that if elected the individual
9 will qualify for the office. The affidavit shall also state
10 that the candidate is aware that the candidate is disqualified
11 from holding office if the candidate has been convicted of a
12 felony or other infamous crime and the candidate's rights have
13 not been restored by the governor, ~~or~~ by the president of the
14 United States, or by operation of law.

15 Sec. 26. Section 914.2, Code 2021, is amended to read as
16 follows:

17 **914.2 Right of application.**

18 Except as otherwise provided in section 902.2 or 914.8, a
19 person convicted of a criminal offense has the right to make
20 application to the board of parole for recommendation or to
21 the governor for a reprieve, pardon, commutation of sentence,
22 remission of fines or forfeitures, or restoration of rights of
23 citizenship at any time following the conviction.

24 Sec. 27. NEW SECTION. **914.8 Restoration of right to**
25 **register and to vote.**

26 1. A person convicted of a felony criminal offense who has
27 been discharged from probation, parole, or work release or
28 who is released from confinement under section 902.6 because
29 the person has completed the person's term of confinement
30 shall have the person's right to register to vote and to vote
31 restored.

32 2. As soon as practicable, the department of corrections
33 or judicial district department of correctional services,
34 whichever is applicable, shall provide written notice to each
35 person, as described in subsection 1, who, on or after January

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1 14, 2011, has been discharged from probation, parole, or work
2 release or who, on or after January 14, 2011, has completed a
3 term of confinement, that the person's right to register to
4 vote and to vote has been restored. The notice shall include a
5 voter registration form.

6 3. The department of corrections shall monthly provide a

7 list of all persons notified under subsection 2 in the previous
8 month to the state registrar of voters who shall provide the
9 information to the county registrars of voters as deemed
10 necessary.

11 4. A person described in subsection 1 may still make
12 application for a restoration of citizenship rights pursuant
13 to sections 914.1 through 914.6. Such an application, unless
14 withdrawn, shall be processed as required by this chapter.

15 5. This section shall not relieve a person of any unpaid
16 restitution, fine, or other obligation resulting from
17 conviction.

18 DIVISION III

19 ABSENTEE VOTING PERIOD

20 Sec. 28. Section 53.8, subsection 1, paragraph a,
21 unnumbered paragraph 1, Code 2021, is amended to read as
22 follows:

23 Upon receipt of an application for an absentee ballot
24 and immediately after the absentee ballots are printed,
25 ~~but not more than twenty-nine days before the election,~~ the
26 commissioner shall mail an absentee ballot to the applicant
27 within twenty-four hours, except as otherwise provided in
28 subsection 3. ~~When the United States post office is closed~~
29 ~~in observance of a federal holiday and is not delivering mail~~
30 ~~on the twenty-ninth day before the election, the first day to~~
31 ~~mail absentee ballots is the next business day on which mail~~
32 ~~delivery is available.~~ The absentee ballot shall be sent to
33 the registered voter by one of the following methods:

34 Sec. 29. Section 53.10, subsection 1, Code 2021, is amended
35 to read as follows:

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1 1. Not more than ~~twenty-nine~~ forty-five days before the
2 date of the primary election or the general election, the
3 commissioner shall provide facilities for absentee voting in
4 person at the commissioner's office. This service shall also
5 be provided for other elections as soon as the ballots are
6 ready, but in no case shall absentee ballots be available under
7 this section more than ~~twenty-nine~~ forty-five days before an
8 election.

9 Sec. 30. Section 53.11, subsection 1, paragraph a, Code
10 2021, is amended to read as follows:

11 a. Not more than ~~twenty-nine~~ forty-five days before the
12 date of an election, satellite absentee voting stations may be
13 established throughout the cities and county at the direction
14 of the commissioner and shall be established upon receipt
15 of a petition signed by not less than one hundred eligible
16 electors requesting that a satellite absentee voting station
17 be established at a location to be described on the petition.
18 However, if a special election is scheduled in the county on a
19 date that falls between the date of the regular city election
20 and the date of the city runoff election, the commissioner is

21 not required to establish a satellite absentee voting station
22 for the city runoff election.

23 Sec. 31. Section 53.42, Code 2021, is amended to read as
24 follows:

25 **53.42 Voting in person in commissioner's office.**

26 Notwithstanding the provision as to time found in section
27 53.10, any qualified voter in the armed forces of the United
28 States may personally appear in the office of the commissioner
29 of the county of the voter's residence and there vote an absent
30 voter's ballot at any time not earlier than ~~forty~~ forty-five
31 days before the primary or general election, as the case may
32 be.

33 DIVISION IV

34 ABSENTEE BALLOT REQUESTS

35 Sec. 32. Section 47.2, Code 2021, is amended by adding the

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1 following new subsection:

2 NEW SUBSECTION. 9. The commissioner shall provide for
3 the submission of electronic absentee ballot applications on
4 the commissioner's internet site pursuant to section 53.2,
5 subsection 1, paragraph "c".

6 Sec. 33. Section 53.2, subsection 1, Code 2021, is amended
7 by adding the following new paragraphs:

8 NEW PARAGRAPH. c. A registered voter may apply to the
9 commissioner for an absentee ballot through electronic means
10 either through electronic mail sent to the commissioner or
11 through the commissioner's internet site. An electronic
12 application for an absentee ballot must be received by the
13 commissioner no later than 5:00 p.m. on the Friday before the
14 election. An electronic application for an absentee ballot
15 received by the commissioner more than seventy days prior to
16 the date of the election shall be retained by the commissioner
17 and processed in the same manner as an electronic application
18 received not more than seventy days before the date of the
19 election.

20 NEW PARAGRAPH. d. A registered voter may request an
21 absentee ballot from the commissioner by telephone. A request
22 by telephone must be received by the commissioner no later than
23 5:00 p.m. on the same day as the voter registration deadline
24 provided in section 48A.9 for the election for which the ballot
25 is requested.

26 Sec. 34. Section 53.2, subsection 4, paragraph a, Code 2021,
27 is amended to read as follows:

28 a. To request an absentee ballot, a registered voter shall
29 provide:

- 30 (1) The name ~~and signature~~ of the registered voter.
31 (1A) For an application submitted pursuant to subsection 1,
32 paragraph "a" or "b", the signature of the registered voter.
33 (2) The registered voter's date of birth.
34 (3) The address at which the voter is registered to vote.

35 (4) The registered voter's voter verification number

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1 or, for an application submitted pursuant to subsection 1,
2 paragraph "c", either the registered voter's voter verification
3 number or the last four numerals of the registered voter's
4 social security number.

5 (5) The name or date of the election for which the absentee
6 ballot is requested.

7 (6) Such other information as may be necessary to determine
8 the correct absentee ballot for the registered voter.

9

DIVISION V

10 ONGOING ABSENTEE VOTER STATUS

11 Sec. 35. NEW SECTION. 53.4 Ongoing absentee voter.

12 A registered voter applying for an absentee ballot under
13 section 53.2 may request to receive an absentee ballot for all
14 subsequent elections or for each subsequent general election
15 in which that person is eligible to vote and qualifies under
16 section 53.1. The state commissioner shall provide check boxes
17 on the prescribed form for this purpose. For all subsequent
18 elections or for each subsequent general election, the county
19 commissioner of elections shall automatically mail an absentee
20 ballot to the requesting voter, or automatically deliver an
21 absentee ballot if the requester is a person voting pursuant to
22 section 53.22. A voter's status as an ongoing absentee voter
23 shall be terminated upon the request of the voter or by the
24 county commissioner if the voter fails to qualify under section
25 53.1 or if the voter fails to vote in two consecutive general
26 elections.

27

DIVISION VI

28 SATELLITE ABSENTEE VOTING LOCATIONS

29 Sec. 36. Section 53.11, Code 2021, is amended by adding the
30 following new subsection:

31 NEW SUBSECTION. 7. This section shall not be construed
32 to prohibit the commissioner from establishing a satellite
33 absentee voting station at the discretion of the commissioner.

34

DIVISION VII

35 VOTER IDENTIFICATION

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1 Sec. 37. Section 49.78, subsection 2, paragraph a, Code
2 2021, is amended by adding the following new subparagraphs:
3 NEW SUBPARAGRAPH. (6) A voter registration card.
4 NEW SUBPARAGRAPH. (7) A social security card.
5 NEW SUBPARAGRAPH. (8) A birth certificate.
6 NEW SUBPARAGRAPH. (9) An identification document for
7 receiving public assistance.
8 NEW SUBPARAGRAPH. (10) An electronic benefits transfer
9 card issued to a beneficiary of the federal supplemental
10 nutrition assistance program.

11 NEW SUBPARAGRAPH. (11) A Medicare or Medicaid card.
12 NEW SUBPARAGRAPH. (12) A long-term care identification
13 card.
14 NEW SUBPARAGRAPH. (13) A hunting license.
15 NEW SUBPARAGRAPH. (14) A fishing license.
16 NEW SUBPARAGRAPH. (15) An identification card issued by a
17 college or university.
18 NEW SUBPARAGRAPH. (16) An employee identification card
19 issued by a governmental entity.
20 NEW SUBPARAGRAPH. (17) An identification card issued by an
21 employer.
22 NEW SUBPARAGRAPH. (18) A union membership card.
23 NEW SUBPARAGRAPH. (19) A paycheck.
24 NEW SUBPARAGRAPH. (20) A debit or credit card.
25 NEW SUBPARAGRAPH. (21) A utility bill, whether presented in
26 print or in an electronic format.
27 NEW SUBPARAGRAPH. (22) A form of identification approved by
28 the Iowa state association of county auditors.
29 Sec. 38. Section 49.78, subsections 4 and 5, Code 2021, are
30 amended to read as follows:
31 4. A person who is registered to vote but is unable
32 to present a form of identification under subsection 2 or
33 3 may establish identity and residency in the precinct by
34 written oath of a person who is also registered to vote in
35 the precinct. The attesting registered voter's oath shall

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1 attest to the stated identity of the person wishing to vote
2 and that the person is a current resident of the precinct.
3 The oath must be signed by the attesting registered voter in
4 the presence of the appropriate precinct election official.
5 ~~A registered voter who has signed two oaths on election day~~
6 ~~attesting to a person's identity and residency as provided in~~
7 ~~this subsection is prohibited from signing any further oaths as~~
8 ~~provided in this subsection on that day.~~
9 5. The form of the written oath required of a registered
10 voter attesting to the identity and residency of the voter
11 unable to present a form of identification shall read as
12 follows:
13 I, (name of attesting registered voter), do solemnly
14 swear or affirm all of the following:
15 I am a preregistered voter in this precinct or I registered to
16 vote in this precinct today, and a registered voter did not
17 sign an oath on my behalf. ~~I will not sign more than two oaths~~
18 ~~attesting to the identity and residence of any other person in~~
19 ~~this election.~~
20 I am a resident of the ... precinct, ... ward or township,
21 city of, county of, Iowa.
22 I reside at (street address) in (city or
23 township).
24 I personally know (name of voter), and I personally know

25 that (name of voter) is a resident of the ... precinct,
26 ward or township, city of, county of, Iowa.
27 I understand that any false statement in this oath is a class
28 "D" felony punishable by no more than five years in confinement
29 and a fine of at least seven hundred fifty dollars but not more
30 than seven thousand five hundred dollars.
31
32 Signature of Attesting Registered Voter
33 Subscribed and sworn before me on (date).
34
35 Signature of Precinct Election Official

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1 DIVISION VIII
2 ELECTION MISCONDUCT
3 Sec. 39. Section 39A.4, subsection 1, paragraph c, Code
4 2021, is amended by adding the following new subparagraph:
5 NEW SUBPARAGRAPH. (12) Communicating false information to
6 a person to prevent the person from voting.
7 DIVISION IX
8 ABSENTEE BALLOT COUNTING
9 Sec. 40. Section 53.23, subsection 3, paragraph c, Code
10 2021, is amended to read as follows:
11 c. For the general election, the commissioner may convene
12 the special precinct election board on the ~~day~~ Saturday and
13 Monday before the election to begin counting absentee ballots.
14 However, if in the preceding general election the counting of
15 absentee ballots was not completed by 10:00 p.m. on election
16 day, the commissioner shall convene the special precinct
17 election board on the ~~day~~ Saturday and Monday before the next
18 general election to begin counting absentee ballots. The board
19 shall not release the results of its tabulation pursuant to
20 this paragraph until the count is completed on election day.
21 DIVISION X
22 ABSENT VOTING BY UNIFORMED AND OVERSEAS CITIZENS
23 Sec. 41. NEW SECTION. **53.54 Reports.**
24 The state commissioner shall, before and after each
25 election, submit to the general assembly a report documenting
26 the availability of absentee ballots to voters under this
27 subchapter, the number of ballots transmitted, and the number
28 of ballots returned.
29 DIVISION XI
30 CANCELLATION OF REGISTRATION
31 Sec. 42. Section 48A.28, Code 2021, is amended by adding the
32 following new subsection:
33 NEW SUBSECTION. 4. A commissioner shall not conduct a
34 systematic program to remove records from the official list
35 of registered voters later than six months before a general

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1 election.
2 Sec. 43. Section 48A.30, Code 2021, is amended by adding the
3 following new subsections:
4 NEW SUBSECTION. 3. A voter registration shall not be
5 canceled solely on the basis that mail to the voter was
6 returned as undeliverable except as provided in section 48A.29.
7 NEW SUBSECTION. 4. A voter registration shall not be
8 canceled unless the commissioner verifies that the registration
9 belongs to an ineligible voter. The commissioner shall verify
10 that the identity of the ineligible voter matches the voter
11 registration to be canceled through one of the following means:
12 a. The voter's full name.
13 b. The voter's date of birth.
14 c. The last four digits of the voter's social security
15 number.
16 d. Documentation from the electronic registration
17 information center that the voter is no longer a resident of
18 this state.
19 NEW SUBSECTION. 5. Prior to canceling a voter registration,
20 the commissioner shall publicly publish notice of the
21 cancellation as provided in chapter 618.

DIVISION XII

ABSENTEE BALLOT DROP BOXES

24 Sec. 44. NEW SECTION. **53.28 Absentee ballot drop boxes.**
25 1. Each commissioner shall establish at least one drop box
26 to which a voter may return a completed absentee ballot per
27 twenty-five thousand residents of the county.
28 2. The state commissioner shall adopt rules for the
29 placement and security of absentee ballot drop boxes and the
30 return of absentee ballots to absentee ballot drop boxes.

DIVISION XIII

EFFECTIVE DATE

33 Sec. 45. EFFECTIVE DATE. This Act, being deemed of
34 immediate importance, takes effect upon enactment.>
35 2. Title page, line 1, by striking <including>

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1 3. Title page, by striking line 2.

HUNTER of Polk

H-1114

1 Amend House File 583 as follows:
2 1. Title page, by striking lines 1 through 3 and inserting
3 <An Act relating to private flood insurance, and including
4 future repeal provisions.>

MOHR of Scott

H-1115

1 Amend Senate File 364, as passed by the Senate, as follows:
2 1. Page 1, before line 1 by inserting:
3 <Section 1. Section 422.7, subsection 62, Code 2021, is
4 amended to read as follows:
5 62. a. Subtract, to the extent included, the amount of
6 any financial assistance qualifying COVID-19 grant provided to
7 an eligible small issued to an individual or business by the
8 economic development authority under the Iowa small business
9 relief grant program created during calendar year 2020 to provide
10 financial assistance to eligible small businesses
11 economically impacted by the COVID-19 pandemic, the Iowa
12 finance authority, or the department of agriculture and land
13 stewardship.
14 b. For purposes of this subsection, “qualifying COVID-19
15 grant” includes any grant identified by the department by rule
16 that was issued under a grant program administered by the
17 economic development authority, Iowa finance authority, or
18 the department of agriculture and land stewardship to provide
19 financial assistance to individuals and businesses economically
20 impacted by the COVID-19 pandemic.
21 c. The economic development authority, Iowa finance
22 authority, or the department of agriculture and land
23 stewardship shall notify the department of any COVID-19 grant
24 program that may qualify under this subsection in the manner
25 and form prescribed by the department.
26 d. This subsection is repealed January 1, 2024, and does not
27 apply to tax years beginning on or after that date.
28 Sec. _____. Section 422.7, Code 2021, is amended by adding the
29 following new subsection:
30 NEW SUBSECTION. 63. a. Notwithstanding any other provision
31 of the law to the contrary, subtract to the extent included the
32 amount of federal pandemic unemployment compensation received
33 pursuant to the federal Coronavirus Aid, Relief, and Economic
34 Security Act, Pub. L. No. 116-36, §2104(b)(1)(B).
35 b. This subsection is repealed January 1, 2026.

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1 Sec. _____. Section 422.35, subsection 30, Code 2021, is
2 amended to read as follows:
3 30. a. Subtract, to the extent included, the amount of
4 any financial assistance qualifying COVID-19 grant provided
5 to an eligible small issued to a business by the economic
6 development authority under the Iowa small business relief
7 grant program created during calendar year 2020 to provide
8 financial assistance to eligible small businesses economically
9 impacted by the COVID-19 pandemic, the Iowa finance authority,
10 or the department of agriculture and land stewardship.
11 b. For purposes of this subsection, “qualifying COVID-19
12 grant” includes any grant identified by the department by rule

13 that was issued under a grant program administered by the
14 economic development authority, Iowa finance authority, or
15 the department of agriculture and land stewardship to provide
16 financial assistance to businesses economically impacted by the
17 COVID-19 pandemic.
18 c. The economic development authority, Iowa finance
19 authority, or the department of agriculture and land
20 stewardship shall notify the department of any COVID-19 grant
21 program that may qualify under this subsection in the manner
22 and form prescribed by the department.
23 d. This subsection is repealed January 1, 2024, and does not
24 apply to tax years beginning on or after that date.>
25 2. Page 1, line 4, by striking <§278(a)> and inserting
26 <§278>
27 3. Page 1, after line 9 by inserting:
28 <Sec. ____ RETROACTIVE APPLICABILITY. The following apply
29 retroactively to March 23, 2020, for tax years ending on or
30 after that date:
31 1. The section of this Act amending section 422.7,
32 subsection 62.
33 2. The section of this Act amending section 422.35.
34 Sec. ____ RETROACTIVE APPLICABILITY. The following applies
35 retroactively to January 1, 2020, for the tax year beginning on

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1 or after that date but before January 1, 2021:
2 The section of this Act enacting section 422.7, subsection
3 63.>
4 4. Title page, by striking lines 1 through 3 and inserting
5 <An Act relating to pandemic relief by excluding certain
6 COVID-19 related grants from the individual and corporate
7 income taxes, allowing certain deductions relating to the
8 paycheck protection program loan forgiveness, excluding certain
9 federal pandemic unemployment compensation from the individual
10 income tax, and including effective date and retroactive
11 applicability provisions.>
12 5. By renumbering as necessary.

COMMITTEE ON WAYS AND MEANS

H-1116

1 Amend the amendment, H-1107, to House File 590 as follows:
2 1. Page 1, by striking lines 2 through 33.
3 2. By striking page 2, line 6, through page 5, line 18.
4 3. By striking page 6, line 3, through page 7, line 6.
5 4. By striking page 7, line 12, through page 10, line 4.
6 5. By renumbering as necessary.

MASCHER of Johnson

H-1117

- 1 Amend the amendment, H-1107, to House File 590 as follows:
2 1. Page 2, line 19, by striking <and> and inserting
3 <through>

KAUFMANN of Cedar

H-1118

- 1 Amend House File 460 as follows:
2 1. Page 2, after line 21 by inserting:
3 <e. An electric supplier's vegetation management activities
4 undertaken pursuant to this subsection shall promote the
5 safety and reliability of electric distribution facilities and
6 electric distribution lines. An electric supplier shall adopt
7 practices that will protect the health of a tree and reduce
8 undesirable regrowth patterns when an electric supplier engages
9 in tree trimming under this subsection. An electric supplier
10 shall determine the cycles and methods of vegetation management
11 using the electric supplier's best judgment and knowledge of
12 local factors, and the electric supplier's cycles and methods
13 of vegetation management shall conform with industry practices
14 and the standards included in the Iowa electrical safety code.>
15 2. By renumbering, redesignating, and correcting internal
16 references as necessary.

DEYOE of Story

H-1119

- 1 Amend House File 675 as follows:
2 1. Page 1, by striking lines 3 through 11 and inserting:
3 <NEW SUBSECTION. 3A. The board shall issue a substitute
4 authorization that allows an individual to substitute in
5 grades prekindergarten through twelve for no more than ten
6 consecutive days in a thirty-day period in one job assignment
7 for a regularly assigned teacher who is absent, except in the
8 driver's education classroom. A school district administrator
9 may file a written request with the board for an extension
10 of the ten-day limit in one job assignment in a thirty-day
11 period on the basis of documented need and benefit to the
12 instructional program. The executive director or appointee
13 shall review the request and provide a written decision
14 either approving or denying the request. A substitute teacher
15 authorization shall require not less than the successful
16 completion of an associate degree or not less than sixty
17 undergraduate semester hours, or the equivalent, from a college
18 or university accredited by an institutional accrediting agency
19 recognized by the United States department of education.>

GOBBLE of Polk

H-1120

1 Amend House File 644 as follows:

- 2 1. Page 4, by striking line 25 and inserting <country A
3 public college or university created or authorized by the laws
4 of any>

DOLECHECK of Ringgold

H-1121

1 Amend House File 455 as follows:

- 2 1. Page 2, line 7, by striking <and spouse>

LOHSE of Polk

H-1122

1 Amend Senate File 364, as passed by the Senate, as follows:

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

3 <Section 1. Section 422.7, subsection 62, Code 2021, is
4 amended to read as follows:

5 62. a. Subtract, to the extent included, the amount of
6 any financial assistance qualifying COVID-19 grant provided to
7 an eligible small issued to an individual or business by the
8 economic development authority under the Iowa small business
9 relief grant program created during calendar year 2020 to
10 provide financial assistance to eligible small businesses
11 economically impacted by the COVID-19 pandemic, the Iowa
12 finance authority, or the department of agriculture and land
13 stewardship.

14 b. For purposes of this subsection, “qualifying COVID-19
15 grant” includes any grant identified by the department by rule
16 that was issued under a grant program administered by the
17 economic development authority, Iowa finance authority, or
18 the department of agriculture and land stewardship to provide
19 financial assistance to individuals and businesses economically
20 impacted by the COVID-19 pandemic.

21 c. The economic development authority, Iowa finance
22 authority, or the department of agriculture and land
23 stewardship shall notify the department of any COVID-19 grant
24 program that may qualify under this subsection in the manner
25 and form prescribed by the department.

26 d. This subsection is repealed January 1, 2024, and does not
27 apply to tax years beginning on or after that date.

28 Sec. ____ Section 422.7, Code 2021, is amended by adding the
29 following new subsection:

30 NEW SUBSECTION. 63. a. Notwithstanding any other provision
31 of law to the contrary, subtract to the extent included
32 compensation or assistance received by the taxpayer authorized
33 pursuant to any of the following federal programs:

34 (1) Pandemic unemployment assistance, Coronavirus Aid,
35 Relief, and Economic Security Act, Pub. L. No. 116-136, §2102.

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1 (2) Federal pandemic unemployment compensation, Coronavirus
2 Aid, Relief, and Economic Security Act, Pub. L. No. 116-36,
3 §2104(b)(1)(B).
4 (3) Pandemic emergency unemployment compensation,
5 Coronavirus Aid, Relief, and Economic Security Act, Pub. L. No.
6 116-136, §2107.
7 (4) Pandemic unemployment compensation related to
8 subparagraphs (1) and (3) approved by the memorandum
9 authorizing the other needs assistance program for major
10 disaster declarations related to the coronavirus disease 2019,
11 issued by the president of the United States on August 8, 2020.
12 (5) Extension of pandemic unemployment compensation under
13 subchapter 1 of the Consolidated Appropriations Act, 2021, Pub.
14 L. No. 116-260.
15 *b.* This subsection is repealed January 1, 2026.
16 Sec. ____ Section 422.35, subsection 30, Code 2021, is
17 amended to read as follows:
18 30. a. Subtract, to the extent included, the amount of
19 any financial assistance qualifying COVID-19 grant provided
20 to an eligible small business issued by the economic
21 development authority under the Iowa small business relief
22 grant program created during calendar year 2020 to provide
23 financial assistance to eligible small businesses economically
24 impacted by the COVID-19 pandemic, the Iowa finance authority,
25 or the department of agriculture and land stewardship.
26 *b.* For purposes of this subsection, “qualifying COVID-19
27 grant” includes any grant identified by the department by rule
28 that was issued under a grant program administered by the
29 economic development authority, Iowa finance authority, or
30 the department of agriculture and land stewardship to provide
31 financial assistance to businesses economically impacted by the
32 COVID-19 pandemic.
33 *c.* The economic development authority, Iowa finance
34 authority, or the department of agriculture and land
35 stewardship shall notify the department of any COVID-19 grant

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1 program that may qualify under this subsection in the manner
2 and form prescribed by the department.
3 *d.* This subsection is repealed January 1, 2024, and does not
4 apply to tax years beginning on or after that date.>
5 2. Page 1, line 4, by striking <§278(a)> and inserting
6 <§278>
7 3. Page 1, after line 7 by inserting:
8 <Sec. ____ TAXPAYER RELIEF FUND — TRANSFERS.
9 1. There is transferred from the taxpayer relief fund

10 created in section 8.57E to the general fund of the state for
11 the following fiscal years, the following amounts:
12 FY 2020-2021:
13 \$ 90,300,000
14 FY 2021-2022:
15 \$ 12,800,000
16 2. Notwithstanding subsection 1, for the fiscal year
17 beginning July 1, 2021, and ending June 30, 2022, if the
18 balance of the taxpayer relief fund created in section 8.57E is
19 less than \$12,800,000, the amount transferred under subsection
20 1 for the fiscal year shall be the balance of the taxpayer
21 relief fund.
22 3. The transfers in this section are made for the purpose of
23 providing moneys to the general fund of the state for the tax
24 relief provided in this Act.>
25 4. Page 1, after line 9 by inserting:
26 <Sec. ____ RETROACTIVE APPLICABILITY. The following apply
27 retroactively to March 23, 2020, for tax years ending on or
28 after that date:
29 1. The section of this Act amending section 422.7,
30 subsection 62.
31 2. The section of this Act amending section 422.35.
32 Sec. ____ RETROACTIVE APPLICABILITY. The following applies
33 retroactively to January 1, 2020, for the tax year beginning on
34 or after that date but before January 1, 2021:
35 The section of this Act enacting section 422.7, subsection

PAGE 4

1 63.>
2 5. Title page, by striking lines 1 through 3 and inserting
3 <An Act relating to pandemic relief by excluding certain
4 COVID-19 related grants from the individual and corporate
5 income taxes, allowing certain deductions relating to the
6 paycheck protection program loan forgiveness, excluding
7 certain pandemic unemployment compensation from the individual
8 income tax, making transfers from the taxpayer relief fund,
9 and including effective date and retroactive applicability
10 provisions.>
11 6. By renumbering as necessary.

LOHSE of Polk

H-1123

1 Amend House File 557 as follows:
2 1. Page 1, before line 1 by inserting:
3 <Section 1. Section 481A.134, Code 2021, is amended to read
4 as follows:
5 **481A.134 Authority to cancel, suspend, or revoke license —**
6 **point system.**
7 The department shall establish rules pursuant to chapter

8 17A providing for the suspension or revocation of licenses
 9 issued by the department. The rules may include procedures
 10 for summary cancellation of a license based on documentation
 11 that the licensee failed to pay the applicable fee for the
 12 license. For purposes of determining when to suspend or revoke
 13 a license issued by the department under this section, the
 14 department shall adopt a point system pursuant to chapter 17A
 15 for the purpose of weighing the seriousness of violations of
 16 the provisions of this chapter or chapter 481B, 482, 483A,
 17 484A, or 484B, or of committing trespass as defined in section
 18 716.7 while hunting coyotes or deer, other than farm deer as
 19 defined in section 170.1 or preserve whitetail as defined in
 20 section 484C.1. The weighted scale may be amended from time
 21 to time as experience dictates.

22 Sec. ____ Section 483A.21, subsection 2, Code 2021, is
 23 amended to read as follows:

24 2. a. The magistrate shall revoke the hunting license
 25 or suspend the privilege of procuring a hunting license for
 26 a period of ~~one year~~ two years of any person who has been
 27 convicted twice or more within a ~~year~~ three-year period of
 28 trespassing while hunting any of the following crimes while
 29 hunting:

30 (1) Trespassing.

31 (2) Causing damage to property.

32 (3) Causing injury or death to livestock or pets.

33 b. If any of the license privileges of a licensee who
 34 purchased more than one license privilege is revoked, the
 35 remaining license privileges of the licensee shall still be

PAGE 2

1 valid and the magistrate shall enter on the license document
 2 the privilege that is revoked. A person shall not purchase a
 3 license for a privilege that was revoked or suspended during
 4 the period of revocation or suspension.>

5 2. By renumbering as necessary.

JENEARY of Plymouth

H-1124

1 Amend House File 739 as follows:

2 1. Page 19, after line 26 by inserting:

3 <Sec. ____ Section 101A.11, subsection 2, Code 2021, is
 4 amended to read as follows:

5 2. Black sporting powder is intended for handloading or
 6 reloading ammunition for small arms with bores equivalent to
 7 ten gauge or less, loading ~~black~~ blank ammunition, loading cap
 8 and ball revolvers, loading muzzle loading arms, or loading
 9 muzzle loading cannon.>

10 2. By renumbering as necessary.

COMMITTEE ON JUDICIARY

H-1125

- 1 Amend House File 434 as follows:
- 2 1. Page 1, line 11, after <drug> by inserting <which could
3 potentially interfere with the implantation of an unborn child
4 following fertilization or is>
- 5 2. Page 1, after line 16 by inserting:
6 <NEW SUBSECTION. 51A. "Unborn child" means the same as
7 defined in section 146A.1.>
- 8 3. Page 8, line 17, after <drug> by inserting <which could
9 potentially interfere with the implantation of an unborn child
10 following fertilization or is>
- 11 4. Page 8, after line 22 by inserting:
12 <c. "Unborn child" means the same as defined in section
13 146A.1.>
- 14 5. By renumbering as necessary.

SALMON of Black Hawk
JACOBSEN of Pottawattamie
CISNEROS of Muscatine

H-1126

- 1 Amend House File 434 as follows:
- 2 1. Page 5, lines 2 and 3, by striking <shall specifically>
3 and inserting <specifically shall not>
- 4 2. Page 5, line 11, after <time> by inserting <, but shall
5 only provide for payment of a self-administered hormonal
6 contraceptive as prescribed by a practitioner following
7 the applicable standard of care for the prescribing of a
8 self-administered hormonal contraceptive>
- 9 3. Page 8, by striking lines 3 through 10.
- 10 4. Page 9, after line 1 by inserting:
11 <Sec. ____ MEDICAID COVERAGE — SELF-ADMINISTERED HORMONAL
12 CONTRACEPTIVES. The department of human services shall not
13 require under Medicaid fee-for-service and Medicaid managed
14 care administration, coverage for a self-administered hormonal
15 contraceptive as prescribed by a practitioner as defined
16 in section 155A.3, or as prescribed by standing order and
17 dispensed by a pharmacist pursuant to section 155A.47, for
18 up to an initial three-month supply of the self-administered
19 hormonal contraceptive dispensed at one time and for up to a
20 twelve-month supply of the same self-administered hormonal
21 contraceptive subsequently dispensed at one time, but shall
22 only provide for coverage of a self-administered hormonal
23 contraceptive as prescribed by a practitioner following
24 the applicable standard of care for the prescribing of a
25 self-administered hormonal contraceptive.>
- 26 5. Title page, line 1, after <of> by inserting <and health
27 care coverage related to>
- 28 6. By renumbering as necessary.

SALMON of Black Hawk
JACOBSEN of Pottawattamie
CISNEROS of Muscatine

H-1127

- 1 Amend House File 434 as follows:
- 2 1. Page 4, after line 4 by inserting:
- 3 <___. A pharmacist shall not be required to dispense a
- 4 self-administered hormonal contraceptive to a patient under
- 5 this section if, in the pharmacist's reasonable medical
- 6 judgment, the patient, relative to the dispensing of the
- 7 self-administered hormonal contraceptive, is acting in response
- 8 to fear, manipulation, intimidation, coercion, or duress or the
- 9 pharmacist suspects the patient is a victim of domestic abuse
- 10 as defined in section 236.2, sexual abuse as defined in section
- 11 236A.2, or human trafficking as defined in section 710A.2.>
- 12 2. By renumbering, redesignating, and correcting internal
- 13 references as necessary.

SALMON of Black Hawk
JACOBSEN of Pottawattamie
CISNEROS of Muscatine

H-1128

- 1 Amend House File 434 as follows:
- 2 1. Page 4, after line 4 by inserting:
- 3 <___. A pharmacist shall not be required against the
- 4 pharmacist's religious beliefs or moral convictions to dispense
- 5 a specific self-administered hormonal contraceptive to a
- 6 patient under this section.>
- 7 2. By renumbering, redesignating, and correcting internal
- 8 references as necessary.

SALMON of Black Hawk
JACOBSEN of Pottawattamie
CISNEROS of Muscatine

H-1129

- 1 Amend House File 434 as follows:
- 2 1. Page 1, by striking line 19 and inserting <requirements.>
- 3 2. Page 4, by striking lines 5 through 15.
- 4 3. By renumbering, redesignating, and correcting internal
- 5 references as necessary.

SALMON of Black Hawk
JACOBSEN of Pottawattamie
CISNEROS of Muscatine

H-1130

1 Amend House File 434 as follows:

2 1. By striking page 1, line 1, through page 4, line 20.

3 2. Page 5, by striking lines 3 through 11 and inserting
4 <specifically provide for payment of a self-administered
5 hormonal contraceptive only if prescribed by a practitioner
6 following the applicable standard of care for the prescribing
7 of a self-administered hormonal contraceptive.>

8 3. By striking page 8, line 3, through page 9, line 1, and
9 inserting:

10 <8. For the purposes of this section:

11 a. “Self-administered hormonal contraceptive” means a
12 self-administered hormonal contraceptive that is approved by
13 the United States food and drug administration to prevent
14 pregnancy. “Self-administered hormonal contraceptive” includes
15 an oral hormonal contraceptive, a hormonal vaginal ring, and
16 a hormonal contraceptive patch, but does not include any drug
17 that could potentially interfere with the implantation of an
18 unborn child following fertilization or is intended to induce
19 an abortion as defined in section 146.1.

20 b. “Unborn child” means the same as defined in section
21 146A.1.>

22 4. Title page, line 1, by striking <the prescribing and
23 dispensing of> and inserting <prescription contraceptive
24 insurance coverage for>

25 5. By renumbering as necessary.

SALMON of Black Hawk
JACOBSEN of Pottawattamie
CISNEROS of Muscatine

H-1131

1 Amend House File 754 as follows:

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

4 <Section 1. Section 96.1A, Code 2021, is amended by adding
5 the following new subsections:

6 NEW SUBSECTION. 01. “Able to work” means the individual is
7 physically and mentally able to perform work.

8 NEW SUBSECTION. 1A. “Available for work” means the
9 individual is ready and willing to accept suitable work.

10 NEW SUBSECTION. 32A. “Severance pay” means any payment
11 in connection with separation from employment that is not
12 conditioned on the individual giving up any legal right or the
13 release of any rights.

14 Sec. 2. Section 96.1A, subsection 18, unnumbered paragraph
15 1, Code 2021, is amended to read as follows:

16 “Exhaustee” means an individual who, with respect to any
17 week of unemployment in the individual’s eligibility period
18 has received, prior to such week, all of the regular benefits

19 that were available to the individual under this chapter or any
20 other state law, including ~~dependents' allowances and~~ benefits
21 payable to federal civilian employees and former armed forces
22 personnel under 5 U.S.C. ch. 85, in the individual's current
23 benefit year that includes such weeks. Provided that for the
24 purposes of this subsection an individual shall be deemed to
25 have received all of the regular benefits that were available
26 to the individual, although as a result of a pending appeal
27 with respect to wages that were not considered in the original
28 monetary determination in the individual's benefit year the
29 individual may subsequently be determined to be entitled to add
30 regular benefits, or:

31 Sec. 3. Section 96.3, subsection 4, Code 2021, is amended
32 to read as follows:

33 4. *Determination of benefits.*

34 a. ~~With respect to benefit years beginning on or after July~~
35 ~~1, 1983, an~~ An eligible individual's weekly benefit amount for

PAGE 2

1 a week of total unemployment shall be an amount equal to the
2 following fractions of the individual's total wages in insured
3 work paid during that quarter of the individual's base period
4 in which such total wages were highest. The director shall
5 determine annually a maximum weekly benefit amount equal to
6 the following percentages, to vary ~~with the number of~~ based on
7 whether the individual has dependents, of the statewide average
8 weekly wage paid to employees in insured work which shall be
9 effective the first day of the first full week in July: July.

10 If the	The weekly	Subject to
11 number of	benefit amount	the following
12 dependents	shall equal	maximum
13 is:	the following	percentage of
14	fraction of high	the statewide
15	quarter wages:	average
16		weekly wage:
17 0	1/23	53%
18 1 <u>or more</u>	1/22	55% <u>57%</u>
19 2	1/21	57%
20 3	1/20	60%
21 4 or more	1/19	65%

22 b. The maximum weekly benefit amount, if not a multiple
23 of one dollar, shall be rounded to the lower multiple of one
24 dollar. ~~However, until such time as sixty-five percent of~~
25 ~~the statewide average weekly wage exceeds one hundred ninety~~
26 ~~dollars, the~~ The maximum weekly benefit amounts shall be
27 determined using the statewide average weekly wage computed on
28 the basis of wages reported for the current calendar year 1981.
29 As used in this section, "dependent" means dependent as defined
30 in section 422.12, subsection 1, paragraph "a", as if the
31 individual claimant was a taxpayer, except that an individual
32 claimant's nonworking spouse shall be deemed to be a dependent

33 under this section. “Nonworking spouse” means a spouse who does
34 not earn more than one hundred twenty dollars in gross wages
35 in one week.

PAGE 3

1 Sec. 4. Section 96.3, subsection 5, paragraph a, Code 2021,
2 is amended to read as follows:
3 a. *Duration of benefits.* The maximum total amount of
4 benefits payable to an eligible individual during a benefit
5 year shall not exceed the total of the wage credits accrued
6 to the individual’s account during the individual’s base
7 period, or twenty-six times the individual’s weekly benefit
8 amount, whichever is the lesser. The director shall maintain
9 a separate account for each individual who earns wages in
10 insured work. The director shall compute wage credits for
11 each individual by crediting the individual’s account with
12 one-third of the wages for insured work paid to the individual
13 during the individual’s base period. ~~However, the director~~
14 ~~shall recompute wage credits for an individual who is laid~~
15 ~~off due to the individual’s employer going out of business at~~
16 ~~the factory, establishment, or other premises at which the~~
17 ~~individual was last employed, by crediting the individual’s~~
18 ~~account with one-half, instead of one-third, of the wages for~~
19 ~~insured work paid to the individual during the individual’s~~
20 ~~base period.~~ Benefits paid to an eligible individual shall
21 be charged against the base period wage credits in the
22 individual’s account which have not been previously charged,
23 in the inverse chronological order as the wages on which the
24 wage credits are based were paid. ~~However if the state “off”~~
25 ~~indicator is in effect and if the individual is laid off due to~~
26 ~~the individual’s employer going out of business at the factory,~~
27 ~~establishment, or other premises at which the individual was~~
28 ~~last employed, the maximum benefits payable shall be extended~~
29 ~~to thirty nine times the individual’s weekly benefit amount,~~
30 ~~but not to exceed the total of the wage credits accrued to the~~
31 ~~individual’s account.~~
32 Sec. 5. Section 96.4, Code 2021, is amended by adding the
33 following new subsection:
34 NEW SUBSECTION. 8. The individual has satisfied a single
35 one-week waiting period during the individual’s benefit year.

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1 To satisfy the one-week waiting period, the individual, with
2 respect to the week in question, must be eligible for benefits
3 from this state, but must not have received benefits from this
4 state, and must not be eligible for benefits from another
5 state.
6 Sec. 6. Section 96.5, subsection 3, paragraph a,
7 subparagraph (1), subparagraph divisions (a), (b), and (c),
8 Code 2021, are amended to read as follows:

- 9 (a) ~~One hundred~~ Eighty percent, if the work is offered
10 during the first ~~five~~ four weeks of unemployment.
11 (b) ~~Seventy-five~~ Seventy percent, if the work is offered
12 during the ~~sixth~~ fifth through the ~~twelfth~~ eighth week of
13 unemployment.
14 (c) ~~Seventy~~ Sixty percent, if the work is offered during
15 ~~the thirteenth through the eighteenth~~ after the ninth week of
16 unemployment.

17 Sec. 7. Section 96.5, subsection 3, paragraph a,
18 subparagraph (1), subparagraph division (d), Code 2021, is
19 amended by striking the subparagraph division.

20 Sec. 8. Section 96.6, subsection 2, Code 2021, is amended
21 to read as follows:

22 2. *Initial determination.*

23 a. A representative designated by the director shall
24 promptly notify all interested parties to the claim of its
25 filing, and the parties have ten days from the date of issuing
26 the notice of the filing of the claim to protest payment
27 of benefits to the claimant. All interested parties shall
28 select a format as specified by the department to receive such
29 notifications. The representative shall promptly examine
30 the claim and any protest, take the initiative to ascertain
31 relevant information concerning the claim, and, on the basis of
32 the facts found by the representative, shall determine whether
33 or not the claim is valid, the week with respect to which
34 benefits shall commence, the weekly benefit amount payable and
35 its maximum duration, and whether any disqualification shall

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1 be imposed.
2 b. The claimant has the burden of proving that the claimant
3 meets the basic eligibility conditions of section 96.4. The
4 employer has the burden of proving that the claimant is
5 disqualified for benefits pursuant to section 96.5, except as
6 provided by this subsection. The claimant has the initial
7 burden to produce evidence showing that the claimant is not
8 disqualified for benefits in cases involving section 96.5,
9 subsections 10 and 11, and has the burden of proving that a
10 voluntary quit pursuant to section 96.5, subsection 1, was
11 for good cause attributable to the employer and that the
12 claimant is not disqualified for benefits in cases involving
13 section 96.5, subsection 1, paragraphs "a" through "h". ~~Unless~~
14 ~~the claimant or other interested party, after notification~~
15 ~~or within ten calendar days after notification was issued,~~
16 ~~files an appeal from the decision, the decision is final~~
17 ~~and benefits shall be paid or denied in accordance with the~~
18 ~~decision. If an administrative law judge affirms a decision of~~
19 ~~the representative, or the appeal board affirms a decision of~~
20 ~~the administrative law judge allowing benefits, the benefits~~
21 ~~shall be paid regardless of any appeal which is thereafter~~
22 ~~taken, but if the decision is finally reversed, no employer's~~

23 ~~account shall be charged with benefits so paid and this relief~~
24 ~~from charges shall apply to both contributory and reimbursable~~
25 ~~employers, notwithstanding section 96.8, subsection 5.~~

26 Sec. 9. Section 96.6, subsection 4, Code 2021, is amended
27 by striking the subsection and inserting in lieu thereof the
28 following:

29 4. *Effect of decision — payment of benefits.* Unless the
30 claimant or other interested party, after notification or
31 within ten calendar days after notification was issued, files
32 an appeal from the decision of the representative of the
33 department, the decision is final and benefits shall be paid or
34 denied in accordance with the decision. If an administrative
35 law judge affirms a decision of the representative, or the

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1 appeal board affirms a decision of the administrative law judge
2 allowing benefits, the benefits shall be paid regardless of
3 any appeal which is thereafter taken, but if the decision is
4 finally reversed, no employer's account shall be charged with
5 benefits so paid and this relief from charges shall apply to
6 both contributory and reimbursable employers, notwithstanding
7 section 96.8, subsection 5.

8 Sec. 10. EFFECTIVE DATE. This Act takes effect July 1 of
9 the first year after the enactment of this Act in which the
10 contribution rate table in effect pursuant to section 96.7,
11 subsection 2, paragraph "d", is contribution rate table 3.

12 Sec. 11. APPLICABILITY.

13 1. Except as otherwise provided in this section, this Act
14 applies to any week of unemployment benefits beginning on or
15 after the first Sunday after the effective date of this Act.

16 2. The sections of this Act enacting section 96.4,
17 subsection 8, and amending section 96.6, subsection 4, apply to
18 any new claim of unemployment benefits beginning on or after
19 the first Sunday after the effective date of this Act.>

HUNTER of Polk

H-1132

1 Amend House File 427 as follows:

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

3 <Sec. ____ **NEW SECTION. 147.163 Restriction of prescribing**
4 **authority by board.**

5 1. Any board created under this chapter that licenses a
6 prescribing practitioner shall not restrict the prescribing
7 authority of a prescribing practitioner during a public health
8 disaster in a way that acts as a deterrent for a prescribing
9 practitioner to use a medication or treatment in accordance
10 with the prescribing practitioner's best professional judgment.

11 2. For purposes of this section:

12 a. "*Prescribing practitioner*" means the same as defined in

13 section 147.162.
14 *b. "Public health disaster"* means the same as defined in
15 section 135.140.>
16 2. Title page, line 2, after <council> by inserting <, and
17 the prescribing authority of prescribing practitioners during a
18 public health disaster>

SALMON of Black Hawk

H-1133

1 Amend House File 453 as follows:
2 1. Page 1, by striking lines 3 through 12 and inserting:
3 <A state agency or state official shall not impose any
4 regulation or reporting requirement on corporations, as defined
5 in section 504.141, that exceeds the requirements of state or
6 federal law.>

MITCHELL of Henry
WILBURN of Story

H-1134

1 Amend House File 624 as follows:
2 1. Page 1, before line 1 by inserting:
3 <Section 1. NEW SECTION. 468.17A Unofficial notice by
4 **electronic mail.**
5 A person entitled to receive a notice pursuant to section
6 468.14, 468.16, or 468.17, or a person entitled to receive
7 a notice under another provision of this chapter by the
8 postal service or personal service, may request that the
9 board responsible for providing such notice to the person
10 also send an unofficial version of the notice to the person's
11 electronic mail address. The board may retain the electronic
12 mail addresses of private persons for the purpose of sending
13 those persons electronic mail under this section or any
14 other correspondence if the person consents to receiving
15 that correspondence by electronic mail. The electronic mail
16 addresses retained by the board are confidential records under
17 section 22.7. A person is not required to file an electronic
18 mail address with a board and may demand that the person's
19 electronic mail address be removed from the record used to send
20 notices and other correspondence to persons as described in
21 this section. The failure to notify a person as required in
22 this section is not a basis to challenge the validity of the
23 purpose of the notice including a hearing or a board action.>
24 2. Title page, by striking line 2 and inserting <for notices
25 to interested persons including landowners in the district, and
26 for>
27 3. By renumbering as necessary.

MAXWELL of Poweshiek

H-1135

- 1 Amend the amendment, H-1131, to House File 754, as follows:
- 2 1. By striking page 3, line 32, through page 4, line 5.
- 3 2. Page 6, by striking lines 16 and 17 and inserting:
- 4 <2. The section of this Act amending section 96.6,
- 5 subsection 4, applies to>
- 6 3. By renumbering as necessary.

HUNTER of Polk

H-1136

- 1 Amend the amendment, H-1131, to House File 754, as follows:
- 2 1. Page 6, after line 19 by inserting:
- 3 <3. Notwithstanding any other provision of law to the
- 4 contrary, this Act shall be inapplicable during any period
- 5 when the president of the United States has declared a major
- 6 disaster to exist in this state or when the governor has
- 7 declared a disaster emergency in this state. The provisions
- 8 of chapter 96, Code 2020, amended by this Act shall instead be
- 9 applicable during such period.>

HUNTER of Polk

H-1137

- 1 Amend the amendment, H-1131, to House File 754, as follows:
- 2 1. Page 4, line 5, after <state.> by inserting <This
- 3 subsection does not apply to an individual who was most
- 4 recently employed at a child care facility as defined in
- 5 section 237A.1 to provide care to children.>

HUNTER of Polk

H-1138

- 1 Amend the amendment, H-1131, to House File 754, as follows:
- 2 1. By striking page 1, line 14, through page 2, line 35.
- 3 2. By renumbering as necessary.

HUNTER of Polk

H-1139

- 1 Amend the amendment, H-1131, to House File 754, as follows:
- 2 1. Page 4, line 5, after <state.> by inserting <This
- 3 subsection does not apply to an individual who is pregnant.>

HUNTER of Polk

H-1140

1 Amend the amendment, H-1131, to House File 754, as follows:
2 1. Page 4, line 5, after <state.> by inserting <This
3 subsection does not apply to an individual who was most
4 recently employed as a public safety employee, as defined in
5 section 20.3.>

HUNTER of Polk

H-1141

1 Amend the amendment, H-1131, to House File 754 as follows:
2 1. Page 4, line 5, after <state.> by inserting <This
3 subsection does not apply to an individual who was most
4 recently employed as a health care professional, as defined in
5 section 686D.2.>

HUNTER of Polk

H-1142

1 Amend the amendment, H-1131, to House File 754, as follows:
2 1. Page 4, line 5, after <state.> by inserting <This
3 subsection does not apply to an individual who was most
4 recently employed as one of the following:
5 a. A health care professional who engages in direct contact
6 with patients or patients' families or who handles potentially
7 infectious materials.
8 b. An employee of a health care facility.
9 c. An emergency medical care provider as defined in section
10 147A.1, a fire fighter, a peace officer as defined in section
11 801.4, or an employee of the department of human services who
12 provides social work or case work to children or who works in
13 child protection.
14 d. An employee of a public or nonpublic school or an
15 employee of a child care facility or child care home as those
16 terms are defined in section 237A.1.
17 e. An employee of a food, agriculture, distribution, or
18 manufacturing facility whose employment involves working or
19 living in congregate settings that do not allow for social
20 distancing.
21 f. An employee of the state who performs inspections of
22 health care facilities or of child care facilities or child
23 care homes as those terms are defined in section 237A.1.
24 g. An employee of a state or local correctional facility.
25 h. An employee of a retail establishment who provides
26 services to customers.>

HUNTER of Polk

H-1143

- 1 Amend the amendment, H-1131, to House File 754 as follows:
2 1. Page 3, by striking lines 1 through 31.
3 2. By renumbering as necessary.

HUNTER of Polk

H-1144

- 1 Amend House File 754 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 2021, 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 and 2 and inserting
22 <An Act increasing certain penalties for employers willfully
23 misclassifying employees for unemployment compensation
24 contribution purposes.>

HUNTER of Polk

H-1145

- 1 Amend House File 754 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 2021, 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 2021, 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 ~~c.~~ (3) Payment of wages is made pursuant to a system which
3 measures earnings by quantity or quality of production.
4 ~~d.~~ (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 disability of such employee, including but not limited
8 to a bona fide factor relating to education, training, or
9 experience. This defense shall apply only if the employer
10 demonstrates that the factor is not based on or derived from
11 a differential in compensation based on age, race, creed,
12 color, sex, sexual orientation, gender identity, national
13 origin, religion, or disability; is job-related with respect
14 to the position in question; and is consistent with a business
15 necessity. For purposes of this subparagraph, "business
16 necessity" means an overriding legitimate business purpose
17 such that the factor relied upon effectively fulfills the
18 business purpose it is supposed to serve. This affirmative
19 defense shall not apply if the employee demonstrates that an
20 alternative business practice exists that would serve the same
21 business purpose without producing the wage differential.
22 b. An affirmative defense under this subsection is not
23 applicable unless one or more of the defenses listed in
24 paragraph "a" account for the entire pay differential that is
25 the subject of the claim.
26 Sec. 4. EQUAL PAY TASK FORCE AND REPORT.
27 1. An equal pay task force is created. The task force shall
28 consist of the following members:
29 a. The director of the civil rights commission, or the
30 director's designee.
31 b. The director of the department of human rights, or the
32 director's designee.
33 c. An employee of the labor market information division
34 of the department of workforce development designated by the
35 director of the department.

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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 2022.>
24 2. Title page, by striking lines 1 and 2 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-1146

1 Amend House File 754 as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <Section 1. Section 91A.5, subsection 1, unnumbered
5 paragraph 1, Code 2021, is amended to read as follows:
6 An employer shall have the burden to establish that a
7 deduction from employee wages is lawful. An employer shall not
8 withhold or divert any portion of an employee's wages unless:
9 Sec. 2. Section 91A.5, subsection 1, paragraph b, Code 2021,
10 is amended to read as follows:
11 b. The employer ~~has~~ obtains advance written authorization
12 from the employee to so deduct for any lawful purpose accruing
13 to the benefit of the employee.
14 Sec. 3. Section 91A.6, subsection 1, Code 2021, is amended
15 to read as follows:
16 1. An employer shall ~~after being notified by the~~
17 ~~commissioner pursuant to subsection 2~~ do the following:
18 a. Notify its employees in writing at the time of hiring
19 what wages and regular paydays are designated by the employer.
20 b. Notify its employees in writing whose wages are
21 determined based on a task, piece, mile, or load basis about
22 the method used to calculate wages and when the wages are
23 earned by the employees.
24 b. c. Notify, at least one pay period prior to the
25 initiation of any changes, its employees of any changes in
26 the arrangements specified in this subsection ~~1~~ that reduce
27 wages or alter the regular paydays. The notice shall either
28 be in writing or posted at a place where employee notices are
29 routinely posted.
30 e. d. Make available to its employees upon written request,
31 a written statement enumerating employment agreements and
32 policies with regard to vacation pay, sick leave, reimbursement
33 for expenses, retirement benefits, severance pay, or other
34 comparable matters with respect to wages. Notice of such
35 availability shall be given to each employee in writing or by a

PAGE 2

1 notice posted at a place where employee notices are routinely
2 posted.
3 ~~4. e.~~ Establish, maintain, and preserve for three
4 calendar years the payroll records showing the hours worked,
5 wages earned, and deductions made for each employee and
6 any employment agreements entered into between an employer
7 and employee. Failure to do so shall raise a rebuttable
8 presumption that the employer did not pay the required minimum
9 wage under section 91D.1.
10 Sec. 4. Section 91A.6, subsection 2, Code 2021, is amended
11 by striking the subsection.
12 Sec. 5. Section 91A.6, subsection 4, Code 2021, is amended
13 by striking the subsection and inserting in lieu thereof the
14 following:
15 4. a. On each regular payday, the employer shall provide
16 to each employee a statement showing the wages earned by
17 the employee, the deductions made for the employee, and the
18 following information, as applicable:
19 (1) For each employee paid in whole or in part on an hourly
20 basis, the statement shall show the hours the employee worked.
21 (2) For each employee paid based on a percentage of sales or
22 based on a percentage of revenue generated for the employer,
23 the statement shall include a list of the amount of each sale
24 or the amount of revenue during the pay period.
25 (3) For each employee whose pay is based on the number
26 of miles or loads performed, the statement shall include the
27 applicable number performed during the pay period.
28 b. The employer shall provide the statement using one of the
29 following methods:
30 (1) Sending the statement to an employee by mail.
31 (2) Providing the statement to an employee by secure
32 electronic transmission or by other secure electronic means.
33 If an employee is unable to receive the statement by this
34 method, the employee shall notify the employer in writing at
35 least one pay period in advance, and the employer shall provide

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1 the statement by one of the other methods listed in this
2 paragraph "b".
3 (3) Providing the statement to the employee at the
4 employee's normal place of employment during normal employment
5 hours.
6 (4) Providing each employee access to view a statement
7 of the employee's earnings electronically and providing the
8 employee free and unrestricted access to a printer to print the
9 statement.
10 Sec. 6. Section 91A.8, Code 2021, is amended to read as
11 follows:
12 **91A.8 Damages recoverable by an employee.**

13 When it has been shown that an employer has ~~intentionally~~
14 failed to pay an employee wages or reimburse expenses pursuant
15 to section 91A.3, whether as the result of a wage dispute or
16 otherwise, the employer shall be liable to the employee for
17 ~~any the unpaid~~ wages or ~~unreimbursed~~ expenses ~~that are so~~
18 ~~intentionally failed to be paid or reimbursed~~, plus liquidated
19 damages, court costs, and any ~~attorney's~~ attorney fees incurred
20 in recovering the unpaid wages ~~or unreimbursed expenses~~
21 and determined to have been usual and necessary. ~~In other~~
22 ~~instances the employer shall be liable only for unpaid wages or~~
23 ~~expenses, court costs and usual and necessary attorney's fees~~
24 ~~incurred in recovering the unpaid wages or expenses.~~

25 Sec. 7. Section 91A.10, subsection 5, Code 2021, is amended
26 to read as follows:

27 5. ~~An employer shall not discharge or in any other manner~~
28 ~~discriminate against any employee because the employee has~~
29 ~~filed a complaint, assigned a claim, or brought an action under~~
30 ~~this section or has cooperated in bringing any action against~~
31 ~~an employer.~~

32 a. An employer or other person shall not discharge or in
33 any other manner discriminate or retaliate against any of the
34 following:

35 (1) An employee or other person for exercising any right

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1 provided under this chapter or any rules adopted pursuant to
2 this chapter.

3 (2) Another employee or person for providing assistance to
4 an employee or providing information regarding the employee or
5 person.

6 (3) Another employee or person for testifying or planning
7 to testify in any investigation or proceeding regarding the
8 employee or person.

9 b. Taking adverse action against an employee or other person
10 within ninety days of an employee's or other person's engaging
11 in any of the activities in paragraph "a" raises a presumption
12 that such action was retaliation, which may be rebutted by
13 evidence that such action was taken for other permissible
14 reasons.

15 c. Any employee may file a complaint with the commissioner
16 alleging discharge, or discrimination, or retaliation within
17 thirty days after such violation occurs. Upon receipt of the
18 complaint, the commissioner shall cause an investigation to be
19 made to the extent deemed appropriate. If the commissioner
20 determines from the investigation that the provisions of this
21 subsection have been violated, the commissioner shall bring
22 an action in the appropriate district court against such
23 person. The district court shall have jurisdiction, for cause
24 shown, to restrain violations of this subsection and order all
25 appropriate relief including rehiring or reinstatement of the
26 employee to the former position with back pay.

27 Sec. 8. Section 91A.10, Code 2021, is amended by adding the
 28 following new subsection:
 29 **NEW SUBSECTION.** 6. A civil action to enforce subsection 5
 30 may also be maintained in any court of competent jurisdiction
 31 by the commissioner or by any party injured by a violation
 32 of subsection 5. An employer or other person who retaliates
 33 against an employee or other person in violation of subsection
 34 5 shall be required to pay the employee or other person
 35 an amount set by the commissioner or a court sufficient to

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1 compensate the employee or other person and to deter future
 2 violations, but not less than one hundred fifty dollars for
 3 each day that the violation occurred.
 4 Sec. 9. **NEW SECTION. 91A.16 Commissions earned date.**
 5 An employer shall not require that a person be a current
 6 employee to be paid a commission that the person otherwise
 7 earned.
 8 Sec. 10. **EFFECTIVE DATE.** This Act takes effect January 1,
 9 2022.>
 10 2. Title page, by striking lines 1 and 2 and inserting <An
 11 Act concerning wage payment collection issues arising between
 12 employers and employees, providing penalties and remedies, and
 13 including effective date provisions.>

HUNTER of Polk

H-1147

1 Amend House File 682 as follows:
 2 1. Page 3, after line 6 by inserting:
 3 <4. A person who is not a certified real estate appraiser
 4 under this chapter but who is licensed under chapter 543B may
 5 in the course of business provide a valuation of real estate
 6 for compensation as a comparative market analysis or a broker
 7 price opinion.>

NORDMAN of Dallas

H-1148

1 Amend House File 586 as follows:
 2 1. Page 5, line 9, after <party> by inserting <, including a
 3 public utility as defined in section 476.1,>

THOMPSON of Greene

H-1149

1 Amend House File 426 as follows:
 2 1. Page 4, by striking lines 30 through 34 and inserting

3 <collected from the victim's forensic medical examination. A
4 law enforcement agency in possession of an anonymous kit may
5 dispose of the kit thirty days after the fifteen-year retention
6 period required under subsection 6.>

LOHSE of Polk

H-1150

1 Amend House File 585 as follows:
2 1. Page 5, line 4, after <agencies> by inserting <for
3 response purposes only>

GOBBLE of Polk

H-1151

1 Amend House File 768 as follows:
2 1. Page 2, by striking lines 22 and 23 and inserting <of the
3 manufacturing facility by applying for a>

BLOOMINGDALE of Worth

H-1152

1 Amend House File 707 as follows:
2 1. By striking page 8, line 28, through page 9, line 14, and
3 inserting:
4 <Sec. _____. PAYMENT OF INTERPRETERS AND TRANSLATORS. Moneys
5 appropriated to the indigent defense fund created in section
6 815.11 for payment of interpreters and translators during the
7 fiscal year beginning July 1, 2020, and ending June 30, 2021,
8 shall be used by the state public defender for payment of costs
9 and fees of interpreters and translators for claims the state
10 public defender has received prior to the effective date of
11 this Act.>
12 2. Title page, by striking lines 3 and 4 and inserting
13 <persons in certain legal proceedings.>
14 3. By renumbering as necessary.

WORTHAN of Buena Vista

H-1153

1 Amend House File 606 as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <Section 1. Section 15.327, Code 2021, is amended by adding
5 the following new subsection:
6 NEW SUBSECTION. 016. "*Licensed center*" means the same as
7 defined in section 237A.1.
8 Sec. 2. Section 15.329, Code 2021, is amended by adding the

9 following new subsection:
10 NEW SUBSECTION. 3A. In addition to the factors in
11 subsection 3, in determining the eligibility of a business to
12 participate in the program the authority may consider whether a
13 proposed project will provide a licensed center for use by the
14 business's employees.>
15 2. Title page, by striking lines 1 through 4 and inserting
16 <An Act permitting the economic development authority to
17 consider whether a proposed project under the high quality
18 jobs program will include a licensed child care center when
19 determining the eligibility of a business to participate in the
20 program.>

THOMPSON of Greene

H-1154

1 Amend Senate File 252, as passed by the Senate, as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <Section 1. LOW-INCOME HOUSING STUDY. The Iowa finance
5 authority shall conduct a study to determine the needs for
6 low-income housing in this state. The study shall include
7 research about the effect of housing vouchers on helping people
8 find affordable housing. The study shall also include an
9 investigation about the effect of voucher nondiscrimination
10 laws that have been enacted in cities in Iowa and whether such
11 laws affect the availability of affordable housing. The Iowa
12 finance authority shall create a workgroup to participate in
13 the study. The workgroup shall include a representative from
14 the Iowa finance authority, a representative from the economic
15 development authority, a representative from the Iowa state
16 association of counties, a representative from the Iowa league
17 of cities, and three representatives from housing advocate
18 organizations. The Iowa finance authority shall submit a
19 report containing the findings from the workgroup to the
20 general assembly no later than December 1, 2021.>
21 2. Title page, by striking lines 1 through 3 and inserting
22 <An Act requiring the Iowa finance authority to conduct a study
23 relating to low-income housing.>

THEDE of Scott

H-1155

1 Amend House File 771 as follows:
2 1. Page 6, line 13, after <storage,> by inserting
3 <disposal.>

JENEARY of Plymouth

H-1156

1 Amend House File 312 as follows:

2 1. Page 1, after line 12 by inserting:

3 <2. The task force shall conduct an investigation of an
4 inmate serving a life sentence with no possibility of parole
5 at the request of a current member of the general assembly of
6 this state to determine if there is sufficient evidence to
7 indicate that the inmate was wrongfully convicted, sentenced,
8 or pressured into giving a false confession, especially in
9 cases decided prior to the use of DNA evidence to support
10 a conviction. For purposes of this subsection, "DNA" means
11 deoxyribonucleic acid.>

12 2. By renumbering, redesignating, and correcting internal
13 references as necessary.

BAXTER of Hancock

H-1157

1 Amend House File 653 as follows:

2 1. Page 1, line 21, after <389.> by inserting <This
3 chapter also applies to the acquisition, construction,
4 reconstruction, ownership, operation, repair, extension,
5 or improvement of works or facilities useful for the
6 operation of a telecommunications system or the provision of
7 telecommunications services, by a city utility established
8 pursuant to chapter 388.>

9 2. Page 1, after line 31 by inserting:

10 <Sec. ____ Section 28F.1, Code 2021, is amended by adding
11 the following new subsection:

12 NEW SUBSECTION. 3. Only a city utility established
13 pursuant to chapter 388 may participate in joint financing
14 under this chapter for works or facilities useful for the
15 operation of a telecommunications system or the provision of
16 telecommunications services.>

17 3. By renumbering as necessary.

HITE of Mahaska

H-1158

1 Amend House File 799 as follows:

2 1. Page 1, line 30, by striking <includes> and inserting
3 <may include>

SHIPLEY of Van Buren

H-1159

1 Amend House File 808 as follows:

2 1. Page 14, after line 1 by inserting:

3 <DIVISION ____
4 SAVE WOMEN'S SPORTS ACT
5 Sec. ____ NEW SECTION. **261I.1 Short title.**
6 This chapter shall be known and may be cited as the "*Save*
7 *Women's Sports Act*".
8 Sec. ____ NEW SECTION. **261I.2 Definition.**
9 As used in this chapter, "*educational institution*" means a
10 public or accredited nonpublic school, regents institution,
11 community college, or any other institution of higher
12 education that is a member of the national collegiate athletic
13 association, national association of intercollegiate athletics,
14 or national junior college athletic association.
15 Sec. ____ NEW SECTION. **261I.3 Designation of athletic teams**
16 **or sports by sex — eligibility.**
17 1. Interscholastic or intramural athletic teams or sports
18 that are sponsored by an educational institution shall be
19 expressly designated as one of the following based on the
20 biological sex of the participating students:
21 a. Males, men, or boys.
22 b. Females, women, or girls.
23 c. Coed or mixed.
24 2. Notwithstanding section 216.9, students of the male sex
25 shall be ineligible to participate in athletic teams or sports
26 designated for females, women, or girls.
27 Sec. ____ NEW SECTION. **261I.4 Disputes of biological sex.**
28 If the biological sex of a student is disputed, the student
29 may establish the student's sex by presenting a signed
30 statement by a licensed physician that indicates the student's
31 sex based solely upon all of the following factors:
32 1. The student's internal and external reproductive
33 anatomy.
34 2. The student's normal, endogenously produced levels of
35 testosterone.

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1 3. An analysis of the student's genetic makeup.
2 Sec. ____ NEW SECTION. **261I.5 Adverse action against**
3 **educational institutions prohibited.**
4 Notwithstanding section 216.9, a government entity,
5 licensing or accrediting organization, or athletic association
6 or organization shall not consider a complaint, open an
7 investigation, or take any other adverse action against
8 an educational institution for maintaining separate
9 interscholastic or intramural athletic teams or sports for
10 students of the female sex.
11 Sec. ____ NEW SECTION. **261I.6 Causes of action — damages.**
12 1. A student who is deprived of an athletic opportunity or
13 suffers any direct or indirect harm as a result of a violation
14 of this chapter by an educational institution shall have a
15 private cause of action for injunctive relief, damages, and any
16 other relief available provided by law against the educational

- 17 institution.
- 18 2. A student who is subject to retaliation or other adverse
19 action by an educational institution or athletic association
20 or organization as a result of reporting a violation of this
21 chapter to an employee or representative of the institution
22 or athletic association or organization or to any state or
23 federal agency with oversight of educational institutions in
24 this state shall have a private cause of action for injunctive
25 relief, damages, and any other relief provided by law against
26 the institution or athletic association or organization.
- 27 3. An educational institution that suffers any direct or
28 indirect harm by a government entity, licensing or accrediting
29 organization, or athletic association or organization as a
30 result of a violation of this chapter shall have a private
31 cause of action for injunctive relief, damages, and any other
32 relief provided by law against the government entity, licensing
33 or accrediting organization, or athletic association or
34 organization.
- 35 4. A civil action under this section must be initiated

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- 1 within two years after a violation of this chapter has
2 occurred. A person who prevails in such an action shall be
3 entitled to monetary damages, including for any psychological,
4 emotional, and physical harm suffered, if applicable,
5 reasonable attorney fees, and any other appropriate relief.
- 6 Sec. ____ NEW SECTION. **261I.7 Severability.**
7 The provisions of this chapter are severable pursuant to
8 section 4.12.>
- 9 2. Title page, line 2, after <weighting,> by inserting
10 <interscholastic or intramural sports,>
11 3. By renumbering as necessary.

SALMON of Black Hawk
FISHER of Tama
JACOBSEN of Pottawattamie
CISNEROS of Muscatine

H-1160

- 1 Amend House File 767 as follows:
2 1. Page 1, before line 1 by inserting:
3 <Section 1. NEW SECTION. **147.163 Restriction of**
4 **prescribing authority by board.**
5 1. Any board created under this chapter that licenses a
6 prescribing practitioner shall not restrict the prescribing
7 authority of a prescribing practitioner during a public health
8 disaster in a way that acts as a deterrent for a prescribing
9 practitioner to use a medication or treatment in accordance
10 with the prescribing practitioner's best professional judgment.
11 2. For purposes of this section:

- 12 a. “*Prescribing practitioner*” means the same as defined in
13 section 147.162.
14 b. “*Public health disaster*” means the same as defined in
15 section 135.140.>
16 2. Title page, line 1, after <to> by inserting <pharmacists,
17 pharmacies, and prescribing practitioners including limitations
18 on prescribing authority and>

SALMON of Black Hawk
JACOBSEN of Pottawattamie
CISNEROS of Muscatine

H-1161

- 1 Amend House File 586 as follows:
2 1. Page 4, line 34, after <including> by inserting <public
3 utilities as defined in section 476.1,>

THOMPSON of Greene

H-1162

- 1 Amend House File 775 as follows:
2 1. Page 2, by striking lines 6 through 13 and inserting:
3 <Sec. ____ **NEW SECTION. 727.8A Cameras or electronic**
4 **surveillance devices.**
5 Any person, having no right or authority to do so, who
6 knowingly places or uses a camera or electronic surveillance
7 device that records images or data while the device is on
8 the private property of another person commits an aggravated
9 misdemeanor for a first offense and a class D felony for a
10 second or subsequent offense.>
11 2. By renumbering as necessary.

KLEIN of Washington

H-1163

- 1 Amend Senate File 252, as passed by the Senate, as follows:
2 1. Page 1, by striking lines 10 through 12 and inserting
3 <For purposes of this subsection,>
4 2. Page 1, by striking lines 23 through 25 and inserting
5 <For purposes of this subsection,>
6 3. Page 1, by striking lines 27 and 28 and inserting:
7 <Sec. ____ **EFFECTIVE DATE.** This Act takes effect July 1,
8 2024.
9 Sec. ____ **APPLICABILITY.** This Act applies to ordinances and
10 regulations adopted or enacted on or after July 1, 2024.>
11 4. Title page, line 2, after <date> by inserting <and
12 applicability>
13 5. By renumbering as necessary.

STAED of Linn

H-1164

1 Amend House File 754 as follows:

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

4 <Section 1. Section 96.4, subsection 5, paragraph b, Code
5 2021, is amended by striking the paragraph.

6 Sec. 2. Section 96.4, subsection 5, paragraph c, Code 2021,
7 is amended to read as follows:

8 c. With respect to services for an educational institution
9 in any capacity under paragraph "~~a~~" ~~or~~ "~~b~~", benefits shall not
10 be paid to an individual for any week of unemployment which
11 begins during an established and customary vacation period
12 or holiday recess if the individual performs the services in
13 the period immediately before such vacation period or holiday
14 recess, and the individual has reasonable assurance that the
15 individual will perform the services in the period immediately
16 following such vacation period or holiday recess.

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

28 Sec. 4. APPLICABILITY. This Act applies to any new claim of
29 unemployment benefits with an effective date on or after July
30 4, 2021.>

31 2. Title page, by striking lines 1 and 2 and inserting <An
32 Act relating to the eligibility of certain individuals employed
33 by educational institutions for unemployment insurance benefits
34 between two successive academic years or terms and including
35 applicability provisions.>

HUNTER of Polk

H-1165

1 Amend House File 754 as follows:

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

4 <Section 1. FINDINGS — PURPOSE.

5 1. The general assembly finds that denial of employment
6 opportunities to individuals because of their status as
7 unemployed is discriminatory and burdens commerce by doing one
8 or more of the following:

9 a. Reducing personal consumption and undermining economic
10 stability and growth.

- 11 b. Squandering human capital essential to the state's
- 12 economic vibrancy and growth.
- 13 c. Increasing demands for unemployment insurance benefits,
- 14 reducing unemployment trust fund assets, and leading to higher
- 15 payroll taxes for employers, or cuts in unemployment insurance
- 16 benefits for jobless workers, or both.
- 17 d. Imposing additional burdens on publicly funded health
- 18 and welfare programs.
- 19 e. Decreasing income, property, and other tax revenues that
- 20 the states and local governments rely on to support operations
- 21 and institutions essential to commerce.
- 22 2. The purposes of this Act are all of the following:
- 23 a. To prohibit employers and employment agencies from
- 24 disqualifying an individual from employment opportunities
- 25 because of that individual's status as unemployed.
- 26 b. To prohibit employers and employment agencies from
- 27 publishing or posting any advertisement or announcement for
- 28 an employment opportunity that indicates that an individual's
- 29 status as unemployed disqualifies that individual for the
- 30 opportunity.
- 31 c. To eliminate the burdens imposed on commerce due to the
- 32 exclusion of such individuals from employment.
- 33 Sec. 2. Section 216.2, Code 2021, is amended by adding the
- 34 following new subsection:
- 35 NEW SUBSECTION. 14A. "*Status as unemployed*" means that an

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- 1 individual, at the time of application for employment or at the
- 2 time of action alleged to violate this chapter, does not have a
- 3 job, is available for work, and is searching for work.
- 4 Sec. 3. Section 216.2, subsection 15, Code 2021, is amended
- 5 to read as follows:
- 6 15. "*Unfair practice*" or "*discriminatory practice*" means
- 7 those practices specified as unfair or discriminatory in
- 8 sections 216.6, 216.6A, 216.6B, 216.7, 216.8, 216.8A, 216.8B,
- 9 216.9, 216.10, 216.11, and 216.11A.
- 10 Sec. 4. NEW SECTION. **216.6B Additional unfair or**
- 11 **discriminatory practice — unemployment status discrimination in**
- 12 **employment.**
- 13 1. It shall be an unfair or discriminatory practice for an
- 14 employer to do any of the following:
- 15 a. Publish in print, on the internet, or in any other
- 16 medium, an advertisement or announcement for an employee for
- 17 any job that includes any of the following:
- 18 (1) Any provision stating or indicating that an
- 19 individual's status as unemployed disqualifies the individual
- 20 for any employment opportunity.
- 21 (2) Any provision stating or indicating that the employer
- 22 will not consider or hire an individual for any employment
- 23 opportunity based on that individual's status as unemployed.
- 24 b. Fail or refuse to consider for employment, or fail or

25 refuse to hire, an individual as an employee because of the
26 individual's status as unemployed.
27 c. Direct or request that an employment agency take an
28 individual's status as unemployed into account to disqualify
29 an applicant for consideration, screening, or referral for
30 employment.
31 2. It shall be an unfair or discriminatory practice for an
32 employment agency to do any of the following:
33 a. Publish in print, on the internet, or in any other
34 medium, an advertisement or announcement for any vacancy in
35 a job, to be filled by an employee, that includes any of the

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1 following:
2 (1) Any provision stating or indicating that an
3 individual's status as unemployed disqualifies the individual
4 for any employment opportunity.
5 (2) Any provision stating or indicating that the employment
6 agency or an employer will not consider or hire an individual
7 for any employment opportunity based on that individual's
8 status as unemployed.
9 b. Screen, fail or refuse to consider, or fail or refuse to
10 refer an individual for employment because of the individual's
11 status as unemployed.
12 c. Limit, segregate, or classify any individual in any
13 manner that would limit or tend to limit the individual's
14 access to information about jobs, or consideration, screening,
15 or referral for jobs, solely because of an individual's status
16 as unemployed.
17 3. This section shall not be construed to preclude an
18 employer or employment agency from considering an individual's
19 employment history, or from examining the reasons underlying
20 an individual's status as unemployed, in assessing an
21 individual's ability to perform a job or in otherwise
22 making employment decisions about that individual. Such
23 consideration or examination may include an assessment of
24 whether an individual's employment history in a similar or
25 related job for a period of time reasonably proximate to the
26 time of consideration of the individual for new employment is
27 job-related or consistent with business necessity in relation
28 to that new employment.
29 Sec. 5. Section 216.15, subsection 9, paragraph a, Code
30 2021, is amended by adding the following new subparagraph:
31 NEW SUBPARAGRAPH. (10) For an unfair or discriminatory
32 practice relating to unemployment status discrimination
33 pursuant to section 216.6B, payment to the complainant of
34 damages for an injury caused by the unfair or discriminatory
35 practice which damages shall include but are not limited to

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- 1 actual damages, court costs, reasonable attorney fees, and any
- 2 of the following, if applicable:
- 3 (a) For an unfair or discriminatory practice relating to
- 4 unemployment status discrimination pursuant to section 216.6B,
- 5 subsection 1, paragraph "a", or subsection 2, paragraph "a",
- 6 damages in an amount not to exceed one thousand dollars for
- 7 each day the unfair or discriminatory practice occurs.
- 8 (b) For an unfair or discriminatory practice relating to
- 9 unemployment status discrimination pursuant to section 216.6B,
- 10 subsection 1, paragraph "b" or "c", or subsection 2, paragraph
- 11 "b" or "c", if wages, salary, employment benefits, or other
- 12 compensation have not been denied or lost to the individual,
- 13 damages in an amount not to exceed five thousand dollars.>
- 14 2. Title page, by striking lines 1 and 2 and inserting <An
- 15 Act prohibiting employment discrimination based on unemployment
- 16 status and providing remedies.>
- 17 3. By renumbering as necessary.

HUNTER of Polk

H-1166

- 1 Amend House File 754 as follows:
- 2 1. By striking everything after the enacting clause and
- 3 inserting:
- 4 <Section 1. REPAYMENT OF PANDEMIC EMERGENCY UNEMPLOYMENT
- 5 COMPENSATION — WAIVER. Pursuant to the federal Coronavirus
- 6 Aid, Relief, and Economic Security Act, Pub. L. No. 116-136,
- 7 §2107(e)(2), the department of workforce development shall
- 8 determine that repayment of pandemic emergency unemployment
- 9 compensation by any individual who received such compensation
- 10 to which the individual was not entitled without fault on the
- 11 part of the individual is, in all cases, contrary to equity and
- 12 good conscience and shall waive repayment of such compensation.
- 13 Sec. 2. EFFECTIVE DATE. This Act, being deemed of immediate
- 14 importance, takes effect upon enactment.
- 15 Sec. 3. RETROACTIVE APPLICABILITY. This Act applies
- 16 retroactively to pandemic emergency unemployment compensation
- 17 paid by the department of workforce development on or after
- 18 March 27, 2020.>
- 19 2. Title page, by striking lines 1 and 2 and inserting <An
- 20 Act relating to repayment of pandemic emergency unemployment
- 21 compensation and including effective date and retroactive
- 22 applicability provisions.>

HUNTER of Polk

H-1167

- 1 Amend House File 754 as follows:

2 1. By striking everything after the enacting clause and
3 inserting:
4 <Section 1. COLLECTION OF UNEMPLOYMENT BENEFIT PAYMENTS
5 — DISASTER EMERGENCY. Notwithstanding section 96.3,
6 subsection 7, and section 96.3, subsection 10, paragraph “d”,
7 the department of workforce development shall not pursue the
8 recovery of any overpayments of unemployment insurance benefits
9 made to any individual who received such benefits to which the
10 individual was not entitled without fault on the part of the
11 individual if such benefits were paid during the period of a
12 declaration of disaster emergency by the governor pursuant to
13 section 29C.6 pertaining to COVID-19 as defined in section
14 686D.2.
15 Sec. 2. EFFECTIVE DATE. This Act, being deemed of immediate
16 importance, takes effect upon enactment.
17 Sec. 3. RETROACTIVE APPLICABILITY. This Act applies
18 retroactively to unemployment benefits received on or after
19 March 8, 2020.>
20 2. Title page, by striking lines 1 and 2 and inserting <An
21 Act relating to the collection of unemployment benefit payments
22 and including effective date and retroactive applicability
23 provisions.>
24 3. By renumbering as necessary.

HUNTER of Polk

H-1168

1 Amend House File 754 as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <Section 1. Section 84A.5, subsection 4, Code 2021, is
5 amended to read as follows:
6 4. The division of labor services is responsible for the
7 administration of the laws of this state under chapters 88,
8 88A, 88B, 89, 89A, 89B, 90A, 91, 91A, 91C, 91D, 91E, 91F, 92,
9 and 94A, and sections 73A.21 and 85.68. The executive head of
10 the division is the labor commissioner, appointed pursuant to
11 section 91.2.
12 Sec. 2. Section 91.4, subsection 2, Code 2021, is amended
13 to read as follows:
14 2. The director of the department of workforce development,
15 in consultation with the labor commissioner, shall, at the
16 time provided by law, make an annual report to the governor
17 setting forth in appropriate form the business and expense of
18 the division of labor services for the preceding year, the
19 number of remedial actions taken under chapter 89A, the number
20 of disputes or violations processed by the division and the
21 disposition of the disputes or violations, and other matters
22 pertaining to the division which are of public interest,
23 together with recommendations for change or amendment of the
24 laws in this chapter and chapters 88, 88A, 88B, 89, 89A, 89B,

25 90A, 91A, 91C, 91D, 91E, 91F, 92, and 94A, and section 85.68,
26 and the recommendations, if any, shall be transmitted by the
27 governor to the first general assembly in session after the
28 report is filed.

29 Sec. 3. NEW SECTION. 91F.1 Meal and rest periods —
30 **requirements.**

31 1. As used in this chapter, unless the context otherwise
32 requires:

33 a. “*Commissioner*” means the labor commissioner appointed
34 pursuant to section 91.2.

35 b. “*Employee*” means a natural person who is employed in this

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1 state for wages by an employer.

2 c. “*Employer*” means a person, as defined in section 4.1,
3 who in this state employs for wages a natural person. An
4 employer does not include a client, patient, customer, or
5 other person who obtains professional services from a licensed
6 person providing the services on a fee service basis or as an
7 independent contractor.

8 2. An employer shall provide an employee with appropriate
9 meal periods and appropriate rest periods.

10 a. An appropriate meal period shall be a period of not less
11 than thirty minutes during an employee’s work period in which
12 an employee works at least seven hours. The meal period shall
13 be taken between the second and fifth hours. If an employee
14 works more than seven hours, the meal period shall be taken
15 between the third and sixth hours.

16 b. An appropriate rest period shall be a paid period of
17 not less than ten minutes during every consecutive four-hour
18 period of work taken by an employee approximately in the middle
19 of each four-hour period. The rest period is in addition to a
20 meal period, if applicable, and shall not be added to a meal
21 period or deducted from the work period to reduce the overall
22 length of the total work period.

23 3. An employer is not required to pay for a meal period
24 if an employee is free from work duties during the employee’s
25 entire meal period. An employee shall be paid for the meal
26 period if any of the following occur:

27 a. The employee is required or allowed to remain on duty.

28 b. The employee is required to be on-call at the work
29 premises or designated worksite in order to be available to
30 return to duty even if the employee is not called back to duty.

31 c. The employee is called back to duty during the employee’s
32 meal period even though the employee is not usually on-call
33 during the meal period.

34 Sec. 4. NEW SECTION. 91F.2 Meal and rest periods —
35 **exemptions.**

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- 1 1. Meal and rest period requirements may be modified by the
- 2 terms of a collective bargaining agreement if the collective
- 3 bargaining agreement entered into by the employees prescribes
- 4 specific terms concerning meal periods and rest periods.
- 5 2. Meal and rest period requirements apply to hourly paid
- 6 and salary-paid employees. Management or employees involved
- 7 in agricultural jobs are not required to have breaks or meal
- 8 breaks. For the purposes of this section, agricultural jobs do
- 9 not include work in the production of seed, limited to removal
- 10 of off-type plants and corn tassels and hand-pollinating during
- 11 the months of June, July, and August by persons ages fourteen
- 12 and older.
- 13 3. Meal period requirements may be waived if an employer
- 14 shows that the ordinary nature and circumstance of the work
- 15 prevented the employer from establishing and maintaining a
- 16 regularly scheduled meal period. The factors that may be
- 17 considered regarding the waiver of the requirements are limited
- 18 to the following:
- 19 a. The safety and health needs of employees, patients,
- 20 clients, and the public.
- 21 b. The lack of other employees available to provide relief
- 22 to an employee.
- 23 c. The cost involved in shutdown and startup of machinery in
- 24 continuous operation of the industrial process.
- 25 d. The intermittent and unpredictable workflow not
- 26 controlled by the employer or employee.
- 27 e. Unforeseeable equipment failures, emergencies, or acts
- 28 of nature that require immediate and uninterrupted attention
- 29 by an employee.
- 30 **Sec. 5. NEW SECTION. 91F.3 Civil penalties.**
- 31 1. Any employer who violates the provisions of this chapter
- 32 or the rules adopted pursuant to this chapter is subject to a
- 33 civil penalty of not more than one hundred dollars for each
- 34 violation. The commissioner may recover the civil penalty
- 35 according to subsections 2 through 5. Any civil penalty

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- 1 recovered shall be deposited in the general fund of the state.
- 2 2. The commissioner may propose that an employer be assessed
- 3 a civil penalty by serving the employer with notice of such
- 4 proposal in the same manner as an original notice is served
- 5 under the rules of civil procedure. Upon service of such
- 6 notice, the proposed assessment shall be treated as a contested
- 7 case under chapter 17A. However, to remain a contested case,
- 8 an employer must request a hearing within thirty days of being
- 9 served.
- 10 3. If an employer does not request a hearing pursuant
- 11 to subsection 2 or if the commissioner determines, after an
- 12 appropriate hearing, that an employer is in violation of this

chapter or the rules adopted pursuant to this chapter, the commissioner shall assess a civil penalty which is consistent with the provisions of subsection 1 and which is rendered with due consideration for the penalty amount in terms of the size of the employer's business, the gravity of the violation, the good faith of the employer, and the history of previous violations.

4. An employer may seek judicial review of any assessment rendered under subsection 3 by instituting proceedings for judicial review pursuant to chapter 17A. However, such proceedings must be instituted in the district court of the county in which the violation or one of the violations occurred and within thirty days of the day on which the employer was notified that an assessment has been rendered. Also, an employer may be required, at the discretion of the district court and upon instituting such proceedings, to deposit the amount assessed with the clerk of the district court. Any moneys so deposited shall either be returned to the employer or be forwarded to the commissioner for deposit in the general fund of the state, depending on the outcome of the judicial review, including any appeal to the supreme court.

5. After the time for seeking judicial review has expired or after all judicial review has been exhausted and the

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commissioner's assessment has been upheld, the commissioner shall request the attorney general to recover the assessed penalties in a civil action.

Sec. 6. NEW SECTION. **91F.4 Duties and authority of commissioner.**

1. The commissioner shall provide further exemptions from the provisions in this chapter by rule when reasonable.

2. In order to carry out the purposes of this chapter, the commissioner or the commissioner's designee, upon presenting appropriate credentials to the employer or agent of the employer, may do any of the following:

a. Inspect employment records relating to meal and rest periods for employees.

b. Interview an employer or employee or an agent of the employer or employee, during working hours or at other reasonable times.

3. The commissioner shall adopt rules pursuant to chapter 17A to administer this chapter.>

2. Title page, by striking lines 1 and 2 and inserting <An Act requiring employers to provide employees with meal periods and rest periods and providing penalties.>

HUNTER of Polk

H-1169

- 1 Amend the amendment, H-1131, to House File 754 as follows:
2 1. Page 4, line 5, after <state.> by inserting <This
3 subsection does not apply to an individual who was most
4 recently employed by a farming or other agricultural
5 operation.>

HUNTER of Polk

H-1170

- 1 Amend the amendment, H-1131, to House File 754 as follows:
2 1. Page 4, line 5, after <state.> by inserting <This
3 subsection does not apply to an individual who is a veteran as
4 defined in section 35.1 or who serves or served honorably on
5 federal active duty, state active duty, or national guard duty,
6 as defined in section 29A.1.>

HUNTER of Polk

H-1171

- 1 Amend the amendment, H-1131, to House File 754, as follows:
2 1. Page 6, line 8, after <DATE> by inserting <—
3 CONTINGENCY>
4 2. Page 6, line 11, after <3.> by inserting <However,
5 this Act shall not take effect until the date on which the
6 department of administrative services, in consultation with all
7 other appropriate public entities, completes an analysis of the
8 impact of the provisions of this Act on women in this state,
9 publishes the analysis on the department's internet site, and
10 submits a copy of the analysis to the Iowa Code editor.>

HUNTER of Polk

H-1172

- 1 Amend the amendment, H-1131, to House File 754, as follows:
2 1. Page 6, line 8, after <DATE> by inserting <—
3 CONTINGENCY>
4 2. Page 6, line 11, after <3.> by inserting <However,
5 this Act shall not take effect until the date on which the
6 department of administrative services, in consultation with all
7 other appropriate public entities, completes an analysis of
8 the impact of the provisions of this Act on minority persons
9 in this state, publishes the analysis on the department's
10 internet site, and submits a copy of the analysis to the Iowa
11 Code editor.>

HUNTER of Polk

H-1173

- 1 Amend the amendment, H-1131, to House File 754, as follows:
2 1. Page 6, line 8, after <DATE> by inserting <—
3 CONTINGENCY>
4 2. Page 6, line 11, after <3.> by inserting <However,
5 this Act shall not take effect until the date on which the
6 department of administrative services, in consultation with all
7 other appropriate public entities, completes an analysis of the
8 impact of the provisions of this Act on veterans in this state,
9 publishes the analysis on the department's internet site, and
10 submits a copy of the analysis to the Iowa Code editor.>

HUNTER of Polk

H-1174

- 1 Amend House File 754 as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <Section 1. UNEMPLOYMENT INSURANCE INTERIM STUDY
5 COMMITTEE. The legislative counsel is requested to establish
6 an interim study committee composed of members of the
7 senate and the house of representatives to meet during
8 the 2021 legislative interim. The committee shall study
9 issues relating to the long-term financial viability of
10 the state's unemployment insurance program. In conducting
11 the study, the committee shall consult the department of
12 workforce development, which shall provide the committee with
13 information, analysis, and other assistance upon request. The
14 committee shall submit its findings and recommendations to the
15 general assembly by January 15, 2022, for consideration by the
16 general assembly during the 2022 legislative session.>
17 2. Title page, by striking lines 1 and 2 and inserting <An
18 Act providing for an interim study committee to review and
19 develop recommendations relating to the long-term financial
20 viability of the state's unemployment insurance program.>

HUNTER of Polk

H-1175

- 1 Amend House File 766 as follows:
2 1. Page 1, line 9, after <beer.> by inserting <Such
3 an agreement shall not require a licensee or permittee to
4 indemnify a third party authorized to act as an agent of the
5 licensee or permittee for the purpose of delivering alcoholic
6 liquor, wine, or beer, or any independent contractor acting on
7 behalf of such a third party, for any damages or harm that may
8 occur after the alcoholic liquor, wine, or beer is removed from
9 the licensee's or permittee's place of business.>

SEXTON of Calhoun

H-1176

- 1 Amend House File 797 as follows:
- 2 1. Page 4, lines 18 and 19, by striking <terminated or
3 removed by the employing city of the person> and inserting
4 <determined to be ineligible>
- 5 2. Page 7, by striking lines 3 through 14 and inserting:
- 6 <c. An action to require the city to provide the cost of
7 the hospital, nursing, and medical attention required by this
8 section for a disease as defined in section 411.6, subsection
9 5, shall not be maintained unless the action is commenced
10 within five years from the last date of employment of the
11 member. All other actions to require the city to provide the
12 cost of hospital, nursing, and medical attention required by
13 this section shall not be maintained unless the action is
14 commenced before the later of any of the following:
15 (1) Two years from the date of the occurrence of the injury
16 or disease.
17 (2) Two years from the date the city denies a claim to
18 provide hospital, nursing, and medical attention required by
19 this section.>

KAUFMANN of Cedar

H-1177

- 1 Amend the amendment, H-1131, to House File 754 as follows:
- 2 1. Page 4, line 5, after <state.> by inserting <This
3 subsection does not apply to an individual the terms or
4 conditions of whose most recent employment included work with a
5 contagious or infectious disease as defined in section 139A.2.>

HUNTER of Polk

H-1178

- 1 Amend the amendment, H-1131, to House File 754 as follows:
- 2 1. Page 4, line 5, after <state.> by inserting <This
3 subsection does not apply to an individual who serves or
4 served honorably on federal active duty, state active duty, or
5 national guard duty, as defined in section 29A.1.>

HUNTER of Polk

H-1179

- 1 Amend the amendment, H-1131, to House File 754, as follows:
- 2 1. Page 4, line 5, after <state.> by inserting <This
3 subsection does not apply to an individual who is a veteran as
4 defined in section 35.1.>

HUNTER of Polk

H-1180

1 Amend the amendment, H-1175, to House File 766 as follows:
2 1. Page 1, by striking lines 1 through 9 and inserting:
3 <1. Page 1, lines 1 and 2, by striking <paragraph g, Code
4 2021, is> and inserting <paragraphs g and k, Code 2021, are>
5 2. Page 1, line 9, after <beer.> by inserting <Such
6 an agreement shall not require a licensee or permittee to
7 indemnify a third party authorized to act as an agent of the
8 licensee or permittee for the purpose of delivering alcoholic
9 liquor, wine, or beer, or any independent contractor acting on
10 behalf of such a third party, for any damages or harm that may
11 occur after the alcoholic liquor, wine, or beer is removed from
12 the licensee's or permittee's place of business.>
13 3. Page 1, line 16, after <list.> by inserting <A licensee
14 or permittee shall not be liable for any violation of the
15 requirements of this section or rules adopted pursuant to this
16 section by a third party it has authorized to act as its agent
17 for the purpose of delivering alcoholic liquor, wine, or beer.
18 k. Licensees and permittees shall maintain records
19 of deliveries which include the quantity delivered, the
20 recipient's name and address, and the signature of the
21 recipient of the alcoholic liquor, wine, or beer. The records
22 shall be maintained on the licensed premises for a period of
23 three years. A third party authorized to act as an agent of a
24 licensee or permittee for the purpose of delivering alcoholic
25 liquor, wine, or beer shall maintain such records and shall
26 provide such records to the licensee or permittee within
27 twenty-four hours of a delivery.>>

LUNDGREN of Dubuque

H-1181

1 Amend House File 555 as follows:
2 1. Page 1, line 3, after <18.> by inserting <a.>
3 2. Page 1, line 8, by striking <a.> and inserting <(1)>
4 3. Page 1, line 14, by striking <b.> and inserting <(2)>
5 4. Page 1, after line 20 by inserting:
6 <b. Paragraph "a" does not apply to an ordinance, motion,
7 resolution, or amendment that regulates a retail propane
8 marketer or retail propane dispenser, as those terms are
9 defined in section 101C.2, adopted before the effective date
10 of this Act.>
11 5. Page 1, line 23, after <13.> by inserting <a.>
12 6. Page 1, line 26, by striking <prohibit effectively> and
13 inserting <prohibit, intentionally or effectively,>
14 7. Page 1, line 27, by striking <a.> and inserting <(1)>
15 8. Page 1, line 34, by striking <b.> and inserting <(2)>
16 9. Page 2, after line 6 by inserting:
17 <b. (1) Paragraph "a" does not apply to an ordinance
18 granting, extending, amending, or renewing a franchise pursuant

19 to section 364.2, subsection 4, that does not restrict or
20 impede the provision of natural gas service.
21 (2) Paragraph “a” does not apply to an ordinance, motion,
22 resolution, or amendment relating to the rates, services, or
23 governance of a public utility providing gas service to the
24 public for compensation and subject to the jurisdiction of
25 the utilities board of the department of commerce pursuant to
26 section 476.1B.
27 (3) Paragraph “a” does not apply to an ordinance, motion,
28 resolution, or amendment that regulates a retail propane
29 marketer or retail propane dispenser, as those terms are
30 defined in section 101C.2, adopted before the effective date
31 of this Act.>

JACOBSEN of Pottawattamie

H-1182

1 Amend Senate File 252, as passed by the Senate, as follows:
2 1. Page 1, by striking lines 10 through 12 and inserting
3 <Such an ordinance or regulation in effect on January 1, 2021,
4 is void and unenforceable on and after January 1, 2023. For
5 purposes of this subsection,>
6 2. Page 1, by striking lines 23 through 25 and inserting
7 <Such an ordinance or regulation in effect on January 1, 2021,
8 is void and unenforceable on and after January 1, 2023. For
9 purposes of this subsection,>

DEYOE of Story

H-1183

1 Amend Senate File 252, as passed by the Senate, as follows:
2 1. Page 1, line 8, by striking <voucher> and inserting
3 <voucher, other than a veterans affairs supportive housing
4 voucher,>
5 2. Page 1, line 21, by striking <voucher> and inserting
6 <voucher, other than a veterans affairs supportive housing
7 voucher,>

HUNTER of Polk

H-1184

1 Amend Senate File 252, as passed by the Senate, as follows:
2 1. Page 1, line 8, by striking <voucher> and inserting
3 <voucher, other than a mainstream voucher for a non-elderly
4 person with disabilities,>
5 2. Page 1, line 21, by striking <voucher> and inserting
6 <voucher, other than a mainstream voucher for a non-elderly
7 person with disabilities,>

HUNTER of Polk

H-1185

- 1 Amend Senate File 252, as passed by the Senate, as follows:
- 2 1. Page 1, line 8, by striking <voucher> and inserting
- 3 <voucher, other than a family unification program voucher,>
- 4 2. Page 1, line 21, by striking <voucher> and inserting
- 5 <voucher, other than a family unification program voucher,>

HUNTER of Polk

H-1186

- 1 Amend House File 555 as follows:
- 2 1. Page 1, lines 5 and 6, by striking <restrict, impede,
- 3 regulate, or>
- 4 2. Page 1, lines 25 and 26, by striking <restrict, impede,
- 5 regulate, or prohibit effectively> and inserting <prohibit,
- 6 intentionally or effectively,>

HALL of Woodbury

H-1187

- 1 Amend House File 555 as follows:
- 2 1. Page 1, line 23, after <13.> by inserting <a.>
- 3 2. Page 1, by striking lines 26 and 27 and inserting
- 4 <regulate, or prohibit, intentionally or effectively, the
- 5 provision of natural gas service by a public utility>
- 6 3. By striking page 1, line 34, through page 2, line 6, and
- 7 inserting:
- 8 <b. (1) Notwithstanding paragraph "a", to the extent
- 9 an ordinance granting, extending, amending, or renewing a
- 10 franchise pursuant to section 364.2, subsection 4, does not
- 11 prohibit the provision of natural gas service, such ordinance
- 12 shall not be construed to conflict with this subsection.
- 13 (2) Notwithstanding paragraph "a", an ordinance, motion,
- 14 resolution, or amendment relating to the rates, services, or
- 15 governance of a public utility providing gas service to the
- 16 public for compensation and subject to the jurisdiction of
- 17 the utilities board of the department of commerce pursuant to
- 18 section 476.1B shall not be construed to conflict with this
- 19 subsection.>

HALL of Woodbury

H-1188

- 1 Amend the amendment, H-1182, to Senate File 252, as passed by
- 2 the Senate, as follows:
- 3 1. Page 1, after line 1 by inserting:
- 4 <___. Page 1, line 3, after <13.> by inserting <a.>>
- 5 2. Page 1, after line 5 by inserting:

- 6 <___. Page 1, after line 13 by inserting:
7 <b. A landlord shall not terminate a lease or fail to renew
8 a lease because of a tenant's use of a federal housing choice
9 voucher issued by the United States department of housing and
10 urban development.>
11 ___. Page 1, line 16, after <13.> by inserting <a.>>
12 3. Page 1, after line 9 by inserting:
13 <___. Page 1, after line 26 by inserting:
14 <b. A landlord shall not terminate a lease or fail to renew
15 a lease because of a tenant's use of a federal housing choice
16 voucher issued by the United States department of housing and
17 urban development.>>
18 4. By renumbering as necessary.

HUNTER of Polk

H-1189

- 1 Amend House File 744 as follows:
2 1. Page 2, after line 4 by inserting:
3 <___. The policy adopted pursuant to subsection 1 shall
4 include a range of disciplinary sanctions for anyone who is
5 under the jurisdiction of the public institution of higher
6 education and who materially and substantially interferes with
7 the free expression of others.
8 ___. The policy adopted pursuant to subsection 1 shall
9 require the public institution of higher education to attempt
10 to remain neutral on current public policy controversies,
11 except insofar as administrative decisions on such
12 controversies are essential to the day-to-day functioning of
13 the institution, and shall prohibit the institution from taking
14 action on current public policy controversies in such a way as
15 to require members of the campus community to publicly express
16 a given view of a public policy controversy.>
17 2. By renumbering, redesignating, and correcting internal
18 references as necessary.

SALMON of Black Hawk

H-1190

- 1 Amend House File 754 as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <Section 1. **NEW SECTION. 96.45 Unemployment insurance**
5 **legislation — minority impact statements.**
6 1. For the purposes of this section, unless the context
7 otherwise requires:
8 a. "Disability" means the same as defined in section 15.102.
9 b. "Minority persons" includes individuals who are women,
10 persons with a disability, African Americans, Latinos, Asians
11 or Pacific Islanders, American Indians, and Alaskan Native

12 Americans.

13 2. Prior to debate on the floor of a chamber of the general
14 assembly, a minority impact statement shall be attached to any
15 bill or amendment which proposes a change in this chapter.
16 The statement shall include information concerning any
17 disproportionate or unique impact of the proposed legislation
18 on minority persons in this state.

19 3. a. When a committee of the general assembly reports a
20 bill or amendment to the floor, the committee shall state in
21 the report if a minority impact statement is required.

22 b. The legislative services agency shall review all bills
23 placed on the calendar of either chamber of the general
24 assembly, as well as amendments filed to bills on the calendar,
25 to determine whether a minority impact statement is required.

26 c. A member of the general assembly may request the
27 preparation of a minority impact statement by submitting a
28 request to the legislative services agency.

29 4. The legislative services agency shall cause to be
30 prepared a minority impact statement within a reasonable time
31 after receiving a request or determining that a proposal is
32 subject to this section. All minority impact statements
33 approved by the legislative services agency shall be
34 transmitted immediately to either the chief clerk of the house
35 or the secretary of the senate, after notifying the sponsor

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1 of the legislation that the statement has been prepared for
2 publication. The chief clerk of the house or the secretary of
3 the senate shall attach the statement to the bill or amendment
4 affected as soon as it is available.

5 5. The legislative services agency may request the
6 cooperation of any state department or agency or political
7 subdivision in preparing a minority impact statement.

8 6. The legislative services agency shall develop a protocol
9 for analyzing the impact of such legislation on minority
10 persons.

11 7. A revised minority impact statement shall be prepared
12 if the minority impact has been changed by the adoption of an
13 amendment, and may be requested by a member of the general
14 assembly or be prepared upon a determination made by the
15 legislative services agency. However, a request for a revised
16 minority impact statement shall not delay action on the bill
17 or amendment unless so ordered by the presiding officer of the
18 chamber.>

19 2. Title page, by striking lines 1 and 2 and inserting <An
20 Act providing for minority impact statements for legislation
21 affecting unemployment insurance.>

HUNTER of Polk

H-1191

1 Amend House File 754 as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <Section 1. Section 85.34, subsection 2, paragraph n, Code
5 2021, is amended by striking the paragraph.
6 Sec. 2. Section 85.70, subsection 1, Code 2021, is amended
7 to read as follows:
8 1. An employee who has sustained an injury resulting in
9 permanent partial or permanent total disability, for which
10 compensation is payable under this chapter ~~other than an~~
11 ~~injury to the shoulder compensable pursuant to section 85.34,~~
12 ~~subsection 2, paragraph "n",~~ and who cannot return to gainful
13 employment because of such disability, shall upon application
14 to and approval by the workers' compensation commissioner
15 be entitled to a one hundred dollar weekly payment from the
16 employer in addition to any other benefit payments, during each
17 full week in which the employee is actively participating in a
18 vocational rehabilitation program recognized by the vocational
19 rehabilitation services division of the department of
20 education. The workers' compensation commissioner's approval
21 of such application for payment may be given only after a
22 careful evaluation of available facts, and after consultation
23 with the employer or the employer's representative.
24 Judicial review of the decision of the workers' compensation
25 commissioner may be obtained in accordance with the terms of
26 the Iowa administrative procedure Act, chapter 17A, and in
27 section 86.26. Such additional benefit payment shall be paid
28 for a period not to exceed thirteen consecutive weeks except
29 that the workers' compensation commissioner may extend the
30 period of payment not to exceed an additional thirteen weeks if
31 the circumstances indicate that a continuation of training will
32 in fact accomplish rehabilitation.
33 Sec. 3. Section 85.70, subsection 2, Code 2021, is amended
34 by striking the subsection.>
35 2. Title page, by striking lines 1 and 2 and inserting <An

PAGE 2

1 Act relating to workers' compensation for shoulder injuries.>

HUNTER of Polk

H-1192

1 Amend House File 754 as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <Section 1. Section 96.5, subsection 1, Code 2021, is
5 amended by adding the following new paragraph:
6 NEW PARAGRAPH. k. The individual left employment during

7 a public health emergency for the purpose of taking care of
8 a dependent who was ill or providing for other needs of a
9 dependent, if the dependent's illness was the subject of the
10 public health emergency or caused by the illness which was the
11 subject of the public health emergency or if the dependent's
12 other needs resulted from the public health emergency.
13 Sec. 2. EFFECTIVE DATE. This Act, being deemed of immediate
14 importance, takes effect upon enactment.
15 Sec. 3. APPLICABILITY. This Act applies to claims for
16 unemployment benefits beginning on or after the first Sunday
17 after the effective date of this Act.>
18 2. Title page, by striking lines 1 and 2 and inserting <An
19 Act relating to eligibility for unemployment benefits during
20 a public health emergency and including effective date and
21 applicability provisions.>

HUNTER of Polk

H-1193

1 Amend House File 754 as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <Section 1. Section 88.5, Code 2021, is amended by adding
5 the following new subsection:
6 NEW SUBSECTION. 12. *Infectious disease.* The commissioner
7 shall promulgate standards for mitigation of medical
8 emergencies relating to infectious disease, including but
9 not limited to COVID-19 as defined in section 686D.2. The
10 standards shall apply to all industries but may include
11 industry-specific standards as deemed appropriate by the
12 commissioner. The standards shall specifically address
13 personal protective equipment to be provided to employees.
14 Such standards shall minimize to the greatest extent possible
15 hazardous situations likely to cause employee exposure to
16 infectious disease, including but not limited to employees
17 working in close proximity without proper protective equipment
18 and safety procedures.
19 Sec. 2. Section 88.6, subsection 5, Code 2021, is amended
20 to read as follows:
21 5. *Special inspections.* Any employees or authorized
22 employee representative who believes that a violation of a
23 safety or health standard exists that threatens physical harm,
24 or that an imminent danger exists, may request an inspection
25 by giving notice to the commissioner or the commissioner's
26 authorized representative of such violation or danger. Any
27 such notice shall be reduced to writing, shall set forth
28 with reasonable particularity the grounds for the notice,
29 and shall be signed by the employees or authorized employee
30 representative, and a copy shall be provided the employer or
31 the employer's agent no later than at the time of inspection,
32 except that upon the request of the person giving such notice

33 the person's identifying information and the identifying
34 information of individual employees referred to in the notice
35 shall not appear in such copy or on any record published,

PAGE 2

1 released, or made available. If, upon receipt of such
2 notification, the commissioner determines that there are
3 reasonable grounds to believe that such violation or danger
4 exists, the commissioner shall make a special inspection in
5 accordance with the provisions of this section as soon as
6 practicable, to determine if such violation or danger exists.
7 The commissioner shall prioritize special inspections relating
8 to possible violations of standards promulgated pursuant to
9 section 88.5, subsection 12. If the commissioner determines
10 that there are no reasonable grounds to believe that a
11 violation or danger exists, the commissioner shall notify the
12 employees or authorized employee representative in writing
13 of such determination. For purposes of this subsection,
14 "*identifying information*" means specific personal information
15 including, but not limited to, the person's name, home address,
16 telephone number, social security number, and handwriting and
17 language idiosyncrasies. In circumstances when the release of
18 any fact may be used to identify the person, that fact shall
19 not be released.

20 Sec. 3. EMERGENCY RULES. The labor commissioner shall adopt
21 emergency rules under section 17A.4, subsection 3, and section
22 17A.5, subsection 2, paragraph "b", to promulgate standards
23 required pursuant to section 88.5, subsection 12, as enacted by
24 this Act, relating to COVID-19, as defined in section 686D.2,
25 and the rules shall be effective immediately upon filing unless
26 a later date is specified in the rules. Any rules adopted
27 in accordance with this section shall also be published as a
28 notice of intended action as provided in section 17A.4.

29 Sec. 4. EFFECTIVE DATE. This Act, being deemed of immediate
30 importance, takes effect upon enactment.>

31 2. Title page, by striking lines 1 and 2 and inserting
32 <An Act providing for standards for mitigation of infectious
33 disease under the state occupational health and safety law,
34 making penalties applicable, and including effective date
35 provisions.>

HUNTER of Polk

H-1194

1 Amend House File 754 as follows:

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

4 <Section 1. **NEW SECTION. 256.20 School district pandemic**
5 **recovery competitive grant program.**

6 1. There is established a school district pandemic recovery

7 competitive grant program to assist school districts with
8 COVID-19 pandemic recovery efforts.
9 2. The department shall establish a grant application and
10 selection criteria, including but not limited to a method for
11 prioritizing grant applications submitted by school districts.
12 3. Moneys awarded to a school district pursuant to this
13 section may be expended for student mental health services,
14 academic support and remediation services, before- and
15 after-school services, preschool services, or reading recovery
16 services.
17 4. The department shall make every effort to award grants
18 geographically throughout the state.
19 5. Grant funding may be awarded for one or more fiscal years
20 as proposed in an application submitted by a school district
21 and approved by the department.
22 6. This section is repealed July 1, 2025.
23 Sec. 2. DEPARTMENT OF EDUCATION — SCHOOL DISTRICT COVID-19
24 PANDEMIC RECOVERY EFFORTS. There is appropriated from the
25 general fund of the state to the department of education for
26 the fiscal year beginning July 1, 2021, and ending June 30,
27 2022, the following amount, or so much thereof as is necessary,
28 to be used for the purposes designated:
29 For implementation and purposes of the school district
30 pandemic recovery competitive grant program established
31 pursuant to section 256.20, if enacted:
32 \$100,000,000
33 Notwithstanding section 8.33, moneys received by the
34 department pursuant to this section that remain unencumbered or
35 unobligated at the close of the fiscal year shall not revert

PAGE 2

1 but shall remain available for expenditure for the purposes
2 specified in this section for the following fiscal year.
3 Sec. 3. DEPARTMENT OF EDUCATION — SCHOOL DISTRICT COVID-19
4 PANDEMIC RECOVERY EFFORTS. There is appropriated from the
5 general fund of the state to the department of education for
6 the fiscal year beginning July 1, 2022, and ending June 30,
7 2023, the following amount, or so much thereof as is necessary,
8 to be used for the purposes designated:
9 For purposes of the school district pandemic recovery
10 competitive grant program established pursuant to section
11 256.20, if enacted:
12 \$ 50,000,000
13 Notwithstanding section 8.33, moneys received by the
14 department pursuant to this section that remain unencumbered or
15 unobligated at the close of the fiscal year shall not revert
16 but shall remain available for expenditure for the purposes
17 specified in this section for the following fiscal year.
18 Sec. 4. DEPARTMENT OF EDUCATION – SCHOOL DISTRICT COVID-19
19 PANDEMIC RECOVERY EFFORTS. There is appropriated from the
20 general fund of the state to the department of education for

21 the fiscal year beginning July 1, 2023, and ending June 30,
22 2024, the following amount, or so much thereof as is necessary,
23 to be used for the purposes designated:
24 For purposes of the school district pandemic recovery
25 competitive grant program established pursuant to section
26 256.20, if enacted:
27 \$ 50,000,000
28 Notwithstanding section 8.33, moneys received by the
29 department pursuant to this section that remain unencumbered or
30 unobligated at the close of the fiscal year shall not revert
31 but shall remain available for expenditure for the purposes
32 specified in this section for the following fiscal year.>
33 2. Title page, by striking lines 1 and 2 and inserting
34 <An Act establishing a school district pandemic recovery
35 competitive grant program in the department of education and

PAGE 3

1 making appropriations.>

HUNTER of Polk

H-1195

1 Amend House File 754 as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <Section 1. Section 20.15, Code 2021, is amended by striking
5 the section and inserting in lieu thereof the following:
6 **20.15 Elections.**
7 1. Upon the filing of a petition for certification of an
8 employee organization, the board shall submit a question to
9 the public employees at an election in the bargaining unit
10 found appropriate by the board. The question on the ballot
11 shall permit the public employees to vote for no bargaining
12 representation or for any employee organization which has
13 petitioned for certification or which has presented proof
14 satisfactory to the board of support of ten percent or more of
15 the public employees in the appropriate unit.
16 2. If a majority of the votes cast on the question is
17 for no bargaining representation, the public employees in
18 the bargaining unit found appropriate by the board shall not
19 be represented by an employee organization. If a majority
20 of the votes cast on the question is for a listed employee
21 organization, then that employee organization shall represent
22 the public employees in the bargaining unit found appropriate
23 by the board.
24 3. If none of the choices on the ballot receives the vote
25 of a majority of the public employees voting, the board shall
26 conduct a runoff election among the two choices receiving the
27 greatest number of votes.
28 4. Upon written objections filed by any party to the

29 election within ten days after notice of the results of
30 the election, if the board finds that misconduct or other
31 circumstances prevented the public employees eligible to
32 vote from freely expressing their preferences, the board may
33 invalidate the election and hold a second election for the
34 public employees.
35 5. Upon completion of a valid election in which the majority

PAGE 2

1 choice of the employees voting is determined, the board shall
2 certify the results of the election and shall give reasonable
3 notice of the order to all employee organizations listed on the
4 ballot, the public employers, and the public employees in the
5 appropriate bargaining unit.
6 6. a. A petition for certification as exclusive bargaining
7 representative of a bargaining unit shall not be considered
8 by the board for a period of one year from the date of the
9 noncertification of an employee organization as the exclusive
10 bargaining representative of that bargaining unit following a
11 certification election. A petition for certification as the
12 exclusive bargaining representative of a bargaining unit shall
13 also not be considered by the board if the bargaining unit is
14 at that time represented by a certified exclusive bargaining
15 representative.
16 b. A petition for the decertification of the exclusive
17 bargaining representative of a bargaining unit shall not be
18 considered by the board for a period of one year from the date
19 of its certification, or within one year of its continued
20 certification following a decertification election, or during
21 the duration of a collective bargaining agreement which, for
22 purposes of this section, shall be deemed not to exceed two
23 years. However, if a petition for decertification is filed
24 during the duration of a collective bargaining agreement, the
25 board shall award an election under this section not more than
26 one hundred eighty days and not less than one hundred fifty
27 days prior to the expiration of the collective bargaining
28 agreement. If an employee organization is decertified, the
29 board may receive petitions under section 20.14, provided that
30 no such petition and no election conducted pursuant to such
31 petition within one year from decertification shall include as
32 a party the decertified employee organization.
33 7. A collective bargaining agreement with the state, its
34 boards, commissions, departments, and agencies shall be for two
35 years. The provisions of a collective bargaining agreement or

PAGE 3

1 arbitrator's award affecting state employees shall not provide
2 for renegotiations which would require the refinancing of
3 salary and fringe benefits for the second year of the term of
4 the agreement, except as provided in section 20.17, subsection

5 6. The effective date of any such agreement shall be July 1 of
6 odd-numbered years, provided that if an exclusive bargaining
7 representative is certified on a date which will prevent the
8 negotiation of a collective bargaining agreement prior to
9 July 1 of odd-numbered years for a period of two years, the
10 certified collective bargaining representative may negotiate
11 a one-year contract with the public employer which shall be
12 effective from July 1 of the even-numbered year to July 1
13 of the succeeding odd-numbered year when new contracts shall
14 become effective.

15 Sec. 2. Section 22.7, subsection 69, Code 2021, is amended
16 to read as follows:

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

22 Sec. 3. Section 22.7, subsection 70, Code 2021, is amended
23 to read as follows:

24 70. Information indicating whether a public employee
25 voted in a certification, ~~retention and recertification~~, or
26 decertification election held pursuant to section 20.15 or
27 how the employee voted on any question on a ballot in such an
28 election.

29 Sec. 4. Section 602.1401, subsection 3, paragraph b, Code
30 2021, is amended to read as follows:

31 b. For purposes of chapter 20, the certified representative,
32 which on July 1, 1983, represents employees who become judicial
33 branch employees as a result of 1983 Iowa Acts, ch. 186, shall
34 remain the certified representative when the employees become
35 judicial branch employees and thereafter, unless the public

PAGE 4

1 employee organization is ~~not retained and recertified or is~~
2 decertified in an election held under section 20.15 or amended
3 or absorbed into another certified organization pursuant to
4 chapter 20. Collective bargaining negotiations shall be
5 conducted on a statewide basis and the certified employee
6 organizations which engage in bargaining shall negotiate on a
7 statewide basis, although bargaining units shall be organized
8 by judicial district. The public employment relations board
9 shall adopt rules pursuant to chapter 17A to implement this
10 subsection.

11 Sec. 5. DIRECTIVES TO PUBLIC EMPLOYMENT RELATIONS BOARD.

12 1. The public employment relations board shall cancel any
13 elections scheduled or in process pursuant to section 20.15,
14 subsection 2, Code 2021, as of the effective date of this Act.

15 2. Notwithstanding section 20.15, subsection 1, paragraph
16 "c", Code 2021, the public employment relations board
17 shall consider a petition for certification of an employee
18 organization as the exclusive representative of a bargaining

19 unit for which an employee organization was not retained and
20 recertified as the exclusive representative of that bargaining
21 unit regardless of the amount of time that has elapsed since
22 the retention and recertification election at which an employee
23 organization was not retained or recertified.

24 Sec. 6. EFFECTIVE DATE. This Act, being deemed of immediate
25 importance, takes effect upon enactment.

26 Sec. 7. APPLICABILITY. This Act applies to all elections
27 carried out pursuant to section 20.15 on and after the
28 effective date of this Act.>

29 2. Title page, by striking lines 1 and 2 and inserting <An
30 Act relating to employee organization elections administered by
31 the public employment relations board and including effective
32 date and applicability provisions.>

HUNTER of Polk

H-1196

1 Amend House File 754 as follows:

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

4 <Section 1. NEW SECTION. 2.70 COVID-19 federal funds
5 **oversight committee established — executive branch report**
6 **required.**

7 1. A COVID-19 federal funds oversight committee is
8 established which shall meet at least every six months to
9 review the expenditure by the office of the governor and state
10 agencies and departments of federal funds received for purposes
11 relating to the COVID-19 pandemic. The committee shall meet as
12 directed by the legislative council.

13 2. a. The committee shall consist of three members of the
14 senate appointed by the majority leader of the senate, two
15 members of the senate appointed by the minority leader of the
16 senate, three members of the house of representatives appointed
17 by the speaker of the house of representatives, and two members
18 of the house of representatives appointed by the minority
19 leader of the house of representatives.

20 b. Members shall be appointed during the first regular
21 session of each general assembly and shall serve for terms
22 ending upon the convening of the following general assembly
23 or when their successors are appointed, whichever is later.
24 A vacancy shall be filled in the same manner as the original
25 appointment and shall be for the remainder of the unexpired
26 term of the vacancy.

27 c. The committee shall elect a chairperson and vice
28 chairperson.

29 3. The members of the committee shall be reimbursed for
30 actual and necessary expenses incurred in the performance
31 of their duties and shall be paid a per diem as specified
32 in section 2.10 for each day in which they engaged in the
33 performance of their duties. However, per diem compensation

34 and expenses shall not be paid when the general assembly is
35 actually in session at the seat of government. Expenses and

PAGE 2

1 per diem shall be paid from moneys appropriated pursuant to
2 section 2.12.
3 4. The committee shall do all of the following:
4 a. Review the expenditure by the office of the governor
5 and state agencies and departments of federal funds received
6 for purposes relating to the COVID-19 pandemic, including but
7 not limited to federal funds received by the state under the
8 federal Coronavirus Aid, Relief, and Economic Security Act,
9 Pub. L. No. 116-136, and any successor legislation.
10 b. Review the report submitted pursuant to subsection 5.
11 5. On or before April 30, 2021, and every six months
12 thereafter, the department of management shall submit a report
13 to the general assembly detailing each expenditure by the
14 office of the governor and state agencies and departments of
15 federal funds received for purposes relating to the COVID-19
16 pandemic, including but not limited to federal funds received
17 by the state under the federal Coronavirus Aid, Relief, and
18 Economic Security Act, Pub. L. No. 116-136, and any successor
19 legislation.
20 6. The committee may issue a report, including its findings
21 and recommendations, to the general assembly at the committee's
22 discretion. If the committee issues a report, the report shall
23 be submitted to the general assembly within six months of the
24 meeting on which the report is based.
25 7. This section is repealed July 1, 2023.
26 Sec. 2. **NEW SECTION. 11.5D Audit of expenditure of federal**
27 **funds relating to COVID-19 pandemic.**
28 1. The auditor of state shall perform a continuous audit and
29 examination of each expenditure by the office of the governor
30 and state agencies and departments of federal funds received
31 for purposes relating to the COVID-19 pandemic, including but
32 not limited to federal funds received by the state under the
33 federal Coronavirus Aid, Relief, and Economic Security Act,
34 Pub. L. No. 116-136, and any successor legislation.
35 2. This section is repealed July 1, 2023.

PAGE 3

1 Sec. 3. **EFFECTIVE DATE.** This Act, being deemed of immediate
2 importance, takes effect upon enactment.>
3 2. Title page, by striking lines 1 and 2 and inserting <An
4 Act relating to oversight of expenditures of federal funds
5 relating to the COVID-19 pandemic, and including effective date
6 provisions.>

H-1197

1 Amend House File 754 as follows:

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

4 <Section 1. FOOD BANKS — APPROPRIATION — DEPARTMENT OF
5 HUMAN SERVICES. There is appropriated from the general fund of
6 the state to the department of human services for the fiscal
7 year beginning July 1, 2021, and ending June 30, 2022, the
8 following amount, or so much thereof as is necessary, to be
9 used for the purpose designated:

10 To support nonprofit food banks, as defined in section
11 423.3, with food assistance:

12 \$ 5,000,000

13 Moneys appropriated shall be used by the department to
14 purchase twenty million meals that shall be distributed among
15 the nonprofit food banks based upon the percentage of the state
16 population of the service area of the specific food bank.

17 Sec. 2. Section 423.3, Code 2021, is amended by adding the
18 following new subsection:

19 NEW SUBSECTION. 107. The sales price from the sale or
20 rental of tangible personal property or specified digital
21 products, or services furnished, to a nonprofit food bank,
22 which tangible personal property, specified digital products,
23 or services are to be used by the nonprofit food bank for a
24 charitable purpose. For purposes of this subsection, “*nonprofit*
25 *food bank*” means an organization organized under chapter 504
26 and qualifying under section 501(c)(3) of the Internal Revenue
27 Code as an organization exempt from federal income tax under
28 section 501(a) of the Internal Revenue Code that maintains
29 an established operation involving the provision of food or
30 edible commodities or the products thereof on a regular basis
31 to persons in need or to food pantries, soup kitchens, hunger
32 relief centers, or other food or feeding centers that, as an
33 integral part of their normal activities, provide meals or food
34 on a regular basis to persons in need.>

35 2. Title page, by striking lines 1 and 2 and inserting

PAGE 2

1 <An Act relating to nonprofit food banks, and making an
2 appropriation.>

HUNTER of Polk

H-1198

1 Amend House File 754 as follows:

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

4 <Section 1. IOWA SMALL BUSINESS RELIEF PROGRAM.

5 1. There is appropriated from the general fund of the state

6 to the economic development authority for the fiscal year
7 beginning July 1, 2020, and ending June 30, 2021, the following
8 amount, or so much thereof as is necessary, to be used for the
9 purposes designated: 10 For the Iowa small business relief program:
11 \$100,000,000
12 Eligibility for grants awarded under the program shall be
13 expanded to include the following:
14 a. Sole proprietors that were an established business prior
15 to March 17, 2020, who are owners and that had no employees.
16 b. Businesses that employed up to fifty individuals prior
17 to March 17, 2020.
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. EFFECTIVE DATE. This Act, being deemed of immediate
24 importance, takes effect upon enactment.>
25 2. Title page, by striking lines 1 and 2 and inserting <An
26 Act making an appropriation to the Iowa small business relief
27 program, and including effective date provisions.>

HUNTER of Polk

H-1199

1 Amend the amendment, H-1131, to House File 754, as follows:
2 1. Page 4, line 5, after <state.> by inserting <This
3 subsection does not apply to an individual who was most
4 recently employed by the department of corrections as a
5 correctional officer.>

HUNTER of Polk

H-1200

1 Amend House File 754 as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <Section 1. IOWA EVICTION AND FORECLOSURE PREVENTION
5 PROGRAM.
6 1. There is appropriated from the general fund of the state
7 to the Iowa finance authority for the fiscal year beginning
8 July 1, 2020, and ending June 30, 2021, the following amount,
9 or so much thereof as is necessary, to be used for the purposes
10 designated:
11 For the Iowa eviction and foreclosure prevention program:
12 \$ 50,000,000
13 The Iowa eviction and foreclosure prevention program shall
14 be extended through June 30, 2022.
15 2. 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. 2. TEMPORARY HALT ON RESIDENTIAL EVICTIONS. The
21 temporary halt in residential evictions to prevent the further
22 spread of COVID-19 as ordered by the centers for disease
23 control of the United States department of health and human
24 services on September 4, 2020, and as extended until January
25 31, 2021, by the Consolidated Appropriations Act, 2021, Pub. L.
26 No. 116-260, §502, shall continue to be applied to residential
27 evictions in this state through January 31, 2022.
28 Sec. 3. EFFECTIVE DATE. This Act, being deemed of immediate
29 importance, takes effect upon enactment.>
30 2. Title page, by striking lines 1 and 2 and inserting <An
31 Act making an appropriation to the Iowa finance authority for
32 the Iowa eviction and foreclosure prevention program, extending
33 the temporary halt on residential evictions, and including
34 effective date provisions.>

HUNTER of Polk

H-1201

1 Amend House File 754 as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <Section 1. NEW SECTION. 94A.3A Employee notice.
5 1. An employment agency shall provide to each employee
6 referred for employment notice of the following:
7 a. The name, address, electronic mail address, and telephone
8 number of the following:
9 (1) The employment agency, or the contact information of the
10 employee of the employment agency facilitating the placement.
11 (2) The employment agency's workers' compensation carrier.
12 (3) The employer.
13 (4) The commissioner.
14 b. A description of the position and whether it will require
15 any special clothing, equipment, training, or licenses, and
16 any costs that will be charged to the employee for supplies or
17 training.
18 c. The designated payday, the hourly rate of pay, and
19 whether overtime may occur and be paid.
20 d. The daily starting time and anticipated end time and, if
21 known, the expected duration of employment.
22 e. Whether any meals will be provided by the employment
23 agency or employer and the charge for such meals, if any, to
24 the employee.
25 f. Details of the means of transportation to the work
26 site and any fees that will be charged to the employee by the
27 employment agency or employer for any transportation services.
28 2. An employment agency shall confirm the information in
29 the notice required by subsection 1 in writing and send a

30 copy thereof to the employee, by a method designated by the
31 employee, before the end of the employee's first pay period.
32 However, an employment agency shall send any change in the
33 initial terms of employment to the employee immediately.
34 3. The employment agency shall post in a conspicuous place
35 in each of the locations where it does business a notice

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1 of the requirements of this section and the name, internet
2 site address, and telephone number of the commissioner. The
3 commissioner shall prepare and publish on the commissioner's
4 internet site a sample notice for use by employers that meets
5 the requirements of this section and, upon request, shall
6 facilitate the translation of the notice into a language other
7 than English.
8 4. This section shall not be construed to prohibit an
9 employment agency from directing an employee to employment by
10 telephone. However, the employment agency shall provide the
11 information required by subsection 1 by telephone at the same
12 time.
13 5. This section does not apply to a professional employee,
14 as defined in 29 U.S.C. §152, or to an employee who is a
15 secretary or administrative assistant whose main or primary
16 duties are described by the United States department of labor,
17 bureau of labor statistics, as involving one or more of the
18 following:
19 a. Drafting or revising correspondence.
20 b. Scheduling appointments.
21 c. Creating, organizing, and maintaining paper and
22 electronic files.
23 d. Providing information to callers or visitors.
24 Sec. 2. NEW SECTION. 94A.3B Transportation services.
25 If an employment agency or employer or a person acting
26 directly or indirectly in the interest of either offers
27 transportation services to or from a designated work site
28 to an employee and charges a fee for such services, the
29 employment agency or employer shall charge such employee not
30 more than the actual cost to transport such employee to or
31 from the designated work site. Such fee shall not exceed
32 three percent of such employee's total daily wages and shall
33 not reduce the employee's total daily wages below the minimum
34 wage earned for the day. If an employment agency or employer
35 or a person acting directly or indirectly in the interest

PAGE 3

1 of either requires the use of transportation services by an
2 employee, a fee shall not be charged to the employee for
3 transportation services. If an employment agency or employer
4 provides transportation services to a designated work site
5 to an employee on a day when employment is not available,

6 the employment agency or employer shall fully refund any fee
7 charged to the employee for the transportation services.

8 Sec. 3. Section 94A.4, subsection 4, Code 2021, is amended
9 by adding the following new paragraphs:

10 NEW PARAGRAPH. g. Refer an employee for employment by force
11 or fraud, for illegal purposes, or where the employment is in
12 violation of state or federal law.

13 NEW PARAGRAPH. h. Refer an employee for employment at any
14 location that is on strike or lockout without first notifying
15 the employee of such fact.

16 Sec. 4. Section 94A.4, Code 2021, is amended by adding the
17 following new subsections:

18 NEW SUBSECTION. 5. An employment agency or employer shall
19 not charge or accept a fee from an employee for the following:

20 a. Any good or service unless under the terms of a written
21 contract with the employee, which clearly states in a language
22 the employee can understand that the purchase is voluntary and
23 which provides that the employment agency or employer will not
24 gain a profit from any cost or fee charged to the employee.

25 b. The provision of a bank card, debit card, payroll card,
26 voucher, draft, money order, or similar form of payment or
27 wages that exceeds the actual cost per employee.

28 c. Any drug test.

29 d. Any criminal history background check.

30 e. Transportation, except as provided in section 94A.3B.

31 f. Any good or service the payment for which would cause the
32 employee to earn less than the applicable minimum wage.

33 NEW SUBSECTION. 6. An employment agency or employer or
34 a person acting directly or indirectly in the interest of
35 either shall not deduct any costs or fees from the wages of

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1 an employee without the express written authorization of the
2 employee. An employment agency or employer shall furnish to
3 the employee a copy of the signed authorization in a language
4 the employee can understand.

5 NEW SUBSECTION. 7. An employment agency or employer shall
6 not refuse to return on demand any personal property belonging
7 to an employee or any fee or cost that is charged to the
8 employee or accepted by the employment agency or employer in
9 excess of the amounts allowable under this chapter.>

10 2. Title page, by striking lines 1 and 2 and inserting

11 <An Act relating to the regulation of employment agencies and
12 employers and making penalties applicable.>

HUNTER of Polk

H-1202

1 Amend the amendment, H-1035, to House File 359, as follows:

2 1. Page 1, by striking lines 2 through 14 and inserting:

- 3 <1. Page 1, line 6, after <state> by inserting <and which
4 receives money for deposit>
5 2. Page 2, after line 15 by inserting:
6 <e. The financial institution conducting the savings
7 promotion drawing shall not charge a fee to a participant to
8 withdraw money from the participant's savings promotion drawing
9 account.>
10 3. Page 2, by striking lines 16 through 31.
11 4. By renumbering, redesignating, and correcting internal
12 references as necessary.>

LUNDGREN of Dubuque

H-1203

- 1 Amend the amendment, H-1181, to House File 555, as follows:
2 1. Page 1, line 6, after <<b.> by inserting <(1)>
3 2. Page 1, lines 9 and 10, by striking <101C.2, adopted
4 before the effective date of this Act.> and inserting <101C.2.
5 (2) Paragraph "a" does not apply to zoning ordinances
6 adopted under chapter 335.>
7 3. Page 1, line 17, after <(1)> by inserting <(a)>
8 4. Page 1, after line 20 by inserting:
9 <(b) Paragraph "a" does not prohibit or negate a franchise
10 fee assessed pursuant to section 364.2, subsection 4, paragraph
11 "f".>
12 5. Page 1, lines 30 and 31, by striking <101C.2, adopted
13 before the effective date of this Act.> and inserting <101C.2.
14 (4) Paragraph "a" does not apply to zoning ordinances
15 adopted under chapter 414.>

HALL of Woodbury

H-1204

- 1 Amend House File 830 as follows:
2 1. Page 1, before line 1 by inserting:
3 <DIVISION I
4 ABILITY OF ELECTED OFFICIALS TO ACCESS INTERNET SITES>
5 2. Page 3, line 10, after <This> by inserting <division of
6 this>
7 3. Page 3, line 12, after <This> by inserting <division of
8 this>
9 4. Page 3, after line 24 by inserting:
10 <DIVISION ____
11 EXERCISE OF RELIGION
12 Sec. ____ NEW SECTION. **675.1 Short title.**
13 This chapter shall be known and may be cited as the
14 "*Religious Freedom Restoration Act*".
15 Sec. ____ NEW SECTION. **675.2 Legislative purpose and
16 intent.**
17 The purpose and intent of this chapter is all of the

18 following:

- 19 1. To restore the compelling interest test as set forth
- 20 in *Sherbert v. Verner*, 374 U.S. 398 (1963) and *Wisconsin v.*
- 21 *Yoder*, 406 U.S. 205 (1972), and to guarantee its application in
- 22 all cases where the free exercise of religion is substantially
- 23 burdened by state action.
- 24 2. That this chapter be interpreted consistent with the
- 25 Religious Freedom Restoration Act of 1993, 42 U.S.C. §2000bb et
- 26 seq., federal case law, and federal jurisprudence.
- 27 3. To provide a claim or defense to a person whose exercise
- 28 of religion is substantially burdened by state action.
- 29 Sec. ____ **NEW SECTION. 675.3 Definitions.**
- 30 As used in this chapter, unless the context otherwise
- 31 requires:
- 32 1. *“Demonstrates”* means meets the burdens of going forward
- 33 with the evidence and of persuasion.
- 34 2. *“Exercise of religion”* means the practice or observance
- 35 of religion, including any action that is motivated by a

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- 1 sincerely held religious belief, whether or not the exercise is
- 2 compelled by, or central to, a system of religious belief.
- 3 3. *“Government”* includes a branch, department, agency,
- 4 instrumentality, political subdivision, official, or other
- 5 person acting under color of law of the state.
- 6 4. *“State law”* includes without limitation a law, ordinance,
- 7 or resolution of a political subdivision.
- 8 Sec. ____ **NEW SECTION. 675.4 Free exercise of religion**
- 9 **protected.**
- 10 1. Government shall not substantially burden a person’s
- 11 exercise of religion, even if the burden results from a rule
- 12 of general applicability, unless it is demonstrated that
- 13 applying the burden to that person’s exercise of religion is
- 14 in furtherance of a compelling governmental interest and is
- 15 the least restrictive means of furthering that compelling
- 16 governmental interest.
- 17 2. A person whose exercise of religion has been burdened
- 18 in violation of this chapter may assert such violation as a
- 19 claim or defense in a judicial or administrative proceeding
- 20 and obtain appropriate relief. Standing to assert a claim or
- 21 defense under this chapter shall be governed by the general
- 22 rules of standing under state and federal law.
- 23 Sec. ____ **NEW SECTION. 675.5 Applicability.**
- 24 This chapter applies to all state and local laws and the
- 25 implementation of state and local laws, whether statutory
- 26 or otherwise, and whether adopted before, on, or after the
- 27 effective date of this Act.
- 28 Sec. ____ **NEW SECTION. 675.6 Exemptions.**
- 29 This chapter does not apply to the department of
- 30 corrections, a district department of correctional services, a
- 31 county jail, or any other detention facility.

32 Sec. ____ EFFECTIVE UPON ENACTMENT. This division of this
33 Act, being deemed of immediate importance, takes effect upon
34 enactment.>

35 5. Title page, by striking lines 1 through 3 and inserting

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1 <An Act relating to rights guaranteed by the first amendment to
2 the Constitution of the United States, including the ability
3 of elected officials to utilize certain internet sites, the
4 standard of judicial review and providing a claim or defense
5 when a state action burdens a person's exercise of religion,
6 and including effective date and applicability provisions.>
7 6. By renumbering as necessary.

SALMON of Black Hawk
OSMUNDSON of Clayton
STONE of Winnebago
BAXTER of Hancock
GERHOLD of Benton
SHIPLEY of Van Buren

CISNEROS of Muscatine
FISHER of Tama
JACOBSEN of Pottawattamie
JENEARY of Plymouth
BODEN of Warren

H-1205

1 Amend House File 767 as follows:
2 1. Page 1, before line 1 by inserting:
3 <DIVISION I
4 ELECTRONIC MONITORING IN NURSING FACILITIES
5 Section 1. Section 135C.1, Code 2021, is amended by adding
6 the following new subsections:
7 NEW SUBSECTION. 6A. *"Electronic monitoring"* means the
8 placement and use of an electronic monitoring device by
9 a resident in the resident's room in accordance with this
10 subchapter.
11 NEW SUBSECTION. 6B. *"Electronic monitoring device"* means a
12 camera or other device that captures, records, or broadcasts
13 audio, video, or both, that is placed in a resident's room and
14 is used to monitor the resident or activities in the room.
15 NEW SUBSECTION. 21A. *"Resident representative"* means one of
16 the following in the order of priority listed, to the extent
17 the person may reasonably be identified and located:
18 a. The attorney in fact designated to make treatment
19 decisions for the resident in accordance with chapter 144B.
20 b. The guardian of the resident if one has been appointed
21 pursuant to chapter 633.
22 c. The resident's spouse.
23 d. An adult child of the resident or, if the resident has
24 more than one adult child, a majority of the adult children who
25 are reasonably available.
26 e. A parent of the resident, or parents if both are
27 reasonably available.
28 f. An adult sibling of the resident.

29 Sec. 2. NEW SECTION. 135C.49 Electronic monitoring.
30 1. A resident or a resident representative may conduct
31 electronic monitoring of the resident's room through the use of
32 an electronic monitoring device placed in the resident's room
33 pursuant to this subchapter.
34 2. Nothing in this section precludes the use of electronic
35 monitoring otherwise allowed by law.

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1 Sec. 3. NEW SECTION. 135C.50 Consent to electronic
2 monitoring.
3 1. Except as otherwise provided in this subchapter,
4 a resident must consent to electronic monitoring in the
5 resident's room in writing on a notification and consent
6 form prescribed by the department. If the resident has
7 not affirmatively objected to electronic monitoring and the
8 resident's medical professional determines that the resident
9 lacks the ability to understand and appreciate the nature
10 and consequences of electronic monitoring, the resident
11 representative may consent on behalf of the resident. For
12 purposes of this subsection, a resident affirmatively objects
13 when the resident orally, visually, or through the use of
14 auxiliary aids or services declines electronic monitoring. The
15 resident's response shall be documented on the notification and
16 consent form.
17 2. Prior to a resident representative consenting on behalf
18 of a resident, the resident shall be asked if the resident
19 wants electronic monitoring to be conducted. The resident
20 representative shall explain all of the following to the
21 resident:
22 a. The type of electronic monitoring device to be used.
23 b. The standard conditions or restrictions that may be
24 placed on the electronic monitoring device's use including as
25 specified in the list of standard conditions or restrictions
26 contained in the notification and consent form completed by the
27 resident as provided in section 135C.53.
28 c. The dissemination and use of any recording as provided
29 under section 135C.57 or 135C.58.
30 d. The resident's ability to decline all recordings.
31 3. A resident, or resident representative when consenting
32 on behalf of the resident, may consent to electronic monitoring
33 with any conditions or restrictions of the resident's or
34 resident representative's choosing, including the list
35 of standard conditions or restrictions contained in the

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1 notification and consent form completed by the resident
2 as provided in section 135C.53. A resident, or resident
3 representative when consenting on behalf of the resident, may
4 request that the electronic monitoring device be turned off

5 or the visual or audio recording component of the electronic
6 monitoring device be blocked at any time.

7 4. Prior to implementing electronic monitoring, a resident,
8 or resident representative when acting on behalf of the
9 resident, shall obtain the written consent on the notification
10 and consent form of any other resident who is a roommate
11 residing in the shared room. A roommate's or roommate's
12 resident representative's written consent shall comply with
13 the requirements of this section. Consent by a roommate or
14 a roommate's resident representative under this subsection
15 authorizes the resident's use of any recording obtained under
16 this section as provided under sections 135C.57 and 135C.58.

17 5. Any resident conducting electronic monitoring shall
18 immediately remove or disable an electronic monitoring device
19 prior to a new resident who will be a roommate moving into
20 a shared room, unless the resident conducting electronic
21 monitoring obtains the new roommate's or new roommate's
22 resident representative's written consent as provided under
23 this section prior to the new roommate moving into the shared
24 room. Upon obtaining the new roommate's or new roommate's
25 resident representative's signed notification and consent form
26 and submitting the form to the nursing facility as required
27 under section 135C.52, the resident may resume electronic
28 monitoring.

29 6. The resident or roommate, or the resident representative
30 or roommate's resident representative if the representative is
31 consenting on behalf of the resident or roommate, may withdraw
32 consent at any time and the withdrawal of consent shall be
33 documented on the original consent form as provided under
34 section 135C.52.

35 Sec. 4. NEW SECTION. 135C.51 Refusal of roommate to

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1 **consent.**

2 If a resident of a nursing facility who is residing in a
3 shared room, or the resident representative of such a resident
4 when acting on behalf of the resident, wants to conduct
5 electronic monitoring and another resident living in or moving
6 into the same shared room refuses to consent to the use of an
7 electronic monitoring device, the nursing facility shall make
8 a reasonable attempt to accommodate the resident who wants to
9 conduct electronic monitoring. A nursing facility has met
10 the requirement to make a reasonable attempt to accommodate
11 a resident or resident representative who wants to conduct
12 electronic monitoring when, upon notification that a roommate
13 has not consented to the use of an electronic monitoring device
14 in the resident's room, the nursing facility offers to move one
15 of the residents to another shared room that is available at
16 the time of the request that accommodates the resident. If
17 a resident chooses to reside in a private room in order to
18 accommodate the use of an electronic monitoring device, the

19 resident shall be subject to a private room rate. If a nursing
20 facility is unable to accommodate a resident due to lack of
21 space, the nursing facility shall reevaluate the request
22 periodically until the request is fulfilled.

23 Sec. 5. NEW SECTION. 135C.52 Notice and consent form
24 **submitted to nursing facility.**

25 1. Electronic monitoring may begin only after the resident
26 or resident representative who intends to place an electronic
27 monitoring device in the resident's room and any roommate or
28 roommate's resident representative completes a notification and
29 consent form and submits the form to the nursing facility.

30 2. Upon receipt of the required, completed notification and
31 consent form, the nursing facility shall place the original
32 form in the resident's file, and a copy of the form in any
33 roommate's file. The nursing facility shall provide a copy to
34 the resident and the resident's roommate, as applicable.

35 3. If a resident or roommate, or the resident representative

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1 or roommate's resident representative if the representative
2 is consenting on behalf of the resident or roommate, chooses
3 to alter the conditions under which consent to electronic
4 monitoring is given or chooses to withdraw consent to
5 electronic monitoring, the nursing facility shall make
6 available the original notification and consent form so that
7 the original form may be updated. Upon receipt of the updated
8 original form, the nursing facility shall place the updated
9 original form in the resident's file. The nursing facility
10 shall provide a copy of the updated form to the resident and
11 the resident's roommate, as applicable.

12 4. If a new roommate, or the new roommate's resident
13 representative when consenting on behalf of the new roommate,
14 does not consent to electronic monitoring and submit a
15 completed notification and consent form to the nursing
16 facility, and the resident conducting the electronic monitoring
17 does not remove or disable an existing electronic monitoring
18 device, the nursing facility shall remove the electronic
19 monitoring device.

20 5. If a roommate, or the roommate's resident representative
21 when withdrawing consent on behalf of the roommate, submits
22 an updated notification and consent form withdrawing consent
23 and the resident conducting electronic monitoring does not
24 remove or disable the electronic monitoring device, the nursing
25 facility shall remove the electronic monitoring device.

26 Sec. 6. NEW SECTION. 135C.53 Notification and consent form
27 **requirements.**

28 1. The notification and consent form completed by the
29 resident shall include, at a minimum, all of the following
30 information:

31 *a.* The resident's signed consent to electronic monitoring or
32 the signature of the resident representative, if applicable.

- 33 If a resident representative signs the consent form, the form
34 shall document all of the following:
35 (1) The date the resident was asked if the resident wants

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- 1 electronic monitoring to be conducted.
2 (2) Any person present when the resident was asked.
3 (3) An acknowledgment that the resident did not
4 affirmatively object.
5 (4) The source of authority allowing the resident
6 representative to sign the notification and consent form on the
7 resident's behalf.
8 *b.* The resident's roommate's signed consent or the signature
9 of the roommate's resident representative, if applicable. If a
10 roommate's resident representative signs the consent form, the
11 form shall document all of the following:
12 (1) The date the roommate was asked if the roommate wants
13 electronic monitoring to be conducted.
14 (2) Any person present when the roommate was asked.
15 (3) An acknowledgment that the roommate did not
16 affirmatively object.
17 (4) The source of authority allowing the resident
18 representative to sign the notification and consent form on the
19 roommate's behalf.
20 *c.* The type of electronic monitoring device to be used.
21 *d.* Any installation needs, such as mounting of a device to
22 a wall or ceiling.
23 *e.* The proposed date of installation for scheduling
24 purposes.
25 *f.* A copy of any contract for maintenance of the electronic
26 monitoring device by a commercial entity.
27 *g.* A list of standard conditions or restrictions that the
28 resident or a roommate may elect to place on the use of the
29 electronic monitoring device including but not limited to all
30 of the following:
31 (1) Prohibiting audio recording.
32 (2) Prohibiting video recording.
33 (3) Prohibiting broadcasting of audio or video.
34 (4) Turning off the electronic monitoring device or
35 blocking the visual recording component of the electronic

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- 1 monitoring device for the duration of an exam or procedure by a
2 health care professional.
3 (5) Turning off the electronic monitoring device or
4 blocking the visual recording component of the electronic
5 monitoring device while dressing or bathing is performed.
6 (6) Turning off the electronic monitoring device for
7 the duration of a visit with a spiritual adviser, ombudsman,
8 attorney, financial planner, intimate partner, or other

9 visitor.

10 *h.* Any other condition or restriction elected by the

11 resident or roommate on the use of an electronic monitoring

12 device.

13 *i.* A statement of the circumstances under which a recording

14 may be disseminated under section 135C.57.

15 *j.* A signature box to document if the resident or roommate

16 withdraws consent.

17 2. A nursing facility shall make the notification and

18 consent form available to the residents and inform residents of

19 the option to conduct electronic monitoring of the resident's

20 room.

21 **Sec. 7. NEW SECTION. 135C.54 Cost and installation.**

22 1. A resident who chooses to conduct electronic monitoring

23 shall do so at the resident's own expense, including payment of

24 any purchase, installation, maintenance, and removal costs.

25 2. If a resident chooses to place an electronic monitoring

26 device that uses internet technology for visual or audio

27 monitoring, the resident may be responsible for contracting

28 with an internet service provider.

29 3. The nursing facility shall make a reasonable attempt

30 to accommodate the resident's installation needs, including

31 allowing access to the nursing facility's public-use internet

32 or wi-fi systems when available for other public uses.

33 4. All electronic monitoring device installations and

34 supporting services shall comply with the requirements of the

35 national fire protection association 101 life safety code.

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1 5. A nursing facility shall not charge a resident a fee

2 for the costs of electricity used by the electronic monitoring

3 device.

4 **Sec. 8. NEW SECTION. 135C.55 Notice to visitors.**

5 1. A nursing facility shall post a sign at each nursing

6 facility entrance accessible to visitors that states

7 "Electronic monitoring devices may be present in the rooms of

8 residents to record persons and activities".

9 2. A nursing facility shall post a sign clearly and

10 conspicuously at the entrance to a resident's room where

11 electronic monitoring is being conducted. The notice shall

12 state "This room is electronically monitored".

13 3. The nursing facility is responsible for installing and

14 maintaining the signage required in this section.

15 **Sec. 9. NEW SECTION. 135C.56 Obstruction of electronic**

16 **monitoring devices.**

17 1. A person shall not knowingly hamper, obstruct, tamper

18 with, or destroy an electronic monitoring device placed in

19 a resident's room without the permission of the resident or

20 resident representative.

21 2. A person shall not knowingly hamper, obstruct, tamper

22 with, or destroy a video or audio recording obtained through

23 the use of an electronic monitoring device in accordance with
24 this subchapter.
25 3. It is not a violation of this section for a person to
26 turn off the electronic monitoring device or block the visual
27 recording component of the electronic monitoring device at the
28 direction of the resident or resident representative, or if
29 consent has been withdrawn.
30 4. A person who violates this section is guilty of a serious
31 misdemeanor.
32 Sec. 10. NEW SECTION. 135C.57 Dissemination of recordings.
33 1. A person shall not access any video or audio recording
34 created through electronic monitoring under this subchapter
35 without the written consent of the resident or resident

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1 representative.
2 2. Except as otherwise required by law, a recording or copy
3 of a recording created as provided in this subchapter may only
4 be disseminated for the purpose of addressing health, safety,
5 or welfare concerns of a resident.
6 3. A person accessing or disseminating a recording or copy
7 of a recording created as provided in this section in violation
8 of this section is guilty of a serious misdemeanor.
9 Sec. 11. NEW SECTION. 135C.58 Admissibility of evidence.
10 Subject to applicable rules of evidence and procedure, any
11 video or audio recording created through electronic monitoring
12 under this subchapter may be admitted into evidence in a civil,
13 criminal, or administrative proceeding if the contents of the
14 recording have not been edited or artificially enhanced and the
15 recording includes the date and time the events occurred.
16 Sec. 12. NEW SECTION. 135C.59 Liability — penalties.
17 1. A nursing facility is not civilly or criminally liable
18 for the disclosure of a recording by a resident or a person who
19 consents on behalf of a resident for any purpose not authorized
20 by this subchapter.
21 2. A nursing facility is not civilly or criminally liable
22 for a violation of a resident's right to privacy arising out
23 of any electronic monitoring conducted in accordance and in
24 compliance with this subchapter.
25 3. A nursing facility that knowingly violates this
26 subchapter shall be subject to licensee discipline.
27 Sec. 13. NEW SECTION. 135C.60 Resident protections.
28 1. A nursing facility shall not do any of the following:
29 a. Refuse to admit a potential resident or remove a resident
30 because the nursing facility disagrees with the potential
31 resident's or the resident's decisions regarding electronic
32 monitoring, whether the decision is made by a resident or a
33 resident representative acting on behalf of the resident.
34 b. Retaliate or discriminate against any resident for
35 consenting or refusing to consent to electronic monitoring.

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1 c. Prevent the placement or use of an electronic monitoring
2 device by a resident who has provided the nursing facility
3 with the notification and consent form as required under this
4 subchapter.

5 2. Any contractual provision prohibiting, limiting,
6 or otherwise modifying the rights and obligations in this
7 subchapter is contrary to public policy and is void and
8 unenforceable.

9 Sec. 14. NEW SECTION. 135C.61 Report to department.

10 A nursing facility shall report to the department, in a
11 manner prescribed by the department, the number of electronic
12 monitoring device notification and consent forms received by
13 the nursing facility on an annual basis.

14 Sec. 15. DIRECTIVE TO DEPARTMENT OF INSPECTIONS AND
15 APPEALS. The department of inspections and appeals shall
16 prescribe by rule pursuant to chapter 17A the notification and
17 consent form described in this division of this Act, and shall
18 make the form available on the department's internet site.

19 Sec. 16. CODE EDITOR DIRECTIVE. The Code editor may codify
20 the provisions of this division of this Act as a new subchapter
21 of chapter 135C entitled "Electronic Monitoring".

22 DIVISION II

23 NETWORK PROVIDER PHARMACIES AND PHARMACISTS>

24 2. Title page, line 1, after <to> by inserting <health
25 care and health facilities including electronic monitoring in
26 nursing facilities and>

27 3. Title page, line 2, after <care> by inserting <, and
28 providing penalties>

29 4. By renumbering as necessary.

JACOBSEN of Pottawattamie

H-1206

1 Amend House File 744 as follows:

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

4 <Section 1. Section 261H.2, Code 2021, is amended to read
5 as follows:

6 **261H.2 Policy adoption Public institutions of higher**
7 **education — duties.**

8 1. The state board of regents and the board of directors of
9 each community college shall adopt a policy that includes all
10 of the following statements:

11 1. a. That the primary function of an institution of higher
12 education is the discovery, improvement, transmission, and
13 dissemination of knowledge by means of research, teaching,
14 discussion, and debate. This statement shall provide that, to
15 fulfill this function, the institution must strive to ensure
16 the fullest degree of intellectual freedom and free expression

17 allowed under the first amendment to the Constitution of the
18 United States.
19 ~~2.-a. b. (1)~~ That it is not the proper role of an
20 institution of higher education to shield individuals from
21 speech protected by the first amendment to the Constitution of
22 the United States, which may include ideas and opinions the
23 individual finds unwelcome, disagreeable, or even offensive.
24 ~~b. (2)~~ That it is the proper role of an institution of
25 higher education to encourage diversity of thoughts, ideas,
26 and opinions and to encourage, within the bounds of the
27 first amendment to the Constitution of the United States, the
28 peaceful, respectful, and safe exercise of first amendment
29 rights.
30 ~~3. c.~~ That students and faculty have the freedom to
31 discuss any problem that presents itself, assemble, and engage
32 in spontaneous expressive activity on campus, within the
33 bounds of established principles of the first amendment to the
34 Constitution of the United States, and subject to reasonable
35 time, place, and manner restrictions that are consistent with

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1 established first amendment principles.
2 4. d. That the outdoor areas of campus of an institution
3 of higher education are public forums, open on the same terms
4 to any invited speaker subject to reasonable time, place,
5 and manner restrictions that are consistent with established
6 principles of the first amendment to the Constitution of the
7 United States.
8 2. The state board of regents shall develop materials,
9 programs, and procedures to ensure that those persons who are
10 responsible for discipline, instruction, or administration
11 of the campus community, or who have oversight of student
12 government organizations, or distribute activity fee funds,
13 including but not limited to presidents, vice-presidents,
14 deans, department directors, administrators, campus police
15 officers, residence life officials, faculty, and members of
16 student government organizations, understand the policies,
17 regulations, and duties of the institution regarding free
18 expression on campus consistent with this chapter.
19 3. a. Each public institution of higher education shall
20 protect the first amendment rights of the institution's
21 students, staff, and faculty and shall establish and publicize
22 policies that prohibit institutional restrictions and penalties
23 based on protected speech, including political speech, to
24 the fullest extent required by the first amendment to the
25 Constitution of the United States. A public institution of
26 higher education shall not retaliate against a member of the
27 campus community who files a complaint for a violation of this
28 subsection pursuant to section 261H.5.
29 b. If it is determined, after exhaustion of all available
30 administrative and judicial appeals, that a faculty member

31 knowingly and intentionally restricts the protected speech or
32 otherwise penalizes a student in violation of this subsection,
33 the faculty member shall be subject to discipline by the
34 institution through the normal disciplinary processes of the
35 institution, and such discipline may include termination

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1 depending on the totality of the facts. If the faculty member
2 is licensed by the board of educational examiners under chapter
3 272, the board of educational examiners shall conduct a hearing
4 pursuant to section 272.13, and the faculty member may be
5 subject to disciplinary action by the board.

6 Sec. 2. NEW SECTION. 261H.6 Training — **first amendment to**
7 **the Constitution of the United States.**

8 Each public institution of higher education shall provide
9 training on free speech under the first amendment to the
10 Constitution of the United States to all students, faculty, and
11 staff on an annual basis, which elected officials and staff
12 shall be permitted to attend.

13 Sec. 3. NEW SECTION. 279.73 Intellectual freedom —
14 **protection — complaints.**

15 1. The board of directors of each school district shall
16 protect the intellectual freedom of the school district's
17 students and practitioners and shall establish and publicize
18 policies that protect students and faculty from discrimination
19 based on speech. A person shall not retaliate against a person
20 who files a complaint for a violation of this section. If the
21 person who files a complaint for a violation of this section is
22 an employee of the school district, the provisions of section
23 70A.29 shall apply.

24 2. If the board of directors of the school district or
25 a court finds that an employee of the school district who
26 holds a license, certificate, statement of recognition, or
27 authorization issued by the board of educational examiners
28 under chapter 272 discriminated against a student or employee
29 in violation of this section, the employee found to be in
30 violation under this section shall be subject to a hearing
31 conducted by the board of educational examiners pursuant to
32 section 272.2, subsection 14, which may result in disciplinary
33 action and the employee's employment may be terminated.>

34 2. Title page, by striking line 3 and inserting <public
35 institutions of higher education.>

HITE of Mahaska

H-1207

1 Amend House File 802 as follows:

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

4 <Section 1. NEW SECTION. 25A.1 Race and sex stereotyping

5 — **training prohibited by state and local governments.**

6 1. For purposes of this section, unless the context
7 otherwise requires:

8 a. “Agency” or “state agency” means the same as defined in
9 section 8A.101.

10 b. “Divisive concepts” means the same as defined in section
11 261H.7, subsection 1.

12 c. “Governmental entity” means any unit of government in
13 the executive, legislative, or judicial branch of government;
14 an agency or political subdivision; any unit of another state
15 government, including its political subdivisions; or any
16 association or other organization whose membership consists
17 primarily of one or more of any of the foregoing.

18 d. “Governmental subdivision” means a county or city or
19 combination thereof.

20 e. “Race or sex scapegoating” means the same as defined in
21 section 261H.7, subsection 1.

22 f. “Race or sex stereotyping” means the same as defined in
23 section 261H.7, subsection 1.

24 2. Each agency, governmental entity, or governmental
25 subdivision may continue training that fosters a workplace
26 and learning environment that is respectful of all employees.
27 However, the head of an agency, governmental entity, or
28 governmental subdivision shall ensure that any mandatory staff
29 training provided by an employee of an agency, governmental
30 entity, or governmental subdivision, or by a contractor hired
31 by the agency, governmental entity, or governmental subdivision
32 does not teach, advocate, act upon, or promote divisive
33 concepts. This section shall not be construed as preventing
34 an employee or contractor who provides mandatory training from
35 responding to questions regarding divisive concepts raised by

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1 participants in the training.

2 3. Each agency, governmental entity, or governmental
3 subdivision shall prohibit its employees from discriminating
4 against other employees by color, race, ethnicity, sex,
5 gender, or any other characteristic protected under the federal
6 Civil Rights Act of 1964, Pub. L. No. 88-352, as amended, and
7 applicable state law.

8 4. This section shall not be construed to do any of the
9 following:

10 a. Prevent an agency, governmental entity, or governmental
11 subdivision from promoting racial, cultural, ethnic, or
12 intellectual diversity or inclusiveness, provided such efforts
13 are consistent with the provisions of this section.

14 b. Create any right or benefit, substantive or procedural,
15 enforceable at law or in equity by any party against the state
16 of Iowa, its departments, agencies, or entities, its officers,
17 employees, or agents, or any other person.

18 c. Prohibit a state or federal court or agency of

19 competent jurisdiction from ordering a training or remedial
20 action containing discussions of divisive concepts as a
21 remedial action due to a finding of discrimination, including
22 discrimination based on race or sex.

23 Sec. 2. NEW SECTION. 261H.7 Race and sex stereotyping —
24 **training by institution prohibited.**

25 1. For purposes of this section, unless the context
26 otherwise requires:

27 a. *“Divisive concepts”* includes all of the following:

28 (1) That one race or sex is inherently superior to another
29 race or sex.

30 (2) That the United States of America and the state of Iowa
31 are fundamentally or systemically racist or sexist.

32 (3) That an individual, by virtue of the individual’s race
33 or sex, is inherently racist, sexist, or oppressive, whether
34 consciously or unconsciously.

35 (4) That an individual should be discriminated against

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1 or receive adverse treatment solely or partly because of the
2 individual’s race or sex.

3 (5) That members of one race or sex cannot and should not
4 attempt to treat others without respect to race or sex.

5 (6) That an individual’s moral character is necessarily
6 determined by the individual’s race or sex.

7 (7) That an individual, by virtue of the individual’s race
8 or sex, bears responsibility for actions committed in the past
9 by other members of the same race or sex.

10 (8) That any individual should feel discomfort, guilt,
11 anguish, or any other form of psychological distress on account
12 of that individual’s race or sex.

13 (9) That meritocracy or traits such as a hard work ethic
14 are racist or sexist, or were created by a particular race to
15 oppress another race.

16 (10) Any other form of race or sex scapegoating or any other
17 form of race or sex stereotyping.

18 b. *“Race or sex scapegoating”* means assigning fault, blame,
19 or bias to a race or sex, or to members of a race or sex
20 because of their race or sex, or claiming that, consciously or
21 unconsciously, and by virtue of persons’ race or sex, members
22 of any race are inherently racist or are inherently inclined to
23 oppress others, or that members of a sex are inherently sexist
24 or inclined to oppress others.

25 c. *“Race or sex stereotyping”* means ascribing character
26 traits, values, moral and ethical codes, privileges, status,
27 or beliefs to a race or sex, or to an individual because of the
28 individual’s race or sex.

29 2. Each public institution of higher education may continue
30 training that fosters a workplace and learning environment that
31 is respectful of all employees and students. However, the
32 president, vice presidents, deans, department directors, or any

33 other administrator of a public institution of higher education
34 shall ensure that any mandatory staff or student training
35 provided by an employee of the institution or by a contractor

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1 hired by the institution does not teach, advocate, act upon,
2 or promote divisive concepts. This subsection shall not be
3 construed as preventing an employee or contractor who provides
4 mandatory training from responding to questions regarding
5 divisive concepts raised by participants in the training.
6 3. Institution diversity and inclusion efforts shall
7 discourage students of a public institution of higher education
8 from discriminating against another by color, race, ethnicity,
9 sex, gender, political ideology, or any other characteristic
10 protected under the federal Civil Rights Act of 1964, Pub. L.
11 No. 88-352, as amended, and applicable state law. Each public
12 institution of higher education shall prohibit its employees
13 from discriminating against students or employees by color,
14 race, ethnicity, sex, gender, political ideology, or any other
15 characteristic protected under the federal Civil Rights Act of
16 1964, Pub. L. No. 88-352, as amended, and applicable state law.
17 4. This section shall not be construed to do any of the
18 following:
19 a. Inhibit or violate the first amendment rights of students
20 or faculty, or undermine a public institution of higher
21 education's duty to protect to the fullest degree intellectual
22 freedom and free expression. The intellectual vitality of
23 students and faculty shall not be infringed under this section.
24 b. Prevent a public institution of higher education
25 from promoting racial, cultural, ethnic, intellectual, or
26 academic diversity or inclusiveness, provided such efforts are
27 consistent with the provisions of this section, chapter 216,
28 and other applicable law.
29 c. Prohibit discussing divisive concepts as part of a larger
30 course of academic instruction.
31 d. Create any right or benefit, substantive or procedural,
32 enforceable at law or in equity by any party against the state
33 of Iowa, its departments, agencies, or entities, its officers,
34 employees, or agents, or any other person.
35 e. Prohibit a state or federal court or agency of

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1 competent jurisdiction from ordering a training or remedial
2 action containing discussions of divisive concepts as a
3 remedial action due to a finding of discrimination, including
4 discrimination based on race or sex.
5 Sec. 3. **NEW SECTION. 279.74 Race and sex stereotyping —**
6 **training and curriculum prohibited.**
7 1. For purposes of this section, unless the context
8 otherwise requires:

9 a. *"Divisive concepts"* means the same as defined in section
10 261H.7.
11 b. *"Race or sex scapegoating"* means the same as defined in
12 section 261H.7.
13 c. *"Race or sex stereotyping"* means the same as defined in
14 section 261H.7.
15 2. Each school district may continue training that fosters
16 a workplace and learning environment that is respectful of
17 all employees and students. However, the superintendent of
18 each school district shall ensure that any curriculum or
19 mandatory staff or student training provided by an employee
20 of the school district or by a contractor hired by the school
21 district does not teach, advocate, act upon, or promote
22 divisive concepts. This subsection shall not be construed as
23 preventing an employee or contractor who teaches any curriculum
24 or who provides mandatory training from responding to questions
25 regarding divisive concepts raised by participants in the
26 training.
27 3. School district diversity and inclusion efforts shall
28 discourage students of the school district from discriminating
29 against another by color, race, ethnicity, sex, gender,
30 political ideology, or any other characteristic protected under
31 the federal Civil Rights Act of 1964, Pub. L. No. 88-352, as
32 amended, and applicable state law. Each school district shall
33 prohibit its employees from discriminating against students or
34 employees by color, race, ethnicity, sex, gender, or any other
35 characteristic protected under the federal Civil Rights Act of

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1 1964, Pub. L. No. 88-352, as amended, and applicable state law.
2 4. This section shall not be construed to do any of the
3 following:
4 a. Inhibit or violate the first amendment rights of students
5 or faculty, or undermine a school district's duty to protect to
6 the fullest degree intellectual freedom and free expression.
7 The intellectual vitality of students and faculty shall not be
8 infringed under this section.
9 b. Prevent a school district from promoting racial,
10 cultural, ethnic, intellectual, or academic diversity or
11 inclusiveness, provided such efforts are consistent with the
12 provisions of this section, chapter 216, and other applicable
13 law.
14 c. Prohibit discussing divisive concepts as part of a larger
15 course of academic instruction.
16 d. Create any right or benefit, substantive or procedural,
17 enforceable at law or in equity by any party against the state
18 of Iowa, its departments, agencies, or entities, its officers,
19 employees, or agents, or any other person.
20 e. Prohibit a state or federal court or agency of
21 competent jurisdiction from ordering a training or remedial
22 action containing discussions of divisive concepts as a

23 remedial action due to a finding of discrimination, including
24 discrimination based on race or sex.
25 Sec. 4. Section 280.22, subsections 4 and 5, Code 2021, are
26 amended to read as follows:
27 4. Each board of directors of a public school shall adopt
28 rules in the form of a written publications code, which shall
29 include reasonable provisions for the time, place, and manner
30 of conducting such activities within its jurisdiction. The
31 code shall incorporate all of the provisions of this section.
32 The board shall make the code available to the students and
33 their parents.
34 5. Student editors of official school publications shall
35 assign and edit the news, editorial, and feature content of

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1 their publications subject to the limitations of this section.
2 Journalism advisers of students producing official school
3 publications shall supervise the production of the student
4 staff; in order to maintain professional standards of English
5 and journalism; and to comply with this section.
6 Sec. 5. Section 280.22, Code 2021, is amended by adding the
7 following new subsection:
8 NEW SUBSECTION. 6A. A public school employee or official,
9 acting within the scope of the person's professional ethics,
10 if any, shall not be dismissed, suspended, disciplined,
11 reassigned, transferred, subject to termination or nonrenewal
12 of a teaching contract issued under section 279.13 or an
13 extracurricular contract issued under section 279.19A, or
14 otherwise retaliated against for acting to protect a student
15 for engaging in conduct authorized under this section, or
16 refusing to infringe upon student conduct that is protected by
17 this section, the first amendment to the Constitution of the
18 United States, or Article I, section 7, of the Constitution of
19 the State of Iowa.
20 Sec. 6. IMPLEMENTATION OF ACT. Section 25B.2, subsection 3,
21 shall not apply to this Act.>
22 2. Title page, line 2, after <by,> by inserting
23 <governmental agencies and entities,>
24 3. Title page, line 3, by striking <districts> and inserting
25 <districts,>

HOLT of Crawford

H-1208

1 Amend House File 815 as follows:
2 1. Page 1, by striking lines 14 through 28.

BOHANNAN of Johnson

H-1209

- 1 Amend House File 815 as follows:
- 2 1. Page 1, after line 28 by inserting:
- 3 <4. Notwithstanding subsection 3, the implementation of an
- 4 executive order shall not be prohibited by this section if the
- 5 goal of the executive order is to prevent discrimination on the
- 6 basis of race, religion, gender identity, sexual orientation,
- 7 familial status, or disability.>

BOHANNAN of Johnson

H-1210

- 1 Amend House File 753 as follows:
- 2 1. Page 1, line 4, before <posted> by inserting <lawfully>
- 3 2. Page 1, by striking lines 8 and 9 and inserting
- 4 <twenty-five miles per hour or more, if the violation is the
- 5 proximate cause of the death of the other person. This>

OLSON of Polk
THORUP of Marion

H-1211

- 1 Amend House File 753 as follows:
- 2 1. Page 1, line 4, before <posted> by inserting <lawfully>
- 3 2. Page 1, by striking lines 8 and 9 and inserting <more
- 4 than twenty-nine miles per hour, if the violation is the
- 5 proximate cause of the death of the other person. This>

OLSON of Polk
THORUP of Marion

H-1212

- 1 Amend House File 772 as follows:
- 2 1. Page 1, line 3, after <involving> by inserting <the
- 3 operation of>
- 4 2. Page 1, lines 10 and 11, by striking <employee, or other
- 5 similar claim> and inserting <employee>
- 6 3. Page 1, lines 13 and 14, by striking <and notwithstanding
- 7 section 671A.2,>
- 8 4. Page 1, line 27, by striking <vicariously>
- 9 5. Page 1, line 27, after <liable> by inserting <solely on
- 10 respondeat superior>
- 11 6. Page 2, line 8, by striking <derivative>

DEYOE of Story

H-1213

- 1 Amend the amendment, H-1207, to House File 802, as follows:
2 1. Page 5, line 34, after <gender,> by inserting <political
3 ideology,>

HOLT of Crawford

H-1214

- 1 Amend the amendment, H-1212, to House File 772, as follows:
2 1. Page 1, by striking lines 4 and 5 and inserting:
3 <__. Page 1, by striking lines 10 and 11 and inserting
4 <employee.>>
5 2. Page 1, before line 6 by inserting:
6 <__. Page 1, line 13, after <involving> by inserting <the
7 operation of>>
8 3. Page 1, by striking lines 9 and 10 and inserting:
9 <__. Page 1, line 27, by striking <for the resulting> and
10 inserting <solely on respondent superior for all>>
11 4. Page 1, before line 11 by inserting:
12 <__. Page 2, line 4, after <recoverable> by inserting <by
13 each plaintiff>>
14 5. By renumbering as necessary.

DEYOE of Story

H-1215

- 1 Amend House File 621 as follows:
2 1. Page 1, line 24, by striking <party> and inserting
3 <party, unless the injured person is a peace officer injured
4 during the course of the peace officer's official duties>

BOHANNAN of Johnson

H-1216

- 1 Amend House File 621 as follows:
2 1. Page 1, by striking lines 26 through 33.
3 2. Page 1, line 34, by striking <683.3> and inserting
4 <683.2>

STECKMAN of Cerro Gordo

H-1217

- 1 Amend House File 756 as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <DIVISION I
5 ACQUIRING PISTOLS AND REVOLVERS

6 Section 1. Section 724.11A, Code 2021, is amended to read
7 as follows:

8 **724.11A Recognition.**

9 A valid permit or license issued by another state to any
10 nonresident of this state shall be considered to be a valid
11 permit or license to carry weapons issued pursuant to this
12 chapter, except that such permit or license shall not be
13 ~~considered to be a substitute for a permit to acquire pistols~~
14 ~~or revolvers issued pursuant to section 724.15 deemed to~~
15 ~~satisfy the requirements of section 724.15.~~

16 Sec. 2. Section 724.15, Code 2021, is amended by striking
17 the section and inserting in lieu thereof the following:

18 **724.15 Acquiring pistols or revolvers.**

19 1. In order to acquire a pistol or revolver, an unlicensed
20 person is required to have a valid permit to acquire or a valid
21 permit to carry weapons issued in accordance with this chapter
22 or the person must complete a satisfactory criminal background
23 check.

24 2. A person shall not acquire a pistol or revolver if the
25 person is any of the following:

26 a. Under twenty-one years of age except for those persons
27 included in section 724.22, subsection 4, who acquire a pistol
28 or revolver when the person's duty so requires.

29 b. Prohibited by section 724.26 or federal law from
30 possessing, shipping, transporting, or receiving a firearm.

31 c. Prohibited by court order from possessing, shipping,
32 transporting, or receiving a firearm.

33 d. Ineligible to possess dangerous weapons pursuant to
34 section 724.4, subsection 2.

35 3. An issuing officer who finds that a person issued a

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1 permit to acquire pistols or revolvers under this chapter
2 has been arrested for a disqualifying offense or who is
3 the subject of proceedings that could lead to the person's
4 ineligibility for such permit, may immediately suspend such
5 permit. An issuing officer proceeding under this subsection
6 shall immediately notify the permit holder of the suspension
7 by personal service or certified mail on a form prescribed
8 and published by the commissioner of public safety and the
9 suspension shall become effective upon the permit holder's
10 receipt of such notice. If the suspension is based on an
11 arrest or a proceeding that does not result in a disqualifying
12 conviction or finding against the permit holder, the issuing
13 officer shall immediately reinstate the permit upon receipt
14 of proof of the matter's final disposition. If the arrest
15 leads to a disqualifying conviction or the proceedings to a
16 disqualifying finding, the issuing officer shall revoke the
17 permit. The issuing officer may also revoke the permit of a
18 person whom the issuing officer later finds was not qualified
19 for such a permit at the time of issuance or whom the officer

20 finds provided materially false information on the permit
21 application. A person aggrieved by a suspension or revocation
22 under this subsection may seek review of the decision pursuant
23 to section 724.21A.

24 Sec. 3. Section 724.16, Code 2021, is amended by striking
25 the section and inserting in lieu thereof the following:

26 **724.16 Prohibited transfers of firearms.**

27 1. A person shall not transfer a firearm to another
28 person if the person knows or reasonably should know through
29 evidence of a background check provided by the purchaser or
30 transferee that the other person is ineligible to possess
31 dangerous weapons pursuant to section 724.4, subsection 2, or
32 is prohibited from receiving or possessing a firearm under
33 section 724.26 or federal law.

34 2. A person shall not loan or rent a firearm to another
35 person for temporary use during lawful activities if the

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1 person knows or reasonably should know through evidence of a
2 background check provided by the purchaser or transferee that
3 the person is ineligible to possess dangerous weapons pursuant
4 to section 724.4, subsection 2, or is prohibited from receiving
5 or possessing a firearm under section 724.26 or federal law.

6 3. A person who transfers, loans, or rents a firearm in
7 violation of this section commits a class "D" felony.

8 Sec. 4. Section 724.27, Code 2021, is amended to read as
9 follows:

10 **724.27 Offenders' rights restored.**

11 1. The provisions of section 724.8, section 724.15,
12 subsection 1 2, and section 724.26 shall not apply to a person
13 who is eligible to have the person's civil rights regarding
14 firearms restored ~~under section 914.7~~ if any of the following
15 occur:

16 a. The person is pardoned by the President of the United
17 States or the chief executive of a state for a disqualifying
18 conviction.

19 b. The person's civil rights have been restored after a
20 disqualifying conviction, commitment, or adjudication.

21 c. The person's conviction for a disqualifying offense has
22 been expunged.

23 2. Subsection 1 shall not apply to a person whose pardon,
24 restoration of civil rights, or expungement of conviction
25 expressly forbids the person to receive, transport, or possess
26 firearms or destructive devices ~~and a person not eligible to~~
27 have the person's civil rights restored under section 914.7.

28 **DIVISION II**

29 **CARRYING AND POSSESSING WEAPONS — SCHOOL GROUNDS — EMERGENCY**
30 **MEDICAL CARE PROVIDERS**

31 Sec. 5. Section 232.52, subsection 2, paragraph a,
32 subparagraph (4), subparagraph division (a), subparagraph
33 subdivision (viii), Code 2021, is amended to read as follows:

34 (viii) Section 724.4, if the child used the dangerous weapon
35 in the commission of a crime.

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1 Sec. 6. Section 724.2A, Code 2021, is amended to read as
2 follows:
3 **724.2A Peace officer — defined — reserved peace officer**
4 **included.**

5 As used in sections ~~724.4~~, ~~724.4B~~, 724.6, and 724.11, “*peace*
6 *officer*” includes a reserve peace officer as defined in section
7 80D.1A.

8 Sec. 7. Section 724.4, Code 2021, is amended by striking the
9 section and inserting in lieu thereof the following:
10 **724.4 Unlawful possession of dangerous weapon.**

11 1. A person who goes armed with a dangerous weapon on or
12 about the person, and who uses the dangerous weapon in the
13 commission of a crime, commits an aggravated misdemeanor.

14 2. A person determined to be ineligible to receive a
15 permit to carry weapons under section 724.8, subsections 2
16 through 6, is prohibited from possessing dangerous weapons.
17 Unless otherwise provided by law, a person who violates this
18 subsection commits an aggravated misdemeanor.

19 3. A minor who goes armed with a dangerous weapon concealed
20 on or about the person commits a serious misdemeanor.

21 4. A minor who carries, transports, or possesses a loaded
22 firearm of any kind within the limits of a city or knowingly
23 carries or transports a pistol or revolver in a vehicle commits
24 a serious misdemeanor.

25 5. A minor who goes armed with a dangerous weapon that
26 directs an electric current impulse, wave, or beam that
27 produces a high-voltage pulse designed to immobilize a person,
28 whether concealed or not, commits a simple misdemeanor.

29 Sec. 8. Section 724.4B, Code 2021, is amended by striking
30 the section and inserting in lieu thereof the following:

31 **724.4B Carrying firearms on school grounds — penalty —**
32 **exceptions.**

33 1. A person who goes armed with, carries, or transports a
34 firearm of any kind, whether concealed or not, on the grounds
35 of a school commits a class “D” felony. For the purposes of

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1 this section, “*school*” means a public or nonpublic school as
2 defined in section 280.2.

3 2. Subsection 1 does not apply to the following:

4 *a.* A person who has been specifically authorized by the
5 school to go armed with, carry, or transport a firearm on the
6 school grounds for any lawful purpose.

7 *b.* A peace officer including a peace officer who has
8 not been certified and a federal officer when the officer’s
9 employment requires going armed, whether or not the peace

10 officer or federal officer is acting in the performance of
11 official duties.

12 c. A member of the armed forces of the United States or
13 of the national guard or person in the service of the United
14 States, when the firearm is carried in connection with the
15 person's duties as such.

16 d. A correctional officer, when the officer's duties require
17 the officer to carry a firearm, serving under the authority of
18 the Iowa department of corrections.

19 e. A person who for any lawful purpose carries an unloaded
20 pistol, revolver, or other firearm inside a closed and fastened
21 container or securely wrapped package that is too large to be
22 concealed on the person.

23 f. A person who for any lawful purpose carries or transports
24 an unloaded pistol, revolver, or other firearm in a vehicle
25 inside a closed and fastened container or securely wrapped
26 package that is too large to be concealed on the person or
27 carries or transports an unloaded pistol, revolver, or other
28 firearm inside a cargo or luggage compartment where the pistol
29 or revolver will not be readily accessible to any person riding
30 in the vehicle.

31 g. A law enforcement officer from another state when the
32 officer's duties require the officer to carry a firearm and the
33 officer is in this state for any of the following reasons:

34 (1) The extradition or other lawful removal of a prisoner
35 from this state.

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1 (2) Pursuit of a suspect in compliance with chapter 806.
2 (3) Activities in the capacity of a law enforcement officer
3 with the knowledge and consent of the chief of police of the
4 city or the sheriff of the county in which the activities occur
5 or of the commissioner of public safety.

6 h. A licensee under chapter 80A or an employee of such
7 a licensee, while the licensee or employee is engaged in
8 the performance of duties, and if the licensee or employee
9 possesses a valid professional or nonprofessional permit to
10 carry weapons issued pursuant to this chapter.

11 Sec. 9. Section 724.5, Code 2021, is amended by striking the
12 section and inserting in lieu thereof the following:
13 **724.5 Availability of permit not to be construed as**
14 **prohibition on unlicensed carrying of weapons.**

15 The availability of a professional or nonprofessional permit
16 to carry weapons under this chapter shall not be construed to
17 impose a general prohibition on the otherwise lawful unlicensed
18 carrying or transport, whether openly or concealed, of a
19 dangerous weapon, including a loaded firearm.

20 Sec. 10. Section 724.6, subsection 1, paragraph a, Code
21 2021, is amended to read as follows:
22 a. (1) A person may be issued a permit to carry weapons
23 when the person's employment in a private investigation

24 business or private security business licensed under chapter
25 80A, or a person's employment as a peace officer, correctional
26 officer, security guard, bank messenger or other person
27 transporting property of a value requiring security, or in
28 police work, reasonably justifies that person going armed.
29 (2) A person may be issued a permit to carry weapons
30 if the person is an emergency medical care provider who is
31 designated and attached to a law enforcement tactical team by
32 the authorities having jurisdiction. A person issued a permit
33 to carry weapons under this paragraph shall train with the law
34 enforcement tactical team the person is designated and attached
35 to, complete a prescribed firearm safety training course

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1 offered pursuant to section 724.9, subsection 1, paragraph
2 "e", complete any additional training as prescribed by the
3 authorities having jurisdiction, and not be disqualified under
4 section 724.8.
5 Sec. 11. Section 724.6, subsection 2, Code 2021, is amended
6 to read as follows:
7 2. Notwithstanding subsection 1, fire fighters, as defined
8 in section 411.1, subsection 10, airport fire fighters included
9 under section 97B.49B, and emergency medical care providers;
10 ~~as defined in section 147A.1 other than emergency medical~~
11 ~~care providers specified in subsection 1, paragraph "a",~~
12 ~~subparagraph (2).~~ shall not, as a condition of employment,
13 be required to obtain a permit under this section. However,
14 the provisions of this subsection shall not apply to a person
15 designated as an arson investigator by the chief fire officer
16 of a political subdivision.
17 Sec. 12. Section 724.6, Code 2021, is amended by adding the
18 following new subsection:
19 **NEW SUBSECTION.** 3. For purposes of this section, "*emergency*
20 *medical care provider*" means the same as defined in section
21 147A.1.

DIVISION III

HANDGUN SAFETY TRAINING

23 Sec. 13. Section 724.9, subsection 1, paragraphs a and b,
24 Code 2021, are amended to read as follows:
25 a. Completion of any national rifle association handgun
26 safety training course or a handgun safety training course
27 offered by an instructor certified by an organization approved
28 by the department of public safety pursuant to section 724.9A.
29 b. Completion of any handgun safety training course
30 available to the general public offered by a law enforcement
31 agency, community college, college, private or public
32 institution or organization, or firearms training school,
33 utilizing instructors certified by the national rifle
34 association or an organization approved by the department of
35

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1 public safety pursuant to section 724.9A or another state's
2 department of public safety, state police department, or
3 similar certifying body.

4 Sec. 14. NEW SECTION. 724.9A Approval of organizations that
5 **may certify handgun safety training instructors.**

6 1. The department of public safety shall adopt rules to
7 approve organizations that may certify individuals as handgun
8 safety training instructors eligible to offer a handgun safety
9 training course under section 724.9, subsection 1, paragraphs
10 "a" and "b". The rules shall require a handgun safety training
11 instructor to apply to the organization for recertification at
12 least once every five years and shall require the organization
13 to pay a fee to cover costs necessary to maintain a list of
14 approved organizations and certified instructors.

15 2. The department shall maintain on the department's
16 internet site the following resources:

17 a. Applications for an organization to receive approval to
18 certify and recertify handgun safety training instructors.

19 b. A list of organizations approved under this section
20 that certify handgun safety training instructors that shall
21 include the national rifle association, and a list of certified
22 instructors. The department shall use an interface that allows
23 a user to sort the lists in a manner that provides convenience
24 to the user, such as but not limited to sorting by geographic
25 location or online instruction as opposed to in-person,
26 hands-on instruction.

27 c. General information relating to permits to carry weapons,
28 firearm safety, and training opportunities currently available
29 to the public.>

WESSEL-KROESCHELL of Story

H-1218

1 Amend House File 621 as follows:

2 1. Page 1, by striking lines 26 through 33 and inserting:

3 <Sec. ____ NEW SECTION. 683.2 Negligent entrustment.

4 This chapter shall not be construed to protect a firearm
5 or ammunition manufacturer, importer, distributor, trade
6 association, seller, or dealer who sold firearms or ammunition
7 to a person who appeared mentally unstable or to be planning a
8 violent act.>

9 2. Page 2, by striking lines 7 through 9 and inserting:

10 <2. Damage, physical injury, or death to a person or to
11 property owned or leased by a person caused by a defective
12 firearm, firearm accessory, or ammunition, when used in a
13 reasonably foreseeable manner and not for a criminal offense.>

14 3. Page 2, after line 13 by inserting:

15 <4. An action brought by a person directly harmed from
16 unlawful conduct in violation of 724.29A against a firearm,

17 firearm accessory, or ammunition manufacturer, importer,
18 distributor, trade association, seller, or dealer.
19 5. An action relating to a qualified firearm, firearm
20 accessory, or ammunition manufacturer, importer, distributor,
21 trade association, seller, or dealer who knowingly violated
22 state or federal law applicable to selling or marketing the
23 firearm, firearm accessory, or ammunition, and the violation
24 proximately caused the harm.
25 6. An action commenced by the attorney general to enforce
26 the federal Gun Control Act of 1968, Pub. L. No. 90-618, or the
27 federal National Firearms Act of 1934, Pub. L. No. 73-474.>
28 4. By renumbering as necessary.

KONFRST of Polk

H-1219

1 Amend House File 756 as follows:

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

4 <DIVISION I

5 ACQUIRING PISTOLS AND REVOLVERS

6 Section 1. Section 724.11A, Code 2021, is amended to read
7 as follows:

8 **724.11A Recognition.**

9 A valid permit or license issued by another state to any
10 nonresident of this state shall be considered to be a valid
11 permit or license to carry weapons issued pursuant to this
12 chapter, except that such permit or license shall not be
13 ~~considered to be a substitute for a permit to acquire pistols~~
14 ~~or revolvers issued pursuant to section 724.15~~ deemed to
15 satisfy the requirements of section 724.15.

16 Sec. 2. Section 724.15, Code 2021, is amended by striking
17 the section and inserting in lieu thereof the following:

18 **724.15 Acquiring pistols or revolvers.**

19 1. It is the intent of this section to satisfy federal
20 requirements of 18 U.S.C. §922(t)(3) in order to acquire
21 pistols or revolvers. In order to acquire a pistol or revolver
22 from a federally licensed firearms dealer, an unlicensed person
23 is required to have a valid permit to acquire or a valid permit
24 to carry weapons issued in accordance with this chapter or the
25 person must complete a satisfactory national instant criminal
26 background check pursuant to 18 U.S.C. §922(t).

27 2. A person shall not acquire a pistol or revolver if the
28 person is any of the following:

29 a. Under twenty-one years of age except for those persons
30 included in section 724.22, subsection 4, who acquire a pistol
31 or revolver when the person's duty so requires.

32 b. Prohibited by section 724.26 or federal law from
33 possessing, shipping, transporting, or receiving a firearm.

34 c. Prohibited by court order from possessing, shipping,
35 transporting, or receiving a firearm.

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1 d. Ineligible to possess dangerous weapons pursuant to
2 section 724.8B.

3 e. Intoxicated as provided under the conditions set out in
4 section 321J.2, subsection 1.

5 3. An issuing officer who finds that a person issued a
6 permit to acquire pistols or revolvers under this chapter
7 has been arrested for a disqualifying offense or who is
8 the subject of proceedings that could lead to the person's
9 ineligibility for such permit, may immediately suspend such
10 permit. An issuing officer proceeding under this subsection
11 shall immediately notify the permit holder of the suspension
12 by personal service or certified mail on a form prescribed
13 and published by the commissioner of public safety and the
14 suspension shall become effective upon the permit holder's
15 receipt of such notice. If the suspension is based on an
16 arrest or a proceeding that does not result in a disqualifying
17 conviction or finding against the permit holder, the issuing
18 officer shall immediately reinstate the permit upon receipt
19 of proof of the matter's final disposition. If the arrest
20 leads to a disqualifying conviction or the proceedings to a
21 disqualifying finding, the issuing officer shall revoke the
22 permit. The issuing officer may also revoke the permit of a
23 person whom the issuing officer later finds was not qualified
24 for such a permit at the time of issuance or whom the officer
25 finds provided materially false information on the permit
26 application. A person aggrieved by a suspension or revocation
27 under this subsection may seek review of the decision pursuant
28 to section 724.21A.

29 Sec. 3. Section 724.16, Code 2021, is amended by striking
30 the section and inserting in lieu thereof the following:

31 **724.16 Prohibited transfers of firearms.**

32 1. A person shall not transfer a firearm to another person
33 if the person knows or reasonably should know that the other
34 person is ineligible to possess dangerous weapons pursuant to
35 section 724.8B, is intoxicated as provided under the conditions

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1 set out in section 321J.2, subsection 1, or is prohibited from
2 receiving or possessing a firearm under section 724.26 or
3 federal law.

4 2. A person shall not loan or rent a firearm to another
5 person for temporary use during lawful activities if the
6 person knows or reasonably should know that the other person
7 is ineligible to possess dangerous weapons pursuant to section
8 724.8B, is intoxicated as provided under the conditions set
9 out in section 321J.2, subsection 1, or is prohibited from
10 receiving or possessing a firearm under section 724.26 or
11 federal law.

12 3. A person who transfers, loans, or rents a firearm in

13 violation of this section commits a class “D” felony.

14 Sec. 4. Section 724.27, Code 2021, is amended to read as
15 follows:

16 **724.27 Offenders’ rights restored.**

17 1. The provisions of section 724.8, section 724.15,
18 subsection 1 ~~2~~, and section 724.26 shall not apply to a person
19 who is eligible to have the person’s civil rights regarding
20 firearms restored ~~under section 914.7~~ if any of the following
21 occur:

22 a. The person is pardoned by the President of the United
23 States or the chief executive of a state for a disqualifying
24 conviction.

25 b. The person’s civil rights have been restored after a
26 disqualifying conviction, commitment, or adjudication.

27 c. The person’s conviction for a disqualifying offense has
28 been expunged.

29 2. Subsection 1 shall not apply to a person whose pardon,
30 restoration of civil rights, or expungement of conviction
31 expressly forbids the person to receive, transport, or possess
32 firearms or destructive devices and a person not eligible to
33 have the person’s civil rights restored under section 914.7.

34 DIVISION II

35 CARRYING AND POSSESSING WEAPONS — SCHOOL GROUNDS — EMERGENCY

PAGE 4

1 MEDICAL CARE PROVIDERS

2 Sec. 5. Section 8A.322, subsection 3, Code 2021, is amended
3 to read as follows:

4 3. The director shall establish, publish, and enforce
5 rules regulating and restricting the use by the public of the
6 capitol buildings and grounds and of the state laboratories
7 facility in Ankeny. The rules when established shall be
8 posted in conspicuous places about the capitol buildings and
9 grounds and the state laboratories facility, as applicable.
10 Any person violating any rule, except a parking regulation,
11 shall be guilty of a simple misdemeanor. The rules shall
12 prohibit a person, other than a peace officer, from openly
13 carrying a pistol or revolver in the capitol building and on
14 the grounds surrounding the capitol building including state
15 parking lots and parking garages. However, this subsection
16 shall not be construed to allow the director to prohibit
17 the lawful carrying, transportation, or possession of any
18 pistol or revolver in the capitol building and on the grounds
19 surrounding the capitol building including state parking lots
20 and parking garages by a ~~any~~ person who displays to capitol
21 security personnel a valid permit to carry weapons upon request
22 regardless of whether the person has a valid permit to carry
23 weapons.

24 Sec. 6. Section 232.52, subsection 2, paragraph a,
25 subparagraph (4), subparagraph division (a), subparagraph
26 subdivision (viii), Code 2021, is amended to read as follows:

27 (viii) Section 724.4, if the child used the dangerous weapon
28 in the commission of a crime.

29 Sec. 7. Section 724.2A, Code 2021, is amended to read as
30 follows:

31 **724.2A Peace officer — defined — reserved peace officer**
32 **included.**

33 As used in sections ~~724.4~~, 724.4B, 724.6, and 724.11, “*peace*
34 *officer*” includes a reserve peace officer as defined in section
35 80D.1A.

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1 Sec. 8. Section 724.4, Code 2021, is amended by striking the
2 section and inserting in lieu thereof the following:

3 **724.4 Use of a dangerous weapon in the commission of a crime.**

4 A person who goes armed with a dangerous weapon on or about
5 the person, and who uses the dangerous weapon in the commission
6 of a crime, commits an aggravated misdemeanor.

7 Sec. 9. Section 724.4B, Code 2021, is amended by striking
8 the section and inserting in lieu thereof the following:

9 **724.4B Carrying firearms on school grounds — penalty —**
10 **exceptions.**

11 1. A person who goes armed with, carries, or transports a
12 firearm of any kind, whether concealed or not, on the grounds
13 of a school commits a class “D” felony. For the purposes of
14 this section, “*school*” means a public or nonpublic school as
15 defined in section 280.2.

16 2. Subsection 1 does not apply to the following:

17 *a.* A person who has been specifically authorized by the
18 school to go armed with, carry, or transport a firearm on the
19 school grounds for any lawful purpose.

20 *b.* A peace officer including a peace officer who has
21 not been certified and a federal officer when the officer’s
22 employment requires going armed, whether or not the peace
23 officer or federal officer is acting in the performance of
24 official duties.

25 *c.* A member of the armed forces of the United States or
26 of the national guard or person in the service of the United
27 States, when the firearm is carried in connection with the
28 person’s duties as such.

29 *d.* A correctional officer, when the officer’s duties require
30 the officer to carry a firearm, serving under the authority of
31 the Iowa department of corrections.

32 *e.* A person who for any lawful purpose carries an unloaded
33 pistol, revolver, or other firearm inside a closed and fastened
34 container or securely wrapped package that is too large to be
35 concealed on the person.

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1 *f.* A person who for any lawful purpose carries or
2 transports an unloaded pistol, revolver, or other firearm

3 in a vehicle or common carrier inside a closed and fastened
4 container or securely wrapped package that is too large to be
5 concealed on the person or carries or transports an unloaded
6 pistol, revolver, or other firearm inside a cargo or luggage
7 compartment where the pistol or revolver will not be readily
8 accessible to any person riding in the vehicle or common
9 carrier.

10 g. A law enforcement officer from another state when the
11 officer's duties require the officer to carry a firearm and the
12 officer is in this state for any of the following reasons:

13 (1) The extradition or other lawful removal of a prisoner
14 from this state.

15 (2) Pursuit of a suspect in compliance with chapter 806.

16 (3) Activities in the capacity of a law enforcement officer
17 with the knowledge and consent of the chief of police of the
18 city or the sheriff of the county in which the activities occur
19 or of the commissioner of public safety.

20 h. A licensee under chapter 80A or an employee of such
21 a licensee, while the licensee or employee is engaged in
22 the performance of duties, and if the licensee or employee
23 possesses a valid professional or nonprofessional permit to
24 carry weapons issued pursuant to this chapter.

25 Sec. 10. NEW SECTION. 724.4D Carrying of dangerous weapons
26 — duty to cooperate — reasonable suspicion.

27 A person carrying a dangerous weapon whose behavior creates
28 a reasonable suspicion that the person presents a danger to the
29 person's self or others shall cooperate with an investigating
30 officer.

31 Sec. 11. NEW SECTION. 724.4E Possession of dangerous
32 weapons and loaded firearms by minors.

33 1. A minor who goes armed with a dangerous weapon concealed
34 on or about the person commits a serious misdemeanor.

35 2. A minor who carries, transports, or possesses a loaded

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1 firearm of any kind within the limits of a city or knowingly
2 carries or transports a pistol or revolver in a vehicle commits
3 a serious misdemeanor.

4 3. A minor who goes armed with a dangerous weapon that
5 directs an electric current impulse, wave, or beam that
6 produces a high-voltage pulse designed to immobilize a person,
7 whether concealed or not, commits a simple misdemeanor.

8 Sec. 12. Section 724.5, Code 2021, is amended by striking
9 the section and inserting in lieu thereof the following:

10 **724.5 Availability of permit not to be construed as**
11 **prohibition on unlicensed carrying of weapons.**

12 The availability of a professional or nonprofessional permit
13 to carry weapons under this chapter shall not be construed to
14 impose a general prohibition on the otherwise lawful unlicensed
15 carrying or transport, whether openly or concealed, of a
16 dangerous weapon, including a loaded firearm.

17 Sec. 13. Section 724.6, subsection 1, paragraph a, Code
18 2021, is amended to read as follows:

19 a. (1) A person may be issued a permit to carry weapons
20 when the person's employment in a private investigation
21 business or private security business licensed under chapter
22 80A, or a person's employment as a peace officer, correctional
23 officer, security guard, bank messenger or other person
24 transporting property of a value requiring security, or in
25 police work, reasonably justifies that person going armed.
26 (2) A person may be issued a permit to carry weapons
27 if the person is an emergency medical care provider who is
28 designated and attached to a law enforcement tactical team by
29 the authorities having jurisdiction. A person issued a permit
30 to carry weapons under this paragraph shall train with the law
31 enforcement tactical team the person is designated and attached
32 to, complete a prescribed firearm safety training course
33 offered pursuant to section 724.9, subsection 1, paragraph
34 "e", complete any additional training as prescribed by the
35 authorities having jurisdiction, and not be disqualified under

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1 section 724.8.

2 Sec. 14. Section 724.6, subsection 2, Code 2021, is amended
3 to read as follows:

4 2. Notwithstanding subsection 1, fire fighters, as defined
5 in section 411.1, subsection 10, airport fire fighters included
6 under section 97B.49B, and emergency medical care providers,
7 as defined in section 147A.1 other than emergency medical
8 care providers specified in subsection 1, paragraph "a",
9 subparagraph (2), shall not, as a condition of employment,
10 be required to obtain a permit under this section. However,
11 the provisions of this subsection shall not apply to a person
12 designated as an arson investigator by the chief fire officer
13 of a political subdivision.

14 Sec. 15. Section 724.6, Code 2021, is amended by adding the
15 following new subsection:

16 NEW SUBSECTION. 3. For purposes of this section, "emergency
17 medical care provider" means the same as defined in section
18 147A.1.

19 Sec. 16. NEW SECTION. 724.8B Persons ineligible to possess
20 dangerous weapons.

21 A person determined to be ineligible to receive a permit to
22 carry weapons under section 724.8, subsections 2 through 6, a
23 person who illegally possesses a controlled substance scheduled
24 in chapter 124, subchapter II, or a person committing a crime
25 for which a scheduled fine is not provided is prohibited from
26 possessing dangerous weapons. Unless otherwise provided by
27 law, a person who violates this section commits an aggravated
28 misdemeanor.

29 Sec. 17. Section 724.31, subsection 1, Code 2021, is amended
30 to read as follows:

31 1. When a court issues an order or judgment under the
32 laws of this state by which a person becomes subject to the
33 provisions of 18 U.S.C. §922(d)(4) and (g)(4), the clerk of
34 the district court shall forward only such information as is
35 necessary to identify the person to the department of public

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1 safety, which in turn shall enter the information on the Iowa
2 on-line warrants and articles criminal justice information
3 network and forward the information to the federal bureau of
4 investigation or its successor agency for the sole purpose of
5 inclusion in the national instant criminal background check
6 system database. The clerk of the district court shall also
7 notify the person of the prohibitions imposed under 18 U.S.C.
8 §922(d)(4) and (g)(4).

9 DIVISION III

10 HANDGUN SAFETY TRAINING

11 Sec. 18. Section 724.9, subsection 1, paragraphs a and b,
12 Code 2021, are amended to read as follows:

13 a. Completion of any national rifle association handgun
14 safety training course or a handgun safety training course
15 offered by an instructor certified by an organization approved
16 by the department of public safety pursuant to section 724.9A.

17 b. Completion of any handgun safety training course
18 available to the general public offered by a law enforcement
19 agency, community college, college, private or public
20 institution or organization, or firearms training school,
21 utilizing instructors certified by the national rifle
22 association or an organization approved by the department of
23 public safety pursuant to section 724.9A or another state's
24 department of public safety, state police department, or
25 similar certifying body.

26 Sec. 19. **NEW SECTION. 724.9A Approval of organizations that**
27 **may certify handgun safety training instructors.**

28 The department of public safety shall adopt rules to approve
29 organizations that may certify individuals as handgun safety
30 training instructors eligible to offer a handgun safety
31 training course under section 724.9, subsection 1, paragraphs
32 "a" and "b".

33 DIVISION IV

34 FIREARM REGULATION BY POLITICAL SUBDIVISIONS

35 Sec. 20. Section 724.28, subsections 2 and 3, Code 2021, are

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1 amended to read as follows:
2 2. A political subdivision of the state shall not enact an
3 ordinance, motion, resolution, policy, or amendment regulating
4 the ownership, possession, carrying, legal transfer, lawful
5 transportation, modification, registration, or licensing of
6 firearms, firearms attachments, or other weapons when the

7 ownership, possession, carrying, transfer, transportation, or
8 modification is otherwise lawful under the laws of this state.
9 An ordinance regulating firearms, firearms attachments, or
10 other weapons in violation of this section existing on or after
11 April 5, 1990, is void.

12 3. If a political subdivision of the state, prior to, on,
13 or after July 1, 2020, adopts, makes, enacts, or amends any
14 ordinance, measure, enactment, rule, resolution, motion, or
15 policy regulating the ownership, possession, carrying, legal
16 transfer, lawful transportation, modification, registration,
17 or licensing of firearms, firearms attachments, or other
18 weapons when the ownership, possession, carrying, transfer,
19 transportation, modification, registration, or licensing
20 of firearms, firearms attachments, or other weapons is
21 otherwise lawful under the laws of this state, a person
22 adversely affected by the ordinance, measure, enactment, rule,
23 resolution, motion, or policy may file suit in the appropriate
24 court for declaratory and injunctive relief and all damages
25 attributable to the violation. A court shall also award the
26 prevailing party in any such lawsuit reasonable attorney fees
27 and court costs.

28 DIVISION V

29 POSSESSION AND STORAGE OF A FIREARM BY A TENANT

30 Sec. 21. Section 562A.11, Code 2021, is amended to read as
31 follows:

32 **562A.11 Prohibited provisions in rental agreements.**

33 1. A rental agreement shall not provide that the tenant or
34 landlord does any of the following:

35 a. Agrees to waive or to forego rights or remedies under

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1 this chapter provided that this restriction shall not apply to
2 rental agreements covering single family residences on land
3 assessed as agricultural land and located in an unincorporated
4 area;

5 b. Authorizes a person to confess judgment on a claim
6 arising out of the rental agreement;

7 c. Agrees to pay the other party's attorney fees;~~or~~

8 d. Agrees to the exculpation or limitation of any liability
9 of the other party arising under law or to indemnify the other
10 party for that liability or the associated costs ~~connected~~
11 ~~therewith~~.

12 1A. If the landlord receives rental assistance payments
13 under a rental assistance agreement administered by the
14 United States department of agriculture under the multifamily
15 housing rental assistance program under Tit. V of the federal
16 Housing Act of 1949, Pub. L. No. 81-171, or receives housing
17 assistance payments under a housing assistance payment contract
18 administered by the United States department of housing and
19 urban development under the housing choice voucher program,
20 the new construction program, the substantial rehabilitation

21 program, or the moderate rehabilitation program under section 8
22 of the United States Housing Act of 1937, Pub. L. No. 75-412, a
23 rental agreement shall not contain a provision or impose a rule
24 that requires a person to agree, as a condition of tenancy, to
25 a prohibition or restriction on the lawful ownership, use, or
26 possession of a firearm, a firearm component, or ammunition
27 within the tenant's specific rental unit. A landlord may
28 impose reasonable restrictions related to the possession,
29 use, or transportation of a firearm, a firearm component, or
30 ammunition within common areas as long as those restrictions do
31 not circumvent the purpose of this subsection. A tenant shall
32 exercise reasonable care in the storage of a firearm, a firearm
33 component, or ammunition. This subsection does not apply to
34 any prohibition or restriction that is required by federal or
35 state law, rule, or regulation.

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1 2. A provision prohibited by ~~subsection 1~~ this section
2 included in a rental agreement is unenforceable. If a landlord
3 willfully uses a rental agreement containing provisions known
4 by the landlord to be prohibited, a tenant may recover actual
5 damages sustained by the tenant and not more than three months'
6 periodic rent and reasonable attorney fees.
7 Sec. 22. Section 562A.16, Code 2021, is amended by adding
8 the following new subsection:
9 NEW SUBSECTION. 3. Except in cases of willful, reckless, or
10 gross negligence, a landlord is not liable in a civil action
11 for personal injury, death, property damage, or other damages
12 resulting from or arising out of an occurrence involving a
13 firearm, a firearm component, or ammunition that the landlord
14 is required to allow on the property under section 562A.11.
15 Sec. 23. Section 562A.27A, subsection 2, paragraph b, Code
16 2021, is amended to read as follows:
17 b. Illegal use of a firearm or other weapon, the threat to
18 use a firearm or other weapon illegally, or possession of an
19 illegal firearm. The mere possession or storage of a firearm
20 by a tenant in the dwelling unit that the tenant rents does not
21 constitute a clear and present danger.
22 Sec. 24. Section 562B.11, Code 2021, is amended by adding
23 the following new subsection:
24 NEW SUBSECTION. 1A. If the landlord receives rental
25 assistance payments under a rental assistance agreement
26 administered by the United States department of agriculture
27 under the multifamily housing rental assistance program
28 under Tit. V of the federal Housing Act of 1949, Pub. L.
29 No. 81-171, or receives housing assistance payments under a
30 housing assistance payment contract administered by the United
31 States department of housing and urban development under the
32 housing choice voucher program, the new construction program,
33 the substantial rehabilitation program, or the moderate
34 rehabilitation program under section 8 of the United States

35 Housing Act of 1937, Pub. L. No. 75-412, a rental agreement

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1 shall not contain a provision or impose a rule that requires a
2 person to agree, as a condition of tenancy, to a prohibition or
3 restriction on the lawful ownership, use, or possession of a
4 firearm, a firearm component, or ammunition within the tenant's
5 specific rental unit. A landlord may impose reasonable
6 restrictions related to the possession, use, or transportation
7 of a firearm, a firearm component, or ammunition within common
8 areas as long as those restrictions do not circumvent the
9 purpose of this subsection. A tenant shall exercise reasonable
10 care in the storage of a firearm, a firearm component, or
11 ammunition. This subsection does not apply to any prohibition
12 or restriction that is required by federal or state law, rule,
13 or regulation.

14 Sec. 25. Section 562B.11, subsection 2, Code 2021, is
15 amended to read as follows:

16 2. A provision prohibited by ~~subsection 1~~ this section
17 included in a rental agreement is unenforceable. If a landlord
18 or tenant knowingly uses a rental agreement containing
19 provisions known to be prohibited by this chapter, the other
20 party may recover actual damages sustained.

21 Sec. 26. Section 562B.17, Code 2021, is amended by adding
22 the following new subsection:

23 NEW SUBSECTION. 3. Except in cases of willful, reckless, or
24 gross negligence, a landlord is not liable in a civil action
25 for personal injury, death, property damage, or other damages
26 resulting from or arising out of an occurrence involving a
27 firearm, a firearm component, or ammunition that the landlord
28 is required to allow on the property under section 562B.11.

29 Sec. 27. Section 562B.25A, subsection 2, paragraph b, Code
30 2021, is amended to read as follows:

31 b. Illegal use of a firearm or other weapon, the threat to
32 use a firearm or other weapon illegally, or possession of an
33 illegal firearm. The mere possession or storage of a firearm
34 by a tenant in the tenant's dwelling unit does not constitute a
35 clear and present danger.>

HOLT of Crawford

H-1220

1 Amend House File 741 as follows:

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

4 <Section 1. STATEWIDE NOTIFICATION CENTER TASK FORCE.

5 1. As used in this section, unless the context otherwise
6 requires:

7 a. "Board" means the utilities board within the utilities
8 division of the department of commerce.

- 9 b. "Excavator" means the same as defined in section 480.1.
10 c. "Locator" means a person who engages in, or proposes to
11 engage in, the location and marking of underground facilities
12 pursuant to a contract with an operator. "Locator" does not
13 include an employee of an operator.
14 d. "Notification center" means the same as defined in
15 section 480.1.
16 e. "Operator" means the same as defined in section 480.1.
17 f. "Underground facility" means the same as defined in
18 section 480.1.
19 2. The utilities division of the department of commerce
20 shall convene and oversee a task force to conduct a study of
21 the operation and effectiveness of the notification center.
22 The study shall include an examination of all of the following:
23 a. The impact of a change from the forty-eight-hour
24 notification period specified in section 480.4 to a different
25 notification period.
26 b. Options and recommendations for the development of a
27 certificate program for locators in the state.
28 c. How the board and the office of the attorney general may
29 collaborate and make recommendations regarding improvements to
30 the operation of the notification center.
31 d. How to improve the process for obtaining the
32 recommendations of the board of directors of the notification
33 center regarding potential changes to chapter 480.
34 e. Whether a legislative interim study committee should
35 be established to provide recommendations regarding potential

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- 1 changes to chapter 480.
2 f. The timeliness and accuracy of requests to locate
3 underground facilities.
4 g. Options and recommendations for improving compliance
5 with chapter 480.
6 h. Methods for resolving complaints associated with the
7 notification center.
8 i. Options and recommendations for the administrative
9 implementation of improvements to the operation of the
10 notification center.
11 j. Any other metrics or measurements related to the
12 notification center.
13 3. a. The task force shall consist of the following members
14 appointed by the utilities division of the department of
15 commerce:
16 (1) One representative of the board of directors of the
17 notification center.
18 (2) One representative of the board.
19 (3) One representative of the office of the attorney
20 general.
21 (4) One representative of a city or county.
22 (5) One representative of a rate-regulated gas or electric

- 23 public utility.
24 (6) One representative of a gas or electric public utility
25 that is operated on a nonprofit basis.
26 (7) One representative of a municipal utility.
27 (8) One representative of a public utility that furnishes
28 communications services to the public for compensation.
29 (9) One representative of any of the following:
30 (a) A public utility that furnishes water by piped
31 distribution system to the public for compensation.
32 (b) A public utility that furnishes sanitary sewage or
33 storm water drainage disposal by piped collection system to the
34 public for compensation.
35 (10) One representative of an excavator.

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- 1 (11) One representative of a locator.
2 b. The task force shall also consist of the following
3 nonvoting, ex officio members:
4 (1) The chairperson of the senate standing committee on
5 commerce, or the chairperson's designee.
6 (2) The ranking member of the senate standing committee on
7 commerce, or the ranking member's designee.
8 (3) The chairperson of the house of representatives'
9 standing committee on commerce, or the chairperson's designee.
10 (4) The ranking member of the house of representatives'
11 standing committee on commerce, or the ranking member's
12 designee.
13 4. The task force shall submit a report, including findings
14 and recommendations for policy changes, to the members of the
15 general assembly by December 31, 2021.>
16 2. Title page, by striking lines 1 and 2 and inserting
17 <An Act establishing a task force relating to the statewide
18 notification center.>

LOHSE of Polk

H-1221

- 1 Amend House File 729 as follows:
2 1. Page 1, line 5, by striking <subsection 2> and inserting
3 <subsection 3>
4 2. Page 1, line 33, after <514J.102.> by inserting <"Health
5 carrier" does not include the department of human services,
6 or a managed care organization acting pursuant to a contract
7 with the department of human services to administer the medical
8 assistance program under chapter 249A or the healthy and well
9 kids in Iowa (hawk-i) program under chapter 514I.>
10 3. Page 1, after line 33 by inserting:
11 <_. "Incentive-based program" means a program by which a
12 pharmacy benefits manager or a health carrier pays a pharmacy
13 based on the pharmacy's performance in relation to objective,

14 patient-focused criteria.>
15 4. Page 3, after line 4 by inserting:
16 <____. “*Specialty drug*” means a prescription drug that a
17 health carrier has designated as a specialty drug and that has
18 either of the following characteristics:
19 a. The United States food and drug administration has
20 designated the prescription drug an orphan drug.
21 b. The manufacturer of the prescription drug, or the United
22 States food and drug administration, restricts distribution of
23 the prescription drug to a limited number of distributors.>
24 5. Page 3, after line 14 by inserting:
25 <Sec. _____. Section 510B.3, subsection 2, Code 2021, is
26 amended to read as follows:
27 2. A pharmacy benefits manager, as an agent or vendor
28 of an insurance company, is subject to the commissioner’s
29 authority to conduct an examination pursuant to chapter 507.
30 The procedures set forth in chapter 507 regarding ~~examination~~
31 ~~reports~~ examinations shall apply to an examination of a
32 pharmacy benefits manager under this chapter.>
33 6. Page 4, line 30, after <1.> by inserting <a.>
34 7. Page 4, after line 33 by inserting:
35 <b. Notwithstanding paragraph “a”, a pharmacy located in the

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1 state may be prohibited from participating in a specialty drug
2 pharmacy network even if the pharmacy accepts the same terms
3 and conditions as the pharmacy benefits manager imposes on the
4 pharmacies in the specialty drug pharmacy network.>
5 8. Page 5, line 21, after <4.> by inserting <a.>
6 9. Page 5, line 24, by striking <at least> and inserting
7 <other pharmacies in the same network.>
8 10. Page 5, by striking lines 25 and 26.
9 11. Page 5, before line 27 by inserting:
10 <b. Notwithstanding paragraph “a”, a covered person may
11 be prohibited from filling a prescription drug order for a
12 specialty drug at certain pharmacies located in the state
13 even if the pharmacy accepts the same terms and conditions
14 as the pharmacy benefits manager imposes on at least one of
15 the pharmacy networks that the pharmacy benefits manager has
16 established in the state for filling the same type of specialty
17 drug prescription drug orders.>
18 12. Page 5, line 27, after <5.> by inserting <a.>
19 13. Page 5, after line 30 by inserting:
20 <b. Notwithstanding paragraph “a”, a pharmacy benefits
21 manager may impose different cost-sharing or additional
22 fees on a covered person based on the pharmacy at which the
23 covered person fills the covered person’s prescription drug
24 order if the cost-sharing or additional fees are related to
25 a prescription drug order for a specialty drug, or to an
26 incentive-based program.>
27 14. Page 5, line 31, after <6.> by inserting <a.>

- 28 15. Page 5, after line 35 by inserting:
29 <b. If a pharmacy declines to dispense a prescription drug
30 to a covered person under paragraph “a”, the pharmacy shall
31 dispense a substitute prescription drug if permitted pursuant
32 to section 510B.6.>
33 16. Page 6, line 2, by striking <drug> and inserting <drug,
34 other than a specialty drug.>
35 17. Page 7, line 2, before <A> by inserting <1.>

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- 1 18. Page 7, line 6, after <pharmacy> by inserting <,
2 unless the difference in the reimbursement amount is due to an
3 incentive-based program in which the pharmacy is participating>
4 19. Page 7, after line 8 by inserting:
5 <2. Notwithstanding subsection 1, a pharmacy benefits
6 manager may reimburse any pharmacy located in the state in an
7 amount less than the amount that the pharmacy benefits manager
8 reimburses a pharmacy benefits manager affiliate for dispensing
9 the same specialty drug as dispensed by the pharmacy.>
10 20. Page 7, line 14, by striking <audit> and inserting
11 <audit, the claim has been fraudulently submitted, or the claim
12 is duplicative of a claim that has already been paid>
13 21. Page 8, by striking lines 11 through 13.
14 22. Page 8, by striking lines 15 through 31 and inserting
15 <appeal, the pharmacy benefits manager shall provide the
16 appealing pharmacy the national drug code number and the name
17 of a wholesale distributor licensed pursuant to section 155A.17
18 from which the pharmacy can obtain the prescription drug at or
19 below the maximum allowable cost.>
20 23. By striking page 9, line 7, through page 10, line 15.
21 24. Page 10, after line 25 by inserting:
22 <Sec. ____ **NEW SECTION. 510B.13 Applicability.**
23 This chapter shall not apply to a health benefit plan that
24 provides a prescription drug benefit for Medicare beneficiaries
25 under Medicare part D, 42 U.S.C. §1395w-101 et seq., and that
26 is administered by a pharmacy benefits manager.>
27 25. Page 10, line 26, by striking <510B.3> and inserting
28 <510B.10>
29 26. By renumbering, redesignating, and correcting internal
30 references as necessary.

BEST of Carroll

H-1222

- 1 Amend House File 811 as follows:
2 1. Page 1, before line 1 by inserting:
3 <Section 1. Section 105.2, Code 2021, is amended by adding
4 the following new subsection:
5 **NEW SUBSECTION. 4A. “Farm”** means land, buildings, and
6 structures used for agricultural purposes including but not

- 7 limited to the storage, handling, and drying of grain and the
8 care, feeding, and housing of livestock.>
9 2. Page 6, after line 23 by inserting:
10 <6. A county shall not perform plumbing or mechanical system
11 inspections on a farm or farm residence.>
12 3. By renumbering, redesignating, and correcting internal
13 references as necessary.

JONES of Clay

H-1223

- 1 Amend the amendment, H-1217, to House File 756, as follows:
2 1. Page 6, line 14, by striking <weapons> and inserting
3 <weapons — identification required>
4 2. Page 6, line 15, before <The availability> by inserting
5 <1.>
6 3. Page 6, after line 19 by inserting:
7 <2. A peace officer may request that a person carrying
8 a dangerous weapon present the officer with a form of
9 identification listed in section 49.78, subsection 2, paragraph
10 “a”, for verification of the person’s identity and date of
11 birth if the person’s behavior gives rise to a reasonable
12 suspicion of criminal behavior. A person who fails to present
13 such identification commits a serious misdemeanor. The
14 peace officer may seize the dangerous weapon until the person
15 produces valid identification and proof of purchase of the
16 dangerous weapon.>

BOHANNAN of Johnson

H-1224

- 1 Amend the amendment, H-1217, to House File 756 as follows:
2 1. Page 7, after line 21 by inserting:
3 <Sec. ____ NEW SECTION. 724.29B Possession of firearms or
4 ammunition — felony database.
5 The department of public safety shall create a system that
6 allows a law enforcement officer who has reasonable suspicion
7 of a person’s criminal activity to search that person’s name
8 in order to determine whether the person has been convicted of
9 a felony in a state or federal court or has been adjudicated
10 delinquent on the basis of conduct that would constitute a
11 felony if committed by an adult to determine whether the person
12 is ineligible to possess firearms or ammunition.>
13 2. By renumbering as necessary.

MASCHER of Johnson

H-1225

- 1 Amend the amendment, H-1219, to House File 756, as follows:

2 1. By striking page 1, line 2, through page 13, line 35, and
3 inserting:

4 <____. By striking everything after the enacting clause and
5 inserting:

6 <Section 1. NEW SECTION. 724.16B Restrictions on firearms
7 sales.

8 1. A person shall only sell firearms between the hours of
9 7:00 a.m. and 8:00 p.m.

10 2. A person who is not a federally licensed firearms dealer
11 6 shall sell not more than one firearm per day.

12 3. All sales of firearms shall be conducted in person.
13 However, this section does not prohibit an online sale of
14 firearms to be picked up at the seller's place of business if
15 the buyer presents a form of identification listed in section
16 49.78, subsection 2, paragraph "a", for verification of the
17 buyer's identity and date of birth and provides proof of a
18 background check.

19 Sec. 2. NEW SECTION. 724.33 Gun shows limited — petition.

20 1. A person planning to hold a gun show shall apply to
21 the department of public safety for approval of the time and
22 location of the gun show. The department shall authorize not
23 more than twenty gun shows to be held in the state in a calendar
24 year.

25 2. A gun show may be held in a city or county at the
26 direction of the department of public safety upon the
27 department's receipt of a petition signed by not less than
28 one hundred eligible electors residing in the city or county
29 requesting that a gun show be held at a location described in
30 the petition.

31 Sec. 3. NEW SECTION. 724.34 Public registration.

32 The department of public safety shall implement, maintain,
33 and administer, in a uniform and nondiscriminatory manner,
34 a single, uniform, official, centralized, interactive
35 computerized statewide permit registration system that contains

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1 the name and registration information of every person in the
2 state holding an active permit issued under this chapter and
3 assigns a unique identifier to each such person. The statewide
4 permit registration system shall be coordinated with other
5 agency databases within the state, including but not limited to
6 state department of transportation driver's license records,
7 judicial records of convicted felons and persons declared
8 incompetent to vote, and Iowa department of public health
9 records of deceased persons.

10 Sec. 4. NEW SECTION. 724.35 Permits to acquire and permits
11 to carry — application deadlines.

12 Applications for permits to acquire pistols or revolvers and
13 permits to carry weapons shall only be accepted on the same
14 dates, at the same times, and subject to the same restrictions
15 as those dates, times, and restrictions set forth in section

16 53.2 for applying for an absentee ballot for a general
17 election. For a year in which a general election does not
18 occur, the dates and times during which a person may apply
19 for a permit to acquire pistols or revolvers or a permit to
20 carry weapons shall be the same as though a general election
21 were occurring on the first Tuesday after the first Monday in
22 November in that year.>
23 _____. Title page, by striking lines 1 and 2 and inserting <An
24 Act relating to firearms, including sales and permitting.>>

HUNTER of Polk

H-1226

1 Amend the amendment, H-1219, to House File 756, as follows:
2 1. Page 3, after line 33 by inserting:
3 <Sec. _____. NEW SECTION. 724.31A Identifying information —
4 **background checks.**
5 1. When a court issues an order or judgment by which a
6 person is prohibited from acquiring a pistol or revolver under
7 section 724.15, subsection 2, paragraph “d”, the clerk of
8 the district court shall forward only such information as is
9 necessary to identify the person to the department of public
10 safety, which in turn shall forward the information to the
11 federal bureau of investigation or its successor agency for
12 the sole purpose of inclusion in the national instant criminal
13 background check system database. The clerk of the district
14 court shall also notify the person of the prohibitions imposed
15 under this section.
16 2. The department of public safety shall, as soon as
17 is practicable after receiving a written request from the
18 person prohibited from acquiring a pistol or revolver under
19 section 724.15, subsection 2, paragraph “d”, update, correct,
20 modify, or remove the person’s record in any database that the
21 department of public safety makes available to the national
22 instant criminal background check system and shall notify the
23 United States department of justice that the basis for such
24 record being made available no longer applies.>
25 2. Page 5, line 6, by striking <misdemeanor.> and inserting
26 <misdemeanor, except as provided in section 708.8.>
27 3. Page 8, by striking lines 19 through 28 and inserting:
28 <Sec. _____. NEW SECTION. 724.8B Persons ineligible to carry
29 **dangerous weapons.**
30 A person determined to be ineligible to receive a permit
31 to carry weapons under section 724.8, subsection 2, 3, 4, 5,
32 or 6, a person who illegally possesses a controlled substance
33 included in chapter 124, subchapter II, or a person who is
34 committing an indictable offense is prohibited from carrying
35 dangerous weapons. Unless otherwise provided by law, a person

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1 who violates this section commits a serious misdemeanor.>

HOLT of Crawford

H-1227

1 Amend the amendment, H-1219, to House File 756, as follows:

2 1. Page 1, by striking line 5 and inserting:

3 <DISCLOSURE OF POSSESSION OF DANGEROUS WEAPONS

4 Sec. ____ NEW SECTION. **724.4F Disclosure of possession of**
5 **dangerous weapons to peace officer.**

6 In the course of a peace officer's duties, the peace officer
7 may ask a person if the person is in possession of a dangerous
8 weapon. The person commits a serious misdemeanor if the person
9 does not respond truthfully and is in possession of a dangerous
10 weapon.

11 DIVISION II
12 ACQUIRING PISTOLS AND REVOLVERS>

13 2. Page 4, by striking lines 2 through 23.

14 3. Page 7, line 11, by striking <weapons> and inserting
15 <weapons — identification required>

16 4. Page 7, line 12, before <The availability> by inserting
17 <1.>

18 5. Page 7, after line 16 by inserting:

19 <2. A peace officer may request that a person carrying
20 a dangerous weapon present the officer with a form of
21 identification listed in section 49.78, subsection 2, paragraph
22 "a", for verification of the person's identity and date of
23 birth if the person's behavior gives rise to a reasonable
24 suspicion of criminal behavior. A person who fails to present
25 such identification commits a serious misdemeanor. The
26 peace officer may seize the dangerous weapon until the person
27 produces valid identification and proof of purchase of the
28 dangerous weapon.>

29 6. Page 8, after line 18 by inserting:

30 <Sec. ____ Section 724.7, Code 2021, is amended to read as
31 follows:

32 **724.7 Nonprofessional permit to carry weapons.**

33 1. Any person who is not disqualified under section 724.8,
34 who satisfies the training requirements of section 724.9,
35 and who files an application in accordance with section

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1 724.10 shall be issued a nonprofessional permit to carry
2 weapons. Such permits shall be on a form prescribed and
3 published by the commissioner of public safety, which shall
4 be readily distinguishable from the professional permit, and
5 shall identify the holder of the permit. Such permits shall
6 not be issued for a particular weapon and shall not contain

7 information about a particular weapon including the make,
8 model, or serial number of the weapon or any ammunition used
9 in that weapon. All permits so issued shall be for a period
10 of automatically renew every five years and shall be valid
11 throughout the state except where the possession or carrying of
12 a firearm is prohibited by state or federal law.
13 ~~2. The commissioner of public safety shall develop a process~~
14 ~~to allow service members deployed for military service to~~
15 ~~submit a renewal of a nonprofessional permit to carry weapons~~
16 ~~early and by mail. In addition, a permit issued to a service~~
17 ~~member who is deployed for military service, as defined in~~
18 ~~section 29A.1, subsection 3, 8, or 12, that would otherwise~~
19 ~~expire during the period of deployment shall remain valid for~~
20 ~~ninety days after the end of the service member's deployment.>~~

21 7. Page 8, after line 28 by inserting:

22 <Sec. ____ Section 724.9, subsection 6, Code 2021, is
23 amended by striking the subsection.

24 Sec. ____ Section 724.10, subsection 2, Code 2021, is
25 amended to read as follows:

26 2. The issuing officer, upon receipt of an initial
27 ~~or renewal~~ application under this section and upon the
28 automatic renewal of a permit issued under section 724.7,
29 shall immediately conduct a background check concerning
30 each applicant by obtaining criminal history data from the
31 department of public safety, which shall include an inquiry
32 of the national instant criminal background check system
33 maintained by the federal bureau of investigation or any
34 successor agency.

35 Sec. ____ Section 724.11, subsection 3, Code 2021, is

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1 amended to read as follows:

2 3. The issuing officer shall collect a fee of fifty dollars
3 for an initial permit, except from a duly appointed peace
4 officer or correctional officer, for each permit issued.
5 ~~Renewal permits or duplicate~~ Duplicate permits shall be issued
6 for a fee of twenty-five dollars, ~~provided the application~~
7 ~~for such renewal permit is received by the issuing officer~~
8 ~~within thirty days prior to the expiration of the applicant's~~
9 ~~current permit or within thirty days after the expiration of~~
10 ~~the applicant's current permit. A twenty-five dollar fee~~
11 shall be assessed upon the automatic renewal of a permit.

12 The issuing officer shall notify the commissioner of public
13 safety of the issuance of any permit at least monthly and
14 forward to the commissioner an amount equal to ten dollars
15 for each permit issued and five dollars for each renewal of
16 a permit or duplicate permit issued. All such fees received
17 by the commissioner shall be paid to the treasurer of state
18 and deposited in the operating account of the department of
19 public safety to offset the cost of administering this chapter.
20 Notwithstanding section 8.33, any unspent balance as of June 30

21 of each year shall not revert to the general fund of the state.

22 Sec. ____ Section 724.14, Code 2021, is amended to read as
23 follows:

24 **724.14 Nonprofessional permit — change of residence to**
25 **another county.**

26 If a permit holder of a nonprofessional permit to carry
27 weapons changes residences from one county to another county
28 after the issuance of the permit, the department of public
29 safety shall by rule specify the procedure to transfer the
30 regulation of the holder's permit to another sheriff for the
31 purposes of automatically renewing a permit or issuing a
32 ~~renewal or~~ duplicate permit, or complying with section 724.13.>

33 8. By renumbering as necessary.

GJERDE of Linn

H-1228

1 Amend House File 838 as follows:

2 1. Page 7, after line 12 by inserting:

3 <Sec. ____ Section 508.38, subsection 3, paragraph b,
4 subparagraph (1), subparagraph division (c), Code 2021, is
5 amended to read as follows:

6 (c) The resulting interest guarantee shall not be less than
7 ~~one fifteen hundredths~~ percent.>

8 2. By renumbering as necessary.

GRABER of Lee

H-1229

1 Amend House File 694 as follows:

2 1. Page 2, after line 18 by inserting:

3 <Sec. ____ Section 16.82, subsection 3, paragraph a, Code
4 2021, is amended to read as follows:

5 a. (1) In the case of an agreement on a fixed basis, in
6 which an eligible taxpayer receives a fixed cash rent payment,
7 the amount of the tax credit equals five percent of the amount
8 of the fixed cash rent payment for each year.

9 (2) ~~Notwithstanding subparagraph (1), for specialty crop~~
10 ~~acres the amount equals ten percent of the amount of fixed~~
11 ~~cash rent attributable to those acres for each year. In order~~
12 ~~to qualify as a specialty crop acre, an acre cannot be used~~
13 ~~to produce a commodity other than fruit, vegetables, tree~~
14 ~~nuts, dried fruits, or horticulture or nursery crops, that may~~
15 ~~be consumed by humans in an unprocessed state. Nothing in~~
16 ~~this subparagraph restricts an otherwise qualifying acre from~~
17 ~~including an actively managed pollinator habitat.>~~

18 2. By renumbering as necessary.

WOLFE of Clinton

H-1230

1 Amend House File 828 as follows:

- 2 1. Page 2, line 32, after <tests.> by inserting <The
3 department shall not charge a fee under this section to an
4 applicant who is an employee or volunteer of a government
5 agency, as defined in section 553.3, and who provides
6 reasonable proof that a commercial driver's license is
7 necessary for the applicant's employment or volunteer duties
8 for the government agency.>
9 2. Page 3, line 31, after <test.> by inserting <A county
10 shall not charge a fee under this section, other than the
11 fee to administer the pre-trip vehicle inspection test, to
12 an applicant who is an employee or volunteer of a government
13 agency, as defined in section 553.3, and who provides
14 reasonable proof that a commercial driver's license is
15 necessary for the applicant's employment or volunteer duties
16 for the government agency, or that the fee is paid by the
17 government agency.>

BEST of Carroll

H-1231

1 Amend House File 586 as follows:

- 2 1. Page 1, by striking lines 1 and 2 and inserting:
3 <Sec. ____ Section 8B.25, subsection 2, Code 2021, is
4 amended to read as follows:
5 2. The office shall lead and coordinate a program to provide
6 for the installation of fiberoptic network conduit where such
7 conduit does not exist. The chief information officer shall
8 consult and coordinate with applicable agencies and entities,
9 including public utilities as defined in section 476.1, the
10 state department of transportation, the economic development
11 authority, county boards of supervisors, municipal governing
12 bodies, the farm-to-market review board, county conservation
13 boards, and the boards, commissions, or agencies in control
14 of state parks, as determined appropriate to ensure that the
15 opportunity is provided to lay or install fiberoptic network
16 conduit wherever a state-funded construction project involves
17 trenching, boring, a bridge, a roadway, or opening of the
18 ground, or alongside any state-owned infrastructure.>
19 2. By striking page 4, line 16, through page 5, line 21.

THOMPSON of Greene

H-1232

1 Amend House File 838 as follows:

- 2 1. Page 40, by striking lines 6 through 10 and inserting:
3 <____. The commissioner of insurance may, after receiving
4 the approval of the general assembly for a state innovation

5 waiver developed pursuant to subsection 1, submit an
6 application on behalf of the state to the United States
7 secretary of health and human services and the United States
8 secretary of the treasury.>
9 2. By renumbering, redesignating, and correcting internal
10 references as necessary.

JUDGE of Dallas

H-1233

1 Amend House File 838 as follows:
2 1. Page 40, after line 16 by inserting:
3 <__. If the commissioner of insurance implements a state
4 innovation waiver pursuant to subsection 3, the commissioner
5 shall submit a copy of all annual and quarterly reports
6 submitted by the commissioner to the secretary of health and
7 human services pursuant to 45 C.F.R. §155.1324, to the general
8 assembly and to the chairpersons and ranking members of the
9 senate and house commerce committees.>
10 2. By renumbering as necessary.

OLDSON of Polk

H-1234

1 Amend House File 838 as follows:
2 1. Page 40, by striking lines 17 through 24.

OLDSON of Polk

H-1235

1 Amend House File 736 as follows:
2 1. Page 1, line 12, after <provider.> by inserting <The
3 limitations specified in this section shall not apply to
4 retroactive Medicaid cost settlements or rate changes based on
5 a Medicaid or Medicare cost report.>

BODEN of Warren

H-1236

1 Amend House File 813 as follows:
2 1. Page 15, after line 26 by inserting:
3 <0j. Conduct at least one meeting of the governing board per
4 semester in a manner that is open to the public and preceded by
5 public notice as provided in section 21.4 as if the governing
6 board was a governmental body within the meaning of that
7 section.>
8 2. Page 15, after line 27 by inserting:
9 <2A. The requirements of subsection 2, paragraphs "a"

10 through “i”, shall be construed in a manner that applies such
11 requirements to charter schools as similarly as practical as is
12 required for a noncharter school.>

13 3. By renumbering, redesignating, and correcting internal
14 references as necessary.

GOBBLE of Polk

H-1237

1 Amend House File 419 as follows:

2 1. Page 1, line 20, after <that person> by inserting <or the
3 spouse of that person>

4 2. Page 1, line 22, after <6.> by inserting <written or
5 verbal confirmation from the county treasurer, report from the
6 department of revenue, bank statement, financing statement.>

7 3. Page 1, line 23, after <county.> by inserting <The
8 authorization to charge a convenience fee shall be interpreted
9 narrowly and any question about whether charging the fee is
10 authorized shall be resolved in favor of the nonresident
11 person if the person provides any evidence that the person or
12 the person's spouse paid property tax in the county, and any
13 evidence that the person and the person's spouse are married,
14 if applicable.>

JONES of Clay

H-1238

1 Amend House File 710 as follows:

2 1. Page 1, by striking lines 1 through 9 and inserting:
3 <Section 1. Section 726.6, Code 2021, is amended by adding
4 the following new subsection:

5 NEW SUBSECTION. 1A. A person who is required to register
6 as a sex offender under chapter 692A for a sex offense
7 against a minor who knowingly has control of a minor, or who
8 knowingly has unsupervised access to a minor, commits child
9 endangerment. However, this subsection does not apply to any
10 of the following:>

11 2. Page 1, by striking lines 12 through 14 and inserting
12 <knowingly has control of a minor, or who knowingly has
13 unsupervised access to a minor, when the person is the legal
14 parent or guardian of the minor and the control or unsupervised
15 access is not>

16 3. Page 1, by striking lines 18 through 20 and inserting
17 <knowingly has control of a minor, or who knowingly has
18 unsupervised access to a minor, when the person is married to
19 and living with the legal parent or guardian of the minor and
20 the control or>

21 4. Page 1, by striking lines 22 through 26.

22 5. By renumbering as necessary.

KAUFMANN of Cedar

H-1239

1 Amend House File 838 as follows:
2 1. Page 40, after line 24 by inserting:
3 <DIVISION ____
4 STUDY COMMITTEE — HEALTH INSURANCE MANDATES
5 Sec. ____ HEALTH INSURANCE MANDATES — STUDY.
6 1. The legislative council is requested to establish a
7 study committee to meet during the 2021 legislative interim to
8 accomplish the following:
9 a. Identify each health insurance mandate contained in
10 chapter 514C, and in any other provision of the 2021 Iowa Code,
11 and identify all of the following:
12 (1) The specific health insurance coverage required to be
13 provided by each health insurance mandate.
14 (2) Each class of contract, policy, plan, and agreement
15 that provides for third-party payment or prepayment of health
16 or medical expenses that is subject to each health insurance
17 mandate.
18 (3) Each class of contract, policy, plan, and agreement that
19 provides for third-party payment or prepayment of health or
20 medical expenses that is excluded from each health insurance
21 mandate.
22 (4) Each type of health carrier that is subject to each
23 health insurance mandate. For purposes of this section,
24 "health carrier" means an entity subject to the insurance laws
25 and regulations of this state, or subject to the jurisdiction
26 of the insurance commissioner, including an insurance company
27 offering sickness and accident plans, a health maintenance
28 organization, a nonprofit health service corporation, a plan
29 established pursuant to chapter 509A for public employees, or
30 any other entity providing a plan of health insurance, health
31 care benefits, or health care services. "Health carrier"
32 includes the department of human services, or a managed care
33 organization acting pursuant to a contract with the department
34 of human services to administer the medical assistance program
35 under chapter 249A or the healthy and well kids in Iowa

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1 (hawk-i) program under chapter 514I.
2 (5) Each type of health carrier that is excluded from each
3 health insurance mandate.
4 b. For each health insurance mandate identified in
5 paragraph "a", analyze all of the following:
6 (1) The fiscal impact to the state.
7 (2) The fiscal impact to each health carrier subject to each
8 health insurance mandate.
9 (3) The impact to the premiums for individuals covered by a
10 contract, policy, plan, or agreement of a health carrier under
11 subparagraph (2).
12 c. For a possible future health insurance mandate related

- 13 to continuity of care and nonmedical switching, analyze all of
14 the following:
- 15 (1) The potential fiscal impact to the state.
 - 16 (2) The potential fiscal impact to each health carrier that
 - 17 may be subject to the health insurance mandate.
 - 18 (3) The potential impact to the premiums for individuals
 - 19 covered by a contract, policy, plan, or agreement of a health
 - 20 carrier under subparagraph (2).
- 21 d. For a possible future health insurance mandate related to
- 22 the diagnosis and treatment of infertility, analyze all of the
- 23 following:
- 24 (1) The potential fiscal impact to the state.
 - 25 (2) The potential fiscal impact to each health carrier that
 - 26 may be subject to the health insurance mandate.
 - 27 (3) The potential impact to the premiums for individuals
 - 28 covered by a contract, policy, plan, or agreement of a health
 - 29 carrier under subparagraph (2).
- 30 e. For a possible future health insurance mandate related
- 31 to pediatric acute-onset neuropsychiatric syndrome (PANS) and
- 32 pediatric autoimmune neuropsychiatric disorders associated
- 33 with streptococcal infections (PANDAS), analyze all of the
- 34 following:
- 35 (1) The potential fiscal impact to the state.

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- 1 (2) The potential fiscal impact to each health carrier that
 - 2 may be subject to the health insurance mandate.
 - 3 (3) The potential impact to the premiums for individuals
 - 4 covered by a contract, policy, plan, or agreement of a health
 - 5 carrier under subparagraph (2).
- 6 f. For a possible future health insurance mandate related to
- 7 medically necessary food and low protein modified food product
- 8 for individuals with certain inherited metabolic disorders,
- 9 analyze all of the following:
- 10 (1) The potential fiscal impact to the state.
 - 11 (2) The potential fiscal impact to each health carrier that
 - 12 may be subject to the health insurance mandate.
 - 13 (3) The potential impact to the premiums for individuals
 - 14 covered by a contract, policy, plan, or agreement of a health
 - 15 carrier under subparagraph (2).
- 16 g. Identify the approximate number of Iowa residents that
- 17 are covered by each of the following types of insurance:
- 18 (1) Individual health insurance.
 - 19 (2) Small group health insurance.
 - 20 (3) Large group health insurance.
 - 21 (4) The medical assistance program under chapter 249A.
 - 22 (5) The healthy and well kids in Iowa (hawk-i) program under
 - 23 chapter 514I.
- 24 2. The study committee shall have no more than fifteen
- 25 members and shall be composed of the following members:
- 26 a. Two members of the senate, one to be appointed by the

- 27 president of the senate and one to be appointed by the minority
28 leader of the senate.
- 29 b. Two members of the house of representatives, one to be
30 appointed by the speaker of the house of representatives and
31 one to be appointed by the minority leader of the house of
32 representatives.
- 33 c. The director of the insurance division of the department
34 of commerce, or the director's designee.
- 35 d. The director of the department of human services, or the

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- 1 director's designee.
- 2 e. The consumer advocate of the consumer advocate bureau of
3 the insurance division of the department of commerce, or the
4 consumer advocate's designee.
- 5 f. At least one representative from each of the following:
- 6 (1) One or more trade organizations based in Iowa whose
7 membership is comprised of independent insurance agents that
8 sell health insurance.
- 9 (2) One or more health insurance trade organizations
10 based in Iowa whose membership is comprised of companies or
11 individuals engaged in the business of health insurance.
- 12 3. The study committee shall submit a report with its
13 findings to the general assembly no later than December 31,
14 2021. The report shall not directly or indirectly disclose any
15 of the following:
- 16 a. The identity of a specific health carrier.
- 17 b. The identity of a specific contract, policy, plan, or
18 agreement that provides for third-party payment or prepayment
19 of health or medical expenses.>
- 20 2. By renumbering as necessary.

LUNDGREN of Dubuque

H-1240

- 1 Amend House File 813 as follows:
- 2 1. Page 3, line 1, by striking <contract> and inserting
3 <contract, subject to the requirements of section 256E.7,
4 subsection 10>
- 5 2. Page 6, by striking lines 12 through 15 and inserting:
6 <z. A description of the proposed charter school's staff
7 performance evaluation measures and compensation structure,
8 methods of contract oversight and dispute resolution,
9 investment disclosures, and conflicts of interest.>
- 10 3. Page 11, by striking lines 5 through 10 and inserting:
11 <z. If the application includes a proposal that the
12 governing board contracts with an education service provider,
13 a description of the education service provider's staff
14 performance evaluation measures and compensation structure,
15 methods of contract oversight and dispute resolution,

16 investment disclosures, and conflicts of interest.>
17 4. Page 12, line 33, by striking <ten> and inserting <five>
18 5. Page 16, after line 32 by inserting:
19 <10. A majority of the membership of each charter school's
20 governing board shall be residents of the geographic area
21 served by the charter school.>
22 6. Page 17, by striking lines 3 through 18 and inserting
23 <subparagraph (9), including any applicable amounts under
24 section 256B.9. For purposes of this section, residence means
25 a residence under section 282.1.
26 2. a. The school district of residence shall pay to the
27 charter school in which the student is enrolled in the manner
28 required under section 282.18, and pursuant to the timeline
29 in section 282.20, subsection 3, an amount equal to the sum
30 of the state cost per pupil for the previous school year plus
31 the teacher leadership supplement state cost per pupil for the
32 previous fiscal year as provided in section 257.9 plus any
33 moneys received for the student as a result of the non-English
34 speaking weighting under section 280.4, subsection 3, for the
35 previous school year multiplied by the state cost per pupil

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1 for the previous year. If a student is an eligible pupil
2 under section 261E.6, the charter school shall pay the tuition
3 reimbursement amount to an eligible postsecondary institution
4 as provided in section 261E.7.
5 b. For a student requiring special education, the school
6 district of residence shall pay to the charter school the
7 actual costs incurred in providing the appropriate special
8 education.
9 c. For each student enrolled in the charter school who
10 was not included in the actual enrollment of the district of
11 residence under section 257.6, subsection 1, in the previous
12 school year, the amount otherwise required to be paid under
13 paragraph "a" or "b" shall instead be paid by the department to
14 the charter school for the student's initial year of enrollment
15 in the charter school.
16 d. There is appropriated annually from the general fund of
17 the state to the department of education an amount necessary to
18 pay all applicable amounts to charter schools under paragraph
19 "c".>
20 7. Page 17, by striking lines 27 through 29.
21 8. Page 20, line 4, by striking <ten> and inserting <five>
22 9. Title page, line 1, after <programs> by inserting <and
23 making appropriations>

WHEELER of Sioux

H-1241

1 Amend House File 813 as follows:

- 2 1. Page 5, line 33, by striking <five-year> and inserting
3 <four-year>
4 2. Page 10, line 24, by striking <five-year> and inserting
5 <four-year>
6 3. Page 11, after line 13 by inserting:
7 <ab. Evidence of a surety bond executed and required to
8 be continued during the operation of the charter school in an
9 amount equal to or in excess of the annual operating costs of
10 the charter school. The cost of the surety bond shall be paid
11 by the founding group.>
12 4. Page 12, line 33, by striking <ten> and inserting <four>
13 5. Page 15, by striking lines 21 and 22 and inserting
14 <256.11.>
15 6. Page 15, by striking lines 24 through 26 and inserting
16 <or hours required by section 279.10, subsection 1.>
17 7. Page 16, by striking line 12 and inserting <than March 1
18 preceding the next school year.>
19 8. Page 17, by striking lines 27 through 29.
20 9. Page 20, line 4, by striking <ten> and inserting <four>

MASCHER of Johnson

H-1242

- 1 Amend House File 813 as follows:
2 1. Page 1, by striking lines 5 through 16 and inserting:
3 <2. A school board may create a founding group to apply
4 to the state board for approval to establish and operate a
5 charter school within and as a part of the school district by
6 establishing a new attendance center, creating a new school
7 within an existing attendance center, or by converting an
8 existing attendance center to charter status.>
9 2. Page 2, by striking lines 30 and 31 and inserting:
10 <5. “*Founding group*” means a person or a group of persons
11 affiliated with a school board that develops and submits an>
12 3. By striking page 8, line 3, through page 12, line 21.
13 4. By renumbering, redesignating, and correcting internal
14 references as necessary.

SMITH of Black Hawk

H-1243

- 1 Amend House File 813 as follows:
2 1. Page 8, after line 13 by inserting:
3 <1A. Persons or education service providers comprising a
4 founding group shall not be compensated by the charter school.>
5 2. By renumbering, redesignating, and correcting internal
6 references as necessary.

WINCKLER of Scott

H-1244

1 Amend House File 813 as follows:

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

4 <Section 1. NEW SECTION. 256E.1 Establishment of charter
5 schools — purpose.

6 1. Charter schools shall be part of the state's program of
7 public education and shall have all the powers and duties of a
8 school district except the power of taxation, unless otherwise
9 provided in this chapter.

10 2. A charter school is entrusted with public funds for
11 the purpose of improving student outcomes, including but not
12 limited to student academic achievement and skill proficiency,
13 and the governing board of the charter school is responsible
14 for overseeing such improvement.

15 3. A charter school may be established by either of the
16 following methods:

17 *a.* A school board may create a founding group, either
18 on the school board's own motion or upon the school board's
19 approval of a proposal to create a founding group submitted
20 to the school board by a group of persons or an education
21 service provider, to apply to the state board for approval to
22 establish and operate a charter school within and as a part of
23 the school district by establishing a new attendance center,
24 creating a new school within an existing attendance center, or
25 by converting an existing attendance center to charter status.

26 *b.* A founding group may apply to the state board for
27 approval to establish and operate a charter school within the
28 boundaries of the state that operates as a new attendance
29 center independently from a public school district.

30 4. In addition to subsection 2, the purpose of a charter
31 school established pursuant to this chapter shall be to
32 accomplish the following:

33 *a.* Improve student learning, well-being, and postsecondary
34 success, and course credit recovery leading to graduation for
35 students not enrolled in school and lacking a high school

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1 diploma.

2 *b.* Increase learning opportunities for students in areas
3 of need in this state, including but not limited to science,
4 technology, engineering, and math (STEM), and science,
5 technology, engineering, arts, and math (STEAM).
6 *c.* Increase opportunities for work-based learning, early
7 literacy intervention, and serving at-risk populations.
8 *d.* Accelerating student learning to prevent learning loss
9 during the COVID-19 pandemic and other significant disruptions
10 to student learning.

11 *e.* Encourage the use of evidence-based practices in
12 innovative environments.

- 13 f. Require the measurement and evaluation of program
14 implementation and learning outcomes.
- 15 g. Establish models of success for Iowa schools.
- 16 h. Create new professional opportunities for teachers and
17 other educators.
- 18 i. Investigate and establish different organizational
19 structures for schools to use to implement a multi-tiered
20 system of supports for students.
- 21 j. Allow greater flexibility to meet the education needs of
22 a diverse student population and changing workforce needs.
- 23 k. Allow for the flexible allocation of resources through
24 implementation of specialized school budgets for the benefit
25 of the schools served.
- 26 l. Allow greater flexibility for districts and schools to
27 focus on closing gaps in student opportunity and achievement
28 for all students from preschool through postsecondary
29 preparation.
- 30 5. A nonpublic school or a religiously affiliated school
31 shall not apply as a founding group to become or establish a
32 charter school under this chapter.
- 33 6. The state board of education shall be the only authorizer
34 of charter schools under this chapter.
- 35 Sec. 2. NEW SECTION. 256E.2 Definitions.

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- 1 As used in this chapter, unless the context otherwise
2 requires:
- 3 1. "*Attendance center*" means a school building that contains
4 classrooms used for instructional purposes for elementary,
5 middle, or secondary school students.
- 6 2. "*Charter school*" means a brick and mortar school
7 established in accordance with this chapter.
- 8 3. "*Department*" means the department of education.
- 9 4. "*Education service provider*" means an education
10 management organization or charter school management
11 organization that is a highly successful charter school
12 operator and with whom a charter school contracts for
13 educational program implementation or comprehensive management.
- 14 5. "*Founding group*" means a group of persons or an education
15 service provider that develops and submits an application for a
16 charter school to the state board under this chapter.
- 17 6. "*Governing board*" means the independent board of a
18 charter school whose members are either elected by the parents
19 and guardians of students enrolled in the charter school if the
20 charter school is established as provided under section 256E.1,
21 subsection 3, paragraph "b", or are appointed by the school
22 board if the charter school is established as provided under
23 section 256E.1, subsection 3, paragraph "a".
- 24 7. "*Highly successful charter school operator*" means an
25 education management organization or charter school management
26 organization, or the principal officers of such organization,

27 that operates as a nonprofit corporation with one or more
28 existing highly successful charter schools that have been in
29 existence and under the same operation and ownership for a
30 minimum of ten years, each of which have exhibited sustained
31 high levels of student growth and achievement and sustained
32 fiscal growth for a minimum of ten years. *“Highly successful*
33 *charter school operator”* does not include an organization that
34 has previously operated charter schools in other areas that
35 were closed for failure to meet targeted student achievement

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1 measures, for lack of enrollment, or for a lack of financial
2 viability.
3 8. *“School board”* means a board of directors regularly
4 elected by the registered voters of an accredited public school
5 district.
6 9. *“State board”* means the state board of education.
7 Sec. 3. **NEW SECTION. 256E.3 Department — duty to monitor.**
8 The department shall monitor the effectiveness of charter
9 schools and shall implement the applicable provisions of this
10 chapter.
11 Sec. 4. **NEW SECTION. 256E.4 Application.**
12 1. The founding group’s application submitted to the state
13 board shall demonstrate the founding group’s academic and
14 operational vision and plans for the proposed charter school,
15 demonstrate the founding group’s capacity to execute the vision
16 and plans, and provide the state board a clear basis for
17 assessing the founding group’s plans and capacity.
18 2. The state board shall establish appropriate application
19 timelines and deadlines for the submission of charter school
20 applications.
21 3. The instructions for completing an application shall
22 include or otherwise inform applicants of all of the following:
23 a. The performance framework adopted by the state board
24 for charter school oversight and evaluation requirements in
25 accordance with sections 256E.8 and 256E.9.
26 b. The criteria the state board will use in evaluating
27 applications.
28 c. The requirements concerning the format and content
29 essential for applicants to demonstrate the capacities
30 necessary to establish and operate a successful charter school.
31 4. An application submitted under this section shall also
32 include all of the following items related to the proposed
33 charter school:
34 a. An executive summary.
35 b. The mission and vision of the proposed charter school,

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1 including identification of the targeted student population and
2 the community the charter school intends to serve.

- 3 c. The location of the proposed charter school or the
4 proposed geographic area where the school is proposed to be
5 located.
- 6 d. Identification of the grades to be served each school
7 year during the duration of the charter school contract.
- 8 e. Minimum, planned, and maximum enrollment per grade for
9 each school year during the duration of the charter school
10 contract.
- 11 f. If the proposed charter school will operate independently
12 from a school district, evidence of need and community support.
13 Evidence of community support shall include at least all of the
14 following:
- 15 (1) A petition in support of the proposed charter school
16 signed by eligible electors equal in number to the greater of
17 one hundred or thirty percent of the number of voters who cast
18 a vote for the board of directors of the school district at the
19 last preceding election of school officials under section 277.1
20 for the school district where the charter school is proposed
21 to be located.
- 22 (2) Evidence of a public hearing held regarding
23 establishing the charter school, including the number of
24 participants and a summary of the comments presented in support
25 and opposition to the charter school proposal. Notice of the
26 public hearing shall be given in the manner required in section
27 24.9.
- 28 g. The Iowa school performance profiles for the school
29 districts in the geographic area where the charter school
30 is proposed to be located, if available, including specific
31 achievement information for the type of students to be served
32 by the charter school with the goal to serve all students who
33 enroll.
- 34 h. Background information on the members of the founding
35 group including the disclosure of any ownership or financial

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- 1 interest in the charter school, including but not limited to
2 the building and real property to be used in the operation of
3 the charter school.
- 4 i. Background information on the governing board,
5 including the initial appointment of a governing board
6 prior to election of such board members, administration, and
7 management personnel of the proposed charter school, if such
8 board members and personnel are known. If board members are
9 appointed or elected subsequent to approval of the charter
10 school application and administration or management personnel
11 are selected and contracted with after approval of the charter
12 school application, background information on such members
13 and personnel shall be provided to the state board prior to
14 entering in a charter school contract.
- 15 j. The charter school's proposed operations calendar and
16 sample daily schedule.

- 17 *k.* A description of the academic program and identification
- 18 of ways the program aligns with state academic standards.
- 19 *l.* A description of the charter school's attendance policy,
- 20 including whether a student can be expelled for violation of
- 21 the charter school's attendance policy.
- 22 *m.* A description of the charter school's instructional
- 23 model, including the type of learning environment, class size
- 24 and structure, curriculum overview, and teaching methods.
- 25 *n.* The charter school's plan for using internal and external
- 26 assessments to measure and report student progress on the
- 27 performance framework in accordance with section 256E.8.
- 28 *o.* Plans for identifying and serving students with
- 29 disabilities, students who are limited English proficient,
- 30 students of low socioeconomic status, at-risk students,
- 31 minority students, students who are academically failing or
- 32 below grade level, and gifted students, including but not
- 33 limited to compliance with applicable laws and regulations.
- 34 *p.* The specific statutes and administrative rules with which
- 35 the charter school does not intend to comply. The department

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- 1 shall provide technical assistance to the applicant concerning
- 2 statutes and administrative rules that may be waived under the
- 3 charter school contract in order to facilitate the goals of the
- 4 charter school.
- 5 *q.* A description of cocurricular and extracurricular
- 6 programs and how the programs will be funded and delivered.
- 7 *r.* Plans and timelines for student recruitment, enrollment,
- 8 and transfers, including enrollment preferences and procedures
- 9 for conducting transparent admissions selections, including
- 10 admissions lotteries.
- 11 *s.* The proposed code of student conduct, including
- 12 applicable procedures and disciplinary sanctions for both
- 13 general students and special education students.
- 14 *t.* A chart or description of the charter school's
- 15 organizational structure and the duties and powers of each
- 16 position or group, including the delineation of authority and
- 17 reporting between the governing board, administration, staff,
- 18 and any related bodies or external organizations that have a
- 19 role in managing the charter school.
- 20 *u.* A staffing chart for the charter school's first year
- 21 and a staffing plan for the duration of the charter school
- 22 contract.
- 23 *v.* Plans for recruiting and developing school
- 24 administrators, staff, and governing board members and the
- 25 charter school's employment policies, including performance
- 26 evaluation plans.
- 27 *w.* Proposed governing bylaws for the charter school,
- 28 including the method of appointment of temporary members prior
- 29 to the election of a governing board, if applicable.
- 30 *x.* Identification and explanation of any partnerships or

31 contractual relationships with the founding group or any of the
32 founding group, the governing board, or school board's members
33 that are related to the charter school's operations or mission.
34 y. The charter school's plans for providing transportation
35 services, food service, and all other operational or ancillary

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1 services, including the manner in which the charter school will
2 comply with federal and state laws and regulations relating to
3 the federal National School Lunch Act and the federal Child
4 Nutrition Act of 1966, 42 U.S.C. §1751-1785, and chapter 283A.
5 z. Proposed opportunities and expectations for parent
6 involvement.
7 aa. A detailed school start-up plan and five-year plan,
8 including all relevant assumptions used, identifying timelines
9 for charter school finances, budget, and insurance coverage,
10 facility construction, preparation, and contingencies, and the
11 identification of persons or positions responsible for each
12 such item. The financial and budget information contained in
13 the start-up plan shall include a detailed description of the
14 charter school's funding for the first year of operation and
15 the percentage of the charter school's funding in each year
16 that will be dedicated to direct classroom expenditures.
17 ab. Evidence of anticipated fundraising contributions, if
18 any.
19 ac. Evidence of the founding group's success in serving
20 student populations similar to that which is proposed in the
21 application and if the founding group operates other charter
22 schools, evidence of past performance of such other charter
23 schools and evidence of the founding group's capacity for an
24 additional charter school.
25 ad. A description of the charter school governing board's
26 performance evaluation measures, methods of contract oversight
27 and dispute resolution, and investment disclosure and conflicts
28 of interest policies.
29 ae. A proposed duration and outline of the charter school
30 contract, including designation of roles, authority, and duties
31 of the governing board and the charter school staff.
32 af. If the application includes a proposal that the
33 governing board contracts with an education service provider,
34 evidence of the education service provider's success in serving
35 student populations similar to that which is proposed in the

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1 application and if the education service provider operates
2 other charter schools, evidence of past performance of such
3 other charter schools and evidence of the education service
4 provider's capacity for growth. Information required under
5 this paragraph shall also include other charter schools
6 proposed by the education service provider or operated by the

7 education service provider that did not open or that have
8 closed.
9 *ag.* If the application includes a proposal that the
10 governing board contracts with an education service provider,
11 a description of the education service provider's performance
12 evaluation measures, compensation structure, methods of
13 contract oversight and dispute resolution, and investment
14 disclosure and conflicts of interest policies.
15 5. If the founding group proposes to establish a charter
16 school by converting an existing attendance center of the
17 school district, the state board shall not approve the
18 application unless the founding group submits evidence that
19 the attendance center's principal, teachers, and parents or
20 guardians of students enrolled at the existing attendance
21 center voted in favor of the conversion. A vote in favor of
22 conversion under this subsection requires the support of the
23 principal and at least fifty percent of the teachers employed
24 at the school on the date of the vote and at least fifty percent
25 of the parents or guardians voting whose children are enrolled
26 at the attendance center, provided that a majority of the
27 parents or guardians eligible to vote participate in the ballot
28 process. A parent or guardian voting in accordance with this
29 subsection must be a resident of this state.
30 6. If the founding group proposes to establish a charter
31 school that operates independently from a school district,
32 the founding group shall provide notice and a copy of the
33 application to the school board of each school district the
34 territory of which are in whole or in part within the charter
35 school's proposed attendance area to be served at least thirty

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1 days prior to submitting an application to the state board.
2 The purpose of the notice is to inform the applicable school
3 districts that the founding group is seeking approval for a
4 charter school. The notice shall also include an offer for
5 the founding group to attend a school board meeting of each
6 applicable school district if so requested. Evidence of the
7 notice and any information derived from any school board
8 meeting attended by the founding group shall be included as
9 part of the application.
10 7. Prior to making a decision on an application for a
11 charter school that operates independently from a school
12 district, the state board shall do all of the following:
13 *a.* Hold a public hearing in the geographic area in which the
14 charter school is proposed to be located. Notice of the public
15 hearing shall be given in the manner required in section 24.9.
16 *b.* Provide a copy of the state board's recommendation
17 following the public hearing under paragraph "a", along with a
18 notice of a state board hearing date to the school district in
19 which the proposed charter school will be physically located.
20 The notice shall specify the process for submitting written

21 comments and for testifying at the state board hearing.
22 c. At the hearing under paragraph “b”, and prior to final
23 decision of the state board, consider the community input
24 received related to the student, taxpayer, and community
25 interests of the affected school districts relative to the
26 needs of the students potentially served by the charter school.
27 8. Following completion of the process required under this
28 section, the state board shall do all of the following:
29 a. Evaluate the charter school application using the
30 principles and standards for quality charter school authorizing
31 developed by the national association of charter school
32 authorizers, including a thorough evaluation of the written
33 application and an in-person interview with the founding group.
34 b. Approve a charter school application only if the
35 founding group has complied with the requirements of this

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1 chapter, has demonstrated competence in each element of the
2 approval criteria, is likely to open and operate a successful
3 charter school, and, if the charter school will operate as
4 provided under section 256E.1, subsection 3, paragraph “b”, the
5 applicant is a highly successful charter school operator or
6 intends to contract with an educational service provider who is
7 a highly successful charter school operator.
8 c. Make application decisions on documented evidence
9 collected through the application review process, including
10 but not limited to testimony presented by the public and an
11 analysis of the fiscal impact on each school district in the
12 charter school’s proposed attendance area to be served, and the
13 impact on the school district in which the charter school will
14 be located.
15 d. Adhere to the policies and criteria that are transparent,
16 based on merit, and avoid conflicts of interest or any
17 appearance thereof.
18 9. a. The state board shall approve or deny a charter
19 school application no later than seventy-five calendar days
20 after the application is received. If the state board denies
21 an application, the state board shall provide notice of denial
22 to the founding group in writing within thirty days after the
23 state board’s action. The notice shall specify the exact
24 reasons for denial and provide documentation supporting those
25 reasons. An approval decision may include, if appropriate,
26 reasonable conditions that the founding group must meet before
27 a charter school contract may be executed pursuant to section
28 256E.5. An approved charter application shall not serve as a
29 charter school contract.
30 b. The state board shall not approve a charter school
31 application if the founding group intends to contract with an
32 education service provider that does not meet the definition of
33 a highly successful charter school.
34 c. The state board shall not approve a charter school

35 application if approval would result in more than five charter

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1 schools that are not geographically dispersed.
2 *d.* The state board shall not approve a charter school
3 application if approval would result in more than one charter
4 school in a major metropolitan area as defined by the United
5 States census bureau.
6 *e.* The state board shall not approve a charter school
7 application if the founding group is applying for more than one
8 charter school, if the founding group has multiple applications
9 before the state board, or if the founding group is proposing
10 to contract with an education service provider that is included
11 in a different founding group's application before the board.
12 *f.* The state board shall not approve a charter school
13 application if the charter school's proposed attendance area to
14 be served includes an area already served by a charter school.
15 10. A decision of the state board relating to an application
16 under this section is not appealable.
17 11. An unsuccessful applicant under this section may
18 subsequently reapply to the state board.
19 **Sec. 6. NEW SECTION. 256E.5 Charter school contract.**
20 1. Within the later of thirty days following approval of
21 a charter school application or upon the satisfaction of all
22 reasonable conditions imposed on the applicant in the charter
23 school approval, if any, an enforceable and renewable charter
24 school contract shall be executed between the founding group
25 and the state board setting forth the academic and operational
26 performance expectations and measures by which the charter
27 school will be evaluated pursuant to sections 256E.8 and 256E.9
28 and the other rights and duties of the parties.
29 2. An initial charter school contract shall be granted for a
30 term of five school budget years. The charter school contract
31 shall include the beginning and ending dates of the charter
32 school contract term. An approved charter school may delay its
33 opening for a period of time not to exceed one school year in
34 order to plan and prepare for the charter school's opening. If
35 the charter school requires an opening delay of more than one

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1 school year, the charter school may request an extension from
2 the state board.
3 3. Each charter school contract shall be signed by the
4 president of the state board and either the president or
5 appropriate officer of the governing body of the founding group
6 or the school board president if the charter school is operated
7 within and as part of a school district.
8 4. Within fifteen days of the execution of a charter school
9 contract entered into by the state board, the state board shall
10 notify the department and the department of management of the

11 name of the charter school and any applicable education service
12 provider, the proposed location of the charter school, and the
13 charter school's first year projected enrollment.

14 5. A charter school approved under this chapter shall not
15 commence operations without a valid charter school contract
16 executed in accordance with this section and approved in an
17 open session of the state board.

18 6. The contract may provide for requirements or conditions
19 to govern and monitor the start-up progress of an approved
20 charter school prior to the opening of the charter school
21 including but not limited to conditions to ensure that the
22 charter school meets all building, health, safety, insurance,
23 and other legal requirements.

24 Sec. 7. NEW SECTION. **256E.6 General operating powers and**
25 **duties.**

26 1. In order to fulfill the charter school's public purpose,
27 a charter school established under this chapter shall be
28 operated in the same manner as a public school attendance
29 center and, unless otherwise provided in this chapter, shall
30 have all the powers necessary for carrying out the terms of
31 the charter school contract including but not limited to the
32 following, as applicable:
33 a. Receive and expend funds for charter school purposes.
34 b. Secure appropriate insurance and enter into contracts and
35 leases. However, a charter school operated within and as part

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1 of a school district shall not pledge, assign, or encumber the
2 school district's assets to be used as collateral for loans or
3 extensions of credit without authority conferred by resolution
4 of the school board.

5 c. Contract with an education service provider for the
6 management and operation of the charter school so long as the
7 governing board retains oversight authority over the charter
8 school.

9 d. Incur debt in anticipation of the receipt of public or
10 private funds.

11 e. Pledge, assign, or encumber the charter school's assets
12 to be used as collateral for loans or extensions of credit.

13 f. Solicit and accept gifts or grants for charter school
14 purposes unless otherwise prohibited by law or by the terms of
15 its charter school contract.

16 g. Acquire from public or private sources real property for
17 use as a charter school or a facility directly related to the
18 operations of the charter school.

19 h. Sue and be sued in the charter school's own name.

20 i. Operate an education program that may be offered by any
21 noncharter public school or school district.

22 2. A charter school established under this chapter is
23 exempt from all state statutes and rules applicable to a school
24 district, except that the charter school and the governing

25 board shall do all of the following:
26 *a.* Meet all applicable federal, state, and local health and
27 safety requirements and laws prohibiting discrimination on the
28 basis of race, creed, color, sex, sexual orientation, gender
29 identity, national origin, religion, ancestry, or disability.
30 If approved under section 256E.1, subsection 3, paragraph
31 “*a*”, the charter school shall be subject to any court-ordered
32 desegregation in effect for the school district at the time
33 the charter school application is approved, unless otherwise
34 specifically provided for in the desegregation order.
35 *b.* Operate as a nonsectarian, nonreligious school and

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1 religious instruction in the charter school is prohibited.
2 *c.* Be free of tuition and application fees to Iowa resident
3 students between the ages of five and twenty-one years.
4 *d.* Be subject to and comply with chapters 216 and 216A
5 relating to civil and human rights.
6 *e.* Provide special education services in accordance with
7 chapter 256B.
8 *f.* Be subject to the same financial audits, audit
9 procedures, and audit requirements as a school district. The
10 audit shall be consistent with the requirements of sections
11 11.6, 11.14, 11.19, and 279.29, and section 256.9, subsection
12 20, except to the extent deviations are necessary because
13 of the program at the school. The department, the auditor
14 of state, or the legislative services agency may conduct
15 financial, program, or compliance audits.
16 *g.* Be subject to and comply with the provisions of chapter
17 285 relating to the transportation of students.
18 *h.* Be subject to and comply with the requirements of section
19 256.7, subsection 21, and the educational standards of section
20 256.11, unless specifically waived by the state board during
21 the application process.
22 *i.* Provide instruction for at least the number of days
23 or hours required by section 279.10, subsection 1, unless
24 specifically waived by the state board as part of the
25 application process.
26 *j.* Be subject to and comply with the provisions of chapters
27 21 and 22.
28 *k.* Be subject to and comply with the provisions of chapter
29 26.
30 *l.* Comply with the requirements of this chapter.
31 3. A charter school shall employ or contract with teachers
32 and administrators as defined in section 272.1, who hold valid
33 licenses with an endorsement for the type of instruction or
34 service for which the teacher or administrator is employed or
35 under contract. All instruction must be provided under the

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- 1 direction of appropriately licensed or certified staff or staff
2 with appropriate endorsements.
3 4. A charter school shall not discriminate in its student
4 admissions policies or practices on the basis of intellectual
5 or athletic ability, measures of achievement or aptitude, or
6 status as a person with a disability. However, a charter
7 school may limit admission to students who are within a
8 particular range of ages or grade levels or on any other basis
9 that would be legal if initiated by a school district. A
10 charter school shall not use an entrance or placement exam to
11 deny enrollment to an eligible student. Enrollment priority
12 shall be given to the siblings of students enrolled in a
13 charter school.
14 5. A charter school shall enroll an eligible student who
15 submits a timely application unless the number of applications
16 exceeds the capacity of a program, class, grade level, or
17 building. In this case, students must be accepted by lot.
18 Upon enrollment of an eligible student, the charter school
19 shall notify the public school district of residence not later
20 than March 1 of the school year preceding the school year of
21 enrollment.
22 6. Each charter school governing board shall be required to
23 adopt a conflict of interest policy and a code of ethics for
24 all board members and employees.
25 7. Each charter school governing board shall adopt a policy
26 regarding the hiring of family members to avoid nepotism in
27 hiring and supervision. The policy shall include but is not
28 limited to a disclosure to the governing board of potential
29 nepotism in hiring and supervision. Any person subject to the
30 policy with a conflict shall not be involved in the hiring
31 decision or supervision of a potential employee.
32 8. Individuals compensated by an education service provider
33 are prohibited from serving as a voting member on the governing
34 board of any charter school.
35 9. If the charter school is operated by an education service

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- 1 provider, the governing board of the charter school shall have
2 access to all records of the education service provider that
3 are necessary to evaluate any provision of the contract or
4 evaluate the education service provider's performance under the
5 contract.
6 10. If the charter school operates independently from
7 a public school district as provided under section 256E.1,
8 subsection 3, paragraph "b", members of the founding group and
9 persons compensated by the founding group are prohibited from
10 serving as a voting member of the governing board.
11 Sec. 8. **NEW SECTION. 256E.7 Funding.**
12 1. Each student enrolled in a charter school established

13 under this chapter shall be counted, for state school
14 foundation purposes, in the student's district of residence
15 pursuant to section 257.6, subsection 1, paragraph "a",
16 subparagraph (9), including any applicable amounts under
17 section 256B.9. For purposes of this section, residence means
18 a residence under section 282.1.
19 2. The school district of residence shall pay to the charter
20 school in which the student is enrolled in the manner required
21 under section 282.18, and pursuant to the timeline in section
22 282.20, subsection 3, an amount equal to the sum of the state
23 cost per pupil for the previous school year plus the teacher
24 leadership supplement state cost per pupil for the previous
25 fiscal year as provided in section 257.9 plus any moneys
26 received for the pupil as a result of the non-English speaking
27 weighting under section 280.4, subsection 3, for the previous
28 school year multiplied by the state cost per pupil for the
29 previous year. If a student is an eligible pupil under section
30 261E.6, the charter school shall pay the tuition reimbursement
31 amount to an eligible postsecondary institution as provided
32 in section 261E.7. If the student is no longer eligible for
33 non-English speaking weighting under section 280.4, subsection
34 3, as a result of proficiency, the amount required to be paid
35 to the charter school as the result of non-English speaking

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1 weighting shall be zero. For a student requiring special
2 education, the school district of residence shall pay to the
3 charter school the actual costs incurred in providing the
4 appropriate special education.
5 3. If necessary, and pursuant to rules adopted by the state
6 board, funding amounts required under this section for the
7 first school year of a new charter school shall be based on
8 enrollment estimates for the charter school included in the
9 charter school contract and shall be paid by the department of
10 education from the appropriation under subsection 4. Initial
11 amounts paid using estimated enrollments shall be reconciled
12 during the subsequent payment based on actual enrollment of the
13 charter school during the first school year.
14 4. There is appropriated annually from the general fund of
15 the state to the department of education an amount necessary
16 to pay all applicable amounts to charter schools for the first
17 school year of each new charter school under subsection 3 and
18 the amount otherwise required to be paid under subsection 2 for
19 a student enrolled in the charter school who was not included
20 in the actual enrollment of the district of residence under
21 section 257.6, subsection 1, in the previous school year.
22 5. If a student leaves the charter school and enrolls in
23 a public school district, the charter school shall pay to
24 the district in which the student enrolls a prorated amount
25 of funding associated with the remainder of the school year.
26 If the amount paid to the charter school for the student's

27 enrollment was paid under subsection 4 and the student leaves
28 the charter school but does not enroll in a public school
29 district, the charter school shall repay to the department
30 of education a prorated amount of the funding of the student
31 associated with the remainder of the school year.
32 Sec. 9. NEW SECTION. 256E.8 Performance framework.
33 1. The performance provisions within the charter school
34 contract shall be based on a performance framework adopted
35 by the state board that clearly sets forth the academic and

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1 operational performance indicators, measures, and metrics that
2 will guide the evaluation of the charter school by the state
3 board, without compromising individual student privacy. The
4 performance framework shall include but is not limited to
5 indicators, measures, and metrics for all of the following:
6 a. Student academic proficiency.
7 b. Student academic growth.
8 c. Achievement gaps in both proficiency and growth between
9 specified populations or groups of students, including groups
10 based on gender, race, poverty, special education status,
11 limited English proficiency, and gifted status.
12 d. Attendance.
13 e. Enrollment attrition.
14 f. Postsecondary readiness for students in grades nine
15 through twelve.
16 g. Goals specified in the charter school's mission.
17 h. Financial performance and sustainability.
18 i. Governing board performance and stewardship, including
19 compliance with all applicable laws, regulations, and terms of
20 the charter contract.
21 2. Annual performance targets shall be agreed upon between
22 each charter school and the state board. Such performance
23 targets shall be contained in the charter school contract and
24 shall be designed to help each charter school meet applicable
25 federal, state, and local standards. The performance targets
26 contained in the charter school contract may be amended by
27 mutual agreement after the charter school is operating and has
28 collected initial achievement data for the charter school's
29 students.
30 3. The state board is responsible for collecting,
31 analyzing, and reporting all data from state assessments and
32 other state data sources in accordance with the performance
33 framework. However, all efforts shall be made by all
34 parties to the charter school contract to eliminate or reduce
35 duplicative data reporting requirements.

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1 4. Each charter school established under this chapter
2 shall be evaluated and graded by the department pursuant to

3 the attendance center performance ranking system developed and
4 adopted by the department.

5 Sec. 10. NEW SECTION. **256E.9 Oversight — corrective action**
6 **— contract renewal — revocation.**

7 1. The state board shall monitor the performance and
8 compliance of each charter school the state board approves,
9 including collecting and analyzing data according to the
10 charter school contract in order to meet the requirements
11 of this chapter. Such oversight may include inquiries and
12 investigation of the charter school so long as the activities
13 are consistent with the intent of this chapter, adhere to the
14 terms of the charter school contract, and do not unduly inhibit
15 the autonomy granted to the charter school. Any performance
16 report resulting from an inquiry or investigation under this
17 section shall, upon conclusion of such action, be included in
18 the annual report required under section 256E.11.

19 2. As part of the charter school contract, the charter
20 school shall be required to submit an annual report to assist
21 the state board in evaluating the charter school's performance
22 and compliance with the performance framework.

23 3. If a charter school's performance under the charter
24 school contract or compliance with applicable laws or rules is
25 unsatisfactory, the state board shall notify the charter school
26 of the perceived problem and provide reasonable opportunity for
27 the school to remedy the problem, unless the problem warrants
28 revocation, in which case the revocation provisions of this
29 section apply.

30 4. If at any time during a fiscal year, a charter school
31 knows or reasonably should know that the charter school has
32 or will become unable to pay in full the charter school's
33 projected expenses as such expenses become due, the governing
34 board shall immediately notify the state board and shall
35 provide the state board with all financial information relating

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1 to revenues and expenses of the charter school necessary for
2 the state board to determine the extent and cause of any
3 potential operating deficit.

4 5. The state board shall take appropriate corrective
5 actions or impose sanctions, up to and including revocation, in
6 response to deficiencies in the charter school's performance
7 or compliance with applicable laws and rules. Such actions or
8 sanctions shall include requiring the charter school to develop
9 and execute a corrective action plan within a specified time
10 period or a plan to transition students to their district of
11 residence or a neighboring district through open enrollment
12 pursuant to section 282.18, subsection 4, if revocation is
13 required.

14 6. A charter school contract may be renewed for periods of
15 time not to exceed an additional five years.

16 7. Annually, by June 30, the state board shall issue a

17 charter school performance report for each authorized charter
18 school. The performance report shall summarize the charter
19 school's performance record to date, including the school's
20 performance profile, based on the data required by the charter
21 school contract and by this chapter and shall identify concerns
22 that may jeopardize renewal of the charter school contract if
23 not remedied. The charter school shall have sixty days to
24 respond to the performance report and submit any corrections or
25 clarifications for the report.

26 8. No later than October 1, the governing board of a charter
27 school seeking renewal shall submit a renewal application
28 to the state board. Each renewal application shall comply
29 with all applicable requirements of section 256E.4, including
30 any changes to the original charter application. A renewal
31 or denial shall be approved by resolution of the state
32 board within sixty days following the filing of the renewal
33 application.

34 9. Unless eligible for expedited renewal under subsection
35 13, when reviewing a charter school contract renewal

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1 application, the state board shall do all of the following:

2 a. Use evidence of the school's performance over the term of
3 the charter school contract in accordance with the applicable
4 performance framework, the annual financial audit of the
5 charter school, the ability to adequately serve the enrollment
6 as provided in section 256E.6, subsection 5, and the charter
7 school's performance profile.

8 b. Ensure that data used in making renewal decisions is
9 available to the charter school and the public.

10 c. Provide a report summarizing the evidence that served as
11 a basis for the decision.

12 10. A charter school contract may be revoked at any time
13 or not renewed if the state board determines that the charter
14 school did any of the following:

15 a. Committed a material violation of any of the terms,
16 conditions, standards, or procedures required under the charter
17 school contract or this chapter.

18 b. Failed to meet or make sufficient progress toward the
19 performance expectations set forth in the charter school
20 contract.

21 c. Failed to meet generally accepted standards of fiscal
22 management.

23 d. Violated a provision of law from which the charter school
24 was not exempted.

25 11. The state board shall develop charter school contract
26 revocation and nonrenewal standards and procedures that do all
27 of the following:

28 a. Provide the charter school with a timely notice of the
29 possibility of revocation or nonrenewal and of the reasons
30 therefor.

- 31 *b.* Allow the charter school a reasonable period of time in
- 32 which to prepare a response to any notice received.
- 33 *c.* Provide the charter school an opportunity to submit
- 34 documents and give testimony challenging the decision to revoke
- 35 the charter school contract or the decision to not renew the

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- 1 contract.
- 2 *d.* Allow the charter school the opportunity to hire legal
- 3 representation and to call witnesses.
- 4 *e.* Permit the audio or video recording of such proceedings
- 5 described in paragraphs “*c*” and “*d*”.
- 6 *f.* Require a final decision to be conveyed in writing to the
- 7 charter school.
- 8 12. A decision to revoke or to not renew a charter school
- 9 contract shall be by resolution of the state board and shall
- 10 clearly state the reasons for the revocation or nonrenewal.
- 11 13. If a charter school has been evaluated and graded to
- 12 be in the exceptional category, or the highest rated category
- 13 under a succeeding evaluation system, under the evaluation and
- 14 grading required under section 256E.8, subsection 4, and the
- 15 school’s performance profile for the immediately preceding two
- 16 school years, and the charter school is in compliance with
- 17 the current charter school contract and all provisions of
- 18 this chapter, the charter school’s application renewal under
- 19 subsection 8 shall be renewed for an additional period of time
- 20 equal to the length of the original charter school contract or
- 21 the most recent renewal of the contract, whichever is longer,
- 22 unless the state board provides written notice to the charter
- 23 school of the state board’s rejection of the expedited renewal
- 24 within sixty days of the filing of the application. The
- 25 state board shall not reject an expedited renewal application
- 26 unless the state board finds exceptional circumstances for
- 27 the rejection or seeks material changes to the charter school
- 28 contract.
- 29 14. When considering a charter school renewal application,
- 30 the state board shall comply with the criteria for review and
- 31 approval of applications under section 256E.4.
- 32 **Sec. 11. NEW SECTION. 256E.10 Procedures for charter school**
- 33 **closure — student enrollment.**
- 34 1. Prior to any charter school closure decision, the state
- 35 board shall develop a charter school closure protocol to ensure

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- 1 timely notice to parents and guardians, provide for the orderly
- 2 transition of students and student records to new schools, and
- 3 to provide proper disposition of school funds, property, and
- 4 assets in accordance with the requirements of this chapter.
- 5 The protocol shall specify required actions and timelines and
- 6 identify responsible parties for each such action.

7 2. In the event of a charter school closure, the assets of
8 the charter school shall be used first to satisfy outstanding
9 payroll obligations for employees of the school, then to
10 creditors of the school, then to the public school district in
11 which the charter school operated, if applicable, and then to
12 the state general fund. If the assets of the charter school
13 are insufficient to pay all obligations of the charter school,
14 the prioritization of the distribution of assets shall be
15 consistent with this subsection and otherwise determined by the
16 district court.

17 Sec. 12. NEW SECTION. **256E.11 Reports.**

18 1. Each charter school shall prepare and file an annual
19 report with the department. The department shall prescribe
20 by rule the required contents of the report, but each such
21 report shall include information regarding student achievement,
22 including annual academic growth and proficiency, graduation
23 rates, and financial performance and sustainability. The
24 reports are public records and the examination, publication,
25 and dissemination of the reports are governed by the provisions
26 of chapter 22.

27 2. The state board shall prepare and file with the general
28 assembly by December 1, annually, a comprehensive report with
29 findings and recommendations relating to the charter school
30 program in the state and whether the charter school program
31 under this chapter is meeting the goals and purposes of the
32 program. The report also shall contain, for each charter
33 school, a copy of the charter school's mission statement,
34 attendance statistics and dropout rate, aggregate assessment
35 test scores, projections of financial stability, and the number

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1 and qualifications of teachers and administrators.

2 Sec. 13. Section 256F.3, Code 2021, is amended by adding the
3 following new subsection:

4 NEW SUBSECTION. 8A. The state board shall not approve a new
5 charter school under this chapter on or after July 1, 2021.

6 Sec. 14. NEW SECTION. **256F.12 Operation of existing charter**
7 **schools — repeal.**

8 1. Charter schools established under this chapter prior
9 to July 1, 2021, may continue to operate under and be subject
10 to the requirements of this chapter until the charter school
11 receives approval from the state board under chapter 256E, but
12 not later than July 1, 2024.

13 2. This chapter is repealed July 1, 2024.

14 Sec. 15. Section 257.6, subsection 1, paragraph a, Code
15 2021, is amended by adding the following new subparagraph:
16 NEW SUBPARAGRAPH. (9) Resident pupils enrolled in a charter
17 school under chapter 256E or 256F.

18 Sec. 16. Section 257.31, subsection 5, paragraph d, Code
19 2021, is amended to read as follows:

20 d. The closing of a nonpublic school, wholly or in part, or

21 the opening or closing of a ~~pilot~~ charter school.

22 Sec. 17. Section 282.9, subsection 1, Code 2021, is amended
23 to read as follows:

24 1. Notwithstanding sections ~~275.55A~~, 256E.6, 256F.4,
25 ~~275.55A~~, and 282.18, or any other provision to the contrary,
26 prior to knowingly enrolling an individual who is required
27 to register as a sex offender under chapter 692A, but who is
28 otherwise eligible to enroll in a public school, the board of
29 directors of a school district shall determine the educational
30 placement of the individual. Upon receipt of notice that a
31 student who is enrolled in the district is required to register
32 as a sex offender under chapter 692A, the board shall determine
33 the educational placement of the student. The tentative agenda
34 for the meeting of the board of directors at which the board
35 will consider such enrollment or educational placement shall

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1 specifically state that the board is considering the enrollment
2 or educational placement of an individual who is required
3 to register as a sex offender under chapter 692A. If the
4 individual is denied enrollment in a school district under this
5 section, the school district of residence shall provide the
6 individual with educational services in an alternative setting.

7 Sec. 18. Section 282.18, subsection 4, paragraph b, Code
8 2021, is amended to read as follows:

9 *b.* For purposes of this section, “*good cause*” means a change
10 in a child’s residence due to a change in family residence, a
11 change in the state in which the family residence is located,
12 a change in a child’s parents’ marital status, a guardianship
13 or custody proceeding, placement in foster care, adoption,
14 participation in a foreign exchange program, or participation
15 in a substance abuse or mental health treatment program, a
16 change in the status of a child’s resident district such as
17 removal of accreditation by the state board, surrender of
18 accreditation, or permanent closure of a nonpublic school,
19 revocation of a charter school contract as provided in section
20 256E.9 or 256F.8, the failure of negotiations for a whole grade
21 sharing, reorganization, dissolution agreement or the rejection
22 of a current whole grade sharing agreement, or reorganization
23 plan. If the good cause relates to a change in status of a
24 child’s school district of residence, however, action by a
25 parent or guardian must be taken to file the notification
26 within forty-five days of the last board action or within
27 thirty days of the certification of the election, whichever is
28 applicable to the circumstances.>

29 2. Title page, line 1, after <programs> by inserting <and
30 making appropriations>

H-1245

- 1 Amend House File 761, as passed by the House, as follows:
2 1. Page 1, by striking line 6 and inserting <program to
3 provide grants in the following order of priority:>
4 2. Page 1, line 13, after <Local> by inserting <volunteer>

SENATE AMENDMENT

H-1246

- 1 Amend the amendment, H-1236, to House File 813, as follows:
2 1. Page 1, by striking lines 5 through 7 and inserting
3 <public notice as provided in section 21.4,>
4 2. Page 1, by striking lines 8 through 12.
5 3. By renumbering as necessary.

GOBBLE of Polk

H-1247

- 1 Amend House File 785 as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <Section 1. Section 99B.1, subsection 1, Code 2021, is
5 amended to read as follows:
6 1. “*Amusement concession*” means a game of skill or
7 game of chance with an instant win possibility where, if
8 the participant completes a task, the participant wins a
9 prize. “*Amusement concession*” includes but is not limited to
10 carnival-style games that are conducted by a person for profit.
11 “*Amusement concession*” does not include casino-style games,
12 nudge games, swap games, or amusement devices required to be
13 registered pursuant to section 99B.53.
14 Sec. 2. Section 99B.1, Code 2021, is amended by adding the
15 following new subsections:
16 NEW SUBSECTION. 24A. “*Nudge game*” means any game or phase
17 of a game in which a participant spins reels or simulated reels
18 and may choose to nudge one or more reels in any direction to
19 complete a winning combination or pattern.
20 NEW SUBSECTION. 28. “*Swap game*” means any game or phase of
21 a game in which a participant spins reels or simulated reels
22 and may choose to swap, move, or substitute one or more icons
23 or symbols to create a winning combination or pattern.
24 Sec. 3. Section 99B.31, subsection 1, paragraph k, Code
25 2021, is amended to read as follows:
26 k. The amusement concession is not designed or adapted with
27 any control device to permit manipulation of the amusement
28 concession by the operator in order to prevent a player
29 participant from winning or to predetermine who the winner will
30 be.
31 Sec. 4. Section 99B.31, Code 2021, is amended by adding the

32 following new subsection:

33 NEW SUBSECTION. 1A. An electronic or computerized game with
34 a video display screen may be licensed by the department as an
35 amusement concession if all of the following requirements are

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1 met:

2 a. Except as otherwise provided by this subsection, the
3 game complies with all requirements of subsection 1 and all
4 applicable rules promulgated by the department.

5 b. The game is conducted through continuous gameplay. For
6 the purposes of this paragraph, "*continuous gameplay*" means play
7 on a single video screen that is not refreshed, updated, or
8 renewed through the expenditure of additional money, tokens, or
9 credits by a game participant. The game may allow two or more
10 persons to participate in the same continuous gameplay at the
11 same time.

12 c. Prizes shall be awarded based solely upon a participant's
13 successful completion of a required skill or task in the course
14 of the game's play. A person shall actively participate in
15 the game's play by directing or otherwise manipulating a game
16 function or operation in order to complete the required skill
17 or task. Participant skill shall be necessary to influence
18 the outcome of the game's play but is not required to be the
19 predominant factor in determining whether a prize is awarded.
20 d. The game is not a nudge game, swap game, or a mechanical
21 or electrical device that displays spinning reels or simulated
22 reels.

23 e. The game may be programmed to ensure a set payout
24 percentage to participants of at least eighty percent. If a
25 game is programed with a set payout percentage, the operator
26 shall prominently post in a manner visible to all playing
27 positions the percentage applicable to the game's play.
28 f. The game may be programmed to award prizes by allowing a
29 player to complete tasks or use skills at variable frequency
30 or difficulty. The game may not be programmed to prevent the
31 completion of any advertised or offered skills or tasks.>

32 2. Title page, by striking lines 1 and 2 and inserting <An
33 Act relating to amusement concessions.>

BOSSMAN of Woodbury

H-1248

1 Amend the amendment, H-1162, to House File 775, as follows:

2 1. Page 1, by striking lines 4 through 8 and inserting

3 <**surveillance devices — trespass.**

4 A person committing a trespass as defined in section

5 716.7 who knowingly places or uses a camera or electronic

6 surveillance device that transmits or records images or data

7 while the device is on the trespassed property commits an

- 8 aggravated>
9 2. Page 1, after line 10 by inserting:
10 <__. Title page, by striking line 2 and inserting
11 <placement or use of a camera or electronic surveillance device
12 while trespassing,>>
13 3. By renumbering as necessary.

KLEIN of Washington

H-1249

- 1 Amend House File 460 as follows:
2 1. Page 2, by striking lines 11 through 14 and inserting
3 <rebuttable presumption that the electric supplier did not
4 commit trespass.>

BOHANNAN of Johnson

H-1250

- 1 Amend House File 813 as follows:
2 1. Page 15, line 31, after <contract.> by inserting <The
3 provisions of chapter 731 apply to charter schools established
4 under this chapter and to any education service provider
5 managing or operating a charter school under this chapter,
6 and the employees of the charter school or education service
7 provider, if applicable, may engage in collective bargaining
8 pursuant to chapter 731 and as provided under applicable
9 federal law.>

CAHILL of Marshall

H-1251

- 1 Amend House File 813 as follows:
2 1. Page 15, line 31, after <contract.> by inserting
3 <The charter school, if established under section 256E.4,
4 is a public employer for purposes of chapter 20 relating to
5 public employment relations and, if a bargaining unit has
6 been determined under chapter 20, the governing board and the
7 certified bargaining representative for the licensed employees
8 of the charter school shall engage in collective bargaining in
9 accordance with chapter 20.>

DONAHUE of Linn

H-1252

- 1 Amend House File 813 as follows:
2 1. Page 15, by striking lines 21 and 22 and inserting
3 <256.11.>

SMITH of Black Hawk

H-1253

- 1 Amend House File 813 as follows:
- 2 1. Page 15, after line 26 by inserting:
- 3 <0j. Provide full-time in-person instruction for each grade
- 4 level offered by the charter school. The charter school shall
- 5 not provide instruction through remote learning or hybrid
- 6 instruction.>
- 7 2. By renumbering, redesignating, and correcting internal
- 8 references as necessary.

MASCHER of Johnson

H-1254

- 1 Amend House File 815 as follows:
- 2 1. Page 1, line 19, by striking <subsection 2 and> and
- 3 inserting <subsection 2.>
- 4 2. Page 1, by striking lines 20 through 28.

WILLS of Dickinson

H-1255

- 1 Amend House File 813 as follows:
- 2 1. Page 15, after line 27 by inserting:
- 3 <2A. The governing board's meetings shall be conducted in a
- 4 manner that is open to the public and the governing board shall
- 5 be a governmental body for purposes of chapter 21.>
- 6 2. By renumbering, redesignating, and correcting internal
- 7 references as necessary.

GOBBLE of Polk

H-1256

- 1 Amend House File 813 as follows:
- 2 1. Page 6, after line 18 by inserting:
- 3 <ab. A description of the charter school's attendance
- 4 policy, including whether a student can be expelled or
- 5 suspended for violation of the charter school's attendance
- 6 policy.>
- 7 2. Page 11, after line 13 by inserting:
- 8 <ab. A description of the charter school's attendance
- 9 policy, including whether a student can be expelled or
- 10 suspended for violation of the charter school's attendance
- 11 policy.>

WINCKLER of Scott

H-1257

- 1 Amend House File 813 as follows:
2 1. Page 2, by striking lines 7 through 9.
3 2. By renumbering, redesignating, and correcting internal
4 references as necessary.

WINCKLER of Scott

H-1258

- 1 Amend House File 831 as follows:
2 1. Page 1, by striking lines 11 through 17 and inserting:
3 <2. As used in section 724.26, “conviction” does not include
4 a deferred judgment that has been expunged pursuant to section
5 907.3, subsection 1, paragraph “c”, or any conviction that
6 has been expunged or for which a person has been pardoned
7 or has had the person’s rights restored in accordance
8 with section 724.27 unless such expungement, pardon, or
9 restoration expressly provides that the person shall not ship,
10 transport, possess, or receive firearms, offensive weapons, or
11 ammunition.>
12 2. Page 1, line 28, by striking <Nonviolent class> and
13 inserting <Class>
14 3. Page 1, by striking lines 30 through 34 and inserting:
15 <1. Upon application of a defendant convicted of a class
16 “D” felony offense listed in subsection 2, or convicted under
17 prior law of an offense comparable to a class “D” felony listed
18 in subsection 2, the court shall enter an order expunging the
19 conviction if the defendant has proven all of the following:>
20 4. By striking page 2, line 21, through page 3, line 32, and
21 inserting:
22 <2. A conviction for the following class “D” felonies shall
23 be expunged if all of the conditions specified in subsection 1
24 are satisfied:
25 a. A conviction for violations involving excursion gambling
26 boats and gambling structures under section 99F.15, subsection
27 4.
28 b. A conviction for unlawful betting where the potential
29 winnings from the bet exceed one thousand dollars in value
30 under section 99F.15, subsection 6, paragraph “b”.
31 c. A conviction for forgery or fraud related to lottery
32 tickets, lottery equipment or materials, or lottery activities
33 under section 99G.36.
34 d. A conviction for the manufacture, delivery, or possession
35 with the intent to manufacture or deliver fifty kilograms or

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- 1 less of marijuana or involving flunitrazepam under section
2 124.401, subsection 1, paragraph “d”.
3 e. A conviction for possession with the intent to

4 manufacture a controlled substance under section 124.401,
5 subsection 4.
6 *f.* A conviction for knowingly or intentionally possessing
7 a controlled substance under section 124.401, subsection 5,
8 unnumbered paragraph 1, when the person has previously been
9 convicted two or more times of violating chapter 124, 124B, or
10 453B, or chapter 124A as it existed prior to July 1, 2017.
11 *g.* A conviction for gatherings where controlled substances
12 are unlawfully used under section 124.407, subsection 2.
13 *h.* A conviction for a third or subsequent offense of
14 operating while under the influence of alcohol or a drug or
15 while having an alcohol concentration of .08 or more under
16 section 321J.2, subsection 2, paragraph “c”.
17 *i.* A conviction for a violation involving a taxable
18 substances tax stamp, label, or official insignia under section
19 453B.12, subsection 2, 3, or 4.
20 *j.* A conviction for a conspiracy to commit a felony other
21 than a forcible felony under section 706.3, subsection 2.
22 *k.* A conviction for violating a custodial order under
23 section 710.6, subsection 1.
24 *l.* A conviction for burglary in the third degree under
25 section 713.6A, subsection 1.
26 *m.* A conviction for theft in the second degree under section
27 714.2, subsection 2.
28 *n.* A conviction for fraudulent practices in the second
29 degree under section 714.10.
30 *o.* A conviction for intellectual property counterfeiting in
31 the second degree under section 714.26, subsection 2, paragraph
32 “b”.
33 *p.* A conviction for a computer and spyware offense causing
34 pecuniary losses exceeding one thousand dollars under section
35 715.7, subsection 2.

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1 *q.* A conviction for forgery under section 715A.2, subsection
2 2, paragraph “a”.
3 *r.* A conviction for criminal mischief in the second degree
4 under section 716.4.
5 *s.* A conviction for trespass under section 716.7, subsection
6 2, paragraph “a”, subparagraph (6).
7 *t.* A conviction for a second or subsequent violation of food
8 operation trespass under section 716.8, subsection 8, paragraph
9 “b”.
10 *u.* A conviction for railroad vandalism in the fourth degree
11 under section 716.10, subsection 2, paragraph “d”.
12 *v.* A conviction for a third offense of illegal gaming in the
13 fourth degree under section 725.7, subsection 2, paragraph “a”,
14 subparagraph (3).
15 *w.* A conviction for a second offense of illegal gaming in
16 the third degree under section 725.7, subsection 2, paragraph
17 “b”, subparagraph (2).

18 x. A conviction for a first offense of illegal gaming in the
19 second degree under section 725.7, subsection 2, paragraph “c”,
20 subparagraph (1).
21 3. The application shall be filed in the criminal court
22 case in which the conviction being sought to be expunged was
23 entered.>
24 5. Page 4, by striking lines 4 through 18 and inserting:
25 <5. A person shall be granted an expungement of a conviction
26 under this section one time in the person’s lifetime. However,
27 the one application may request the expungement of more than
28 one conviction if the convictions were entered in the same
29 court file and arose from the same transaction or occurrence
30 and the convictions are for criminal offenses that are
31 eligible to be expunged under either this section or section
32 901C.3. The expungement of a misdemeanor conviction under this
33 subsection shall not be considered an expungement under section
34 901C.3 for purposes of section 901C.3, subsection 3.>
35 6. Page 4, line 21, by striking <expunged record under

PAGE 4

1 this section> and inserting <court record of the expunged
2 conviction>
3 7. Page 4, line 26, by striking <record of>
4 8. Page 4, line 32, by striking <case> and inserting
5 <conviction>
6 9. Page 4, by striking lines 34 and 35 and inserting:
7 <9. This section applies to a class “D” felony conviction
8 entered prior to, on, or after July 1, 2021.>
9 10. Title page, line 2, by striking <nonviolent>
10 11. By renumbering, redesignating, and correcting internal
11 references as necessary.

WOLFE of Clinton

H-1259

1 Amend House File 813 as follows:
2 1. Page 15, after line 27 by inserting:
3 <k. Be subject to and comply with the core content standards
4 adopted under section 256.7, subsection 28.>

EHLERT of Linn

H-1260

1 Amend House File 813 as follows:
2 1. Page 19, after line 6 by inserting:
3 <6. The charter school and assessments conducted by the
4 charter school shall meet the requirements of section 256.7,
5 subsection 21.>

WINCKLER of Scott

H-1261

- 1 Amend House File 813 as follows:
- 2 1. Page 17, before line 30 by inserting:
- 3 <5. Moneys received under section 257.14 as a budget
- 4 adjustment for a school district shall not be paid to or
- 5 otherwise expended for purposes related to a charter school.>

SMITH of Black Hawk

H-1262

- 1 Amend the amendment, H-1240, to House File 813, as follows:
- 2 1. Page 2, line 8, after <education.> by inserting <A
- 3 student requiring special education shall not be enrolled in a
- 4 charter school unless the charter school maintains a special
- 5 education instructional program which is appropriate to meet
- 6 the student's educational needs and the enrollment of the
- 7 student in the charter school would not cause the size of the
- 8 class or caseload in that special education instructional
- 9 program in the charter school to exceed the maximum class size
- 10 or caseload established pursuant to rules adopted by the state
- 11 board of education and, if the student would be assigned to a
- 12 general education class, there is sufficient classroom space
- 13 for the general education class to which the student would be
- 14 assigned.>

WINCKLER of Scott

H-1263

- 1 Amend House File 813 as follows:
- 2 1. Page 19, line 22, by striking <may> and inserting <shall>

STECKMAN of Cerro Gordo

H-1264

- 1 Amend House File 813 as follows:
- 2 1. Page 15, after line 27 by inserting:
- 3 <k. Be subject to and comply with the rules adopted under
- 4 section 256.7, subsection 26.>

DONAHUE of Linn

H-1265

- 1 Amend House File 813 as follows:
- 2 1. Page 15, after line 27 by inserting:
- 3 <k. Be subject to and comply with chapters 20 and 279
- 4 relating to contracts with and discharge of teachers and
- 5 administrators.>

WINCKLER of Scott

H-1266

- 1 Amend the amendment, H-1240, to House File 813, as follows:
2 1. Page 1, by striking lines 5 through 16.
3 2. By renumbering as necessary.

WINCKLER of Scott

H-1267

- 1 Amend the amendment, H-1240, to House File 813 as follows:
2 1. Page 1, line 19, by striking <A majority of the> and
3 inserting <The>
4 2. Page 1, lines 20 and 21, by striking <geographic area
5 served by the charter school> and inserting <public school
6 district where the charter school is located>

WINCKLER of Scott

H-1268

- 1 Amend the amendment, H-1240, to House File 813, as follows:
2 1. Page 1, after line 17 by inserting:
3 <__. Page 15, by striking lines 17 and 18.>
4 2. Page 1, line 21, after <school.> by inserting <Each
5 member of the governing board who is not a resident of the
6 geographic area served by the charter school must be a resident
7 of this state.>
8 3. Page 1, before line 22 by inserting:
9 <11. The governing board shall post the charter school's
10 annual budget on the charter school's internet site for public
11 viewing within ten days of approval of the budget. Each posted
12 budget shall continue to be accessible for public viewing on
13 the internet site for all subsequent budget years.>
14 4. Page 2, after line 23 by inserting:
15 <__. By renumbering, redesignating, and correcting
16 internal references as necessary.>
17 5. By renumbering as necessary.

WHEELER of Sioux

H-1269

- 1 Amend House File 798 as follows:
2 1. Page 1, line 4, by striking <on a public highway.> and
3 inserting <while in pursuit of game. This subsection does
4 not prohibit a person who uses a stationary motor-driven land
5 conveyance intended to accommodate that person's physical
6 disability from hunting from the conveyance, as provided by
7 rules adopted by the department pursuant to this chapter or
8 chapter 483A.>
9 2. Title page, line 2, by striking <on a public highway,>

10 and inserting <while in pursuit of game,>

JONES of Clay

H-1270

1 Amend House File 847 as follows:

2 1. Page 14, after line 1 by inserting:

3 <DIVISION ____

4 SAVE WOMEN'S SPORTS ACT

5 Sec. ____ NEW SECTION. **261I.1 Short title.**

6 This chapter shall be known and may be cited as the "*Save*
7 *Women's Sports Act*".

8 Sec. ____ NEW SECTION. **261I.2 Definition.**

9 As used in this chapter, "*educational institution*" means a
10 public or accredited nonpublic school, regents institution,
11 community college, or any other institution of higher
12 education that is a member of the national collegiate athletic
13 association, national association of intercollegiate athletics,
14 or national junior college athletic association.

15 Sec. ____ NEW SECTION. **261I.3 Designation of athletic teams**
16 **or sports by sex — eligibility.**

17 1. Interscholastic or intramural athletic teams or sports
18 that are sponsored by an educational institution shall be
19 expressly designated as one of the following based on the
20 biological sex of the participating students:

21 a. Males, men, or boys.

22 b. Females, women, or girls.

23 c. Coed or mixed.

24 2. Notwithstanding section 216.9, students of the male sex
25 shall be ineligible to participate in athletic teams or sports
26 designated for females, women, or girls.

27 Sec. ____ NEW SECTION. **261I.4 Disputes of biological sex.**

28 If the biological sex of a student is disputed, the student
29 may establish the student's sex by presenting a signed
30 statement by a licensed physician that indicates the student's
31 sex based solely upon all of the following factors:

32 1. The student's biological sex, as ascertained at or
33 before birth in accordance with the student's genetics and
34 reproductive biology.

35 2. The student's normal, endogenously produced levels of

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1 testosterone.

2 3. An analysis of the student's genetic makeup.

3 Sec. ____ NEW SECTION. **261I.5 Adverse action against**
4 **educational institutions prohibited.**

5 Notwithstanding section 216.9, a government entity,
6 licensing or accrediting organization, or athletic association
7 or organization shall not consider a complaint, open an
8 investigation, or take any other adverse action against

9 an educational institution for maintaining separate
10 interscholastic or intramural athletic teams or sports for
11 students of the female sex.
12 Sec. ____ NEW SECTION. 261I.6 Causes of action — damages.
13 1. A student who is deprived of an athletic opportunity or
14 suffers any direct or indirect harm as a result of a violation
15 of this chapter by an educational institution shall have a
16 private cause of action for injunctive relief, damages, and any
17 other relief available provided by law against the educational
18 institution.
19 2. A student who is subject to retaliation or other adverse
20 action by an educational institution or athletic association
21 or organization as a result of reporting a violation of this
22 chapter to an employee or representative of the institution
23 or athletic association or organization or to any state or
24 federal agency with oversight of educational institutions in
25 this state shall have a private cause of action for injunctive
26 relief, damages, and any other relief provided by law against
27 the institution or athletic association or organization.
28 3. An educational institution that suffers any direct or
29 indirect harm by a government entity, licensing or accrediting
30 organization, or athletic association or organization as a
31 result of a violation of this chapter shall have a private
32 cause of action for injunctive relief, damages, and any other
33 relief provided by law against the government entity, licensing
34 or accrediting organization, or athletic association or
35 organization.

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1 4. A civil action under this section must be initiated
2 within two years after a violation of this chapter has
3 occurred. A person who prevails in such an action shall be
4 entitled to monetary damages, including for any psychological,
5 emotional, and physical harm suffered, if applicable,
6 reasonable attorney fees, and any other appropriate relief.
7 Sec. ____ NEW SECTION. 261I.7 Severability.
8 The provisions of this chapter are severable pursuant to
9 section 4.12.>
10 2. Title page, line 2, after <weighting,> by inserting
11 <interscholastic or intramural sports,>
12 3. By renumbering as necessary.

SALMON of Black Hawk
CISNEROS of Muscatine
JACOBSEN of Pottawattamie

H-1271

1 Amend the amendment, H-1240, to House File 813, as follows:
2 1. Page 2, after line 19 by inserting:
3 <____. Page 17, before line 19 by inserting:

4 <2A. The charter school shall complete and provide to the
5 students' school districts of residence all documentation
6 necessary to seek Medicaid reimbursement for eligible
7 services.>>

8 2. Page 2, after line 23 by inserting:

9 <__. By renumbering, redesignating, and correcting
10 internal references as necessary.>

11 3. By renumbering as necessary.

INGELS of Fayette

H-1272

1 Amend the amendment, H-1240, to House File 813, as follows:

2 1. Page 1, after line 9 by inserting:

3 <__. Page 6, before line 19 by inserting:

4 <ab. The specific statutes and administrative rules with
5 which the charter school does not intend to comply. The
6 department shall provide technical assistance to the applicant
7 concerning statutes and administrative rules that may be waived
8 under the charter school contract in order to facilitate the
9 goals of the charter school.>>

10 2. Page 1, after line 16 by inserting:

11 <__. Page 11, before line 14 by inserting:

12 <ab. The specific statutes and administrative rules with
13 which the charter school does not intend to comply. The
14 department shall provide technical assistance to the applicant
15 concerning statutes and administrative rules that may be waived
16 under the charter school contract in order to facilitate the
17 goals of the charter school.>>

18 3. By renumbering as necessary.

INGELS of Fayette

H-1273

1 Amend the amendment, H-1240, to House File 813, as follows:

2 1. Page 1, before line 18 by inserting:

3 <__. Page 15, after line 27 by inserting:

4 <k. Be subject to and comply with chapter 284 relating to
5 the student achievement and teacher quality program. A charter
6 school that complies with chapter 284 shall receive state
7 moneys or be eligible to receive state moneys calculated as
8 provided in section 257.10, subsections 9 and 10, and section
9 257.37A as if the charter school did not operate under a
10 charter.>>

11 2. By renumbering as necessary.

WINCKLER of Scott

H-1274

1 Amend the amendment, H-1240, to House File 813, as follows:

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

3 <__. Page 1, by striking lines 7 through 12 and inserting:

4 <a. A school board may create a founding group, either
5 on the school board's own motion or upon the school board's
6 approval of a proposal to create a founding group submitted to
7 the school board by a group of persons or an education service
8 provider, to apply to the state board for approval to establish
9 and operate a charter school within and as a part of the school
10 district by establishing a new attendance center, creating
11 a new school within an existing attendance center, or by
12 converting an existing attendance center to charter status.>>

13 2. By renumbering as necessary.

SMITH of Black Hawk

H-1275

1 Amend the amendment, H-1240, to House File 813, as follows:

2 1. Page 1, after line 9 by inserting:

3 <__. Page 9, by striking lines 7 and 8 and inserting:

4 <f. If the proposed charter school will operate
5 independently from a school district, evidence of need and
6 community support. Evidence of community support shall include
7 at least all of the following:

8 (1) A petition in support of the proposed charter school
9 signed by eligible electors equal in number to the greater of
10 one hundred or thirty percent of the number of voters who cast
11 a vote for the board of directors of the school district at the
12 last preceding election of school officials under section 277.1
13 for the school district where the charter school is proposed
14 to be located.

15 (2) Evidence of a public hearing held regarding
16 establishing the charter school, including the number of
17 participants and a summary of the comments presented in support
18 and opposition to the charter school proposal. Notice of the
19 public hearing shall be given in the manner required in section
20 24.9.>>

21 2. By renumbering as necessary.

MASCHER of Johnson

H-1276

1 Amend the amendment, H-1240, to House File 813, as follows:

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

3 <__. Page 2, by striking lines 25 through 29 and inserting:

4 <4. "Education service provider" means an education
5 management organization or charter school management
6 organization that is a highly successful charter school

- 7 operator and with whom a charter school contracts for
8 educational program implementation or comprehensive
9 management.>>
- 10 2. Page 1, after line 4 by inserting:
11 <__. Page 3, after line 1 by inserting:
12 <6A. "*Highly successful charter school operator*" means an
13 education management organization or charter school management
14 organization, or the principal officers of such organization,
15 that operates as a nonprofit corporation with one or more
16 existing highly successful charter schools that have been in
17 existence and under the same operation and ownership for a
18 minimum of ten years, each of which have exhibited sustained
19 high levels of student growth and achievement and sustained
20 fiscal growth for a minimum of ten years. "*Highly successful*
21 *charter school operator*" does not include an organization that
22 has previously operated charter schools in other areas that
23 were closed for failure to meet targeted student achievement
24 measures, for lack of enrollment, or for a lack of financial
25 viability.>>
- 26 3. Page 2, after line 21 by inserting:
27 <__. By renumbering, redesignating, and correcting
28 internal references as necessary.>
- 29 4. By renumbering as necessary.

WINCKLER of Scott

H-1277

- 1 Amend the amendment, H-1252, to House File 813, as follows:
2 1. Page 1, after line 3 by inserting:
3 <__. Page 16, after line 12 by inserting:
4 <5A. a. The governing board of the charter school shall
5 establish and provide a home school assistance program to
6 assist students receiving instruction under chapter 299A.
7 b. Purposes and requirements of the charter school home
8 school assistance program shall include but are not limited to
9 the following:
10 (1) Instruction for students and assisting parents with
11 instruction.
12 (2) Support services for students and teaching parents and
13 staff support services.
14 (3) Providing a supervising teacher for the home school
15 assistance program students.
16 (4) Staff development for the home school assistance
17 program teacher.
18 (5) Travel for the home school assistance program teacher.
19 (6) Resources, materials, computer software and hardware,
20 supplies, and purchased services that meet all of the following
21 criteria:
22 (a) Are necessary to provide the services of home school
23 assistance.
24 (b) Are retained as the possessions of the charter school

- 25 for its home school assistance program.>
26 _____. By renumbering, redesignating, and correcting internal
27 references as necessary.>
28 2. By renumbering as necessary.

SMITH of Black Hawk

H-1278

- 1 Amend the amendment, H-1240, to House File 813, as follows:
2 1. Page 1, after line 9 by inserting:
3 <____. Page 6, after line 18 by inserting:
4 <ab. Background information on the members of the founding
5 group including the disclosure of any ownership or financial
6 interest in the charter school, including but not limited to
7 the building and real property to be used in the operation of
8 the charter school.>>
9 2. Page 1, after line 16 by inserting:
10 <____. Page 11, after line 13 by inserting:
11 <ab. Background information on the members of the founding
12 group including the disclosure of any ownership or financial
13 interest in the charter school, including but not limited to
14 the building and real property to be used in the operation of
15 the charter school.>>
16 3. By renumbering as necessary.

CAHILL of Marshall

H-1279

- 1 Amend the amendment, H-1240, to House File 813, as follows:
2 1. Page 1, before line 17 by inserting:
3 <____. Page 11, after line 13 by inserting:
4 <4A. The state board shall not approve an application for a
5 charter school submitted under this section unless the question
6 of establishing the charter school is submitted to the eligible
7 electors in the public school district where the charter
8 school is proposed to be located and at least sixty percent
9 of those voting on the question support establishing the
10 charter school. The question shall be submitted to eligible
11 electors of the public school district only upon receipt by
12 the county commissioner of elections of a petition, in a form
13 prescribed by the state board, signed by not less than one
14 hundred eligible electors of the public school district. The
15 election shall be held on a date specified in section 39.2,
16 subsection 4, paragraph "c", but not earlier than six months
17 prior to submission of the charter school application to the
18 state board.>>
19 2. By renumbering as necessary.

DONAHUE of Linn

H-1280

- 1 Amend the amendment, H-1240, to House File 813, as follows:
2 1. Page 1, after line 21 by inserting:
3 <11. As part of the requirement of subsection 2, paragraph
4 "h", to comply with section 256.11, each charter school shall
5 have a qualified teacher librarian, as provided in section
6 256.11, subsection 9, a qualified guidance counselor, as
7 provided in section 256.11, subsection 9A, and a school nurse,
8 as provided in section 256.11, subsection 9B.>

CAHILL of Marshall

H-1281

- 1 Amend House File 827 as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <DIVISION I
5 DEPARTMENTAL ORGANIZATION
6 Section 1. Section 159.5, subsection 7, Code 2021, is
7 amended to read as follows:
8 ~~7. Establish and maintain a marketing news service bureau~~
9 ~~in the department which shall, in cooperation with the~~
10 ~~federal market news and grading division~~ Cooperate with the
11 agricultural marketing service of the United States department
12 of agriculture, to collect and disseminate data and information
13 relative to the market prices and conditions of agricultural
14 products raised, produced, and handled in the state.
15 DIVISION II
16 ANIMALS
17 PART A
18 COMMERCIAL ESTABLISHMENTS
19 Sec. 2. Section 162.2A, subsection 3, paragraph d, Code
20 2021, is amended by striking the paragraph.
21 PART B
22 FOREIGN ANIMAL DISEASE CONTROL
23 Sec. 3. Section 22.7, Code 2021, is amended by adding the
24 following new subsection:
25 NEW SUBSECTION. 39A. Information related to the
26 registration and identification of any premises where animals
27 are kept as authorized pursuant to the foreign animal disease
28 preparedness and response strategy as provided in section
29 163.3C.
30 Sec. 4. Section 163.3C, Code 2021, is amended by adding the
31 following new subsection:
32 NEW SUBSECTION. 3. a. In developing and establishing a
33 foreign animal disease preparedness and response strategy, the
34 department may collect, maintain, and use information related
35 to the registration and identification of any premises where

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- 1 animals are kept. The information may include but is not
- 2 limited to all of the following:
- 3 (1) The name, address, and contact information of an
- 4 interested person.
- 5 (2) The location of the premises where the animals are kept.
- 6 (3) An identification number assigned to the premises where
- 7 the animals are kept.
- 8 *b.* The information described in paragraph “*a*” is a
- 9 confidential record as provided in section 22.7. Nothing
- 10 in this subsection limits the department in acting as the
- 11 lawful custodian of the confidential record from disclosing
- 12 the record or any part of the record to another person if the
- 13 department determines that such disclosure will assist in
- 14 implementing, administering, or enforcing the foreign animal
- 15 disease preparedness and response strategy.

DIVISION III

FERTILIZERS AND SOIL CONDITIONERS

17 Sec. 5. Section 200.3, subsection 24, Code 2021, is amended

18 by striking the subsection.

19 Sec. 6. Section 200.14, Code 2021, is amended to read as

20 follows:

200.14 Rules.

- 21 1. ~~*a.* The secretary is authorized, after public hearing,~~
- 22 ~~*following due notice, to department may*~~ adopt rules setting
- 23 ~~*forth pursuant to chapter 17A providing*~~ minimum general
- 24 safety standards for the design, construction, location,
- 25 installation, and operation of equipment for storage, handling,
- 26 transportation by tank truck or tank trailer, and utilization
- 27 of ~~*anhydrous ammonia*~~ fertilizers and soil conditioners.
- 28 ~~*a. b.* The rules shall be such as are reasonably necessary~~
- 29 ~~*for the protection and safety of the public and persons using*~~
- 30 ~~*anhydrous ammonia fertilizers or soil conditioners, and shall*~~
- 31 ~~*be in substantial conformity with the generally accepted*~~
- 32 ~~*standards of safety.*~~
- 33 ~~*b. Rules that are in substantial conformity with the*~~
- 34 ~~*published standards of the agricultural ammonia institute for*~~
- 35 ~~*the design, installation and construction of containers and*~~

PAGE 3

- 1 ~~*pertinent equipment for the storage and handling of anhydrous*~~
- 2 ~~*ammonia, shall be deemed to be in substantial conformity with*~~
- 3 ~~*the generally accepted standards of safety.*~~
- 4 ~~*2. c. Anhydrous ammonia Fertilizer and soil conditioner*~~
- 5 ~~*equipment shall be installed and maintained in a safe operating*~~
- 6 ~~*condition and in conformity with rules adopted by the secretary*~~
- 7 ~~*department.*~~
- 8 ~~*3. 2. The secretary shall enforce this chapter and, after*~~
- 9 ~~*due publicity and due public hearing, department may*~~ adopt such
- 10 reasonable rules as may be necessary in order to carry into
- 11
- 12

13 effect the purpose, ~~and intent~~ and to secure the efficient
14 administration, of this chapter.

15 4. 3. This chapter does not prohibit the use of storage
16 tanks smaller than transporting tanks nor the transfer of all
17 kinds of ~~fertilizer including anhydrous ammonia fertilizers~~
18 or soil conditioners directly from transporting tanks to
19 implements of husbandry, if proper safety precautions are
20 observed.

21 DIVISION IV
22 WEIGHTS AND MEASURES
23 PART A
24 GENERAL

25 Sec. 7. Section 214.1, Code 2021, is amended by adding the
26 following new subsection:

27 NEW SUBSECTION. 6. “*Weighmaster*” means a person who keeps
28 and regularly uses a commercial weighing and measuring device
29 to accurately weigh objects for others as part of the person’s
30 business operated on a profit, cooperative, or nonprofit basis.

31 Sec. 8. Section 214.3, subsection 1, Code 2021, is amended
32 to read as follows:

33 1. ~~The A~~ license issued by the department for the inspection
34 of a commercial weighing and measuring device shall expire on
35 December 31 of each year, and for a motor fuel pump on June 30

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1 of each year. ~~The amount of the fee due for each license shall~~
2 ~~be as provided in subsection 3, except that the fee for a motor~~
3 ~~fuel pump shall be four dollars and fifty cents if paid within~~
4 ~~one month from the date the license is due.~~

5 Sec. 9. Section 214.3, subsection 3, paragraph e,
6 subparagraph (2), Code 2021, is amended to read as follows:
7 (2) Retail motor fuel pump, ~~nine four~~ four dollars and fifty
8 cents.

9 Sec. 10. Section 214.4, subsection 1, unnumbered paragraph
10 1, Code 2021, is amended to read as follows:

11 If the department does not receive payment of the license
12 fee required pursuant to section 214.3 within one month from
13 the due date, the department shall ~~send~~ deliver a notice to
14 the owner or operator of the device. ~~The notice shall be~~
15 ~~delivered by certified mail.~~ The notice shall state all of the
16 following:

17 Sec. 11. Section 214.6, Code 2021, is amended to read as
18 follows:

19 **214.6 Oath Duties of weighmasters weighmaster.**

20 All persons keeping a commercial weighing and measuring
21 device, before entering upon their duties as weighmasters, A
22 weighmaster shall be sworn before some person having authority
23 to administer oaths, to keep their ensure that a commercial
24 weighing and measuring device is correctly balanced, to make
25 true weights, and to shall render a correct account to the
26 person having weighing done.

27 Sec. 12. Section 214.11, Code 2021, is amended to read as
28 follows:

29 **214.11 Inspections — recalibrations — penalty.**

30 1. The department shall provide for annual inspections
31 of all motor fuel pumps, including but not limited to motor
32 fuel blender pumps, licensed under this chapter. Inspections
33 shall be for the purpose of determining the accuracy of the
34 ~~pumps' measuring mechanisms, and for such~~ and correctness of
35 motor fuel pumps. For that purpose the department's inspectors

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1 may enter upon the premises of any wholesale dealer or retail
2 dealer; ~~as they are defined in section 214A.1, of motor fuel~~
3 ~~or fuel oil within this state.~~

4 2. Upon completion of an inspection, the inspector shall
5 affix the department's seal to the measuring mechanism of the
6 motor fuel pump. The seal shall be appropriately marked,
7 dated, and recorded by the inspector. If the owner of an
8 inspected and sealed motor fuel pump is registered with the
9 department as a servicer in accordance with section 215.23,
10 or employs a person so registered as a servicer, the owner
11 or other servicer may open the motor fuel pump, break the
12 department's seal, recalibrate the measuring mechanism if
13 necessary, and reseal the motor fuel pump as long as the
14 department is notified of the recalibration within forty-eight
15 hours, ~~on a form in a manner~~ provided by the department.

16 ~~2.~~ 3. A person violating a provision of this section is,
17 upon conviction, guilty of a simple misdemeanor.

18 **PART B**

19 **MOTOR FUEL**

20 Sec. 13. Section 214A.2A, subsection 1, Code 2021, is
21 amended to read as follows:

22 1. Fuel which is sold or is kept, offered, or exposed for
23 sale as kerosene shall be labeled as kerosene. The label
24 shall include the word "kerosene" ~~and a~~ or the designation as
25 ~~either "K1" or "K2"~~ "K1 kerosene", and shall indicate that
26 the kerosene is in compliance with the standard specification
27 adopted by A.S.T.M. international specification D3699 (1982).

28 Sec. 14. REPEAL. Section 214A.15, Code 2021, is repealed.

29 **PART C**

30 **INSPECTIONS**

31 Sec. 15. Section 215.4, Code 2021, is amended to read as
32 follows:

33 **215.4 Tag for inaccurate or incorrect device — reinspection**
34 **— license fee.**

35 A commercial weighing and measuring device found to be

PAGE 6

1 inaccurate or incorrect upon inspection by the department
2 shall be rejected or tagged "condemned until repaired" and

3 the “~~licensed for commercial use~~” inspection sticker shall be
4 removed. If notice is received by the department that the
5 device has been repaired and upon reinspection the device is
6 found to be accurate or correct, ~~the a~~ license fee ~~shall not~~
7 may be charged for the reinspection. However, a second license
8 fee shall be charged if upon reinspection the device is found
9 to be inaccurate. The device shall be tagged “condemned” and
10 removed from service if a third reinspection fails.

11 Sec. 16. Section 215.7, Code 2021, is amended to read as
12 follows:

13 **215.7 Transactions by false weights or measures.**

14 1. A person shall be deemed to have violated the provisions
15 of this chapter ~~and shall be punished as provided in chapter~~
16 ~~189, if the person does~~ any of the following apply:

17 1. ~~a. The person sells~~ Sells, trades, delivers, charges
18 for, or claims to have delivered to a purchaser an amount
19 of any commodity which is less in weight or measure than
20 that which is asked for, agreed upon, claimed to have been
21 delivered, or noted on the delivery ticket.

22 2. ~~b. The person makes~~ Makes a settlement for or enters
23 a credit, based upon any false weight or measurement, for any
24 commodity purchased.

25 3. ~~c. The person makes~~ Makes a settlement for or enters
26 a credit, based upon any false weight or measurement, for any
27 labor where the price of producing or mining is determined by
28 weight or measure.

29 4. ~~d. The person records~~ Records a false weight or
30 measurement upon the weight ticket or book.

31 2. The department may adopt rules pursuant to chapter 17A
32 that allow for reasonable variations and exceptions for small
33 packages.

34 3. A person who violates this section is guilty of a simple
35 misdemeanor.

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1 Sec. 17. Section 215.23, Code 2021, is amended to read as
2 follows:

3 **215.23 Servicer's license.**

4 1. ~~A servicer shall not install, service, or repair a~~
5 ~~commercial weighing and measuring device until the servicer~~
6 ~~has demonstrated that the servicer has available adequate~~
7 ~~testing equipment, and that the servicer possesses a working~~
8 ~~knowledge of all devices the servicer intends to install or~~
9 ~~repair and of all appropriate weights, measures, statutes, and~~
10 ~~rules, as evidenced by passing a qualifying examination to~~
11 ~~be conducted by the department and obtaining a license. The~~
12 ~~secretary of agriculture shall establish by rule pursuant to~~
13 ~~chapter 17A, requirements for and contents of the examination.~~
14 The department may adopt rules pursuant to chapter 17A setting
15 forth qualification requirements for persons applying for a
16 servicer's license, including an examination.

17 2. In determining these a servicer's qualifications, the
18 ~~secretary shall department may~~ consider the specifications
19 of the United States national institute of standards and
20 technology, handbook 44, "Specifications, Tolerances, and
21 Technical Requirements for Weighing and Measuring Devices",
22 or the current successor or equivalent specifications adopted
23 by the United States national institute of standards and
24 technology.

25 3. The secretary shall department may require an annual the
26 payment of a license fee of not more than five dollars for an
27 amount established by rule for each license issued under this
28 section.

29 4. Each A license shall expire one-year two years from its
30 date of issuance.

31 Sec. 18. REPEAL. Sections 215.3 and 215.8, Code 2021, are
32 repealed.

33 DIVISION V

34 FARM FOOD STUDY

35 Sec. 19. FARM-TO-TABLE TASK FORCE.

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1 1. The Iowa cooperative extension service in agriculture
2 and home economics of Iowa state university of science and
3 technology, in cooperation with the department of agriculture
4 and land stewardship, shall establish a farm-to-table task
5 force.

6 2. The purpose of the task force is to recommend how
7 institutional purchasers, including schools, may be provided
8 with long-term practical options to routinely acquire fresh
9 food derived from locally or regionally produced and processed
10 farm commodities, including meat, poultry, fish, and dairy
11 products; eggs; vegetables; fruits; nuts; and honey.

12 3. The task force shall consider methods to do all of the
13 following:

14 a. Improve direct farmer to consumer transactions.
15 b. Better integrate existing public and private procurement
16 and nutritional programs, including but not limited to the
17 farm-to-school program as provided in chapter 190A; the from
18 farm to food donation tax credit as provided in chapter 190B,
19 subchapter I; the Iowa emergency food purchase program as
20 provided in chapter 190B, subchapter II; and the local food and
21 farm program as provided in chapter 267A.

22 4. a. The task force shall be jointly chaired by the vice
23 president for extension and outreach of Iowa state university
24 of science and technology, or a designee; and the secretary of
25 agriculture, or a designee. The chairpersons of the task force
26 shall appoint remaining voting members to serve on the task
27 force.

28 b. The Iowa cooperative extension service in agriculture
29 and home economics shall provide meeting rooms, materials, and
30 staffing services for the task force.

31 5. The task force shall prepare and submit a report to
32 the governor and general assembly not later than December 10,
33 2021. The report shall include findings and recommendations,
34 including any proposed legislation, and a suggested timeline
35 for implementation of the task force's recommendations.

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1 6. This section is repealed December 11, 2021.>

MAXWELL of Poweshiek

H-1282

1 Amend Senate File 578, 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 DEPARTMENTAL ORGANIZATION

7 Section 1. Section 159.5, subsection 7, Code 2021, is
8 amended to read as follows:

9 ~~7. Establish and maintain a marketing news service bureau~~
10 ~~in the department which shall, in cooperation with the~~
11 ~~federal market news and grading division Cooperate with the~~
12 ~~agricultural marketing service of the United States department~~
13 ~~of agriculture, to collect and disseminate data and information~~
14 ~~relative to the market prices and conditions of agricultural~~
15 ~~products raised, produced, and handled in the state.~~

16 DIVISION II

17 ANIMALS

18 PART A

19 COMMERCIAL ESTABLISHMENTS

20 Sec. 2. Section 162.2A, subsection 3, paragraph d, Code
21 2021, is amended by striking the paragraph.

22 Sec. 3. Section 162.2A, Code 2021, is amended by adding the
23 following new subsection:

24 NEW SUBSECTION. 4A. A commercial establishment shall not
25 be issued or renewed a state license by the department, unless
26 a person applying for the state license presents the department
27 with a valid, government-issued identification, or other form
28 of similar identification approved by the department, as
29 proof of identity that the person may legally act on behalf
30 of the commercial establishment in making the application.
31 The application must be signed by the person under penalty of
32 perjury subject to the penalty provisions of section 162.13,
33 subsection 1. Upon completion of the initial inspection,
34 the issued or renewed state license shall include a unique
35 identification number that is a public record under chapter 22.

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PART B

VETERINARY PRACTICE

Sec. 4. Section 169.20, subsection 2, Code 2021, is amended to read as follows:

2. The board shall issue certificates to veterinary assistants who have met the educational, experience, and testing requirements as the board shall specify by rule. ~~The~~ A certificate is not a license and does not expire. The A new certificate shall be issued for a three-year period, subject to renewal at the end of each triennium. The board may adopt rules providing for the issuance and renewal of a certificate including the issuance of a new certificate for the balance of a triennium. A certificate may be suspended or revoked, or any other disciplinary action may be taken as specified in section 272C.3, subsection 2. All disciplinary actions shall be taken ~~pursuant to in the same manner as provided in~~ section 169.14.

DIVISION III

COMMODITY PRODUCTION AND SALE

PART A

LOCAL FARM PRODUCE PROGRAM

Sec. 5. NEW SECTION. 190A.11 Definitions.

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

1. *"Department"* means the department of agriculture and land stewardship.
2. *"Farm source"* means a farmer who produces and sells fresh farm produce grown on the farmer's land or a distributor of fresh farm produce who purchases fresh farm produce directly from such farmer or sells fresh farm produce on behalf of such farmer.
3. *"Fresh farm produce"* means vegetables, fruits, or nuts intended for inclusion as part of a school diet, including school meals and snacks as described in section 190A.3, if the vegetables, fruits, or nuts are not processed except for being trimmed, cleaned, dried, sorted, or packaged.

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4. *"Fund"* means the local farm produce fund created in section 190A.12.
5. *"Program"* means the local farm produce program created in section 190A.13.
6. *"School"* means a public school or nonpublic school, as those terms are defined in section 280.2, or that portion of a public school or nonpublic school that provides facilities for teaching any grade from kindergarten through grade twelve.
7. *"School district"* means a school district as described in chapter 274.
- Sec. 6. NEW SECTION. 190A.12 Local farm produce fund.
 1. A local farm produce fund is created in the state

13 treasury under the management and control of the department.
14 2. The fund shall include moneys appropriated to the fund
15 by the general assembly. The fund may include other moneys
16 available to and obtained or accepted by the department,
17 including moneys from public or private sources.
18 3. Moneys in the fund are appropriated to support the
19 program in a manner determined by the department, including for
20 reasonable administrative costs incurred by the department.
21 Moneys expended from the fund shall not require further special
22 authorization by the general assembly.
23 4. a. Notwithstanding section 12C.7, interest or earnings
24 on moneys in the fund shall be credited to the fund.
25 b. Notwithstanding section 8.33, moneys credited to the
26 fund that remain unencumbered or unobligated at the end of a
27 fiscal year shall not revert but shall remain available for the
28 purposes designated.
29 **Sec. 7. NEW SECTION. 190A.13 Local farm produce program.**
30 1. A local farm produce program is created. The program
31 shall be controlled and administered by the department.
32 2. The purpose of the program is to assist schools and
33 school districts in purchasing fresh farm produce.
34 3. The department shall reimburse a school or school
35 district for expenditures incurred by the school or school

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1 district during the school year in which the school or school
2 district is participating in the program for purchases of fresh
3 farm produce.
4 4. A school or school district must apply each year to the
5 department to participate in the program according to rules
6 adopted by the department pursuant to chapter 17A.
7 5. To be eligible to participate in the program, a school or
8 school district must purchase the fresh farm produce directly
9 from a farm source as follows:
10 a. Except as provided in paragraph "b", the farm source must
11 be located in this state.
12 b. If the school district shares a border with another
13 state, or the school is part of a school district that shares
14 a border with another state, the farm source may be located
15 in the other state. However, the farm source must be located
16 within thirty miles from the school district's border with that
17 state and the department must approve the purchase.
18 6. The department shall require proof of purchase prior to
19 reimbursing the school or school district for the purchase of
20 fresh farm produce.
21 7. The department may administer the program in cooperation
22 with the department of education and the participating school
23 or school district in which a participating school is located.
24 8. a. The department shall reimburse a participating
25 school or school district that submits a claim as required
26 by the department. The department shall pay the claim on a

27 matching basis with the department contributing one dollar
28 for every three dollars expended by the school or school
29 district. However, a school or school district shall not
30 receive more than one thousand dollars during any year in which
31 it participates in the program.
32 *b.* Notwithstanding paragraph “*a*”, if the department
33 determines that there are sufficient moneys in the fund to
34 satisfy all claims that may be submitted by schools and school
35 districts, the department shall provide for the distribution

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1 of the available moneys in a manner determined equitable by
2 the department, which may include a prorated distribution to
3 participating schools and school districts.

4 PART B

5 FERTILIZERS AND SOIL CONDITIONERS

6 Sec. 8. Section 200.3, subsection 24, Code 2021, is amended
7 by striking the subsection.

8 Sec. 9. Section 200.14, Code 2021, is amended to read as
9 follows:

10 **200.14 Rules.**

11 1. *a.* The secretary is authorized, after public hearing,
12 following due notice, to department may adopt rules setting
13 forth pursuant to chapter 17A providing minimum general
14 safety standards for the design, construction, location,
15 installation, and operation of equipment for storage, handling,
16 transportation by tank truck or tank trailer, and utilization
17 of anhydrous ammonia fertilizers and soil conditioners.

18 ~~*a. b.* The rules shall be such as are reasonably necessary~~
19 ~~for the protection and safety of the public and persons using~~
20 ~~anhydrous ammonia fertilizers or soil conditioners, and shall~~
21 ~~be in substantial conformity with the generally accepted~~
22 ~~standards of safety.~~

23 ~~*b.* Rules that are in substantial conformity with the~~
24 ~~published standards of the agricultural ammonia institute for~~
25 ~~the design, installation and construction of containers and~~
26 ~~pertinent equipment for the storage and handling of anhydrous~~
27 ~~ammonia, shall be deemed to be in substantial conformity with~~
28 ~~the generally accepted standards of safety.~~

29 ~~2. *c.* Anhydrous ammonia Fertilizer and soil conditioner~~
30 ~~equipment shall be installed and maintained in a safe operating~~
31 ~~condition and in conformity with rules adopted by the secretary~~
32 ~~department.~~

33 ~~3. 2. The secretary shall enforce this chapter and, after~~
34 ~~due publicity and due public hearing, department may adopt such~~
35 ~~reasonable rules as may be necessary in order to carry into~~

PAGE 6

1 effect the purpose, ~~and intent~~ and to secure the efficient
2 administration, of this chapter.

4. 3. This chapter does not prohibit the use of storage tanks smaller than transporting tanks nor the transfer of all kinds of ~~fertilizer including anhydrous ammonia fertilizers~~ or soil conditioners directly from transporting tanks to implements of husbandry, if proper safety precautions are observed.

DIVISION IV
WEIGHTS AND MEASURES
PART A
GENERAL

Sec. 10. Section 214.1, Code 2021, is amended by adding the following new subsection:

NEW SUBSECTION. 6. “*Weighmaster*” means a person who keeps and regularly uses a commercial weighing and measuring device to accurately weigh objects for others as part of the person’s business operated on a profit, cooperative, or nonprofit basis.

Sec. 11. Section 214.3, subsection 1, Code 2021, is amended to read as follows:

1. ~~The A~~ license issued by the department for the inspection of a commercial weighing and measuring device shall expire on December 31 of each year, and for a motor fuel pump on June 30 of each year. ~~The amount of the fee due for each license shall be as provided in subsection 3, except that the fee for a motor fuel pump shall be four dollars and fifty cents if paid within one month from the date the license is due.~~

Sec. 12. Section 214.3, subsection 3, paragraph e, subparagraph (2), Code 2021, is amended to read as follows:
(2) Retail motor fuel pump, ~~nine~~ four dollars and fifty cents.

Sec. 13. Section 214.4, subsection 1, unnumbered paragraph 1, Code 2021, is amended to read as follows:

If the department does not receive payment of the license fee required pursuant to section 214.3 within one month from

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the due date, the department shall ~~send~~ deliver a notice to the owner or operator of the device. ~~The notice shall be delivered by certified mail.~~ The notice shall state all of the following:

Sec. 14. Section 214.6, Code 2021, is amended to read as follows:

214.6 Oath Duties of weighmasters weighmaster.

All persons keeping a commercial weighing and measuring device, before entering upon their duties as weighmasters, ~~A weighmaster shall be sworn before some person having authority to administer oaths, to keep their ensure that a commercial weighing and measuring device is correctly balanced, to make true weights, and to shall render a correct account to the person having weighing done.~~

Sec. 15. Section 214.11, Code 2021, is amended to read as follows:

17 **214.11 Inspections — recalibrations — penalty.**

18 1. The department shall provide for annual inspections
19 of all motor fuel pumps, including but not limited to motor
20 fuel blender pumps, licensed under this chapter. Inspections
21 shall be for the purpose of determining the accuracy of ~~the~~ and correctness of
22 ~~pumps' measuring mechanisms, and for such~~ motor fuel pumps. For that purpose the department's inspectors
23 motor fuel pumps. For that purpose the department's inspectors
24 may enter upon the premises of any wholesale dealer or retail
25 dealer, ~~as they are defined in section 214A.1, of motor fuel~~
26 ~~or fuel oil within this state.~~

27 2. Upon completion of an inspection, the inspector shall
28 affix the department's seal to the measuring mechanism of the
29 motor fuel pump. The seal shall be appropriately marked,
30 dated, and recorded by the inspector. If the owner of an
31 inspected and sealed motor fuel pump is registered with the
32 department as a servicer in accordance with section 215.23,
33 or employs a person so registered as a servicer, the owner
34 or other servicer may open the motor fuel pump, break the
35 department's seal, recalibrate the measuring mechanism if

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1 necessary, and reseal the motor fuel pump as long as the
2 department is notified of the recalibration within forty-eight
3 hours, ~~on a form in a manner~~ provided by the department.
4 2. 3. A person violating a provision of this section is,
5 upon conviction, guilty of a simple misdemeanor.

6 **PART B**
7 **MOTOR FUEL**

8 Sec. 16. Section 214A.2A, subsection 1, Code 2021, is
9 amended to read as follows:

10 1. Fuel which is sold or is kept, offered, or exposed for
11 sale as kerosene shall be labeled as kerosene. The label
12 shall include the word "kerosene" ~~and a~~ or the designation as
13 ~~either "K1" or "K2" "K1 kerosene"~~, and shall indicate that
14 the kerosene is in compliance with the standard specification
15 adopted by A.S.T.M. international specification D3699 (1982).

16 Sec. 17. REPEAL. Section 214A.15, Code 2021, is repealed.

17 **PART C**
18 **INSPECTIONS**

19 Sec. 18. Section 215.4, Code 2021, is amended to read as
20 follows:

21 **215.4 Tag for inaccurate or incorrect device — reinspection**
22 **— license fee.**

23 A commercial weighing and measuring device found to be
24 inaccurate or incorrect upon inspection by the department
25 shall be rejected or tagged "condemned until repaired" and
26 the ~~"licensed for commercial use"~~ inspection sticker shall be
27 removed. If notice is received by the department that the
28 device has been repaired and upon reinspection the device is
29 found to be accurate or correct, ~~the a~~ license fee ~~shall not~~
30 may be charged for the reinspection. However, a second license

31 fee shall be charged if upon reinspection the device is found
32 to be inaccurate. The device shall be tagged "condemned" and
33 removed from service if a third reinspection fails.
34 Sec. 19. Section 215.7, Code 2021, is amended to read as
35 follows:

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1 **215.7 Transactions by false weights or measures.**
2 1. A person shall be deemed to have violated the provisions
3 of this chapter and shall be punished as provided in chapter
4 189, if the person does any of the following apply:
5 1. ~~a.~~ The person ~~sells~~ Sells, trades, delivers, charges
6 for, or claims to have delivered to a purchaser an amount
7 of any commodity which is less in weight or measure than
8 that which is asked for, agreed upon, claimed to have been
9 delivered, or noted on the delivery ticket.
10 2. ~~b.~~ The person ~~makes~~ Makes a settlement for or enters
11 a credit, based upon any false weight or measurement, for any
12 commodity purchased.
13 3. ~~c.~~ The person ~~makes~~ Makes a settlement for or enters
14 a credit, based upon any false weight or measurement, for any
15 labor where the price of producing or mining is determined by
16 weight or measure.
17 4. ~~d.~~ The person ~~records~~ Records a false weight or
18 measurement upon the weight ticket or book.
19 2. The department may adopt rules pursuant to chapter 17A
20 that allow for reasonable variations and exceptions for small
21 packages.
22 3. A person who violates this section is guilty of a simple
23 misdemeanor.
24 Sec. 20. Section 215.23, Code 2021, is amended to read as
25 follows:
26 **215.23 Servicer's license.**
27 1. A servicer shall not install, service, or repair a
28 commercial weighing and measuring device until the servicer
29 has demonstrated that the servicer has available adequate
30 testing equipment, and that the servicer possesses a working
31 knowledge of all devices the servicer intends to install or
32 repair and of all appropriate weights, measures, statutes, and
33 rules, as evidenced by passing a qualifying examination to
34 be conducted by the department and obtaining a license. The
35 secretary of agriculture shall establish by rule pursuant to

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1 chapter 17A, requirements for and contents of the examination.
2 The department may adopt rules pursuant to chapter 17A setting
3 forth qualification requirements for persons applying for a
4 servicer's license, including an examination.
5 2. In determining these a servicer's qualifications, the
6 secretary shall department may consider the specifications

7 of the United States national institute of standards and
8 technology, handbook 44, "Specifications, Tolerances, and
9 Technical Requirements for Weighing and Measuring Devices",
10 or the current successor or equivalent specifications adopted
11 by the United States national institute of standards and
12 technology.

13 3. The ~~secretary shall~~ department may require an annual the
14 payment of a license fee of not more than five dollars for an
15 amount established by rule for each license issued under this
16 section.

17 4. Each A license shall expire ~~one-year~~ two years from its
18 date of issuance.

19 Sec. 21. REPEAL. Sections 215.3 and 215.8, Code 2021, are
20 repealed.>

MAXWELL of Poweshiek

H-1283

1 Amend the amendment, H-1240, to House File 813, as follows:

2 1. Page 1, after line 16 by inserting:

3 <__. Page 11, before line 14 by inserting:

4 <ab. Evidence of a surety bond executed and required to
5 be continued during the operation of the charter school in an
6 amount equal to or in excess of the annual operating costs of
7 the charter school. The cost of the surety bond shall be paid
8 by the founding group.>>

9 2. Page 1, after line 17 by inserting:

10 <__. Page 15, by striking lines 24 through 26 and inserting
11 <or hours required by section 279.10, subsection 1.>>

12 3. By renumbering as necessary.

MASCHER of Johnson

H-1284

1 Amend Senate File 541, as passed by the Senate, as follows:

2 1. Page 1, line 30, by striking <includes> and inserting

3 <may include>

4 2. Page 2, after line 14 by inserting:

5 <Sec. __. EFFECTIVE DATE. This Act takes effect January 1,
6 2022.>

7 3. Title page, line 2, after <contracts> by inserting <and
8 including effective date provisions>

9 4. By renumbering as necessary.

SHIPLEY of Van Buren

H-1285

1 Amend House File 724 as follows:

2 1. Page 1, line 10, by striking <eighteen> and inserting

3 <six>

LOHSE of Polk

H-1286

- 1 Amend House File 820 as follows:
- 2 1. Page 1, by striking lines 21 and 22 and inserting:
- 3 <c. The case is dismissed.>
- 4 2. Page 1, by striking line 24.
- 5 3. Page 2, after line 3 by inserting:
- 6 <d. The applicant has paid all court costs, fees, fines, and
- 7 any other financial obligation ordered by the court or assessed
- 8 by the clerk of the district court.>
- 9 4. Page 3, after line 6 by inserting:
- 10 <7. This section shall not apply to a money judgment
- 11 awarded for an action that was filed with a forcible entry
- 12 and detainer action or arising from the same set of facts and
- 13 circumstances.>
- 14 5. By renumbering, redesignating, and correcting internal
- 15 references as necessary.

HITE of Mahaska

H-1287

- 1 Amend House File 819 as follows:
- 2 1. Page 1, by striking lines 2 and 3 and inserting:
- 3 <1. The right to direct the care and custody of a>
- 4 2. Page 1, line 8, by striking <Divorce or marital> and
- 5 inserting <Marital>
- 6 3. Page 1, by striking lines 14 through 18.

LOHSE of Polk

H-1288

- 1 Amend Senate File 354, as amended, passed, and reprinted by
- 2 the Senate, as follows:
- 3 1. Page 1, lines 10 and 11, by striking <family, including
- 4 an explanation and evidence of the hardship.> and inserting
- 5 <family. The board may require the request to include an
- 6 explanation and evidence of the hardship.>

COMMITTEE ON STATE GOVERNMENT

H-1289

- 1 Amend Senate File 424, as passed by the Senate, as follows:
- 2 1. Page 1, line 4, by striking <103> and inserting <100C,
- 3 100D, 103,>
- 4 2. Page 1, by striking lines 25 and 26 and inserting:

5 <6. a. A board shall adopt rules to implement this section
6 upon receipt of a petition for rulemaking submitted pursuant
7 to section 17A.7.
8 b. A board shall not grant a license pursuant to this
9 section prior to the effective date of rules adopted by the
10 board to implement this section.>

COMMITTEE ON STATE GOVERNMENT

H-1290

1 Amend House File 847 as follows:
2 1. Page 12, line 21, after <coordinator,> by inserting
3 <special education director,>
4 2. Page 13, line 1, after <coordinator,> by inserting
5 <special education director,>
6 3. Page 13, after line 32 by inserting:
7 <Sec. ____ Section 257.11, subsection 5, Code 2021, is
8 amended by adding the following new paragraph:
9 NEW PARAGRAPH. 0b. (1) Notwithstanding paragraph “a”,
10 subparagraph (1), each operational function assigned a
11 supplementary weighting of five pupils under paragraph “a”,
12 subparagraph (1), shall instead be assigned a supplementary
13 weighting of four pupils for the school budget years beginning
14 July 1, 2022, July 1, 2023, and July 1, 2024.
15 (2) Notwithstanding paragraph “a”, subparagraph (1), each
16 operational function assigned a supplementary weighting of
17 three pupils under paragraph “a”, subparagraph (1), shall
18 instead be assigned a supplementary weighting of two pupils for
19 the school budget years beginning July 1, 2022, July 1, 2023,
20 and July 1, 2024.>
21 4. By renumbering as necessary.

DOLECHECK of Ringgold

H-1291

1 Amend House File 847 as follows:
2 1. Page 11, after line 13 by inserting:
3 <Sec. ____ EXTRACURRICULAR INELIGIBILITY. In addition to
4 the circumstances enumerated under section 256.46, subsection
5 1, for which the ineligibility period for extracurricular
6 interscholastic contests or competitions shall not apply, and
7 notwithstanding any provision of law or rule of the state board
8 of education to the contrary, for the school year beginning
9 July 1, 2020, and ending June 30, 2021, a child may participate
10 immediately in varsity interscholastic contests or competitions
11 upon enrollment in a school or school district, if the child
12 was previously enrolled in the school or school district on
13 the first day of the school calendar for the school year, then
14 enrolls in an accredited nonpublic school for a portion of the
15 school year, and then, before July 1, 2021, reenrolls in the

16 school or school district in which the child was initially
17 enrolled.>
18 2. Page 11, after line 29 by inserting:
19 <3. The section of this division of this Act establishing
20 an exception to the ineligibility period for extracurricular
21 interscholastic contests or competitions for the school year
22 beginning July 1, 2020, and ending June 30, 2021.>
23 3. Page 12, after line 1 by inserting:
24 <3. The section of this division of this Act establishing
25 an exception to the ineligibility period for extracurricular
26 interscholastic contests or competitions for the school year
27 beginning July 1, 2020, and ending June 30, 2021.>
28 4. By renumbering as necessary.

HITE of Mahaska

H-1292

1 Amend House File 847 as follows:
2 1. Page 3, after line 33 by inserting:
3 <Sec. ____ Section 284.3A, Code 2021, is amended by adding
4 the following new subsection:
5 NEW SUBSECTION. 5. Notwithstanding any other provision of
6 law to the contrary, if a school district has funds received
7 for any fiscal year beginning before July 1, 2022, under
8 section 257.10, subsection 9, or section 257.37A, subsection
9 1, that remain unexpended and unobligated at the conclusion of
10 the fiscal year beginning July 1, 2021, the portion of such
11 unexpended and unobligated funds that exceeds an amount equal
12 to five percent of the amount received by the school district
13 under section 257.10, subsection 9, or section 257.37A,
14 subsection 1, for the fiscal year beginning July 1, 2021,
15 shall be allocated and paid to the school district employees
16 otherwise eligible to receive funds under this section on a per
17 employee basis determined based on each eligible employee's
18 full-time or part-time employment status. This subsection is
19 repealed July 1, 2023.>
20 2. By renumbering as necessary.

HITE of Mahaska

H-1293

1 Amend Senate File 578, 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 DEPARTMENTAL ORGANIZATION
7 Section 1. Section 159.5, subsection 7, Code 2021, is
8 amended to read as follows:
9 7. ~~Establish and maintain a marketing news service bureau~~

10 in the department which shall, in cooperation with the
11 federal market news and grading division Cooperate with the
12 agricultural marketing service of the United States department
13 of agriculture, to collect and disseminate data and information
14 relative to the market prices and conditions of agricultural
15 products raised, produced, and handled in the state.

16 DIVISION II

17 ANIMALS

18 PART A

19 COMMERCIAL ESTABLISHMENTS

20 Sec. 2. Section 162.2A, subsection 3, paragraph d, Code
21 2021, is amended by striking the paragraph.

22 Sec. 3. Section 162.2A, Code 2021, is amended by adding the
23 following new subsection:

24 NEW SUBSECTION. 4A. A commercial establishment shall not
25 be issued or renewed a state license by the department, unless
26 a person applying for the state license presents the department
27 with a valid, government-issued identification, or other form
28 of similar identification approved by the department, as
29 proof of identity that the person may legally act on behalf
30 of the commercial establishment in making the application.
31 The application must be signed by the person under penalty of
32 perjury subject to the penalty provisions of section 162.13,
33 subsection 1. Upon completion of the initial inspection,
34 the issued or renewed state license shall include a unique
35 identification number that is a public record under chapter 22.

PAGE 2

1 PART B

2 VETERINARY PRACTICE

3 Sec. 4. Section 169.20, subsection 2, Code 2021, is amended
4 to read as follows:

5 2. The board shall issue certificates to veterinary
6 assistants who have met the educational, experience, and
7 testing requirements as the board shall specify by rule. ~~The~~
8 A certificate is not a license and does not expire. The A new
9 certificate shall be issued for a three-year period, subject
10 to renewal at the end of each triennium. The board may adopt
11 rules providing for the issuance and renewal of a certificate
12 including the issuance of a new certificate for the balance of
13 a triennium. A certificate may be suspended or revoked, or any
14 other disciplinary action may be taken as specified in section
15 272C.3, subsection 2. All disciplinary actions shall be taken
16 pursuant to in the same manner as provided in section 169.14.

17 PART C

18 FOREIGN ANIMAL DISEASE CONTROL

19 Sec. 5. Section 22.7, Code 2021, is amended by adding the
20 following new subsection:

21 NEW SUBSECTION. 39A. Information related to the
22 registration and identification of any premises where animals
23 are kept as authorized pursuant to the foreign animal disease

24 preparedness and response strategy as provided in section
25 163.3C.
26 Sec. 6. Section 163.3C, Code 2021, is amended by adding the
27 following new subsection:
28 NEW SUBSECTION. 3. *a.* In developing and establishing a
29 foreign animal disease preparedness and response strategy, the
30 department may collect, maintain, and use information related
31 to the registration and identification of any premises where
32 animals are kept. The information may include but is not
33 limited to all of the following:
34 (1) The name, address, and contact information of an
35 interested person.

PAGE 3

1 (2) The location of the premises where the animals are kept.
2 (3) An identification number assigned to the premises where
3 the animals are kept.
4 *b.* The information described in paragraph “a” is a
5 confidential record as provided in section 22.7. Nothing
6 in this subsection limits the department in acting as the
7 lawful custodian of the confidential record from disclosing
8 the record or any part of the record to another person if the
9 department determines that such disclosure will assist in
10 implementing, administering, or enforcing the foreign animal
11 disease preparedness and response strategy.

12 DIVISION III

13 COMMODITY PRODUCTION AND SALE

14 PART A

15 LOCAL FARM PRODUCE PROGRAM

16 Sec. 7. NEW SECTION. 190A.11 Definitions.

17 As used in this subchapter, unless the context otherwise
18 requires:

- 19 1. “*Department*” means the department of agriculture and land
20 stewardship.
- 21 2. “*Farm source*” means a farmer who produces and sells fresh
22 farm produce grown on the farmer’s land or a distributor of
23 fresh farm produce who purchases fresh farm produce directly
24 from such farmer or sells fresh farm produce on behalf of such
25 farmer.
- 26 3. “*Fresh farm produce*” means vegetables, fruits, or nuts
27 intended for inclusion as part of a school diet, including
28 school meals and snacks as described in section 190A.3, if the
29 vegetables, fruits, or nuts are not processed except for being
30 trimmed, cleaned, dried, sorted, or packaged.
- 31 4. “*Fund*” means the local farm produce fund created in
32 section 190A.12.
- 33 5. “*Program*” means the local farm produce program created
34 in section 190A.13.
- 35 6. “*School*” means a public school or nonpublic school, as

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1 those terms are defined in section 280.2, or that portion of a
2 public school or nonpublic school that provides facilities for
3 teaching any grade from kindergarten through grade twelve.
4 7. "School district" means a school district as described
5 in chapter 274.

6 Sec. 8. NEW SECTION. 190A.12 Local farm produce fund.

7 1. A local farm produce fund is created in the state
8 treasury under the management and control of the department.
9 2. The fund shall include moneys appropriated to the fund
10 by the general assembly. The fund may include other moneys
11 available to and obtained or accepted by the department,
12 including moneys from public or private sources.
13 3. Moneys in the fund are appropriated to support the
14 program in a manner determined by the department, including for
15 reasonable administrative costs incurred by the department.
16 Moneys expended from the fund shall not require further special
17 authorization by the general assembly.
18 4. a. Notwithstanding section 12C.7, interest or earnings
19 on moneys in the fund shall be credited to the fund.
20 b. Notwithstanding section 8.33, moneys credited to the
21 fund that remain unencumbered or unobligated at the end of a
22 fiscal year shall not revert but shall remain available for the
23 purposes designated.

24 Sec. 9. NEW SECTION. 190A.13 Local farm produce program.

25 1. A local farm produce program is created. The program
26 shall be controlled and administered by the department.
27 2. The purpose of the program is to assist schools and
28 school districts in purchasing fresh farm produce.
29 3. The department shall reimburse a school or school
30 district for expenditures incurred by the school or school
31 district during the school year in which the school or school
32 district is participating in the program for purchases of fresh
33 farm produce.
34 4. A school or school district must apply each year to the
35 department to participate in the program according to rules

PAGE 5

1 adopted by the department pursuant to chapter 17A.
2 5. To be eligible to participate in the program, a school or
3 school district must purchase the fresh farm produce directly
4 from a farm source as follows:
5 a. Except as provided in paragraph "b", the farm source must
6 be located in this state.
7 b. If the school district shares a border with another
8 state, or the school is part of a school district that shares
9 a border with another state, the farm source may be located
10 in the other state. However, the farm source must be located
11 within thirty miles from the school district's border with that
12 state and the department must approve the purchase.

13 6. The department shall require proof of purchase prior to
14 reimbursing the school or school district for the purchase of
15 fresh farm produce.
16 7. The department may administer the program in cooperation
17 with the department of education and the participating school
18 or school district in which a participating school is located.
19 8. *a.* The department shall reimburse a participating
20 school or school district that submits a claim as required
21 by the department. The department shall pay the claim on a
22 matching basis with the department contributing one dollar
23 for every three dollars expended by the school or school
24 district. However, a school or school district shall not
25 receive more than one thousand dollars during any year in which
26 it participates in the program.
27 *b.* Notwithstanding paragraph “*a*”, if the department
28 determines that there are sufficient moneys in the fund to
29 satisfy all claims that may be submitted by schools and school
30 districts, the department shall provide for the distribution
31 of the available moneys in a manner determined equitable by
32 the department, which may include a prorated distribution to
33 participating schools and school districts.

34 PART B

35 FERTILIZERS AND SOIL CONDITIONERS

PAGE 6

1 Sec. 10. Section 200.3, subsection 24, Code 2021, is amended
2 by striking the subsection.
3 Sec. 11. Section 200.14, Code 2021, is amended to read as
4 follows:
5 **200.14 Rules.**
6 1. *a.* ~~The secretary is authorized, after public hearing,~~
7 ~~following due notice, to department may adopt rules setting~~
8 ~~forth pursuant to chapter 17A providing minimum general~~
9 ~~safety standards for the design, construction, location,~~
10 ~~installation, and operation of equipment for storage, handling,~~
11 ~~transportation by tank truck or tank trailer, and utilization~~
12 ~~of anhydrous ammonia fertilizers and soil conditioners.~~
13 *a. b.* The rules shall be such as are reasonably necessary
14 for the protection and safety of the public and persons using
15 ~~anhydrous ammonia fertilizers or soil conditioners,~~ and shall
16 be in substantial conformity with the generally accepted
17 standards of safety.
18 *b.* ~~Rules that are in substantial conformity with the~~
19 ~~published standards of the agricultural ammonia institute for~~
20 ~~the design, installation and construction of containers and~~
21 ~~pertinent equipment for the storage and handling of anhydrous~~
22 ~~ammonia, shall be deemed to be in substantial conformity with~~
23 ~~the generally accepted standards of safety.~~
24 2. *c.* ~~Anhydrous ammonia Fertilizer and soil conditioner~~
25 equipment shall be installed and maintained in a safe operating
26 condition and in conformity with rules adopted by the ~~secretary~~

27 department.

28 ~~3. 2. The secretary shall enforce this chapter and, after~~
29 ~~due publicity and due public hearing, department~~ may adopt such
30 reasonable rules as may be necessary in order to carry into
31 effect the purpose, ~~and intent~~ and to secure the efficient
32 administration, of this chapter.

33 ~~4. 3. This chapter does not prohibit the use of storage~~
34 ~~tanks smaller than transporting tanks nor the transfer of all~~
35 ~~kinds of fertilizer including anhydrous ammonia fertilizers~~

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1 or soil conditioners directly from transporting tanks to
2 implements of husbandry, if proper safety precautions are
3 observed.

4 DIVISION IV

5 WEIGHTS AND MEASURES

6 PART A

7 GENERAL

8 Sec. 12. Section 214.1, Code 2021, is amended by adding the
9 following new subsection:

10 NEW SUBSECTION. 6. “Weighmaster” means a person who keeps
11 and regularly uses a commercial weighing and measuring device
12 to accurately weigh objects for others as part of the person’s
13 business operated on a profit, cooperative, or nonprofit basis.

14 Sec. 13. Section 214.3, subsection 1, Code 2021, is amended
15 to read as follows:

16 1. The A license issued by the department for the inspection
17 of a commercial weighing and measuring device shall expire on
18 December 31 of each year, and for a motor fuel pump on June 30
19 of each year. The amount of the fee due for each license shall
20 be as provided in subsection 3, except that the fee for a motor
21 fuel pump shall be four dollars and fifty cents if paid within
22 one month from the date the license is due.

23 Sec. 14. Section 214.3, subsection 3, paragraph e,
24 subparagraph (2), Code 2021, is amended to read as follows:

25 (2) Retail motor fuel pump, ~~nine~~ four dollars and fifty
26 cents.

27 Sec. 15. Section 214.4, subsection 1, unnumbered paragraph
28 1, Code 2021, is amended to read as follows:

29 If the department does not receive payment of the license
30 fee required pursuant to section 214.3 within one month from
31 the due date, the department shall ~~send~~ deliver a notice to
32 the owner or operator of the device. ~~The notice shall be~~
33 ~~delivered by certified mail.~~ The notice shall state all of the
34 following:

35 Sec. 16. Section 214.6, Code 2021, is amended to read as

PAGE 8

1 follows:

2 **214.6 Oath Duties of weighmasters weighmaster.**

3 All persons keeping a commercial weighing and measuring
4 device, before entering upon their duties as weighmasters, ~~A~~
5 ~~weighmaster~~ shall be sworn before some person having authority
6 ~~to administer oaths, to keep their~~ ensure that a commercial
7 weighing and measuring device is correctly balanced, to make
8 true weights, and ~~to shall~~ render a correct account to the
9 person having weighing done.

10 Sec. 17. Section 214.11, Code 2021, is amended to read as
11 follows:

12 **214.11 Inspections — recalibrations — penalty.**

13 1. The department shall provide for annual inspections
14 of all motor fuel pumps, including but not limited to motor
15 fuel blender pumps, licensed under this chapter. Inspections
16 shall be for the purpose of determining the accuracy of the
17 ~~pumps' measuring mechanisms, and for such~~ and correctness of
18 motor fuel pumps. For that purpose the department's inspectors
19 may enter upon the premises of any wholesale dealer or retail
20 dealer, ~~as they are defined in section 214A.1, of motor fuel~~
21 ~~or fuel oil within this state.~~

22 2. Upon completion of an inspection, the inspector shall
23 affix the department's seal to the measuring mechanism of the
24 motor fuel pump. The seal shall be appropriately marked,
25 dated, and recorded by the inspector. If the owner of an
26 inspected and sealed motor fuel pump is registered with the
27 department as a servicer in accordance with section 215.23,
28 or employs a person so registered as a servicer, the owner
29 or other servicer may open the motor fuel pump, break the
30 department's seal, recalibrate the measuring mechanism if
31 necessary, and reseal the motor fuel pump as long as the
32 department is notified of the recalibration within forty-eight
33 hours, ~~on a form in a manner~~ provided by the department.

34 2. 3. A person violating a provision of this section is,
35 upon conviction, guilty of a simple misdemeanor.

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1 PART B
2 MOTOR FUEL

3 Sec. 18. Section 214A.2A, subsection 1, Code 2021, is
4 amended to read as follows:

5 1. Fuel which is sold or is kept, offered, or exposed for
6 sale as kerosene shall be labeled as kerosene. The label
7 shall include the word "kerosene" ~~and a~~ or the designation as
8 ~~either "K1" or "K2" "K1 kerosene"~~, and shall indicate that
9 the kerosene is in compliance with the standard specification
10 adopted by A.S.T.M. international specification D3699 (1982).

11 Sec. 19. REPEAL. Section 214A.15, Code 2021, is repealed.

12 PART C
13 INSPECTIONS

14 Sec. 20. Section 215.4, Code 2021, is amended to read as
15 follows:

16 **215.4 Tag for inaccurate or incorrect device — reinspection**

17 — license fee.

18 A commercial weighing and measuring device found to be
19 inaccurate or incorrect upon inspection by the department
20 shall be rejected or tagged “condemned until repaired” and
21 the “~~licensed for commercial use~~” inspection sticker shall be
22 removed. If notice is received by the department that the
23 device has been repaired and upon reinspection the device is
24 found to be accurate or correct, ~~the a~~ license fee ~~shall not~~
25 may be charged for the reinspection. However, a second license
26 fee shall be charged if upon reinspection the device is found
27 to be inaccurate. The device shall be tagged “condemned” and
28 removed from service if a third reinspection fails.

29 Sec. 21. Section 215.7, Code 2021, is amended to read as
30 follows:

31 **215.7 Transactions by false weights or measures.**

32 1. A person shall be deemed to have violated the provisions
33 of this chapter ~~and shall be punished as provided in chapter~~
34 ~~189, if the person does~~ any of the following apply:

35 ~~1. a.~~ a. ~~The person sells~~ Sells, trades, delivers, charges

PAGE 10

1 for, or claims to have delivered to a purchaser an amount
2 of any commodity which is less in weight or measure than
3 that which is asked for, agreed upon, claimed to have been
4 delivered, or noted on the delivery ticket.

5 ~~2. b.~~ 2. b. ~~The person makes~~ Makes a settlement for or enters
6 a credit, based upon any false weight or measurement, for any
7 commodity purchased.

8 ~~3. c.~~ 3. c. ~~The person makes~~ Makes a settlement for or enters
9 a credit, based upon any false weight or measurement, for any
10 labor where the price of producing or mining is determined by
11 weight or measure.

12 ~~4. d.~~ 4. d. ~~The person records~~ Records a false weight or
13 measurement upon the weight ticket or book.

14 2. The department may adopt rules pursuant to chapter 17A
15 that allow for reasonable variations and exceptions for small
16 packages.

17 3. A person who violates this section is guilty of a simple
18 misdemeanor.

19 Sec. 22. Section 215.23, Code 2021, is amended to read as
20 follows:

21 **215.23 Servicer's license.**

22 1. A servicer shall not install, service, or repair a
23 commercial weighing and measuring device until the servicer
24 has demonstrated that the servicer has available adequate
25 testing equipment, and that the servicer possesses a working
26 knowledge of all devices the servicer intends to install or
27 repair and of all appropriate weights, measures, statutes, and
28 rules, as evidenced by passing a qualifying examination to
29 be conducted by the department and obtaining a license. The
30 secretary of agriculture shall establish by rule pursuant to

chapter 17A, requirements for and contents of the examination.
The department may adopt rules pursuant to chapter 17A setting
forth qualification requirements for persons applying for a
servicer's license, including an examination.
2. In determining these a servicer's qualifications, the

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secretary shall department may consider the specifications
of the United States national institute of standards and
technology, handbook 44, "Specifications, Tolerances, and
Technical Requirements for Weighing and Measuring Devices",
or the current successor or equivalent specifications adopted
by the United States national institute of standards and
technology.
3. The secretary shall department may require an annual the
payment of a license fee of not more than five dollars for an
amount established by rule for each license issued under this
section.
4. Each A license shall expire one year two years from its
date of issuance.
Sec. 23. REPEAL. Sections 215.3 and 215.8, Code 2021, are
repealed.

DIVISION V FARM FOOD STUDY

Sec. 24. FARM-TO-TABLE TASK FORCE.
1. The Iowa cooperative extension service in agriculture
and home economics of Iowa state university of science and
technology, in cooperation with the department of agriculture
and land stewardship, shall establish a farm-to-table task
force.
2. The purpose of the task force is to recommend how
institutional purchasers, including schools, may be provided
with long-term practical options to routinely acquire fresh
food derived from locally or regionally produced and processed
farm commodities, including meat, poultry, fish, and dairy
products; eggs; vegetables; fruits; nuts; and honey.
3. The task force shall consider methods to do all of the
following:
a. Improve direct farmer to consumer transactions.
b. Better integrate existing public and private procurement
and nutritional programs, including but not limited to the
farm-to-school program as provided in chapter 190A; the from

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1 farm to food donation tax credit as provided in chapter 190B,
2 subchapter I; the Iowa emergency food purchase program as
3 provided in chapter 190B, subchapter II; and the local food and
4 farm program as provided in chapter 267A.
4. a. The task force shall be jointly chaired by the vice
5 president for extension and outreach of Iowa state university

7 of science and technology, or a designee; and the secretary of
8 agriculture, or a designee. The chairpersons of the task force
9 shall appoint remaining voting members to serve on the task
10 force.
11 b. The Iowa cooperative extension service in agriculture
12 and home economics shall provide meeting rooms, materials, and
13 staffing services for the task force.
14 5. The task force shall prepare and submit a report to
15 the governor and general assembly not later than December 10,
16 2021. The report shall include findings and recommendations,
17 including any proposed legislation, and a suggested timeline
18 for implementation of the task force's recommendations.
19 6. This section is repealed December 11, 2021.>

MAXWELL of Poweshiek

H-1294

1 Amend House File 803 as follows:
2 1. Page 1, before line 1 by inserting:
3 <DIVISION I
4 DUTIES OF PHYSICIAN ASSISTANTS>
5 2. Page 1, before line 25 by inserting:
6 <Sec. ____ Section 96.5, subsection 1, paragraphs d and e,
7 Code 2021, are amended to read as follows:
8 d. The individual left employment because of illness,
9 injury, or pregnancy upon the advice of a licensed and
10 practicing physician or physician assistant, and upon knowledge
11 of the necessity for absence immediately notified the employer,
12 or the employer consented to the absence, and after recovering
13 from the illness, injury, or pregnancy, when recovery was
14 certified by a licensed and practicing physician or physician
15 assistant, the individual returned to the employer and offered
16 to perform services and the individual's regular work or
17 comparable suitable work was not available, if so found by the
18 department, provided the individual is otherwise eligible.
19 e. The individual left employment upon the advice of a
20 licensed and practicing physician or physician assistant,
21 for the sole purpose of taking a member of the individual's
22 family to a place having a different climate, during which
23 time the individual shall be deemed unavailable for work, and
24 notwithstanding during such absence the individual secures
25 temporary employment, and returned to the individual's
26 regular employer and offered the individual's services and the
27 individual's regular work or comparable work was not available,
28 provided the individual is otherwise eligible.>
29 3. Page 9, line 7, after <assistant> by inserting <who meets
30 the qualifications set forth in the definition of a mental
31 health professional in section 228.1>
32 4. Page 9, line 11, after <assistant> by inserting <who
33 meets the qualifications set forth in the definition of a
34 mental health professional in section 228.1>

35 5. Page 10, line 1, after <assistant> by inserting <who

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1 meets the qualifications set forth in the definition of a
 2 mental health professional in section 228.1>

3 6. Page 10, line 3, after <assistant> by inserting <who
 4 meets the qualifications set forth in the definition of a
 5 mental health professional in section 228.1>

6 7. By striking page 15, line 34, through page 17, line 31.

7 8. By striking page 20, line 19, through page 55, line 26,
 8 and inserting:

9 <DIVISION ____

10 DUTIES OF PHYSICIAN ASSISTANTS — RULES

11 Sec. ____ **NEW SECTION. 147.77 Powers, privileges, rights,**
 12 **or duties provided by rule — applicability to physician**
 13 **assistants.**

14 1. The following agencies that adopt rules pursuant to
 15 chapter 17A providing a power, privilege, right, or duty to
 16 a physician licensed under chapter 148 or other profession
 17 licensed under this subtitle relating to the following subjects
 18 shall, consistent with the scope of practice of physician
 19 assistants licensed under chapter 148C, and unless otherwise
 20 inconsistent with state or federal law, provide the same power,
 21 privilege, right, or duty by rule to a physician assistant
 22 licensed under chapter 148C:

23 a. The department of administrative services, with respect
 24 to rules relating to the following:

25 (1) Retroactive conversion of vacation time to sick leave
 26 for vacation time spent under the care of a physician.

27 (2) Certification of a catastrophic illness by a physician
 28 for purposes of donation of leave and second medical
 29 opinions and updates sought from a physician relating to such
 30 certifications.

31 b. The department on aging, with respect to rules relating
 32 to a written order from a physician for an older individual
 33 requesting a therapeutic diet, and the interpretation of such
 34 orders.

35 c. The department of corrections, with respect to rules

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1 relating to the following:

2 (1) That a parolee shall not use, purchase, possess, or
 3 transfer any drugs unless prescribed by a physician.

4 (2) That a serious medical need is one that has been
 5 diagnosed by a physician as requiring treatment or is one so
 6 obvious that a lay person would easily recognize the necessity
 7 for a physician's attention.

8 (3) That each jail shall have a designated licensed
 9 physician, licensed osteopathic physician, or medical resource
 10 designated for the medical supervision, care, and treatment of

11 prisoners as deemed necessary and appropriate.
12 (4) That prescription medication, as ordered by a licensed
13 physician, licensed osteopathic physician, or licensed dentist
14 shall be provided in accordance with the directions of the
15 prescribing physician or dentist. Prisoners with medication
16 from a personal physician, osteopathic physician, or dentist
17 may be evaluated by a physician, osteopathic physician, or
18 dentist selected by the jail administrator to determine if the
19 present medication is appropriate.
20 (5) That expired drugs or drugs not in unit dose packaging,
21 whose administration had been discontinued by the attending
22 physician, shall be destroyed by the jail administrator or
23 designee in the presence of a witness.
24 (6) That special diets in jails prescribed by a physician
25 shall be followed and documented, that the physician who
26 prescribes the special diet shall specify a date on which the
27 diet will be reviewed for renewal or discontinuation, and that
28 unless specified by the prescribing physician, a certified
29 dietitian shall develop the menu.
30 (7) That special diets prescribed by a physician for the
31 care and treatment of juveniles in nonsecure hold shall be
32 followed and documented.
33 (8) For medical services in temporary holding facilities,
34 that a serious medical need is one that has been diagnosed by
35 a physician as requiring treatment or one that is so obvious

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1 that a lay person would easily recognize the necessity for a
2 physician's attention.
3 (9) For medical resources in temporary holding facilities,
4 that each facility shall have a designated licensed physician,
5 licensed osteopathic physician, or medical resource designated
6 for the medical supervision, care, and treatment of detainees
7 as deemed necessary and appropriate.
8 (10) Medication procedures in temporary holding facilities,
9 that prescription medication, as ordered by a licensed
10 physician, licensed osteopathic physician, or licensed dentist
11 shall be provided in accordance with the directions of the
12 prescribing physician or dentist. Detainees with medication
13 from a personal physician, osteopathic physician, or dentist
14 may be evaluated by a physician, osteopathic physician, or
15 dentist selected by the facility administrator to determine if
16 the present medication is appropriate.
17 (11) For medication storage in temporary holding
18 facilities, that expired drugs or drugs not in unit dose
19 packaging, whose administration had been discontinued by
20 the attending physician, shall be destroyed by the facility
21 administrator or designee in the presence of a witness.
22 (12) For medical diets in temporary holding facilities,
23 that special diets as prescribed by a physician shall be
24 followed and documented.

25 (13) For medical care and treatment for juveniles in
26 nonsecure holds in temporary holding facilities, that special
27 diets as prescribed by a physician shall be followed and
28 documented.
29 *d.* The economic development authority, with respect to rules
30 relating to the certification of a person with a disability
31 for the purpose of the targeted small business program, that
32 in order to be considered a person with a disability for the
33 purpose of the targeted small business program, the person must
34 qualify and receive certification as having a disability from
35 a licensed medical physician or must have been found eligible

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1 for vocational rehabilitation services by the department of
2 education, division of vocational rehabilitation services, or
3 by the department for the blind.
4 *e.* The department of education, with respect to rules
5 relating to the following:
6 (1) For statements relating to medication administration
7 policies, that a statement that persons administering
8 medication shall include authorized practitioners, such as
9 licensed registered nurses and physicians, and persons to whom
10 authorized practitioners have delegated the administration
11 of prescription and nonprescription drugs. Individuals
12 shall self-administer asthma or other airway constricting
13 disease medication or possess and have use of an epinephrine
14 auto-injector with parent and physician consent on file,
15 without the necessity of demonstrating competency to
16 self-administer these medications.
17 (2) For medication administration courses relating
18 to medication administration policies, that a medication
19 administration course be conducted by a registered nurse
20 or licensed pharmacist and include an annual medication
21 administration procedural skills check completed with a
22 registered nurse or pharmacist.
23 (3) For school-based youth services programs, that
24 preventive and primary health care services shall be delivered
25 by specifically credentialed providers as specified.
26 *f.* The department of human services, with respect to rules
27 relating to the following:
28 (1) That an incident for purposes of accreditation
29 of providers of services to persons with mental illness,
30 intellectual disabilities, or developmental disabilities
31 includes but is not limited to an occurrence involving the
32 individual using the service that results in a physical injury
33 to or by the individual that requires a physician's treatment
34 or admission to a hospital.
35 (2) That a mental health professional, for purposes

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1 of accreditation of providers of services to persons with
2 mental illness, intellectual disabilities, or developmental
3 disabilities, includes a medical professional licensed in this
4 state, provided that the professional otherwise meets all of
5 the conditions to qualify as a mental health professional.
6 (3) That home health aide services for purposes of
7 disability services management and regional services may
8 include medications specifically ordered by a physician.
9 (4) That payment relating to the state supplementary
10 assistance program for residential care shall only be made when
11 there is on file an order written by a physician certifying
12 that the applicant or recipient being admitted requires
13 residential care but does not require nursing services.
14 (5) That a case folder for a facility participating in
15 the state supplementary assistance program must include a
16 physician's statement certifying that a resident does not
17 require nursing services.
18 (6) That personnel providing psychological evaluations
19 and counseling or psychotherapy services for area education
20 agencies under the medical assistance program include specified
21 professions endorsed, licensed, or registered in this state,
22 provided that the professional otherwise meets all of the
23 conditions to qualify as a mental health professional.
24 (7) That personnel providing psychological evaluations and
25 counseling or psychotherapy services for providers of infant
26 and toddler program services under the medical assistance
27 program include specified professions endorsed, licensed,
28 or registered in this state, provided that the professional
29 otherwise meets all of the conditions to qualify as a mental
30 health professional.
31 (8) That personnel providing other services for providers
32 of infant and toddler program services under the medical
33 assistance program include specified professions recognized,
34 endorsed, or licensed in this state, provided that the
35 professional otherwise meets all of the conditions to qualify

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1 as a mental health professional.
2 (9) That personnel providing psychological evaluations
3 and counseling or psychotherapy services for providers of
4 local education agency services under the medical assistance
5 program include specified professions endorsed, licensed,
6 or registered in this state, provided that the professional
7 otherwise meets all of the conditions to qualify as a mental
8 health professional.
9 (10) That personnel providing other services for providers
10 of local education agency services under the medical assistance
11 program include specified professions recognized, endorsed,
12 or licensed in this state, provided that the professional

13 otherwise meets all of the conditions to qualify as a mental
14 health professional.
15 (11) For payment for medically necessary home health agency
16 services under the medical assistance program, that payment
17 shall be approved for medically necessary home health agency
18 services prescribed by a physician in a plan of home health
19 care provided by a Medicare-certified home health agency.
20 (12) For authorization for medically necessary home health
21 agency services under the medical assistance program, that
22 services shall be authorized by a physician, evidenced by the
23 physician's signature and date on a plan of treatment.
24 (13) For treatment plans of home health agencies under the
25 medical assistance program, that a member's medical condition
26 shall be reflected by the date last seen by a physician, if
27 available.
28 (14) For items included in treatment plans of home health
29 agencies under the medical assistance program, that a plan of
30 care shall include a physician's signature and date and that
31 the plan of care must be signed and dated by the physician
32 before the claim for service is submitted for reimbursement.
33 (15) For skilled nursing services provided by a home health
34 agency under the medical assistance program, that medical
35 documentation shall be submitted justifying the need for

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1 continued visits, including the physician's estimate of the
2 length of time that additional visits will be necessary, and
3 that daily skilled nursing visits or multiple daily visits for
4 wound care or insulin injections shall be covered when ordered
5 by a physician and included in the plan of care.
6 (16) For physical therapy services provided by a home health
7 agency under the medical assistance program, that payment shall
8 be made for physical therapy services when the services follow
9 a treatment plan established by the physician after any needed
10 consultation with the qualified physical therapist.
11 (17) For occupational therapy services provided by a
12 home health agency under the medical assistance program,
13 that payment shall be made for occupational therapy services
14 when the services follow a treatment plan established by the
15 physician.
16 (18) For speech therapy services provided by a home health
17 agency under the medical assistance program, that payment shall
18 be made for speech therapy services when the services follow a
19 treatment plan established by the physician.
20 (19) For home health aide services provided by a home health
21 agency under the medical assistance program, that the service
22 as well as the frequency and duration are stated in a written
23 plan of treatment established by a physician.
24 (20) For home health aide services provided by a home health
25 agency under the medical assistance program, that services
26 provided for specified durations when ordered by a physician

27 and included in a plan of care shall be allowed as intermittent
28 services.
29 (21) For home health aide services provided by a home health
30 agency under the medical assistance program, that personal
31 care services include helping the member take medications
32 specifically ordered by a physician.
33 (22) For private duty nursing or personal care services for
34 persons aged twenty and under, under the medical assistance
35 program, that private duty nursing services are those services

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1 which are provided by a registered nurse or a licensed
2 practical nurse under the direction of the member's physician
3 to a member in the member's place of residence or outside the
4 member's residence, when normal life activities take the member
5 outside the place of residence.
6 (23) For private duty nursing or personal care services for
7 persons aged twenty and under, under the medical assistance
8 program, that services shall be provided according to a written
9 plan of care authorized by a licensed physician.
10 (24) For private duty nursing or personal care services for
11 persons aged twenty and under, under the medical assistance
12 program, that personal care services are those services
13 provided by a home health aide or certified nurse's aide and
14 which are delegated and supervised by a registered nurse under
15 the direction of the member's physician to a member in the
16 member's place of residence or outside the member's residence,
17 when normal life activities take the member outside the place
18 of residence, and that these services shall be in accordance
19 with the member's plan of care and authorized by a physician.
20 (25) For requirements for private duty nursing or personal
21 care services for persons aged twenty and under, under the
22 medical assistance program, that private duty nursing or
23 personal care services shall be ordered in writing by a
24 physician as evidenced by the physician's signature on the plan
25 of care.
26 (26) For obtaining prescription medications for children in
27 juvenile detention and shelter care homes, that prescription
28 medication provided to residents shall be dispensed only from a
29 licensed pharmacy in this state in accordance with state law,
30 from a licensed pharmacy in another state according to the laws
31 of that state, or by a licensed physician.
32 (27) For health and dental programs provided by agencies
33 providing foster care services, that a child's physical
34 examination shall be performed by a licensed physician or
35 licensed nurse practitioner.

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1 (28) For health and dental programs provided by agencies
2 providing foster care services, that if documentation of prior

3 immunization is unavailable, immunizations required by the
4 department of public health shall begin within thirty days of
5 placement, unless contraindicated and unless a statement from
6 a physician to that effect is included in the child's medical
7 record, and that a statement from a physician, referring
8 agency, parent, or guardian indicating immunizations are
9 current is sufficient documentation of immunizations.

10 (29) For the dispensing, storage, authorization, and
11 recording of medications in child care centers, that all
12 medications shall be stored in their original containers, with
13 accompanying physician or pharmacist's directions and label
14 intact and stored so they are inaccessible to children and the
15 public.

16 (30) For an infants' area in a child care center, that
17 upon the recommendation of a child's physician or the area
18 education agency serving the child, a child who is two years
19 of age or older with a disability that results in significant
20 developmental delays in physical and cognitive functioning who
21 does not pose a threat to the safety of the infants may, if
22 appropriate and for a limited time approved by the department,
23 remain in the infant area.

24 (31) For facility requirements for a child development
25 home, that the telephone number for each child's physician
26 shall be written on paper and readily accessible by the
27 telephone.

28 (32) For medications and hazardous materials in a child
29 development home, that medications shall be given only with
30 the parent's or doctor's written authorization, and that each
31 prescribed medication shall be accompanied by a physician's or
32 pharmacist's direction.

33 (33) For medical reports regarding the health of a family
34 in a family life home, that a medical report shall provide
35 significant findings of a physician, such as the presence or

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1 absence of any communicable disease.

2 (34) For medical reexaminations of a family in a family
3 life home, that medical reexaminations may be required at the
4 discretion of a physician.

5 (35) For medical examinations of a client in a family life
6 home, that a physician shall certify that the client is free
7 from any communicable disease and does not require a higher
8 level of care than that provided by a family life home.

9 (36) For the records of a client in a family life home,
10 that the family shall have available at all times, the name,
11 address, and telephone number of the client's physician.

12 (37) For the facility requirements for a child care home,
13 that the telephone number for each child's physician shall be
14 written on paper and readily accessible by the telephone.

15 (38) For the administration of medications at a child care
16 home, that medications shall be given only with the parent's or

17 doctor's written authorization and each prescribed medication
18 shall be accompanied by a physician's or pharmacist's
19 direction.
20 (39) For payments for foster care, that an intellectual
21 disabilities professional includes specified professions,
22 provided that the professional otherwise meets all of
23 the conditions to qualify as an intellectual disabilities
24 professional.
25 (40) For payments for foster care, that a mental health
26 professional includes specified professions, provided that the
27 professional otherwise meets all of the conditions to qualify
28 as a mental health professional.
29 (41) For the subsidized adoption program, that a qualified
30 intellectual disability professional includes specified
31 professions, provided that the professional otherwise meets
32 all of the conditions to qualify as a qualified intellectual
33 disability professional.
34 (42) For the subsidized adoption program, that a qualified
35 mental health professional includes specified professions,

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1 provided that the professional otherwise meets all of
2 the conditions to qualify as a qualified mental health
3 professional.
4 (43) For the information provided to a foster care provider
5 by a department worker at the time of placement, that the
6 information shall include the names, addresses, and telephone
7 numbers of the child's physician and dentist.
8 g. The department of inspections and appeals, with respect
9 to rules relating to the following:
10 (1) For the qualifications of an attending physician at a
11 hospice, that the person shall have an active Iowa license to
12 practice medicine.
13 (2) For residential care facilities for persons with
14 intellectual disabilities, that a qualified intellectual
15 disability professional includes specified professions,
16 provided that the professional otherwise meets all of the
17 conditions to qualify as a qualified intellectual disability
18 professional.
19 (3) For nursing facilities, that a qualified intellectual
20 disabilities professional includes specified professions,
21 provided that the professional otherwise meets all of the
22 conditions to qualify as a qualified intellectual disabilities
23 professional.
24 (4) For intermediate care facilities for persons with
25 mental illness, that a qualified mental health professional
26 includes specified professions, provided that the professional
27 otherwise meets all of the conditions to qualify as a qualified
28 mental health professional.
29 (5) For notifications submitted to the department from
30 a subacute mental health care facility in the event of an

31 accident causing a major injury, including as a major injury an
32 injury which requires consultation with the attending physician
33 or designee of the physician or advanced registered nurse
34 practitioner who determines that an injury is a major injury.
35 *h.* The racing and gaming commission, with respect to rules

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1 relating to the following:
2 (1) For the grounds for denial, suspension, or revocation
3 of an occupational or vendor license, that a license shall be
4 denied if the applicant has a history of mental illness without
5 demonstrating successful treatment by a licensed medical
6 physician.
7 (2) For the qualifications for jockeys, that a jockey shall
8 pass a physical examination by a licensed physician affirming
9 fitness to participate as a jockey.
10 (3) For the regulation of licensees in restricted areas of
11 a racing facility, that licensees whose duties require them to
12 be in a restricted area of a racing facility shall not have
13 present within their systems any controlled substance as listed
14 in schedules I to V of U.S.C. Tit. 21 (Food and Drug Section
15 812), chapter 124, or any prescription drug unless it was
16 obtained directly or pursuant to valid prescription or order
17 from a duly licensed physician who is acting in the course of
18 professional practice.
19 *i.* The Iowa law enforcement academy, with respect to rules
20 relating to the following:
21 (1) For the minimum standards for law enforcement officers,
22 that an officer is examined by a licensed physician or surgeon.
23 (2) For hiring standards must be reverified if an individual
24 is not hired by an Iowa law enforcement agency during a
25 specified period of time following completion of the course
26 of study, that the individual must be examined by a licensed
27 physician or surgeon.
28 (3) For the selection or appointment of reserve peace
29 officers, that the person shall be examined by a licensed
30 physician or surgeon.
31 *j.* The natural resource commission, with respect to rules
32 relating to the following:
33 (1) That the grounds for revoking or suspending an
34 instructor license include participation in a course while
35 ingesting prescription medication in a manner contrary to the

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1 dosing directions given by the prescribing physician.
2 (2) For applications for use of a crossbow for deer and
3 turkey hunting by handicapped individuals, that an application
4 must include a statement signed by the applicant's physician
5 declaring that the individual is not physically capable of
6 shooting a bow and arrow.

7 (3) For authorization for the use of a crossbow for deer
8 and turkey hunting by handicapped individuals, that if a
9 conservation officer has probable cause to believe the person's
10 handicapped status has improved, making it possible for the
11 person to shoot a bow and arrow, the department of natural
12 resources may, upon the officer's request, require the person
13 to obtain in writing a current physician's statement.
14 (4) For licenses for nonresidents to participate in a
15 special deer hunting season for severely disabled persons,
16 that a nonresident applying for the license must have on file
17 with the department of natural resources either a copy of a
18 disabilities parking permit issued by a state department of
19 transportation or an Iowa department of natural resources form
20 signed by a physician that verifies their disability.
21 *k.* The Iowa department of public health, with respect to
22 rules relating to the following:
23 (1) That "*impaired glucose tolerance*", for purposes of
24 outpatient diabetes education programs, means a condition in
25 which blood glucose levels are higher than normal, diagnosed by
26 a physician, and treated with a food plan, exercise, or weight
27 control.
28 (2) For instructors for programs not recognized by the
29 American diabetes association or accredited by the American
30 association of diabetes educators, that the primary instructors
31 shall be one or more of specified health care professionals who
32 are knowledgeable about the disease process of diabetes and the
33 treatment of diabetes.
34 (3) For the written form for participation in the
35 prescription drug donation repository program, that the form

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1 shall include the name and telephone number of the responsible
2 pharmacist, physician, or nurse practitioner who is employed
3 by or under contract with the pharmacy or medical facility,
4 and shall also include a statement, signed and dated by the
5 responsible pharmacist, physician, or nurse practitioner,
6 indicating that the pharmacy or medical facility meets the
7 eligibility requirements and shall comply with the requirements
8 established by rule.
9 (4) For the dispensing of donated prescription drugs and
10 supplies, that donated drugs and supplies may be dispensed
11 only if the drugs or supplies are prescribed by a health
12 care practitioner for use by an eligible individual and
13 are dispensed by a licensed pharmacist, physician, or nurse
14 practitioner.
15 *l.* The department of public safety, with respect to rules
16 relating to permits to carry weapons, that an unlawful user of
17 or addicted to any controlled substance includes any person who
18 is a current user of a controlled substance in a manner other
19 than as prescribed by a licensed physician.
20 *m.* The department of transportation, with respect to rules

21 relating to exemptions from motor vehicle window transparency
22 requirements, that a motor vehicle fitted with a front
23 windshield, a front side window, or a front sidewing with less
24 than seventy percent but not less than thirty-five percent
25 light transmittance before July 4, 2012, may continue to be
26 maintained and operated with a front windshield, a front side
27 window, or a front sidewing with less than seventy percent but
28 not less than thirty-five percent light transmittance on or
29 after July 4, 2012, so long as the vehicle continues to be used
30 for the transport of a passenger or operator who documented in
31 the manner specified by the department a medical need for such
32 reduced transparency, which document was signed by the person's
33 physician before July 4, 2012.
34 *n.* The Iowa department of veterans affairs, with respect
35 to rules relating to expenses relating to the purchase of

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1 durable equipment or services, that individuals requesting
2 reimbursement who need durable equipment as a medical necessity
3 should provide information from a physician.
4 *o.* The department of workforce development, with respect to
5 rules relating to the following:
6 (1) That a voluntary quit shall be presumed to be without
7 good cause attributable to the employer for purposes of
8 unemployment compensation if a claimant left employment because
9 of illness or injury which was not caused or aggravated by the
10 employment or pregnancy and failed to obtain the advice of a
11 licensed and practicing physician, obtain certification of
12 release for work from a licensed and practicing physician, or
13 return to the employer and offer services upon recovery and
14 certification for work by a licensed and practicing physician.
15 (2) That for purposes of unemployment compensation, it is
16 a reason for a claimant leaving employment with good cause
17 attributable to the employer if the claimant left employment
18 because of illness, injury, or pregnancy upon the advice of
19 a licensed and practicing physician, and upon recovery, when
20 recovery was certified by a licensed and practicing physician,
21 the claimant returned and offered to perform services to the
22 employer, but no suitable, comparable work was available.
23 (3) That for purposes of unemployment compensation it is
24 a reason for a claimant leaving employment with good cause
25 attributable to the employer if the claimant left employment
26 upon the advice of a licensed and practicing physician for the
27 sole purpose of taking a family member to a place having a
28 different climate and subsequently returned to the claimant's
29 regular employer and offered to perform services, but the
30 claimant's regular or comparable work was not available.
31 *p.* The labor services division of the department of
32 workforce development, with respect to rules relating to the
33 following:
34 (1) For the disclosure of a trade secret relating to a

35 hazardous chemical during a medical emergency, that where a

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1 treating physician or nurse determines that a medical emergency
2 exists and the specific chemical identity of a hazardous
3 chemical is necessary for emergency or first-aid treatment, the
4 chemical manufacturer, importer, or employer shall immediately
5 disclose the specific chemical identity of a trade secret
6 chemical to that treating physician or nurse, regardless of the
7 existence of a written statement of need or a confidentiality
8 agreement.
9 (2) For the disclosure of a trade secret relating to
10 a hazardous chemical in a nonemergency situation, that in
11 nonemergency situations, a chemical manufacturer, importer,
12 or employer shall, upon request, disclose a specific chemical
13 identity, otherwise permitted to be withheld by rule, to a
14 specified health professional providing medical or other
15 occupational health services to exposed employees or designated
16 representatives in specified circumstances.
17 (3) For applications for a license to practice asbestos
18 removal, that except as noted in rule, only worker and
19 contractor/supervisor license applicants must submit a
20 respiratory protection and physician's certification forms.
21 (4) For documentation held by persons licensed for asbestos
22 abatement in an area that is subject to a disaster emergency
23 proclamation, that the labor commissioner deems an individual
24 contractor, supervisor, or worker to be licensed and authorized
25 for asbestos abatement if the individual, in addition to other
26 specified conditions, makes immediately available on the
27 work site a copy of a physician's statement indicating that,
28 consistent with federal law, a licensed physician has examined
29 the individual within the past twelve months and approved the
30 individual to work while wearing a respirator.
31 (5) That the contents of an application for an event
32 license for a covered athletic event other than a professional
33 wrestling event shall contain, along with other requirements,
34 a copy of the medical license of the ringside physician and
35 the date, time, and location of the ringside physician's

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1 examination of the contestants.
2 (6) For the responsibilities of the promoter of an athletic
3 event, that the promoter submit test results to the ringside
4 physician no later than at the time of the physical showing
5 that each contestant scheduled for the event tested negative
6 for the human immunodeficiency, hepatitis B, and hepatitis C
7 viruses within the one-year period prior to the event, and that
8 the contestant shall not participate and the physician shall
9 notify the promoter that the contestant is prohibited from
10 participating for medical reasons if specified circumstances

11 occur.

12 (7) For injuries during a professional boxing match, that if

13 a contestant claims to be injured during the bout, the referee

14 shall stop the bout and request the attending physician to make

15 an examination. If the physician decides that the contestant

16 has been injured as the result of a foul, the physician shall

17 advise the referee of the injury. If the physician is of the

18 opinion that the injured contestant may be able to continue,

19 the physician shall order an intermission, after which the

20 physician shall make another examination and again advise

21 the referee of the injured contestant's condition. It shall

22 be the duty of the promoter to have an approved physician in

23 attendance during the entire duration of all bouts.

24 (8) For persons allowed in a ring during a professional

25 boxing match, that no person other than the contestants and the

26 referee shall enter the ring during the bout, excepting the

27 seconds between the rounds or the attending physician if asked

28 by the referee to examine an injury to a contestant.

29 (9) For the weighing of contestants in a professional boxing

30 match, that contestants shall be weighed and examined on the

31 day of the scheduled match by the attending ring physician at a

32 time and place to be determined by the commissioner.

33 (10) For attending ring physicians during a professional

34 boxing match, that when a boxer has been injured seriously,

35 knocked out, or technically knocked out, the referee shall

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1 immediately summon the attending ring physician to aid the

2 stricken boxer, and that managers, handlers, and seconds shall

3 not attend to the stricken boxer, except at the request of the

4 physician.

5 (11) For the keeping of time during a professional boxing

6 match, that the timekeeper shall keep an exact record of time

7 taken out at the request of a referee for an examination of a

8 contestant by the physician.

9 (12) For the suspension of contestants during a

10 professional boxing match that is an elimination tournament,

11 that a contestant who for specified reasons is not permitted

12 to box in the state for a period of time shall be examined by a

13 physician approved by the commissioner before being permitted

14 to fight again.

15 (13) For the designation of officials for professional

16 kickboxing, that the designation of physicians is subject to

17 the approval of the commissioner or designee.

18 (14) For officials for a mixed martial arts event, that

19 officials shall include a physician.

20 (15) For the keeping of time for a mixed martial arts

21 event, that the timekeeper shall keep an exact record of time

22 taken out at the request of a referee for an examination of a

23 contestant by the physician.

24 (16) For persons allowed in the cage during a mixed martial

25 arts event, that a physician may enter the cage to examine a
26 contestant upon the request of the referee.
27 (17) For the decorum of persons involved in a mixed martial
28 arts event, that a contestant is exempt from prohibitions on
29 specified conduct while interacting with the contestant's
30 opponent during a round, but if the round is stopped by the
31 physician or referee for a time out, the prohibitions shall
32 apply to the contestant.
33 (18) For the examination of contestants in a mixed martial
34 arts event, that on the day of the event, at a time and place
35 to be approved by the commissioner, the ringside physician

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1 shall conduct a rigorous physical examination to determine the
2 contestant's fitness to participate in a mixed martial arts
3 match, and that a contestant deemed not fit by the physician
4 shall not participate in the event.
5 (19) For injuries during a mixed martial arts event, that if
6 a contestant claims to be injured or when a contestant has been
7 injured seriously or knocked out, the referee shall immediately
8 stop the fight and summon the attending ring physician to make
9 an examination of the stricken fighter. If the physician
10 decides that the contestant has been injured, the physician
11 shall advise the referee of the severity of the injury. If
12 the physician is of the opinion the injured contestant may be
13 able to continue, the physician shall order an intermission,
14 after which the physician shall make another examination and
15 again advise the referee of the injured contestant's condition.
16 Managers, handlers, and seconds shall not attend to the
17 stricken fighter, except at the request of the physician.
18 2. This section shall not be construed to expand, diminish,
19 or otherwise modify the scope of practice of any profession
20 licensed under this subtitle.
21 3. The rulemaking requirements provided in this section
22 shall not be construed to prohibit the agencies listed in
23 subsection 1 from engaging in further rulemaking not in
24 conflict with this section or state or federal law relating to
25 the subject matter of this section or to otherwise diminish the
26 authority to engage in rulemaking provided to those agencies
27 by any other statute.>
28 9. By renumbering as necessary.

BUSH of Cherokee

H-1295

1 Amend House File 837 as follows:
2 1. Page 1, before line 1 by inserting:
3 <Sec. ____ Section 331.604, subsection 3, paragraph b, Code
4 2021, is amended to read as follows:
5 b. (1) ~~For the period beginning July 1, 2004, and ending~~

6 June 30, 2009, the county recorder shall also collect a fee of
7 one dollar for each recorded transaction, regardless of the
8 number of pages, for which a fee is paid pursuant to subsection
9 1 to be used for the purpose set forth in paragraph "d".

10 (2) For the period beginning July 1, 2009, and ending
11 June 30, 2011, the recorder shall also collect a fee of three
12 dollars for each recorded transaction, regardless of the number
13 of pages, for which a fee is paid pursuant to subsection 1 to be
14 used for the following purposes:

15 (a) Maintaining the statewide internet site and the county
16 land record information system.

17 (b) Integrating information contained in documents and
18 records maintained by the recorder and other land record
19 information from other sources with the county land record
20 information system.

21 (c) Implementing and maintaining a process for redacting
22 personally identifiable information contained in electronic
23 documents that are displayed for public access through an
24 internet site or that are transferred to another person.

25 (3) Beginning July 1, 2011, the The recorder shall also
26 collect a fee of one dollar for each recorded transaction,
27 regardless of the number of pages, for which a fee is paid
28 pursuant to subsection 1 to be used for the purposes in
29 subparagraph (2) and for the following purposes:

30 (a) Establishing and implementing standards for recording,
31 processing, and archiving electronic documents and records.

32 (b) Expanding access to records by encouraging electronic
33 indexing and scanning of documents and instruments recorded in
34 prior years.

35 (b) Maintaining the statewide internet site and the county

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1 land record information system.

2 (c) Integrating information contained in documents and
3 records maintained by the recorder and other land record
4 information from other sources with the county land record
5 information system.

6 (d) Implementing and maintaining a process for redacting
7 personally identifiable information contained in electronic
8 documents that are displayed for public access through an
9 internet site or that are transferred to another person.

10 (4) (2) Notwithstanding subparagraph (2), the The fee
11 collected by the recorder under this subsection for recording
12 a plat of survey is one dollar, regardless of the number of
13 pages. For purposes of this subparagraph, "plat of survey"
14 means the same as defined in section 355.1, subsection 9.

15 (5) (3) Fees collected in excess of the amount needed
16 for the purposes specified in this subsection shall be used
17 by the county land record information system to reduce or
18 eliminate service fees for electronic submission of documents
19 and instruments.>

20 2. By renumbering as necessary.

MAXWELL of Poweshiek

H-1296

- 1 Amend House File 847 as follows:
- 2 1. Page 10, by striking lines 3 through 13.
- 3 2. Page 10, by striking lines 24 through 27.
- 4 3. Page 11, by striking lines 8 through 29.
- 5 4. By renumbering, redesignating, and correcting internal
- 6 references as necessary.

JACOBY of Johnson

H-1297

- 1 Amend House File 847 as follows:
- 2 1. By striking page 3, line 4, through page 4, line 2.
- 3 2. By renumbering as necessary.

WINCKLER of Scott

H-1298

- 1 Amend House File 847 as follows:
- 2 1. By striking page 1, line 3, through page 3, line 3, and
- 3 inserting:
- 4 <Sec. _____. Section 256.11, subsection 8, Code 2021, is
- 5 amended to read as follows:
- 6 8. a. Upon request of the board of directors of a public
- 7 school district or the authorities in charge of a nonpublic
- 8 school, the director may, for a number of years to be specified
- 9 by the director, grant the district board or the authorities
- 10 in charge of the nonpublic school exemption from one or more
- 11 of the requirements of the educational program specified in
- 12 subsection 5. The exemption may be renewed. Exemptions
- 13 shall be granted only if the director deems that the request
- 14 made is an essential part of a planned innovative curriculum
- 15 project which the director determines will adequately meet the
- 16 educational needs and interests of the pupils and be broadly
- 17 consistent with the intent of the educational program as
- 18 defined in subsection 5.
- 19 **b.** The request for exemption shall include all of the
- 20 following:
- 21 ~~a.~~ **(1)** Rationale of the project to include supportive
- 22 research evidence.
- 23 ~~b.~~ **(2)** Objectives of the project.
- 24 ~~c.~~ **(3)** Provisions for administration and conduct of the
- 25 project, including the use of personnel, facilities, time,
- 26 techniques, and activities.
- 27 ~~d.~~ **(4)** Plans for evaluation of the project by testing

28 and observational measures of pupil progress in reaching the
 29 objectives.
 30 ~~e. (5) Plans for revisions of the project based on~~
 31 ~~evaluation measures.~~
 32 ~~f. (6) Plans for periodic reports to the department.~~
 33 ~~g. (7) The estimated cost of the project.~~
 34 c. Approval of an exemption shall include authority for
 35 a school district to use funds from the school district's

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1 flexibility account under section 298A.2, subsection 2, to
 2 implement all or part of the planned innovative curriculum
 3 project.
 4 d. Approval of an exemption from one or more of the
 5 requirements of the educational program specified in subsection
 6 5 does not exempt the school district or nonpublic school from
 7 federal law or any other requirements of state law that are not
 8 specifically exempted by the director.
 9 e. Each school district or nonpublic school for which an
 10 exemption is approved shall file an annual report with the
 11 department on the status of the planned innovative curriculum
 12 project on forms and in a format prescribed by the department.
 13 f. After expiration of the initial exemption period, the
 14 exemption may be renewed for additional periods of years, each
 15 not to exceed three years. The director may revoke approval
 16 of all or part of any exemption if the annual report or any
 17 other information available to the department indicates that
 18 conditions no longer warrant use of an exemption or funding
 19 from the school district's flexibility account under section
 20 298A.2, subsection 2. Notice of revocation must be provided by
 21 the director to the school district or nonpublic school prior
 22 to the beginning of the school year for which the exemption is
 23 revoked.>
 24 2. Page 4, lines 5 and 6, by striking <An approved flexible
 25 student and school support program> and inserting <A planned
 26 innovative curriculum project for which an exemption was
 27 approved>
 28 3. By renumbering as necessary.

WINCKLER of Scott

H-1299

1 Amend the amendment, H-1287, to House File 819, as follows:
 2 1. Page 1, after line 3 by inserting:
 3 <_. Page 1, line 5, by striking <or interfering with>>
 4 2. By renumbering as necessary.

LOHSE of Polk

H-1300

- 1 Amend the amendment, H-1286, to House File 820, as follows:
- 2 1. Page 1, line 8, after <court> by inserting <in the case>

HITE of Mahaska

H-1301

- 1 Amend the amendment, H-1298, to House File 847, as follows:
- 2 1. Page 2, after line 23 by inserting:
- 3 <_. Page 3, by striking line 15 and inserting <salary to
- 4 ~~thirty-three~~ thirty-seven thousand five hundred dollars; to>
- 5 _. Page 3, after line 33 by inserting:
- 6 <Sec. _. Section 284.15, subsection 2, paragraph a,
- 7 subparagraph (1), Code 2021, is amended to read as follows:
- 8 (1) The salary for an initial teacher who has successfully
- 9 completed an approved practitioner preparation program as
- 10 defined in section 272.1 or holds an initial or intern teacher
- 11 license issued under chapter 272 shall be at least ~~thirty-three~~
- 12 thirty-seven thousand five hundred dollars, which shall also
- 13 constitute the minimum salary for an Iowa teacher.
- 14 Sec. _. Section 284.16, subsection 1, paragraph a,
- 15 unnumbered paragraph 1, Code 2021, is amended to read as
- 16 follows:
- 17 The beginning teacher shall be paid not less than
- 18 ~~thirty-three~~ thirty-seven thousand five hundred dollars and
- 19 shall meet the following requirements:
- 20 Sec. _. Section 284.17, subsection 1, Code 2021, is
- 21 amended to read as follows:
- 22 1. A minimum salary of ~~thirty-three~~ thirty-seven thousand
- 23 five hundred dollars for a full-time teacher.>>
- 24 2. By renumbering as necessary.

SMITH of Black Hawk

H-1302

- 1 Amend House File 854 as follows:
- 2 1. Page 2, line 3, after <state> by inserting <and provide
- 3 written notification to the committee that the remittance was
- 4 paid>
- 5 2. Page 2, line 5, by striking <salaries,>
- 6 3. Page 2, after line 12 by inserting:
- 7 <e. If the committee has not received written notification
- 8 from an agency that either of the actions required pursuant
- 9 to paragraph “d” were carried out within the period provided
- 10 in paragraph “d”, the committee shall provide a written
- 11 notification to the department of management. The department
- 12 shall then transfer the amount of unpaid delinquency fees
- 13 due from any funds available to the agency for support,
- 14 maintenance, or other administrative costs to the general

15 fund.>

JONES of Clay

H-1303

- 1 Amend House File 434 as follows:
- 2 1. Page 1, before line 1 by inserting:
- 3 <Section 1. **NEW SECTION. 147.163** **Restriction of**
- 4 **prescribing authority by board.**
- 5 1. Any board created under this chapter that licenses a
- 6 prescribing practitioner shall not restrict the prescribing
- 7 authority of a prescribing practitioner during a public health
- 8 disaster in a way that acts as a deterrent for a prescribing
- 9 practitioner to use a medication or treatment in accordance
- 10 with the prescribing practitioner's best professional judgment.
- 11 2. For purposes of this section:
- 12 a. "*Prescribing practitioner*" means the same as defined in
- 13 section 147.162.
- 14 b. "*Public health disaster*" means the same as defined in
- 15 section 135.140.>
- 16 2. Title page, line 1, after <to> by inserting <prescribing
- 17 and dispensing of medications and treatments including
- 18 limitations on prescribing authority and>

JACOBSEN of Pottawattamie

H-1304

- 1 Amend House File 678 as follows:
- 2 1. Page 1, before line 3 by inserting:
- 3 <**NEW SUBSECTION. 01.** *"Adult criminal problem-solving*
- 4 *court"* means a court program under direct supervision of a
- 5 judge established to treat drug or alcohol addiction or mental
- 6 illness of adults charged with criminal offenses.>
- 7 2. Page 1, after line 11 by inserting:
- 8 <**NEW SUBSECTION. 3A.** *"Special condition"* means a condition
- 9 of probation that the court identifies as necessary to protect
- 10 the public from the defendant's behavior constituting the
- 11 underlying conviction.
- 12 **NEW SUBSECTION. 3B.** *"Special probation program"* means a
- 13 program under the supervision of a district court or a judicial
- 14 district department of correctional services established to
- 15 treat drug or alcohol addiction, mental illness, or domestic or
- 16 sexual abuse of the parties involved in a criminal case, or to
- 17 improve outcomes for persons involved in the program, including
- 18 a department-approved continuum of sanctions.>
- 19 3. By striking page 1, line 30, through page 2, line 30, and
- 20 inserting:
- 21 <**b.** *Notwithstanding any discharge credit accrued under*
- 22 *subsection 6 or any educational credit accrued under subsection*
- 23 *7, a defendant's probation officer shall complete a probation*

24 status report no later than halfway through the defendant's
25 probation term and provide a copy of the probation status
26 report to the defendant containing one of the following:

27 (1) An order that the defendant be discharged from probation
28 early under subsection 2, paragraph "a", after approval of the
29 district director and notification of the sentencing court and
30 the county attorney who prosecuted the case.

31 (2) A recommendation that the defendant's probation be
32 continued with reduced terms and conditions along with a
33 description of the defendant's progress on probation and what
34 conditions must still be completed before the defendant may be
35 discharged from probation.

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1 (3) A recommendation that the defendant's probation be
2 continued as previously ordered along with a description of
3 the defendant's progress on probation and what conditions must
4 still be completed before the defendant may be discharged from
5 probation.

6 c. (1) If the defendant's probation status report
7 recommends that the defendant continue probation with reduced
8 terms and conditions under paragraph "b", subparagraph (2), or
9 that the defendant's probation continue as previously ordered
10 under paragraph "b", subparagraph (3), the probation officer
11 shall include a description of why continued probation is
12 necessary and beneficial and shall also include any discharge
13 credits and educational credits the defendant has accrued.

14 (2) If the probation status report does not recommend early
15 termination of the defendant's probation, the defendant may
16 request a court hearing on the issue of early termination of
17 the defendant's probation. The requested hearing shall be held
18 no later than ninety days from the date of the defendant's
19 request. At the hearing, the court shall review the probation
20 status report; the defendant's progress and conduct on
21 probation, including whether the defendant has attended
22 court-ordered mandatory counseling or treatment and whether the
23 defendant is subject to a payment plan and has been found to
24 afford payments but is purposely avoiding making payments; the
25 underlying offense and its relationship to the conditions of
26 probation imposed on the defendant; the defendant's criminal
27 record; and any mitigating factors to determine whether to
28 reduce the terms and conditions of the defendant's probation,
29 continue the defendant's probation, or discharge the defendant
30 from probation.

31 d. Nothing in this subsection shall preclude a probation
32 officer or the court from terminating the defendant's probation
33 early at any time under subsection 1 or 2 or under any other
34 applicable provision.

35 e. Paragraphs "b" and "c" shall not apply to proceedings

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1 in adult criminal problem-solving courts and special probation
2 programs.>
3 4. Page 4, by striking lines 21 through 31 and inserting:
4 <NEW SUBSECTION. 8. At least once a year and in the
5 probation status report provided halfway through the
6 defendant's period of probation pursuant to subsection 2,
7 paragraph "b", the defendant's probation officer shall provide
8 the defendant with an accounting of the defendant's discharge
9 credits and educational credits that have accrued pursuant to
10 subsection 6 and 7. A defendant may earn both a discharge
11 credit and an educational credit to be applied toward the
12 completion of the defendant's probation in accordance with
13 this subsection. The defendant may ask a court to review the
14 defendant's discharge credits and educational credits contained
15 in the defendant's probation status report.
16 NEW SUBSECTION. 9. Subsections 6, 7, and 8 shall not apply
17 to proceedings in adult criminal problem-solving courts and
18 special probation programs.>
19 5. Page 5, by striking lines 17 through 20 and inserting:
20 <(4) If the technical violation of probation is a violation
21 of a special condition, the court may impose an additional
22 sentence of up to thirty days of imprisonment in addition to
23 any sanctions imposed pursuant to subsection 1 or 2.>
24 6. Page 7, after line 6 by inserting:
25 <6. This section shall not apply to proceedings in
26 adult criminal problem-solving courts and special probation
27 programs.>
28 7. By renumbering, redesignating, and correcting internal
29 references as necessary.

KERR of Louisa

H-1305

1 Amend House File 434 as follows:
2 1. Page 1, before line 1 by inserting:
3 <DIVISION I
4 ELECTRONIC MONITORING IN NURSING FACILITIES
5 Section 1. Section 135C.1, Code 2021, is amended by adding
6 the following new subsections:
7 NEW SUBSECTION. 6A. "*Electronic monitoring*" means the
8 placement and use of an electronic monitoring device by
9 a resident in the resident's room in accordance with this
10 subchapter.
11 NEW SUBSECTION. 6B. "*Electronic monitoring device*" means a
12 camera or other device that captures, records, or broadcasts
13 audio, video, or both, that is placed in a resident's room and
14 is used to monitor the resident or activities in the room.
15 NEW SUBSECTION. 21A. "*Resident representative*" means one of
16 the following in the order of priority listed, to the extent

- 17 the person may reasonably be identified and located:
- 18 *a.* The attorney in fact designated to make treatment
- 19 decisions for the resident in accordance with chapter 144B.
- 20 *b.* The guardian of the resident if one has been appointed
- 21 pursuant to chapter 633.
- 22 *c.* The resident's spouse.
- 23 *d.* An adult child of the resident or, if the resident has
- 24 more than one adult child, a majority of the adult children who
- 25 are reasonably available.
- 26 *e.* A parent of the resident, or parents if both are
- 27 reasonably available.
- 28 *f.* An adult sibling of the resident.
- 29 Sec. ____. **NEW SECTION. 135C.49 Electronic monitoring.**
- 30 1. A resident or a resident representative may conduct
- 31 electronic monitoring of the resident's room through the use of
- 32 an electronic monitoring device placed in the resident's room
- 33 pursuant to this subchapter.
- 34 2. Nothing in this section precludes the use of electronic
- 35 monitoring otherwise allowed by law.

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- 1 Sec. ____. **NEW SECTION. 135C.50 Consent to electronic**
- 2 **monitoring.**
- 3 1. Except as otherwise provided in this subchapter,
- 4 a resident must consent to electronic monitoring in the
- 5 resident's room in writing on a notification and consent
- 6 form prescribed by the department. If the resident has
- 7 not affirmatively objected to electronic monitoring and the
- 8 resident's medical professional determines that the resident
- 9 lacks the ability to understand and appreciate the nature
- 10 and consequences of electronic monitoring, the resident
- 11 representative may consent on behalf of the resident. For
- 12 purposes of this subsection, a resident affirmatively objects
- 13 when the resident orally, visually, or through the use of
- 14 auxiliary aids or services declines electronic monitoring. The
- 15 resident's response shall be documented on the notification and
- 16 consent form.
- 17 2. Prior to a resident representative consenting on behalf
- 18 of a resident, the resident shall be asked if the resident
- 19 wants electronic monitoring to be conducted. The resident
- 20 representative shall explain all of the following to the
- 21 resident:
- 22 *a.* The type of electronic monitoring device to be used.
- 23 *b.* The standard conditions or restrictions that may be
- 24 placed on the electronic monitoring device's use including as
- 25 specified in the list of standard conditions or restrictions
- 26 contained in the notification and consent form completed by the
- 27 resident as provided in section 135C.53.
- 28 *c.* The dissemination and use of any recording as provided
- 29 under section 135C.57 or 135C.58.
- 30 *d.* The resident's ability to decline all recordings.

31 3. A resident, or resident representative when consenting
32 on behalf of the resident, may consent to electronic monitoring
33 with any conditions or restrictions of the resident's or
34 resident representative's choosing, including the list
35 of standard conditions or restrictions contained in the

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1 notification and consent form completed by the resident
2 as provided in section 135C.53. A resident, or resident
3 representative when consenting on behalf of the resident, may
4 request that the electronic monitoring device be turned off
5 or the visual or audio recording component of the electronic
6 monitoring device be blocked at any time.
7 4. Prior to implementing electronic monitoring, a resident,
8 or resident representative when acting on behalf of the
9 resident, shall obtain the written consent on the notification
10 and consent form of any other resident who is a roommate
11 residing in the shared room. A roommate's or roommate's
12 resident representative's written consent shall comply with
13 the requirements of this section. Consent by a roommate or
14 a roommate's resident representative under this subsection
15 authorizes the resident's use of any recording obtained under
16 this section as provided under sections 135C.57 and 135C.58.
17 5. Any resident conducting electronic monitoring shall
18 immediately remove or disable an electronic monitoring device
19 prior to a new resident who will be a roommate moving into
20 a shared room, unless the resident conducting electronic
21 monitoring obtains the new roommate's or new roommate's
22 resident representative's written consent as provided under
23 this section prior to the new roommate moving into the shared
24 room. Upon obtaining the new roommate's or new roommate's
25 resident representative's signed notification and consent form
26 and submitting the form to the nursing facility as required
27 under section 135C.52, the resident may resume electronic
28 monitoring.
29 6. The resident or roommate, or the resident representative
30 or roommate's resident representative if the representative is
31 consenting on behalf of the resident or roommate, may withdraw
32 consent at any time and the withdrawal of consent shall be
33 documented on the original consent form as provided under
34 section 135C.52.
35 Sec. ____ NEW SECTION. **135C.51 Refusal of roommate to**

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1 **consent.**
2 If a resident of a nursing facility who is residing in a
3 shared room, or the resident representative of such a resident
4 when acting on behalf of the resident, wants to conduct
5 electronic monitoring and another resident living in or moving
6 into the same shared room refuses to consent to the use of an

7 electronic monitoring device, the nursing facility shall make
8 a reasonable attempt to accommodate the resident who wants to
9 conduct electronic monitoring. A nursing facility has met
10 the requirement to make a reasonable attempt to accommodate
11 a resident or resident representative who wants to conduct
12 electronic monitoring when, upon notification that a roommate
13 has not consented to the use of an electronic monitoring device
14 in the resident's room, the nursing facility offers to move one
15 of the residents to another shared room that is available at
16 the time of the request that accommodates the resident. If
17 a resident chooses to reside in a private room in order to
18 accommodate the use of an electronic monitoring device, the
19 resident shall be subject to a private room rate. If a nursing
20 facility is unable to accommodate a resident due to lack of
21 space, the nursing facility shall reevaluate the request
22 periodically until the request is fulfilled.

23 Sec. ____ **NEW SECTION. 135C.52 Notice and consent form**
24 **submitted to nursing facility.**

25 1. Electronic monitoring may begin only after the resident
26 or resident representative who intends to place an electronic
27 monitoring device in the resident's room and any roommate or
28 roommate's resident representative completes a notification and
29 consent form and submits the form to the nursing facility.

30 2. Upon receipt of the required, completed notification and
31 consent form, the nursing facility shall place the original
32 form in the resident's file, and a copy of the form in any
33 roommate's file. The nursing facility shall provide a copy to
34 the resident and the resident's roommate, as applicable.

35 3. If a resident or roommate, or the resident representative

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1 or roommate's resident representative if the representative
2 is consenting on behalf of the resident or roommate, chooses
3 to alter the conditions under which consent to electronic
4 monitoring is given or chooses to withdraw consent to
5 electronic monitoring, the nursing facility shall make
6 available the original notification and consent form so that
7 the original form may be updated. Upon receipt of the updated
8 original form, the nursing facility shall place the updated
9 original form in the resident's file. The nursing facility
10 shall provide a copy of the updated form to the resident and
11 the resident's roommate, as applicable.

12 4. If a new roommate, or the new roommate's resident
13 representative when consenting on behalf of the new roommate,
14 does not consent to electronic monitoring and submit a
15 completed notification and consent form to the nursing
16 facility, and the resident conducting the electronic monitoring
17 does not remove or disable an existing electronic monitoring
18 device, the nursing facility shall remove the electronic
19 monitoring device.

20 5. If a roommate, or the roommate's resident representative

21 when withdrawing consent on behalf of the roommate, submits
22 an updated notification and consent form withdrawing consent
23 and the resident conducting electronic monitoring does not
24 remove or disable the electronic monitoring device, the nursing
25 facility shall remove the electronic monitoring device.

26 Sec. ____ NEW SECTION. **135C.53 Notification and consent**
27 **form requirements.**

28 1. The notification and consent form completed by the
29 resident shall include, at a minimum, all of the following
30 information:

31 *a.* The resident's signed consent to electronic monitoring or
32 the signature of the resident representative, if applicable.

33 If a resident representative signs the consent form, the form
34 shall document all of the following:

35 (1) The date the resident was asked if the resident wants

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1 electronic monitoring to be conducted.

2 (2) Any person present when the resident was asked.

3 (3) An acknowledgment that the resident did not
4 affirmatively object.

5 (4) The source of authority allowing the resident
6 representative to sign the notification and consent form on the
7 resident's behalf.

8 *b.* The resident's roommate's signed consent or the signature
9 of the roommate's resident representative, if applicable. If a
10 roommate's resident representative signs the consent form, the
11 form shall document all of the following:

12 (1) The date the roommate was asked if the roommate wants
13 electronic monitoring to be conducted.

14 (2) Any person present when the roommate was asked.

15 (3) An acknowledgment that the roommate did not
16 affirmatively object.

17 (4) The source of authority allowing the resident
18 representative to sign the notification and consent form on the
19 roommate's behalf.

20 *c.* The type of electronic monitoring device to be used.

21 *d.* Any installation needs, such as mounting of a device to
22 a wall or ceiling.

23 *e.* The proposed date of installation for scheduling
24 purposes.

25 *f.* A copy of any contract for maintenance of the electronic
26 monitoring device by a commercial entity.

27 *g.* A list of standard conditions or restrictions that the
28 resident or a roommate may elect to place on the use of the
29 electronic monitoring device including but not limited to all
30 of the following:

31 (1) Prohibiting audio recording.

32 (2) Prohibiting video recording.

33 (3) Prohibiting broadcasting of audio or video.

34 (4) Turning off the electronic monitoring device or

35 blocking the visual recording component of the electronic

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1 monitoring device for the duration of an exam or procedure by a
2 health care professional.
3 (5) Turning off the electronic monitoring device or
4 blocking the visual recording component of the electronic
5 monitoring device while dressing or bathing is performed.
6 (6) Turning off the electronic monitoring device for
7 the duration of a visit with a spiritual adviser, ombudsman,
8 attorney, financial planner, intimate partner, or other
9 visitor.
10 h. Any other condition or restriction elected by the
11 resident or roommate on the use of an electronic monitoring
12 device.
13 i. A statement of the circumstances under which a recording
14 may be disseminated under section 135C.57.
15 j. A signature box to document if the resident or roommate
16 withdraws consent.
17 2. A nursing facility shall make the notification and
18 consent form available to the residents and inform residents of
19 the option to conduct electronic monitoring of the resident's
20 room.
21 Sec. ____ NEW SECTION. **135C.54 Cost and installation.**
22 1. A resident who chooses to conduct electronic monitoring
23 shall do so at the resident's own expense, including payment of
24 any purchase, installation, maintenance, and removal costs.
25 2. If a resident chooses to place an electronic monitoring
26 device that uses internet technology for visual or audio
27 monitoring, the resident may be responsible for contracting
28 with an internet service provider.
29 3. The nursing facility shall make a reasonable attempt
30 to accommodate the resident's installation needs, including
31 allowing access to the nursing facility's public-use internet
32 or wi-fi systems when available for other public uses.
33 4. All electronic monitoring device installations and
34 supporting services shall comply with the requirements of the
35 national fire protection association 101 life safety code.

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1 5. A nursing facility shall not charge a resident a fee
2 for the costs of electricity used by the electronic monitoring
3 device.
4 Sec. ____ NEW SECTION. **135C.55 Notice to visitors.**
5 1. A nursing facility shall post a sign at each nursing
6 facility entrance accessible to visitors that states
7 "Electronic monitoring devices may be present in the rooms of
8 residents to record persons and activities".
9 2. A nursing facility shall post a sign clearly and
10 conspicuously at the entrance to a resident's room where

11 electronic monitoring is being conducted. The notice shall
12 state "This room is electronically monitored".
13 3. The nursing facility is responsible for installing and
14 maintaining the signage required in this section.
15 Sec. ____ NEW SECTION. **135C.56 Obstruction of electronic**
16 **monitoring devices.**
17 1. A person shall not knowingly hamper, obstruct, tamper
18 with, or destroy an electronic monitoring device placed in
19 a resident's room without the permission of the resident or
20 resident representative.
21 2. A person shall not knowingly hamper, obstruct, tamper
22 with, or destroy a video or audio recording obtained through
23 the use of an electronic monitoring device in accordance with
24 this subchapter.
25 3. It is not a violation of this section for a person to
26 turn off the electronic monitoring device or block the visual
27 recording component of the electronic monitoring device at the
28 direction of the resident or resident representative, or if
29 consent has been withdrawn.
30 4. A person who violates this section is guilty of a serious
31 misdemeanor.
32 Sec. ____ NEW SECTION. **135C.57 Dissemination of recordings.**
33 1. A person shall not access any video or audio recording
34 created through electronic monitoring under this subchapter
35 without the written consent of the resident or resident

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1 representative.
2 2. Except as otherwise required by law, a recording or copy
3 of a recording created as provided in this subchapter may only
4 be disseminated for the purpose of addressing health, safety,
5 or welfare concerns of a resident.
6 3. A person accessing or disseminating a recording or copy
7 of a recording created as provided in this section in violation
8 of this section is guilty of a serious misdemeanor.
9 Sec. ____ NEW SECTION. **135C.58 Admissibility of evidence.**
10 Subject to applicable rules of evidence and procedure, any
11 video or audio recording created through electronic monitoring
12 under this subchapter may be admitted into evidence in a civil,
13 criminal, or administrative proceeding if the contents of the
14 recording have not been edited or artificially enhanced and the
15 recording includes the date and time the events occurred.
16 Sec. ____ NEW SECTION. **135C.59 Liability — penalties.**
17 1. A nursing facility is not civilly or criminally liable
18 for the disclosure of a recording by a resident or a person who
19 consents on behalf of a resident for any purpose not authorized
20 by this subchapter.
21 2. A nursing facility is not civilly or criminally liable
22 for a violation of a resident's right to privacy arising out
23 of any electronic monitoring conducted in accordance and in
24 compliance with this subchapter.

25 3. A nursing facility that knowingly violates this
26 subchapter shall be subject to licensee discipline.
27 Sec. ____ NEW SECTION. **135C.60 Resident protections.**
28 1. A nursing facility shall not do any of the following:
29 a. Refuse to admit a potential resident or remove a resident
30 because the nursing facility disagrees with the potential
31 resident's or the resident's decisions regarding electronic
32 monitoring, whether the decision is made by a resident or a
33 resident representative acting on behalf of the resident.
34 b. Retaliate or discriminate against any resident for
35 consenting or refusing to consent to electronic monitoring.

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1 c. Prevent the placement or use of an electronic monitoring
2 device by a resident who has provided the nursing facility
3 with the notification and consent form as required under this
4 subchapter.
5 2. Any contractual provision prohibiting, limiting,
6 or otherwise modifying the rights and obligations in this
7 subchapter is contrary to public policy and is void and
8 unenforceable.
9 Sec. ____ NEW SECTION. **135C.61 Report to department.**
10 A nursing facility shall report to the department, in a
11 manner prescribed by the department, the number of electronic
12 monitoring device notification and consent forms received by
13 the nursing facility on an annual basis.
14 Sec. ____ DIRECTIVE TO DEPARTMENT OF INSPECTIONS AND
15 APPEALS. The department of inspections and appeals shall
16 prescribe by rule pursuant to chapter 17A the notification and
17 consent form described in this division of this Act, and shall
18 make the form available on the department's internet site.
19 Sec. ____ CODE EDITOR DIRECTIVE. The Code editor may codify
20 the provisions of this division of this Act as a new subchapter
21 of chapter 135C entitled "Electronic Monitoring".
22 DIVISION II
23 SELF-ADMINISTERED HORMONAL CONTRACEPTIVES>
24 2. Title page, line 1, after <to> by inserting <health care
25 including electronic monitoring in nursing facilities and>
26 3. Title page, line 2, after <contraceptives> by inserting
27 <, and providing penalties>
28 4. By renumbering as necessary.

JACOBSEN of Pottawattamie

H-1306

1 Amend Senate File 534, as amended, passed, and reprinted by
2 the Senate, as follows:
3 1. Page 1, before line 1 by inserting:
4 <DIVISION 1
5 IMMUNITY — CERTAIN VEHICLE OPERATORS>

6 2. Page 1, before line 20 by inserting:

7 <DIVISION ____

8 ASSAULTS — HARASSMENT — CRIMINAL MISCHIEF — PUBLIC DISORDER>

9 3. Page 7, after line 23 by inserting:

10 <DIVISION ____

11 CAPITAL PUNISHMENT

12 Sec. ____ Section 13.2, subsection 1, Code 2021, is amended
13 by adding the following new paragraph:

14 NEW PARAGRAPH. 6c. Prosecute and defend all actions and
15 proceedings involving capital murder as defined in section
16 902.15, when in the attorney general's judgment, the interest
17 of the state requires the attorney general to intervene on
18 behalf of the county attorney, or upon request by the county
19 attorney.

20 Sec. ____ Section 13B.4, Code 2021, is amended by adding the
21 following new subsection:

22 NEW SUBSECTION. 6A. The state public defender shall perform
23 all of the following duties with respect to the appointment of
24 counsel for indigent persons in cases in which a sentence of
25 death may be or is to be imposed:

26 a. Provide or contract with attorneys for appointment as
27 lead counsel and cocounsel to provide legal services in cases
28 where a person is charged with capital murder under section
29 902.15, and the state has given notice of intent to seek the
30 death penalty or in cases in which a sentence of death is to be
31 imposed.

32 b. Conduct or sponsor specialized training programs for
33 attorneys representing persons who may be executed.

34 Sec. ____ NEW SECTION. **602.10112 Qualifications of counsel**
35 **in capital murder cases.**

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1 The supreme court shall prescribe rules which establish
2 minimum standards and procedures by which attorneys may become
3 qualified to provide legal services as lead counsel in cases in
4 which a sentence of death may be or is to be imposed.

5 Sec. ____ Section 707.2, subsection 1, paragraph d, Code
6 2021, is amended to read as follows:

7 d. The person intentionally kills a ~~peace officer~~,
8 correctional officer, public employee, or hostage while the
9 person is imprisoned in a correctional institution under the
10 jurisdiction of the Iowa department of corrections, or in a
11 city or county jail.

12 Sec. ____ Section 707.2, subsection 1, Code 2021, is amended
13 by adding the following new paragraph:

14 NEW PARAGRAPH. g. The person intentionally kills a
15 peace officer, who is on duty, under any circumstances, with
16 knowledge that the person killed is a peace officer.

17 Sec. ____ NEW SECTION. **812A.1 Procedure to determine sanity**
18 **of condemned inmate.**

19 1. At any time prior to execution of an inmate under section

20 902.1A, if the director of the department of corrections or
21 the counsel for a person who is under a sentence of execution
22 has cause to believe that the inmate is suffering from such
23 a diseased or deranged condition of the mind as to prevent
24 the defendant from knowing the nature and quality of the act
25 the defendant has been convicted of, or from understanding
26 that trial on the offense has taken place and that execution
27 proceedings are about to take place, or to otherwise cause the
28 defendant to lack the capacity to understand the sentence which
29 has been imposed and to participate in any legal proceedings
30 relating to the sentence, the director or counsel may file a
31 request with the court that issued the warrant for execution
32 for a determination of the inmate's sanity. If the court
33 determines that there is not sufficient reason to believe
34 that the inmate is insane, the court shall enter an order
35 denying the request and shall state the grounds for denying the

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1 request. If the court believes that there is sufficient reason
2 to believe that the inmate is insane, the court shall suspend
3 the execution and conduct a hearing to determine the sanity of
4 the inmate.
5 2. At the hearing, the court shall determine the issue of
6 the inmate's sanity. Prior to the hearing, the court shall
7 appoint two licensed physicians or licensed psychologists, or
8 one licensed physician and one licensed psychologist, who are
9 qualified by training and practice, for purposes of conducting
10 a psychiatric or psychological examination of the inmate. The
11 physicians or psychologists shall examine the inmate and report
12 any findings in writing to the court within ten days after
13 the order of examination is issued. The inmate shall have
14 the right to present evidence and cross-examine any witnesses
15 at the hearing. Any statement made by the inmate during the
16 course of any examination provided for in this section, whether
17 or not the inmate consents to the examination, shall not be
18 admitted into evidence against the inmate in any criminal
19 proceeding for purposes other than a determination of the
20 inmate's sanity.
21 3. If, at the conclusion of a hearing held pursuant to
22 this section, the court determines that the inmate is sane,
23 the court shall enter an order setting a date for the inmate's
24 execution, which shall be carried into effect in the same
25 manner as provided in the original sentence. A copy of the
26 order shall be sent to the director of the department of
27 corrections and the governor.
28 4. If, at the conclusion of a hearing held pursuant to this
29 section, the court determines that the inmate is insane, the
30 court shall suspend the execution until further order. At any
31 time after issuance of the order, if the court has sufficient
32 reason to believe that the inmate has become sane, the court
33 shall again determine the sanity of the inmate as provided

34 by this section. Proceedings pursuant to this section may
35 continue to be held at such times as the court orders until

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1 it is either determined that the inmate is sane or incurably
2 insane.
3 Sec. ____ NEW SECTION. 814.30 Review of capital murder
4 death sentence.
5 1. In a case in which a sentence of death is imposed, the
6 supreme court shall automatically review the judgment and
7 sentence. The court's review of the case shall be de novo. The
8 case shall not be transferred to the court of appeals.
9 2. A review by the supreme court of a judgment and sentence
10 imposing the punishment of death has priority over all other
11 criminal and other actions pending before the supreme court.
12 3. The supreme court shall review the trial and judgment,
13 and shall separately review the sentencing proceeding. Upon
14 determining that errors did not occur at the trial requiring
15 reversal or modification of the judgment, the supreme court
16 shall proceed to determine if the sentence of death is lawfully
17 imposed. In its review of the sentencing proceeding the
18 supreme court shall determine all of the following:
19 a. Whether the sentence of death was imposed capriciously or
20 under the influence of prejudice or other arbitrary factor.
21 b. Whether the special verdicts returned under section
22 901E.1 are supported by the evidence.
23 c. Whether the sentence of death is excessive or
24 disproportionate to the penalty imposed in similar cases,
25 considering both the crime and the defendant.
26 4. If the supreme court determines that the sentence of
27 death was not lawfully imposed, the supreme court shall set
28 aside the sentence and shall remand the case to the trial
29 court for a second sentencing proceeding to determine if the
30 imposition of death is warranted.
31 5. If the supreme court affirms the judgment and sentence
32 of death, the clerk of the supreme court shall certify the
33 judgment of the supreme court under the seal of the supreme
34 court to the clerk of the trial court.
35 Sec. ____ Section 815.10, Code 2021, is amended by adding

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1 the following new subsection:
2 NEW SUBSECTION. 1A. If two attorneys have not already been
3 appointed pursuant to section 13B.4 or 13B.9, the court shall
4 appoint, for each indigent person who is charged with capital
5 murder under section 902.15, and in which a notice of intent
6 to seek the death penalty has been filed, two attorneys who
7 are qualified under section 602.10112 to represent the person
8 in the proceedings and in all state legal proceedings which
9 take place from the time the person is indicted or arraigned

10 until the person is sentenced on the charge. In addition, if
11 at any point in federal postconviction proceedings an indigent
12 person is not afforded court-appointed counsel, the state shall
13 provide counsel to the person to present any claims determined
14 meritorious by the federal court if the person is not otherwise
15 represented by legal counsel. Only private attorneys and
16 public defenders who are qualified to provide representation in
17 cases in which the death penalty may be imposed are eligible
18 for appointment or assignment to a case in which the death
19 penalty may be imposed.

20 Sec. ____ NEW SECTION. **901E.1 Capital murder proceedings —**
21 **request for death penalty — penalty proceedings.**

22 1. As used in this section:

23 a. “*Intellectually disabled*” means the same as defined in
24 section 902.15.

25 b. “*Mentally ill*” or “*mental illness*” means the same as
26 defined in section 902.15.

27 2. If a notice of intent to seek the death penalty has
28 been filed, objections to the imposition of the death penalty
29 based upon allegations that a defendant was intellectually
30 disabled or mentally ill at the time of the commission of
31 the offense shall be raised within the time provided for the
32 filing of pretrial motions under rule of criminal procedure
33 2.11, Iowa court rules. The court may, for good cause shown,
34 allow late filing of the motion. Hearing on the motion shall
35 be held prior to trial and the burden of proof shall be on the

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1 defendant to prove intellectual disability or mental illness
2 by a preponderance of the evidence. If the court finds that
3 the defendant is intellectually disabled, the defendant, if
4 convicted of capital murder under section 902.15, shall not be
5 sentenced to death but shall be sentenced to life imprisonment
6 in the manner provided in section 902.1. A finding by the
7 court that the evidence presented by the defendant at the
8 hearing does not preclude the imposition of the death penalty
9 under this section and section 902.15 shall not preclude the
10 introduction of evidence of intellectual disability or mental
11 illness during the penalty proceeding. If the court finds
12 that evidence of intellectual disability or mental illness
13 does not preclude imposition of the death penalty, evidence of
14 intellectual disability or mental illness may be reviewed by
15 the jury in the penalty proceeding and the jury shall not be
16 informed of the finding in the initial proceeding at any time
17 during the penalty proceeding.

18 3. If at the trial on a charge of capital murder under
19 section 902.15, the state intends to request that the death
20 penalty be imposed under section 902.1A, the prosecutor shall
21 file a notice of intent to seek the death penalty, at the time
22 of and as part of the information or indictment filed in the
23 case.

24 4. If a notice of intent to seek the death penalty has been
25 filed, the trial shall be conducted in bifurcated proceedings
26 before the same trier of fact. During the initial proceeding,
27 the jury, or the court if the defendant waives the right to a
28 jury trial, shall decide only whether the defendant is guilty
29 or not guilty of capital murder under section 902.15.
30 a. If, in the initial proceeding, the court or jury finds
31 the defendant guilty of, or the defendant pleads guilty to,
32 an offense other than capital murder under section 902.15,
33 the court shall sentence the defendant in accordance with the
34 sentencing procedures set forth in rule of criminal procedure
35 2.23, Iowa court rules, and chapters 901 through 909, which are

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1 applicable to the offense.
2 b. If the court or jury finds the defendant guilty of, or
3 the defendant pleads guilty to, capital murder under section
4 902.15, but the prosecuting attorney waives the death penalty,
5 the court shall sentence the defendant to life imprisonment in
6 accordance with the sentencing procedures set forth in rule of
7 criminal procedure 2.23, Iowa court rules, and chapters 901
8 through 909, which are otherwise applicable to convictions of
9 murder in the first degree.
10 c. If the court or jury finds the defendant guilty of
11 capital murder under section 902.15, or a defendant enters a
12 plea of guilty in the initial proceeding, and the prosecuting
13 attorney does not waive imposition of the death penalty, a
14 penalty proceeding shall be held in the manner provided in
15 subsections 5 through 13.
16 5. No sooner than twenty-four hours after a verdict of
17 guilty or a plea of guilty to capital murder under section
18 902.15 is returned in the initial proceeding, a penalty
19 proceeding shall be held to determine whether the defendant
20 shall be sentenced to death or to life imprisonment. The
21 proceeding shall be conducted in the trial court before the
22 trial jury, or before the court if the defendant has waived
23 the right to a jury trial or has waived the right for the
24 proceeding to be before the trial jury. Both the state and the
25 defendant shall have the right to present opening statements
26 at the commencement of the proceeding. In the proceeding,
27 evidence relevant to the existence of any aggravating or
28 mitigating circumstances may be presented as follows:
29 a. The state or the defendant may present evidence relevant
30 to the conviction of capital murder under section 902.15 and
31 any aggravating circumstances other than juvenile delinquency
32 adjudications for offenses which carry penalties equivalent to
33 the penalties imposed for simple or serious misdemeanors. The
34 state may introduce evidence of the actual harm caused by the
35 commission of the capital murder offense under section 902.15,

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1 including but not limited to evidence relating to the life of
2 the victim and the impact of the loss of the victim to the
3 victim's family and society.
4 *b.* The defendant may present evidence that the defendant
5 was intellectually disabled or mentally ill at the time of the
6 commission of the offense. The burden of proof shall be on the
7 defendant to prove intellectual disability or mental illness by
8 a preponderance of the evidence.
9 *c.* The state or the defendant may present evidence relevant
10 to any mitigating circumstances which may exist. Mitigating
11 circumstances may include the following circumstances:
12 (1) The defendant was under the influence of an extreme
13 mental or emotional disturbance insufficient to constitute a
14 defense.
15 (2) The age of the defendant at the time of the offense.
16 (3) The defendant's capacity to appreciate the wrongfulness
17 of the defendant's conduct and to conform that conduct to the
18 requirements of law was significantly impaired as a result of a
19 mental disease or defect or intellectual disability, but not to
20 a degree sufficient to constitute a defense.
21 (4) The defendant has no significant history of prior adult
22 criminal activity.
23 (5) The defendant acted under extreme duress or under the
24 substantial domination of another person.
25 (6) The defendant did not directly commit the capital murder
26 offense and the defendant did not intend to kill or anticipate
27 that lethal force would be used.
28 (7) Any other factor which is relevant to the defendant's
29 character or record or to the circumstances of the offense.
30 *d.* The state and the defendant or the defendant's counsel
31 shall be permitted to present and cross-examine witnesses and
32 present arguments for or against a sentence of death. Evidence
33 regarding aggravating and mitigating circumstances shall not
34 be governed by the rules governing admissibility of evidence,
35 except that introduction of evidence secured in violation of

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1 the Constitution of the United States or of the Constitution of
2 the State of Iowa shall not be permitted.
3 6. At the conclusion of presentation of evidence in
4 the penalty proceeding, the state and the defendant or the
5 defendant's counsel shall be permitted to make closing
6 arguments, including any rebuttal arguments, in the same manner
7 as in the initial proceeding and the following issues shall be
8 determined by the jury or by the court if there is no jury:
9 *a.* Whether the aggravating circumstance or circumstances
10 have been established beyond a reasonable doubt and outweigh
11 any one or more mitigating circumstances.
12 *b.* Whether the defendant shall be sentenced to death.

13 7. A recommendation for a sentence of death shall not be
14 permitted if the recommendation is based on the race, color,
15 religious beliefs, national origin, or sex of the defendant
16 or of any victim, or based on any other protected class under
17 chapter 216. After submission of the issues, but prior to the
18 return of a finding in the penalty proceeding, if the matter
19 is tried before a jury, the court shall instruct the jury
20 that in considering whether a sentence of death is justified,
21 the jury shall not consider race, color, religious beliefs,
22 national origin, or sex of the defendant or of any victim, or
23 consider any other protected class under chapter 216. The
24 court shall further instruct the jury that the jury shall not
25 return a sentence of death unless the jury concludes that such
26 a sentence would be recommended no matter what the race, color,
27 religious beliefs, national origin, sex, or other protected
28 class of the defendant or of any victim may be.
29 8. After submission of the issues, but prior to the
30 commencement of the jury deliberations in the penalty
31 proceeding, the court shall instruct the jury that if the
32 defendant is not sentenced to death, the court is required by
33 law to impose a sentence of imprisonment until death without
34 parole. The court shall further instruct the jury that
35 the sentence of imprisonment until death without parole is

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1 required by law if the jury fails to reach a unanimous verdict
2 recommending a sentence of death.
3 9. Concurrently with the return of the findings on the
4 issues submitted under subsection 6, the jury, or the court if
5 there is no jury, shall return special verdicts as follows:
6 a. Which aggravating circumstances were established beyond a
7 reasonable doubt and were considered in reaching the verdict.
8 b. Which mitigating circumstances were established and
9 were considered in reaching the verdict returned on the issue
10 specified in subsection 6, paragraph "a".
11 10. If the jury, or the court if there is no jury, returns
12 a unanimous affirmative finding on each of the issues submitted
13 under subsection 6, paragraphs "a" and "b", the court shall
14 enter a judgment of conviction and shall sentence the defendant
15 to death as provided in section 902.1A.
16 11. However, if evidence that the defendant was not a
17 major participant in the commission of the capital murder
18 under section 902.15, and that the defendant's conduct did not
19 manifest a reckless indifference to human life is presented
20 to the jury, or to the court if there is no jury, the jury or
21 the court shall also return a special verdict on the issue.
22 If the jury unanimously determines, or the court if there is
23 no jury, determines that a preponderance of evidence exists
24 that shows that the defendant was not a major participant in
25 the commission of the capital murder under section 902.15,
26 and that the defendant's conduct did not manifest a reckless

27 indifference to human life, the court shall enter a judgment
28 of conviction and shall sentence the defendant to life
29 imprisonment as provided in section 902.1, even if the jury or
30 the court returns unanimous affirmative findings on each of the
31 issues submitted under subsection 6.
32 12. If the jury, or the court if there is no jury, returns
33 a negative finding on any of the issues submitted under
34 subsection 6, paragraph “a” or “b”, the court shall enter a
35 judgment of conviction and shall sentence the defendant to life

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1 imprisonment as provided in section 902.1.
2 13. After a verdict has been rendered it shall be recorded
3 on the jury verdict form and shall be read and recorded in open
4 court. The jurors shall be collectively asked by the court
5 whether the verdict returned is their true and correct verdict.
6 Even though no juror makes any declaration to the contrary, the
7 jury shall, if either party so requests, be polled and each
8 juror shall be separately asked whether the verdict rendered by
9 the jury foreperson is the juror’s true and correct verdict.
10 If, upon either the collective or the separate inquiry, any
11 juror denies that the verdict is the juror’s verdict, the court
12 shall refuse to accept the verdict. The court may direct
13 inquiry or permit inquiry by counsel to ascertain whether any
14 juror has been subjected to coercion or has become confused
15 during the jury deliberation process. The court may, as
16 appropriate, direct the jury to resume deliberation in the
17 case. If no disagreement on the verdict is expressed by any of
18 the jurors, the court shall discharge the jury.

19 Sec. ____ Section 902.1, subsection 1, Code 2021, is amended
20 to read as follows:

21 1. ~~Upon Except as provided in section 902.1A,~~ a plea of
22 guilty, a verdict of guilty, or a special verdict upon which a
23 judgment of conviction of a class “A” felony may be rendered,
24 the court shall enter a judgment of conviction and shall commit
25 the defendant into the custody of the director of the Iowa
26 department of corrections for the rest of the defendant’s
27 life. Nothing in the Iowa corrections code pertaining to
28 deferred judgment, deferred sentence, suspended sentence, or
29 reconsideration of sentence applies to a class “A” felony, and
30 a person convicted of a class “A” felony shall not be released
31 on parole unless the governor commutes the sentence to a term
32 of years.

33 Sec. ____ NEW SECTION. **902.1A Capital murder — death**
34 **penalty.**

35 1. For the purposes of this section, “*lethal injection*”

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1 means a continuous intravenous injection of a lethal substance
2 sufficient to cause death.

3 2. Notwithstanding section 902.1, upon return of a plea
4 or verdict of guilty to capital murder under section 902.15,
5 and a return of a verdict in favor of a sentence of death in
6 a penalty proceeding conducted as provided in section 901E.1,
7 the court shall enter a judgment of conviction and shall commit
8 the defendant into the custody of the director of the Iowa
9 department of corrections. The sentence shall be carried out
10 by the administration of a lethal injection pursuant to rules
11 adopted by the board of corrections. If a defendant, for whom
12 a warrant of execution is issued, is pregnant, the execution
13 shall not take place until after the defendant is no longer
14 pregnant. If a defendant, for whom a warrant of execution is
15 issued, is suffering from such a diseased or deranged condition
16 of the mind as to prevent the defendant from knowing the nature
17 and quality of the act the defendant has been convicted of,
18 or from understanding that trial on the offense has taken
19 place and that execution proceedings are about to take place,
20 or to otherwise cause the defendant to lack the capacity
21 to understand the sentence which has been imposed and to
22 participate in any legal proceedings relating to the sentence,
23 the execution shall not take place until after the defendant's
24 capacity is restored. If the director of the department of
25 corrections or the defendant's counsel files a request with the
26 court which issued the warrant of execution, alleging that the
27 defendant suffers from such a diseased or deranged condition, a
28 hearing on the matter shall be held in the manner provided in
29 section 812A.1.

30 Sec. ____ NEW SECTION. **902.15 Capital murder.**

- 31 1. As used in this section:
32 a. (1) "*Capital murder*" means any murder that makes a
33 person eligible for the death penalty.
34 (2) A person is eligible for the death penalty when a person
35 is convicted of murder in the first degree in violation of

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- 1 section 707.2.
2 b. "*Intellectually disabled*" means significant subaverage
3 general intellectual functioning accompanied by significant
4 deficits or impairments in adaptive functioning manifested in
5 the developmental period, but no later than the age of eighteen
6 years, and accompanied by deficits in adaptive behavior.
7 c. "*Mentally ill*" means the condition of a person who
8 is suffering from a chronic and persistent serious mental
9 disease or disorder and who, by reason of that condition, lacks
10 sufficient judgment to make responsible decisions regarding
11 treatment and is reasonably likely to injure the person's self
12 or others who may come into contact with the person if the
13 person is allowed to remain at liberty without treatment.
14 2. A person who commits capital murder, who is not
15 intellectually disabled or mentally ill, and who is age
16 eighteen or older at the time of the murder in the first

17 degree, shall be eligible for a sentence of death under section
18 902.1A.

19 Sec. ____ NEW SECTION. **902.16 Data collection for capital**
20 **murder — death penalty.**

21 1. The supreme court shall collect data on all capital
22 murder charges in which the death penalty is or was not waived,
23 which are filed and processed in the courts in this state.
24 This data may be used by the supreme court to determine whether
25 death sentences imposed are excessive or disproportionate, or
26 under the influence of prejudice under section 814.28. The
27 court shall make this data available to litigants in death
28 penalty cases.

29 2. Data collected by public officials concerning factors
30 relevant to the imposition of the death sentence shall be made
31 publicly available.

32 Sec. ____ NEW SECTION. **903C.1 Executions — refusal to**
33 **perform.**

34 An employee of the state who may lawfully perform, assist, or
35 participate in the execution of a person pursuant to section

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1 902.1A, and rules adopted by the department of corrections,
2 shall not be required to perform, assist, or participate in
3 the execution. State employees who refuse to perform, assist,
4 or participate in the execution of a person shall not be
5 discriminated against in any way, including but not limited
6 to employment, promotion, advancement, transfer, licensing,
7 education, training, or the granting of any privileges or
8 appointments because of the refusal to perform, assist, or
9 participate in the execution.

10 Sec. ____ Section 904.105, Code 2021, is amended by adding
11 the following new subsection:

12 NEW SUBSECTION. 9A. Adopt rules pursuant to chapter 17A
13 pertaining to executions of persons convicted of capital murder
14 under section 902.15. Rules adopted shall include but are not
15 limited to rules permitting the witnessing of executions by
16 members of the public and the victim's family. Invitations
17 to witness an execution shall at least be extended to the
18 following representatives of the news media:

19 a. A representative from a wire service serving Iowa.

20 b. A representative from a broadcasting network serving
21 Iowa.

22 c. A representative from a television station located in
23 Iowa.

24 d. A representative from a radio station located in Iowa.

25 e. A representative from a daily newspaper published in
26 Iowa.

27 f. A representative from a weekly newspaper published in
28 Iowa.

29 g. A representative from the news media from the community
30 in which the condemned person resided, if that community is

31 located in Iowa.
32 Sec. ____ IMPLEMENTATION OF ACT. Section 25B.2, subsection
33 3, shall not apply to this Act.
34 Sec. ____ SEVERABILITY. If any provision of this Act or the
35 application thereof to any person is invalid, the invalidity

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1 shall not affect the provisions or application of this Act
2 which can be given effect without the invalid provisions or
3 application and to this end, the provisions of this Act are
4 severable.
5 Sec. ____ EFFECTIVE DATE. This division of this Act takes
6 effect January 1, 2022.
7 Sec. ____ APPLICABILITY. This division of this Act applies
8 to offenses committed on or after the effective date of this
9 Act.>
10 4. Title page, by striking lines 1 and 2 and inserting <An
11 Act relating to law enforcement and certain criminal offenses,
12 creating a capital murder offense by establishing the penalty
13 of death for murder in the first degree, providing penalties,
14 and including effective date and applicability provisions.>
15 5. By renumbering as necessary.

JACOBSEN of Pottawattamie

H-1307

1 Amend House File 815 as follows:
2 1. Page 1, after line 28 by inserting:
3 <Sec. ____ CONTINGENT EFFECTIVE DATE. This Act takes effect
4 thirty days after the adoption of a concurrent resolution
5 by the general assembly, transmitted to the Congress of the
6 United States, recognizing Joseph Biden as the duly elected
7 president of the United States and acknowledging that the
8 presidential election of November 3, 2020, was conducted fairly
9 and according to the rule of law in each of the several states
10 and the United States.>
11 2. By renumbering as necessary.

ISENHART of Dubuque

H-1308

1 Amend House File 815 as follows:
2 1. Page 1, after line 28 by inserting:
3 <4. Notwithstanding subsection 3, the implementation of an
4 executive order shall not be prohibited by this section if the
5 goal of the executive order is to reunite families separated
6 due to federal immigration law.>

GJERDE of Linn

H-1309

- 1 Amend House File 815 as follows:
- 2 1. Page 1, after line 28 by inserting:
- 3 <4. Notwithstanding subsection 3, the implementation of an
- 4 executive order shall not be prohibited by this section if the
- 5 goal of the executive order is to encourage the expansion of
- 6 broadband internet availability.>

WILLIAMS of Black Hawk

H-1310

- 1 Amend House File 815 as follows:
- 2 1. Page 1, after line 28 by inserting:
- 3 <4. Notwithstanding subsection 3, the implementation of an
- 4 executive order shall not be prohibited by this section if the
- 5 goal of the executive order is to facilitate the administration
- 6 of vaccines for COVID-19.>

FORBES of Polk

H-1311

- 1 Amend House File 815 as follows:
- 2 1. Page 1, after line 28 by inserting:
- 3 <4. Notwithstanding subsection 3, the implementation of
- 4 an executive order shall not be prohibited by this section
- 5 if the goal of the executive order is to lower the price of
- 6 prescription medications.>

WESSEL-KROESCHELL of Story

H-1312

- 1 Amend House File 815 as follows:
- 2 1. Page 1, after line 28, by inserting:
- 3 <4. Notwithstanding subsection 3, the implementation of an
- 4 executive order shall not be prohibited by this section if the
- 5 goal of the executive order is to provide more accurate United
- 6 States census data for redistricting.>

HUNTER of Polk

H-1313

- 1 Amend House File 815 as follows:
- 2 1. Page 1, after line 28 by inserting:
- 3 <4. Notwithstanding subsection 3, the implementation of an
- 4 executive order shall not be prohibited by this section if the
- 5 goal of the executive order is to place sanctions on Iran.>

HUNTER of Polk

H-1314

- 1 Amend House File 815 as follows:
- 2 1. Page 1, after line 28 by inserting:
- 3 <4. Notwithstanding subsection 3, the implementation of an
- 4 executive order shall not be prohibited by this section if the
- 5 goal of the executive order is to promote the rural areas of
- 6 the United States and the prosperity of the rural areas of the
- 7 United States.>

PRICHARD of Floyd

H-1315

- 1 Amend House File 815 as follows:
- 2 1. Page 1, after line 28 by inserting:
- 3 <4. Notwithstanding subsection 3, the implementation of an
- 4 executive order shall not be prohibited by this section if the
- 5 goal of the executive order is to prevent suicide by veterans.>

PRICHARD of Floyd

H-1316

- 1 Amend House File 815 as follows:
- 2 1. Page 1, after line 28 by inserting:
- 3 <4. Notwithstanding subsection 3, the implementation of an
- 4 executive order shall not be prohibited by this section if the
- 5 goal of the executive order is to prevent human trafficking.>

DONAHUE of Linn

H-1317

- 1 Amend House File 815 as follows:
- 2 1. Page 1, after line 28 by inserting:
- 3 <4. Notwithstanding subsection 3, the implementation of an
- 4 executive order shall not be prohibited by this section if the
- 5 goal of the executive order is to promote lobbying and ethics
- 6 reforms.>

BOHANNAN of Johnson

H-1318

- 1 Amend House File 815 as follows:
- 2 1. Page 1, after line 28 by inserting:
- 3 <4. Notwithstanding subsection 3, the implementation of an
- 4 executive order shall not be prohibited by this section if the
- 5 goal of the executive order is to open military service to all
- 6 those who wish to serve, including transgender Iowans.>

HUNTER of Polk

H-1319

- 1 Amend House File 815 as follows:
- 2 1. Page 1, after line 28 by inserting:
- 3 <4. Notwithstanding subsection 3, the implementation of an
- 4 executive order shall not be prohibited by this section if the
- 5 goal of the executive order is to increase the affordability of
- 6 insulin and combat opioid abuse.>

JAMES of Dubuque

H-1320

- 1 Amend House File 815 as follows:
- 2 1. Page 1, after line 28 by inserting:
- 3 <4. Notwithstanding subsection 3, the implementation of an
- 4 executive order shall not be prohibited by this section if the
- 5 goal of the executive order is to increase the ease of voting.>

KONFRST of Polk

H-1321

- 1 Amend House File 815 as follows:
- 2 1. Page 1, after line 28 by inserting:
- 3 <4. Notwithstanding subsection 3, the implementation of an
- 4 executive order shall not be prohibited by this section if the
- 5 goal of the executive order is to prevent censorship on the
- 6 internet.>

KONFRST of Polk

H-1322

- 1 Amend House File 815 as follows:
- 2 1. Page 1, after line 28 by inserting:
- 3 <4. Notwithstanding subsection 3, the implementation of an
- 4 executive order shall not be prohibited by this section if the
- 5 goal of the executive order is to provide additional time for
- 6 persons to purchase health insurance from the health insurance
- 7 market established pursuant to the Affordable Care Act, as
- 8 defined in section 249N.2.>

HUNTER of Polk

H-1323

- 1 Amend House File 815 as follows:
- 2 1. Page 1, line 1, by striking <Presidential> and inserting
- 3 <Executive>
- 4 2. Page 1, by striking line 6 and inserting <States, or
- 5 an executive order issued by the governor which has not been

6 affirmed by a vote of the general assembly and signed into law
 7 as prescribed by the Constitution of the State of Iowa, and
 8 recommend to the attorney general>
 9 3. Page 1, line 11, by striking <the order> and inserting
 10 <an executive order issued by the president of the United
 11 States>
 12 4. Page 1, line 12, by striking <the order> and inserting
 13 <an executive order issued by the president of the United
 14 States or the governor>
 15 5. Page 1, line 13, by striking <by the president>
 16 6. Page 1, line 17, after <States> by inserting <or the
 17 governor>
 18 7. Title page, line 1, by striking <of> and inserting
 19 <issued by>
 20 8. Title page, line 2, after <States> by inserting <or the
 21 governor>

BOHANNAN of Johnson

H-1324

1 Amend House File 815 as follows:
 2 1. Page 1, after line 28 by inserting:
 3 <4. Notwithstanding subsection 3, the implementation of
 4 an executive order shall not be prohibited by this section
 5 if the goal of the executive order is to encourage American
 6 manufacturing.>

KONFRST of Polk

H-1325

1 Amend House File 833 as follows:
 2 1. By striking everything after the enacting clause and
 3 inserting:
 4 <DIVISION I
 5 RENTAL AGREEMENTS
 6 Section 1. Section 562B.7, subsection 10, Code 2021, is
 7 amended to read as follows:
 8 10. "*Rent*" means a payment to be made to the landlord under
 9 the rental agreement, including utility costs.
 10 Sec. 2. Section 562B.10, subsection 5, Code 2021, is amended
 11 to read as follows:
 12 5. Rental agreements shall be for a term of one year unless
 13 otherwise specified in the rental agreement. Rental agreements
 14 shall be canceled by at least sixty ninety days' written notice
 15 given by either party. A landlord shall not cancel a rental
 16 agreement solely for the purpose of making the tenant's mobile
 17 home space available for another mobile home.
 18 DIVISION II
 19 RETALIATION
 20 Sec. 3. Section 562B.32, subsection 1, paragraph d, Code

21 2021, is amended to read as follows:

22 *d.* For exercising any of the rights and remedies pursuant
23 to this chapter or chapter 216.

24 Sec. 4. Section 562B.32, subsection 2, Code 2021, is amended
25 to read as follows:

26 2. If the landlord acts in violation of subsection 1
27 of this section, the tenant is entitled to the remedies
28 provided in section 562B.24 and has a defense in an action for
29 possession. In an action by or against the tenant, evidence
30 of a complaint within ~~six months~~ one year prior to the alleged
31 act of retaliation creates a presumption that the landlord's
32 conduct was in retaliation. The presumption does not arise
33 if the tenant made the complaint after notice of termination
34 of the rental agreement. For the purpose of this subsection,
35 "*presumption*" means that the trier of fact must find the

PAGE 2

1 existence of the fact presumed unless and until evidence is
2 introduced which would support a finding of its nonexistence.

3 Sec. 5. EFFECTIVE DATE. This division of this Act, being
4 deemed of immediate importance, takes effect upon enactment.

5 DIVISION III

6 CONSUMER FRAUD

7 Sec. 6. Section 562B.4, Code 2021, is amended by adding the
8 following new subsection:

9 **NEW SUBSECTION.** 3. A violation of this chapter by a
10 landlord, or an agent of the landlord, is an unlawful practice
11 under section 714.16.

12 DIVISION IV

13 RENT INCREASES

14 Sec. 7. Section 562B.14, subsection 7, Code 2021, is amended
15 by striking the subsection and inserting in lieu thereof the
16 following:

17 7. *a.* A landlord shall not increase the amount of rent
18 due by any tenant in a manufactured home community or mobile
19 home park unless the tenant is notified, in writing, of the
20 rent increase at least ninety days before the effective date
21 of the rent increase. The effective date of any increase in
22 the amount of rent shall not be less than one year after either
23 the effective date of the most recent rent increase or the
24 beginning of the tenancy, whichever is later.

25 *b.* A landlord that ceases to provide an amenity, service,
26 or utility which was provided for under the rental agreement
27 without a corresponding and proportionate reduction in rent
28 shall be considered to have increased rent for the purposes of
29 this chapter and the notice requirements provided in paragraph
30 "*a*" shall apply.

31 DIVISION V

32 TENANT COUNTERCLAIM FOR LANDLORD NONCOMPLIANCE

33 Sec. 8. Section 562B.25, Code 2021, is amended by adding the
34 following new subsection:

35 NEW SUBSECTION. 5. *a.* In an action for possession based

PAGE 3

1 upon nonpayment of the rent or in an action for rent where the
2 tenant is in possession, the tenant may counterclaim for an
3 amount which the tenant may recover under the rental agreement
4 or this chapter. In that event, the court from time to time
5 may order the tenant to pay into court all or part of the rent
6 accrued and thereafter accruing, and shall determine the amount
7 due to each party. The party to whom a net amount is owed
8 shall be paid first from the money paid into court, and the
9 balance by the other party. If rent does not remain due after
10 application of this section, judgment shall be entered for
11 the tenant in the action for possession. If the defense or
12 counterclaim by the tenant is without merit and is not raised
13 in good faith, the landlord may recover reasonable attorney
14 fees.
15 *b.* In an action for rent where the tenant is not in
16 possession, the tenant may counterclaim as provided in
17 paragraph “a”, but the tenant is not required to pay any rent
18 into court.

19 DIVISION VI

20 DISCLOSURE OF UTILITY CHARGES

21 Sec. 9. Section 562B.14, subsection 6, Code 2021, is amended
22 to read as follows:

23 6. a. The landlord or any person authorized to enter into
24 a rental agreement on the landlord’s behalf shall provide a
25 written explanation of utility rates, charges and services to
26 the prospective tenant before the rental agreement is signed
27 unless the utility charges are paid by the tenant directly to
28 the utility company.

29 b. If a landlord obtains a utility service from a utility
30 provider and furnishes the utility to the tenant and the
31 landlord’s charge to the tenant is based upon the utility
32 provider’s charge or rate for the use of such utility to
33 consumers and the utility provider increases the charge or
34 rate, the landlord shall notify tenants of such increase within
35 five days of the landlord receiving the utility provider’s

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1 notice of the increase. An increase in the landlord’s charge
2 to a tenant for the utility that corresponds to the same
3 increase in the utility provider’s charge or rate to the
4 landlord shall be effective thirty days after the landlord
5 provides the written notice of such increase to the tenant,
6 unless the landlord does not receive at least sixty days’ prior
7 notice of such increase from the utility provider in which case
8 no prior notice of the increase from the landlord to the tenant
9 is required for the increase to be effective.

10 DIVISION VII

FURNISHING OF WATER AND UTILITY CHARGES

Sec. 10. Section 423.3, subsection 103, Code 2021, is amended to read as follows:

103. *a.* (1) The sales price from the sale or furnishing by a water utility of a water service in the state to consumers or users.

(2) Water service furnished by a mobile home park that does not engage in the sale of water service. For purposes of this subsection, a mobile home park does not engage in the sale of water service if all of the following apply:

(a) The water service is not furnished to tenants for a separately itemized price.

(b) The water service is not otherwise identifiable from an invoice, bill, catalogue, price list, rate card, receipt, agreement, or other similar document, including where the total sales price increases when water service is included in the sale to tenants.

(c) The water service is incidental to the rental of real property.

b. For purposes of this subsection:

(1) *"Mobile home park"* means the same as defined in section 562B.7.

(4) (2) *"Water service"* means the delivery of water by piped distribution system.

(2) (3) *"Water utility"* means a public utility as defined

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in section 476.1 that furnishes water by piped distribution system to the public for compensation.

Sec. 11. Section 423G.4, Code 2021, is amended by striking the section and inserting in lieu thereof the following:

423G.4 Exemptions.

There is exempted from the tax imposed by this chapter the following:

1. The sales price from transactions exempt from state sales tax under section 423.3. However, the sales price from transactions exempt from state sales tax under section 423.3, subsection 103, shall not be exempt unless as provided in subsection 2 or 3.

2. *a.* The sales price from the sale or furnishing of water by a mobile home park through a piped distribution system maintained by the mobile home park, to a consumer or user of water who is a tenant, if all of the following apply:

(1) The water was obtained from a water utility.

(2) A tax was imposed by this chapter on the sales price from the sale or furnishing of water by a water utility to the mobile home park based upon readings of the master meter of the mobile home park.

(3) The tenant is not charged for water by the mobile home park in an amount that is more than the rate the tenant would be charged for consuming or using water from the water utility,

25 plus an administrative fee under section 562B.16, subsection
26 3, not to exceed five dollars per month or ten percent of
27 the total amount of the utility bill per month, whichever is
28 greater.
29 b. As used in this section:
30 (1) “*Master meter*” means a single meter used in determining
31 the amount of water provided to a mobile home park.
32 (2) “*Mobile home park*” means the same as defined in section
33 562B.7 and also includes a “*manufactured home community*”, as
34 defined in section 562B.7.
35 (3) “*Piped distribution system*” includes a submetered

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1 distribution system.
2 (4) “*Tenant*” means the same as defined in section 562B.7.
3 (5) “*Water utility*” means a public utility as defined in
4 section 476.1 that furnishes water by a piped distribution
5 system to the public for compensation.
6 3. Water service furnished by a mobile home park that does
7 not engage in the sale of water service. For purposes of this
8 subsection, a mobile home park does not engage in the sale of
9 water service if all of the following apply:
10 a. The water service is not furnished to tenants for a
11 separately itemized price.
12 b. The water service is not otherwise identifiable from
13 an invoice, bill, catalogue, price list, rate card, receipt,
14 agreement, or other similar document, including where the total
15 sales price increases when water service is included in the
16 sale to tenants.
17 c. The water service is incidental to the rental of real
18 property.
19 Sec. 12. Section 455B.171, subsection 26, Code 2021, is
20 amended to read as follows:
21 26. “*Public water supply system*” means, except as provided
22 in section 455B.200, a system for the provision to the public
23 of piped water for human consumption, if the system has at
24 least fifteen service connections or regularly serves at least
25 twenty-five individuals. The term includes any source of
26 water and any collection, treatment, storage, and distribution
27 facilities under control of the operator of the system and used
28 primarily in connection with the system, and any collection or
29 pretreatment storage facilities not under such control which
30 are used primarily in connection with the system.
31 Sec. 13. NEW SECTION. 455B.200 Mobile home parks.
32 1. As used in this section:
33 a. “*Mobile home park*” means the same as defined in section
34 423G.4.
35 b. “*Tenant*” means the same as defined in section 562B.7.

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- 1 c. "Water utility" means a public utility as defined in
2 section 476.1 that furnishes water by a piped distribution
3 system to the public for compensation.
4 2. For purposes of this part 1, a mobile home park shall
5 not be considered a public water supply system if the mobile
6 home park sells or furnishes water to a tenant and all of the
7 following apply:
8 a. The water was obtained from a water utility prior to
9 selling or furnishing the water to a tenant.
10 b. The tenant is not charged more than the rate the tenant
11 would be charged for consuming or using water from the water
12 utility, plus an administrative fee under section 562B.16,
13 subsection 3, not to exceed five dollars per month or ten
14 percent of the total amount of the utility bill per month,
15 whichever is greater.
16 Sec. 14. Section 562B.14, subsection 6, Code 2021, is
17 amended to read as follows:
18 6. The landlord or any person authorized to enter into
19 a rental agreement on the landlord's behalf shall provide
20 a written explanation of utility rates, fees, charges, and
21 services, subject to section 562B.16, subsection 3, to the
22 prospective tenant before the rental agreement is signed unless
23 the utility charges are paid by the tenant directly to the
24 utility company.
25 Sec. 15. Section 562B.16, Code 2021, is amended by adding
26 the following new subsection:
27 NEW SUBSECTION. 3. A landlord that is responsible for
28 payment of utilities being provided to the tenant shall not
29 charge to the tenant an amount in excess of the actual cost of
30 the utility and as specified in writing under section 562B.14,
31 subsection 6. However, in addition to the actual cost of the
32 utility, a landlord that is responsible for the payment of one
33 or more utilities being provided to the tenant may impose a
34 monthly utility administration fee to each tenant not to exceed
35 five dollars per month.

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- 1 Sec. 16. Section 562B.25, Code 2021, is amended by adding
2 the following new subsection:
3 NEW SUBSECTION. 2A. The failure of a tenant to pay utility
4 charges that exceed the actual cost of the utility provided
5 as required by section 562B.16, subsection 3, shall not be
6 considered noncompliance with the rental agreement.
7 DIVISION VIII
8 UNLAWFUL OUSTER
9 Sec. 17. Section 562B.24, Code 2021, is amended to read as
10 follows:
11 **562B.24 Tenant's remedies for landlord's unlawful ouster,**
12 **exclusion or diminution of services.**

13 If the landlord unlawfully removes or excludes the tenant
 14 from the manufactured home community or mobile home park or
 15 willfully diminishes services to the tenant by interrupting
 16 or causing the interruption of electric, gas, water, or
 17 other essential service to the tenant, the tenant may recover
 18 possession, require the restoration of essential services or
 19 terminate the rental agreement and, in either case, recover an
 20 amount not to exceed two months' periodic rent, and twice the
 21 actual damages sustained by the tenant, and reasonable attorney
 22 fees. If the rental agreement is terminated, the landlord
 23 shall return all prepaid rent and security.

24 DIVISION IX

25 WRONGFUL FAILURE TO PROVIDE ESSENTIAL SERVICES

26 Sec. 18. NEW SECTION. 562B.23A Wrongful failure to supply
 27 running water or essential services.
 28 1. If contrary to the rental agreement or section 562B.16
 29 the landlord deliberately or negligently fails to supply
 30 running water or other essential services, the tenant may give
 31 written notice to the landlord specifying the breach and may
 32 do one of the following:
 33 a. Procure reasonable amounts of water or other essential
 34 services during the period of the landlord's noncompliance and
 35 deduct the actual and reasonable cost from the rent.

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1 b. Recover damages based upon the diminution in the fair
 2 market value of the mobile home space.
 3 c. Recover any rent already paid for the period of the
 4 landlord's noncompliance which shall be reimbursed on a pro
 5 rata basis.
 6 2. If the tenant proceeds under this section, the tenant may
 7 not proceed under section 562B.22 as to that breach.
 8 3. The rights under this section do not arise until the
 9 tenant has given notice to the landlord or if the condition was
 10 caused by the deliberate or negligent act or omission of the
 11 tenant, a member of the tenant's family, or other person on the
 12 premises with the consent of the tenant.

13 DIVISION X

14 PROHIBITED RENTAL AGREEMENT PROVISION — HOME EQUIPMENT

15 Sec. 19. Section 562B.11, subsection 1, Code 2021, is
 16 amended by adding the following new paragraph:
 17 NEW PARAGRAPH. e. Agrees to modify the mobile home,
 18 manufactured home, or modular home in a way that would
 19 substantially impair the ability of the tenant to move the
 20 home from the mobile home space, unless such modification is
 21 required by federal law, including but not limited to the
 22 model manufactured home installation standards, 24 C.F.R. pt.
 23 3285, the manufactured home construction and safety standards,
 24 24 C.F.R. pt. 3280, or the manufactured home procedural and
 25 enforcement regulations, 24 C.F.R. pt. 3282, or by state or
 26 local law, the manufacturer's installation instructions, any

27 requirement arising from the landlord's financing of the home
28 or of the mobile home park or manufactured home community in
29 which the home is located, or unless such modification is
30 otherwise necessary for the safe and proper installation of the
31 home.

32 DIVISION XI

33 LANDLORD SALES

34 Sec. 20. NEW SECTION. **562B.17A Sale of mobile home by**
35 **landlord.**

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1 1. Any sale of a mobile home located in a manufactured
2 home community or mobile home park by a landlord or landlord's
3 agent shall be by written agreement and the landlord shall
4 produce and assign the current certificate of title obtained
5 from the department of transportation. The agreement shall
6 state the basic terms of sale, including the total cost of
7 the mobile home, finance charges, annual percentage rate, and
8 the frequency and amount of each installment payment. Such
9 agreement shall comply with the finance charge rate limitation
10 in section 103A.58, subsection 1.

11 2. Any such sale that does not comply with this section
12 may be voided by the buyer and the buyer may recover damages
13 incurred, amounts paid as a rental deposit in excess of two
14 months' rent for the mobile home, and reasonable attorney fees.

15 3. A claim under subsection 2 may be combined with an action
16 under chapter 648.

17 Sec. 21. Section 648.19, subsection 1, Code 2021, is amended
18 to read as follows:

19 1. An action under this chapter shall not be filed in
20 connection with any other action, with the exception of a claim
21 for rent or recovery as provided in section 555B.3, 562A.24,
22 562A.32, 562B.17A, 562B.22, 562B.25, or 562B.27, nor shall it
23 be made the subject of counterclaim.>

24 2. Title page, by striking lines 1 and 2 and inserting <An
25 Act relating to property law by modifying provisions relating
26 to rental properties, manufactured home communities, mobile
27 home parks, and manufactured mobile home communities, modifying
28 provisions governing actions relating to such properties, and
29 including effective date provisions.>

LOHSE of Polk

H-1326

1 Amend House File 786 as follows:

2 1. Page 1, line 14, after <every> by inserting <reasonable>

3 2. Page 1, line 15, by striking <little or>

4 3. Page 1, line 15, after <cost> by inserting <for a public
5 record that takes less than thirty minutes to produce>

6 4. Page 1, by striking lines 18 through 21 and inserting

- 7 <the request. A person may contest the reasonableness of a
8 lawful custodian's expenses and, if successful, may
9 5. Page 2, line 1, by striking <not to exceed fifteen
10 dollars>
11 6. Page 2, line 15, by striking <utilized> and inserting
12 <charged>

JONES of Clay

H-1327

- 1 Amend House File 654, as passed by the House, as follows:
2 1. Page 3, line 11, after <lights.> by inserting <Red and
3 blue lights equipped on a towing or recovery vehicle must be
4 rear-facing.>

SENATE AMENDMENT

H-1328

- 1 Amend House File 561 , as passed by the House, as follows:
2 1. Page 1, line 11, by striking <1> and inserting <2>
3 2. Page 1, by striking lines 13 through 15 and inserting:
4 <2. In a court action to challenge a mechanic's lien posted
5 on a residential construction property, or any bond given in
6 lieu thereof, if the person challenging the lien or defending
7 against any action on the bond prevails, the court may award
8 reasonable attorney fees and actual damages. If the court
9 determines that the mechanic's lien was posted in bad faith
10 or the supporting affidavit was materially false, the court
11 shall award the owner reasonable attorney fees plus an amount
12 not less than five hundred dollars or the amount of the lien,
13 whichever is less.>

SENATE AMENDMENT

H-1329

- 1 Amend House File 766 as follows:
2 1. Page 1, after line 18 by inserting:
3 <Sec. ____ Section 123.46A, subsection 3, Code 2021, is
4 amended to read as follows:
5 3. A violation of this section or any other provision
6 of this chapter shall subject the licensee or permittee to
7 the penalty provisions of section 123.39. If the licensee
8 or permittee, an employee of the licensee or permittee, or a
9 person delivering alcoholic liquor, wine, or beer for a third
10 party acting on behalf of the licensee or permittee pursuant
11 to a written agreement violates this section, the licensee or
12 permittee shall not be assessed a penalty under section 123.39
13 if the licensee or permittee establishes all of the following:
14 a. The violation was committed off of the licensee's

- 15 or permittee's premises after the liquor, wine, or beer
16 was removed from the licensee's or permittee's premises in
17 fulfillment of a delivery order.
18 b. (1) If the person who committed the violation is an
19 employee of the licensee or permittee, that no other violation
20 of this section was committed by any employee of the licensee
21 or permittee within the two-year period immediately preceding
22 the date of violation.
23 (2) If the person who committed the violation is a person
24 delivering for a third party acting on behalf of the licensee
25 or permittee, that no other violation of this section was
26 committed by any person delivering for the same third party
27 while the third party was acting on behalf of the licensee or
28 permittee within the two-year period immediately preceding the
29 date of violation.>
30 2. By renumbering as necessary.

SEXTON of Calhoun

H-1330

- 1 Amend Senate File 462, as passed by the Senate, as follows:
2 1. Page 1, line 1, after <FOR> by inserting <PSYCHIATRIC
3 INPATIENT>
4 2. Page 1, line 4, after <for> by inserting <psychiatric
5 inpatient>
6 3. Page 1, lines 11 and 12, by striking <"administrative
7 day" means an inpatient> and inserting <"psychiatric inpatient
8 administrative day" means a psychiatric inpatient>
9 4. Title page, line 1, after <for> by inserting <psychiatric
10 inpatient>

COMMITTEE ON HUMAN RESOURCES

H-1331

- 1 Amend Senate File 469, as passed by the Senate, as follows:
2 1. Page 1, before line 1 by inserting:
3 <DIVISION I
4 CONTINUING NONCONFORMING USES OF CERTAIN DWELLINGS>
5 2. Page 3, after line 22 by inserting:
6 <DIVISION ____
7 RENTAL AGREEMENTS
8 Sec. ____ Section 562B.10, subsection 5, Code 2021, is
9 amended to read as follows:
10 5. Rental agreements shall be for a term of one year unless
11 otherwise specified in the rental agreement. Rental agreements
12 shall be canceled by at least ~~sixty~~ ninety days' written notice
13 given by either party. A landlord shall not cancel a rental
14 agreement solely for the purpose of making the tenant's mobile
15 home space available for another mobile home.
16 DIVISION ____

17 RETALIATION

18 Sec. ____ Section 562B.32, subsection 1, paragraph d, Code
19 2021, is amended to read as follows:

20 *d.* For exercising any of the rights and remedies pursuant
21 to this chapter or chapter 216.

22 Sec. ____ Section 562B.32, subsection 2, Code 2021, is
23 amended to read as follows:

24 2. If the landlord acts in violation of subsection 1
25 of this section, the tenant is entitled to the remedies
26 provided in section 562B.24 and has a defense in an action for
27 possession. In an action by or against the tenant, evidence
28 of a complaint within ~~six months~~ one year prior to the alleged
29 act of retaliation creates a presumption that the landlord's
30 conduct was in retaliation. The presumption does not arise
31 if the tenant made the complaint after notice of termination
32 of the rental agreement. For the purpose of this subsection,
33 "*presumption*" means that the trier of fact must find the
34 existence of the fact presumed unless and until evidence is
35 introduced which would support a finding of its nonexistence.

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

3 DIVISION ____

4 CONSUMER FRAUD

5 Sec. ____ Section 562B.4, Code 2021, is amended by adding
6 the following new subsection:

7 NEW SUBSECTION. 3. A violation of this chapter by a
8 landlord, or an agent of the landlord, is an unlawful practice
9 under section 714.16.

10 DIVISION ____

11 RENT INCREASES

12 Sec. ____ Section 562B.14, subsection 7, Code 2021, is
13 amended by striking the subsection and inserting in lieu
14 thereof the following:

15 7. *a.* A landlord shall not increase the amount of rent
16 due by any tenant in a manufactured home community or mobile
17 home park unless the tenant is notified, in writing, of the
18 rent increase at least ninety days before the effective date
19 of the rent increase. The effective date of any increase in
20 the amount of rent shall not be less than one year after either
21 the effective date of the most recent rent increase or the
22 beginning of the tenancy, whichever is later.

23 *b.* A landlord that ceases to provide a utility that was
24 provided for under the rental agreement without a corresponding
25 and proportionate reduction in rent shall be considered to have
26 increased rent for the purposes of this chapter and the notice
27 requirements provided in paragraph "a" shall apply.

28 DIVISION ____

29 TENANT COUNTERCLAIM FOR LANDLORD NONCOMPLIANCE

30 Sec. ____ Section 562B.25, Code 2021, is amended by adding

31 the following new subsection:

32 **NEW SUBSECTION. 5. a.** In an action for possession based
33 upon nonpayment of the rent or in an action for rent in which
34 the tenant is in possession, the tenant may counterclaim for an
35 amount that the tenant may recover under the rental agreement

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1 or this chapter. In that event, the court from time to time
2 may order the tenant to pay into court all or part of the rent
3 accrued and thereafter accruing, and shall determine the amount
4 due to each party. The party to whom a net amount is owed
5 shall be paid first from the money paid into court, and the
6 balance by the other party. If rent does not remain due after
7 application of this section, judgment shall be entered for
8 the tenant in the action for possession. If the defense or
9 counterclaim by the tenant is without merit and is not raised
10 in good faith, the landlord may recover reasonable attorney
11 fees.

12 **b.** In an action for rent in which the tenant is not
13 in possession, the tenant may counterclaim as provided in
14 paragraph “a”, but the tenant is not required to pay any rent
15 into court.

16 **DIVISION ____**

17 **DISCLOSURE OF UTILITY CHARGES**

18 Sec. ____ Section 562B.14, subsection 6, Code 2021, is
19 amended to read as follows:

20 6. a. The landlord or any person authorized to enter into
21 a rental agreement on the landlord’s behalf shall provide a
22 written explanation of utility rates, charges, and services to
23 the prospective tenant before the rental agreement is signed
24 unless the utility charges are paid by the tenant directly to
25 the utility company.

26 b. If a landlord obtains a utility service from a utility
27 provider and furnishes the utility to the tenant and the
28 landlord’s charge to the tenant is based upon the utility
29 provider’s charge or rate for the use of such utility to
30 consumers and the utility provider increases the charge or
31 rate, the landlord shall notify tenants of such increase,
32 including the effective date of such increase, within five days
33 of the landlord receiving the utility provider’s notice of the
34 increase. An increase in the landlord’s charge to a tenant
35 for the utility that corresponds to the same increase in the

PAGE 4

1 utility provider’s charge or rate to the landlord shall be
2 effective thirty days after the landlord provides the written
3 notice of such increase to the tenant, unless the landlord does
4 not receive at least sixty days’ prior notice of such increase
5 from the utility provider in which case no prior notice of the
6 increase from the landlord to the tenant is required for the

7 increase to be effective.

8 DIVISION ____

9 UTILITY CHARGES

10 Sec. ____ Section 562B.16, Code 2021, is amended by adding
11 the following new subsection:

12 NEW SUBSECTION. 3. A landlord that is responsible for
13 payment of utilities being provided to the tenant shall not
14 charge to the tenant an amount in excess of the actual cost of
15 the utility and as specified in writing under section 562B.14,
16 subsection 6. However, in addition to the actual cost of the
17 utility, a landlord that is responsible for the payment of one
18 or more utilities being provided to the tenant may impose a
19 monthly utility administration fee to each tenant not to exceed
20 five dollars per month.

21 Sec. ____ Section 562B.25, Code 2021, is amended by adding
22 the following new subsection:

23 NEW SUBSECTION. 2A. The failure of a tenant to pay utility
24 charges that exceed the actual cost of the utility provided
25 as required by section 562B.16, subsection 3, shall not be
26 considered noncompliance with the rental agreement.

27 DIVISION ____

28 UNLAWFUL OUSTER

29 Sec. ____ Section 562B.24, Code 2021, is amended to read as
30 follows:

31 **562B.24 Tenant's remedies for landlord's unlawful ouster,**
32 **exclusion, or diminution of services.**

33 If the landlord unlawfully removes or excludes the tenant
34 from the manufactured home community or mobile home park or
35 willfully diminishes services to the tenant by interrupting

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1 or causing the interruption of electric, gas, water, or
2 other essential service to the tenant, the tenant may recover
3 possession, require the restoration of essential services or
4 terminate the rental agreement and, in either case, recover an
5 amount not to exceed two months' periodic rent, and twice the
6 actual damages sustained by the tenant, and reasonable attorney
7 fees. If the rental agreement is terminated, the landlord
8 shall return all prepaid rent and security.

9 DIVISION ____

10 WRONGFUL FAILURE TO PROVIDE ESSENTIAL SERVICES

11 Sec. ____ NEW SECTION. **562B.23A Wrongful failure to supply**
12 **running water or essential services.**

13 1. If contrary to the rental agreement or section 562B.16
14 the landlord deliberately or negligently fails to supply
15 running water or other essential services, the tenant may give
16 written notice to the landlord specifying the breach and may
17 do one of the following:

18 *a.* Procure reasonable amounts of water or other essential
19 services during the period of the landlord's noncompliance and
20 deduct the actual and reasonable cost from the rent.

- 21 b. Recover damages based upon the diminution in the fair
22 market value of the mobile home space.
23 c. Recover any rent already paid for the period of the
24 landlord's noncompliance, which shall be reimbursed on a pro
25 rata basis.
26 2. If the tenant proceeds under this section, the tenant may
27 not proceed under section 562B.22 as to that breach.
28 3. The rights under this section do not arise until the
29 tenant has given notice to the landlord or if the condition was
30 caused by the deliberate or negligent act or omission of the
31 tenant, a member of the tenant's family, or other person on the
32 premises with the consent of the tenant.

33 DIVISION ____

34 PROHIBITED RENTAL AGREEMENT PROVISION — HOME EQUIPMENT

35 Sec. ____ Section 562B.11, subsection 1, Code 2021, is

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- 1 amended by adding the following new paragraph:
2 NEW PARAGRAPH. e. Agrees to modify the mobile home,
3 manufactured home, or modular home in a way that would
4 substantially impair the ability of the tenant to move the
5 home from the mobile home space, unless such modification is
6 required by federal law, including but not limited to the
7 model manufactured home installation standards, 24 C.F.R. pt.
8 3285, the manufactured home construction and safety standards,
9 24 C.F.R. pt. 3280, or the manufactured home procedural and
10 enforcement regulations, 24 C.F.R. pt. 3282, or by state or
11 local law, the manufacturer's installation instructions, any
12 requirement arising from the landlord's financing of the home
13 or of the mobile home park or manufactured home community in
14 which the home is located, or unless such modification is
15 otherwise necessary for the safe and proper installation of the
16 home.

17 DIVISION ____

18 LANDLORD SALES

19 Sec. ____ NEW SECTION. **562B.17A Sale of mobile home by**
20 **landlord.**

- 21 1. Any sale of a mobile home located in a manufactured
22 home community or mobile home park by a landlord or landlord's
23 agent shall be by written agreement and the landlord shall
24 produce and assign the current certificate of title obtained
25 from the department of transportation. The agreement shall
26 state the basic terms of sale, including the total cost of
27 the mobile home, finance charges, annual percentage rate, and
28 the frequency and amount of each installment payment. Such
29 agreement shall comply with the finance charge rate limitation
30 in section 103A.58, subsection 1.
31 2. Any such sale that does not comply with this section
32 may be voided by the buyer and the buyer may recover damages
33 incurred, amounts paid as a rental deposit in excess of two
34 months' rent for the mobile home, and reasonable attorney fees.

35 3. A claim under subsection 2 may be combined with an action

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1 under chapter 648.

2 Sec. _____. Section 648.19, subsection 1, Code 2021, is

3 amended to read as follows:

4 1. An action under this chapter shall not be filed in
5 connection with any other action, with the exception of a claim
6 for rent or recovery as provided in section 555B.3, 562A.24,
7 562A.32, 562B.17A, 562B.22, 562B.25, or 562B.27, nor shall it
8 be made the subject of counterclaim.

9 DIVISION ____

10 MANUFACTURED HOUSING PROGRAM FUND

11 Sec. _____. Section 16.45, subsection 1, Code 2021, is amended
12 to read as follows:

13 1. A manufactured housing program fund is created within
14 the authority to further the goal of providing affordable
15 housing to Iowans. The moneys in the fund are to be used for
16 the purpose of providing funding to financial institutions or
17 other lenders to finance the purchase by an individual of a
18 manufactured home that is in compliance with all laws, rules,
19 and standards that are applicable to manufactured homes and
20 manufactured housing. ~~The manufactured housing program fund~~
21 ~~is designed exclusively for manufactured homes sited on leased~~
22 ~~land.>~~

23 3. Title page, by striking lines 1 through 3 and inserting
24 <An Act relating to manufactured, modular, and mobile homes and
25 site-built dwelling units, including zoning regulations, rental
26 agreements, actions associated with such properties, and the
27 manufactured housing program fund, and including effective date
28 provisions.>

29 4. By renumbering as necessary.

LOHSE of Polk

H-1332

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. Section 10A.104, subsection 14, Code 2021, is
6 amended by striking the subsection.

7 Sec. 2. Section 147.13, subsection 11, Code 2021, is amended
8 to read as follows:

9 11. For barbering and cosmetology arts and sciences, the
10 board of barbering and cosmetology arts and sciences.

11 Sec. 3. Section 147.13, subsection 12, Code 2021, is amended
12 by striking the subsection.

13 Sec. 4. Section 147.14, subsection 1, paragraphs a and n,
14 Code 2021, are amended by striking the paragraphs.

15 Sec. 5. Section 147.14, subsection 1, Code 2021, is amended
16 by adding the following new paragraph:

17 NEW PARAGRAPH. x. For barbering and cosmetology arts and
18 sciences, three members who are licensed cosmetologists; one
19 member who is a licensed barber; one member who is a licensed
20 electrologist or esthetician; one member who is a licensed
21 nail technologist; one member who is a licensed instructor of
22 cosmetology arts and sciences at a public or private school;
23 and two members who are not licensed barbers or licensed in a
24 practice of cosmetology arts and sciences and who do not own a
25 salon, barbershop, or school of barbering or cosmetology arts
26 and sciences and who shall represent the general public.

27 Sec. 6. Section 157.1, subsection 1, Code 2021, is amended
28 to read as follows:

29 1. “*Board*” means the board of barbering and cosmetology arts
30 and sciences.

31 Sec. 7. Section 157.3, subsection 1, Code 2021, is amended
32 by adding the following new paragraph:

33 NEW PARAGRAPH. d. Submits an application fee of one hundred
34 dollars.

35 Sec. 8. Section 157.3, Code 2021, is amended by adding the

PAGE 2

1 following new subsection:

2 NEW SUBSECTION. 3. In addition to any requirements imposed
3 by the board by rule, a cosmetologist shall submit a biennial
4 license renewal fee of one hundred dollars.

5 Sec. 9. Section 157.7, subsection 1, Code 2021, is amended
6 to read as follows:

7 1. The ~~department of inspections and appeals board~~ shall
8 employ personnel ~~pursuant to chapter 8A, subchapter IV,~~ to
9 perform duties related to inspection functions under this
10 chapter. ~~The department of inspections and appeals shall, when~~
11 ~~possible, integrate inspection efforts under this chapter with~~
12 ~~inspections conducted under chapter 158.~~

13 Sec. 10. Section 157.10, subsection 1, Code 2021, is amended
14 to read as follows:

15 1. The course of study required for licensure for the
16 practice of cosmetology shall be ~~two one thousand one~~ eight
17 hundred clock hours, or seventy semester credit hours or the
18 equivalent thereof as determined pursuant to administrative
19 rule and regulations promulgated by the United States
20 department of education. The clock hours, and equivalent
21 number of semester credit hours or the equivalent thereof as
22 determined pursuant to administrative rule and regulations
23 promulgated by the United States department of education, of
24 a course of study required for licensure for the practices of
25 electrology, esthetics, and nail technology, ~~manicuring, and~~
26 ~~pedicuring~~ shall be established by the board. The board shall
27 adopt rules to define the course and content of study for each
28 practice of cosmetology arts and sciences.

29 Sec. 11. NEW SECTION. **157.10A Licensure as barber school.**

30 A school of cosmetology arts and sciences may also be
31 licensed as a barber school pursuant to chapter 158.

32 Sec. 12. Section 157.11, subsections 1 and 2, Code 2021, are
33 amended to read as follows:

34 1. A salon shall not operate unless the owner has obtained a
35 license issued by the department. The owner shall apply to the

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1 department on forms prescribed by the board. The ~~department~~
2 ~~may~~ board shall perform a sanitary inspection of each salon
3 ~~biennially at least once every five years~~ and ~~may shall~~ perform
4 a sanitary inspection of a salon ~~prior to the issuance of a~~
5 ~~license at the time of the opening of a salon.~~ An inspection
6 of a salon may also be conducted upon receipt of a complaint by
7 the ~~department~~ board.

8 2. The application shall be accompanied by the biennial
9 license fee ~~determined pursuant to section 147.80 of one~~
10 ~~hundred eighty-four dollars and an initial inspection fee of~~
11 ~~two hundred fifty dollars.~~ The license is valid for two years
12 and may be renewed.

13 Sec. 13. Section 158.1, subsection 5, Code 2021, is amended
14 to read as follows:

15 5. “Board” means the board of barbering and cosmetology arts
16 and sciences.

17 Sec. 14. Section 158.3, subsection 1, Code 2021, is amended
18 by adding the following new paragraph:

19 NEW PARAGRAPH. e. Submits an application fee of one hundred
20 dollars.

21 Sec. 15. Section 158.3, Code 2021, is amended by adding the
22 following new subsection:

23 NEW SUBSECTION. 4. In addition to any requirements imposed
24 by the board by rule, a barber shall submit a biennial license
25 renewal fee of one hundred dollars.

26 Sec. 16. Section 158.6, subsection 1, Code 2021, is amended
27 to read as follows:

28 1. ~~The department of inspections and appeals board shall~~
29 ~~employ personnel pursuant to chapter 8A, subchapter IV, to~~
30 ~~perform duties related to inspection functions under this~~
31 ~~chapter. The department of inspections and appeals shall, when~~
32 ~~possible, integrate inspection efforts under this chapter with~~
33 ~~inspections conducted under chapter 157.~~

34 Sec. 17. Section 158.7, subsection 6, Code 2021, is amended
35 by striking the subsection.

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1 Sec. 18. Section 158.9, subsections 1 and 2, Code 2021, are
2 amended to read as follows:

3 1. A barbershop shall not operate unless the owner has
4 obtained a license issued by the department. The owner shall

5 apply to the department on forms prescribed by the board.
6 The ~~department~~ board shall perform a sanitary inspection
7 of each barbershop ~~biennially~~ at least once every five years
8 and ~~may~~ shall perform a sanitary inspection of a barbershop
9 ~~prior to the issuance of a license~~ at the time of the opening
10 of a barbershop. An inspection of a barbershop may also be
11 conducted upon receipt of a complaint by the ~~department~~ board.
12 2. The application shall be accompanied by the biennial
13 license fee ~~determined pursuant to section 147.80 of one~~
14 hundred eighty-four dollars and an initial inspection fee of
15 two hundred fifty dollars. The license is valid for two years
16 and may be renewed.
17 Sec. 19. Section 272C.1, subsection 6, paragraph g, Code
18 2021, is amended to read as follows:
19 g. The board of barbering and cosmetology arts and sciences,
20 created pursuant to chapter 147.
21 Sec. 20. Section 272C.1, subsection 6, paragraph i, Code
22 2021, is amended by striking the paragraph.
23 Sec. 21. Section 714.25, subsection 2, unnumbered paragraph
24 1, Code 2021, is amended to read as follows:
25 A proprietary school shall, prior to the time a student is
26 obligated for payment of any moneys, inform the student, the
27 college student aid commission, and in the case of a school
28 licensed under section 157.8 or 158.7, the board of barbering
29 and cosmetology arts and sciences ~~or in the case of a school~~
30 ~~licensed under section 158.7, the board of barbering~~, of all
31 of the following:
32 Sec. 22. EMERGENCY RULES. The board of cosmetology arts
33 and sciences, board of barbering, and board of barbering and
34 cosmetology arts and sciences may adopt emergency rules under
35 section 17A.4, subsection 3, and section 17A.5, subsection 2,

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1 paragraph "b", to implement the provisions of this Act and
2 the rules shall be effective immediately upon filing unless
3 a later date is specified in the rules. Any rules adopted
4 in accordance with this section shall also be published as a
5 notice of intended action as provided in section 17A.4.
6 Sec. 23. TRANSITION PROVISIONS.
7 1. a. The merger of the boards of barbering and cosmetology
8 arts and sciences in this Act shall not affect the appointment
9 or any term of office of a member of either board prior to the
10 effective date of this Act. A member of the board of barbering
11 or the board of cosmetology arts and sciences shall continue to
12 serve until the member's term expires or the member ceases to
13 hold office, whichever first occurs.
14 b. The initial membership of the board of barbering and
15 cosmetology arts and sciences shall consist of all members
16 of the boards of barbering and cosmetology arts and sciences
17 serving on the effective date of this Act.
18 2. A rule adopted by the board of cosmetology arts and

19 sciences or board of barbering that is in force and effect
 20 immediately prior to the effective date of this Act shall
 21 continue in full force and effect until the earlier of the
 22 following:
 23 a. The rule is amended, rescinded, or supplemented by the
 24 affirmative action of the board of barbering and cosmetology
 25 arts and sciences.
 26 b. The rule expires by its own terms.
 27 3. Any license or permit issued by the board of cosmetology
 28 arts and sciences or board of barbering in effect on the
 29 effective date of this Act shall continue in full force and
 30 effect until expiration or renewal.
 31 4. Any funds in any account or fund of the board of
 32 cosmetology arts and sciences or board of barbering shall
 33 be transferred to the control of the board of barbering and
 34 cosmetology arts and sciences.
 35 5. Any cause of action, statute of limitation, or

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1 administrative action relating to or initiated by the board of
 2 cosmetology arts and sciences or board of barbering shall not
 3 be affected as a result of this Act and shall apply to the board
 4 of barbering and cosmetology arts and sciences.
 5 6. All client and organizational files in the possession
 6 of the board of cosmetology arts and sciences or board of
 7 barbering shall become the property of the board of barbering
 8 and cosmetology arts and sciences.
 9 7. Any personnel in the state merit system of employment
 10 who are mandatorily transferred due to the effect of this Act
 11 shall be so transferred without any loss in salary, benefits,
 12 or accrued years of service.>

COMMITTEE ON STATE GOVERNMENT

H-1333

1 Amend Senate File 529, as amended, passed, and reprinted by
 2 the Senate, as follows:
 3 1. Page 1, before line 1 by inserting:
 4 <DIVISION I
 5 FRAUD IN ASSISTED REPRODUCTION ACT>
 6 2. Page 3, after line 29 by inserting:
 7 <DIVISION __
 8 CONSENT TO HYSTERECTOMY
 9 Sec. __. NEW SECTION. 147.115 Hysterectomy — consent.
 10 1. A woman who is eighteen years of age or older or who has
 11 attained majority as provided in section 599.1 shall have legal
 12 capacity to provide informed consent to a hysterectomy.
 13 2. A person licensed or certified to practice a profession
 14 shall not condition the provision of medical care or services
 15 to a woman for a hysterectomy on the obtaining of consent to

16 the hysterectomy from any other person including the woman's
17 spouse.>
18 3. Title page, line 1, after <to> by inserting <reproductive
19 health-related services and practices, including consent to a
20 hysterectomy and>

COMMITTEE ON HUMAN RESOURCES

H-1334

1 Amend Senate File 524, as passed by the Senate, as follows:
2 1. Page 1, before line 1 by inserting:
3 <DIVISION I
4 REIMBURSEMENT RATES — MENTAL HEALTH SERVICES — TELEHEALTH
5 Section 1. Section 514C.34, subsection 1, Code 2021, is
6 amended by adding the following new paragraphs:
7 NEW PARAGRAPH. 0a. "Covered person" means the same as
8 defined in section 514J.102.
9 NEW PARAGRAPH. 00a. "Facility" means the same as defined in
10 section 514J.102.
11 NEW PARAGRAPH. 0c. "Health carrier" means the same as
12 defined in section 514J.102.
13 Sec. ____ Section 514C.34, subsection 1, paragraph c, Code
14 2021, is amended to read as follows:
15 c. "Telehealth" means the delivery of health care services
16 through the use of real-time interactive audio and video, or
17 other real-time interactive electronic media, regardless of
18 where the health care professional and the covered person are
19 each located. "Telehealth" does not include the delivery of
20 health care services delivered solely through an audio-only
21 telephone, electronic mail message, or facsimile transmission.
22 Sec. ____ Section 514C.34, Code 2021, is amended by adding
23 the following new subsection:
24 NEW SUBSECTION. 3A. a. A health carrier shall reimburse
25 a health care professional and a facility for health care
26 services provided by telehealth to a covered person for a
27 mental health condition, illness, injury, or disease on the
28 same basis and at the same rate as the health carrier would
29 apply to the same health care services for a mental health
30 condition, illness, injury, or disease provided in person to a
31 covered person by the health care professional or the facility.
32 b. As a condition of reimbursement pursuant to paragraph
33 "a", a health carrier shall not require that an additional
34 health care professional be located in the same room as a
35 covered person while health care services for a mental health

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1 condition, illness, injury, or disease are provided via
2 telehealth by another health care professional to the covered
3 person.
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
7 of this Act applies to health care services for a mental
8 health condition, illness, injury, or disease provided by a
9 health care professional or a facility to a covered person by
10 telehealth on or after January 1, 2021.

11 DIVISION ____

12 INPATIENT PSYCHIATRIC BED TRACKING SYSTEM — STUDY COMMITTEE>

13 2. Title page, by striking lines 1 and 2 and inserting
14 <An Act relating to mental health including reimbursement
15 rates for health care services for mental health conditions,
16 illnesses, injuries, or diseases provided to covered persons by
17 telehealth, the establishment of an inpatient psychiatric bed
18 tracking system study committee, and including effective date
19 and retroactive applicability provisions.>

20 3. By renumbering as necessary.

COMMITTEE ON HUMAN RESOURCES

H-1335

1 Amend Senate File 363, as amended, passed, and reprinted by
2 the Senate, as follows:

3 1. Page 8, line 26, by striking <forty> and inserting
4 <twenty>

COMMITTEE ON STATE GOVERNMENT

H-1336

1 Amend Senate File 476, 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 PUBLIC RECORDS — CONFIDENTIALITY — CIVIL ENFORCEMENT

7 Section 1. Section 9E.1, Code 2021, is amended to read as
8 follows:

9 **9E.1 Purpose.**

10 The general assembly finds that individuals attempting to
11 escape from actual or threatened domestic abuse, domestic
12 abuse assault, sexual abuse, assault, stalking, or human
13 trafficking frequently establish new addresses in order to
14 prevent their assailants or probable assailants from finding
15 them. The purpose of this chapter is to enable state and local
16 agencies to respond to requests for data without disclosing
17 the location of a victim of domestic abuse, domestic abuse
18 assault, sexual abuse, assault, stalking, or human trafficking;
19 to enable interagency cooperation with the secretary of state
20 in providing address confidentiality for victims of domestic
21 abuse, domestic abuse assault, sexual abuse, assault, stalking,
22 or human trafficking; and to enable program participants to use

23 an address designated by the secretary of state as a substitute
24 mailing address for the purposes specified in this chapter.
25 In addition, the purpose of this chapter is to prevent such
26 victims from being physically located through a public records
27 search.

28 Sec. 2. Section 9E.2, subsection 6, paragraph a, Code 2021,
29 is amended to read as follows:

30 a. *“Eligible person”* means a person who is ~~all a resident of~~
31 this state, an adult, a minor, or an incapacitated person as
32 defined in section 633.701, and is one of the following:

33 (1) ~~A resident of this state.~~

34 (2) ~~An adult, a minor, or an incapacitated person as defined~~
35 ~~in section 633.701.~~

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1 (3) ~~A victim of domestic abuse, domestic abuse assault,~~
2 ~~sexual abuse, assault, stalking, or human trafficking as~~
3 ~~evidenced by the filing of a petition pursuant to section 236.3~~
4 ~~or a criminal complaint or information pursuant to section~~
5 ~~708.1, 708.2A, 708.11, or 710A.2, or any violation contained~~
6 ~~in chapter 709.~~

7 (2) ~~A currently active or retired judicial officer or~~
8 ~~a spouse or child of such a person. For purposes of this~~
9 ~~subparagraph, “judicial officer” means the same as defined in~~
10 ~~section 602.1101 and includes a federal judge.~~

11 (3) ~~A currently active or retired state or local prosecuting~~
12 ~~attorney, as defined in section 801.4, or a spouse or child of~~
13 ~~such a person.~~

14 (4) ~~A currently active or retired peace officer, as defined~~
15 ~~in section 801.4, or a spouse or child of such a person.~~

16 Sec. 3. Section 9E.3, subsection 1, paragraph b,
17 subparagraph (1), subparagraph division (a), Code 2021, is
18 amended to read as follows:

19 (a) The eligible person listed on the application is a
20 victim of domestic abuse, domestic abuse assault, sexual abuse,
21 assault, stalking, or human trafficking.

22 Sec. 4. Section 9E.3, subsection 1, paragraph e, Code 2021,
23 is amended to read as follows:

24 e. The residential address of the eligible person,
25 disclosure of which could lead to an increased risk of domestic
26 abuse, domestic abuse assault, sexual abuse, assault, stalking,
27 or human trafficking.

28 Sec. 5. Section 9E.7, Code 2021, is amended by adding the
29 following new subsection:

30 NEW SUBSECTION. 4A. Upon request by a program participant,
31 the assessor or the assessor’s staff shall redact the
32 requestor’s name contained in electronic documents that
33 are displayed for public access through an internet site.
34 The assessor shall implement and maintain a process to
35 facilitate these requests. A fee shall not be charged for the

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1 administration of this subsection.

2 Sec. 6. Section 22.10, subsection 3, paragraph b,
3 subparagraph (2), Code 2021, is amended to read as follows:

4 (2) Had good reason to believe and in good faith believed
5 facts which, if true, would have indicated compliance with
6 the requirements of this chapter. For purposes of this
7 subparagraph, “good reason to believe and in good faith believed”
8 means the person engaged in a balancing test in weighing the
9 individual privacy interest against the public’s need to access
10 the record based upon a reasonable reliance on the facts.

11 Sec. 7. Section 331.604, subsection 3, Code 2021, is amended
12 by adding the following new paragraph:

13 NEW PARAGRAPH. f. Upon request by a law enforcement
14 officer, as defined in section 80B.3, or state or federal
15 judicial officer or state or federal prosecutor, the assessor
16 or the assessor’s staff shall redact the requestor’s name
17 contained in electronic documents that are displayed for public
18 access through an internet site. This paragraph does not apply
19 to a requestor holding or seeking public office. The assessor
20 shall implement and maintain a process to facilitate these
21 requests. A fee shall not be charged for the administration
22 of this paragraph.

23 Sec. 8. Section 622.10, subsection 9, paragraphs a and b,
24 Code 2021, are amended to read as follows:

25 a. A peer support group counselor or individual present
26 for a group crisis intervention who obtains information from
27 an officer or a civilian employee of a law enforcement agency
28 or fire department by reason of the counselor’s capacity as a
29 peer support group counselor or an individual’s presence for
30 a group crisis intervention shall not be allowed, in giving
31 testimony, to disclose any confidential communication properly
32 entrusted to the counselor or individual present for a group
33 crisis intervention by the officer or civilian employee while
34 receiving counseling or group crisis intervention.

35 b. The prohibition in this subsection does not apply

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1 where the officer or civilian employee has consented to the
2 disclosure of the information specified in paragraph “a” or
3 where the peer support group counselor or individual present
4 for a group crisis intervention was an initial responding
5 officer, a witness, or a party to the incident which prompted
6 the delivery of peer support group counseling services or the
7 group crisis intervention to the officer or civilian employee.

8 DIVISION II

9 UNIFORM COMMERCIAL CODE — FRAUDULENT FILINGS

10 Sec. 9. Section 554.9510, subsection 1, Code 2021, is
11 amended to read as follows:

12 1. *Filed record effective if authorized.* A filed record

13 is effective only to the extent that it was filed by a person
14 that may file it under section 554.9509 or by the filing office
15 under section 554.9513A.
16 Sec. 10. NEW SECTION. 554.9513A Termination of wrongfully
17 **filed financing statement — reinstatement.**
18 1. *Trusted filer.* “*Trusted filer*” means a person that does
19 any of the following:
20 a. Regularly causes records to be communicated to the
21 filing office for filing and has provided the filing office
22 with current contact information and information sufficient to
23 establish the person’s identity.
24 b. Satisfies either of the following conditions:
25 (1) The filing office has issued the person credentials for
26 access to online filing services.
27 (2) The person has established a prepaid or direct debit
28 account for payment of filing fees, regardless of whether the
29 account is used in a particular transaction.
30 2. *Affidavit of wrongful filing.* A person identified as
31 debtor in a filed financing statement may deliver to the
32 filing office a notarized, sworn affidavit that identifies the
33 financing statement by file number, indicates the affiant’s
34 mailing address, and states that the affiant believes that
35 the filed record identifying the affiant as debtor was not

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1 authorized to be filed and was caused to be communicated to the
2 filing office with the intent to harass or defraud the affiant.
3 The filing office may reject an affidavit that is incomplete or
4 that it believes was delivered to it with the intent to harass
5 or defraud the secured party. The office of the secretary
6 of state shall adopt a form of affidavit for use under this
7 section.
8 3. *Termination statement by filing office.* Subject to
9 subsection 11, if an affidavit is delivered to the filing
10 office under subsection 2, the filing office shall promptly
11 file a termination statement with respect to the financing
12 statement identified in the affidavit. The termination
13 statement must identify by its file number the initial
14 financing statement to which it relates and must indicate that
15 it was filed pursuant to this section. A termination statement
16 filed under this subsection is not effective until ninety days
17 after it is filed.
18 4. *No fee charged or refunded.* The filing office shall not
19 charge a fee for the filing of an affidavit under subsection
20 2 or a termination statement under subsection 3. The filing
21 office shall not return any fee paid for filing the financing
22 statement identified in the affidavit, whether or not the
23 financing statement is reinstated under subsection 7.
24 5. *Notice of termination statement.* On the same day that a
25 filing office files a termination statement under subsection
26 3, the filing office shall send to the secured party of record

27 for the financing statement to which the termination statement
28 relates a notice stating that the termination statement
29 has been filed and will become effective ninety days after
30 filing. The notice shall be sent by certified mail, return
31 receipt requested, to the address provided for the secured
32 party of record in the financing statement with a copy sent by
33 electronic mail to the electronic mail address provided by the
34 secured party of record, if any.

35 6. *Administrative review — action for reinstatement.* A

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1 secured party that believes in good faith that the filed record
2 identified in an affidavit delivered to the filing office under
3 subsection 2 was authorized to be filed and was not caused to
4 be communicated to the filing office with the intent to harass
5 or defraud the affiant may:
6 a. Before the termination statement takes effect, request
7 that the filing office conduct an expedited review of the
8 filed record and any documentation provided by the secured
9 party. The filing office may as a result of this review
10 remove from the record the termination statement filed by
11 it under subsection 3 before it takes effect and conduct an
12 administrative review under subsection 11.
13 b. File an action against the office seeking reinstatement
14 of the financing statement to which the filed record relates at
15 any time before the expiration of six months after the date on
16 which the termination stated filed under subsection 3 becomes
17 effective. If the affiant is not named as a defendant in the
18 action, the secured party shall send a copy of the petition to
19 the affiant at the address indicated in the affidavit. The
20 exclusive venue for the action shall be in the district court
21 for the county where the filing office in which the financing
22 statement was filed is located. The action shall be considered
23 by the court on an expedited basis.

24 7. *Filing office to file notice of action for*
25 *reinstatement.* Within ten days after being served with process
26 in an action under subsection 6, the filing office shall file
27 a notice indicating that the action has been commenced. The
28 notice must indicate the file number of the initial financing
29 statement to which the notice relates.

30 8. *Action for reinstatement successful.* If, in an action
31 under subsection 6, the court determines that the financing
32 statement was authorized to be filed and was not caused to be
33 communicated to the filing office with the intent to harass or
34 defraud the affiant, the court shall order that the financing
35 statement be reinstated. If an order of reinstatement is

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1 issued by the court, the filing office shall promptly file a
2 record that identifies by its file number the initial financing

3 statement to which the record relates and indicates that the
4 financing statement has been reinstated.
5 9. *Effect of reinstatement.* Upon the filing of a record
6 reinstating a financing statement under subsection 8, the
7 effectiveness of the financing statement is reinstated and the
8 financing statement shall be considered never to have been
9 terminated under this section except as against a purchaser of
10 the collateral that gives value in reasonable reliance upon
11 the termination. A continuation statement filed as provided
12 in section 554.9515, subsection 4, after the effective date of
13 a termination statement filed under subsection 3 or 11 becomes
14 effective if the financing statement is reinstated.
15 10. *Liability for wrongful filing.* If, in an action under
16 subsection 6, the court determines that the filed record
17 identified in an affidavit delivered to the filing office under
18 subsection 2 was caused to be communicated to the filing office
19 with the intent to harass or defraud the affiant, the filing
20 office and the affiant may recover from the secured party that
21 filed the action the costs and expenses, including reasonable
22 attorney fees and the reasonable allocated costs of internal
23 counsel, that the filing office and the affiant incurred in the
24 action. This recovery is in addition to any recovery to which
25 the affiant is entitled under section 554.9625.
26 11. *Procedure for record filed by trusted filer.* If an
27 affidavit delivered to a filing office under subsection 2
28 relates to a filed record communicated to the filing office by
29 a trusted filer, the filing office shall promptly send to the
30 secured party of record a notice stating that the affidavit has
31 been delivered to the filing office and that the filing office
32 is conducting an administrative review to determine whether the
33 record was caused to be communicated with the intent to harass
34 or defraud the affiant. The notice shall be sent by certified
35 mail, return receipt requested, to the address provided for

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1 the secured party in the financing statement with a copy sent
2 by electronic mail to the electronic mail address provided
3 by the secured party of record, if any, and a copy shall be
4 sent in the same manner to the affiant. The administrative
5 review shall be conducted on an expedited basis and the filing
6 office may require the affiant and the secured party of record
7 to provide any additional information that the filing office
8 deems appropriate. If the filing office concludes that the
9 record was caused to be communicated with the intent to harass
10 or defraud the affiant, the filing office shall promptly file a
11 termination statement under subsection 2 that will be effective
12 immediately and send to the secured party of record the notice
13 required by subsection 5. The secured party may thereafter
14 file an action for reinstatement under subsection 6 and the
15 provisions of subsections 7 through 10 are applicable.
16 Sec. 11. NEW SECTION. **714.29 Records filed with intent to**

17 **harass or defraud.**

18 1. A person shall not cause to be communicated to the filing
19 office as defined in section 554.9102 for filing a record if
20 all of the following are true:

21 *a.* The person is not authorized to file the record under
22 section 554.9509.

23 *b.* The record is not related to an existing or anticipated
24 transaction that is or will be governed by chapter 554, article
25 9.

26 *c.* The record is filed with the intent to harass or defraud
27 the person identified as debtor in the record.

28 2. A person that violates subsection 1 is guilty of a simple
29 misdemeanor for a first offense and a serious misdemeanor for a
30 second or subsequent offense.

31 **DIVISION III**

32 **ACCRUED SICK LEAVE — RETIRED PUBLIC SAFETY EMPLOYEES**

33 **Sec. 12. NEW SECTION. 70A.23A Credit for accrued sick leave**

34 **— public safety employees.**

35 A public safety employee, as defined by section 20.3,

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1 subsection 11, who retires and has applied for retirement
2 benefits under an eligible retirement system, shall receive
3 credit for all accumulated, unused sick leave which shall be
4 converted at current value and credited to an account for the
5 public safety employee for the purpose of paying the public
6 safety employee's cost of the monthly premiums for continuance
7 of the public safety employee's health insurance plan. Upon
8 the death of a retired public safety employee, the spouse
9 or surviving spouse shall be entitled to the value of the
10 accumulated unused sick leave for the purpose of paying the
11 cost of monthly premiums for continuation of a public safety
12 employee's health insurance policy for the public safety
13 employee's surviving spouse or dependents. This section shall
14 not apply to sections 509A.13 and 509A.13A.

15 **DIVISION IV**

16 **WORKERS' COMPENSATION — ACTIONS AND OFFSETS**

17 **Sec. 13. Section 85.26, subsection 1, Code 2021, is amended**
18 **to read as follows:**

19 1. An original proceeding for benefits under this chapter
20 or chapter 85A, 85B, or 86, shall not be maintained in any
21 contested case unless the proceeding is commenced within two
22 years from the date of the occurrence of the injury for which
23 benefits are claimed or one year from the date a denial of
24 liability is received by the employee, whichever is later.

25 or, if weekly compensation benefits are paid under section
26 86.13, within three years from the date of the last payment
27 of weekly compensation benefits. For the purposes of this
28 section, "*date of the occurrence of the injury*" means the date
29 that the employee knew or should have known that the injury was
30 work-related.

31 Sec. 14. Section 97A.6, subsection 11, Code 2021, is amended
32 to read as follows:

33 11. *Pensions offset by compensation benefits.*

34 a. Any amounts which may be paid or payable by the state
35 under the provisions of any workers' compensation or similar

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1 law to a member or to the dependents of a member on account of
2 any disability or death, shall be offset against and payable
3 in lieu of any benefits payable out of the retirement fund
4 provided by the state under the provisions of this chapter on
5 account of the same disability or death. In case the present
6 value of the total commuted benefits under said workers'
7 compensation or similar law is less than the present value
8 of the benefits otherwise payable from the retirement fund
9 provided by the state under this chapter, then the present
10 value of the commuted payments shall be deducted from the
11 pension payable and such benefits as may be provided by the
12 system so reduced shall be payable under the provisions of this
13 chapter.

14 b. Notwithstanding paragraph "a", any workers' compensation
15 benefits received by a member for past medical expenses or
16 future medical expenses shall not be offset against and not
17 considered payable in lieu of any retirement allowance payable
18 pursuant to this section on account of the same disability.

19 c. Notwithstanding paragraph "a", any workers' compensation
20 benefits received by a member for reimbursement of vacation
21 time used, sick time used, or for any unpaid time off from work
22 shall not be offset against and not considered payable in lieu
23 of any retirement allowance payable pursuant to this section on
24 account of the same disability.

25 Sec. 15. Section 97B.50A, subsection 5, Code 2021, is
26 amended to read as follows:

27 5. *Offset to allowance.*

28 a. Notwithstanding any provisions to the contrary in state
29 law, or any applicable contract or policy, any amounts which
30 may be paid or payable by the employer under any workers'
31 compensation, unemployment compensation, employer-paid
32 disability plan, program, or policy, or other law to a member,
33 and any disability payments the member receives pursuant to
34 the federal Social Security Act, 42 U.S.C. §423 et seq.,
35 shall be offset against and payable in lieu of any retirement

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1 allowance payable pursuant to this section on account of the
2 same disability.

3 b. Notwithstanding paragraph "a", any workers' compensation
4 benefits received by a member for past medical expenses or
5 future medical expenses shall not be offset against and not
6 considered payable in lieu of any retirement allowance payable

7 pursuant to this section on account of the same disability.
8 c. Notwithstanding paragraph "a", any workers' compensation
9 benefits received by a member for reimbursement of vacation
10 time used, sick time used, or for any unpaid time off from work
11 shall not be offset against and not considered payable in lieu
12 of any retirement allowance payable pursuant to this section on
13 account of the same disability.

14 DIVISION V

15 CIVIL SERVICE COMMISSION EXAMINATIONS

16 Sec. 16. Section 400.8, subsection 2, Code 2021, is amended
17 to read as follows:

18 2. The commission shall establish the guidelines for
19 conducting the examinations under subsection 1 of this section.
20 ~~It may prepare and administer the examinations or may~~ The
21 commission shall hire persons with expertise to do so if the
22 ~~commission approves the examinations~~ prepare and administer
23 the examinations approved by the commission. It may also
24 hire persons with expertise to consult in the preparation of
25 such examinations if the persons so hired are employed to aid
26 personnel of the commission in assuring that a fair examination
27 is conducted. A fair examination shall explore the competence
28 of the applicant in the particular field of examination.

29 Sec. 17. Section 400.9, subsection 2, Code 2021, is amended
30 to read as follows:

31 2. The commission shall establish guidelines for conducting
32 the examinations under subsection 1. ~~It may prepare and~~
33 ~~administer the examinations or may~~ The commission shall hire
34 ~~persons with expertise to do so if the commission approves~~
35 ~~the examinations and if the examinations apply to~~ prepare and

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1 administer the examinations approved by the commission for
2 the position in the city for which the applicant is taking
3 the examination. It may also hire persons with expertise to
4 consult in the preparation of such examinations if the persons
5 so hired are employed to aid personnel of the commission
6 in assuring that a fair examination is conducted. A fair
7 examination shall explore the competence of the applicant in
8 the particular field of examination. The names of persons
9 approved to administer any examination under this section shall
10 be posted in the city hall at least twenty-four hours prior to
11 the examination.

12 DIVISION VI

13 COLLECTIVE BARGAINING

14 Sec. 18. Section 20.1, subsection 2, paragraph a, Code 2021,
15 is amended to read as follows:

16 a. Determining appropriate bargaining units, amending
17 the composition of previously determined bargaining units
18 represented by a certified employee organization, reconsidering
19 and altering the composition of previously determined
20 bargaining units which are not represented by a certified

21 employee organization, and conducting representation elections.
22 Sec. 19. Section 20.3, subsection 11, Code 2021, is amended
23 by adding the following new paragraphs:
24 NEW PARAGRAPH. g. A correctional officer or correctional
25 supervisor employed by the Iowa department of corrections whose
26 primary purpose is, through ongoing direct inmate contact, to
27 enforce and maintain discipline, safety, and security within a
28 correctional facility.
29 NEW PARAGRAPH. h. A jailer or detention officer who
30 performs duties as a jailer, including but not limited to the
31 transportation of inmates, who is certified as having completed
32 jailer training pursuant to chapter 80B, and who is employed
33 by a county as a jailer.
34 NEW PARAGRAPH. i. A peace officer employed by an
35 institution under the control of the state board of regents

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1 whose position requires law enforcement certification pursuant
2 to section 262.13.
3 NEW PARAGRAPH. j. An emergency dispatcher for a county
4 sheriff.
5 Sec. 20. Section 20.13, Code 2021, is amended to read as
6 follows:
7 **20.13 Bargaining unit determination, amendment, and**
8 **reconsideration.**
9 1. ~~Board~~ The board's determination of an appropriate
10 bargaining unit shall be upon petition filed by a public
11 employer, public employee, or employee organization. Except
12 as provided in subsection 4, the board's amendment of the
13 composition of a represented bargaining unit shall be upon
14 petition filed by the employer or certified representative
15 of the bargaining unit. The board's reconsideration of the
16 composition of a previously determined bargaining unit which is
17 not represented by a certified representative shall be upon the
18 combined petition of an employee organization which also seeks
19 a representation election pursuant to section 20.14, subsection
20 2.
21 2. Within thirty days of receipt of a petition, the board
22 shall conduct a public hearing, receive written or oral
23 testimony, and promptly thereafter file an order defining
24 the appropriate bargaining unit, amending or refusing to
25 amend the composition of a represented bargaining unit or
26 reconsidering and altering or refusing to alter the composition
27 of an unrepresented bargaining unit. In defining the unit,
28 or determining whether a unit should be amended or altered
29 in response to a petition for amendment or reconsideration,
30 the board shall take into consideration, along with other
31 relevant factors, the principles of efficient administration
32 of government, the existence of a community of interest among
33 public employees, the history and extent of public employee
34 organization, geographical location, and the recommendations

35 of the parties involved.

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1 ~~3. Appeals from such order shall be governed by the~~
2 ~~provisions of chapter 17A.~~
3 4. 3. Professional and nonprofessional employees shall not
4 be included in the same bargaining unit unless a majority of
5 both agree.
6 4. Notwithstanding the provisions of subsection 1, a
7 petition to amend the composition of a represented bargaining
8 unit by the removal of public safety employees may be filed
9 by a public safety employee who is a member of the bargaining
10 unit. If the petition is accompanied by evidence satisfactory
11 to the board that the public safety employees in the bargaining
12 unit do not constitute at least thirty percent of the employees
13 in the unit and that a majority of the public safety employees
14 in the unit support the petition, the board shall conduct
15 a hearing within thirty days of its finding such evidence
16 satisfactory and shall promptly thereafter issue an order
17 granting or denying the requested amendment. If the board
18 amends the composition of the bargaining unit by removing
19 public safety employees, those employees may immediately be the
20 subject of a separate bargaining unit determination petition
21 filed in accordance with subsection 1.
22 5. Appeals from such orders shall be governed by the
23 provisions of chapter 17A.

24 Sec. 21. Section 20.15, Code 2021, is amended by striking
25 the section and inserting in lieu thereof the following:

26 **20.15 Elections.**

27 1. Upon the filing of a petition for certification of an
28 employee organization, the board shall submit a question to
29 the public employees at an election in the bargaining unit
30 found appropriate by the board. The question on the ballot
31 shall permit the public employees to vote for no bargaining
32 representation or for any employee organization which has
33 petitioned for certification or which has presented proof
34 satisfactory to the board of support of ten percent or more of
35 the public employees in the appropriate unit.

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1 2. If a majority of the votes cast on the question is
2 for no bargaining representation, the public employees in
3 the bargaining unit found appropriate by the board shall not
4 be represented by an employee organization. If a majority
5 of the votes cast on the question is for a listed employee
6 organization, then that employee organization shall represent
7 the public employees in the bargaining unit found appropriate
8 by the board.
9 3. If none of the choices on the ballot receives the vote
10 of a majority of the public employees voting, the board shall

11 conduct a runoff election among the two choices receiving the
12 greatest number of votes.

13 4. Upon written objections filed by any party to the
14 election within ten days after notice of the results of
15 the election, if the board finds that misconduct or other
16 circumstances prevented the public employees eligible to
17 vote from freely expressing their preferences, the board may
18 invalidate the election and hold a second election for the
19 public employees.

20 5. Upon completion of a valid election in which the majority
21 choice of the employees voting is determined, the board shall
22 certify the results of the election and shall give reasonable
23 notice of the order to all employee organizations listed on the
24 ballot, the public employers, and the public employees in the
25 appropriate bargaining unit.

26 6. a. A petition for certification as exclusive bargaining
27 representative of a bargaining unit shall not be considered
28 by the board for a period of one year from the date of the
29 noncertification of an employee organization as the exclusive
30 bargaining representative of that bargaining unit following a
31 certification election. A petition for certification as the
32 exclusive bargaining representative of a bargaining unit shall
33 also not be considered by the board if the bargaining unit is
34 at that time represented by a certified exclusive bargaining
35 representative.

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1 b. A petition for the decertification of the exclusive
2 bargaining representative of a bargaining unit shall not be
3 considered by the board for a period of one year from the date
4 of its certification, or within one year of its continued
5 certification following a decertification election, or during
6 the duration of a collective bargaining agreement which, for
7 purposes of this section, shall be deemed not to exceed two
8 years. However, if a petition for decertification is filed
9 during the duration of a collective bargaining agreement, the
10 board shall award an election under this section not more than
11 one hundred eighty days and not less than one hundred fifty
12 days prior to the expiration of the collective bargaining
13 agreement. If an employee organization is decertified, the
14 board may receive petitions under section 20.14, provided that
15 no such petition and no election conducted pursuant to such
16 petition within one year from decertification shall include as
17 a party the decertified employee organization.

18 7. A collective bargaining agreement with the state, its
19 boards, commissions, departments, and agencies shall be for two
20 years. The provisions of a collective bargaining agreement or
21 arbitrator's award affecting state employees shall not provide
22 for renegotiations which would require the refinancing of
23 salary and fringe benefits for the second year of the term of
24 the agreement, except as provided in section 20.17, subsection

25 6. The effective date of any such agreement shall be July 1 of
26 odd-numbered years, provided that if an exclusive bargaining
27 representative is certified on a date which will prevent the
28 negotiation of a collective bargaining agreement prior to
29 July 1 of odd-numbered years for a period of two years, the
30 certified collective bargaining representative may negotiate
31 a one-year contract with the public employer which shall be
32 effective from July 1 of the even-numbered year to July 1
33 of the succeeding odd-numbered year when new contracts shall
34 become effective.

35 Sec. 22. Section 22.7, subsections 69 and 70, Code 2021, are

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1 amended to read as follows:

2 69. The evidence of public employee support for
3 the certification, ~~retention and recertification~~, or
4 decertification of an employee organization as defined in
5 section 20.3 that is submitted to the public employment
6 relations board as provided in section 20.14 or 20.15.

7 70. Information indicating whether a public employee
8 voted in a certification, ~~retention and recertification~~, or
9 decertification election held pursuant to section 20.15 or
10 how the employee voted on any question on a ballot in such an
11 election.

12 Sec. 23. Section 602.1401, subsection 3, paragraph b, Code
13 2021, is amended to read as follows:

14 b. For purposes of chapter 20, the certified representative,
15 which on July 1, 1983, represents employees who become judicial
16 branch employees as a result of 1983 Iowa Acts, ch. 186, shall
17 remain the certified representative when the employees become
18 judicial branch employees and thereafter, unless the public
19 employee organization is ~~not retained and recertified or is~~
20 decertified in an election held under section 20.15 or amended
21 or absorbed into another certified organization pursuant to
22 chapter 20. Collective bargaining negotiations shall be
23 conducted on a statewide basis and the certified employee
24 organizations which engage in bargaining shall negotiate on a
25 statewide basis, although bargaining units shall be organized
26 by judicial district. The public employment relations board
27 shall adopt rules pursuant to chapter 17A to implement this
28 subsection.

29 Sec. 24. Section 905.4, subsection 2, Code 2021, is amended
30 to read as follows:

31 2. Employ a director having the qualifications required by
32 section 905.6 to head the district department's community-based
33 correctional program and, within a range established by the
34 Iowa department of corrections, fix the compensation of and
35 have control over the director and the district department's

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1 staff. For purposes of collective bargaining under chapter
2 20, employees of the district board who are not exempt from
3 chapter 20 are employees of the state, and the employees of all
4 of the district boards shall be included within one collective
5 bargaining unit. Furthermore, employees of the district board
6 shall be considered state employees for purposes of section
7 8A.415, subsection 2.

8 Sec. 25. DIRECTIVES TO PUBLIC EMPLOYMENT RELATIONS BOARD.

9 1. The public employment relations board shall cancel any
10 elections scheduled or in process pursuant to section 20.15,
11 subsection 2, Code 2021, as of the effective date of this
12 division of this Act.

13 2. Notwithstanding section 20.15, subsection 1, paragraph
14 "c", Code 2021, the public employment relations board
15 shall consider a petition for certification of an employee
16 organization as the exclusive representative of a bargaining
17 unit for which an employee organization was not retained and
18 recertified as the exclusive representative of that bargaining
19 unit regardless of the amount of time that has elapsed since
20 the retention and recertification election at which an employee
21 organization was not retained or recertified.

22 DIVISION VII

23 LAW ENFORCEMENT DATA COLLECTION AND REPORTING

24 Sec. 26. NEW SECTION. **13.12 Law enforcement data collection**
25 **and reporting.**

26 1. Every state and local law enforcement agency shall
27 collect and compile data on each traffic, bicycle, or
28 pedestrian stop conducted by its officers, and shall report the
29 data to the attorney general on or before July 1 of each year,
30 subject to subsection 3. All of the following information
31 shall be collected and compiled for each stop, including but
32 not limited to stops that involve questioning or a driver's
33 license or motor vehicle registration check but that do not
34 result in the issuance of a written citation or warning:

35 a. The time, date, location, and duration of the stop.

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1 b. The reason for the stop.
2 c. Whether the officer performed a driver's license or motor
3 vehicle registration check.
4 d. Whether the officer issued a citation or an oral or
5 written warning.
6 e. The offense for which the individual was warned, cited,
7 or arrested, if applicable.
8 f. The race, ethnicity, sex, and approximate age of the
9 individual, and whether English is the individual's primary
10 language. The identification of these characteristics shall be
11 based primarily on information obtained from the individual's
12 driver's license or nonoperator's identification card and

13 secondarily on the observations and perceptions of the officer
14 performing the stop. The officer shall not be required to
15 inquire about the individual's race or ethnicity, or whether
16 English is the individual's primary language, and shall rely
17 principally on such information encrypted on the individual's
18 driver's license or nonoperator's identification card pursuant
19 to section 321.189 or 321.190. The identifying characteristics
20 of any passenger in the motor vehicle shall also be reported
21 if the stop involved the passenger and the officer performed a
22 search.

23 *g.* Whether the officer asked for consent to search the
24 individual or vehicle and whether the individual consented to
25 the search; whether the officer searched the individual, the
26 vehicle, or any property, and the basis for the search; and
27 whether the officer seized any property, a description of the
28 property seized, and the basis for seizing the property.

29 *h.* Whether the officer used physical force against the
30 individual and whether the individual used physical force
31 against the officer.

32 *i.* Any other information which the officer or law
33 enforcement agency considers appropriate.

34 2. The attorney general shall develop a standardized form to
35 be used by law enforcement agencies in collecting, compiling,

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1 and reporting the information pursuant to subsection 1.

2 3. *a.* Every state law enforcement agency, every local law
3 enforcement agency with jurisdiction over a county, and every
4 local law enforcement agency with jurisdiction over a city with
5 a population of four thousand five hundred or more shall submit
6 its first report to the attorney general on or before July 1,
7 2021.

8 *b.* Every local law enforcement agency with jurisdiction over
9 a city with a population of at least two thousand five hundred
10 but less than four thousand five hundred shall submit its first
11 report to the attorney general on or before July 1, 2022.

12 *c.* Every local law enforcement agency with jurisdiction over
13 a city with a population of less than two thousand five hundred
14 shall submit its first report to the attorney general on or
15 before July 1, 2023.

16 4. *a.* Except as otherwise provided by law, a law
17 enforcement agency shall not grant access to any personal
18 identifying information contained in the data collected by
19 the agency to any person except a federal, state, local, or
20 tribal government employee or agent who requires access to such
21 information in order to collect, compile, and report the data
22 in accordance with this section.

23 *b.* A law enforcement agency may permit a contractor
24 or nongovernmental entity to access personal identifying
25 information contained in the data if the contractor or
26 nongovernmental entity signs an agreement with the agency

27 which prohibits further disclosure of the personal identifying
28 information by the contractor or nongovernmental entity, and
29 if the contractor or nongovernmental entity is required by the
30 agreement to maintain adequate security measures to prevent
31 unauthorized access to the personal identifying information.
32 5. On or before December 15, 2021, and each year thereafter,
33 the attorney general shall publish a report on the attorney
34 general's internet site containing the compiled data and
35 reports received by the attorney general pursuant to this

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1 section for the period ending July 1 of the calendar year in
2 which the report is published. The report shall not contain
3 any unique personal identifying information of any peace
4 officer or other person involved in a particular incident,
5 including but not limited to names and badge numbers.
6 Sec. 27. Section 321.189, subsection 2, paragraph a, Code
7 2021, is amended to read as follows:
8 a. Appearing on the driver's license shall be a
9 distinguishing number assigned to the licensee; the licensee's
10 full name, date of birth, sex, and residence address; a
11 color photograph; a physical description of the licensee;
12 the name of the state; the dates of issuance and expiration;
13 and the usual signature of the licensee. The license shall
14 identify the class of vehicle the licensee may operate and the
15 applicable endorsements and restrictions which the department
16 shall require by rule. The licensee's race and ethnicity, and
17 whether English is the licensee's primary language, shall be
18 encrypted on the back of the license.

19 Sec. 28. Section 321.190, subsection 1, paragraph a, Code
20 2021, is amended to read as follows:
21 a. The department shall, upon application and payment
22 of the required fee, issue to an applicant a nonoperator's
23 identification card. To be valid the card shall bear a
24 distinguishing number other than a social security number
25 assigned to the cardholder, the full name, date of birth,
26 sex, residence address, a physical description and a color
27 photograph of the cardholder, the usual signature of the
28 cardholder, and such other information as the department may
29 require by rule. The card shall also contain the cardholder's
30 race and ethnicity, and whether English is the cardholder's
31 primary language, encrypted on the back of the card. An
32 applicant for a nonoperator's identification card shall
33 apply for the card in the manner provided in section 321.182,
34 subsections 1 through 3. The card shall be issued to the
35 applicant at the time of application pursuant to procedures

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1 established by rule. An applicant for a nonoperator's
2 identification card who is required by 50 U.S.C. app. §451

et seq. to register with the United States selective service system shall be registered by the department with the selective service system as provided in section 321.183.

DIVISION VIII

CRITICAL INCIDENTS

Sec. 29. NEW SECTION. **80J.1 Peace officer-involved shootings and peace officer-involved critical incidents — investigations.**

1. As used in this section:

a. "Division" means the division of criminal investigation of the department of public safety.

b. "Peace officer" means the same as defined in section 97A.1.

c. "Peace officer-involved critical incident" means any of the following in the peace officer's official capacity as a peace officer:

(1) The use of a dangerous weapon by a peace officer against any person that causes serious bodily injury or fatal injury to any person.

(2) The use of a motor vehicle by a peace officer that causes a physical injury to any person, including a fatal injury.

(3) The death of a person who is in law enforcement custody, not including a death that is the result of disease, natural causes, or conditions that had been medically diagnosed prior to the person's death.

d. "Peace officer-involved shooting" means the discharge of a firearm by a peace officer that results in a physical injury, serious bodily injury, or death of a person, including an accidental discharge of a firearm.

e. "Serious bodily injury" means bodily injury which involves a substantial risk of death, unconsciousness, extreme physical pain, protracted and obvious disfigurement, or

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protracted loss or impairment of the function of a bodily member, organ, or mental faculty.

2. A peace officer involved in a peace officer-involved shooting or a peace officer-involved critical incident shall have the right to have legal counsel present, at the peace officer's expense, during any investigation, including an interview, interrogation, meetings, or any criminal administrative proceedings arising out of the incident. The peace officer shall be allowed a reasonable opportunity to obtain legal counsel in advance of any interview, interrogation, or proceeding.

3. The peace officer involved in the incident shall be issued, upon request, at no charge, a certified copy of any video or audio recordings related to the incident to use in the peace officer's defense, including body camera video, radio traffic recordings, and any statements by the peace officer.

17 The records shall be provided at least forty-eight hours prior
18 to an interview, interrogation, or grand jury proceeding. The
19 peace officer or legal counsel for the peace officer shall
20 not release any confidential video or audio recordings to
21 the public without the written consent of the lawful records
22 custodian or a court order authorizing the release.
23 4. The name of the peace officer shall be kept confidential
24 until the peace officer has been interviewed or interrogated
25 as part of the criminal investigation, or until the peace
26 officer declines a voluntary interview. Personal information,
27 including a peace officer's home address, personal contact
28 information, and date of birth shall be kept confidential.
29 5. The law enforcement agency employing a peace officer
30 involved in a peace officer-involved shooting or a peace
31 officer-involved critical incident shall promptly offer
32 confidential peer support and confidential counseling to the
33 peace officer at no charge to the peace officer.

34 DIVISION IX

35 JUSTICE AND COMMUNITY POLICING ADVISORY BOARD

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1 Sec. 30. Section 216A.3, subsection 2, paragraph a, Code
2 2021, is amended to read as follows:
3 a. The voting members shall consist of nine voting members
4 selected by each of the permanent commissions within the
5 department, and two voting members, appointed by the governor.
6 For purposes of this paragraph "a", "*permanent commissions*"
7 means the commission of Latino affairs, commission on the
8 status of women, commission of persons with disabilities,
9 commission on community action agencies, commission of deaf
10 services, justice and community policing advisory board,
11 commission on the status of African Americans, commission of
12 Asian and Pacific Islander affairs, and commission of Native
13 American affairs. The term of office for voting members is
14 four years.
15 Sec. 31. Section 216A.131, subsection 2, Code 2021, is
16 amended to read as follows:
17 2. "*Board*" means the justice and community policing advisory
18 board.
19 Sec. 32. Section 216A.132, subsection 1, Code 2021, is
20 amended by striking the subsection and inserting in lieu
21 thereof the following:
22 1. A justice and community policing advisory board is
23 established consisting of thirty-two members who shall all
24 reside in the state.
25 a. The governor shall appoint thirteen voting members
26 each for a four-year term beginning and ending as provided in
27 section 69.19 and subject to confirmation by the senate as
28 follows:
29 (1) A sheriff who is a member of the Iowa state sheriffs'
30 and deputies' association.

- 31 (2) A chief of police who is a member of the Iowa police
32 chiefs association.
33 (3) A peace officer who is a member of the Iowa peace
34 officers association.
35 (4) A peace officer who is a member of the fraternal order

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- 1 of police.
2 (5) A peace officer who is a member of the Iowa state police
3 association.
4 (6) A representative from the Iowa-Nebraska national
5 association for the advancement of colored people.
6 (7) A representative from the American civil liberties
7 union of Iowa.
8 (8) A representative from the Iowa coalition for collective
9 change.
10 (9) One person who was formerly under juvenile court or
11 correctional supervision.
12 (10) A representative from the office of the state public
13 defender.
14 (11) A representative from the Iowa county attorneys
15 association.
16 (12) Two persons representing the general public who are
17 not employed in any law enforcement, judicial, or corrections
18 capacity, including one person who is older than fifteen years
19 of age but less than twenty-five years of age.
20 b. The following shall serve on the board as ex officio,
21 nonvoting members:
22 (1) The chairperson of the commission on the status of
23 African Americans or its designee.
24 (2) The chairperson of the commission of Latino affairs or
25 its designee.
26 (3) The chairperson of the commission of Asian and Pacific
27 Islander affairs or its designee.
28 (4) The chairperson of the commission of Native American
29 affairs or its designee.
30 (5) The director of the department of human services or its
31 designee.
32 (6) The director of the department of public health or its
33 designee.
34 (7) The commissioner of the department of public safety or
35 its designee.

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- 1 (8) The director of the Iowa law enforcement academy or its
2 designee.
3 (9) The director of the department of corrections or its
4 designee.
5 (10) The chairperson of the board of parole or its designee.
6 (11) The attorney general or its designee.

7 (12) The director of the governor's office of drug control
8 policy or its designee.
9 (13) One member representing the judicial district
10 departments of correctional services designated by a majority
11 of the directors of the judicial district departments of
12 correctional services.
13 (14) The chief justice of the supreme court shall designate
14 the following:
15 (a) One member who is a district judge.
16 (b) One member who is either a district associate judge or
17 associate juvenile judge.
18 (15) The chairperson and ranking member of the senate
19 committee on judiciary shall be ex officio, nonvoting members.
20 In alternating two-year terms, beginning and ending as provided
21 in section 69.16B, the chairperson and ranking member of the
22 house committee on judiciary or of the house committee on
23 public safety shall be ex officio, nonvoting members, with the
24 chairperson and ranking member of the house committee on public
25 safety serving during the term beginning in January 2022.
26 Sec. 33. Section 216A.133, subsection 3, paragraph o, Code
27 2021, is amended by adding the following new subparagraph:
28 NEW SUBPARAGRAPH. (9) Potential disparity in law
29 enforcement activities and the delivery of law enforcement
30 services.
31 Sec. 34. Section 216A.133, subsection 3, Code 2021, is
32 amended by adding the following new paragraphs:
33 NEW PARAGRAPH. s. Studying and making recommendations for
34 eliminating disparity in law enforcement activities and the
35 delivery of law enforcement services.

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1 NEW PARAGRAPH. t. Recommending to the department the
2 adoption of rules pursuant to chapter 17A as it deems necessary
3 for the collection, compilation, and reporting of stop data
4 pursuant to section 80I.4.
5 Sec. 35. Section 216A.135, subsection 2, Code 2021, is
6 amended by adding the following new paragraph:
7 NEW PARAGRAPH. g. An assessment and analysis of the
8 collection, compilation, and reporting of stop data compiled by
9 law enforcement agencies, including an analysis of disparate
10 treatment based on personal demographics across geographic
11 areas of the state, the past and current status of racial
12 profiling across the state, and the impact on law enforcement
13 stop, search, and seizure tactics.>
14 2. Title page, by striking lines 1 through 6 and inserting
15 <An Act relating to public records including confidentiality,
16 access, data collection, the enforcement of public records
17 violations, and uniform commercial code filings; certain
18 employment matters including benefits, workers' compensation,

19 civil actions, and public employment; and law enforcement
20 including critical incidents and racial profiling.>

KONFRST of Polk

H-1337

1 Amend Senate File 356, as passed by the Senate, as follows:
2 1. Page 3, by striking lines 9 through 12.
3 2. Page 3, line 13, by striking <(3)> and inserting <(1)>
4 3. Page 3, line 14, by striking <(4)> and inserting <(2)>
5 4. Page 4, by striking lines 3 and 4 and inserting:
6 <b. Edible or ornamental produce, including but not limited
7 to fruit such as apples, cherries, peaches, pears, berries, and
8 grapes; vegetables such as asparagus, broccoli, and carrots;
9 lentils; tubers; squashes and pumpkins; gourds; and flowers.>

COMMITTEE ON AGRICULTURE

H-1338

1 Amend Senate File 443, as passed by the Senate, as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <Section 1. Section 455E.11, subsection 2, paragraph a,
5 subparagraph (1), subparagraph division (d), Code 2021, is
6 amended to read as follows:
7 (d) ~~Not more than four hundred thousand dollars to~~ To
8 the department for purposes of providing funding assistance
9 to eligible communities to address abandoned buildings by
10 promoting waste abatement, diversion, selective dismantlement
11 of building components, and recycling. Eligible communities
12 include a city with a population of five thousand or fewer,
13 except that eligible communities include a city with a
14 population of seven thousand five hundred or fewer if the
15 amount allocated for purposes of this subparagraph division
16 exceeds four hundred thousand dollars. Eligible costs for
17 program assistance include but are not limited to asbestos
18 and other hazardous material abatement and removal, the
19 recovery processing of recyclable or reusable material through
20 the selective dismantlement of abandoned buildings, and
21 reimbursement for purchased recycled content materials used in
22 the renovation of buildings.>

COMMITTEE ON LOCAL GOVERNMENT

H-1339

1 Amend Senate File 487, as amended, passed, and reprinted by
2 the Senate, as follows:
3 1. Page 2, by striking line 9 and inserting <restrictive
4 method of regulation>

- 5 2. By striking page 2, line 22, through page 7, line 4.
6 3. Page 8, by striking lines 11 through 17.
7 4. Page 8, line 20, by striking <1, 2, and 3> and inserting
8 <1 and 2>
9 5. Page 13, by striking line 32.
10 6. Page 15, by striking lines 1 through 4.
11 7. By striking page 15, line 26, through page 19, line 27.
12 8. By renumbering, redesignating, and correcting internal
13 references as necessary.

COMMITTEE ON STATE GOVERNMENT

H-1340

- 1 Amend House File 698 as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <Section 1. Section 80F.1, subsection 1, Code 2021, is
5 amended by adding the following new paragraph:
6 NEW PARAGRAPH. *g. "Brady list" means a list of officers*
7 *maintained by the county attorney's office, including officers*
8 *who may have impeached themselves as witnesses and officers*
9 *who may have violated the pretrial discovery rule requiring*
10 *officers to turn over all evidence that might be used to*
11 *exonerate a defendant.*
12 Sec. 2. Section 80F.1, Code 2021, is amended by adding the
13 following new subsection:
14 NEW SUBSECTION. 20. *a. An officer shall not be discharged,*
15 *disciplined, or threatened with discharge or discipline by a*
16 *state, county, or municipal law enforcement agency solely due*
17 *to the inclusion of the officer's name on a Brady list.*
18 *b. This subsection does not prohibit a law enforcement*
19 *agency from dismissing, suspending, demoting, or taking other*
20 *disciplinary actions against an officer based on the underlying*
21 *actions that resulted in the officer's name being placed on*
22 *a Brady list including any impeachment evidence against the*
23 *officer or evidence that the officer may not have turned*
24 *over exculpatory evidence to a defendant. If a collective*
25 *bargaining agreement applies, the actions taken by the law*
26 *enforcement agency shall conform to the rules and procedures*
27 *adopted by the collective bargaining agreement.>*
28 2. Title page, by striking lines 1 and 2 and inserting <An
29 Act relating to officer disciplinary actions.>

KLEIN of Washington

H-1341

- 1 Amend Senate File 476, 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 PUBLIC RECORDS — CONFIDENTIALITY — CIVIL ENFORCEMENT

7 Section 1. Section 9E.1, Code 2021, is amended to read as
8 follows:

9 **9E.1 Purpose.**

10 The general assembly finds that individuals attempting to
11 escape from actual or threatened domestic abuse, domestic
12 abuse assault, sexual abuse, assault, stalking, or human
13 trafficking frequently establish new addresses in order to
14 prevent their assailants or probable assailants from finding
15 them. The purpose of this chapter is to enable state and local
16 agencies to respond to requests for data without disclosing
17 the location of a victim of domestic abuse, domestic abuse
18 assault, sexual abuse, assault, stalking, or human trafficking;
19 to enable interagency cooperation with the secretary of state
20 in providing address confidentiality for victims of domestic
21 abuse, domestic abuse assault, sexual abuse, assault, stalking,
22 or human trafficking; and to enable program participants to use
23 an address designated by the secretary of state as a substitute
24 mailing address for the purposes specified in this chapter.
25 In addition, the purpose of this chapter is to prevent such
26 victims from being physically located through a public records
27 search.

28 Sec. 2. Section 9E.2, subsection 6, paragraph a, Code 2021,
29 is amended to read as follows:

30 a. *“Eligible person”* means a person who is ~~all~~ a resident of
31 this state, an adult, a minor, or an incapacitated person as
32 defined in section 633.701, and is one of the following:

33 (1) A resident of this state.

34 (2) ~~An adult, a minor, or an incapacitated person as defined~~
35 ~~in section 633.701.~~

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1 (3) ~~A victim of domestic abuse, domestic abuse assault,~~
2 ~~sexual abuse, assault, stalking, or human trafficking as~~
3 ~~evidenced by the filing of a petition pursuant to section 236.3~~
4 ~~or a criminal complaint or information pursuant to section~~
5 ~~708.1, 708.2A, 708.11, or 710A.2, or any violation contained~~
6 ~~in chapter 709.~~

7 (2) A currently active or retired state or local judicial
8 officer, as defined in section 4.1, a federal judge, or a
9 spouse or child of such a person.

10 (3) A currently active or retired state or local prosecuting
11 attorney, as defined in section 801.4, or a spouse or child of
12 such a person.

13 (4) A currently active or retired peace officer, as defined
14 in section 801.4, civilian employee of a law enforcement
15 agency, or a spouse or child of such a person.

16 Sec. 3. Section 9E.3, subsection 1, paragraph b,
17 subparagraph (1), subparagraph division (a), Code 2021, is
18 amended to read as follows:

19 (a) The eligible person listed on the application is a
20 victim of domestic abuse, domestic abuse assault, sexual abuse,
21 assault, stalking, or human trafficking.
22 Sec. 4. Section 9E.3, subsection 1, paragraph e, Code 2021,
23 is amended to read as follows:
24 e. The residential address of the eligible person,
25 disclosure of which could lead to an increased risk of domestic
26 abuse, domestic abuse assault, sexual abuse, assault, stalking,
27 or human trafficking.
28 Sec. 5. Section 9E.7, Code 2021, is amended by adding the
29 following new subsection:
30 NEW SUBSECTION. 4A. Upon request by a program participant,
31 the assessor or the assessor's staff shall redact the
32 requestor's name contained in electronic documents that
33 are displayed for public access through an internet site.
34 The assessor shall implement and maintain a process to
35 facilitate these requests. A fee shall not be charged for the

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1 administration of this paragraph.
2 Sec. 6. Section 22.10, subsection 3, paragraph b,
3 subparagraph (2), Code 2021, is amended to read as follows:
4 (2) Had good reason to believe and in good faith believed
5 facts which, if true, would have indicated compliance with the
6 requirements of this chapter. It shall constitute such good
7 reason and good faith belief and a court shall not assess any
8 damages, costs, or fees under this subsection if the person
9 incorrectly balanced the right of the public to receive public
10 records against the rights and obligations of the government
11 body to maintain confidential records as provided in section
12 22.7 under any judicially created balancing test, unless the
13 person is unable to articulate any reasonable basis for such
14 balancing.
15 Sec. 7. Section 331.604, subsection 3, Code 2021, is amended
16 by adding the following new paragraph:
17 NEW PARAGRAPH. f. (1) Upon request by a peace officer,
18 as defined in section 801.4, civilian employee of a law
19 enforcement agency, or state or federal judicial officer
20 or state or federal prosecutor, the county assessor or the
21 county assessor's staff, or the county recorder or the county
22 recorder's staff, shall redact the requestor's name contained
23 in electronic documents that are displayed for public access
24 through an internet site.
25 (2) Upon request by a former peace officer, as defined
26 in section 801.4, or a former civilian employee of a law
27 enforcement agency, the county assessor or the county
28 assessor's staff, or the county recorder or the county
29 recorder's staff, may redact, upon the presentation of evidence
30 that a compelling safety interest is served by doing so, the
31 requestor's name contained in electronic documents that are
32 displayed for public access through an internet site.

- 33 (3) This paragraph does not apply to a requestor holding or
34 seeking public office.
35 (4) The county assessor and the county recorder shall

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- 1 implement and maintain a process to facilitate requests
2 pursuant to this paragraph.
3 (5) A fee shall not be charged for the administration of
4 this paragraph.
5 DIVISION II
6 UNIFORM COMMERCIAL CODE — FRAUDULENT FILINGS
7 Sec. 8. Section 554.9510, subsection 1, Code 2021, is
8 amended to read as follows:
9 1. *Filed record effective if authorized.* A filed record
10 is effective only to the extent that it was filed by a person
11 that may file it under section 554.9509 or by the filing office
12 under section 554.9513A.
13 Sec. 9. **NEW SECTION. 554.9513A Termination of wrongfully**
14 **filed financing statement — reinstatement.**
15 1. *Trusted filer.* “Trusted filer” means a person that does
16 any of the following:
17 a. Regularly causes records to be communicated to the
18 filing office for filing and has provided the filing office
19 with current contact information and information sufficient to
20 establish the person’s identity.
21 b. Satisfies either of the following conditions:
22 (1) The filing office has issued the person credentials for
23 access to online filing services.
24 (2) The person has established a prepaid or direct debit
25 account for payment of filing fees, regardless of whether the
26 account is used in a particular transaction.
27 2. *Affidavit of wrongful filing.* A person identified as
28 debtor in a filed financing statement may deliver to the
29 filing office a notarized, sworn affidavit that identifies the
30 financing statement by file number, indicates the affiant’s
31 mailing address, and states that the affiant believes that
32 the filed record identifying the affiant as debtor was not
33 authorized to be filed and was caused to be communicated to the
34 filing office with the intent to harass or defraud the affiant.
35 The filing office may reject an affidavit that is incomplete or

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- 1 that it believes was delivered to it with the intent to harass
2 or defraud the secured party. The office of the secretary
3 of state shall adopt a form of affidavit for use under this
4 section.
5 3. *Termination statement by filing office.* Subject to
6 subsection 11, if an affidavit is delivered to the filing
7 office under subsection 2, the filing office shall promptly
8 file a termination statement with respect to the financing

9 statement identified in the affidavit. The termination
10 statement must identify by its file number the initial
11 financing statement to which it relates and must indicate that
12 it was filed pursuant to this section. A termination statement
13 filed under this subsection is not effective until ninety days
14 after it is filed.

15 4. *No fee charged or refunded.* The filing office shall not
16 charge a fee for the filing of an affidavit under subsection
17 2 or a termination statement under subsection 3. The filing
18 office shall not return any fee paid for filing the financing
19 statement identified in the affidavit, whether or not the
20 financing statement is reinstated under subsection 7.

21 5. *Notice of termination statement.* On the same day that a
22 filing office files a termination statement under subsection
23 3, the filing office shall send to the secured party of record
24 for the financing statement to which the termination statement
25 relates a notice stating that the termination statement
26 has been filed and will become effective ninety days after
27 filing. The notice shall be sent by certified mail, return
28 receipt requested, to the address provided for the secured
29 party of record in the financing statement with a copy sent by
30 electronic mail to the electronic mail address provided by the
31 secured party of record, if any.

32 6. *Administrative review — action for reinstatement.* A
33 secured party that believes in good faith that the filed record
34 identified in an affidavit delivered to the filing office under
35 subsection 2 was authorized to be filed and was not caused to

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1 be communicated to the filing office with the intent to harass
2 or defraud the affiant may:

3 a. Before the termination statement takes effect, request
4 that the filing office conduct an expedited review of the
5 filed record and any documentation provided by the secured
6 party. The filing office may as a result of this review remove
7 from the record the termination statement filed by it under
8 subsection 3 before the termination statement takes effect and
9 conduct an administrative review under subsection 11.

10 b. File an action against the filing office seeking
11 reinstatement of the financing statement to which the filed
12 record relates at any time before the expiration of six months
13 after the date on which the termination statement filed under
14 subsection 3 becomes effective. If the affiant is not named as
15 a defendant in the action, the secured party shall send a copy
16 of the petition to the affiant at the address indicated in the
17 affidavit. The exclusive venue for the action shall be in the
18 district court for the county where the filing office in which
19 the financing statement was filed is located. The action shall
20 be considered by the court on an expedited basis.

21 7. *Filing office to file notice of action for*
22 *reinstatement.* Within ten days after being served with process

23 in an action under subsection 6, the filing office shall file
24 a notice indicating that the action has been commenced. The
25 notice must indicate the file number of the initial financing
26 statement to which the notice relates.
27 8. *Action for reinstatement successful.* If, in an action
28 under subsection 6, the court determines that the financing
29 statement was authorized to be filed and was not caused to be
30 communicated to the filing office with the intent to harass or
31 defraud the affiant, the court shall order that the financing
32 statement be reinstated. If an order of reinstatement is
33 issued by the court, the filing office shall promptly file a
34 record that identifies by its file number the initial financing
35 statement to which the record relates and indicates that the

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1 financing statement has been reinstated.
2 9. *Effect of reinstatement.* Upon the filing of a record
3 reinstating a financing statement under subsection 8, the
4 effectiveness of the financing statement is reinstated and the
5 financing statement shall be considered never to have been
6 terminated under this section except as against a purchaser of
7 the collateral that gives value in reasonable reliance upon
8 the termination. A continuation statement filed as provided
9 in section 554.9515, subsection 4, after the effective date of
10 a termination statement filed under subsection 3 or 11 becomes
11 effective if the financing statement is reinstated.
12 10. *Liability for wrongful filing.* If, in an action under
13 subsection 6, the court determines that the filed record
14 identified in an affidavit delivered to the filing office under
15 subsection 2 was caused to be communicated to the filing office
16 with the intent to harass or defraud the affiant, the filing
17 office and the affiant may recover from the secured party that
18 filed the action the costs and expenses, including reasonable
19 attorney fees and the reasonable allocated costs of internal
20 counsel, that the filing office and the affiant incurred in the
21 action. This recovery is in addition to any recovery to which
22 the affiant is entitled under section 554.9625.
23 11. *Procedure for record filed by trusted filer.* If an
24 affidavit delivered to a filing office under subsection 2
25 relates to a filed record communicated to the filing office by
26 a trusted filer, the filing office shall promptly send to the
27 secured party of record a notice stating that the affidavit has
28 been delivered to the filing office and that the filing office
29 is conducting an administrative review to determine whether the
30 record was caused to be communicated with the intent to harass
31 or defraud the affiant. The notice shall be sent by certified
32 mail, return receipt requested, to the address provided for
33 the secured party in the financing statement with a copy sent
34 by electronic mail to the electronic mail address provided
35 by the secured party of record, if any, and a copy shall be

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1 sent in the same manner to the affiant. The administrative
2 review shall be conducted on an expedited basis and the filing
3 office may require the affiant and the secured party of record
4 to provide any additional information that the filing office
5 deems appropriate. If the filing office concludes that the
6 record was caused to be communicated with the intent to harass
7 or defraud the affiant, the filing office shall promptly file a
8 termination statement under subsection 2 that will be effective
9 immediately and send to the secured party of record the notice
10 required by subsection 5. The secured party may thereafter
11 file an action for reinstatement under subsection 6 and the
12 provisions of subsections 7 through 10 are applicable.

13 **Sec. 10. NEW SECTION. 714.29 Records filed with intent to**
14 **harass or defraud.**

15 1. A person shall not cause to be communicated to the filing
16 office as defined in section 554.9102 for filing a record if
17 all of the following are true:

18 *a.* The person is not authorized to file the record under
19 section 554.9509.

20 *b.* The record is not related to an existing or anticipated
21 transaction that is or will be governed by chapter 554, article
22 9.

23 *c.* The record is filed with the intent to harass or defraud
24 the person identified as debtor in the record.

25 2. A person that violates subsection 1 is guilty of a simple
26 misdemeanor for a first offense and a serious misdemeanor for a
27 second or subsequent offense.

28 **DIVISION III**

29 **ACCRUED SICK LEAVE — RETIRED PUBLIC SAFETY EMPLOYEES**

30 **Sec. 11. NEW SECTION. 70A.23A Credit for accrued sick leave**
31 **— retired public safety employees.**

32 A public safety employee, as defined in section 20.3,
33 subsection 11, who retires and has applied for retirement
34 benefits under an eligible retirement system, shall receive
35 credit for all accumulated, unused sick leave which shall be

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1 converted at current value and credited to an account for the
2 public safety employee for the purpose of paying the public
3 safety employee's cost of the monthly premiums for continuance
4 of the public safety employee's health insurance plan. Upon
5 the death of a retired public safety employee, the surviving
6 spouse or dependents shall be entitled to the value of the
7 accumulated unused sick leave for the purpose of paying the
8 cost of monthly premiums for continuation of a public safety
9 employee's health insurance policy for the public safety
10 employee's surviving spouse or dependents.

11 **DIVISION IV**

12 **WORKERS' COMPENSATION — ACTIONS AND OFFSETS**

13 Sec. 12. Section 97A.6, subsection 11, Code 2021, is amended
14 to read as follows:

15 11. *Pensions offset by compensation benefits.*

16 a. Any amounts which may be paid or payable by the state
17 under the provisions of any workers' compensation or similar
18 law to a member or to the dependents of a member on account of
19 any disability or death, shall be offset against and payable
20 in lieu of any benefits payable out of the retirement fund
21 provided by the state under the provisions of this chapter on
22 account of the same disability or death. In case the present
23 value of the total commuted benefits under said workers'
24 compensation or similar law is less than the present value
25 of the benefits otherwise payable from the retirement fund
26 provided by the state under this chapter, then the present
27 value of the commuted payments shall be deducted from the
28 pension payable and such benefits as may be provided by the
29 system so reduced shall be payable under the provisions of this
30 chapter.

31 b. Notwithstanding paragraph "a", any workers' compensation
32 benefits received by a member for past medical expenses or
33 future medical expenses shall not be offset against and not
34 considered payable in lieu of any retirement allowance payable
35 pursuant to this section on account of the same disability.

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1 c. Notwithstanding paragraph "a", any workers' compensation
2 benefits received by a member for reimbursement of vacation
3 time used, sick time used, or for any unpaid time off from work
4 shall not be offset against and not considered payable in lieu
5 of any retirement allowance payable pursuant to this section on
6 account of the same disability.

7 Sec. 13. Section 97B.50A, subsection 5, Code 2021, is
8 amended to read as follows:

9 5. *Offset to allowance.*

10 a. Notwithstanding any provisions to the contrary in state
11 law, or any applicable contract or policy, any amounts which
12 may be paid or payable by the employer under any workers'
13 compensation, unemployment compensation, employer-paid
14 disability plan, program, or policy, or other law to a member,
15 and any disability payments the member receives pursuant to
16 the federal Social Security Act, 42 U.S.C. §423 et seq.,
17 shall be offset against and payable in lieu of any retirement
18 allowance payable pursuant to this section on account of the
19 same disability.

20 b. Notwithstanding paragraph "a", any workers' compensation
21 benefits received by a member for past medical expenses or
22 future medical expenses shall not be offset against and not
23 considered payable in lieu of any retirement allowance payable
24 pursuant to this section on account of the same disability.

25 c. Notwithstanding paragraph "a", any workers' compensation
26 benefits received by a member for reimbursement of vacation

27 time used, sick time used, or for any unpaid time off from work
28 shall not be offset against and not considered payable in lieu
29 of any retirement allowance payable pursuant to this section on
30 account of the same disability.

31 DIVISION V

32 CIVIL SERVICE COMMISSION EXAMINATIONS

33 Sec. 14. Section 400.8, subsection 2, Code 2021, is amended
34 to read as follows:

35 2. The commission shall establish the guidelines for

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1 conducting the examinations under subsection 1 of this section.
2 ~~It may prepare and administer the examinations or may~~ The
3 commission shall hire persons with expertise to ~~do so if the~~
4 ~~commission approves the examinations~~ prepare and administer
5 the examinations approved by the commission. It may also
6 hire persons with expertise to consult in the preparation of
7 such examinations if the persons so hired are employed to aid
8 personnel of the commission in assuring that a fair examination
9 is conducted. A fair examination shall explore the competence
10 of the applicant in the particular field of examination.

11 Sec. 15. Section 400.9, subsection 2, Code 2021, is amended
12 to read as follows:

13 2. The commission shall establish guidelines for conducting
14 the examinations under subsection 1. ~~It may prepare and~~
15 ~~administer the examinations or may~~ The commission shall hire
16 persons with expertise to ~~do so if the commission approves~~
17 ~~the examinations and if the examinations apply to~~ prepare and
18 administer the examinations approved by the commission for
19 the position in the city for which the applicant is taking
20 the examination. It may also hire persons with expertise to
21 consult in the preparation of such examinations if the persons
22 so hired are employed to aid personnel of the commission
23 in assuring that a fair examination is conducted. A fair
24 examination shall explore the competence of the applicant in
25 the particular field of examination. The names of persons
26 approved to administer any examination under this section shall
27 be posted in the city hall at least twenty-four hours prior to
28 the examination.

29 DIVISION VI

30 LAW ENFORCEMENT — ELUDING LAW ENFORCEMENT — CARRYING FIREARMS

31 Sec. 16. Section 321.279, Code 2021, is amended to read as
32 follows:

33 **321.279 Eluding or attempting to elude pursuing law**
34 **enforcement vehicle.**

35 1. *a.* The driver of a motor vehicle commits a serious

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1 misdemeanor if the driver willfully fails to bring the motor
2 vehicle to a stop or otherwise eludes or attempts to elude a

3 marked ~~or unmarked~~ official law enforcement vehicle driven by a
4 ~~uniformed~~ peace officer after being given a visual and audible
5 signal to stop. The signal given by the peace officer shall
6 be by flashing red light, or by flashing red and blue lights,
7 and siren. For purposes of this section, “peace officer” means
8 those officers designated under section 801.4, subsection 11,
9 paragraphs “a”, “b”, “c”, “f”, “g”, and “h”.
10 b. The driver of a motor vehicle who commits a second or
11 subsequent violation under this subsection is, upon conviction,
12 guilty of an aggravated misdemeanor.
13 2. a. The driver of a motor vehicle commits an aggravated
14 misdemeanor if the driver willfully fails to bring the motor
15 vehicle to a stop or otherwise eludes or attempts to elude a
16 marked ~~or unmarked~~ official law enforcement vehicle that is
17 driven by a ~~uniformed~~ peace officer after being given a visual
18 and audible signal as provided in this section and in doing so
19 exceeds the speed limit by twenty-five miles per hour or more.
20 b. The driver of a motor vehicle who commits a violation
21 under this subsection and who has previously committed a
22 violation under this subsection or subsection 3 is, upon
23 conviction, guilty of a class “D” felony.
24 3. a. The driver of a motor vehicle commits a class “D”
25 felony if the driver willfully fails to bring the motor vehicle
26 to a stop or otherwise eludes or attempts to elude a marked ~~or~~
27 ~~unmarked~~ official law enforcement vehicle that is driven by a
28 ~~uniformed~~ peace officer after being given a visual and audible
29 signal as provided in this section, and in doing so exceeds the
30 speed limit by twenty-five miles per hour or more, and if any
31 of the following occurs:
32 (1) The driver is participating in a public offense, as
33 defined in section 702.13, that is a felony.
34 (2) The driver is in violation of section 321J.2.
35 (3) The driver is in violation of section 124.401.

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1 (4) The offense results in bodily injury to a person other
2 than the driver.
3 b. The driver of a motor vehicle who commits a second or
4 subsequent violation under this subsection is, upon conviction,
5 guilty of a class “C” felony.
6 Sec. 17. NEW SECTION. **724.4D Authority to carry firearm**
7 **— peace officers.**
8 A peace officer shall not be prohibited from carrying a
9 firearm while engaged in the performance of official duties.
10 DIVISION VII
11 ASSAULTS INVOLVING LASERS
12 Sec. 18. Section 708.1, subsection 2, Code 2021, is amended
13 by adding the following new paragraph:
14 NEW PARAGRAPH. d. (1) Intentionally points a laser
15 emitting a visible light beam at another person with the intent
16 to cause pain or injury to another. For purposes of this

17 paragraph, “*laser*” means a device that emits a visible light
18 beam amplified by the stimulated emission of radiation and any
19 light which simulates the appearance of a laser.

20 (2) This paragraph does not apply to any of the following:

21 (a) A law enforcement officer who uses a laser in
22 discharging or attempting to discharge the officer’s official
23 duties.

24 (b) A health care professional who uses a laser in providing
25 services within the scope of practice of that professional or
26 any other person who is licensed or authorized by law to use a
27 laser or who uses a laser in the performance of the person’s
28 official duties.

29 (c) A person who uses a laser to play laser tag, paintball,
30 and other similar games using light-emitting diode technology.

31 DIVISION VIII

32 ASSAULT — HARASSMENT — CRIMINAL MISCHIEF — DISORDERLY
33 CONDUCT

34 Sec. 19. Section 321.366, subsection 1, Code 2021, is
35 amended by adding the following new paragraph:

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1 NEW PARAGRAPH. *g.* Operate a bicycle, skateboard, or other
2 pedestrian conveyance or be a pedestrian anywhere on a fully
3 controlled-access facility. For purposes of this paragraph,
4 “*pedestrian conveyance*” means any human-powered device by which
5 a pedestrian may move other than by walking or by which a
6 walking person may move another pedestrian, including but not
7 limited to strollers and wheelchairs.

8 Sec. 20. Section 708.3A, subsections 1, 2, 3, and 4, Code
9 2021, are amended to read as follows:

10 1. A person who commits an assault, as defined in section
11 708.1, against a peace officer, jailer, correctional staff,
12 member or employee of the board of parole, health care
13 provider, employee of the department of human services,
14 employee of the department of revenue, civilian employee of a
15 law enforcement agency, civilian employee of a fire department,
16 or fire fighter, whether paid or volunteer, with the knowledge
17 that the person against whom the assault is committed is a
18 peace officer, jailer, correctional staff, member or employee
19 of the board of parole, health care provider, employee of
20 the department of human services, employee of the department
21 of revenue, civilian employee of a law enforcement agency,
22 civilian employee of a fire department, or fire fighter and
23 with the intent to inflict a serious injury upon the peace
24 officer, jailer, correctional staff, member or employee of
25 the board of parole, health care provider, employee of the
26 department of human services, employee of the department
27 of revenue, civilian employee of a law enforcement agency,
28 civilian employee of a fire department, or fire fighter, is
29 guilty of a class “D” felony.

30 2. A person who commits an assault, as defined in section

31 708.1, against a peace officer, jailer, correctional staff,
32 member or employee of the board of parole, health care
33 provider, employee of the department of human services,
34 employee of the department of revenue, civilian employee of a
35 law enforcement agency, civilian employee of a fire department,

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1 or fire fighter, whether paid or volunteer, who knows that
2 the person against whom the assault is committed is a peace
3 officer, jailer, correctional staff, member or employee of
4 the board of parole, health care provider, employee of the
5 department of human services, employee of the department
6 of revenue, civilian employee of a law enforcement agency,
7 civilian employee of a fire department, or fire fighter and
8 who uses or displays a dangerous weapon in connection with the
9 assault, is guilty of a class "D" felony.

10 3. A person who commits an assault, as defined in section
11 708.1, against a peace officer, jailer, correctional staff,
12 member or employee of the board of parole, health care
13 provider, employee of the department of human services,
14 employee of the department of revenue, civilian employee of a
15 law enforcement agency, civilian employee of a fire department,
16 or fire fighter, whether paid or volunteer, who knows that
17 the person against whom the assault is committed is a peace
18 officer, jailer, correctional staff, member or employee of
19 the board of parole, health care provider, employee of the
20 department of human services, employee of the department
21 of revenue, civilian employee of a law enforcement agency,
22 civilian employee of a fire department, or fire fighter, and
23 who causes bodily injury or mental illness, is guilty of an
24 aggravated misdemeanor.

25 4. Any other assault, as defined in section 708.1, committed
26 against a peace officer, jailer, correctional staff, member
27 or employee of the board of parole, health care provider,
28 employee of the department of human services, employee of the
29 department of revenue, civilian employee of a law enforcement
30 agency, civilian employee of a fire department, or fire
31 fighter, whether paid or volunteer, by a person who knows
32 that the person against whom the assault is committed is a
33 peace officer, jailer, correctional staff, member or employee
34 of the board of parole, health care provider, employee of
35 the department of human services, employee of the department

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1 of revenue, civilian employee of a law enforcement agency,
2 civilian employee of a fire department, or fire fighter, is a
3 serious misdemeanor.

4 Sec. 21. Section 708.7, subsection 2, paragraph a, Code
5 2021, is amended by adding the following new subparagraph:
6 NEW SUBPARAGRAPH. (4) Harassment that occurs against

7 another person who is lawfully in a place of public
8 accommodation as defined in section 216.2.

9 Sec. 22. Section 716.4, subsection 1, Code 2021, is amended
10 to read as follows:

11 1. Criminal mischief is criminal mischief in the second
12 degree if the any of the following apply:

13 a. The cost of replacing, repairing, or restoring the
14 property that is damaged, defaced, altered, or destroyed
15 exceeds one thousand five hundred dollars but does not exceed
16 ten thousand dollars.

17 b. The acts damaged, defaced, altered, or destroyed any
18 publicly owned property, including a monument or statue. In
19 addition to any sentence imposed for a violation of this
20 paragraph, the court shall include an order of restitution
21 for any property damage or loss incurred as a result of the
22 offense.

23 Sec. 23. Section 723.4, Code 2021, is amended by striking
24 the section and inserting in lieu thereof the following:

25 **723.4 Disorderly conduct.**

26 1. A person commits a simple misdemeanor when the person
27 does any of the following:

28 *a.* Engages in fighting or violent behavior in any public
29 place or in or near any lawful assembly of persons, provided,
30 that participants in athletic contests may engage in such
31 conduct which is reasonably related to that sport.

32 *b.* Makes loud and raucous noise in the vicinity of any
33 residence or public building which intentionally or recklessly
34 causes unreasonable distress to the occupants thereof.

35 *c.* Directs abusive epithets or makes any threatening gesture

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1 which the person knows or reasonably should know is likely to
2 provoke a violent reaction by another.

3 *d.* Without lawful authority or color of authority, the
4 person disturbs any lawful assembly or meeting of persons by
5 conduct intended to disrupt the meeting or assembly.

6 *e.* By words or action, initiates or circulates a report or
7 warning of fire, epidemic, or other catastrophe, knowing such
8 report to be false or such warning to be baseless.

9 *f.* (1) Knowingly and publicly uses the flag of the United
10 States in such a manner as to show disrespect for the flag as
11 a symbol of the United States, with the intent or reasonable
12 expectation that such use will provoke or encourage another to
13 commit trespass or assault.

14 (2) As used in this paragraph:

15 (a) *"Deface"* means to intentionally mar the external
16 appearance.

17 (b) *"Defile"* means to intentionally make physically unclean.

18 (c) *"Flag"* means a piece of woven cloth or other material
19 designed to be flown from a pole or mast.

20 (d) *"Mutilate"* means to intentionally cut up or alter so as

21 to make imperfect.
22 (e) “*Show disrespect*” means to deface, defile, mutilate, or
23 trample.
24 (f) “*Trample*” means to intentionally tread upon or
25 intentionally cause a machine, vehicle, or animal to tread
26 upon.
27 (3) This paragraph does not apply to a flag retirement
28 ceremony conducted pursuant to federal law.
29 2. A person commits a serious misdemeanor when the person,
30 without lawful authority or color of authority, obstructs any
31 street, sidewalk, highway, or other public way, with the intent
32 to prevent or hinder its lawful use by others.
33 3. A person commits an aggravated misdemeanor when the
34 person commits disorderly conduct as described in subsection 2
35 and does any of the following:

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1 a. Obstructs or attempts to obstruct a fully
2 controlled-access facility on a highway, street, or road in
3 which the speed restriction is controlled by section 321.285,
4 subsection 3, or section 321.285, subsection 5.
5 b. Commits property damage.
6 c. Is present during an unlawful assembly as defined in
7 section 723.2.
8 4. A person commits a class “D” felony when the person
9 commits disorderly conduct as described in subsection 2 and
10 does any of the following:
11 a. Is present during a riot as defined in section 723.1.
12 b. Causes bodily injury.
13 5. A person commits a class “C” felony when the person
14 commits disorderly conduct as described in subsection 2 and the
15 person causes serious bodily injury or death.

16 DIVISION IX

17 ENFORCEMENT OF LAWS

18 Sec. 24. NEW SECTION. **27B.1 Definitions.**

19 1. “*Local entity*” means the governing body of a city or
20 county. “*Local entity*” includes an officer or employee of a
21 local entity or a division, department, or other body that is
22 part of a local entity, including but not limited to a sheriff,
23 police department, city attorney, or county attorney.
24 2. “*Policy*” includes a rule, procedure, regulation, order,
25 ordinance, motion, resolution, or amendment, whether formal and
26 written or informal and unwritten.

27 Sec. 25. NEW SECTION. **27B.2 Restriction on enforcement of**
28 **state, local, and municipal law prohibited.**

29 A local entity or law enforcement department shall not
30 adopt or enforce a policy or take any other action under which
31 the local entity or law enforcement department prohibits or
32 discourages the enforcement of state, local, or municipal laws.

33 Sec. 26. NEW SECTION. **27B.3 Discrimination prohibited.**

34 A local entity or a person employed by or otherwise under the

35 direction or control of a local entity shall not consider race,

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1 skin color, language spoken, or national origin while enforcing
2 state, local, and municipal laws except to the extent permitted
3 by the Constitution of the United States or the Constitution of
4 the State of Iowa.
5 Sec. 27. NEW SECTION. **27B.4 Complaints — notification —**
6 **civil action.**
7 1. Any person may file a complaint with the attorney general
8 alleging that a local entity has violated or is violating
9 this chapter if the person offers evidence to support such an
10 allegation. The person shall include with the complaint any
11 evidence the person has in support of the complaint.
12 2. A local entity for which the attorney general has
13 received a complaint pursuant to this section shall comply
14 with any document requests, including a request for supporting
15 documents, from the attorney general relating to the complaint.
16 3. A complaint filed pursuant to subsection 1 shall not be
17 valid unless the attorney general determines that a violation
18 of this chapter by a local entity was intentional.
19 4. If the attorney general determines that a complaint filed
20 pursuant to this section against a local entity is valid, the
21 attorney general, not later than ten days after the date of
22 such a determination, shall provide written notification to the
23 local entity by certified mail, with return receipt requested,
24 stating all of the following:
25 a. A complaint pursuant to this section has been filed and
26 the grounds for the complaint.
27 b. The attorney general has determined that the complaint is
28 valid.
29 c. The attorney general is authorized to file a civil
30 action in district court pursuant to subsection 6 to enjoin a
31 violation of this chapter no later than forty days after the
32 date on which the notification is received if the local entity
33 does not come into compliance with the requirements of this
34 chapter.
35 d. The local entity and any entity that is under the

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1 jurisdiction of the local entity will be denied state funds
2 pursuant to section 27B.5 for the state fiscal year following
3 the year in which a final judicial determination in a civil
4 action brought under this section is made.
5 5. No later than thirty days after the date on which a local
6 entity receives written notification under subsection 4, the
7 local entity shall provide the attorney general with all of the
8 following:
9 a. Copies of all of the local entity's written policies
10 relating to the complaint.

11 b. A description of all actions the local entity has taken
12 or will take to correct any violations of this chapter.
13 c. If applicable, any evidence that would refute the
14 allegations made in the complaint.
15 6. No later than forty days after the date on which the
16 notification pursuant to subsection 4 is received, the attorney
17 general shall file a civil action in district court to enjoin
18 any ongoing violation of this chapter by a local entity.
19 Sec. 28. NEW SECTION. 27B.5 Denial of state funds.
20 1. Notwithstanding any other provision of law to the
21 contrary, a local entity, including any entity under the
22 jurisdiction of the local entity, shall be ineligible to
23 receive any state funds if the local entity intentionally
24 violates this chapter.
25 2. State funds shall be denied to a local entity pursuant
26 to subsection 1 by all state agencies for each state fiscal
27 year that begins after the date on which a final judicial
28 determination that the local entity has intentionally violated
29 this chapter is made in a civil action brought pursuant to
30 section 27B.4, subsection 6. State funds shall continue
31 to be denied until eligibility to receive state funds is
32 reinstated under section 27B.6. However, any state funds for
33 the provision of wearable body protective gear used for law
34 enforcement purposes shall not be denied under this section.
35 3. The department of management shall adopt rules pursuant

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1 to chapter 17A to implement this section and section 27B.6
2 uniformly across state agencies from which state funds are
3 distributed to local entities.
4 Sec. 29. NEW SECTION. 27B.6 Reinstatement of eligibility
5 to receive state funds.
6 1. Except as provided by subsection 5, no earlier than
7 ninety days after the date of a final judicial determination
8 that a local entity has intentionally violated the provisions
9 of this chapter, the local entity may petition the district
10 court that heard the civil action brought pursuant to section
11 27B.4, subsection 6, to seek a declaratory judgment that the
12 local entity is in full compliance with this chapter.
13 2. A local entity that petitions the court as described by
14 subsection 1 shall comply with any document requests, including
15 a request for supporting documents, from the attorney general
16 relating to the action.
17 3. If the court issues a declaratory judgment declaring that
18 the local entity is in full compliance with this chapter, the
19 local entity's eligibility to receive state funds is reinstated
20 beginning on the first day of the month following the date on
21 which the declaratory judgment is issued.
22 4. A local entity shall not petition the court as described
23 in subsection 1 more than twice in one twelve-month period.
24 5. A local entity may petition the court as described in

25 subsection 1 before the date provided in subsection 1 if the
26 person who was the director or other chief officer of the
27 local entity at the time of the violation of this chapter is
28 subsequently removed from or otherwise leaves office.
29 6. A party shall not be entitled to recover any attorney
30 fees in a civil action described by subsection 1.
31 Sec. 30. NEW SECTION. 27B.7 Attorney general database.
32 The attorney general shall develop and maintain a searchable
33 database listing each local entity for which a final judicial
34 determination described in section 27B.5, subsection 2, has
35 been made. The attorney general shall post the database on the

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1 attorney general's internet site.
2 DIVISION X
3 QUALIFIED IMMUNITY
4 Sec. 31. NEW SECTION. 669.14A Qualified immunity.
5 1. Notwithstanding any other provision of law, an employee
6 of the state subject to a claim brought under this chapter
7 shall not be liable for monetary damages if any of the
8 following apply:
9 a. The right, privilege, or immunity secured by law was not
10 clearly established at the time of the alleged deprivation,
11 or at the time of the alleged deprivation the state of the
12 law was not sufficiently clear that every reasonable employee
13 would have understood that the conduct alleged constituted a
14 violation of law.
15 b. A court of competent jurisdiction has issued a final
16 decision on the merits holding, without reversal, vacatur, or
17 preemption, that the specific conduct alleged to be unlawful
18 was consistent with the law.
19 2. The state or a state agency shall not be liable for
20 any claim brought under this chapter where the employee
21 was determined to be protected by qualified immunity under
22 subsection 1.
23 3. A plaintiff who brings a claim under this chapter
24 alleging a violation of the law must state with particularity
25 the circumstances constituting the violation and that the law
26 was clearly established at the time of the alleged violation.
27 Failure to plead a plausible violation or failure to plead that
28 the law was clearly established at the time of the alleged
29 violation shall result in dismissal with prejudice.
30 4. Any decision by the district court denying qualified
31 immunity shall be immediately appealable.
32 5. This section shall apply in addition to any other
33 statutory or common law immunity.
34 Sec. 32. NEW SECTION. 669.26 Money damages — nonwaiver
35 of rights.

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1 This chapter shall not be construed to be a waiver of
2 sovereign immunity for a claim for money damages under the
3 Constitution of the State of Iowa.

4 Sec. 33. NEW SECTION. **670.4A Qualified immunity.**

5 1. Notwithstanding any other provision of law, an employee
6 or officer subject to a claim brought under this chapter shall
7 not be liable for monetary damages if any of the following
8 apply:

9 a. The right, privilege, or immunity secured by law was not
10 clearly established at the time of the alleged deprivation,
11 or at the time of the alleged deprivation the state of the
12 law was not sufficiently clear that every reasonable employee
13 would have understood that the conduct alleged constituted a
14 violation of law.

15 b. A court of competent jurisdiction has issued a final
16 decision on the merits holding, without reversal, vacatur, or
17 preemption, that the specific conduct alleged to be unlawful
18 was consistent with the law.

19 2. A municipality shall not be liable for any claim brought
20 under this chapter where the employee or officer was determined
21 to be protected by qualified immunity under subsection 1.

22 3. A plaintiff who brings a claim under this chapter
23 alleging a violation of the law must state with particularity
24 the circumstances constituting the violation and that the law
25 was clearly established at the time of the alleged violation.
26 Failure to plead a plausible violation or failure to plead that
27 the law was clearly established at the time of the alleged
28 violation shall result in dismissal with prejudice.

29 4. Any decision by the district court denying qualified
30 immunity shall be immediately appealable.

31 5. This section shall apply in addition to any other
32 statutory or common law immunity.

33 Sec. 34. NEW SECTION. **670.14 Money damages — nonwaiver**
34 **of rights.**

35 This chapter shall not be construed to be a waiver of

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1 sovereign immunity for a claim for money damages under the
2 Constitution of the State of Iowa.

3 Sec. 35. **EFFECTIVE DATE.** This division of this Act, being
4 deemed of immediate importance, takes effect upon enactment.

5 **DIVISION XI**

6 **PUBLIC DISORDER**

7 Sec. 36. Section 723.1, Code 2021, is amended to read as
8 follows:

9 **723.1 Riot.**

10 A riot is three or more persons assembled together in a
11 violent and disturbing manner, ~~to the disturbance of others,~~
12 and with any use of unlawful force or violence by them or any

13 of them against another person, or causing property damage.
14 A person who willingly joins in or remains a part of a riot,
15 knowing or having reasonable grounds to believe that it is
16 such, commits ~~an aggravated misdemeanor~~ a class "D" felony.

17 Sec. 37. Section 723.2, Code 2021, is amended to read as
18 follows:

19 **723.2 Unlawful assembly.**

20 An unlawful assembly is three or more persons assembled
21 together, with them or any of them acting in a violent manner,
22 and with intent that they or any of them will commit a public
23 offense. A person who willingly joins in or remains a part
24 of an unlawful assembly, or who joined a lawful assembly but
25 willingly remains after the assembly becomes unlawful, knowing
26 or having reasonable grounds to believe that it is such,
27 commits a ~~simple~~ an aggravated misdemeanor.

28 DIVISION XII

29 PEACE OFFICER, PUBLIC SAFETY, AND EMERGENCY PERSONNEL BILL OF
30 RIGHTS

31 Sec. 38. Section 80F.1, subsection 1, paragraph a, Code
32 2021, is amended to read as follows:

33 *a. "Complaint"* means a formal written allegation signed
34 by the complainant or a signed written statement by an
35 officer receiving an oral complaint stating the complainant's

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1 allegation.

2 Sec. 39. Section 80F.1, subsections 3, 5, 8, 9, 13, and 18,
3 Code 2021, are amended to read as follows:

4 3. A formal administrative investigation of an officer
5 shall be commenced and completed in a reasonable period of time
6 ~~and an~~ An officer shall be immediately notified in writing
7 of the results of the investigation when the investigation is
8 completed.

9 5. An officer who is the subject of a complaint, shall at a
10 minimum, be provided a written summary of the complaint prior
11 to an interview. If a collective bargaining agreement applies,
12 the complaint or written summary shall be provided pursuant
13 to the procedures established under the collective bargaining
14 agreement. If the complaint alleges domestic abuse, sexual
15 abuse, workplace harassment, or sexual harassment, an officer
16 shall not receive more than a written summary of the complaint.

17 8. a. The officer shall have the right to have the
18 assistance of legal counsel present, at the officer's expense,
19 during the interview of the officer and during hearings or
20 other disciplinary or administrative proceedings relating
21 to the complaint. In addition, the officer shall have the
22 right, at the officer's expense, to have a union representative
23 present during the interview or, if not a member of a union,
24 the officer shall have the right to have a designee present.

25 b. The officer's legal counsel, union representative, or
26 employee representative shall not be compelled to disclose in

27 any judicial proceeding, nor be subject to any investigation
28 or punitive action for refusing to disclose, any information
29 received from an officer under investigation or from an
30 agent of the officer, so long as the officer or agent of the
31 officer is an uninvolved party and not considered a witness
32 to any incident. The officer's legal counsel may coordinate
33 and communicate in confidence with the officer's designated
34 union representative or employee representative, and such
35 communications are not subject to discovery in any proceeding.

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1 9. If a formal administrative investigation results in
2 the removal, discharge, or suspension, or other disciplinary
3 action against an officer, copies of any witness statements
4 and the complete investigative agency's report shall be timely
5 provided to the officer upon the request of the officer or the
6 officer's legal counsel upon request at the completion of the
7 investigation.
8 13. An officer shall have the right to ~~pursue civil remedies~~
9 ~~under the law~~ bring a cause of action against a ~~citizen any~~
10 ~~person, group of persons, organization, or corporation for~~
11 damages arising from the filing of a false complaint against
12 the officer or any other violation of this chapter including
13 but not limited to actual damages, court costs, and reasonable
14 attorney fees.
15 18. A municipality, county, or state agency employing
16 an officer shall not publicly release the officer's official
17 photograph without the written permission of the officer or
18 without a request to release pursuant to chapter 22. An
19 officer's personal information including but not limited to the
20 officer's home address, personal telephone number, personal
21 electronic mail address, date of birth, social security number,
22 and driver's license number shall be confidential and shall be
23 redacted from any record prior to the record's release to the
24 public by the employing agency. Nothing in this subsection
25 prohibits the release of an officer's photograph or unredacted
26 personal information to the officer's legal counsel, union
27 representative, or designated employee representative upon the
28 officer's request.
29 Sec. 40. Section 80F.1, Code 2021, is amended by adding the
30 following new subsections:
31 NEW SUBSECTION. 20. The employing agency shall keep
32 an officer's statement, recordings, or transcripts of any
33 interviews or disciplinary proceedings, and any complaints
34 made against an officer confidential unless otherwise provided
35 by law or with the officer's written consent. Nothing in

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1 this section prohibits the release of an officer's statement,
2 recordings, or transcripts of any interviews or disciplinary

proceedings, and any complaints made against an officer to the officer or the officer's legal counsel upon the officer's request.

NEW SUBSECTION. 21. An agency employing full-time or part-time officers shall provide training to any officer or supervisor who performs or supervises an investigation under this section, and shall maintain documentation of any training related to this section. The Iowa law enforcement academy shall adopt minimum training standards not inconsistent with this subsection, including training standards concerning interviewing an officer subject to a complaint.

NEW SUBSECTION. 22. Upon written request, the employing agency shall provide to the requesting officer or the officer's legal counsel a copy of the officer's personnel file and training records regardless of whether the officer is subject to a formal administrative investigation at the time of the request.

DIVISION XIII

CIVIL LIABILITY FOR CERTAIN VEHICLE OPERATORS

Sec. 41. **NEW SECTION. 321.366A Immunity from civil liability for certain vehicle operators.**

1. The driver of a vehicle who is exercising due care and who injures another person who is participating in a protest, demonstration, riot, or unlawful assembly or who is engaging in disorderly conduct and is blocking traffic in a public street or highway shall be immune from civil liability for the injury caused by the driver of the vehicle.

2. The driver of a vehicle who injures another person who is participating in a protest, demonstration, riot, or unlawful assembly or who is engaging in disorderly conduct and is blocking traffic in a public street or highway shall not be immune from civil liability if the actions leading to the injury caused by the driver of a vehicle constitute reckless

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or willful misconduct.

3. Subsection 1 shall not apply if the injured person participating in a protest or demonstration was doing so with a valid permit allowing persons to protest or demonstrate on the public street or highway where the injury occurred.

DIVISION XIV

WINDOW TINTING

Sec. 42. Section 321.438, subsection 2, Code 2021, is amended to read as follows:

2. A person shall not operate on the highway a motor vehicle equipped with a front windshield, a side window to the immediate right or left of the driver, or a ~~side-wing~~ sidewindow forward of and to the left or right of the driver which is excessively dark or reflective so that it is difficult for a person outside the motor vehicle to see into the motor vehicle through the windshield, window, or sidewindow.

17 a. The department shall adopt rules establishing a minimum
18 measurable standard of transparency which shall apply to
19 violations of this subsection.

20 b. This subsection does not apply to a person who operates
21 a motor vehicle owned or leased by a federal, state, or local
22 law enforcement agency if the operation is part of the person's
23 official duties.

24 DIVISION XV

25 SHERIFF SALARIES

26 Sec. 43. Section 331.907, subsection 1, Code 2021, is
27 amended to read as follows:

28 1. The annual compensation of the auditor, treasurer,
29 recorder, sheriff, county attorney, and supervisors shall
30 be determined as provided in this section. The county
31 compensation board annually shall review the compensation
32 paid to comparable officers in other counties of this
33 state, other states, private enterprise, and the federal
34 government. In setting the salary of the county sheriff,
35 the county compensation board shall ~~consider setting~~ set the

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1 sheriff's salary so that it is comparable to salaries paid
2 to professional law enforcement administrators and command
3 officers of the state patrol, the division of criminal
4 investigation of the department of public safety, and city
5 police agencies in this state chiefs employed by cities of
6 similar population to the population of the county. The county
7 compensation board shall prepare a compensation schedule for
8 the elective county officers for the succeeding fiscal year. A
9 recommended compensation schedule requires a majority vote of
10 the membership of the county compensation board.>

11 2. Title page, by striking lines 1 through 6 and inserting
12 <An Act relating to public records including confidentiality,
13 access, and enforcement of public violations; uniform
14 commercial code filings; certain employment matters including
15 benefits, workers' compensation, civil service examinations,
16 and sheriff salaries; qualified immunity; law enforcement
17 including officer rights, eluding law enforcement, and
18 the carrying of firearms; assaults involving lasers; the
19 enforcement of laws; public disorder, assault, harassment,
20 criminal mischief, unlawful obstruction of certain highways,
21 and disorderly conduct; civil liability for certain vehicle
22 operators; and window tinting; and providing penalties and
23 including effective date provisions.>

KLEIN of Washington

H-1342

1 Amend Senate File 342, as passed by the Senate, as follows:

2 1. By striking everything after the enacting clause and

3 inserting:

4 <DIVISION I

5 PUBLIC RECORDS — CONFIDENTIALITY — CIVIL ENFORCEMENT

6 Section 1. Section 9E.1, Code 2021, is amended to read as
7 follows:

8 **9E.1 Purpose.**

9 The general assembly finds that individuals attempting to
10 escape from actual or threatened domestic abuse, domestic
11 abuse assault, sexual abuse, assault, stalking, or human
12 trafficking frequently establish new addresses in order to
13 prevent their assailants or probable assailants from finding
14 them. The purpose of this chapter is to enable state and local
15 agencies to respond to requests for data without disclosing
16 the location of a victim of domestic abuse, domestic abuse
17 assault, sexual abuse, assault, stalking, or human trafficking;
18 to enable interagency cooperation with the secretary of state
19 in providing address confidentiality for victims of domestic
20 abuse, domestic abuse assault, sexual abuse, assault, stalking,
21 or human trafficking; and to enable program participants to use
22 an address designated by the secretary of state as a substitute
23 mailing address for the purposes specified in this chapter.
24 In addition, the purpose of this chapter is to prevent such
25 victims from being physically located through a public records
26 search.

27 Sec. 2. Section 9E.2, subsection 6, paragraph a, Code 2021,
28 is amended to read as follows:

29 a. *“Eligible person”* means a person who is all a resident of
30 this state, an adult, a minor, or an incapacitated person as
31 defined in section 633.701, and is one of the following:

32 (1) ~~A resident of this state.~~

33 ~~(2) An adult, a minor, or an incapacitated person as defined~~
34 ~~in section 633.701.~~

35 ~~(3)~~ (3) A victim of domestic abuse, domestic abuse assault,

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1 sexual abuse, assault, stalking, or human trafficking as
2 evidenced by the filing of a petition pursuant to section 236.3
3 or a criminal complaint or information pursuant to section
4 708.1, 708.2A, 708.11, or 710A.2, or any violation contained
5 in chapter 709.

6 (2) A currently active or retired state or local judicial
7 officer, as defined in section 4.1, a federal judge, or a
8 spouse or child of such a person.

9 (3) A currently active or retired state or local prosecuting
10 attorney, as defined in section 801.4, or a spouse or child of
11 such a person.

12 (4) A currently active or retired peace officer, as defined
13 in section 801.4, civilian employee of a law enforcement
14 agency, or a spouse or child of such a person.

15 Sec. 3. Section 9E.3, subsection 1, paragraph b,
16 subparagraph (1), subparagraph division (a), Code 2021, is

17 amended to read as follows:

18 (a) The eligible person listed on the application is a
19 victim of domestic abuse, domestic abuse assault, sexual abuse,
20 assault, stalking, or human trafficking.

21 Sec. 4. Section 9E.3, subsection 1, paragraph e, Code 2021,
22 is amended to read as follows:

23 e. The residential address of the eligible person,
24 disclosure of which could lead to an increased risk of domestic
25 abuse, domestic abuse assault, sexual abuse, assault, stalking,
26 or human trafficking.

27 Sec. 5. Section 9E.7, Code 2021, is amended by adding the
28 following new subsection:

29 NEW SUBSECTION. 4A. Upon request by a program participant,
30 the assessor or the assessor's staff shall redact the
31 requestor's name contained in electronic documents that
32 are displayed for public access through an internet site.
33 The assessor shall implement and maintain a process to
34 facilitate these requests. A fee shall not be charged for the
35 administration of this paragraph.

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1 Sec. 6. Section 22.10, subsection 3, paragraph b,
2 subparagraph (2), Code 2021, is amended to read as follows:
3 (2) Had good reason to believe and in good faith believed
4 facts which, if true, would have indicated compliance with the
5 requirements of this chapter. It shall constitute such good
6 reason and good faith belief and a court shall not assess any
7 damages, costs, or fees under this subsection if the person
8 incorrectly balanced the right of the public to receive public
9 records against the rights and obligations of the government
10 body to maintain confidential records as provided in section
11 22.7 under any judicially created balancing test, unless the
12 person is unable to articulate any reasonable basis for such
13 balancing.

14 Sec. 7. Section 331.604, subsection 3, Code 2021, is amended
15 by adding the following new paragraph:

16 NEW PARAGRAPH. f. (1) Upon request by a peace officer,
17 as defined in section 801.4, civilian employee of a law
18 enforcement agency, or state or federal judicial officer
19 or state or federal prosecutor, the county assessor or the
20 county assessor's staff, or the county recorder or the county
21 recorder's staff, shall redact the requestor's name contained
22 in electronic documents that are displayed for public access
23 through an internet site.

24 (2) Upon request by a former peace officer, as defined
25 in section 801.4, or a former civilian employee of a law
26 enforcement agency, the county assessor or the county
27 assessor's staff, or the county recorder or the county
28 recorder's staff, may redact, upon the presentation of evidence
29 that a compelling safety interest is served by doing so, the
30 requestor's name contained in electronic documents that are

31 displayed for public access through an internet site.
32 (3) This paragraph does not apply to a requestor holding or
33 seeking public office.
34 (4) The county assessor and the county recorder shall
35 implement and maintain a process to facilitate requests

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1 pursuant to this paragraph.
2 (5) A fee shall not be charged for the administration of
3 this paragraph.
4 DIVISION II
5 UNIFORM COMMERCIAL CODE — FRAUDULENT FILINGS
6 Sec. 8. Section 554.9510, subsection 1, Code 2021, is
7 amended to read as follows:
8 1. *Filed record effective if authorized.* A filed record
9 is effective only to the extent that it was filed by a person
10 that may file it under section 554.9509 or by the filing office
11 under section 554.9513A.
12 Sec. 9. **NEW SECTION. 554.9513A Termination of wrongfully**
13 **filed financing statement — reinstatement.**
14 1. *Trusted filer.* “*Trusted filer*” means a person that does
15 any of the following:
16 a. Regularly causes records to be communicated to the
17 filing office for filing and has provided the filing office
18 with current contact information and information sufficient to
19 establish the person’s identity.
20 b. Satisfies either of the following conditions:
21 (1) The filing office has issued the person credentials for
22 access to online filing services.
23 (2) The person has established a prepaid or direct debit
24 account for payment of filing fees, regardless of whether the
25 account is used in a particular transaction.
26 2. *Affidavit of wrongful filing.* A person identified as
27 debtor in a filed financing statement may deliver to the
28 filing office a notarized, sworn affidavit that identifies the
29 financing statement by file number, indicates the affiant’s
30 mailing address, and states that the affiant believes that
31 the filed record identifying the affiant as debtor was not
32 authorized to be filed and was caused to be communicated to the
33 filing office with the intent to harass or defraud the affiant.
34 The filing office may reject an affidavit that is incomplete or
35 that it believes was delivered to it with the intent to harass

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1 or defraud the secured party. The office of the secretary
2 of state shall adopt a form of affidavit for use under this
3 section.
4 3. *Termination statement by filing office.* Subject to
5 subsection 11, if an affidavit is delivered to the filing
6 office under subsection 2, the filing office shall promptly

7 file a termination statement with respect to the financing
8 statement identified in the affidavit. The termination
9 statement must identify by its file number the initial
10 financing statement to which it relates and must indicate that
11 it was filed pursuant to this section. A termination statement
12 filed under this subsection is not effective until ninety days
13 after it is filed.

14 4. *No fee charged or refunded.* The filing office shall not
15 charge a fee for the filing of an affidavit under subsection
16 2 or a termination statement under subsection 3. The filing
17 office shall not return any fee paid for filing the financing
18 statement identified in the affidavit, whether or not the
19 financing statement is reinstated under subsection 7.

20 5. *Notice of termination statement.* On the same day that a
21 filing office files a termination statement under subsection
22 3, the filing office shall send to the secured party of record
23 for the financing statement to which the termination statement
24 relates a notice stating that the termination statement
25 has been filed and will become effective ninety days after
26 filing. The notice shall be sent by certified mail, return
27 receipt requested, to the address provided for the secured
28 party of record in the financing statement with a copy sent by
29 electronic mail to the electronic mail address provided by the
30 secured party of record, if any.

31 6. *Administrative review — action for reinstatement.* A
32 secured party that believes in good faith that the filed record
33 identified in an affidavit delivered to the filing office under
34 subsection 2 was authorized to be filed and was not caused to
35 be communicated to the filing office with the intent to harass

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1 or defraud the affiant may:

2 a. Before the termination statement takes effect, request
3 that the filing office conduct an expedited review of the
4 filed record and any documentation provided by the secured
5 party. The filing office may as a result of this review remove
6 from the record the termination statement filed by it under
7 subsection 3 before the termination statement takes effect and
8 conduct an administrative review under subsection 11.

9 b. File an action against the filing office seeking
10 reinstatement of the financing statement to which the filed
11 record relates at any time before the expiration of six months
12 after the date on which the termination statement filed under
13 subsection 3 becomes effective. If the affiant is not named as
14 a defendant in the action, the secured party shall send a copy
15 of the petition to the affiant at the address indicated in the
16 affidavit. The exclusive venue for the action shall be in the
17 district court for the county where the filing office in which
18 the financing statement was filed is located. The action shall
19 be considered by the court on an expedited basis.

20 7. *Filing office to file notice of action for*

21 *reinstatement.* Within ten days after being served with process
22 in an action under subsection 6, the filing office shall file
23 a notice indicating that the action has been commenced. The
24 notice must indicate the file number of the initial financing
25 statement to which the notice relates.
26 8. *Action for reinstatement successful.* If, in an action
27 under subsection 6, the court determines that the financing
28 statement was authorized to be filed and was not caused to be
29 communicated to the filing office with the intent to harass or
30 defraud the affiant, the court shall order that the financing
31 statement be reinstated. If an order of reinstatement is
32 issued by the court, the filing office shall promptly file a
33 record that identifies by its file number the initial financing
34 statement to which the record relates and indicates that the
financing statement has been reinstated.

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1 9. *Effect of reinstatement.* Upon the filing of a record
2 reinstating a financing statement under subsection 8, the
3 effectiveness of the financing statement is reinstated and the
4 financing statement shall be considered never to have been
5 terminated under this section except as against a purchaser of
6 the collateral that gives value in reasonable reliance upon
7 the termination. A continuation statement filed as provided
8 in section 554.9515, subsection 4, after the effective date of
9 a termination statement filed under subsection 3 or 11 becomes
10 effective if the financing statement is reinstated.
11 10. *Liability for wrongful filing.* If, in an action under
12 subsection 6, the court determines that the filed record
13 identified in an affidavit delivered to the filing office under
14 subsection 2 was caused to be communicated to the filing office
15 with the intent to harass or defraud the affiant, the filing
16 office and the affiant may recover from the secured party that
17 filed the action the costs and expenses, including reasonable
18 attorney fees and the reasonable allocated costs of internal
19 counsel, that the filing office and the affiant incurred in the
20 action. This recovery is in addition to any recovery to which
21 the affiant is entitled under section 554.9625.
22 11. *Procedure for record filed by trusted filer.* If an
23 affidavit delivered to a filing office under subsection 2
24 relates to a filed record communicated to the filing office by
25 a trusted filer, the filing office shall promptly send to the
26 secured party of record a notice stating that the affidavit has
27 been delivered to the filing office and that the filing office
28 is conducting an administrative review to determine whether the
29 record was caused to be communicated with the intent to harass
30 or defraud the affiant. The notice shall be sent by certified
31 mail, return receipt requested, to the address provided for
32 the secured party in the financing statement with a copy sent
33 by electronic mail to the electronic mail address provided
34 by the secured party of record, if any, and a copy shall be

35 sent in the same manner to the affiant. The administrative

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1 review shall be conducted on an expedited basis and the filing
2 office may require the affiant and the secured party of record
3 to provide any additional information that the filing office
4 deems appropriate. If the filing office concludes that the
5 record was caused to be communicated with the intent to harass
6 or defraud the affiant, the filing office shall promptly file a
7 termination statement under subsection 2 that will be effective
8 immediately and send to the secured party of record the notice
9 required by subsection 5. The secured party may thereafter
10 file an action for reinstatement under subsection 6 and the
11 provisions of subsections 7 through 10 are applicable.

12 Sec. 10. NEW SECTION. **714.29 Records filed with intent to**
13 **harass or defraud.**

14 1. A person shall not cause to be communicated to the filing
15 office as defined in section 554.9102 for filing a record if
16 all of the following are true:

17 a. The person is not authorized to file the record under
18 section 554.9509.

19 b. The record is not related to an existing or anticipated
20 transaction that is or will be governed by chapter 554, article
21 9.

22 c. The record is filed with the intent to harass or defraud
23 the person identified as debtor in the record.

24 2. A person that violates subsection 1 is guilty of a simple
25 misdemeanor for a first offense and a serious misdemeanor for a
26 second or subsequent offense.

27 DIVISION III

28 ACCRUED SICK LEAVE — RETIRED PUBLIC SAFETY EMPLOYEES

29 Sec. 11. NEW SECTION. **70A.23A Credit for accrued sick leave**
30 **— retired public safety employees.**

31 A public safety employee, as defined in section 20.3,
32 subsection 11, who retires and has applied for retirement
33 benefits under an eligible retirement system, shall receive
34 credit for all accumulated, unused sick leave which shall be
35 converted at current value and credited to an account for the

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1 public safety employee for the purpose of paying the public
2 safety employee's cost of the monthly premiums for continuance
3 of the public safety employee's health insurance plan. Upon
4 the death of a retired public safety employee, the surviving
5 spouse or dependents shall be entitled to the value of the
6 accumulated unused sick leave for the purpose of paying the
7 cost of monthly premiums for continuation of a public safety
8 employee's health insurance policy for the public safety
9 employee's surviving spouse or dependents. This section
10 shall not apply to a public safety employee covered under a

11 collective bargaining agreement which provides for an employer
12 paid retirement health savings plan.

13 DIVISION IV

14 WORKERS' COMPENSATION — ACTIONS AND OFFSETS

15 Sec. 12. Section 97A.6, subsection 11, Code 2021, is amended
16 to read as follows:

17 11. *Pensions offset by compensation benefits.*

18 a. Any amounts which may be paid or payable by the state
19 under the provisions of any workers' compensation or similar
20 law to a member or to the dependents of a member on account of
21 any disability or death, shall be offset against and payable
22 in lieu of any benefits payable out of the retirement fund
23 provided by the state under the provisions of this chapter on
24 account of the same disability or death. In case the present
25 value of the total commuted benefits under said workers'
26 compensation or similar law is less than the present value
27 of the benefits otherwise payable from the retirement fund
28 provided by the state under this chapter, then the present
29 value of the commuted payments shall be deducted from the
30 pension payable and such benefits as may be provided by the
31 system so reduced shall be payable under the provisions of this
32 chapter.

33 b. Notwithstanding paragraph "a", any workers' compensation
34 benefits received by a member for past medical expenses or
35 future medical expenses shall not be offset against and not

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1 considered payable in lieu of any retirement allowance payable
2 pursuant to this section on account of the same disability.
3 c. Notwithstanding paragraph "a", any workers' compensation
4 benefits received by a member for reimbursement of vacation
5 time used, sick time used, or for any unpaid time off from work
6 shall not be offset against and not considered payable in lieu
7 of any retirement allowance payable pursuant to this section on
8 account of the same disability.

9 Sec. 13. Section 97B.50A, subsection 5, Code 2021, is
10 amended to read as follows:

11 5. *Offset to allowance.*

12 a. Notwithstanding any provisions to the contrary in state
13 law, or any applicable contract or policy, any amounts which
14 may be paid or payable by the employer under any workers'
15 compensation, unemployment compensation, employer-paid
16 disability plan, program, or policy, or other law to a member,
17 and any disability payments the member receives pursuant to
18 the federal Social Security Act, 42 U.S.C. §423 et seq.,
19 shall be offset against and payable in lieu of any retirement
20 allowance payable pursuant to this section on account of the
21 same disability.

22 b. Notwithstanding paragraph "a", any workers' compensation
23 benefits received by a member for past medical expenses or
24 future medical expenses shall not be offset against and not

25 considered payable in lieu of any retirement allowance payable
26 pursuant to this section on account of the same disability.
27 c. Notwithstanding paragraph “a”, any workers’ compensation
28 benefits received by a member for reimbursement of vacation
29 time used, sick time used, or for any unpaid time off from work
30 shall not be offset against and not considered payable in lieu
31 of any retirement allowance payable pursuant to this section on
32 account of the same disability.

33 DIVISION V

34 CIVIL SERVICE COMMISSION EXAMINATIONS

35 Sec. 14. Section 400.8, subsection 2, Code 2021, is amended

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1 to read as follows:
2 2. The commission shall establish the guidelines for
3 conducting the examinations under subsection 1 of this section.
4 ~~It may prepare and administer the examinations or may~~ The
5 commission shall hire persons with expertise to ~~do so if the~~ commission approves the examinations prepare and administer
6 the examinations approved by the commission. It may also
7 hire persons with expertise to consult in the preparation of
8 such examinations if the persons so hired are employed to aid
9 personnel of the commission in assuring that a fair examination
10 is conducted. A fair examination shall explore the competence
11 of the applicant in the particular field of examination.

12 Sec. 15. Section 400.9, subsection 2, Code 2021, is amended
13 to read as follows:

14 2. The commission shall establish guidelines for conducting
15 the examinations under subsection 1. ~~It may prepare and~~
16 ~~administer the examinations or may~~ The commission shall hire
17 persons with expertise to ~~do so if the commission approves~~
18 ~~the examinations and if the examinations apply to~~ prepare and
19 administer the examinations approved by the commission for
20 the position in the city for which the applicant is taking
21 the examination. It may also hire persons with expertise to
22 consult in the preparation of such examinations if the persons
23 so hired are employed to aid personnel of the commission
24 in assuring that a fair examination is conducted. A fair
25 examination shall explore the competence of the applicant in
26 the particular field of examination. The names of persons
27 approved to administer any examination under this section shall
28 be posted in the city hall at least twenty-four hours prior to
29 the examination.

30 DIVISION VI

31 LAW ENFORCEMENT— ELUDING LAW ENFORCEMENT— CARRYING FIREARMS

32 Sec. 16. Section 321.279, Code 2021, is amended to read as
33 follows:

34 **321.279 Eluding or attempting to elude pursuing law**

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1 **enforcement vehicle.**

2 1. *a.* The driver of a motor vehicle commits a serious
3 misdemeanor if the driver willfully fails to bring the motor
4 vehicle to a stop or otherwise eludes or attempts to elude a
5 marked or unmarked official law enforcement vehicle driven by a
6 ~~uniformed~~ peace officer after being given a visual and audible
7 signal to stop. The signal given by the peace officer shall
8 be by flashing red light, or by flashing red and blue lights,
9 and siren. For purposes of this section, “*peace officer*” means
10 those officers designated under section 801.4, subsection 11,
11 paragraphs “*a*”, “*b*”, “*c*”, “*f*”, “*g*”, and “*h*”.

12 *b.* The driver of a motor vehicle who commits a second or
13 subsequent violation under this subsection is, upon conviction,
14 guilty of an aggravated misdemeanor.

15 2. *a.* The driver of a motor vehicle commits an aggravated
16 misdemeanor if the driver willfully fails to bring the motor
17 vehicle to a stop or otherwise eludes or attempts to elude a
18 marked or unmarked official law enforcement vehicle that is
19 driven by a ~~uniformed~~ peace officer after being given a visual
20 and audible signal as provided in this section and in doing so
21 exceeds the speed limit by twenty-five miles per hour or more.

22 *b.* The driver of a motor vehicle who commits a violation
23 under this subsection and who has previously committed a
24 violation under this subsection or subsection 3 is, upon
25 conviction, guilty of a class “D” felony.

26 3. *a.* The driver of a motor vehicle commits a class “D”
27 felony if the driver willfully fails to bring the motor vehicle
28 to a stop or otherwise eludes or attempts to elude a marked or
29 ~~unmarked~~ official law enforcement vehicle that is driven by a
30 ~~uniformed~~ peace officer after being given a visual and audible
31 signal as provided in this section, and in doing so exceeds the
32 speed limit by twenty-five miles per hour or more, and if any
33 of the following occurs:

34 (1) The driver is participating in a public offense, as
35 defined in section 702.13, that is a felony.

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1 (2) The driver is in violation of section 321J.2.

2 (3) The driver is in violation of section 124.401.

3 (4) The offense results in bodily injury to a person other
4 than the driver.

5 *b.* The driver of a motor vehicle who commits a second or
6 subsequent violation under this subsection is, upon conviction,
7 guilty of a class “C” felony.

8 **Sec. 17. NEW SECTION. 724.4D Authority to carry firearm**
9 **— peace officers.**

10 A peace officer shall not be prohibited from carrying a
11 firearm while engaged in the performance of official duties.

12 **DIVISION VII**

ASSAULTS INVOLVING LASERS

Sec. 18. Section 708.1, subsection 2, Code 2021, is amended by adding the following new paragraph:

NEW PARAGRAPH. d. (1) Intentionally points a laser emitting a visible light beam at another person with the intent to cause pain or injury to another. For purposes of this paragraph, “*laser*” means a device that emits a visible light beam amplified by the stimulated emission of radiation and any light which simulates the appearance of a laser.

(2) This paragraph does not apply to any of the following:

(a) A law enforcement officer who uses a laser in discharging or attempting to discharge the officer’s official duties.

(b) A health care professional who uses a laser in providing services within the scope of practice of that professional or any other person who is licensed or authorized by law to use a laser or who uses a laser in the performance of the person’s official duties.

(c) A person who uses a laser to play laser tag, paintball, and other similar games using light-emitting diode technology.

DIVISION VIII

ASSAULT — HARASSMENT — CRIMINAL MISCHIEF — DISORDERLY CONDUCT

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Sec. 19. Section 321.366, subsection 1, Code 2021, is amended by adding the following new paragraph:

NEW PARAGRAPH. g. Operate a bicycle, skateboard, or other pedestrian conveyance or be a pedestrian anywhere on a fully controlled-access facility. For purposes of this paragraph, “*pedestrian conveyance*” means any human-powered device by which a pedestrian may move other than by walking or by which a walking person may move another pedestrian, including but not limited to strollers and wheelchairs.

Sec. 20. Section 708.3A, subsections 1, 2, 3, and 4, Code 2021, are amended to read as follows:

1. A person who commits an assault, as defined in section 708.1, against a peace officer, jailer, correctional staff, member or employee of the board of parole, health care provider, employee of the department of human services, employee of the department of revenue, civilian employee of a law enforcement agency, civilian employee of a fire department, or fire fighter, whether paid or volunteer, with the knowledge that the person against whom the assault is committed is a peace officer, jailer, correctional staff, member or employee of the board of parole, health care provider, employee of the department of human services, employee of the department of revenue, civilian employee of a law enforcement agency, civilian employee of a fire department, or fire fighter and with the intent to inflict a serious injury upon the peace officer, jailer, correctional staff, member or employee of

27 the board of parole, health care provider, employee of the
28 department of human services, employee of the department
29 of revenue, civilian employee of a law enforcement agency,
30 civilian employee of a fire department, or fire fighter, is
31 guilty of a class "D" felony.
32 2. A person who commits an assault, as defined in section
33 708.1, against a peace officer, jailer, correctional staff,
34 member or employee of the board of parole, health care
35 provider, employee of the department of human services,

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1 employee of the department of revenue, civilian employee of a
2 law enforcement agency, civilian employee of a fire department,
3 or fire fighter, whether paid or volunteer, who knows that
4 the person against whom the assault is committed is a peace
5 officer, jailer, correctional staff, member or employee of
6 the board of parole, health care provider, employee of the
7 department of human services, employee of the department
8 of revenue, civilian employee of a law enforcement agency,
9 civilian employee of a fire department, or fire fighter and
10 who uses or displays a dangerous weapon in connection with the
11 assault, is guilty of a class "D" felony.
12 3. A person who commits an assault, as defined in section
13 708.1, against a peace officer, jailer, correctional staff,
14 member or employee of the board of parole, health care
15 provider, employee of the department of human services,
16 employee of the department of revenue, civilian employee of a
17 law enforcement agency, civilian employee of a fire department,
18 or fire fighter, whether paid or volunteer, who knows that
19 the person against whom the assault is committed is a peace
20 officer, jailer, correctional staff, member or employee of
21 the board of parole, health care provider, employee of the
22 department of human services, employee of the department
23 of revenue, civilian employee of a law enforcement agency,
24 civilian employee of a fire department, or fire fighter, and
25 who causes bodily injury or mental illness, is guilty of an
26 aggravated misdemeanor.
27 4. Any other assault, as defined in section 708.1, committed
28 against a peace officer, jailer, correctional staff, member
29 or employee of the board of parole, health care provider,
30 employee of the department of human services, employee of the
31 department of revenue, civilian employee of a law enforcement
32 agency, civilian employee of a fire department, or fire
33 fighter, whether paid or volunteer, by a person who knows
34 that the person against whom the assault is committed is a
35 peace officer, jailer, correctional staff, member or employee

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1 of the board of parole, health care provider, employee of
2 the department of human services, employee of the department

3 of revenue, civilian employee of a law enforcement agency,
4 civilian employee of a fire department, or fire fighter, is a
5 serious misdemeanor.

6 Sec. 21. Section 708.7, subsection 2, paragraph a, Code
7 2021, is amended by adding the following new subparagraph:
8 NEW SUBPARAGRAPH. (4) Harassment that occurs against
9 another person who is lawfully in a place of public
10 accommodation as defined in section 216.2.

11 Sec. 22. Section 716.4, subsection 1, Code 2021, is amended
12 to read as follows:

13 1. Criminal mischief is criminal mischief in the second
14 degree if ~~the~~ any of the following apply:

15 a. The cost of replacing, repairing, or restoring the
16 property that is damaged, defaced, altered, or destroyed
17 exceeds one thousand five hundred dollars but does not exceed
18 ten thousand dollars.

19 b. The acts damaged, defaced, altered, or destroyed any
20 publicly owned property, including a monument or statue. In
21 addition to any sentence imposed for a violation of this
22 paragraph, the court shall include an order of restitution
23 for any property damage or loss incurred as a result of the
24 offense.

25 Sec. 23. Section 723.4, Code 2021, is amended by striking
26 the section and inserting in lieu thereof the following:

27 **723.4 Disorderly conduct.**

28 1. A person commits a simple misdemeanor when the person
29 does any of the following:

30 a. Engages in fighting or violent behavior in any public
31 place or in or near any lawful assembly of persons, provided,
32 that participants in athletic contests may engage in such
33 conduct which is reasonably related to that sport.

34 b. Makes loud and raucous noise in the vicinity of any
35 residence or public building which intentionally or recklessly

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1 causes unreasonable distress to the occupants thereof.
2 c. Directs abusive epithets or makes any threatening gesture
3 which the person knows or reasonably should know is likely to
4 provoke a violent reaction by another.

5 d. Without lawful authority or color of authority, the
6 person disturbs any lawful assembly or meeting of persons by
7 conduct intended to disrupt the meeting or assembly.

8 e. By words or action, initiates or circulates a report or
9 warning of fire, epidemic, or other catastrophe, knowing such
10 report to be false or such warning to be baseless.

11 f. (1) Knowingly and publicly uses the flag of the United
12 States in such a manner as to show disrespect for the flag as
13 a symbol of the United States, with the intent or reasonable
14 expectation that such use will provoke or encourage another to
15 commit trespass or assault.

16 (2) As used in this paragraph:

- 17 (a) “*Deface*” means to intentionally mar the external
18 appearance.
19 (b) “*Defile*” means to intentionally make physically unclean.
20 (c) “*Flag*” means a piece of woven cloth or other material
21 designed to be flown from a pole or mast.
22 (d) “*Mutilate*” means to intentionally cut up or alter so as
23 to make imperfect.
24 (e) “*Show disrespect*” means to deface, defile, mutilate, or
25 trample.
26 (f) “*Trample*” means to intentionally tread upon or
27 intentionally cause a machine, vehicle, or animal to tread
28 upon.
29 (3) This paragraph does not apply to a flag retirement
30 ceremony conducted pursuant to federal law.
31 2. A person commits a serious misdemeanor when the person,
32 without lawful authority or color of authority, obstructs any
33 street, sidewalk, highway, or other public way, with the intent
34 to prevent or hinder its lawful use by others.
35 3. A person commits an aggravated misdemeanor when the

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- 1 person commits disorderly conduct as described in subsection 2
2 and does any of the following:
3 a. Obstructs or attempts to obstruct a fully
4 controlled-access facility on a highway, street, or road in
5 which the speed restriction is controlled by section 321.285,
6 subsection 3, or section 321.285, subsection 5.
7 b. Commits property damage.
8 c. Is present during an unlawful assembly as defined in
9 section 723.2.
10 4. A person commits a class “D” felony when the person
11 commits disorderly conduct as described in subsection 2 and
12 does any of the following:
13 a. Is present during a riot as defined in section 723.1.
14 b. Causes bodily injury.
15 5. A person commits a class “C” felony when the person
16 commits disorderly conduct as described in subsection 2 and the
17 person causes serious bodily injury or death.

18 DIVISION IX

19 ENFORCEMENT OF LAWS

- 20 Sec. 24. NEW SECTION. **27B.1 Definitions.**
21 1. “*Local entity*” means the governing body of a city or
22 county. “*Local entity*” includes an officer or employee of a
23 local entity or a division, department, or other body that is
24 part of a local entity, including but not limited to a sheriff,
25 police department, city attorney, or county attorney.
26 2. “*Policy*” includes a rule, procedure, regulation, order,
27 ordinance, motion, resolution, or amendment, whether formal and
28 written or informal and unwritten.
29 Sec. 25. NEW SECTION. **27B.2 Restriction on enforcement of**
30 **state, local, and municipal law prohibited.**

31 A local entity or law enforcement department shall not
32 adopt or enforce a policy or take any other action under which
33 the local entity or law enforcement department prohibits or
34 discourages the enforcement of state, local, or municipal laws.
35 Sec. 26. NEW SECTION. **27B.3 Discrimination prohibited.**

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1 A local entity or a person employed by or otherwise under the
2 direction or control of a local entity shall not consider race,
3 skin color, language spoken, or national origin while enforcing
4 state, local, and municipal laws except to the extent permitted
5 by the Constitution of the United States or the Constitution of
6 the State of Iowa.
7 Sec. 27. NEW SECTION. **27B.4 Complaints — notification —**
8 **civil action.**
9 1. Any person may file a complaint with the attorney general
10 alleging that a local entity has violated or is violating
11 this chapter if the person offers evidence to support such an
12 allegation. The person shall include with the complaint any
13 evidence the person has in support of the complaint.
14 2. A local entity for which the attorney general has
15 received a complaint pursuant to this section shall comply
16 with any document requests, including a request for supporting
17 documents, from the attorney general relating to the complaint.
18 3. A complaint filed pursuant to subsection 1 shall not be
19 valid unless the attorney general determines that a violation
20 of this chapter by a local entity was intentional.
21 4. If the attorney general determines that a complaint filed
22 pursuant to this section against a local entity is valid, the
23 attorney general, not later than ten days after the date of
24 such a determination, shall provide written notification to the
25 local entity by certified mail, with return receipt requested,
26 stating all of the following:
27 a. A complaint pursuant to this section has been filed and
28 the grounds for the complaint.
29 b. The attorney general has determined that the complaint is
30 valid.
31 c. The attorney general is authorized to file a civil
32 action in district court pursuant to subsection 6 to enjoin a
33 violation of this chapter no later than forty days after the
34 date on which the notification is received if the local entity
35 does not come into compliance with the requirements of this

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1 chapter.
2 d. The local entity and any entity that is under the
3 jurisdiction of the local entity will be denied state funds
4 pursuant to section 27B.5 for the state fiscal year following
5 the year in which a final judicial determination in a civil
6 action brought under this section is made.

7 5. No later than thirty days after the date on which a local
8 entity receives written notification under subsection 4, the
9 local entity shall provide the attorney general with all of the
10 following:
11 a. Copies of all of the local entity's written policies
12 relating to the complaint.
13 b. A description of all actions the local entity has taken
14 or will take to correct any violations of this chapter.
15 c. If applicable, any evidence that would refute the
16 allegations made in the complaint.
17 6. No later than forty days after the date on which the
18 notification pursuant to subsection 4 is received, the attorney
19 general shall file a civil action in district court to enjoin
20 any ongoing violation of this chapter by a local entity.
21 Sec. 28. NEW SECTION. 27B.5 Denial of state funds.
22 1. Notwithstanding any other provision of law to the
23 contrary, a local entity, including any entity under the
24 jurisdiction of the local entity, shall be ineligible to
25 receive any state funds if the local entity intentionally
26 violates this chapter.
27 2. State funds shall be denied to a local entity pursuant
28 to subsection 1 by all state agencies for each state fiscal
29 year that begins after the date on which a final judicial
30 determination that the local entity has intentionally violated
31 this chapter is made in a civil action brought pursuant to
32 section 27B.4, subsection 6. State funds shall continue
33 to be denied until eligibility to receive state funds is
34 reinstated under section 27B.6. However, any state funds for
35 the provision of wearable body protective gear used for law

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1 enforcement purposes shall not be denied under this section.
2 3. The department of management shall adopt rules pursuant
3 to chapter 17A to implement this section and section 27B.6
4 uniformly across state agencies from which state funds are
5 distributed to local entities.
6 Sec. 29. NEW SECTION. 27B.6 Reinstatement of eligibility
7 to receive state funds.
8 1. Except as provided by subsection 5, no earlier than
9 ninety days after the date of a final judicial determination
10 that a local entity has intentionally violated the provisions
11 of this chapter, the local entity may petition the district
12 court that heard the civil action brought pursuant to section
13 27B.4, subsection 6, to seek a declaratory judgment that the
14 local entity is in full compliance with this chapter.
15 2. A local entity that petitions the court as described by
16 subsection 1 shall comply with any document requests, including
17 a request for supporting documents, from the attorney general
18 relating to the action.
19 3. If the court issues a declaratory judgment declaring that
20 the local entity is in full compliance with this chapter, the

21 local entity's eligibility to receive state funds is reinstated
22 beginning on the first day of the month following the date on
23 which the declaratory judgment is issued.

24 4. A local entity shall not petition the court as described
25 in subsection 1 more than twice in one twelve-month period.

26 5. A local entity may petition the court as described in
27 subsection 1 before the date provided in subsection 1 if the
28 person who was the director or other chief officer of the
29 local entity at the time of the violation of this chapter is
30 subsequently removed from or otherwise leaves office.

31 6. A party shall not be entitled to recover any attorney
32 fees in a civil action described by subsection 1.

33 Sec. 30. NEW SECTION. **27B.7 Attorney general database.**

34 The attorney general shall develop and maintain a searchable
35 database listing each local entity for which a final judicial

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1 determination described in section 27B.5, subsection 2, has
2 been made. The attorney general shall post the database on the
3 attorney general's internet site.

4 **DIVISION X**
5 **QUALIFIED IMMUNITY**

6 Sec. 31. NEW SECTION. **669.14A Qualified immunity.**

7 1. Notwithstanding any other provision of law, an employee
8 of the state subject to a claim brought under this chapter
9 shall not be liable for monetary damages if any of the
10 following apply:

11 a. The right, privilege, or immunity secured by law was not
12 clearly established at the time of the alleged deprivation,
13 or at the time of the alleged deprivation the state of the
14 law was not sufficiently clear that every reasonable employee
15 would have understood that the conduct alleged constituted a
16 violation of law.

17 b. A court of competent jurisdiction has issued a final
18 decision on the merits holding, without reversal, vacatur, or
19 preemption, that the specific conduct alleged to be unlawful
20 was consistent with the law.

21 2. The state or a state agency shall not be liable for
22 any claim brought under this chapter where the employee
23 was determined to be protected by qualified immunity under
24 subsection 1.

25 3. A plaintiff who brings a claim under this chapter
26 alleging a violation of the law must state with particularity
27 the circumstances constituting the violation and that the law
28 was clearly established at the time of the alleged violation.
29 Failure to plead a plausible violation or failure to plead that
30 the law was clearly established at the time of the alleged
31 violation shall result in dismissal with prejudice.

32 4. Any decision by the district court denying qualified
33 immunity shall be immediately appealable.

34 5. This section shall apply in addition to any other

35 statutory or common law immunity.

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1 Sec. 32. NEW SECTION. 669.26 Money damages — nonwaiver
2 of rights.

3 This chapter shall not be construed to be a waiver of
4 sovereign immunity for a claim for money damages under the
5 Constitution of the State of Iowa.

6 Sec. 33. NEW SECTION. 670.4A Qualified immunity.

7 1. Notwithstanding any other provision of law, an employee
8 or officer subject to a claim brought under this chapter shall
9 not be liable for monetary damages if any of the following
10 apply:

11 a. The right, privilege, or immunity secured by law was not
12 clearly established at the time of the alleged deprivation,
13 or at the time of the alleged deprivation the state of the
14 law was not sufficiently clear that every reasonable employee
15 would have understood that the conduct alleged constituted a
16 violation of law.

17 b. A court of competent jurisdiction has issued a final
18 decision on the merits holding, without reversal, vacatur, or
19 preemption, that the specific conduct alleged to be unlawful
20 was consistent with the law.

21 2. A municipality shall not be liable for any claim brought
22 under this chapter where the employee or officer was determined
23 to be protected by qualified immunity under subsection 1.

24 3. A plaintiff who brings a claim under this chapter
25 alleging a violation of the law must state with particularity
26 the circumstances constituting the violation and that the law
27 was clearly established at the time of the alleged violation.
28 Failure to plead a plausible violation or failure to plead that
29 the law was clearly established at the time of the alleged
30 violation shall result in dismissal with prejudice.

31 4. Any decision by the district court denying qualified
32 immunity shall be immediately appealable.

33 5. This section shall apply in addition to any other
34 statutory or common law immunity.

35 Sec. 34. NEW SECTION. 670.14 Money damages — nonwaiver

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1 of rights.

2 This chapter shall not be construed to be a waiver of
3 sovereign immunity for a claim for money damages under the
4 Constitution of the State of Iowa.

5 Sec. 35. EFFECTIVE DATE. This division of this Act, being
6 deemed of immediate importance, takes effect upon enactment.

7 DIVISION XI
8 PUBLIC DISORDER

9 Sec. 36. Section 723.1, Code 2021, is amended to read as
10 follows:

11 **723.1 Riot.**

12 A riot is three or more persons assembled together in a
13 violent and disturbing manner, ~~to the disturbance of others,~~
14 and with any use of unlawful force or violence by them or any
15 of them against another person, or causing property damage.
16 A person who willingly joins in or remains a part of a riot,
17 knowing or having reasonable grounds to believe that it is
18 such, commits ~~an aggravated misdemeanor~~ a class "D" felony.

19 Sec. 37. Section 723.2, Code 2021, is amended to read as
20 follows:

21 **723.2 Unlawful assembly.**

22 An unlawful assembly is three or more persons assembled
23 together, with them or any of them acting in a violent manner,
24 and with intent that they or any of them will commit a public
25 offense. A person who willingly joins in or remains a part
26 of an unlawful assembly, or who joined a lawful assembly but
27 willingly remains after the assembly becomes unlawful, knowing
28 or having reasonable grounds to believe that it is such,
29 commits ~~a simple~~ an aggravated misdemeanor.

30 DIVISION XII

31 PEACE OFFICER, PUBLIC SAFETY, AND EMERGENCY PERSONNEL BILL OF
32 RIGHTS

33 Sec. 38. Section 80F.1, subsection 1, paragraph a, Code
34 2021, is amended to read as follows:

35 a. "*Complaint*" means a formal written allegation signed

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1 by the complainant or a signed written statement by an
2 officer receiving an oral complaint stating the complainant's
3 allegation.

4 Sec. 39. Section 80F.1, subsections 3, 5, 8, 9, 13, and 18,
5 Code 2021, are amended to read as follows:

6 3. A formal administrative investigation of an officer
7 shall be commenced and completed in a reasonable period of time
8 ~~and an.~~ An officer shall be immediately notified in writing
9 of the results of the investigation when the investigation is
10 completed.

11 5. An officer who is the subject of a complaint, shall at a
12 minimum, be provided a written summary of the complaint prior
13 to an interview. If a collective bargaining agreement applies,
14 the complaint or written summary shall be provided pursuant
15 to the procedures established under the collective bargaining
16 agreement. If the complaint alleges domestic abuse, sexual
17 abuse, workplace harassment, or sexual harassment, an officer
18 shall not receive more than a written summary of the complaint.

19 8. a. The officer shall have the right to have the
20 assistance of legal counsel ~~present,~~ at the officer's expense,
21 during the interview of the officer and during hearings or
22 other disciplinary or administrative proceedings relating
23 to the complaint. In addition, the officer shall have the
24 right, at the officer's expense, to have a union representative

25 present during the interview or, if not a member of a union,
26 the officer shall have the right to have a designee present.
27 b. The officer's legal counsel, union representative, or
28 employee representative shall not be compelled to disclose in
29 any judicial proceeding, nor be subject to any investigation
30 or punitive action for refusing to disclose, any information
31 received from an officer under investigation or from an
32 agent of the officer, so long as the officer or agent of the
33 officer is an uninvolved party and not considered a witness
34 to any incident. The officer's legal counsel may coordinate
35 and communicate in confidence with the officer's designated

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1 union representative or employee representative, and such
2 communications are not subject to discovery in any proceeding.
3 9. If a formal administrative investigation results in
4 the removal, discharge, or suspension, or other disciplinary
5 action against an officer, copies of any witness statements
6 and the complete investigative agency's report shall be timely
7 provided to the officer upon the request of the officer or the
8 officer's legal counsel upon request at the completion of the
9 investigation.
10 13. An officer shall have the right to pursue civil remedies
11 under the law bring a cause of action against a citizen any
12 person, group of persons, organization, or corporation for
13 damages arising from the filing of a false complaint against
14 the officer or any other violation of this chapter including
15 but not limited to actual damages, court costs, and reasonable
16 attorney fees.
17 18. A municipality, county, or state agency employing
18 an officer shall not publicly release the officer's official
19 photograph without the written permission of the officer or
20 without a request to release pursuant to chapter 22. An
21 officer's personal information including but not limited to the
22 officer's home address, personal telephone number, personal
23 electronic mail address, date of birth, social security number,
24 and driver's license number shall be confidential and shall be
25 redacted from any record prior to the record's release to the
26 public by the employing agency. Nothing in this subsection
27 prohibits the release of an officer's photograph or unredacted
28 personal information to the officer's legal counsel, union
29 representative, or designated employee representative upon the
30 officer's request.
31 Sec. 40. Section 80F.1, Code 2021, is amended by adding the
32 following new subsections:
33 NEW SUBSECTION. 20. The employing agency shall keep
34 an officer's statement, recordings, or transcripts of any
35 interviews or disciplinary proceedings, and any complaints

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1 made against an officer confidential unless otherwise provided
2 by law or with the officer's written consent. Nothing in
3 this section prohibits the release of an officer's statement,
4 recordings, or transcripts of any interviews or disciplinary
5 proceedings, and any complaints made against an officer to
6 the officer or the officer's legal counsel upon the officer's
7 request.

8 NEW SUBSECTION. 21. An agency employing full-time or
9 part-time officers shall provide training to any officer or
10 supervisor who performs or supervises an investigation under
11 this section, and shall maintain documentation of any training
12 related to this section. The Iowa law enforcement academy
13 shall adopt minimum training standards not inconsistent with
14 this subsection, including training standards concerning
15 interviewing an officer subject to a complaint.

16 NEW SUBSECTION. 22. Upon written request, the employing
17 agency shall provide to the requesting officer or the officer's
18 legal counsel a copy of the officer's personnel file and
19 training records regardless of whether the officer is subject
20 to a formal administrative investigation at the time of the
21 request.

22 DIVISION XIII

23 CIVIL LIABILITY FOR CERTAIN VEHICLE OPERATORS

24 Sec. 41. NEW SECTION. **321.366A Immunity from civil**
25 **liability for certain vehicle operators.**

26 1. The driver of a vehicle who is exercising due care and
27 who injures another person who is participating in a protest,
28 demonstration, riot, or unlawful assembly or who is engaging in
29 disorderly conduct and is blocking traffic in a public street
30 or highway shall be immune from civil liability for the injury
31 caused by the driver of the vehicle.

32 2. The driver of a vehicle who injures another person
33 who is participating in a protest, demonstration, riot, or
34 unlawful assembly or who is engaging in disorderly conduct and
35 is blocking traffic in a public street or highway shall not

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1 be immune from civil liability if the actions leading to the
2 injury caused by the driver of a vehicle constitute reckless
3 or willful misconduct.

4 3. Subsection 1 shall not apply if the injured person
5 participating in a protest or demonstration was doing so with a
6 valid permit allowing persons to protest or demonstrate on the
7 public street or highway where the injury occurred.

8 DIVISION XIV

9 WINDOW TINTING

10 Sec. 42. Section 321.438, subsection 2, Code 2021, is
11 amended to read as follows:

12 2. A person shall not operate on the highway a motor

13 vehicle equipped with a front windshield, a side window to the
14 immediate right or left of the driver, or a ~~side-wing~~ sidewing
15 forward of and to the left or right of the driver which is
16 excessively dark or reflective so that it is difficult for a
17 person outside the motor vehicle to see into the motor vehicle
18 through the windshield, window, or sidewing.
19 a. The department shall adopt rules establishing a minimum
20 measurable standard of transparency which shall apply to
21 violations of this subsection.
22 b. This subsection does not apply to a person who operates
23 a motor vehicle owned or leased by a federal, state, or local
24 law enforcement agency if the operation is part of the person's
25 official duties.

26 DIVISION XV

27 SHERIFF SALARIES

28 Sec. 43. Section 331.907, subsection 1, Code 2021, is
29 amended to read as follows:

30 1. The annual compensation of the auditor, treasurer,
31 recorder, sheriff, county attorney, and supervisors shall
32 be determined as provided in this section. The county
33 compensation board annually shall review the compensation
34 paid to comparable officers in other counties of this
35 state, other states, private enterprise, and the federal

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1 government. In setting the salary of the county sheriff,
2 the county compensation board shall ~~consider setting set~~ the
3 sheriff's salary so that it is comparable to salaries paid
4 to professional law enforcement administrators and command
5 officers of the state patrol, the division of criminal
6 investigation of the department of public safety, and city
7 police ~~agencies in this state~~ chiefs employed by cities of
8 similar population to the population of the county. The county
9 compensation board shall prepare a compensation schedule for
10 the elective county officers for the succeeding fiscal year. A
11 recommended compensation schedule requires a majority vote of
12 the membership of the county compensation board.>
13 2. Title page, by striking line 1 and inserting <An Act
14 relating to public records including confidentiality, access,
15 and enforcement of public violations; uniform commercial
16 code filings; certain employment matters including benefits,
17 workers' compensation, civil service examinations, and sheriff
18 salaries; qualified immunity; law enforcement including officer
19 rights, eluding law enforcement, and the carrying of firearms;
20 assaults involving lasers; the enforcement of laws; public
21 disorder, assault, harassment, criminal mischief, unlawful
22 obstruction of certain highways, and disorderly conduct;
23 civil liability for certain vehicle operators; and window

24 tinting; and providing penalties and including effective date
25 provisions.>

KLEIN of Washington

H-1343

1 Amend the House amendment, H-1342, to Senate File 342, as
2 passed by the Senate, as follows:

3 1. By striking page 1, line 1, through page 29, line 25, and
4 inserting:

5 <Amend Senate File 342, as passed by the Senate, as follows:

6 1. By striking everything after the enacting clause and
7 inserting:

8 <DIVISION I

9 PUBLIC RECORDS — CONFIDENTIALITY — CIVIL ENFORCEMENT

10 Section 1. Section 9E.1, Code 2021, is amended to read as
11 follows:

12 **9E.1 Purpose.**

13 The general assembly finds that individuals attempting to
14 escape from actual or threatened domestic abuse, domestic
15 abuse assault, sexual abuse, assault, stalking, or human
16 trafficking frequently establish new addresses in order to
17 prevent their assailants or probable assailants from finding
18 them. The purpose of this chapter is to enable state and local
19 agencies to respond to requests for data without disclosing
20 the location of a victim of domestic abuse, domestic abuse
21 assault, sexual abuse, assault, stalking, or human trafficking;
22 to enable interagency cooperation with the secretary of state
23 in providing address confidentiality for victims of domestic
24 abuse, domestic abuse assault, sexual abuse, assault, stalking,
25 or human trafficking; and to enable program participants to use
26 an address designated by the secretary of state as a substitute
27 mailing address for the purposes specified in this chapter.
28 In addition, the purpose of this chapter is to prevent such
29 victims from being physically located through a public records
30 search.

31 Sec. 2. Section 9E.2, subsection 6, paragraph a, Code 2021,
32 is amended to read as follows:

33 a. *"Eligible person"* means a person who is ~~all~~ a resident of
34 this state, an adult, a minor, or an incapacitated person as
35 defined in section 633.701, and is one of the following:

PAGE 2

1 (1) ~~A resident of this state.~~

2 (2) ~~An adult, a minor, or an incapacitated person as defined~~
3 ~~in section 633.701.~~

4 (3) A victim of domestic abuse, domestic abuse assault,
5 sexual abuse, assault, stalking, or human trafficking as
6 evidenced by the filing of a petition pursuant to section 236.3
7 or a criminal complaint or information pursuant to section

8 708.1, 708.2A, 708.11, or 710A.2, or any violation contained
9 in chapter 709.
10 (2) A currently active or retired state or local judicial
11 officer, as defined in section 4.1, a federal judge, or a
12 spouse or child of such a person.
13 (3) A currently active or retired state or local prosecuting
14 attorney, as defined in section 801.4, or a spouse or child of
15 such a person.
16 (4) A currently active or retired peace officer, as defined
17 in section 801.4, civilian employee of a law enforcement
18 agency, or a spouse or child of such a person.
19 Sec. 3. Section 9E.3, subsection 1, paragraph b,
20 subparagraph (1), subparagraph division (a), Code 2021, is
21 amended to read as follows:
22 (a) The eligible person listed on the application is a
23 victim of domestic abuse, domestic abuse assault, sexual abuse,
24 assault, stalking, or human trafficking.
25 Sec. 4. Section 9E.3, subsection 1, paragraph e, Code 2021,
26 is amended to read as follows:
27 e. The residential address of the eligible person,
28 disclosure of which could lead to an increased risk of domestic
29 abuse, domestic abuse assault, sexual abuse, assault, stalking,
30 or human trafficking.
31 Sec. 5. Section 9E.7, Code 2021, is amended by adding the
32 following new subsection:
33 NEW SUBSECTION. 4A. Upon request by a program participant,
34 the assessor or the assessor's staff shall redact the
35 requestor's name contained in electronic documents that

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1 are displayed for public access through an internet site.
2 The assessor shall implement and maintain a process to
3 facilitate these requests. A fee shall not be charged for the
4 administration of this paragraph.
5 Sec. 6. Section 22.10, subsection 3, paragraph b,
6 subparagraph (2), Code 2021, is amended to read as follows:
7 (2) Had good reason to believe and in good faith believed
8 facts which, if true, would have indicated compliance with the
9 requirements of this chapter. It shall constitute such good
10 reason and good faith belief and a court shall not assess any
11 damages, costs, or fees under this subsection if the person
12 incorrectly balanced the right of the public to receive public
13 records against the rights and obligations of the government
14 body to maintain confidential records as provided in section
15 22.7 under any judicially created balancing test, unless the
16 person is unable to articulate any reasonable basis for such
17 balancing.
18 Sec. 7. Section 331.604, subsection 3, Code 2021, is amended
19 by adding the following new paragraph:
20 NEW PARAGRAPH. f. (1) Upon request by a peace officer,
21 as defined in section 801.4, civilian employee of a law

22 enforcement agency, or state or federal judicial officer
23 or state or federal prosecutor, the county assessor or the
24 county assessor's staff, or the county recorder or the county
25 recorder's staff, shall redact the requestor's name contained
26 in electronic documents that are displayed for public access
27 through an internet site.

28 (2) Upon request by a former peace officer, as defined
29 in section 801.4, or a former civilian employee of a law
30 enforcement agency, the county assessor or the county
31 assessor's staff, or the county recorder or the county
32 recorder's staff, may redact, upon the presentation of evidence
33 that a compelling safety interest is served by doing so, the
34 requestor's name contained in electronic documents that are
35 displayed for public access through an internet site.

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1 (3) This paragraph does not apply to a requestor holding or
2 seeking public office.

3 (4) The county assessor and the county recorder shall
4 implement and maintain a process to facilitate requests
5 pursuant to this paragraph.

6 (5) A fee shall not be charged for the administration of
7 this paragraph.

8 DIVISION II

9 UNIFORM COMMERCIAL CODE — FRAUDULENT FILINGS

10 Sec. 8. Section 554.9510, subsection 1, Code 2021, is
11 amended to read as follows:

12 1. *Filed record effective if authorized.* A filed record
13 is effective only to the extent that it was filed by a person
14 that may file it under section 554.9509 or by the filing office
15 under section 554.9513A.

16 Sec. 9. **NEW SECTION. 554.9513A Termination of wrongfully**
17 **filed financing statement — reinstatement.**

18 1. *Trusted filer.* “*Trusted filer*” means a person that does
19 any of the following:

20 a. Regularly causes records to be communicated to the
21 filing office for filing and has provided the filing office
22 with current contact information and information sufficient to
23 establish the person's identity.

24 b. Satisfies either of the following conditions:

25 (1) The filing office has issued the person credentials for
26 access to online filing services.

27 (2) The person has established a prepaid or direct debit
28 account for payment of filing fees, regardless of whether the
29 account is used in a particular transaction.

30 2. *Affidavit of wrongful filing.* A person identified as
31 debtor in a filed financing statement may deliver to the
32 filing office a notarized, sworn affidavit that identifies the
33 financing statement by file number, indicates the affiant's
34 mailing address, and states that the affiant believes that
35 the filed record identifying the affiant as debtor was not

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1 authorized to be filed and was caused to be communicated to the
2 filing office with the intent to harass or defraud the affiant.
3 The filing office may reject an affidavit that is incomplete or
4 that it believes was delivered to it with the intent to harass
5 or defraud the secured party. The office of the secretary
6 of state shall adopt a form of affidavit for use under this
7 section.

8 3. *Termination statement by filing office.* Subject to
9 subsection 11, if an affidavit is delivered to the filing
10 office under subsection 2, the filing office shall promptly
11 file a termination statement with respect to the financing
12 statement identified in the affidavit. The termination
13 statement must identify by its file number the initial
14 financing statement to which it relates and must indicate that
15 it was filed pursuant to this section. A termination statement
16 filed under this subsection is not effective until ninety days
17 after it is filed.

18 4. *No fee charged or refunded.* The filing office shall not
19 charge a fee for the filing of an affidavit under subsection
20 2 or a termination statement under subsection 3. The filing
21 office shall not return any fee paid for filing the financing
22 statement identified in the affidavit, whether or not the
23 financing statement is reinstated under subsection 7.

24 5. *Notice of termination statement.* On the same day that a
25 filing office files a termination statement under subsection
26 3, the filing office shall send to the secured party of record
27 for the financing statement to which the termination statement
28 relates a notice stating that the termination statement
29 has been filed and will become effective ninety days after
30 filing. The notice shall be sent by certified mail, return
31 receipt requested, to the address provided for the secured
32 party of record in the financing statement with a copy sent by
33 electronic mail to the electronic mail address provided by the
34 secured party of record, if any.

35 6. *Administrative review — action for reinstatement.* A

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1 secured party that believes in good faith that the filed record
2 identified in an affidavit delivered to the filing office under
3 subsection 2 was authorized to be filed and was not caused to
4 be communicated to the filing office with the intent to harass
5 or defraud the affiant may:
6 a. Before the termination statement takes effect, request
7 that the filing office conduct an expedited review of the
8 filed record and any documentation provided by the secured
9 party. The filing office may as a result of this review remove
10 from the record the termination statement filed by it under
11 subsection 3 before the termination statement takes effect and
12 conduct an administrative review under subsection 11.

13 b. File an action against the filing office seeking
14 reinstatement of the financing statement to which the filed
15 record relates at any time before the expiration of six months
16 after the date on which the termination statement filed under
17 subsection 3 becomes effective. If the affiant is not named as
18 a defendant in the action, the secured party shall send a copy
19 of the petition to the affiant at the address indicated in the
20 affidavit. The exclusive venue for the action shall be in the
21 district court for the county where the filing office in which
22 the financing statement was filed is located. The action shall
23 be considered by the court on an expedited basis.
24 7. *Filing office to file notice of action for*
25 *reinstatement.* Within ten days after being served with process
26 in an action under subsection 6, the filing office shall file
27 a notice indicating that the action has been commenced. The
28 notice must indicate the file number of the initial financing
29 statement to which the notice relates.
30 8. *Action for reinstatement successful.* If, in an action
31 under subsection 6, the court determines that the financing
32 statement was authorized to be filed and was not caused to be
33 communicated to the filing office with the intent to harass or
34 defraud the affiant, the court shall order that the financing
35 statement be reinstated. If an order of reinstatement is

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1 issued by the court, the filing office shall promptly file a
2 record that identifies by its file number the initial financing
3 statement to which the record relates and indicates that the
4 financing statement has been reinstated.
5 9. *Effect of reinstatement.* Upon the filing of a record
6 reinstating a financing statement under subsection 8, the
7 effectiveness of the financing statement is reinstated and the
8 financing statement shall be considered never to have been
9 terminated under this section except as against a purchaser of
10 the collateral that gives value in reasonable reliance upon
11 the termination. A continuation statement filed as provided
12 in section 554.9515, subsection 4, after the effective date of
13 a termination statement filed under subsection 3 or 11 becomes
14 effective if the financing statement is reinstated.
15 10. *Liability for wrongful filing.* If, in an action under
16 subsection 6, the court determines that the filed record
17 identified in an affidavit delivered to the filing office under
18 subsection 2 was caused to be communicated to the filing office
19 with the intent to harass or defraud the affiant, the filing
20 office and the affiant may recover from the secured party that
21 filed the action the costs and expenses, including reasonable
22 attorney fees and the reasonable allocated costs of internal
23 counsel, that the filing office and the affiant incurred in the
24 action. This recovery is in addition to any recovery to which
25 the affiant is entitled under section 554.9625.
26 11. *Procedure for record filed by trusted filer.* If an

27 affidavit delivered to a filing office under subsection 2
28 relates to a filed record communicated to the filing office by
29 a trusted filer, the filing office shall promptly send to the
30 secured party of record a notice stating that the affidavit has
31 been delivered to the filing office and that the filing office
32 is conducting an administrative review to determine whether the
33 record was caused to be communicated with the intent to harass
34 or defraud the affiant. The notice shall be sent by certified
35 mail, return receipt requested, to the address provided for

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1 the secured party in the financing statement with a copy sent
2 by electronic mail to the electronic mail address provided
3 by the secured party of record, if any, and a copy shall be
4 sent in the same manner to the affiant. The administrative
5 review shall be conducted on an expedited basis and the filing
6 office may require the affiant and the secured party of record
7 to provide any additional information that the filing office
8 deems appropriate. If the filing office concludes that the
9 record was caused to be communicated with the intent to harass
10 or defraud the affiant, the filing office shall promptly file a
11 termination statement under subsection 2 that will be effective
12 immediately and send to the secured party of record the notice
13 required by subsection 5. The secured party may thereafter
14 file an action for reinstatement under subsection 6 and the
15 provisions of subsections 7 through 10 are applicable.
16 Sec. 10. NEW SECTION. 714.29 Records filed with intent to
17 **harass or defraud.**

18 1. A person shall not cause to be communicated to the filing
19 office as defined in section 554.9102 for filing a record if
20 all of the following are true:
21 a. The person is not authorized to file the record under
22 section 554.9509.
23 b. The record is not related to an existing or anticipated
24 transaction that is or will be governed by chapter 554, article
25 9.
26 c. The record is filed with the intent to harass or defraud
27 the person identified as debtor in the record.
28 2. A person that violates subsection 1 is guilty of a simple
29 misdemeanor for a first offense and a serious misdemeanor for a
30 second or subsequent offense.

31 **DIVISION III**
32 **ACCRUED SICK LEAVE — RETIRED PUBLIC SAFETY EMPLOYEES**
33 Sec. 11. NEW SECTION. 70A.23A Credit for accrued sick leave
34 **— retired public safety employees.**
35 A public safety employee, as defined in section 20.3,

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1 subsection 11, who retires and has applied for retirement
2 benefits under an eligible retirement system, shall receive

3 credit for all accumulated, unused sick leave which shall be
4 converted at current value and credited to an account for the
5 public safety employee for the purpose of paying the public
6 safety employee's cost of the monthly premiums for continuance
7 of the public safety employee's health insurance plan. Upon
8 the death of a retired public safety employee, the surviving
9 spouse or dependents shall be entitled to the value of the
10 accumulated unused sick leave for the purpose of paying the
11 cost of monthly premiums for continuation of a public safety
12 employee's health insurance policy for the public safety
13 employee's surviving spouse or dependents. This section
14 shall not apply to a public safety employee covered under a
15 collective bargaining agreement which provides for an employer
16 paid retirement health savings plan.

17 DIVISION IV

18 WORKERS' COMPENSATION — ACTIONS AND OFFSETS

19 Sec. 12. Section 97A.6, subsection 11, Code 2021, is amended
20 to read as follows:

21 11. *Pensions offset by compensation benefits.*

22 *a.* Any amounts which may be paid or payable by the state
23 under the provisions of any workers' compensation or similar
24 law to a member or to the dependents of a member on account of
25 any disability or death, shall be offset against and payable
26 in lieu of any benefits payable out of the retirement fund
27 provided by the state under the provisions of this chapter on
28 account of the same disability or death. In case the present
29 value of the total commuted benefits under said workers'
30 compensation or similar law is less than the present value
31 of the benefits otherwise payable from the retirement fund
32 provided by the state under this chapter, then the present
33 value of the commuted payments shall be deducted from the
34 pension payable and such benefits as may be provided by the
35 system so reduced shall be payable under the provisions of this

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1 chapter.
2 *b. Notwithstanding paragraph "a", any workers' compensation*
3 *benefits received by a member for past medical expenses or*
4 *future medical expenses shall not be offset against and not*
5 *considered payable in lieu of any retirement allowance payable*
6 *pursuant to this section on account of the same disability.*
7 *c. Notwithstanding paragraph "a", any workers' compensation*
8 *benefits received by a member for reimbursement of vacation*
9 *time used, sick time used, or for any unpaid time off from work*
10 *shall not be offset against and not considered payable in lieu*
11 *of any retirement allowance payable pursuant to this section on*
12 *account of the same disability.*

13 Sec. 13. Section 97B.50A, subsection 5, Code 2021, is
14 amended to read as follows:

15 5. *Offset to allowance.*

16 *a.* Notwithstanding any provisions to the contrary in state

17 law, or any applicable contract or policy, any amounts which
18 may be paid or payable by the employer under any workers'
19 compensation, unemployment compensation, employer-paid
20 disability plan, program, or policy, or other law to a member,
21 and any disability payments the member receives pursuant to
22 the federal Social Security Act, 42 U.S.C. §423 et seq.,
23 shall be offset against and payable in lieu of any retirement
24 allowance payable pursuant to this section on account of the
25 same disability.
26 b. Notwithstanding paragraph "a", any workers' compensation
27 benefits received by a member for past medical expenses or
28 future medical expenses shall not be offset against and not
29 considered payable in lieu of any retirement allowance payable
30 pursuant to this section on account of the same disability.
31 c. Notwithstanding paragraph "a", any workers' compensation
32 benefits received by a member for reimbursement of vacation
33 time used, sick time used, or for any unpaid time off from work
34 shall not be offset against and not considered payable in lieu
35 of any retirement allowance payable pursuant to this section on

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1 account of the same disability.
2 DIVISION V
3 CIVIL SERVICE COMMISSION EXAMINATIONS
4 Sec. 14. Section 400.8, subsection 2, Code 2021, is amended
5 to read as follows:
6 2. The commission shall establish the guidelines for
7 conducting the examinations under subsection 1 of this section.
8 ~~It may prepare and administer the examinations or may~~ The
9 commission shall hire persons with expertise to do so if the
10 ~~commission approves the examinations prepare and administer~~
11 the examinations approved by the commission. It may also
12 hire persons with expertise to consult in the preparation of
13 such examinations if the persons so hired are employed to aid
14 personnel of the commission in assuring that a fair examination
15 is conducted. A fair examination shall explore the competence
16 of the applicant in the particular field of examination.
17 Sec. 15. Section 400.9, subsection 2, Code 2021, is amended
18 to read as follows:
19 2. The commission shall establish guidelines for conducting
20 the examinations under subsection 1. ~~It may prepare and~~
21 ~~administer the examinations or may~~ The commission shall hire
22 persons with expertise to do so if the commission approves
23 the examinations and if the examinations apply to prepare and
24 administer the examinations approved by the commission for
25 the position in the city for which the applicant is taking
26 the examination. It may also hire persons with expertise to
27 consult in the preparation of such examinations if the persons
28 so hired are employed to aid personnel of the commission
29 in assuring that a fair examination is conducted. A fair
30 examination shall explore the competence of the applicant in

31 the particular field of examination. The names of persons
32 approved to administer any examination under this section shall
33 be posted in the city hall at least twenty-four hours prior to
34 the examination.

35 DIVISION VI

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1 LAW ENFORCEMENT—ELUDING LAW ENFORCEMENT—CARRYING FIREARMS

2 Sec. 16. Section 321.279, Code 2021, is amended to read as
3 follows:

4 **321.279 Eluding or attempting to elude pursuing law**
5 **enforcement vehicle.**

6 1. *a.* The driver of a motor vehicle commits a serious
7 misdemeanor if the driver willfully fails to bring the motor
8 vehicle to a stop or otherwise eludes or attempts to elude a
9 marked or unmarked official law enforcement vehicle driven by a
10 ~~uniformed~~ peace officer after being given a visual and audible
11 signal to stop. The signal given by the peace officer shall
12 be by flashing red light, or by flashing red and blue lights,
13 and siren. For purposes of this section, “*peace officer*” means
14 those officers designated under section 801.4, subsection 11,
15 paragraphs “*a*”, “*b*”, “*c*”, “*f*”, “*g*”, and “*h*”.

16 *b.* The driver of a motor vehicle who commits a second or
17 subsequent violation under this subsection is, upon conviction,
18 guilty of an aggravated misdemeanor.

19 2. *a.* The driver of a motor vehicle commits an aggravated
20 misdemeanor if the driver willfully fails to bring the motor
21 vehicle to a stop or otherwise eludes or attempts to elude a
22 marked or unmarked official law enforcement vehicle that is
23 driven by a ~~uniformed~~ peace officer after being given a visual
24 and audible signal as provided in this section and in doing so
25 exceeds the speed limit by twenty-five miles per hour or more.

26 *b.* The driver of a motor vehicle who commits a violation
27 under this subsection and who has previously committed a
28 violation under this subsection or subsection 3 is, upon
29 conviction, guilty of a class “D” felony.

30 3. *a.* The driver of a motor vehicle commits a class “D”
31 felony if the driver willfully fails to bring the motor vehicle
32 to a stop or otherwise eludes or attempts to elude a marked or
33 ~~unmarked~~ official law enforcement vehicle that is driven by a
34 ~~uniformed~~ peace officer after being given a visual and audible
35 signal as provided in this section, and in doing so exceeds the

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1 speed limit by twenty-five miles per hour or more, and if any
2 of the following occurs:

3 (1) The driver is participating in a public offense, as
4 defined in section 702.13, that is a felony.

5 (2) The driver is in violation of section 321J.2.

6 (3) The driver is in violation of section 124.401.

7 (4) The offense results in bodily injury to a person other
8 than the driver.

9 b. The driver of a motor vehicle who commits a second or
10 subsequent violation under this subsection is, upon conviction,
11 guilty of a class “C” felony.

12 Sec. 17. NEW SECTION. 724.4D Authority to carry firearm
13 — peace officers.

14 A peace officer shall not be prohibited from carrying a
15 firearm while engaged in the performance of official duties.

16 Sec. 18. EFFECTIVE DATE. This division of this Act, being
17 deemed of immediate importance, takes effect upon enactment.

18 DIVISION VII

19 ASSAULTS INVOLVING LASERS

20 Sec. 19. Section 708.1, subsection 2, Code 2021, is amended
21 by adding the following new paragraph:

22 NEW PARAGRAPH. d. (1) Intentionally points a laser
23 emitting a visible light beam at another person with the intent
24 to cause pain or injury to another. For purposes of this
25 paragraph, “*laser*” means a device that emits a visible light
26 beam amplified by the stimulated emission of radiation and any
27 light which simulates the appearance of a laser.

28 (2) This paragraph does not apply to any of the following:

29 (a) A law enforcement officer who uses a laser in
30 discharging or attempting to discharge the officer’s official
31 duties.

32 (b) A health care professional who uses a laser in providing
33 services within the scope of practice of that professional or
34 any other person who is licensed or authorized by law to use a
35 laser or who uses a laser in the performance of the person’s

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1 official duties.

2 (c) A person who uses a laser to play laser tag, paintball,
3 and other similar games using light-emitting diode technology.

4 Sec. 20. EFFECTIVE DATE. This division of this Act, being
5 deemed of immediate importance, takes effect upon enactment.

6 DIVISION VIII

7 ASSAULT — HARASSMENT — CRIMINAL MISCHIEF — DISORDERLY
8 CONDUCT

9 Sec. 21. Section 321.366, subsection 1, Code 2021, is
10 amended by adding the following new paragraph:

11 NEW PARAGRAPH. g. Operate a bicycle, skateboard, or other
12 pedestrian conveyance or be a pedestrian anywhere on a fully
13 controlled-access facility. For purposes of this paragraph,
14 “*pedestrian conveyance*” means any human-powered device by which
15 a pedestrian may move other than by walking or by which a
16 walking person may move another pedestrian, including but not
17 limited to strollers and wheelchairs.

18 Sec. 22. Section 708.3A, subsections 1, 2, 3, and 4, Code
19 2021, are amended to read as follows:

20 1. A person who commits an assault, as defined in section

21 708.1, against a peace officer, jailer, correctional staff,
22 member or employee of the board of parole, health care
23 provider, employee of the department of human services,
24 employee of the department of revenue, civilian employee of a
25 law enforcement agency, civilian employee of a fire department,
26 or fire fighter, whether paid or volunteer, with the knowledge
27 that the person against whom the assault is committed is a
28 peace officer, jailer, correctional staff, member or employee
29 of the board of parole, health care provider, employee of
30 the department of human services, employee of the department
31 of revenue, civilian employee of a law enforcement agency,
32 civilian employee of a fire department, or fire fighter and
33 with the intent to inflict a serious injury upon the peace
34 officer, jailer, correctional staff, member or employee of
35 the board of parole, health care provider, employee of the

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1 department of human services, employee of the department
2 of revenue, civilian employee of a law enforcement agency,
3 civilian employee of a fire department, or fire fighter, is
4 guilty of a class "D" felony.
5 2. A person who commits an assault, as defined in section
6 708.1, against a peace officer, jailer, correctional staff,
7 member or employee of the board of parole, health care
8 provider, employee of the department of human services,
9 employee of the department of revenue, civilian employee of a
10 law enforcement agency, civilian employee of a fire department,
11 or fire fighter, whether paid or volunteer, who knows that
12 the person against whom the assault is committed is a peace
13 officer, jailer, correctional staff, member or employee of
14 the board of parole, health care provider, employee of the
15 department of human services, employee of the department
16 of revenue, civilian employee of a law enforcement agency,
17 civilian employee of a fire department, or fire fighter and
18 who uses or displays a dangerous weapon in connection with the
19 assault, is guilty of a class "D" felony.
20 3. A person who commits an assault, as defined in section
21 708.1, against a peace officer, jailer, correctional staff,
22 member or employee of the board of parole, health care
23 provider, employee of the department of human services,
24 employee of the department of revenue, civilian employee of a
25 law enforcement agency, civilian employee of a fire department,
26 or fire fighter, whether paid or volunteer, who knows that
27 the person against whom the assault is committed is a peace
28 officer, jailer, correctional staff, member or employee of
29 the board of parole, health care provider, employee of the
30 department of human services, employee of the department
31 of revenue, civilian employee of a law enforcement agency,
32 civilian employee of a fire department, or fire fighter, and
33 who causes bodily injury or mental illness, is guilty of an
34 aggravated misdemeanor.

35 4. Any other assault, as defined in section 708.1, committed

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1 against a peace officer, jailer, correctional staff, member
2 or employee of the board of parole, health care provider,
3 employee of the department of human services, employee of the
4 department of revenue, civilian employee of a law enforcement
5 agency, civilian employee of a fire department, or fire
6 fighter, whether paid or volunteer, by a person who knows
7 that the person against whom the assault is committed is a
8 peace officer, jailer, correctional staff, member or employee
9 of the board of parole, health care provider, employee of
10 the department of human services, employee of the department
11 of revenue, civilian employee of a law enforcement agency,
12 civilian employee of a fire department, or fire fighter, is a
13 serious misdemeanor.

14 Sec. 23. Section 708.7, subsection 2, paragraph a, Code
15 2021, is amended by adding the following new subparagraph:
16 NEW SUBPARAGRAPH. (4) Harassment that occurs against
17 another person who is lawfully in a place of public
18 accommodation as defined in section 216.2.

19 Sec. 24. Section 716.4, subsection 1, Code 2021, is amended
20 to read as follows:

21 1. Criminal mischief is criminal mischief in the second
22 degree if the any of the following apply:
23 a. The cost of replacing, repairing, or restoring the
24 property that is damaged, defaced, altered, or destroyed
25 exceeds one thousand five hundred dollars but does not exceed
26 ten thousand dollars.
27 b. The acts damaged, defaced, altered, or destroyed any
28 publicly owned property, including a monument or statue. In
29 addition to any sentence imposed for a violation of this
30 paragraph, the court shall include an order of restitution
31 for any property damage or loss incurred as a result of the
32 offense.

33 Sec. 25. Section 723.4, Code 2021, is amended by striking
34 the section and inserting in lieu thereof the following:

35 **723.4 Disorderly conduct.**

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1 1. A person commits a simple misdemeanor when the person
2 does any of the following:
3 a. Engages in fighting or violent behavior in any public
4 place or in or near any lawful assembly of persons, provided,
5 that participants in athletic contests may engage in such
6 conduct which is reasonably related to that sport.
7 b. Makes loud and raucous noise in the vicinity of any
8 residence or public building which intentionally or recklessly
9 causes unreasonable distress to the occupants thereof.
10 c. Directs abusive epithets or makes any threatening gesture

11 which the person knows or reasonably should know is likely to
12 provoke a violent reaction by another.
13 *d.* Without lawful authority or color of authority, the
14 person disturbs any lawful assembly or meeting of persons by
15 conduct intended to disrupt the meeting or assembly.
16 *e.* By words or action, initiates or circulates a report or
17 warning of fire, epidemic, or other catastrophe, knowing such
18 report to be false or such warning to be baseless.
19 *f.* (1) Knowingly and publicly uses the flag of the United
20 States in such a manner as to show disrespect for the flag as
21 a symbol of the United States, with the intent or reasonable
22 expectation that such use will provoke or encourage another to
23 commit trespass or assault.
24 (2) As used in this paragraph:
25 (a) "*Deface*" means to intentionally mar the external
26 appearance.
27 (b) "*Defile*" means to intentionally make physically unclean.
28 (c) "*Flag*" means a piece of woven cloth or other material
29 designed to be flown from a pole or mast.
30 (d) "*Mutilate*" means to intentionally cut up or alter so as
31 to make imperfect.
32 (e) "*Show disrespect*" means to deface, defile, mutilate, or
33 trample.
34 (f) "*Trample*" means to intentionally tread upon or
35 intentionally cause a machine, vehicle, or animal to tread

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1 upon.
2 (3) This paragraph does not apply to a flag retirement
3 ceremony conducted pursuant to federal law.
4 2. A person commits a serious misdemeanor when the person,
5 without lawful authority or color of authority, obstructs any
6 street, sidewalk, highway, or other public way, with the intent
7 to prevent or hinder its lawful use by others.
8 3. A person commits an aggravated misdemeanor when the
9 person commits disorderly conduct as described in subsection 2
10 and does any of the following:
11 *a.* Obstructs or attempts to obstruct a fully
12 controlled-access facility on a highway, street, or road in
13 which the speed restriction is controlled by section 321.285,
14 subsection 3, or section 321.285, subsection 5.
15 *b.* Commits property damage.
16 *c.* Is present during an unlawful assembly as defined in
17 section 723.2.
18 4. A person commits a class "D" felony when the person
19 commits disorderly conduct as described in subsection 2 and
20 does any of the following:
21 *a.* Is present during a riot as defined in section 723.1.
22 *b.* Causes bodily injury.
23 5. A person commits a class "C" felony when the person
24 commits disorderly conduct as described in subsection 2 and the

25 person causes serious bodily injury or death.

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

28 DIVISION IX

29 ENFORCEMENT OF LAWS

30 Sec. 27. NEW SECTION. **27B.1 Definitions.**

31 1. “*Local entity*” means the governing body of a city or
32 county. “*Local entity*” includes an officer or employee of a
33 local entity or a division, department, or other body that is
34 part of a local entity, including but not limited to a sheriff,
35 police department, city attorney, or county attorney.

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1 2. “*Policy*” includes a rule, procedure, regulation, order,
2 ordinance, motion, resolution, or amendment, whether formal and
3 written or informal and unwritten.

4 Sec. 28. NEW SECTION. **27B.2 Restriction on enforcement of**
5 **state, local, and municipal law prohibited.**

6 A local entity or law enforcement department shall not
7 adopt or enforce a policy or take any other action under which
8 the local entity or law enforcement department prohibits or
9 discourages the enforcement of state, local, or municipal laws.

10 Sec. 29. NEW SECTION. **27B.3 Discrimination prohibited.**

11 A local entity or a person employed by or otherwise under the
12 direction or control of a local entity shall not consider race,
13 skin color, language spoken, or national origin while enforcing
14 state, local, and municipal laws except to the extent permitted
15 by the Constitution of the United States or the Constitution of
16 the State of Iowa.

17 Sec. 30. NEW SECTION. **27B.4 Complaints — notification —**
18 **civil action.**

19 1. Any person may file a complaint with the attorney general
20 alleging that a local entity has violated or is violating
21 this chapter if the person offers evidence to support such an
22 allegation. The person shall include with the complaint any
23 evidence the person has in support of the complaint.

24 2. A local entity for which the attorney general has
25 received a complaint pursuant to this section shall comply
26 with any document requests, including a request for supporting
27 documents, from the attorney general relating to the complaint.

28 3. A complaint filed pursuant to subsection 1 shall not be
29 valid unless the attorney general determines that a violation
30 of this chapter by a local entity was intentional.

31 4. If the attorney general determines that a complaint filed
32 pursuant to this section against a local entity is valid, the
33 attorney general, not later than ten days after the date of
34 such a determination, shall provide written notification to the
35 local entity by certified mail, with return receipt requested,

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- 1 stating all of the following:
- 2 *a.* A complaint pursuant to this section has been filed and
- 3 the grounds for the complaint.
- 4 *b.* The attorney general has determined that the complaint is
- 5 valid.
- 6 *c.* The attorney general is authorized to file a civil
- 7 action in district court pursuant to subsection 6 to enjoin a
- 8 violation of this chapter no later than forty days after the
- 9 date on which the notification is received if the local entity
- 10 does not come into compliance with the requirements of this
- 11 chapter.
- 12 *d.* The local entity and any entity that is under the
- 13 jurisdiction of the local entity will be denied state funds
- 14 pursuant to section 27B.5 for the state fiscal year following
- 15 the year in which a final judicial determination in a civil
- 16 action brought under this section is made.
- 17 5. No later than thirty days after the date on which a local
- 18 entity receives written notification under subsection 4, the
- 19 local entity shall provide the attorney general with all of the
- 20 following:
- 21 *a.* Copies of all of the local entity's written policies
- 22 relating to the complaint.
- 23 *b.* A description of all actions the local entity has taken
- 24 or will take to correct any violations of this chapter.
- 25 *c.* If applicable, any evidence that would refute the
- 26 allegations made in the complaint.
- 27 6. No later than forty days after the date on which the
- 28 notification pursuant to subsection 4 is received, the attorney
- 29 general shall file a civil action in district court to enjoin
- 30 any ongoing violation of this chapter by a local entity.
- 31 **Sec. 31. NEW SECTION. 27B.5 Denial of state funds.**
- 32 1. Notwithstanding any other provision of law to the
- 33 contrary, a local entity, including any entity under the
- 34 jurisdiction of the local entity, shall be ineligible to
- 35 receive any state funds if the local entity intentionally

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- 1 violates this chapter.
- 2 2. State funds shall be denied to a local entity pursuant
- 3 to subsection 1 by all state agencies for each state fiscal
- 4 year that begins after the date on which a final judicial
- 5 determination that the local entity has intentionally violated
- 6 this chapter is made in a civil action brought pursuant to
- 7 section 27B.4, subsection 6. State funds shall continue
- 8 to be denied until eligibility to receive state funds is
- 9 reinstated under section 27B.6. However, any state funds for
- 10 the provision of wearable body protective gear used for law
- 11 enforcement purposes shall not be denied under this section.
- 12 3. The department of management shall adopt rules pursuant

13 to chapter 17A to implement this section and section 27B.6
14 uniformly across state agencies from which state funds are
15 distributed to local entities.

16 Sec. 32. NEW SECTION. **27B.6 Reinstatement of eligibility**
17 **to receive state funds.**

18 1. Except as provided by subsection 5, no earlier than
19 ninety days after the date of a final judicial determination
20 that a local entity has intentionally violated the provisions
21 of this chapter, the local entity may petition the district
22 court that heard the civil action brought pursuant to section
23 27B.4, subsection 6, to seek a declaratory judgment that the
24 local entity is in full compliance with this chapter.

25 2. A local entity that petitions the court as described by
26 subsection 1 shall comply with any document requests, including
27 a request for supporting documents, from the attorney general
28 relating to the action.

29 3. If the court issues a declaratory judgment declaring that
30 the local entity is in full compliance with this chapter, the
31 local entity's eligibility to receive state funds is reinstated
32 beginning on the first day of the month following the date on
33 which the declaratory judgment is issued.

34 4. A local entity shall not petition the court as described
35 in subsection 1 more than twice in one twelve-month period.

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1 5. A local entity may petition the court as described in
2 subsection 1 before the date provided in subsection 1 if the
3 person who was the director or other chief officer of the
4 local entity at the time of the violation of this chapter is
5 subsequently removed from or otherwise leaves office.

6 6. A party shall not be entitled to recover any attorney
7 fees in a civil action described by subsection 1.

8 Sec. 33. NEW SECTION. **27B.7 Attorney general database.**

9 The attorney general shall develop and maintain a searchable
10 database listing each local entity for which a final judicial
11 determination described in section 27B.5, subsection 2, has
12 been made. The attorney general shall post the database on the
13 attorney general's internet site.

14 DIVISION X
15 QUALIFIED IMMUNITY

16 Sec. 34. NEW SECTION. **669.14A Qualified immunity.**

17 1. Notwithstanding any other provision of law, an employee
18 of the state subject to a claim brought under this chapter
19 shall not be liable for monetary damages if any of the
20 following apply:

21 a. The right, privilege, or immunity secured by law was not
22 clearly established at the time of the alleged deprivation,
23 or at the time of the alleged deprivation the state of the
24 law was not sufficiently clear that every reasonable employee
25 would have understood that the conduct alleged constituted a
26 violation of law.

- 27 b. A court of competent jurisdiction has issued a final
28 decision on the merits holding, without reversal, vacatur, or
29 preemption, that the specific conduct alleged to be unlawful
30 was consistent with the law.
- 31 2. The state or a state agency shall not be liable for
32 any claim brought under this chapter where the employee
33 was determined to be protected by qualified immunity under
34 subsection 1.
- 35 3. A plaintiff who brings a claim under this chapter

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- 1 alleging a violation of the law must state with particularity
2 the circumstances constituting the violation and that the law
3 was clearly established at the time of the alleged violation.
4 Failure to plead a plausible violation or failure to plead that
5 the law was clearly established at the time of the alleged
6 violation shall result in dismissal with prejudice.
- 7 4. Any decision by the district court denying qualified
8 immunity shall be immediately appealable.
- 9 5. This section shall apply in addition to any other
10 statutory or common law immunity.
- 11 Sec. 35. NEW SECTION. **669.26 Money damages — nonwaiver**
12 **of rights.**
- 13 This chapter shall not be construed to be a waiver of
14 sovereign immunity for a claim for money damages under the
15 Constitution of the State of Iowa.
- 16 Sec. 36. NEW SECTION. **670.4A Qualified immunity.**
- 17 1. Notwithstanding any other provision of law, an employee
18 or officer subject to a claim brought under this chapter shall
19 not be liable for monetary damages if any of the following
20 apply:
- 21 a. The right, privilege, or immunity secured by law was not
22 clearly established at the time of the alleged deprivation,
23 or at the time of the alleged deprivation the state of the
24 law was not sufficiently clear that every reasonable employee
25 would have understood that the conduct alleged constituted a
26 violation of law.
- 27 b. A court of competent jurisdiction has issued a final
28 decision on the merits holding, without reversal, vacatur, or
29 preemption, that the specific conduct alleged to be unlawful
30 was consistent with the law.
- 31 2. A municipality shall not be liable for any claim brought
32 under this chapter where the employee or officer was determined
33 to be protected by qualified immunity under subsection 1.
- 34 3. A plaintiff who brings a claim under this chapter
35 alleging a violation of the law must state with particularity

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- 1 the circumstances constituting the violation and that the law
2 was clearly established at the time of the alleged violation.

3 Failure to plead a plausible violation or failure to plead that
4 the law was clearly established at the time of the alleged
5 violation shall result in dismissal with prejudice.
6 4. Any decision by the district court denying qualified
7 immunity shall be immediately appealable.
8 5. This section shall apply in addition to any other
9 statutory or common law immunity.

10 Sec. 37. NEW SECTION. 670.14 Money damages — nonwaiver
11 of rights.

12 This chapter shall not be construed to be a waiver of
13 sovereign immunity for a claim for money damages under the
14 Constitution of the State of Iowa.

15 Sec. 38. EFFECTIVE DATE. This division of this Act, being
16 deemed of immediate importance, takes effect upon enactment.

17 DIVISION XI

18 PUBLIC DISORDER

19 Sec. 39. Section 723.1, Code 2021, is amended to read as
20 follows:

21 **723.1 Riot.**

22 A riot is three or more persons assembled together in a
23 violent and disturbing manner, ~~to the disturbance of others,~~
24 and with any use of unlawful force or violence by them or any
25 of them against another person, or causing property damage.
26 A person who willingly joins in or remains a part of a riot,
27 knowing or having reasonable grounds to believe that it is
28 such, commits ~~an aggravated misdemeanor~~ a class “D” felony.

29 Sec. 40. Section 723.2, Code 2021, is amended to read as
30 follows:

31 **723.2 Unlawful assembly.**

32 An unlawful assembly is three or more persons assembled
33 together, with them or any of them acting in a violent manner,
34 and with intent that they or any of them will commit a public
35 offense. A person who willingly joins in or remains a part

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1 of an unlawful assembly, or who joined a lawful assembly but
2 willingly remains after the assembly becomes unlawful, knowing
3 or having reasonable grounds to believe that it is such,
4 commits ~~a simple~~ an aggravated misdemeanor.

5 Sec. 41. EFFECTIVE DATE. This division of this Act, being
6 deemed of immediate importance, takes effect upon enactment.

7 DIVISION XII

8 PEACE OFFICER, PUBLIC SAFETY, AND EMERGENCY PERSONNEL BILL OF
9 RIGHTS

10 Sec. 42. Section 80F.1, subsection 1, paragraph a, Code
11 2021, is amended to read as follows:

12 a. “*Complaint*” means a formal written allegation signed
13 by the complainant or a signed written statement by an
14 officer receiving an oral complaint stating the complainant’s
15 allegation.

16 Sec. 43. Section 80F.1, subsections 3, 5, 8, 9, 13, and 18,

17 Code 2021, are amended to read as follows:

18 3. A formal administrative investigation of an officer
19 shall be commenced and completed in a reasonable period of time
20 ~~and an~~. An officer shall be immediately notified in writing
21 of the results of the investigation when the investigation is
22 completed.

23 5. An officer who is the subject of a complaint, shall at a
24 minimum, be provided a written summary of the complaint prior
25 to an interview. If a collective bargaining agreement applies,
26 the complaint or written summary shall be provided pursuant
27 to the procedures established under the collective bargaining
28 agreement. If the complaint alleges domestic abuse, sexual
29 abuse, workplace harassment, or sexual harassment, an officer
30 shall not receive more than a written summary of the complaint.

31 8. a. The officer shall have the right to have the
32 assistance of legal counsel ~~present~~, at the officer's expense,
33 during the interview of the officer and during hearings or
34 other disciplinary or administrative proceedings relating
35 to the complaint. In addition, the officer shall have the

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1 right, at the officer's expense, to have a union representative
2 present during the interview or, if not a member of a union,
3 the officer shall have the right to have a designee present.

4 b. The officer's legal counsel, union representative, or
5 employee representative shall not be compelled to disclose in
6 any judicial proceeding, nor be subject to any investigation
7 or punitive action for refusing to disclose, any information
8 received from an officer under investigation or from an
9 agent of the officer, so long as the officer or agent of the
10 officer is an uninvolved party and not considered a witness
11 to any incident. The officer's legal counsel may coordinate
12 and communicate in confidence with the officer's designated
13 union representative or employee representative, and such
14 communications are not subject to discovery in any proceeding.
15 9. If a formal administrative investigation results in
16 the removal, discharge, or suspension, or other disciplinary
17 action against an officer, copies of any witness statements
18 and the complete investigative agency's report shall be timely
19 provided to the officer upon the request of the officer or the
20 officer's legal counsel upon request at the completion of the
21 investigation.

22 13. An officer shall have the right to ~~pursue civil remedies~~
23 ~~under the law~~ bring a cause of action against a citizen any
24 person, group of persons, organization, or corporation for
25 damages arising from the filing of a false complaint against
26 the officer or any other violation of this chapter including
27 but not limited to actual damages, court costs, and reasonable
28 attorney fees.

29 18. A municipality, county, or state agency employing
30 an officer shall not publicly release the officer's official

31 photograph without the written permission of the officer or
32 without a request to release pursuant to chapter 22. An
33 officer's personal information including but not limited to the
34 officer's home address, personal telephone number, personal
35 electronic mail address, date of birth, social security number,

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1 and driver's license number shall be confidential and shall be
2 redacted from any record prior to the record's release to the
3 public by the employing agency. Nothing in this subsection
4 prohibits the release of an officer's photograph or unredacted
5 personal information to the officer's legal counsel, union
6 representative, or designated employee representative upon the
7 officer's request.

8 Sec. 44. Section 80F.1, Code 2021, is amended by adding the
9 following new subsections:

10 NEW SUBSECTION. 20. The employing agency shall keep
11 an officer's statement, recordings, or transcripts of any
12 interviews or disciplinary proceedings, and any complaints
13 made against an officer confidential unless otherwise provided
14 by law or with the officer's written consent. Nothing in
15 this section prohibits the release of an officer's statement,
16 recordings, or transcripts of any interviews or disciplinary
17 proceedings, and any complaints made against an officer to
18 the officer or the officer's legal counsel upon the officer's
19 request.

20 NEW SUBSECTION. 21. An agency employing full-time or
21 part-time officers shall provide training to any officer or
22 supervisor who performs or supervises an investigation under
23 this section, and shall maintain documentation of any training
24 related to this section. The Iowa law enforcement academy
25 shall adopt minimum training standards not inconsistent with
26 this subsection, including training standards concerning
27 interviewing an officer subject to a complaint.

28 NEW SUBSECTION. 22. Upon written request, the employing
29 agency shall provide to the requesting officer or the officer's
30 legal counsel a copy of the officer's personnel file and
31 training records regardless of whether the officer is subject
32 to a formal administrative investigation at the time of the
33 request.

34 DIVISION XIII
35 CIVIL LIABILITY FOR CERTAIN VEHICLE OPERATORS

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1 Sec. 45. NEW SECTION. 321.366A Immunity from civil
2 liability for certain vehicle operators.

3 1. The driver of a vehicle who is exercising due care and
4 who injures another person who is participating in a protest,
5 demonstration, riot, or unlawful assembly or who is engaging in
6 disorderly conduct and is blocking traffic in a public street

7 or highway shall be immune from civil liability for the injury
8 caused by the driver of the vehicle.

9 2. The driver of a vehicle who injures another person
10 who is participating in a protest, demonstration, riot, or
11 unlawful assembly or who is engaging in disorderly conduct and
12 is blocking traffic in a public street or highway shall not
13 be immune from civil liability if the actions leading to the
14 injury caused by the driver of a vehicle constitute reckless
15 or willful misconduct.

16 3. Subsection 1 shall not apply if the injured person
17 participating in a protest or demonstration was doing so with a
18 valid permit allowing persons to protest or demonstrate on the
19 public street or highway where the injury occurred.

20 Sec. 46. EFFECTIVE DATE. This division of this Act, being
21 deemed of immediate importance, takes effect upon enactment.

22 DIVISION XIV

23 WINDOW TINTING

24 Sec. 47. Section 321.438, subsection 2, Code 2021, is
25 amended to read as follows:

26 2. A person shall not operate on the highway a motor
27 vehicle equipped with a front windshield, a side window to the
28 immediate right or left of the driver, or a ~~side-wing~~ sidewing
29 forward of and to the left or right of the driver which is
30 excessively dark or reflective so that it is difficult for a
31 person outside the motor vehicle to see into the motor vehicle
32 through the windshield, window, or sidewing.

33 a. The department shall adopt rules establishing a minimum
34 measurable standard of transparency which shall apply to
35 violations of this subsection.

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1 b. This subsection does not apply to a person who operates
2 a motor vehicle owned or leased by a federal, state, or local
3 law enforcement agency if the operation is part of the person's
4 official duties.

5 Sec. 48. EFFECTIVE DATE. This division of this Act, being
6 deemed of immediate importance, takes effect upon enactment.

7 DIVISION XV

8 SHERIFF SALARIES

9 Sec. 49. Section 331.907, subsection 1, Code 2021, is
10 amended to read as follows:

11 1. The annual compensation of the auditor, treasurer,
12 recorder, sheriff, county attorney, and supervisors shall
13 be determined as provided in this section. The county
14 compensation board annually shall review the compensation
15 paid to comparable officers in other counties of this
16 state, other states, private enterprise, and the federal
17 government. In setting the salary of the county sheriff,
18 the county compensation board shall ~~consider setting set~~ set
19 sheriff's salary so that it is comparable to salaries paid
20 to professional law enforcement administrators and command

21 officers of the state patrol, the division of criminal
22 investigation of the department of public safety, and city
23 police agencies in this state chiefs employed by cities of
24 similar population to the population of the county. The county
25 compensation board shall prepare a compensation schedule for
26 the elective county officers for the succeeding fiscal year. A
27 recommended compensation schedule requires a majority vote of
28 the membership of the county compensation board.

29 DIVISION XVI

30 CONFIDENTIAL COMMUNICATIONS — PEER SUPPORT — GROUP COUNSELORS

31 Sec. 50. Section 622.10, subsection 9, paragraphs a and b,
32 Code 2021, are amended to read as follows:

33 a. A peer support group counselor or individual present
34 for a group crisis intervention who obtains information from
35 an officer or a civilian employee of a law enforcement agency

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1 or fire department by reason of the counselor's capacity as a
2 peer support group counselor or an individual's presence for
3 a group crisis intervention shall not be allowed, in giving
4 testimony, to disclose any confidential communication properly
5 entrusted to the counselor or individual present for a group
6 crisis intervention by the officer or civilian employee while
7 receiving counseling or group crisis intervention.
8 b. The prohibition in this subsection does not apply
9 where the officer or civilian employee has consented to the
10 disclosure of the information specified in paragraph "a" or
11 where the peer support group counselor or individual present
12 for a group crisis intervention was an initial responding
13 officer, a witness, or a party to the incident which prompted
14 the delivery of peer support group counseling services or the
15 group crisis intervention to the officer or civilian employee.

16 DIVISION XVII

17 DISABILITY MEDICAL BENEFITS — IOWA PUBLIC RETIREMENT SYSTEM

18 Sec. 51. Section 97B.50A, Code 2021, is amended by adding
19 the following new subsection:

20 NEW SUBSECTION. 8A. *Medical benefits.* An employer shall
21 furnish reasonable surgical, medical, dental, osteopathic,
22 chiropractic, podiatric, physical rehabilitation, nursing,
23 ambulance, and hospital services and supplies for a member who
24 is injured in the performance of the member's duties and is
25 receiving an in-service disability retirement allowance under
26 subsection 2 or has waived an in-service disability retirement
27 allowance under subsection 4, regardless of when the injury
28 occurred or when the member's in-service disability allowance
29 commenced.

30 DIVISION XVIII

31 OFFICER DISCIPLINARY ACTIONS

32 Sec. 52. Section 80F.1, Code 2021, is amended by adding the
33 following new subsection:

34 NEW SUBSECTION. 23. a. An officer shall not be discharged,

35 disciplined, or threatened with discharge or discipline by a

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1 state, county, or municipal law enforcement agency solely due
2 to a prosecuting attorney making a determination or disclosure
3 that exculpatory evidence exists concerning the officer.
4 b. This subsection does not prohibit a law enforcement
5 agency from dismissing, suspending, demoting, or taking other
6 disciplinary actions against an officer based on the underlying
7 actions that resulted in the exculpatory evidence being
8 withheld. If a collective bargaining agreement applies, the
9 actions taken by the law enforcement agency shall conform to
10 the rules and procedures adopted by the collective bargaining
11 agreement.

12 Sec. 53. FUTURE REPEAL. This division is repealed July 1,
13 2022.

14 Sec. 54. BRADY-GIGLIO LIST INTERIM COMMITTEE.

15 1. The legislative council is requested to establish a
16 Brady-Giglio list interim committee for the 2021 interim. The
17 purpose of the committee shall be to do all of the following:
18 a. Study the disclosure of information contained in officer
19 personnel files as such information relates to a Brady-Giglio
20 list.
21 b. Study the efficiency of implementing a statewide system
22 for a Brady-Giglio list, identifying impartial entities to
23 conduct investigations pertaining to an officer's acts or
24 omissions to act, and recommending the appropriate procedures,
25 due process protections, appeal rights, and criteria for the
26 placement and removal of an officer's name on and from a
27 Brady-Giglio list.
28 c. Study any other issues that the committee determines
29 relevant to its objective. The committee may solicit the
30 advice or testimony of any organization or individual with
31 information or expertise relevant to the purpose of the
32 committee.
33 2. The committee shall consist of three members of the
34 senate appointed by the majority leader of the senate, two
35 members of the senate appointed by the minority leader of the

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1 senate, three members of the house of representatives appointed
2 by the speaker of the house of representatives, and two members
3 of the house of representatives appointed by the minority
4 leader of the house of representatives. Additional committee
5 members shall include the commissioner of the department of
6 public safety or the commissioner's designee, a district court
7 judge appointed by the supreme court, and representatives from
8 all of the following: the Iowa county attorneys association,
9 the Iowa sheriffs and deputies association, the Iowa police
10 chiefs association, the Iowa state police association, the

11 Iowa peace officers association, the Iowa professional fire
12 fighters, the Iowa state troopers association, and the Iowa
13 state patrol supervisors association. The Iowa sheriffs and
14 deputies association member representative shall be an officer
15 who does not hold rank.
16 3. The committee shall elect a chairperson from the members
17 appointed.
18 4. The committee shall issue a report, including findings
19 and recommendations, to the governor and the general assembly
20 no later than December 16, 2021.
21 5. For the purposes of this section, "Brady-Giglio list"
22 means a list of officers maintained by the county attorney's
23 office, including officers who may not have disclosed all
24 impeachment information and officers who may have violated the
25 pretrial discovery rule requiring officers to turn over all
26 evidence that might be used to exonerate a defendant.>
27 2. Title page, by striking lines 1 through 6 and inserting
28 <An Act relating to public records including confidentiality,
29 access, and enforcement of public violations; uniform
30 commercial code filings; certain employment matters including
31 certain benefits, workers' compensation, civil service
32 examinations, and sheriff salaries; qualified immunity;
33 communications in professional confidence; law enforcement
34 including officer rights and disciplinary actions, eluding law
35 enforcement, and the carrying of firearms; assaults involving

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1 lasers; the enforcement of laws; public disorder, assault,
2 harassment, criminal mischief, unlawful obstruction of certain
3 highways, and disorderly conduct; civil liability for certain
4 vehicle operators; and window tinting; and providing penalties
5 and including effective date provisions.>>

KLEIN of Washington

H-1344

1 Amend the amendment, H-1340, to House File 698, as follows:
2 1. Page 1, by striking lines 1 through 29 and inserting:
3 <Amend House File 698 as follows:
4 1. By striking everything after the enacting clause and
5 inserting:
6 <Section 1. Section 80F.1, subsection 1, Code 2021, is
7 amended by adding the following new paragraph:
8 NEW PARAGRAPH. g. "*Brady list*" means a list of officers
9 maintained by the county attorney's office, including officers
10 who may have impeached themselves as witnesses and officers
11 who may have violated the pretrial discovery rule requiring
12 officers to turn over all evidence that might be used to
13 exonerate a defendant.
14 Sec. 2. Section 80F.1, Code 2021, is amended by adding the

15 following new subsection:

16 **NEW SUBSECTION. 20. a.** An officer shall not be discharged,
17 disciplined, or threatened with discharge or discipline by a
18 state, county, or municipal law enforcement agency solely due
19 to the inclusion of the officer's name on a Brady list.

20 **b.** This subsection does not prohibit a law enforcement
21 agency from dismissing, suspending, demoting, or taking other
22 disciplinary actions against an officer based on the underlying
23 actions that resulted in the officer's name being placed on
24 a Brady list including any impeachment evidence against the
25 officer or evidence that the officer may not have turned
26 over exculpatory evidence to a defendant. If a collective
27 bargaining agreement applies, the actions taken by the law
28 enforcement agency shall conform to the rules and procedures
29 adopted by the collective bargaining agreement.

30 **Sec. 3. BRADY LIST INTERIM COMMITTEE.**

31 **1.** The legislative council is requested to establish a Brady
32 list interim committee for the 2021 interim. The purpose of
33 the committee shall be to do all of the following:

34 **a.** Study the disclosure of information contained in officer
35 personnel files as such information relates to a Brady list as

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1 defined in section 80F.1.

2 **b.** Study the efficiency of implementing a statewide system
3 for a Brady list, identifying impartial entities to conduct
4 investigations pertaining to an officer's acts or omissions to
5 act, and recommending the appropriate procedures, due process
6 protections, appeal rights, and criteria for the placement and
7 removal of an officer's name on and from a Brady list.
8 **c.** Study any other issues that the committee determines
9 relevant to its objective. The committee may solicit the
10 advice or testimony of any organization or individual with
11 information or expertise relevant to the purpose of the
12 committee.

13 **2.** The committee shall consist of three members of the
14 senate appointed by the majority leader of the senate, two
15 members of the senate appointed by the minority leader of
16 the senate, three members of the house of representatives
17 appointed by the speaker of the house of representatives,
18 and two members of the house of representatives appointed
19 by the minority leader of the house of representatives.
20 Additional committee members shall include the commissioner
21 of the department of public safety or the commissioner's
22 designee, a district court judge appointed by the supreme
23 court, two representatives from the Iowa sheriffs and deputies
24 association, and one representative from each of the following:
25 the Iowa county attorneys association, the Iowa police chiefs
26 association, the Iowa state police association, the Iowa peace
27 officers association, the Iowa fraternal order of police,
28 the Iowa professional fire fighters, the Iowa state troopers

29 association, and the Iowa state patrol supervisors association.
30 The Iowa sheriffs and deputies association members shall
31 include an officer in a supervisory position and an officer who
32 does not hold rank.
33 3. The committee shall elect a chairperson from the members
34 appointed.
35 4. The committee shall issue a report, including findings

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1 and recommendations, to the governor and the general assembly
2 no later than December 16, 2021.>
3 2. Title page, by striking lines 1 and 2 and inserting <An
4 Act relating to officer disciplinary actions.>>

KLEIN of Washington

H-1345

1 Amend the amendment, H-1341, to Senate File 476, as amended,
2 passed, and reprinted by the Senate, as follows:
3 1. By striking page 1, line 1, through page 29, line 23, and
4 inserting:
5 <Amend Senate File 476, 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 PUBLIC RECORDS — CONFIDENTIALITY — CIVIL ENFORCEMENT
11 Section 1. Section 9E.1, Code 2021, is amended to read as
12 follows:
13 **9E.1 Purpose.**
14 The general assembly finds that individuals attempting to
15 escape from actual or threatened domestic abuse, domestic
16 abuse assault, sexual abuse, assault, stalking, or human
17 trafficking frequently establish new addresses in order to
18 prevent their assailants or probable assailants from finding
19 them. The purpose of this chapter is to enable state and local
20 agencies to respond to requests for data without disclosing
21 the location of a victim of domestic abuse, domestic abuse
22 assault, sexual abuse, assault, stalking, or human trafficking;
23 to enable interagency cooperation with the secretary of state
24 in providing address confidentiality for victims of domestic
25 abuse, domestic abuse assault, sexual abuse, assault, stalking,
26 or human trafficking; and to enable program participants to use
27 an address designated by the secretary of state as a substitute
28 mailing address for the purposes specified in this chapter.
29 In addition, the purpose of this chapter is to prevent such
30 victims from being physically located through a public records
31 search.
32 Sec. 2. Section 9E.2, subsection 6, paragraph a, Code 2021,
33 is amended to read as follows:

34 *a. "Eligible person" means a person who is all a resident of*
35 *this state, an adult, a minor, or an incapacitated person as*

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1 defined in section 633.701, and is one of the following:
2 (1) A resident of this state.
3 ~~(2) An adult, a minor, or an incapacitated person as defined~~
4 ~~in section 633.701.~~
5 ~~(3) A victim of domestic abuse, domestic abuse assault,~~
6 ~~sexual abuse, assault, stalking, or human trafficking as~~
7 ~~evidenced by the filing of a petition pursuant to section 236.3~~
8 ~~or a criminal complaint or information pursuant to section~~
9 ~~708.1, 708.2A, 708.11, or 710A.2, or any violation contained~~
10 ~~in chapter 709.~~
11 (2) A currently active or retired state or local judicial
12 officer, as defined in section 4.1, a federal judge, or a
13 spouse or child of such a person.
14 (3) A currently active or retired state or local prosecuting
15 attorney, as defined in section 801.4, or a spouse or child of
16 such a person.
17 (4) A currently active or retired peace officer, as defined
18 in section 801.4, civilian employee of a law enforcement
19 agency, or a spouse or child of such a person.
20 Sec. 3. Section 9E.3, subsection 1, paragraph b,
21 subparagraph (1), subparagraph division (a), Code 2021, is
22 amended to read as follows:
23 (a) The eligible person listed on the application is a
24 victim of domestic abuse, domestic abuse assault, sexual abuse,
25 assault, stalking, or human trafficking.
26 Sec. 4. Section 9E.3, subsection 1, paragraph e, Code 2021,
27 is amended to read as follows:
28 e. The residential address of the eligible person,
29 disclosure of which could lead to an increased risk of domestic
30 abuse, domestic abuse assault, sexual abuse, assault, stalking,
31 or human trafficking.
32 Sec. 5. Section 9E.7, Code 2021, is amended by adding the
33 following new subsection:
34 NEW SUBSECTION. 4A. Upon request by a program participant,
35 the assessor or the assessor's staff shall redact the

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1 requestor's name contained in electronic documents that
2 are displayed for public access through an internet site.
3 The assessor shall implement and maintain a process to
4 facilitate these requests. A fee shall not be charged for the
5 administration of this paragraph.
6 Sec. 6. Section 22.10, subsection 3, paragraph b,
7 subparagraph (2), Code 2021, is amended to read as follows:
8 (2) Had good reason to believe and in good faith believed
9 facts which, if true, would have indicated compliance with the

10 requirements of this chapter. It shall constitute such good
11 reason and good faith belief and a court shall not assess any
12 damages, costs, or fees under this subsection if the person
13 incorrectly balanced the right of the public to receive public
14 records against the rights and obligations of the government
15 body to maintain confidential records as provided in section
16 22.7 under any judicially created balancing test, unless the
17 person is unable to articulate any reasonable basis for such
18 balancing.

19 Sec. 7. Section 331.604, subsection 3, Code 2021, is amended
20 by adding the following new paragraph:

21 NEW PARAGRAPH. *f.* (1) Upon request by a peace officer,
22 as defined in section 801.4, civilian employee of a law
23 enforcement agency, or state or federal judicial officer
24 or state or federal prosecutor, the county assessor or the
25 county assessor's staff, or the county recorder or the county
26 recorder's staff, shall redact the requestor's name contained
27 in electronic documents that are displayed for public access
28 through an internet site.

29 (2) Upon request by a former peace officer, as defined
30 in section 801.4, or a former civilian employee of a law
31 enforcement agency, the county assessor or the county
32 assessor's staff, or the county recorder or the county
33 recorder's staff, may redact, upon the presentation of evidence
34 that a compelling safety interest is served by doing so, the
35 requestor's name contained in electronic documents that are

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1 displayed for public access through an internet site.

2 (3) This paragraph does not apply to a requestor holding or
3 seeking public office.

4 (4) The county assessor and the county recorder shall
5 implement and maintain a process to facilitate requests
6 pursuant to this paragraph.

7 (5) A fee shall not be charged for the administration of
8 this paragraph.

9 DIVISION II

10 UNIFORM COMMERCIAL CODE — FRAUDULENT FILINGS

11 Sec. 8. Section 554.9510, subsection 1, Code 2021, is
12 amended to read as follows:

13 1. *Filed record effective if authorized.* A filed record
14 is effective only to the extent that it was filed by a person
15 that may file it under section 554.9509 or by the filing office
16 under section 554.9513A.

17 Sec. 9. **NEW SECTION. 554.9513A Termination of wrongfully**
18 **filed financing statement — reinstatement.**

19 1. *Trusted filer.* “Trusted filer” means a person that does
20 any of the following:

21 *a.* Regularly causes records to be communicated to the
22 filing office for filing and has provided the filing office
23 with current contact information and information sufficient to

24 establish the person's identity.
25 *b.* Satisfies either of the following conditions:
26 (1) The filing office has issued the person credentials for
27 access to online filing services.
28 (2) The person has established a prepaid or direct debit
29 account for payment of filing fees, regardless of whether the
30 account is used in a particular transaction.
31 2. *Affidavit of wrongful filing.* A person identified as
32 debtor in a filed financing statement may deliver to the
33 filing office a notarized, sworn affidavit that identifies the
34 financing statement by file number, indicates the affiant's
35 mailing address, and states that the affiant believes that

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1 the filed record identifying the affiant as debtor was not
2 authorized to be filed and was caused to be communicated to the
3 filing office with the intent to harass or defraud the affiant.
4 The filing office may reject an affidavit that is incomplete or
5 that it believes was delivered to it with the intent to harass
6 or defraud the secured party. The office of the secretary
7 of state shall adopt a form of affidavit for use under this
8 section.
9 3. *Termination statement by filing office.* Subject to
10 subsection 11, if an affidavit is delivered to the filing
11 office under subsection 2, the filing office shall promptly
12 file a termination statement with respect to the financing
13 statement identified in the affidavit. The termination
14 statement must identify by its file number the initial
15 financing statement to which it relates and must indicate that
16 it was filed pursuant to this section. A termination statement
17 filed under this subsection is not effective until ninety days
18 after it is filed.
19 4. *No fee charged or refunded.* The filing office shall not
20 charge a fee for the filing of an affidavit under subsection
21 2 or a termination statement under subsection 3. The filing
22 office shall not return any fee paid for filing the financing
23 statement identified in the affidavit, whether or not the
24 financing statement is reinstated under subsection 7.
25 5. *Notice of termination statement.* On the same day that a
26 filing office files a termination statement under subsection
27 3, the filing office shall send to the secured party of record
28 for the financing statement to which the termination statement
29 relates a notice stating that the termination statement
30 has been filed and will become effective ninety days after
31 filing. The notice shall be sent by certified mail, return
32 receipt requested, to the address provided for the secured
33 party of record in the financing statement with a copy sent by
34 electronic mail to the electronic mail address provided by the
35 secured party of record, if any.

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1 6. *Administrative review — action for reinstatement.* A
2 secured party that believes in good faith that the filed record
3 identified in an affidavit delivered to the filing office under
4 subsection 2 was authorized to be filed and was not caused to
5 be communicated to the filing office with the intent to harass
6 or defraud the affiant may:
7 *a.* Before the termination statement takes effect, request
8 that the filing office conduct an expedited review of the
9 filed record and any documentation provided by the secured
10 party. The filing office may as a result of this review remove
11 from the record the termination statement filed by it under
12 subsection 3 before the termination statement takes effect and
13 conduct an administrative review under subsection 11.
14 *b.* File an action against the filing office seeking
15 reinstatement of the financing statement to which the filed
16 record relates at any time before the expiration of six months
17 after the date on which the termination statement filed under
18 subsection 3 becomes effective. If the affiant is not named as
19 a defendant in the action, the secured party shall send a copy
20 of the petition to the affiant at the address indicated in the
21 affidavit. The exclusive venue for the action shall be in the
22 district court for the county where the filing office in which
23 the financing statement was filed is located. The action shall
24 be considered by the court on an expedited basis.
25 7. *Filing office to file notice of action for*
26 *reinstatement.* Within ten days after being served with process
27 in an action under subsection 6, the filing office shall file
28 a notice indicating that the action has been commenced. The
29 notice must indicate the file number of the initial financing
30 statement to which the notice relates.
31 8. *Action for reinstatement successful.* If, in an action
32 under subsection 6, the court determines that the financing
33 statement was authorized to be filed and was not caused to be
34 communicated to the filing office with the intent to harass or
35 defraud the affiant, the court shall order that the financing

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1 statement be reinstated. If an order of reinstatement is
2 issued by the court, the filing office shall promptly file a
3 record that identifies by its file number the initial financing
4 statement to which the record relates and indicates that the
5 financing statement has been reinstated.
6 9. *Effect of reinstatement.* Upon the filing of a record
7 reinstating a financing statement under subsection 8, the
8 effectiveness of the financing statement is reinstated and the
9 financing statement shall be considered never to have been
10 terminated under this section except as against a purchaser of
11 the collateral that gives value in reasonable reliance upon
12 the termination. A continuation statement filed as provided

13 in section 554.9515, subsection 4, after the effective date of
14 a termination statement filed under subsection 3 or 11 becomes
15 effective if the financing statement is reinstated.
16 10. *Liability for wrongful filing.* If, in an action under
17 subsection 6, the court determines that the filed record
18 identified in an affidavit delivered to the filing office under
19 subsection 2 was caused to be communicated to the filing office
20 with the intent to harass or defraud the affiant, the filing
21 office and the affiant may recover from the secured party that
22 filed the action the costs and expenses, including reasonable
23 attorney fees and the reasonable allocated costs of internal
24 counsel, that the filing office and the affiant incurred in the
25 action. This recovery is in addition to any recovery to which
26 the affiant is entitled under section 554.9625.
27 11. *Procedure for record filed by trusted filer.* If an
28 affidavit delivered to a filing office under subsection 2
29 relates to a filed record communicated to the filing office by
30 a trusted filer, the filing office shall promptly send to the
31 secured party of record a notice stating that the affidavit has
32 been delivered to the filing office and that the filing office
33 is conducting an administrative review to determine whether the
34 record was caused to be communicated with the intent to harass
35 or defraud the affiant. The notice shall be sent by certified

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1 mail, return receipt requested, to the address provided for
2 the secured party in the financing statement with a copy sent
3 by electronic mail to the electronic mail address provided
4 by the secured party of record, if any, and a copy shall be
5 sent in the same manner to the affiant. The administrative
6 review shall be conducted on an expedited basis and the filing
7 office may require the affiant and the secured party of record
8 to provide any additional information that the filing office
9 deems appropriate. If the filing office concludes that the
10 record was caused to be communicated with the intent to harass
11 or defraud the affiant, the filing office shall promptly file a
12 termination statement under subsection 2 that will be effective
13 immediately and send to the secured party of record the notice
14 required by subsection 5. The secured party may thereafter
15 file an action for reinstatement under subsection 6 and the
16 provisions of subsections 7 through 10 are applicable.
17 Sec. 10. NEW SECTION. 714.29 Records filed with intent to
18 harass or defraud.
19 1. A person shall not cause to be communicated to the filing
20 office as defined in section 554.9102 for filing a record if
21 all of the following are true:
22 a. The person is not authorized to file the record under
23 section 554.9509.
24 b. The record is not related to an existing or anticipated
25 transaction that is or will be governed by chapter 554, article
26 9.

27 c. The record is filed with the intent to harass or defraud
28 the person identified as debtor in the record.
29 2. A person that violates subsection 1 is guilty of a simple
30 misdemeanor for a first offense and a serious misdemeanor for a
31 second or subsequent offense.

32 DIVISION III

33 ACCRUED SICK LEAVE — RETIRED PUBLIC SAFETY EMPLOYEES

34 Sec. 11. NEW SECTION. 70A.23A **Credit for accrued sick leave**
35 **— retired public safety employees.**

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1 A public safety employee, as defined in section 20.3,
2 subsection 11, who retires and has applied for retirement
3 benefits under an eligible retirement system, shall receive
4 credit for all accumulated, unused sick leave which shall be
5 converted at current value and credited to an account for the
6 public safety employee for the purpose of paying the public
7 safety employee's cost of the monthly premiums for continuance
8 of the public safety employee's health insurance plan. Upon
9 the death of a retired public safety employee, the surviving
10 spouse or dependents shall be entitled to the value of the
11 accumulated unused sick leave for the purpose of paying the
12 cost of monthly premiums for continuation of a public safety
13 employee's health insurance policy for the public safety
14 employee's surviving spouse or dependents. This section
15 shall not apply to a public safety employee covered under a
16 collective bargaining agreement which provides for an employer
17 paid retirement health savings plan.

18 DIVISION IV

19 WORKERS' COMPENSATION — ACTIONS AND OFFSETS

20 Sec. 12. Section 97A.6, subsection 11, Code 2021, is amended
21 to read as follows:

22 11. *Pensions offset by compensation benefits.*

23 *a.* Any amounts which may be paid or payable by the state
24 under the provisions of any workers' compensation or similar
25 law to a member or to the dependents of a member on account of
26 any disability or death, shall be offset against and payable
27 in lieu of any benefits payable out of the retirement fund
28 provided by the state under the provisions of this chapter on
29 account of the same disability or death. In case the present
30 value of the total commuted benefits under said workers'
31 compensation or similar law is less than the present value
32 of the benefits otherwise payable from the retirement fund
33 provided by the state under this chapter, then the present
34 value of the commuted payments shall be deducted from the
35 pension payable and such benefits as may be provided by the

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1 system so reduced shall be payable under the provisions of this
2 chapter.

3 b. Notwithstanding paragraph "a", any workers' compensation
4 benefits received by a member for past medical expenses or
5 future medical expenses shall not be offset against and not
6 considered payable in lieu of any retirement allowance payable
7 pursuant to this section on account of the same disability.
8 c. Notwithstanding paragraph "a", any workers' compensation
9 benefits received by a member for reimbursement of vacation
10 time used, sick time used, or for any unpaid time off from work
11 shall not be offset against and not considered payable in lieu
12 of any retirement allowance payable pursuant to this section on
13 account of the same disability.
14 Sec. 13. Section 97B.50A, subsection 5, Code 2021, is
15 amended to read as follows:
16 5. *Offset to allowance.*
17 a. Notwithstanding any provisions to the contrary in state
18 law, or any applicable contract or policy, any amounts which
19 may be paid or payable by the employer under any workers'
20 compensation, unemployment compensation, employer-paid
21 disability plan, program, or policy, or other law to a member,
22 and any disability payments the member receives pursuant to
23 the federal Social Security Act, 42 U.S.C. §423 et seq.,
24 shall be offset against and payable in lieu of any retirement
25 allowance payable pursuant to this section on account of the
26 same disability.
27 b. Notwithstanding paragraph "a", any workers' compensation
28 benefits received by a member for past medical expenses or
29 future medical expenses shall not be offset against and not
30 considered payable in lieu of any retirement allowance payable
31 pursuant to this section on account of the same disability.
32 c. Notwithstanding paragraph "a", any workers' compensation
33 benefits received by a member for reimbursement of vacation
34 time used, sick time used, or for any unpaid time off from work
35 shall not be offset against and not considered payable in lieu

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1 of any retirement allowance payable pursuant to this section on
2 account of the same disability.
3 DIVISION V
4 CIVIL SERVICE COMMISSION EXAMINATIONS
5 Sec. 14. Section 400.8, subsection 2, Code 2021, is amended
6 to read as follows:
7 2. The commission shall establish the guidelines for
8 conducting the examinations under subsection 1 of this section.
9 ~~It may prepare and administer the examinations or may The~~
10 ~~commission shall hire persons with expertise to do so if the~~
11 ~~commission approves the examinations prepare and administer~~
12 ~~the examinations approved by the commission.~~ It may also
13 hire persons with expertise to consult in the preparation of
14 such examinations if the persons so hired are employed to aid
15 personnel of the commission in assuring that a fair examination
16 is conducted. A fair examination shall explore the competence

17 of the applicant in the particular field of examination.
18 Sec. 15. Section 400.9, subsection 2, Code 2021, is amended
19 to read as follows:
20 2. The commission shall establish guidelines for conducting
21 the examinations under subsection 1. ~~It may prepare and~~
22 ~~administer the examinations or may~~ The commission shall hire
23 ~~persons with expertise to do so if the commission approves~~
24 ~~the examinations and if the examinations apply to~~ prepare and
25 administer the examinations approved by the commission for
26 the position in the city for which the applicant is taking
27 the examination. It may also hire persons with expertise to
28 consult in the preparation of such examinations if the persons
29 so hired are employed to aid personnel of the commission
30 in assuring that a fair examination is conducted. A fair
31 examination shall explore the competence of the applicant in
32 the particular field of examination. The names of persons
33 approved to administer any examination under this section shall
34 be posted in the city hall at least twenty-four hours prior to
35 the examination.

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1 DIVISION VI
2 LAW ENFORCEMENT — ELUDING LAW ENFORCEMENT — CARRYING FIREARMS
3 Sec. 16. Section 321.279, Code 2021, is amended to read as
4 follows:
5 **321.279 Eluding or attempting to elude pursuing law**
6 **enforcement vehicle.**
7 1. *a.* The driver of a motor vehicle commits a serious
8 misdemeanor if the driver willfully fails to bring the motor
9 vehicle to a stop or otherwise eludes or attempts to elude a
10 ~~marked or unmarked~~ official law enforcement vehicle driven by a
11 ~~uniformed~~ peace officer after being given a visual and audible
12 signal to stop. The signal given by the peace officer shall
13 be by flashing red light, or by flashing red and blue lights,
14 and siren. For purposes of this section, “*peace officer*” means
15 those officers designated under section 801.4, subsection 11,
16 paragraphs “*a*”, “*b*”, “*c*”, “*f*”, “*g*”, and “*h*”.
17 *b.* The driver of a motor vehicle who commits a second or
18 subsequent violation under this subsection is, upon conviction,
19 guilty of an aggravated misdemeanor.
20 2. *a.* The driver of a motor vehicle commits an aggravated
21 misdemeanor if the driver willfully fails to bring the motor
22 vehicle to a stop or otherwise eludes or attempts to elude a
23 ~~marked or unmarked~~ official law enforcement vehicle that is
24 driven by a ~~uniformed~~ peace officer after being given a visual
25 and audible signal as provided in this section and in doing so
26 exceeds the speed limit by twenty-five miles per hour or more.
27 *b.* The driver of a motor vehicle who commits a violation
28 under this subsection and who has previously committed a
29 violation under this subsection or subsection 3 is, upon
30 conviction, guilty of a class “D” felony.

31 3. *a.* The driver of a motor vehicle commits a class “D”
32 felony if the driver willfully fails to bring the motor vehicle
33 to a stop or otherwise eludes or attempts to elude a marked or
34 unmarked official law enforcement vehicle that is driven by a
35 uniformed peace officer after being given a visual and audible

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1 signal as provided in this section, and in doing so exceeds the
2 speed limit by twenty-five miles per hour or more, and if any
3 of the following occurs:
4 (1) The driver is participating in a public offense, as
5 defined in section 702.13, that is a felony.
6 (2) The driver is in violation of section 321J.2.
7 (3) The driver is in violation of section 124.401.
8 (4) The offense results in bodily injury to a person other
9 than the driver.
10 *b.* The driver of a motor vehicle who commits a second or
11 subsequent violation under this subsection is, upon conviction,
12 guilty of a class “C” felony.
13 Sec. 17. NEW SECTION. **724.4D Authority to carry firearm**
14 **— peace officers.**

15 A peace officer shall not be prohibited from carrying a
16 firearm while engaged in the performance of official duties.
17 Sec. 18. **EFFECTIVE DATE.** This division of this Act, being
18 deemed of immediate importance, takes effect upon enactment.

19 DIVISION VII

20 ASSAULTS INVOLVING LASERS

21 Sec. 19. Section 708.1, subsection 2, Code 2021, is amended
22 by adding the following new paragraph:
23 NEW PARAGRAPH. *d.* (1) Intentionally points a laser
24 emitting a visible light beam at another person with the intent
25 to cause pain or injury to another. For purposes of this
26 paragraph, “*laser*” means a device that emits a visible light
27 beam amplified by the stimulated emission of radiation and any
28 light which simulates the appearance of a laser.
29 (2) This paragraph does not apply to any of the following:
30 (a) A law enforcement officer who uses a laser in
31 discharging or attempting to discharge the officer’s official
32 duties.
33 (b) A health care professional who uses a laser in providing
34 services within the scope of practice of that professional or
35 any other person who is licensed or authorized by law to use a

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1 laser or who uses a laser in the performance of the person’s
2 official duties.
3 (c) A person who uses a laser to play laser tag, paintball,
4 and other similar games using light-emitting diode technology.
5 Sec. 20. **EFFECTIVE DATE.** This division of this Act, being
6 deemed of immediate importance, takes effect upon enactment.

DIVISION VIII

ASSAULT — HARASSMENT — CRIMINAL MISCHIEF — DISORDERLY
CONDUCT

Sec. 21. Section 321.366, subsection 1, Code 2021, is amended by adding the following new paragraph:
NEW PARAGRAPH. g. Operate a bicycle, skateboard, or other pedestrian conveyance or be a pedestrian anywhere on a fully controlled-access facility. For purposes of this paragraph, “pedestrian conveyance” means any human-powered device by which a pedestrian may move other than by walking or by which a walking person may move another pedestrian, including but not limited to strollers and wheelchairs.
Sec. 22. Section 708.3A, subsections 1, 2, 3, and 4, Code 2021, are amended to read as follows:
1. A person who commits an assault, as defined in section 708.1, against a peace officer, jailer, correctional staff, member or employee of the board of parole, health care provider, employee of the department of human services, employee of the department of revenue, civilian employee of a law enforcement agency, civilian employee of a fire department, or fire fighter, whether paid or volunteer, with the knowledge that the person against whom the assault is committed is a peace officer, jailer, correctional staff, member or employee of the board of parole, health care provider, employee of the department of human services, employee of the department of revenue, civilian employee of a law enforcement agency, civilian employee of a fire department, or fire fighter and with the intent to inflict a serious injury upon the peace officer, jailer, correctional staff, member or employee of

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the board of parole, health care provider, employee of the department of human services, employee of the department of revenue, civilian employee of a law enforcement agency, civilian employee of a fire department, or fire fighter, is guilty of a class “D” felony.
2. A person who commits an assault, as defined in section 708.1, against a peace officer, jailer, correctional staff, member or employee of the board of parole, health care provider, employee of the department of human services, employee of the department of revenue, civilian employee of a law enforcement agency, civilian employee of a fire department, or fire fighter, whether paid or volunteer, who knows that the person against whom the assault is committed is a peace officer, jailer, correctional staff, member or employee of the board of parole, health care provider, employee of the department of human services, employee of the department of revenue, civilian employee of a law enforcement agency, civilian employee of a fire department, or fire fighter and who uses or displays a dangerous weapon in connection with the assault, is guilty of a class “D” felony.

21 3. A person who commits an assault, as defined in section
22 708.1, against a peace officer, jailer, correctional staff,
23 member or employee of the board of parole, health care
24 provider, employee of the department of human services,
25 employee of the department of revenue, civilian employee of a
26 law enforcement agency, civilian employee of a fire department,
27 or fire fighter, whether paid or volunteer, who knows that
28 the person against whom the assault is committed is a peace
29 officer, jailer, correctional staff, member or employee of
30 the board of parole, health care provider, employee of the
31 department of human services, employee of the department
32 of revenue, civilian employee of a law enforcement agency,
33 civilian employee of a fire department, or fire fighter, and
34 who causes bodily injury or mental illness, is guilty of an
35 aggravated misdemeanor.

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1 4. Any other assault, as defined in section 708.1, committed
2 against a peace officer, jailer, correctional staff, member
3 or employee of the board of parole, health care provider,
4 employee of the department of human services, employee of the
5 department of revenue, civilian employee of a law enforcement
6 agency, civilian employee of a fire department, or fire
7 fighter, whether paid or volunteer, by a person who knows
8 that the person against whom the assault is committed is a
9 peace officer, jailer, correctional staff, member or employee
10 of the board of parole, health care provider, employee of
11 the department of human services, employee of the department
12 of revenue, civilian employee of a law enforcement agency,
13 civilian employee of a fire department, or fire fighter, is a
14 serious misdemeanor.

15 Sec. 23. Section 708.7, subsection 2, paragraph a, Code
16 2021, is amended by adding the following new subparagraph:
17 NEW SUBPARAGRAPH. (4) Harassment that occurs against
18 another person who is lawfully in a place of public
19 accommodation as defined in section 216.2.

20 Sec. 24. Section 716.4, subsection 1, Code 2021, is amended
21 to read as follows:

22 1. Criminal mischief is criminal mischief in the second
23 degree if the any of the following apply:

24 a. The cost of replacing, repairing, or restoring the
25 property that is damaged, defaced, altered, or destroyed
26 exceeds one thousand five hundred dollars but does not exceed
27 ten thousand dollars.

28 b. The acts damaged, defaced, altered, or destroyed any
29 publicly owned property, including a monument or statue. In
30 addition to any sentence imposed for a violation of this
31 paragraph, the court shall include an order of restitution
32 for any property damage or loss incurred as a result of the
33 offense.

34 Sec. 25. Section 723.4, Code 2021, is amended by striking

35 the section and inserting in lieu thereof the following:

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1 **723.4 Disorderly conduct.**

2 1. A person commits a simple misdemeanor when the person
3 does any of the following:

4 *a.* Engages in fighting or violent behavior in any public
5 place or in or near any lawful assembly of persons, provided,
6 that participants in athletic contests may engage in such
7 conduct which is reasonably related to that sport.

8 *b.* Makes loud and raucous noise in the vicinity of any
9 residence or public building which intentionally or recklessly
10 causes unreasonable distress to the occupants thereof.

11 *c.* Directs abusive epithets or makes any threatening gesture
12 which the person knows or reasonably should know is likely to
13 provoke a violent reaction by another.

14 *d.* Without lawful authority or color of authority, the
15 person disturbs any lawful assembly or meeting of persons by
16 conduct intended to disrupt the meeting or assembly.

17 *e.* By words or action, initiates or circulates a report or
18 warning of fire, epidemic, or other catastrophe, knowing such
19 report to be false or such warning to be baseless.

20 *f.* (1) Knowingly and publicly uses the flag of the United
21 States in such a manner as to show disrespect for the flag as
22 a symbol of the United States, with the intent or reasonable
23 expectation that such use will provoke or encourage another to
24 commit trespass or assault.

25 (2) As used in this paragraph:

26 (a) "*Deface*" means to intentionally mar the external
27 appearance.

28 (b) "*Defile*" means to intentionally make physically unclean.

29 (c) "*Flag*" means a piece of woven cloth or other material
30 designed to be flown from a pole or mast.

31 (d) "*Mutilate*" means to intentionally cut up or alter so as
32 to make imperfect.

33 (e) "*Show disrespect*" means to deface, defile, mutilate, or
34 trample.

35 (f) "*Trample*" means to intentionally tread upon or

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1 intentionally cause a machine, vehicle, or animal to tread
2 upon.

3 (3) This paragraph does not apply to a flag retirement
4 ceremony conducted pursuant to federal law.

5 2. A person commits a serious misdemeanor when the person,
6 without lawful authority or color of authority, obstructs any
7 street, sidewalk, highway, or other public way, with the intent
8 to prevent or hinder its lawful use by others.

9 3. A person commits an aggravated misdemeanor when the
10 person commits disorderly conduct as described in subsection 2

11 and does any of the following:

12 a. Obstructs or attempts to obstruct a fully
13 controlled-access facility on a highway, street, or road in
14 which the speed restriction is controlled by section 321.285,
15 subsection 3, or section 321.285, subsection 5.

16 b. Commits property damage.

17 c. Is present during an unlawful assembly as defined in
18 section 723.2.

19 4. A person commits a class “D” felony when the person
20 commits disorderly conduct as described in subsection 2 and
21 does any of the following:

22 a. Is present during a riot as defined in section 723.1.

23 b. Causes bodily injury.

24 5. A person commits a class “C” felony when the person
25 commits disorderly conduct as described in subsection 2 and the
26 person causes serious bodily injury or death.

27 Sec. 26. **EFFECTIVE DATE.** This division of this Act, being
28 deemed of immediate importance, takes effect upon enactment.

29 DIVISION IX

30 ENFORCEMENT OF LAWS

31 Sec. 27. **NEW SECTION. 27B.1 Definitions.**

32 1. “*Local entity*” means the governing body of a city or
33 county. “*Local entity*” includes an officer or employee of a
34 local entity or a division, department, or other body that is
35 part of a local entity, including but not limited to a sheriff,

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1 police department, city attorney, or county attorney.

2 2. “*Policy*” includes a rule, procedure, regulation, order,
3 ordinance, motion, resolution, or amendment, whether formal and
4 written or informal and unwritten.

5 Sec. 28. **NEW SECTION. 27B.2 Restriction on enforcement of**
6 **state, local, and municipal law prohibited.**

7 A local entity or law enforcement department shall not
8 adopt or enforce a policy or take any other action under which
9 the local entity or law enforcement department prohibits or
10 discourages the enforcement of state, local, or municipal laws.

11 Sec. 29. **NEW SECTION. 27B.3 Discrimination prohibited.**

12 A local entity or a person employed by or otherwise under the
13 direction or control of a local entity shall not consider race,
14 skin color, language spoken, or national origin while enforcing
15 state, local, and municipal laws except to the extent permitted
16 by the Constitution of the United States or the Constitution of
17 the State of Iowa.

18 Sec. 30. **NEW SECTION. 27B.4 Complaints — notification —**
19 **civil action.**

20 1. Any person may file a complaint with the attorney general
21 alleging that a local entity has violated or is violating
22 this chapter if the person offers evidence to support such an
23 allegation. The person shall include with the complaint any
24 evidence the person has in support of the complaint.

25 2. A local entity for which the attorney general has
26 received a complaint pursuant to this section shall comply
27 with any document requests, including a request for supporting
28 documents, from the attorney general relating to the complaint.
29 3. A complaint filed pursuant to subsection 1 shall not be
30 valid unless the attorney general determines that a violation
31 of this chapter by a local entity was intentional.
32 4. If the attorney general determines that a complaint filed
33 pursuant to this section against a local entity is valid, the
34 attorney general, not later than ten days after the date of
35 such a determination, shall provide written notification to the

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1 local entity by certified mail, with return receipt requested,
2 stating all of the following:
3 a. A complaint pursuant to this section has been filed and
4 the grounds for the complaint.
5 b. The attorney general has determined that the complaint is
6 valid.
7 c. The attorney general is authorized to file a civil
8 action in district court pursuant to subsection 6 to enjoin a
9 violation of this chapter no later than forty days after the
10 date on which the notification is received if the local entity
11 does not come into compliance with the requirements of this
12 chapter.
13 d. The local entity and any entity that is under the
14 jurisdiction of the local entity will be denied state funds
15 pursuant to section 27B.5 for the state fiscal year following
16 the year in which a final judicial determination in a civil
17 action brought under this section is made.
18 5. No later than thirty days after the date on which a local
19 entity receives written notification under subsection 4, the
20 local entity shall provide the attorney general with all of the
21 following:
22 a. Copies of all of the local entity's written policies
23 relating to the complaint.
24 b. A description of all actions the local entity has taken
25 or will take to correct any violations of this chapter.
26 c. If applicable, any evidence that would refute the
27 allegations made in the complaint.
28 6. No later than forty days after the date on which the
29 notification pursuant to subsection 4 is received, the attorney
30 general shall file a civil action in district court to enjoin
31 any ongoing violation of this chapter by a local entity.
32 Sec. 31. NEW SECTION. 27B.5 Denial of state funds.
33 1. Notwithstanding any other provision of law to the
34 contrary, a local entity, including any entity under the
35 jurisdiction of the local entity, shall be ineligible to

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- 1 receive any state funds if the local entity intentionally
2 violates this chapter.
- 3 2. State funds shall be denied to a local entity pursuant
4 to subsection 1 by all state agencies for each state fiscal
5 year that begins after the date on which a final judicial
6 determination that the local entity has intentionally violated
7 this chapter is made in a civil action brought pursuant to
8 section 27B.4, subsection 6. State funds shall continue
9 to be denied until eligibility to receive state funds is
10 reinstated under section 27B.6. However, any state funds for
11 the provision of wearable body protective gear used for law
12 enforcement purposes shall not be denied under this section.
- 13 3. The department of management shall adopt rules pursuant
14 to chapter 17A to implement this section and section 27B.6
15 uniformly across state agencies from which state funds are
16 distributed to local entities.
- 17 Sec. 32. NEW SECTION. 27B.6 Reinstatement of eligibility
18 **to receive state funds.**
- 19 1. Except as provided by subsection 5, no earlier than
20 ninety days after the date of a final judicial determination
21 that a local entity has intentionally violated the provisions
22 of this chapter, the local entity may petition the district
23 court that heard the civil action brought pursuant to section
24 27B.4, subsection 6, to seek a declaratory judgment that the
25 local entity is in full compliance with this chapter.
- 26 2. A local entity that petitions the court as described by
27 subsection 1 shall comply with any document requests, including
28 a request for supporting documents, from the attorney general
29 relating to the action.
- 30 3. If the court issues a declaratory judgment declaring that
31 the local entity is in full compliance with this chapter, the
32 local entity's eligibility to receive state funds is reinstated
33 beginning on the first day of the month following the date on
34 which the declaratory judgment is issued.
- 35 4. A local entity shall not petition the court as described

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- 1 in subsection 1 more than twice in one twelve-month period.
- 2 5. A local entity may petition the court as described in
3 subsection 1 before the date provided in subsection 1 if the
4 person who was the director or other chief officer of the
5 local entity at the time of the violation of this chapter is
6 subsequently removed from or otherwise leaves office.
- 7 6. A party shall not be entitled to recover any attorney
8 fees in a civil action described by subsection 1.
- 9 Sec. 33. NEW SECTION. 27B.7 Attorney general database.
- 10 The attorney general shall develop and maintain a searchable
11 database listing each local entity for which a final judicial
12 determination described in section 27B.5, subsection 2, has

13 been made. The attorney general shall post the database on the
14 attorney general's internet site.

15 DIVISION X

16 QUALIFIED IMMUNITY

17 Sec. 34. NEW SECTION. **669.14A Qualified immunity.**

18 1. Notwithstanding any other provision of law, an employee
19 of the state subject to a claim brought under this chapter
20 shall not be liable for monetary damages if any of the
21 following apply:

22 a. The right, privilege, or immunity secured by law was not
23 clearly established at the time of the alleged deprivation,
24 or at the time of the alleged deprivation the state of the
25 law was not sufficiently clear that every reasonable employee
26 would have understood that the conduct alleged constituted a
27 violation of law.

28 b. A court of competent jurisdiction has issued a final
29 decision on the merits holding, without reversal, vacatur, or
30 preemption, that the specific conduct alleged to be unlawful
31 was consistent with the law.

32 2. The state or a state agency shall not be liable for
33 any claim brought under this chapter where the employee
34 was determined to be protected by qualified immunity under
35 subsection 1.

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1 3. A plaintiff who brings a claim under this chapter
2 alleging a violation of the law must state with particularity
3 the circumstances constituting the violation and that the law
4 was clearly established at the time of the alleged violation.
5 Failure to plead a plausible violation or failure to plead that
6 the law was clearly established at the time of the alleged
7 violation shall result in dismissal with prejudice.

8 4. Any decision by the district court denying qualified
9 immunity shall be immediately appealable.

10 5. This section shall apply in addition to any other
11 statutory or common law immunity.

12 Sec. 35. NEW SECTION. **669.26 Money damages — nonwaiver
13 of rights.**

14 This chapter shall not be construed to be a waiver of
15 sovereign immunity for a claim for money damages under the
16 Constitution of the State of Iowa.

17 Sec. 36. NEW SECTION. **670.4A Qualified immunity.**

18 1. Notwithstanding any other provision of law, an employee
19 or officer subject to a claim brought under this chapter shall
20 not be liable for monetary damages if any of the following
21 apply:

22 a. The right, privilege, or immunity secured by law was not
23 clearly established at the time of the alleged deprivation,
24 or at the time of the alleged deprivation the state of the
25 law was not sufficiently clear that every reasonable employee
26 would have understood that the conduct alleged constituted a

- 27 violation of law.
- 28 *b.* A court of competent jurisdiction has issued a final
- 29 decision on the merits holding, without reversal, vacatur, or
- 30 preemption, that the specific conduct alleged to be unlawful
- 31 was consistent with the law.
- 32 2. A municipality shall not be liable for any claim brought
- 33 under this chapter where the employee or officer was determined
- 34 to be protected by qualified immunity under subsection 1.
- 35 3. A plaintiff who brings a claim under this chapter

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- 1 alleging a violation of the law must state with particularity
- 2 the circumstances constituting the violation and that the law
- 3 was clearly established at the time of the alleged violation.
- 4 Failure to plead a plausible violation or failure to plead that
- 5 the law was clearly established at the time of the alleged
- 6 violation shall result in dismissal with prejudice.
- 7 4. Any decision by the district court denying qualified
- 8 immunity shall be immediately appealable.
- 9 5. This section shall apply in addition to any other
- 10 statutory or common law immunity.
- 11 Sec. 37. NEW SECTION. 670.14 Money damages — nonwaiver
- 12 of rights.
- 13 This chapter shall not be construed to be a waiver of
- 14 sovereign immunity for a claim for money damages under the
- 15 Constitution of the State of Iowa.
- 16 Sec. 38. EFFECTIVE DATE. This division of this Act, being
- 17 deemed of immediate importance, takes effect upon enactment.
- 18 DIVISION XI
- 19 PUBLIC DISORDER
- 20 Sec. 39. Section 723.1, Code 2021, is amended to read as
- 21 follows:

- 22 **723.1 Riot.**
- 23 A riot is three or more persons assembled together in a
- 24 violent and disturbing manner, ~~to the disturbance of others,~~
- 25 and with any use of unlawful force or violence by them or any
- 26 of them against another person, or causing property damage.
- 27 A person who willingly joins in or remains a part of a riot,
- 28 knowing or having reasonable grounds to believe that it is
- 29 such, commits an ~~aggravated misdemeanor~~ a class “D” felony.
- 30 Sec. 40. Section 723.2, Code 2021, is amended to read as
- 31 follows:
- 32 **723.2 Unlawful assembly.**
- 33 An unlawful assembly is three or more persons assembled
- 34 together, with them or any of them acting in a violent manner,
- 35 and with intent that they or any of them will commit a public

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- 1 offense. A person who willingly joins in or remains a part
- 2 of an unlawful assembly, or who joined a lawful assembly but

3 willingly remains after the assembly becomes unlawful, knowing
4 or having reasonable grounds to believe that it is such,
5 commits a simple an aggravated misdemeanor.

6 Sec. 41. EFFECTIVE DATE. This division of this Act, being
7 deemed of immediate importance, takes effect upon enactment.

8 DIVISION XII

9 PEACE OFFICER, PUBLIC SAFETY, AND EMERGENCY PERSONNEL BILL OF
10 RIGHTS

11 Sec. 42. Section 80F.1, subsection 1, paragraph a, Code
12 2021, is amended to read as follows:

13 a. "*Complaint*" means a formal written allegation signed
14 by the complainant or a signed written statement by an
15 officer receiving an oral complaint stating the complainant's
16 allegation.

17 Sec. 43. Section 80F.1, subsections 3, 5, 8, 9, 13, and 18,
18 Code 2021, are amended to read as follows:

19 3. A formal administrative investigation of an officer
20 shall be commenced and completed in a reasonable period of time
21 ~~and an~~. An officer shall be immediately notified in writing
22 of the results of the investigation when the investigation is
23 completed.

24 5. An officer who is the subject of a complaint, shall at a
25 minimum, be provided a written summary of the complaint prior
26 to an interview. If a collective bargaining agreement applies,
27 the complaint or written summary shall be provided pursuant
28 to the procedures established under the collective bargaining
29 agreement. If the complaint alleges domestic abuse, sexual
30 abuse, workplace harassment, or sexual harassment, an officer
31 shall not receive more than a written summary of the complaint.

32 8. a. The officer shall have the right to have the
33 assistance of legal counsel ~~present~~, at the officer's expense,
34 during the interview of the officer and during hearings or
35 other disciplinary or administrative proceedings relating

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1 to the complaint. In addition, the officer shall have the
2 right, at the officer's expense, to have a union representative
3 present during the interview or, if not a member of a union,
4 the officer shall have the right to have a designee present.
5 b. The officer's legal counsel, union representative, or
6 employee representative shall not be compelled to disclose in
7 any judicial proceeding, nor be subject to any investigation
8 or punitive action for refusing to disclose, any information
9 received from an officer under investigation or from an
10 agent of the officer, so long as the officer or agent of the
11 officer is an uninvolved party and not considered a witness
12 to any incident. The officer's legal counsel may coordinate
13 and communicate in confidence with the officer's designated
14 union representative or employee representative, and such
15 communications are not subject to discovery in any proceeding.
16 9. If a formal administrative investigation results in

17 the removal, discharge, or suspension, or other disciplinary
18 action against an officer, copies of any witness statements
19 and the complete investigative agency's report shall be timely
20 provided to the officer upon the request of the officer or the
21 officer's legal counsel upon request at the completion of the
22 investigation.

23 13. An officer shall have the right to ~~pursue civil remedies~~
24 ~~under the law bring a cause of action~~ against a ~~citizen any~~
25 ~~person, group of persons, organization, or corporation for~~
26 ~~damages~~ arising from the filing of a false complaint against
27 the officer or any other violation of this chapter including
28 but not limited to actual damages, court costs, and reasonable
29 attorney fees.

30 18. A municipality, county, or state agency employing
31 an officer shall not publicly release the officer's official
32 photograph without the written permission of the officer or
33 without a request to release pursuant to chapter 22. An
34 officer's personal information including but not limited to the
35 officer's home address, personal telephone number, personal

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1 electronic mail address, date of birth, social security number,
2 and driver's license number shall be confidential and shall be
3 redacted from any record prior to the record's release to the
4 public by the employing agency. Nothing in this subsection
5 prohibits the release of an officer's photograph or unredacted
6 personal information to the officer's legal counsel, union
7 representative, or designated employee representative upon the
8 officer's request.

9 Sec. 44. Section 80F.1, Code 2021, is amended by adding the
10 following new subsections:

11 NEW SUBSECTION. 20. The employing agency shall keep
12 an officer's statement, recordings, or transcripts of any
13 interviews or disciplinary proceedings, and any complaints
14 made against an officer confidential unless otherwise provided
15 by law or with the officer's written consent. Nothing in
16 this section prohibits the release of an officer's statement,
17 recordings, or transcripts of any interviews or disciplinary
18 proceedings, and any complaints made against an officer to
19 the officer or the officer's legal counsel upon the officer's
20 request.

21 NEW SUBSECTION. 21. An agency employing full-time or
22 part-time officers shall provide training to any officer or
23 supervisor who performs or supervises an investigation under
24 this section, and shall maintain documentation of any training
25 related to this section. The Iowa law enforcement academy
26 shall adopt minimum training standards not inconsistent with
27 this subsection, including training standards concerning
28 interviewing an officer subject to a complaint.

29 NEW SUBSECTION. 22. Upon written request, the employing
30 agency shall provide to the requesting officer or the officer's

31 legal counsel a copy of the officer's personnel file and
32 training records regardless of whether the officer is subject
33 to a formal administrative investigation at the time of the
34 request.

35 DIVISION XIII

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1 CIVIL LIABILITY FOR CERTAIN VEHICLE OPERATORS

2 Sec. 45. NEW SECTION. 321.366A **Immunity from civil**
3 **liability for certain vehicle operators.**

4 1. The driver of a vehicle who is exercising due care and
5 who injures another person who is participating in a protest,
6 demonstration, riot, or unlawful assembly or who is engaging in
7 disorderly conduct and is blocking traffic in a public street
8 or highway shall be immune from civil liability for the injury
9 caused by the driver of the vehicle.

10 2. The driver of a vehicle who injures another person
11 who is participating in a protest, demonstration, riot, or
12 unlawful assembly or who is engaging in disorderly conduct and
13 is blocking traffic in a public street or highway shall not
14 be immune from civil liability if the actions leading to the
15 injury caused by the driver of a vehicle constitute reckless
16 or willful misconduct.

17 3. Subsection 1 shall not apply if the injured person
18 participating in a protest or demonstration was doing so with a
19 valid permit allowing persons to protest or demonstrate on the
20 public street or highway where the injury occurred.

21 Sec. 46. EFFECTIVE DATE. This division of this Act, being
22 deemed of immediate importance, takes effect upon enactment.

23 DIVISION XIV

24 WINDOW TINTING

25 Sec. 47. Section 321.438, subsection 2, Code 2021, is
26 amended to read as follows:

27 2. A person shall not operate on the highway a motor
28 vehicle equipped with a front windshield, a side window to the
29 immediate right or left of the driver, or a ~~side-wing~~ sidewing
30 forward of and to the left or right of the driver which is
31 excessively dark or reflective so that it is difficult for a
32 person outside the motor vehicle to see into the motor vehicle
33 through the windshield, window, or sidewing.

34 a. The department shall adopt rules establishing a minimum
35 measurable standard of transparency which shall apply to

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1 violations of this subsection.

2 b. This subsection does not apply to a person who operates
3 a motor vehicle owned or leased by a federal, state, or local
4 law enforcement agency if the operation is part of the person's
5 official duties.

6 Sec. 48. EFFECTIVE DATE. This division of this Act, being

7 deemed of immediate importance, takes effect upon enactment.

8 DIVISION XV

9 SHERIFF SALARIES

10 Sec. 49. Section 331.907, subsection 1, Code 2021, is
11 amended to read as follows:

12 1. The annual compensation of the auditor, treasurer,
13 recorder, sheriff, county attorney, and supervisors shall
14 be determined as provided in this section. The county
15 compensation board annually shall review the compensation
16 paid to comparable officers in other counties of this
17 state, other states, private enterprise, and the federal
18 government. In setting the salary of the county sheriff,
19 the county compensation board shall ~~consider setting~~ set the
20 sheriff's salary so that it is comparable to salaries paid
21 to professional law enforcement administrators and command
22 officers of the state patrol, the division of criminal
23 investigation of the department of public safety, and city
24 police ~~agencies in this state~~ chiefs employed by cities of
25 similar population to the population of the county. The county
26 compensation board shall prepare a compensation schedule for
27 the elective county officers for the succeeding fiscal year. A
28 recommended compensation schedule requires a majority vote of
29 the membership of the county compensation board.

30 DIVISION XVI

31 CONFIDENTIAL COMMUNICATIONS — PEER SUPPORT — GROUP COUNSELORS

32 Sec. 50. Section 622.10, subsection 9, paragraphs a and b,
33 Code 2021, are amended to read as follows:

34 a. A peer support group counselor or individual present
35 for a group crisis intervention who obtains information from

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1 an officer or a civilian employee of a law enforcement agency
2 or fire department by reason of the counselor's capacity as a
3 peer support group counselor or an individual's presence for
4 a group crisis intervention shall not be allowed, in giving
5 testimony, to disclose any confidential communication properly
6 entrusted to the counselor or individual present for a group
7 crisis intervention by the officer or civilian employee while
8 receiving counseling or group crisis intervention.
9 b. The prohibition in this subsection does not apply
10 where the officer or civilian employee has consented to the
11 disclosure of the information specified in paragraph "a" or
12 where the peer support group counselor or individual present
13 for a group crisis intervention was an initial responding
14 officer, a witness, or a party to the incident which prompted
15 the delivery of peer support group counseling services or the
16 group crisis intervention to the officer or civilian employee.

17 DIVISION XVII

18 DISABILITY MEDICAL BENEFITS — IOWA PUBLIC RETIREMENT SYSTEM

19 Sec. 51. Section 97B.50A, Code 2021, is amended by adding
20 the following new subsection:

21 NEW SUBSECTION. 8A. *Medical benefits.* An employer shall
22 furnish reasonable surgical, medical, dental, osteopathic,
23 chiropractic, podiatric, physical rehabilitation, nursing,
24 ambulance, and hospital services and supplies for a member who
25 is injured in the performance of the member's duties and is
26 receiving an in-service disability retirement allowance under
27 subsection 2 or has waived an in-service disability retirement
28 allowance under subsection 4, regardless of when the injury
29 occurred or when the member's in-service disability allowance
30 commenced.>

31 2. Title page, by striking lines 1 through 6 and inserting
32 <An Act relating to public records including confidentiality,
33 access, and enforcement of public violations; uniform
34 commercial code filings; certain employment matters including
35 certain benefits, workers' compensation, civil service

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1 examinations, and sheriff salaries; qualified immunity;
2 communications in professional confidence; law enforcement
3 including officer rights, eluding law enforcement, and
4 the carrying of firearms; assaults involving lasers; the
5 enforcement of laws; public disorder, assault, harassment,
6 criminal mischief, unlawful obstruction of certain highways,
7 and disorderly conduct; civil liability for certain vehicle
8 operators; and window tinting; and providing penalties and
9 including effective date provisions.>>

KLEIN of Washington

H-1346

1 Amend the House amendment, H-1342, to Senate File 342, as
2 passed by the Senate, as follows:

3 1. By striking page 1, line 1, through page 29, line 25, and
4 inserting:

5 <Amend Senate File 342, as passed by the Senate, as follows:

6 1. By striking everything after the enacting clause and
7 inserting:

8 <DIVISION I

9 PUBLIC RECORDS — CONFIDENTIALITY — CIVIL ENFORCEMENT

10 Section 1. Section 9E.1, Code 2021, is amended to read as
11 follows:

12 **9E.1 Purpose.**

13 The general assembly finds that individuals attempting to
14 escape from actual or threatened domestic abuse, domestic
15 abuse assault, sexual abuse, assault, stalking, or human
16 trafficking frequently establish new addresses in order to
17 prevent their assailants or probable assailants from finding
18 them. The purpose of this chapter is to enable state and local
19 agencies to respond to requests for data without disclosing
20 the location of a victim of domestic abuse, domestic abuse

21 assault, sexual abuse, assault, stalking, or human trafficking;
22 to enable interagency cooperation with the secretary of state
23 in providing address confidentiality for victims of domestic
24 abuse, domestic abuse assault, sexual abuse, assault, stalking,
25 or human trafficking; and to enable program participants to use
26 an address designated by the secretary of state as a substitute
27 mailing address for the purposes specified in this chapter.
28 In addition, the purpose of this chapter is to prevent such
29 victims from being physically located through a public records
30 search.

31 Sec. 2. Section 9E.2, subsection 6, paragraph a, Code 2021,
32 is amended to read as follows:

33 a. *"Eligible person"* means a person who is ~~all~~ a resident of
34 this state, an adult, a minor, or an incapacitated person as
35 defined in section 633.701, and is one of the following:

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1 (1) ~~A resident of this state.~~
2 ~~(2) An adult, a minor, or an incapacitated person as defined~~
3 ~~in section 633.701.~~

4 (3) A victim of domestic abuse, domestic abuse assault,
5 sexual abuse, assault, stalking, or human trafficking as
6 evidenced by the filing of a petition pursuant to section 236.3
7 or a criminal complaint or information pursuant to section
8 708.1, 708.2A, 708.11, or 710A.2, or any violation contained
9 in chapter 709.

10 ~~(2) A currently active or retired judicial officer or~~
11 ~~a spouse or child of such a person. For purposes of this~~
12 ~~subparagraph, "judicial officer" means the same as defined in~~
13 ~~section 602.1101 and includes a federal judge.~~

14 ~~(3) A currently active or retired state or local prosecuting~~
15 ~~attorney, as defined in section 801.4, or a spouse or child of~~
16 ~~such a person.~~

17 ~~(4) A currently active or retired peace officer, as defined~~
18 ~~in section 801.4, or a spouse or child of such a person.~~

19 Sec. 3. Section 9E.3, subsection 1, paragraph b,
20 subparagraph (1), subparagraph division (a), Code 2021, is
21 amended to read as follows:

22 (a) The eligible person listed on the application is a
23 victim of domestic abuse, domestic abuse assault, sexual abuse,
24 assault, stalking, or human trafficking.

25 Sec. 4. Section 9E.3, subsection 1, paragraph e, Code 2021,
26 is amended to read as follows:

27 e. The residential address of the eligible person,
28 disclosure of which could lead to an increased risk of domestic
29 abuse, domestic abuse assault, sexual abuse, assault, stalking,
30 or human trafficking.

31 Sec. 5. Section 9E.7, Code 2021, is amended by adding the
32 following new subsection:

33 NEW SUBSECTION. 4A. Upon request by a program participant,
34 the assessor or the assessor's staff shall redact the

35 requestor's name contained in electronic documents that

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1 are displayed for public access through an internet site.
2 The assessor shall implement and maintain a process to
3 facilitate these requests. A fee shall not be charged for the
4 administration of this subsection.
5 Sec. 6. Section 22.10, subsection 3, paragraph b,
6 subparagraph (2), Code 2021, is amended to read as follows:
7 (2) Had good reason to believe and in good faith believed
8 facts which, if true, would have indicated compliance with
9 the requirements of this chapter. For purposes of this
10 subparagraph, "good reason to believe and in good faith believed"
11 means the person engaged in a balancing test in weighing the
12 individual privacy interest against the public's need to access
13 the record based upon a reasonable reliance on the facts.
14 Sec. 7. Section 331.604, subsection 3, Code 2021, is amended
15 by adding the following new paragraph:
16 NEW PARAGRAPH. f. Upon request by a law enforcement
17 officer, as defined in section 80B.3, or state or federal
18 judicial officer or state or federal prosecutor, the assessor
19 or the assessor's staff shall redact the requestor's name
20 contained in electronic documents that are displayed for public
21 access through an internet site. This paragraph does not apply
22 to a requestor holding or seeking public office. The assessor
23 shall implement and maintain a process to facilitate these
24 requests. A fee shall not be charged for the administration
25 of this paragraph.
26 Sec. 8. Section 622.10, subsection 9, paragraphs a and b,
27 Code 2021, are amended to read as follows:
28 a. A peer support group counselor or individual present
29 for a group crisis intervention who obtains information from
30 an officer or a civilian employee of a law enforcement agency
31 or fire department by reason of the counselor's capacity as a
32 peer support group counselor or an individual's presence for
33 a group crisis intervention shall not be allowed, in giving
34 testimony, to disclose any confidential communication properly
35 entrusted to the counselor or individual present for a group

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1 crisis intervention by the officer or civilian employee while
2 receiving counseling or group crisis intervention.
3 b. The prohibition in this subsection does not apply
4 where the officer or civilian employee has consented to the
5 disclosure of the information specified in paragraph "a" or
6 where the peer support group counselor or individual present
7 for a group crisis intervention was an initial responding
8 officer, a witness, or a party to the incident which prompted
9 the delivery of peer support group counseling services or the
10 group crisis intervention to the officer or civilian employee.

DIVISION II

UNIFORM COMMERCIAL CODE — FRAUDULENT FILINGS

Sec. 9. Section 554.9510, subsection 1, Code 2021, is amended to read as follows:

1. *Filed record effective if authorized.* A filed record is effective only to the extent that it was filed by a person that may file it under section 554.9509 or by the filing office under section 554.9513A.

Sec. 10. **NEW SECTION.** **554.9513A Termination of wrongfully filed financing statement — reinstatement.**

1. *Trusted filer.* “Trusted filer” means a person that does any of the following:

a. Regularly causes records to be communicated to the filing office for filing and has provided the filing office with current contact information and information sufficient to establish the person’s identity.

b. Satisfies either of the following conditions:

(1) The filing office has issued the person credentials for access to online filing services.

(2) The person has established a prepaid or direct debit account for payment of filing fees, regardless of whether the account is used in a particular transaction.

2. *Affidavit of wrongful filing.* A person identified as debtor in a filed financing statement may deliver to the filing office a notarized, sworn affidavit that identifies the

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1 financing statement by file number, indicates the affiant’s
2 mailing address, and states that the affiant believes that
3 the filed record identifying the affiant as debtor was not
4 authorized to be filed and was caused to be communicated to the
5 filing office with the intent to harass or defraud the affiant.
6 The filing office may reject an affidavit that is incomplete or
7 that it believes was delivered to it with the intent to harass
8 or defraud the secured party. The office of the secretary
9 of state shall adopt a form of affidavit for use under this
10 section.

3. *Termination statement by filing office.* Subject to
12 subsection 11, if an affidavit is delivered to the filing
13 office under subsection 2, the filing office shall promptly
14 file a termination statement with respect to the financing
15 statement identified in the affidavit. The termination
16 statement must identify by its file number the initial
17 financing statement to which it relates and must indicate that
18 it was filed pursuant to this section. A termination statement
19 filed under this subsection is not effective until ninety days
20 after it is filed.

4. *No fee charged or refunded.* The filing office shall not
22 charge a fee for the filing of an affidavit under subsection
23 2 or a termination statement under subsection 3. The filing
24 office shall not return any fee paid for filing the financing

25 statement identified in the affidavit, whether or not the
26 financing statement is reinstated under subsection 7.
27 5. *Notice of termination statement.* On the same day that a
28 filing office files a termination statement under subsection
29 3, the filing office shall send to the secured party of record
30 for the financing statement to which the termination statement
31 relates a notice stating that the termination statement
32 has been filed and will become effective ninety days after
33 filing. The notice shall be sent by certified mail, return
34 receipt requested, to the address provided for the secured
35 party of record in the financing statement with a copy sent by

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1 electronic mail to the electronic mail address provided by the
2 secured party of record, if any.
3 6. *Administrative review — action for reinstatement.* A
4 secured party that believes in good faith that the filed record
5 identified in an affidavit delivered to the filing office under
6 subsection 2 was authorized to be filed and was not caused to
7 be communicated to the filing office with the intent to harass
8 or defraud the affiant may:
9 a. Before the termination statement takes effect, request
10 that the filing office conduct an expedited review of the
11 filed record and any documentation provided by the secured
12 party. The filing office may as a result of this review
13 remove from the record the termination statement filed by
14 it under subsection 3 before it takes effect and conduct an
15 administrative review under subsection 11.
16 b. File an action against the office seeking reinstatement
17 of the financing statement to which the filed record relates at
18 any time before the expiration of six months after the date on
19 which the termination stated filed under subsection 3 becomes
20 effective. If the affiant is not named as a defendant in the
21 action, the secured party shall send a copy of the petition to
22 the affiant at the address indicated in the affidavit. The
23 exclusive venue for the action shall be in the district court
24 for the county where the filing office in which the financing
25 statement was filed is located. The action shall be considered
26 by the court on an expedited basis.
27 7. *Filing office to file notice of action for*
28 *reinstatement.* Within ten days after being served with process
29 in an action under subsection 6, the filing office shall file
30 a notice indicating that the action has been commenced. The
31 notice must indicate the file number of the initial financing
32 statement to which the notice relates.
33 8. *Action for reinstatement successful.* If, in an action
34 under subsection 6, the court determines that the financing
35 statement was authorized to be filed and was not caused to be

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1 communicated to the filing office with the intent to harass or
2 defraud the affiant, the court shall order that the financing
3 statement be reinstated. If an order of reinstatement is
4 issued by the court, the filing office shall promptly file a
5 record that identifies by its file number the initial financing
6 statement to which the record relates and indicates that the
7 financing statement has been reinstated.

8 9. *Effect of reinstatement.* Upon the filing of a record
9 reinstating a financing statement under subsection 8, the
10 effectiveness of the financing statement is reinstated and the
11 financing statement shall be considered never to have been
12 terminated under this section except as against a purchaser of
13 the collateral that gives value in reasonable reliance upon
14 the termination. A continuation statement filed as provided
15 in section 554.9515, subsection 4, after the effective date of
16 a termination statement filed under subsection 3 or 11 becomes
17 effective if the financing statement is reinstated.

18 10. *Liability for wrongful filing.* If, in an action under
19 subsection 6, the court determines that the filed record
20 identified in an affidavit delivered to the filing office under
21 subsection 2 was caused to be communicated to the filing office
22 with the intent to harass or defraud the affiant, the filing
23 office and the affiant may recover from the secured party that
24 filed the action the costs and expenses, including reasonable
25 attorney fees and the reasonable allocated costs of internal
26 counsel, that the filing office and the affiant incurred in the
27 action. This recovery is in addition to any recovery to which
28 the affiant is entitled under section 554.9625.

29 11. *Procedure for record filed by trusted filer.* If an
30 affidavit delivered to a filing office under subsection 2
31 relates to a filed record communicated to the filing office by
32 a trusted filer, the filing office shall promptly send to the
33 secured party of record a notice stating that the affidavit has
34 been delivered to the filing office and that the filing office
35 is conducting an administrative review to determine whether the

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1 record was caused to be communicated with the intent to harass
2 or defraud the affiant. The notice shall be sent by certified
3 mail, return receipt requested, to the address provided for
4 the secured party in the financing statement with a copy sent
5 by electronic mail to the electronic mail address provided
6 by the secured party of record, if any, and a copy shall be
7 sent in the same manner to the affiant. The administrative
8 review shall be conducted on an expedited basis and the filing
9 office may require the affiant and the secured party of record
10 to provide any additional information that the filing office
11 deems appropriate. If the filing office concludes that the
12 record was caused to be communicated with the intent to harass

13 or defraud the affiant, the filing office shall promptly file a
14 termination statement under subsection 2 that will be effective
15 immediately and send to the secured party of record the notice
16 required by subsection 5. The secured party may thereafter
17 file an action for reinstatement under subsection 6 and the
18 provisions of subsections 7 through 10 are applicable.

19 Sec. 11. NEW SECTION. 714.29 Records filed with intent to
20 harass or defraud.

21 1. A person shall not cause to be communicated to the filing
22 office as defined in section 554.9102 for filing a record if
23 all of the following are true:

24 a. The person is not authorized to file the record under
25 section 554.9509.

26 b. The record is not related to an existing or anticipated
27 transaction that is or will be governed by chapter 554, article
28 9.

29 c. The record is filed with the intent to harass or defraud
30 the person identified as debtor in the record.

31 2. A person that violates subsection 1 is guilty of a simple
32 misdemeanor for a first offense and a serious misdemeanor for a
33 second or subsequent offense.

34 DIVISION III

35 ACCRUED SICK LEAVE — RETIRED PUBLIC SAFETY EMPLOYEES

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1 Sec. 12. NEW SECTION. 70A.23A Credit for accrued sick leave
2 — public safety employees.

3 A public safety employee, as defined by section 20.3,
4 subsection 11, who retires and has applied for retirement
5 benefits under an eligible retirement system, shall receive
6 credit for all accumulated, unused sick leave which shall be
7 converted at current value and credited to an account for the
8 public safety employee for the purpose of paying the public
9 safety employee's cost of the monthly premiums for continuance
10 of the public safety employee's health insurance plan. Upon
11 the death of a retired public safety employee, the spouse
12 or surviving spouse shall be entitled to the value of the
13 accumulated unused sick leave for the purpose of paying the
14 cost of monthly premiums for continuation of a public safety
15 employee's health insurance policy for the public safety
16 employee's surviving spouse or dependents. This section shall
17 not apply to sections 509A.13 and 509A.13A.

18 DIVISION IV

19 WORKERS' COMPENSATION — ACTIONS AND OFFSETS

20 Sec. 13. Section 85.26, subsection 1, Code 2021, is amended
21 to read as follows:

22 1. An original proceeding for benefits under this chapter
23 or chapter 85A, 85B, or 86, shall not be maintained in any
24 contested case unless the proceeding is commenced within two
25 years from the date of the occurrence of the injury for which
26 benefits are claimed or one year from the date a denial of

27 liability is received by the employee, whichever is later,
28 or, if weekly compensation benefits are paid under section
29 86.13, within three years from the date of the last payment
30 of weekly compensation benefits. For the purposes of this
31 section, "*date of the occurrence of the injury*" means the date
32 that the employee knew or should have known that the injury was
33 work-related.
34 Sec. 14. Section 97A.6, subsection 11, Code 2021, is amended
35 to read as follows:

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1 11. *Pensions offset by compensation benefits.*
2 a. Any amounts which may be paid or payable by the state
3 under the provisions of any workers' compensation or similar
4 law to a member or to the dependents of a member on account of
5 any disability or death, shall be offset against and payable
6 in lieu of any benefits payable out of the retirement fund
7 provided by the state under the provisions of this chapter on
8 account of the same disability or death. In case the present
9 value of the total commuted benefits under said workers'
10 compensation or similar law is less than the present value
11 of the benefits otherwise payable from the retirement fund
12 provided by the state under this chapter, then the present
13 value of the commuted payments shall be deducted from the
14 pension payable and such benefits as may be provided by the
15 system so reduced shall be payable under the provisions of this
16 chapter.
17 b. Notwithstanding paragraph "a", any workers' compensation
18 benefits received by a member for past medical expenses or
19 future medical expenses shall not be offset against and not
20 considered payable in lieu of any retirement allowance payable
21 pursuant to this section on account of the same disability.
22 c. Notwithstanding paragraph "a", any workers' compensation
23 benefits received by a member for reimbursement of vacation
24 time used, sick time used, or for any unpaid time off from work
25 shall not be offset against and not considered payable in lieu
26 of any retirement allowance payable pursuant to this section on
27 account of the same disability.

28 Sec. 15. Section 97B.50A, subsection 5, Code 2021, is
29 amended to read as follows:
30 5. *Offset to allowance.*

31 a. Notwithstanding any provisions to the contrary in state
32 law, or any applicable contract or policy, any amounts which
33 may be paid or payable by the employer under any workers'
34 compensation, unemployment compensation, employer-paid
35 disability plan, program, or policy, or other law to a member,

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1 and any disability payments the member receives pursuant to
2 the federal Social Security Act, 42 U.S.C. §423 et seq.,

3 shall be offset against and payable in lieu of any retirement
4 allowance payable pursuant to this section on account of the
5 same disability.
6 b. Notwithstanding paragraph "a", any workers' compensation
7 benefits received by a member for past medical expenses or
8 future medical expenses shall not be offset against and not
9 considered payable in lieu of any retirement allowance payable
10 pursuant to this section on account of the same disability.
11 c. Notwithstanding paragraph "a", any workers' compensation
12 benefits received by a member for reimbursement of vacation
13 time used, sick time used, or for any unpaid time off from work
14 shall not be offset against and not considered payable in lieu
15 of any retirement allowance payable pursuant to this section on
16 account of the same disability.

DIVISION V

CIVIL SERVICE COMMISSION EXAMINATIONS

18 Sec. 16. Section 400.8, subsection 2, Code 2021, is amended
19 to read as follows:

20 2. The commission shall establish the guidelines for
21 conducting the examinations under subsection 1 of this section.
22 ~~It may prepare and administer the examinations or may~~ The
23 ~~commission shall hire persons with expertise to do so if the~~
24 ~~commission approves the examinations~~ prepare and administer
25 the examinations approved by the commission. It may also
26 hire persons with expertise to consult in the preparation of
27 such examinations if the persons so hired are employed to aid
28 personnel of the commission in assuring that a fair examination
29 is conducted. A fair examination shall explore the competence
30 of the applicant in the particular field of examination.

31 Sec. 17. Section 400.9, subsection 2, Code 2021, is amended
32 to read as follows:

33 2. The commission shall establish guidelines for conducting
34 the examinations under subsection 1. ~~It may prepare and~~

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1 ~~administer the examinations or may~~ The commission shall hire
2 ~~persons with expertise to do so if the commission approves~~
3 ~~the examinations and if the examinations apply to~~ prepare and
4 ~~administer the examinations approved by the commission for~~
5 the position in the city for which the applicant is taking
6 the examination. It may also hire persons with expertise to
7 consult in the preparation of such examinations if the persons
8 so hired are employed to aid personnel of the commission
9 in assuring that a fair examination is conducted. A fair
10 examination shall explore the competence of the applicant in
11 the particular field of examination. The names of persons
12 approved to administer any examination under this section shall
13 be posted in the city hall at least twenty-four hours prior to
14 the examination.

DIVISION VI

COLLECTIVE BARGAINING

17 Sec. 18. Section 20.1, subsection 2, paragraph a, Code 2021,
18 is amended to read as follows:
19 a. Determining appropriate bargaining units, amending
20 the composition of previously determined bargaining units
21 represented by a certified employee organization, reconsidering
22 and altering the composition of previously determined
23 bargaining units which are not represented by a certified
24 employee organization, and conducting representation elections.
25 Sec. 19. Section 20.3, subsection 11, Code 2021, is amended
26 by adding the following new paragraphs:
27 NEW PARAGRAPH. g. A correctional officer or correctional
28 supervisor employed by the Iowa department of corrections whose
29 primary purpose is, through ongoing direct inmate contact, to
30 enforce and maintain discipline, safety, and security within a
31 correctional facility.
32 NEW PARAGRAPH. h. A jailer or detention officer who
33 performs duties as a jailer, including but not limited to the
34 transportation of inmates, who is certified as having completed
35 jailer training pursuant to chapter 80B, and who is employed

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1 by a county as a jailer.
2 NEW PARAGRAPH. i. A peace officer employed by an
3 institution under the control of the state board of regents
4 whose position requires law enforcement certification pursuant
5 to section 262.13.
6 NEW PARAGRAPH. j. An emergency dispatcher for a county
7 sheriff.
8 Sec. 20. Section 20.13, Code 2021, is amended to read as
9 follows:
10 **20.13 Bargaining unit determination, amendment, and**
11 **reconsideration.**
12 1. ~~Board~~ The board's determination of an appropriate
13 bargaining unit shall be upon petition filed by a public
14 employer, public employee, or employee organization. Except
15 as provided in subsection 4, the board's amendment of the
16 composition of a represented bargaining unit shall be upon
17 petition filed by the employer or certified representative
18 of the bargaining unit. The board's reconsideration of the
19 composition of a previously determined bargaining unit which is
20 not represented by a certified representative shall be upon the
21 combined petition of an employee organization which also seeks
22 a representation election pursuant to section 20.14, subsection
23 2.
24 2. Within thirty days of receipt of a petition, the board
25 shall conduct a public hearing, receive written or oral
26 testimony, and promptly thereafter file an order defining
27 the appropriate bargaining unit, amending or refusing to
28 amend the composition of a represented bargaining unit or
29 reconsidering and altering or refusing to alter the composition
30 of an unrepresented bargaining unit. In defining the unit,

31 or determining whether a unit should be amended or altered
32 in response to a petition for amendment or reconsideration,
33 the board shall take into consideration, along with other
34 relevant factors, the principles of efficient administration
35 of government, the existence of a community of interest among

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1 public employees, the history and extent of public employee
2 organization, geographical location, and the recommendations
3 of the parties involved.
4 ~~3. Appeals from such order shall be governed by the~~
5 ~~provisions of chapter 17A.~~
6 4. ~~3.~~ Professional and nonprofessional employees shall not
7 be included in the same bargaining unit unless a majority of
8 both agree.
9 4. Notwithstanding the provisions of subsection 1, a
10 petition to amend the composition of a represented bargaining
11 unit by the removal of public safety employees may be filed
12 by a public safety employee who is a member of the bargaining
13 unit. If the petition is accompanied by evidence satisfactory
14 to the board that the public safety employees in the bargaining
15 unit do not constitute at least thirty percent of the employees
16 in the unit and that a majority of the public safety employees
17 in the unit support the petition, the board shall conduct
18 a hearing within thirty days of its finding such evidence
19 satisfactory and shall promptly thereafter issue an order
20 granting or denying the requested amendment. If the board
21 amends the composition of the bargaining unit by removing
22 public safety employees, those employees may immediately be the
23 subject of a separate bargaining unit determination petition
24 filed in accordance with subsection 1.
25 ~~5. Appeals from such orders shall be governed by the~~
26 ~~provisions of chapter 17A.~~
27 Sec. 21. Section 20.15, Code 2021, is amended by striking
28 the section and inserting in lieu thereof the following:
29 **20.15 Elections.**
30 1. Upon the filing of a petition for certification of an
31 employee organization, the board shall submit a question to
32 the public employees at an election in the bargaining unit
33 found appropriate by the board. The question on the ballot
34 shall permit the public employees to vote for no bargaining
35 representation or for any employee organization which has

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1 petitioned for certification or which has presented proof
2 satisfactory to the board of support of ten percent or more of
3 the public employees in the appropriate unit.
4 2. If a majority of the votes cast on the question is
5 for no bargaining representation, the public employees in
6 the bargaining unit found appropriate by the board shall not

7 be represented by an employee organization. If a majority
8 of the votes cast on the question is for a listed employee
9 organization, then that employee organization shall represent
10 the public employees in the bargaining unit found appropriate
11 by the board.

12 3. If none of the choices on the ballot receives the vote
13 of a majority of the public employees voting, the board shall
14 conduct a runoff election among the two choices receiving the
15 greatest number of votes.

16 4. Upon written objections filed by any party to the
17 election within ten days after notice of the results of
18 the election, if the board finds that misconduct or other
19 circumstances prevented the public employees eligible to
20 vote from freely expressing their preferences, the board may
21 invalidate the election and hold a second election for the
22 public employees.

23 5. Upon completion of a valid election in which the majority
24 choice of the employees voting is determined, the board shall
25 certify the results of the election and shall give reasonable
26 notice of the order to all employee organizations listed on the
27 ballot, the public employers, and the public employees in the
28 appropriate bargaining unit.

29 6. *a.* A petition for certification as exclusive bargaining
30 representative of a bargaining unit shall not be considered
31 by the board for a period of one year from the date of the
32 noncertification of an employee organization as the exclusive
33 bargaining representative of that bargaining unit following a
34 certification election. A petition for certification as the
35 exclusive bargaining representative of a bargaining unit shall

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1 also not be considered by the board if the bargaining unit is
2 at that time represented by a certified exclusive bargaining
3 representative.

4 *b.* A petition for the decertification of the exclusive
5 bargaining representative of a bargaining unit shall not be
6 considered by the board for a period of one year from the date
7 of its certification, or within one year of its continued
8 certification following a decertification election, or during
9 the duration of a collective bargaining agreement which, for
10 purposes of this section, shall be deemed not to exceed two
11 years. However, if a petition for decertification is filed
12 during the duration of a collective bargaining agreement, the
13 board shall award an election under this section not more than
14 one hundred eighty days and not less than one hundred fifty
15 days prior to the expiration of the collective bargaining
16 agreement. If an employee organization is decertified, the
17 board may receive petitions under section 20.14, provided that
18 no such petition and no election conducted pursuant to such
19 petition within one year from decertification shall include as
20 a party the decertified employee organization.

21 7. A collective bargaining agreement with the state, its
22 boards, commissions, departments, and agencies shall be for two
23 years. The provisions of a collective bargaining agreement or
24 arbitrator's award affecting state employees shall not provide
25 for renegotiations which would require the refinancing of
26 salary and fringe benefits for the second year of the term of
27 the agreement, except as provided in section 20.17, subsection
28 6. The effective date of any such agreement shall be July 1 of
29 odd-numbered years, provided that if an exclusive bargaining
30 representative is certified on a date which will prevent the
31 negotiation of a collective bargaining agreement prior to
32 July 1 of odd-numbered years for a period of two years, the
33 certified collective bargaining representative may negotiate
34 a one-year contract with the public employer which shall be
35 effective from July 1 of the even-numbered year to July 1

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1 of the succeeding odd-numbered year when new contracts shall
2 become effective.

3 Sec. 22. Section 22.7, subsections 69 and 70, Code 2021, are
4 amended to read as follows:

5 69. The evidence of public employee support for
6 the certification, ~~retention and recertification~~, or
7 decertification of an employee organization as defined in
8 section 20.3 that is submitted to the public employment
9 relations board as provided in section 20.14 or 20.15.
10 70. Information indicating whether a public employee
11 voted in a certification, ~~retention and recertification~~, or
12 decertification election held pursuant to section 20.15 or
13 how the employee voted on any question on a ballot in such an
14 election.

15 Sec. 23. Section 602.1401, subsection 3, paragraph b, Code
16 2021, is amended to read as follows:

17 b. For purposes of chapter 20, the certified representative,
18 which on July 1, 1983, represents employees who become judicial
19 branch employees as a result of 1983 Iowa Acts, ch. 186, shall
20 remain the certified representative when the employees become
21 judicial branch employees and thereafter, unless the public
22 employee organization is ~~not retained and recertified or is~~
23 decertified in an election held under section 20.15 or amended
24 or absorbed into another certified organization pursuant to
25 chapter 20. Collective bargaining negotiations shall be
26 conducted on a statewide basis and the certified employee
27 organizations which engage in bargaining shall negotiate on a
28 statewide basis, although bargaining units shall be organized
29 by judicial district. The public employment relations board
30 shall adopt rules pursuant to chapter 17A to implement this
31 subsection.

32 Sec. 24. Section 905.4, subsection 2, Code 2021, is amended
33 to read as follows:

34 2. Employ a director having the qualifications required by

35 section 905.6 to head the district department's community-based

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1 correctional program and, within a range established by the
2 Iowa department of corrections, fix the compensation of and
3 have control over the director and the district department's
4 staff. For purposes of collective bargaining under chapter
5 20, employees of the district board who are not exempt from
6 chapter 20 are employees of the state, and the employees of all
7 of the district boards shall be included within one collective
8 bargaining unit. Furthermore, employees of the district board
9 shall be considered state employees for purposes of section
10 8A.415, subsection 2.

11 Sec. 25. DIRECTIVES TO PUBLIC EMPLOYMENT RELATIONS BOARD.

12 1. The public employment relations board shall cancel any
13 elections scheduled or in process pursuant to section 20.15,
14 subsection 2, Code 2021, as of the effective date of this
15 division of this Act.

16 2. Notwithstanding section 20.15, subsection 1, paragraph
17 "c", Code 2021, the public employment relations board
18 shall consider a petition for certification of an employee
19 organization as the exclusive representative of a bargaining
20 unit for which an employee organization was not retained and
21 recertified as the exclusive representative of that bargaining
22 unit regardless of the amount of time that has elapsed since
23 the retention and recertification election at which an employee
24 organization was not retained or recertified.

25 DIVISION VII

26 LAW ENFORCEMENT DATA COLLECTION AND REPORTING

27 Sec. 26. NEW SECTION. **13.12 Law enforcement data collection**
28 **and reporting.**

29 1. Every state and local law enforcement agency shall
30 collect and compile data on each traffic, bicycle, or
31 pedestrian stop conducted by its officers, and shall report the
32 data to the attorney general on or before July 1 of each year,
33 subject to subsection 3. All of the following information
34 shall be collected and compiled for each stop, including but
35 not limited to stops that involve questioning or a driver's

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1 license or motor vehicle registration check but that do not
2 result in the issuance of a written citation or warning:
3 a. The time, date, location, and duration of the stop.
4 b. The reason for the stop.
5 c. Whether the officer performed a driver's license or motor
6 vehicle registration check.
7 d. Whether the officer issued a citation or an oral or
8 written warning.
9 e. The offense for which the individual was warned, cited,
10 or arrested, if applicable.

- 11 *f.* The race, ethnicity, sex, and approximate age of the
12 individual, and whether English is the individual's primary
13 language. The identification of these characteristics shall be
14 based primarily on information obtained from the individual's
15 driver's license or nonoperator's identification card and
16 secondarily on the observations and perceptions of the officer
17 performing the stop. The officer shall not be required to
18 inquire about the individual's race or ethnicity, or whether
19 English is the individual's primary language, and shall rely
20 principally on such information encrypted on the individual's
21 driver's license or nonoperator's identification card pursuant
22 to section 321.189 or 321.190. The identifying characteristics
23 of any passenger in the motor vehicle shall also be reported
24 if the stop involved the passenger and the officer performed a
25 search.
- 26 *g.* Whether the officer asked for consent to search the
27 individual or vehicle and whether the individual consented to
28 the search; whether the officer searched the individual, the
29 vehicle, or any property, and the basis for the search; and
30 whether the officer seized any property, a description of the
31 property seized, and the basis for seizing the property.
- 32 *h.* Whether the officer used physical force against the
33 individual and whether the individual used physical force
34 against the officer.
- 35 *i.* Any other information which the officer or law

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- 1 enforcement agency considers appropriate.
- 2 2. The attorney general shall develop a standardized form to
3 be used by law enforcement agencies in collecting, compiling,
4 and reporting the information pursuant to subsection 1.
- 5 3. *a.* Every state law enforcement agency, every local law
6 enforcement agency with jurisdiction over a county, and every
7 local law enforcement agency with jurisdiction over a city with
8 a population of four thousand five hundred or more shall submit
9 its first report to the attorney general on or before July 1,
10 2021.
- 11 *b.* Every local law enforcement agency with jurisdiction over
12 a city with a population of at least two thousand five hundred
13 but less than four thousand five hundred shall submit its first
14 report to the attorney general on or before July 1, 2022.
- 15 *c.* Every local law enforcement agency with jurisdiction over
16 a city with a population of less than two thousand five hundred
17 shall submit its first report to the attorney general on or
18 before July 1, 2023.
- 19 4. *a.* Except as otherwise provided by law, a law
20 enforcement agency shall not grant access to any personal
21 identifying information contained in the data collected by
22 the agency to any person except a federal, state, local, or
23 tribal government employee or agent who requires access to such
24 information in order to collect, compile, and report the data

25 in accordance with this section.

26 b. A law enforcement agency may permit a contractor
27 or nongovernmental entity to access personal identifying
28 information contained in the data if the contractor or
29 nongovernmental entity signs an agreement with the agency
30 which prohibits further disclosure of the personal identifying
31 information by the contractor or nongovernmental entity, and
32 if the contractor or nongovernmental entity is required by the
33 agreement to maintain adequate security measures to prevent
34 unauthorized access to the personal identifying information.

35 5. On or before December 15, 2021, and each year thereafter,

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1 the attorney general shall publish a report on the attorney
2 general's internet site containing the compiled data and
3 reports received by the attorney general pursuant to this
4 section for the period ending July 1 of the calendar year in
5 which the report is published. The report shall not contain
6 any unique personal identifying information of any peace
7 officer or other person involved in a particular incident,
8 including but not limited to names and badge numbers.
9 Sec. 27. Section 321.189, subsection 2, paragraph a, Code
10 2021, is amended to read as follows:
11 a. Appearing on the driver's license shall be a
12 distinguishing number assigned to the licensee; the licensee's
13 full name, date of birth, sex, and residence address; a
14 color photograph; a physical description of the licensee;
15 the name of the state; the dates of issuance and expiration;
16 and the usual signature of the licensee. The license shall
17 identify the class of vehicle the licensee may operate and the
18 applicable endorsements and restrictions which the department
19 shall require by rule. The licensee's race and ethnicity, and
20 whether English is the licensee's primary language, shall be
21 encrypted on the back of the license.

22 Sec. 28. Section 321.190, subsection 1, paragraph a, Code
23 2021, is amended to read as follows:

24 a. The department shall, upon application and payment
25 of the required fee, issue to an applicant a nonoperator's
26 identification card. To be valid the card shall bear a
27 distinguishing number other than a social security number
28 assigned to the cardholder, the full name, date of birth,
29 sex, residence address, a physical description and a color
30 photograph of the cardholder, the usual signature of the
31 cardholder, and such other information as the department may
32 require by rule. The card shall also contain the cardholder's
33 race and ethnicity, and whether English is the cardholder's
34 primary language, encrypted on the back of the card. An
35 applicant for a nonoperator's identification card shall

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1 apply for the card in the manner provided in section 321.182,
2 subsections 1 through 3. The card shall be issued to the
3 applicant at the time of application pursuant to procedures
4 established by rule. An applicant for a nonoperator's
5 identification card who is required by 50 U.S.C. app. §451
6 et seq. to register with the United States selective service
7 system shall be registered by the department with the selective
8 service system as provided in section 321.183.

9 DIVISION VIII
10 CRITICAL INCIDENTS

11 Sec. 29. NEW SECTION. **80J.1 Peace officer-involved**
12 **shootings and peace officer-involved critical incidents —**
13 **investigations.**

14 1. As used in this section:

15 a. "*Division*" means the division of criminal investigation
16 of the department of public safety.

17 b. "*Peace officer*" means the same as defined in section
18 97A.1.

19 c. "*Peace officer-involved critical incident*" means any of
20 the following in the peace officer's official capacity as a
21 peace officer:

22 (1) The use of a dangerous weapon by a peace officer against
23 any person that causes serious bodily injury or fatal injury
24 to any person.

25 (2) The use of a motor vehicle by a peace officer that
26 causes a physical injury to any person, including a fatal
27 injury.

28 (3) The death of a person who is in law enforcement custody,
29 not including a death that is the result of disease, natural
30 causes, or conditions that had been medically diagnosed prior
31 to the person's death.

32 d. "*Peace officer-involved shooting*" means the discharge
33 of a firearm by a peace officer that results in a physical
34 injury, serious bodily injury, or death of a person, including
35 an accidental discharge of a firearm.

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1 e. "*Serious bodily injury*" means bodily injury which
2 involves a substantial risk of death, unconsciousness, extreme
3 physical pain, protracted and obvious disfigurement, or
4 protracted loss or impairment of the function of a bodily
5 member, organ, or mental faculty.

6 2. A peace officer involved in a peace officer-involved
7 shooting or a peace officer-involved critical incident
8 shall have the right to have legal counsel present, at the
9 peace officer's expense, during any investigation, including
10 an interview, interrogation, meetings, or any criminal
11 administrative proceedings rising out of the incident. The
12 peace officer shall be allowed a reasonable opportunity

13 to obtain legal counsel in advance of any interview,
14 interrogation, or proceeding.
15 3. The peace officer involved in the incident shall be
16 issued, upon request, at no charge, a certified copy of any
17 video or audio recordings related to the incident to use in the
18 peace officer's defense, including body camera video, radio
19 traffic recordings, and any statements by the peace officer.
20 The records shall be provided at least forty-eight hours prior
21 to an interview, interrogation, or grand jury proceeding. The
22 peace officer or legal counsel for the peace officer shall
23 not release any confidential video or audio recordings to
24 the public without the written consent of the lawful records
25 custodian or a court order authorizing the release.
26 4. The name of the peace officer shall be kept confidential
27 until the peace officer has been interviewed or interrogated
28 as part of the criminal investigation, or until the peace
29 officer declines a voluntary interview. Personal information,
30 including a peace officer's home address, personal contact
31 information, and date of birth shall be kept confidential.
32 5. The law enforcement agency employing a peace officer
33 involved in a peace officer-involved shooting or a peace
34 officer-involved critical incident shall promptly offer
35 confidential peer support and confidential counseling to the

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1 peace officer at no charge to the peace officer.
2 DIVISION IX
3 JUSTICE AND COMMUNITY POLICING ADVISORY BOARD
4 Sec. 30. Section 216A.3, subsection 2, paragraph a, Code
5 2021, is amended to read as follows:
6 a. The voting members shall consist of nine voting members
7 selected by each of the permanent commissions within the
8 department, and two voting members, appointed by the governor.
9 For purposes of this paragraph "a", "*permanent commissions*"
10 means the commission of Latino affairs, commission on the
11 status of women, commission of persons with disabilities,
12 commission on community action agencies, commission of deaf
13 services, justice and community policing advisory board,
14 commission on the status of African Americans, commission of
15 Asian and Pacific Islander affairs, and commission of Native
16 American affairs. The term of office for voting members is
17 four years.
18 Sec. 31. Section 216A.131, subsection 2, Code 2021, is
19 amended to read as follows:
20 2. "*Board*" means the justice and community policing advisory
21 board.
22 Sec. 32. Section 216A.132, subsection 1, Code 2021, is
23 amended by striking the subsection and inserting in lieu
24 thereof the following:
25 1. A justice and community policing advisory board is
26 established consisting of thirty-two members who shall all

27 reside in the state.
28 a. The governor shall appoint thirteen voting members
29 each for a four-year term beginning and ending as provided in
30 section 69.19 and subject to confirmation by the senate as
31 follows:
32 (1) A sheriff who is a member of the Iowa state sheriffs'
33 and deputies' association.
34 (2) A chief of police who is a member of the Iowa police
35 chiefs association.

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1 (3) A peace officer who is a member of the Iowa peace
2 officers association.
3 (4) A peace officer who is a member of the fraternal order
4 of police.
5 (5) A peace officer who is a member of the Iowa state police
6 association.
7 (6) A representative from the Iowa-Nebraska national
8 association for the advancement of colored people.
9 (7) A representative from the American civil liberties
10 union of Iowa.
11 (8) A representative from the Iowa coalition for collective
12 change.
13 (9) One person who was formerly under juvenile court or
14 correctional supervision.
15 (10) A representative from the office of the state public
16 defender.
17 (11) A representative from the Iowa county attorneys
18 association.
19 (12) Two persons representing the general public who are
20 not employed in any law enforcement, judicial, or corrections
21 capacity, including one person who is older than fifteen years
22 of age but less than twenty-five years of age.
23 b. The following shall serve on the board as ex officio,
24 nonvoting members:
25 (1) The chairperson of the commission on the status of
26 African Americans or its designee.
27 (2) The chairperson of the commission of Latino affairs or
28 its designee.
29 (3) The chairperson of the commission of Asian and Pacific
30 Islander affairs or its designee.
31 (4) The chairperson of the commission of Native American
32 affairs or its designee.
33 (5) The director of the department of human services or its
34 designee.
35 (6) The director of the department of public health or its

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1 designee.
2 (7) The commissioner of the department of public safety or

3 its designee.
4 (8) The director of the Iowa law enforcement academy or its
5 designee.
6 (9) The director of the department of corrections or its
7 designee.
8 (10) The chairperson of the board of parole or its designee.
9 (11) The attorney general or its designee.
10 (12) The director of the governor's office of drug control
11 policy or its designee.
12 (13) One member representing the judicial district
13 departments of correctional services designated by a majority
14 of the directors of the judicial district departments of
15 correctional services.
16 (14) The chief justice of the supreme court shall designate
17 the following:
18 (a) One member who is a district judge.
19 (b) One member who is either a district associate judge or
20 associate juvenile judge.
21 (15) The chairperson and ranking member of the senate
22 committee on judiciary shall be ex officio, nonvoting members.
23 In alternating two-year terms, beginning and ending as provided
24 in section 69.16B, the chairperson and ranking member of the
25 house committee on judiciary or of the house committee on
26 public safety shall be ex officio, nonvoting members, with the
27 chairperson and ranking member of the house committee on public
28 safety serving during the term beginning in January 2022.
29 Sec. 33. Section 216A.133, subsection 3, paragraph o, Code
30 2021, is amended by adding the following new subparagraph:
31 NEW SUBPARAGRAPH. (9) Potential disparity in law
32 enforcement activities and the delivery of law enforcement
33 services.
34 Sec. 34. Section 216A.133, subsection 3, Code 2021, is
35 amended by adding the following new paragraphs:

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1 NEW PARAGRAPH. s. Studying and making recommendations for
2 eliminating disparity in law enforcement activities and the
3 delivery of law enforcement services.
4 NEW PARAGRAPH. t. Recommending to the department the
5 adoption of rules pursuant to chapter 17A as it deems necessary
6 for the collection, compilation, and reporting of stop data
7 pursuant to section 80I.4.
8 Sec. 35. Section 216A.135, subsection 2, Code 2021, is
9 amended by adding the following new paragraph:
10 NEW PARAGRAPH. g. An assessment and analysis of the
11 collection, compilation, and reporting of stop data compiled by
12 law enforcement agencies, including an analysis of disparate
13 treatment based on personal demographics across geographic
14 areas of the state, the past and current status of racial
15 profiling across the state, and the impact on law enforcement
16 stop, search, and seizure tactics.>

17 2. Title page, by striking lines 1 through 6 and inserting
18 <An Act relating to public records including confidentiality,
19 access, data collection, the enforcement of public records
20 violations, and uniform commercial code filings; certain
21 employment matters including benefits, workers' compensation,
22 civil actions, and public employment; and law enforcement
23 including critical incidents and racial profiling.>>

KONFRST of Polk

H-1347

1 Amend Senate File 466, as passed by the Senate, as follows:
2 1. Page 1, line 6, after <therapist,> by inserting <person
3 who holds a doctorate in psychology with specialty training in
4 neuropsychology or concussion management,>

MASCHER of Johnson

H-1348

1 Amend Senate File 466, as passed by the Senate, as follows:
2 1. Page 1, after line 7 by inserting:
3 <Sec. ____ Section 280.13C, subsection 6, paragraph b, Code
4 2021, is amended to read as follows:
5 b. Personnel of a school district or accredited
6 nonpublic school with enrolled students who participate
7 in an extracurricular interscholastic activity which is
8 a contest in grades seven through twelve shall develop a
9 return-to-learn plan based on guidance developed by the brain
10 injury association of America protocols supported by guidelines
11 of the centers for disease control and prevention of the United
12 States department of health and human services in cooperation
13 with a student removed from participation in an extracurricular
14 interscholastic activity and diagnosed with a concussion
15 or brain injury, the student's parent or guardian, and the
16 student's licensed health care provider to accommodate the
17 student as the student returns to the classroom.
18 Sec. ____ Section 280.13C, subsection 6, Code 2021, is
19 amended by adding the following new paragraphs:
20 NEW PARAGRAPH. c. The department of public health, in
21 collaboration with the department of education, shall adopt
22 rules pursuant to chapter 17A establishing return-to-learn
23 protocols based on guidelines of the centers for disease
24 control and prevention of the United States department of
25 health and human services that will allow for education
26 personnel and the families of students diagnosed with a
27 concussion or brain injury to collaborate with licensed health
28 care providers to provide a process for a student to return to
29 learn after a concussion or brain injury.
30 NEW PARAGRAPH. d. No later than January 6, 2022, personnel
31 of a school district or accredited nonpublic school shall

32 develop a district- or school-wide policy establishing a
33 process to develop and implement individualized return-to-learn
34 plans based on the return-to-learn protocols adopted by rule
35 pursuant to paragraph “c”. For school years beginning on or

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1 after July 1, 2022, the board of directors of each school
2 district and the authorities in charge of each accredited
3 nonpublic school shall provide the parent or guardian of each
4 student information on such protocols prior to the start of the
5 school year and shall also provide such information to a parent
6 or guardian of a new student arriving after the school year
7 has started. Any student in kindergarten through grade twelve
8 who has a concussion or other brain injury, regardless of the
9 cause of the injury, who does not qualify for a return-to-play
10 protocol under paragraph “a” or a return-to-learn plan
11 under paragraph “b”, may request that school personnel, in
12 coordination with the student’s parent or guardian, develop and
13 implement an individualized return-to-learn plan consistent
14 with the district- or school-wide policy that addresses
15 the student’s health and academic needs and follows the
16 return-to-learn protocols adopted by rule pursuant to paragraph
17 “c”.

18 Sec. ____ INFORMATION ON PROTOCOLS — 2021-2022 SCHOOL
19 YEAR. For the school year beginning July 1, 2021, the board of
20 directors of each school district and the authorities in charge
21 of each accredited nonpublic school shall provide the parent
22 or guardian of each student information on the return-to-learn
23 protocols adopted by rule pursuant to section 280.13C,
24 subsection 6, paragraph “c”, as enacted by this Act, upon
25 implementation of the district- or school-wide policy developed
26 pursuant to section 280.13C, subsection 6, paragraph “d”, as
27 enacted by this Act, and shall also provide such information to
28 a parent or guardian of a new student arriving after the date
29 of such implementation.>

30 2. Title page, by striking lines 1 and 2 and inserting <An
31 Act relating to concussion and brain injury policies>

32 3. By renumbering as necessary.

ABDUL-SAMAD of Polk
ANDREWS of Polk

H-1349

1 Amend House File 794 as follows:

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

4 <Section 1. Section 155A.46, Code 2021, is amended to read
5 as follows:

6 **155A.46 Statewide Administration of drugs — statewide**
7 **protocols.**

8 1. ~~a.~~ A pharmacist may, pursuant to statewide protocols
9 developed by the board in consultation with the department of
10 public health and consistent with subsection 2 3, order and
11 administer the following to patients ages eighteen years and
12 older:
13 (1) a. Naloxone.
14 (2) ~~b. Nicotine replacement tobacco~~ Tobacco cessation
15 products.
16 c. Point-of-care testing and treatment for influenza,
17 streptococcus A, and COVID-19 as defined in section 686D.2 at
18 the point of interaction between a pharmacist and a patient.
19 d. Point-of-care testing at the point of interaction between
20 a pharmacist and a patient in response to a public health
21 emergency.
22 2. a. A pharmacist may prescribe and administer the
23 following to patients ages three years and older:
24 (3) (1) An immunization or vaccination recommended by
25 the United States centers for disease control and prevention
26 advisory committee on immunization practices in its approved
27 vaccination schedule ~~for adults.~~
28 (4) (2) An immunization or vaccination recommended by the
29 United States centers for disease control and prevention for
30 international travel.
31 (5) A Tdap (tetanus, diphtheria, acellular pertussis)
32 ~~vaccination in a booster application.~~
33 (3) Vaccines currently licensed for use in the United
34 States on the list issued by the United States food and drug
35 administration, including those related to COVID-19.

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1 (6) (4) Other emergency immunizations or vaccinations in
2 response to a public health emergency.
3 ~~b. A pharmacist may, pursuant to statewide protocols~~
4 ~~developed by the board in consultation with the department of~~
5 ~~public health and consistent with subsection 2, order~~ prescribe
6 and administer the following to patients ages six months and
7 older:
8 (1) ~~A vaccine or~~ An immunization or vaccination for
9 influenza.
10 (2) Other emergency immunizations or ~~vaccines~~ vaccinations
11 in response to a public health emergency.
12 ~~e. A pharmacist may, pursuant to statewide protocols~~
13 ~~developed by the board in consultation with the department~~
14 ~~of public health and consistent with subsection 2, order and~~
15 ~~administer the final two doses in a course of vaccinations for~~
16 ~~HPV to patients ages eleven years and older.~~
17 ~~a.~~ c. Prior to the ~~ordering~~ prescribing and administration
18 of a ~~vaccination or~~ an immunization or vaccination authorized
19 by this subsection, ~~pursuant to statewide protocols,~~ a licensed
20 pharmacist shall consult and review the statewide immunization
21 registry or health information network. The board shall

22 adopt rules requiring the reporting of the administration of
23 ~~vaccines and immunizations and vaccinations~~ authorized by this
24 subsection to a patient's primary health care provider, primary
25 physician, and a statewide immunization registry or health
26 information network.
27 ~~2.~~ 3. A pharmacist prescribing, ordering, or administering
28 a prescription drug, product, test, or treatment pursuant to
29 subsection 1 or 2 shall do all of the following:
30 *a.* Maintain a record of all prescription drugs, products,
31 tests, and treatments administered pursuant to this section.
32 *b.* Notify the patient's primary health care provider
33 of any prescription drugs, products, tests, or treatments
34 administered to the patient, or enter such information in a
35 patient record system also used by the primary health care

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1 provider, as permitted by the primary health care provider. If
2 the patient does not have a primary health care provider, the
3 pharmacist shall provide the patient with a written record of
4 the prescription drugs, products, tests, or treatment provided
5 to the patient and shall advise the patient to consult a
6 physician.
7 *c.* Complete continuing pharmacy education related to
8 statewide protocols and immunizations and vaccinations
9 recognized and approved by the board.
10 Sec. 2. NEW SECTION. 155A.47 Collaborative pharmacy
11 practice — agreements — payment.
12 1. For the purposes of this section:
13 *a.* "*Collaborative pharmacy practice*" means a practice of
14 pharmacy whereby a pharmacist provides patient care and drug
15 therapy management services not otherwise permitted to be
16 performed by a pharmacist to patients under a collaborative
17 pharmacy practice agreement with another pharmacist or
18 practitioner which defines the nature, scope, conditions, and
19 limitations of the patient care and drug therapy management
20 services to be provided by a pharmacist in order to ensure that
21 a patient achieves the desired outcomes.
22 *b.* "*Health benefit plan*" means the same as defined in
23 section 514J.102.
24 *c.* "*Health carrier*" means the same as defined in section
25 514J.102.
26 2. Notwithstanding any provision of law to the contrary, a
27 pharmacist may engage in a collaborative pharmacy practice, in
28 accordance with rules adopted by the board pursuant to chapter
29 17A and under a collaborative pharmacy practice agreement, to
30 provide patient care and drug therapy management services to
31 a patient.
32 3. Notwithstanding any provision of a health benefit plan
33 to the contrary, whenever a health benefit plan provides for
34 payment or reimbursement for a service that is within the
35 lawful scope of practice of a practitioner or pharmacist

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1 and the service is provided by a pharmacist pursuant to a
2 collaborative pharmacy practice agreement under this section,
3 the health carrier may provide payment or reimbursement for the
4 service.>

A. MEYER of Webster

H-1350

1 Amend Senate File 296, as passed by the Senate, as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <Section 1. Section 155A.46, subsection 1, paragraph a,
5 Code 2021, is amended by adding the following new subparagraph:
6 NEW SUBPARAGRAPH. (7) An immunization or vaccination for
7 COVID-19 as defined in section 686D.2.
8 Sec. 2. Section 155A.46, subsection 1, Code 2021, is amended
9 by adding the following new paragraph:
10 NEW PARAGRAPH. e. A pharmacist may, pursuant to statewide
11 protocols developed by the board in consultation with the
12 department of public health and consistent with subsection 2,
13 order and administer the following to patients ages six years
14 and older:
15 (1) Point-of-care testing and treatment for influenza,
16 streptococcus A, and COVID-19 as defined in section 686D.2 at
17 the point of interaction between a pharmacist and a patient.
18 (2) Point-of-care testing at the point of interaction
19 between a pharmacist and a patient in response to a public
20 health emergency.
21 Sec. 3. NEW SECTION. 155A.47 Collaborative pharmacy
22 practice — agreements — payment.
23 1. For the purposes of this section:
24 a. “*Collaborative pharmacy practice*” means a practice of
25 pharmacy whereby a pharmacist provides patient care and drug
26 therapy management services not otherwise permitted to be
27 performed by a pharmacist to patients under a collaborative
28 pharmacy practice agreement with another pharmacist or
29 practitioner which defines the nature, scope, conditions, and
30 limitations of the patient care and drug therapy management
31 services to be provided by a pharmacist in order to ensure that
32 a patient achieves the desired outcomes.
33 b. “*Health benefit plan*” means the same as defined in
34 section 514J.102.
35 c. “*Health carrier*” means the same as defined in section

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1 514J.102.
2 2. Notwithstanding any provision of law to the contrary, a
3 pharmacist may engage in a collaborative pharmacy practice, in

4 accordance with rules adopted by the board pursuant to chapter
5 17A and under a collaborative pharmacy practice agreement, to
6 provide patient care and drug therapy management services to
7 a patient.
8 3. Notwithstanding any provision of a health benefit plan
9 to the contrary, whenever a health benefit plan provides for
10 payment or reimbursement for a service that is within the
11 lawful scope of practice of a practitioner or pharmacist
12 and the service is provided by a pharmacist pursuant to a
13 collaborative pharmacy practice agreement under this section,
14 the health carrier may provide payment or reimbursement for the
15 service.>

A. MEYER of Webster

H-1351

1 Amend House File 772 as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <DIVISION I
5 PUBLIC EMPLOYEE COLLECTIVE BARGAINING
6 Section 1. Section 20.3, subsections 11 and 13, Code 2021,
7 are amended by striking the subsections.
8 Sec. 2. Section 20.6, subsection 1, Code 2021, is amended
9 to read as follows:
10 1. ~~Administer~~ Interpret, apply, and administer the
11 provisions of this chapter.
12 Sec. 3. Section 20.6, subsections 6 and 7, Code 2021, are
13 amended by striking the subsections.
14 Sec. 4. Section 20.7, subsection 2, Code 2021, is amended
15 to read as follows:
16 2. Hire, ~~evaluate~~, promote, demote, transfer, assign, and
17 retain public employees in positions within the public agency.
18 Sec. 5. Section 20.8, subsection 5, Code 2021, is amended by
19 striking the subsection.
20 Sec. 6. Section 20.9, Code 2021, is amended by striking the
21 section and inserting in lieu thereof the following:
22 **20.9 Scope of negotiations.**
23 1. The public employer and the employee organization
24 shall meet at reasonable times, including meetings reasonably
25 in advance of the public employer's budget-making process,
26 to negotiate in good faith with respect to wages, hours,
27 vacations, insurance, holidays, leaves of absence, shift
28 differentials, overtime compensation, supplemental pay,
29 seniority, transfer procedures, job classifications, health and
30 safety matters, evaluation procedures, procedures for staff
31 reduction, in-service training, and other matters mutually
32 agreed upon. Negotiations shall also include terms authorizing
33 dues checkoff for members of the employee organization and
34 grievance procedures for resolving any questions arising under
35 the agreement, which shall be embodied in a written agreement

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1 and signed by the parties. If an agreement provides for dues
2 checkoff, a member's dues may be checked off only upon the
3 member's written request and the member may terminate the dues
4 checkoff at any time by giving thirty days' written notice.
5 Such obligation to negotiate in good faith does not compel
6 either party to agree to a proposal or make a concession.
7 2. Nothing in this section shall diminish the authority
8 and power of the department of administrative services, board
9 of regents' merit system, Iowa public broadcasting board's
10 merit system, or any civil service commission established by
11 constitutional provision, statute, charter, or special act to
12 recruit employees, prepare, conduct and grade examinations,
13 rate candidates in order of their relative scores for
14 certification for appointment or promotion or for other matters
15 of classification, reclassification or appeal rights in the
16 classified service of the public employer served.
17 3. All retirement systems shall be excluded from the scope
18 of negotiations.
19 Sec. 7. Section 20.10, subsection 3, paragraph j, Code 2021,
20 is amended by striking the paragraph.
21 Sec. 8. Section 20.12, subsection 5, Code 2021, is amended
22 to read as follows:
23 5. If an employee organization or any of its officers
24 is held to be in contempt of court for failure to comply
25 with an injunction pursuant to this section, or is convicted
26 of violating this section, the employee organization shall
27 be immediately decertified, shall cease to represent the
28 bargaining unit, shall cease to receive any dues by checkoff,
29 and may again be certified only after ~~twenty-four~~ twelve months
30 have elapsed from the effective date of decertification and
31 only if ~~after a new petition for certification pursuant to~~
32 compliance with section 20.14 is filed and a new certification
33 ~~election pursuant to section 20.15 is held.~~ The penalties
34 provided in this section may be suspended or modified by the
35 court, but only upon request of the public employer and only

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1 if the court determines the suspension or modification is in
2 the public interest.
3 Sec. 9. Section 20.15, Code 2021, is amended by striking the
4 section and inserting in lieu thereof the following:
5 **20.15 Elections.**
6 1. Upon the filing of a petition for certification of an
7 employee organization, the board shall submit a question to
8 the public employees at an election in the bargaining unit
9 found appropriate by the board. The question on the ballot
10 shall permit the public employees to vote for no bargaining
11 representation or for any employee organization which has
12 petitioned for certification or which has presented proof

13 satisfactory to the board of support of ten percent or more of
14 the public employees in the appropriate unit.
15 2. If a majority of the votes cast on the question is
16 for no bargaining representation, the public employees in
17 the bargaining unit found appropriate by the board shall not
18 be represented by an employee organization. If a majority
19 of the votes cast on the question is for a listed employee
20 organization, then that employee organization shall represent
21 the public employees in the bargaining unit found appropriate
22 by the board.
23 3. If none of the choices on the ballot receive the vote
24 of a majority of the public employees voting, the board shall
25 conduct a runoff election among the two choices receiving the
26 greatest number of votes.
27 4. Upon written objections filed by any party to the
28 election within ten days after notice of the results of
29 the election, if the board finds that misconduct or other
30 circumstances prevented the public employees eligible to
31 vote from freely expressing their preferences, the board may
32 invalidate the election and hold a second election for the
33 public employees.
34 5. Upon completion of a valid election in which the majority
35 choice of the employees voting is determined, the board shall

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1 certify the results of the election and shall give reasonable
2 notice of the order to all employee organizations listed on the
3 ballot, the public employers, and the public employees in the
4 appropriate bargaining unit.
5 6. a. A petition for certification as exclusive bargaining
6 representative of a bargaining unit shall not be considered
7 by the board for a period of one year from the date of the
8 noncertification of an employee organization as the exclusive
9 bargaining representative of that bargaining unit following a
10 certification election. A petition for certification as the
11 exclusive bargaining representative of a bargaining unit shall
12 also not be considered by the board if the bargaining unit is
13 at that time represented by a certified exclusive bargaining
14 representative.
15 b. A petition for the decertification of the exclusive
16 bargaining representative of a bargaining unit shall not be
17 considered by the board for a period of one year from the date
18 of its certification, or within one year of its continued
19 certification following a decertification election, or during
20 the duration of a collective bargaining agreement which, for
21 purposes of this section, shall be deemed not to exceed two
22 years. However, if a petition for decertification is filed
23 during the duration of a collective bargaining agreement, the
24 board shall award an election under this section not more than
25 one hundred eighty days and not less than one hundred fifty
26 days prior to the expiration of the collective bargaining

27 agreement. If an employee organization is decertified, the
28 board may receive petitions under section 20.14, provided that
29 no such petition and no election conducted pursuant to such
30 petition within one year from decertification shall include as
31 a party the decertified employee organization.
32 c. A collective bargaining agreement with the state, its
33 boards, commissions, departments, and agencies shall be for two
34 years. The provisions of a collective bargaining agreement or
35 arbitrator's award affecting state employees shall not provide

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1 for renegotiations which would require the refinancing of
2 salary and fringe benefits for the second year of the term of
3 the agreement, except as provided in section 20.17, subsection
4 6. The effective date of any such agreement shall be July 1 of
5 odd-numbered years, provided that if an exclusive bargaining
6 representative is certified on a date which will prevent the
7 negotiation of a collective bargaining agreement prior to
8 July 1 of odd-numbered years for a period of two years, the
9 certified collective bargaining representative may negotiate
10 a one-year contract with the public employer which shall be
11 effective from July 1 of the even-numbered year to July 1
12 of the succeeding odd-numbered year when new contracts shall
13 become effective.

14 Sec. 10. Section 20.17, subsection 8, Code 2021, is amended
15 by striking the subsection and inserting in lieu thereof the
16 following:

17 8. The salaries of all public employees of the state under
18 a merit system and all other fringe benefits which are granted
19 to all public employees of the state shall be negotiated with
20 the governor or the governor's designee on a statewide basis,
21 except those benefits which are not subject to negotiations
22 pursuant to the provisions of section 20.9.

23 Sec. 11. Section 20.17, Code 2021, is amended by adding the
24 following new subsection:

25 NEW SUBSECTION. 8A. A public employee or any employee
26 organization shall not negotiate or attempt to negotiate
27 directly with a member of the governing board of a public
28 employer if the public employer has appointed or authorized
29 a bargaining representative for the purpose of bargaining
30 with the public employees or their representative, unless the
31 member of the governing board is the designated bargaining
32 representative of the public employer.

33 Sec. 12. Section 20.22, subsections 2, 3, 7, 9, and 10, Code
34 2021, are amended to read as follows:

35 2. Each party shall serve its final offer on each of

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1 the impasse items upon the other party within four days of
2 the board's receipt of the request for arbitration, ~~or by a~~

3 ~~deadline otherwise agreed upon by the parties.~~ The parties may
4 continue to negotiate all offers until an agreement is reached
5 or an award is rendered by the arbitrator. The full costs of
6 arbitration under this section shall be shared equally by the
7 parties to the dispute.

8 3. The submission of the impasse items to the arbitrator
9 shall be limited to those items upon which the parties have
10 not reached agreement. With respect to each such item, the
11 arbitrator's award shall be restricted to the final offers on
12 each impasse item submitted by the parties to the arbitrator;
13 ~~except as provided in subsection 10, paragraph "b".~~

14 7. ~~For an arbitration involving a bargaining unit that~~
15 ~~has at least thirty percent of members who are public safety~~
16 ~~employees, the~~ The arbitrator shall consider ~~and specifically~~
17 ~~address in the arbitrator's determination,~~ in addition to any
18 other relevant factors, the following factors:

19 a. Past collective bargaining contracts between the parties
20 including the bargaining that led up to such contracts.

21 b. Comparison of wages, hours, and conditions of employment
22 of the involved public employees with those of other public
23 employees doing comparable work, giving consideration to
24 factors peculiar to the area and the classifications involved.

25 c. The interests and welfare of the public, the ability of
26 the public employer to finance economic adjustments, and the
27 effect of such adjustments on the normal standard of services.

28 d. The power of the public employer to levy taxes and
29 appropriate funds for the conduct of its operations.

30 9. ~~a.~~ The arbitrator may administer oaths, examine
31 witnesses and documents, take testimony and receive evidence,
32 and issue subpoenas to compel the attendance of witnesses and
33 the production of records. The arbitrator may petition the
34 district court at the seat of government or of the county
35 in which the hearing is held to enforce the order of the

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1 arbitrator compelling the attendance of witnesses and the
2 production of records.

3 ~~b. Except as required for purposes of the consideration of~~
4 ~~the factors specified in subsection 7, paragraphs "a" through~~
5 ~~"c", and subsection 8, paragraph "a", subparagraphs (1) through~~
6 ~~(3), the parties shall not introduce, and the arbitrator~~
7 ~~shall not accept or consider, any direct or indirect evidence~~
8 ~~regarding any subject excluded from negotiations pursuant to~~
9 ~~section 20.9.~~

10 10. ~~a.~~ The arbitrator shall select within fifteen
11 days after the hearing the most reasonable offer, in the
12 arbitrator's judgment, of the final offers on each impasse item
13 submitted by the parties.

14 ~~b. (1) However, for an arbitration involving a bargaining~~
15 ~~unit that does not have at least thirty percent of members who~~
16 ~~are public safety employees, with respect to any increase in~~

17 base wages, the arbitrator's award shall not exceed the lesser
18 of the following percentages in any one-year period in the
19 duration of the bargaining agreement:
20 (a) Three percent.
21 (b) A percentage equal to the increase in the consumer
22 price index for all urban consumers for the midwest region,
23 if any, as determined by the United States department of
24 labor, bureau of labor statistics, or a successor index. Such
25 percentage shall be the change in the consumer price index
26 for the twelve-month period beginning eighteen months prior
27 to the month in which the impasse item regarding base wages
28 was submitted to the arbitrator and ending six months prior to
29 the month in which the impasse item regarding base wages was
30 submitted to the arbitrator.
31 (2) To assist the parties in the preparation of their final
32 offers on an impasse item regarding base wages, the board
33 shall provide information to the parties regarding the change
34 in the consumer price index for all urban consumers for the
35 midwest region for any twelve-month period. The department of

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1 workforce development shall assist the board in preparing such
2 information upon request.
3 Sec. 13. Section 20.22, subsection 8, Code 2021, is amended
4 by striking the subsection.
5 Sec. 14. Section 20.26, subsection 4, Code 2021, is amended
6 to read as follows:
7 4. Nothing in this section shall be construed to prohibit
8 voluntary contributions by individuals to political parties
9 or candidates, ~~provided that such contributions are not made~~
10 ~~through payroll deductions.~~
11 Sec. 15. Section 20.29, Code 2021, is amended to read as
12 follows:
13 **20.29 Filing agreement — public access — internet site.**
14 ~~1. Collective bargaining agreements shall be in writing and~~
15 ~~shall be signed by the parties.~~
16 ~~2. A copy of a collective bargaining agreement entered into~~
17 ~~between a public employer and a certified employee organization~~
18 ~~and made final under this chapter shall be filed with the board~~
19 ~~by the public employer within ten days of the date on which the~~
20 ~~agreement is entered into.~~
21 ~~3. Copies of collective bargaining agreements entered~~
22 ~~into between the state and the state employees' bargaining~~
23 ~~representatives and made final under this chapter shall be~~
24 ~~filed with the secretary of state and be made available to the~~
25 ~~public at cost.~~
26 ~~4. The board shall maintain an internet site that allows~~
27 ~~searchable access to a database of collective bargaining~~
28 ~~agreements and other collective bargaining information.~~
29 Sec. 16. Section 20.30, Code 2021, is amended by striking
30 the section and inserting in lieu thereof the following:

31 **20.30 Supervisory member — no reduction before retirement.**

32 1. A supervisory member of any department or agency
33 employed by the state of Iowa shall not be granted a voluntary
34 reduction to a nonsupervisory rank or grade during the six
35 months preceding retirement of the member. A member of any

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1 department or agency employed by the state of Iowa who retires
2 in less than six months after voluntarily requesting and
3 receiving a reduction in rank or grade from a supervisory to a
4 nonsupervisory position shall be ineligible for a benefit to
5 which the member is entitled as a nonsupervisory member but is
6 not entitled as a supervisory member.

7 2. The provisions of this section shall be effective during
8 the collective bargaining agreement in effect from July 1,
9 1979, to June 30, 1981.

10 Sec. 17. Section 20.31, subsection 2, unnumbered paragraph
11 1, Code 2021, is amended to read as follows:

12 A mediator shall not be required to testify in any judicial,
13 administrative, ~~arbitration~~, or grievance proceeding regarding
14 any matters occurring in the course of a mediation, including
15 any verbal or written communication or behavior, other than
16 facts relating exclusively to the timing or scheduling of
17 mediation. A mediator shall not be required to produce or
18 disclose any documents, including notes, memoranda, or other
19 work product, relating to mediation, other than documents
20 relating exclusively to the timing or scheduling of mediation.
21 This subsection shall not apply in any of the following
22 circumstances:

23 Sec. 18. Section 22.7, subsection 69, Code 2021, is amended
24 to read as follows:

25 69. The evidence of public employee support for
26 the certification, ~~retention and recertification~~, or
27 decertification of an employee organization as defined in
28 section 20.3 that is submitted to the public employment
29 relations board as provided in section 20.14 or 20.15.

30 Sec. 19. Section 22.7, subsection 70, Code 2021, is amended
31 by striking the subsection.

32 Sec. 20. Section 70A.17A, Code 2021, is amended by adding
33 the following new subsection:

34 NEW SUBSECTION. 3. This section shall not affect a payroll
35 deduction elected by a state employee pursuant to section

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1 70A.19.

2 Sec. 21. Section 70A.19, Code 2021, is amended by striking
3 the section and inserting in lieu thereof the following:

4 **70A.19 Duration of state payroll deduction for dues of**
5 **employee organization member.**

6 A state employee who elects a payroll deduction for

7 membership dues to an employee organization pursuant to the
8 provisions of a collective bargaining agreement negotiated
9 under the provisions of chapter 20 shall maintain the deduction
10 for a period of one year or until the expiration of the
11 collective bargaining agreement, whichever occurs first. A
12 state employee who transfers employment to a position covered
13 by a different collective bargaining agreement or who becomes
14 a management employee is not subject to this requirement.
15 With respect to state employees, this section supersedes the
16 provisions of section 20.9 allowing termination of a dues
17 checkoff at any time but does not supersede the requirement for
18 thirty days' written notice of termination.

19 Sec. 22. Section 412.2, subsection 1, Code 2021, is amended
20 to read as follows:

21 1. From the proceeds of the assessments on the wages
22 and salaries of employees, of any such waterworks system,
23 or other municipally owned and operated public utility,
24 eligible to receive the benefits thereof. Notwithstanding
25 any provisions of section 20.9 to the contrary, a council,
26 board of waterworks, or other board or commission which
27 establishes a pension and annuity retirement system pursuant to
28 this chapter, shall negotiate in good faith with a certified
29 employee organization as defined in section 20.3, which is the
30 collective bargaining representative of the employees, with
31 respect to the amount or rate of the assessment on the wages
32 and salaries of employees and the method or methods for payment
33 of the assessment by the employees.

34 Sec. 23. Section 602.1401, subsection 3, paragraph b, Code
35 2021, is amended to read as follows:

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1 b. For purposes of chapter 20, the certified representative,
2 which on July 1, 1983, represents employees who become judicial
3 branch employees as a result of 1983 Iowa Acts, ch. 186, shall
4 remain the certified representative when the employees become
5 judicial branch employees and thereafter, unless the public
6 employee organization is ~~not retained and recertified or is~~
7 decertified in an election held under section 20.15 or amended
8 or absorbed into another certified organization pursuant to
9 chapter 20. Collective bargaining negotiations shall be
10 conducted on a statewide basis and the certified employee
11 organizations which engage in bargaining shall negotiate on a
12 statewide basis, although bargaining units shall be organized
13 by judicial district. The public employment relations board
14 shall adopt rules pursuant to chapter 17A to implement this
15 subsection.

16 Sec. 24. REPEAL. Sections 20.32 and 20.33, Code 2021, are
17 repealed.

18 Sec. 25. TRANSITION PROCEDURES — DEADLINE — EMERGENCY
19 RULES.

20 1. As of the effective date of this division of this Act,

21 parties, mediators, and arbitrators engaging in any collective
22 bargaining procedures provided for in chapter 20, Code 2021,
23 who have not, before the effective date of this division
24 of this Act, completed such procedures, shall immediately
25 terminate any such procedures in process. A collective
26 bargaining agreement negotiated pursuant to such procedures in
27 process shall not become effective. Parties, mediators, and
28 arbitrators shall not engage in further collective bargaining
29 procedures except as provided in this section. Such parties
30 shall commence collective bargaining in accordance with section
31 20.17, as amended in this division of this Act. Such parties
32 shall complete such bargaining not later than June 30, 2021,
33 unless the parties mutually agree to a different deadline.
34 2. The public employment relations board shall adopt
35 emergency rules under section 17A.4, subsection 3, and section

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1 17A.5, subsection 2, paragraph “b”, to provide for procedures
2 as deemed necessary to implement the provisions of this section
3 and the rules shall be effective immediately upon filing
4 unless a later date is specified in the rules. Such rules
5 shall include but are not limited to alternative deadlines for
6 completion of the procedures provided in sections 20.17 and
7 20.22, as amended by this division of this Act, and sections
8 20.19 and 20.20, which deadlines may be waived by mutual
9 agreement of the parties.
10 3. The department of administrative services shall adopt
11 emergency rules under section 17A.4, subsection 3, and
12 section 17A.5, subsection 2, paragraph “b”, to provide for the
13 implementation of section 70A.19, as amended by this division
14 of this Act, and the rules shall be effective immediately upon
15 filing unless a later date is specified in the rules.
16 Sec. 26. ELECTIONS — DIRECTIVES TO PUBLIC EMPLOYMENT
17 RELATIONS BOARD.
18 1. The public employment relations board shall cancel any
19 elections scheduled or in process pursuant to section 20.15,
20 subsection 2, Code 2021, as of the effective date of this Act.
21 2. Notwithstanding section 20.15, subsection 1, paragraph
22 “c”, Code 2021, the public employment relations board
23 shall consider a petition for certification of an employee
24 organization as the exclusive representative of a bargaining
25 unit for which an employee organization was not retained and
26 recertified as the exclusive representative of that bargaining
27 unit regardless of the amount of time that has elapsed since
28 the retention and recertification election at which an employee
29 organization was not retained or recertified.
30 Sec. 27. EFFECTIVE DATE. This division of this Act, being
31 deemed of immediate importance, takes effect upon enactment.
32 Sec. 28. APPLICABILITY. With the exception of the
33 section of this division of this Act amending section 20.6,
34 subsection 1, this division of this Act does not apply to

35 collective bargaining agreements which have been ratified in a

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1 ratification election referred to in section 20.17, subsection
2 4, for which an arbitrator has made a final determination as
3 described in section 20.22, subsection 11, or which have become
4 effective, where such events occurred before the effective
5 date of this division of this Act. This division of this Act
6 applies to all collective bargaining procedures provided for in
7 chapter 20 occurring on and after the effective date of this
8 division of this Act and collective bargaining agreements for
9 which a ratification election referred to in section 20.17,
10 subsection 4, is held, for which an arbitrator makes a final
11 determination as described in section 20.22, subsection 11, or
12 which become effective on or after the effective date of this
13 division of this Act.

14 DIVISION II

15 EDUCATOR EMPLOYMENT MATTERS

16 Sec. 29. Section 279.13, subsections 2 and 5, Code 2021, are
17 amended to read as follows:

18 2. The contract shall remain in force and effect for the
19 period stated in the contract and shall be automatically
20 continued for equivalent periods except as modified or
21 terminated by mutual agreement of the board of directors and
22 the teacher or as ~~modified or~~ terminated in accordance with
23 the provisions specified in this chapter. A contract shall
24 not be offered by the employing board to a teacher under its
25 jurisdiction prior to March 15 of any year. A teacher who has
26 not accepted a contract for the ensuing school year tendered
27 by the employing board may resign effective at the end of the
28 current school year by filing a written resignation with the
29 secretary of the board. The resignation must be filed not
30 later than the last day of the current school year or the date
31 specified by the employing board for return of the contract,
32 whichever date occurs first. However, a teacher shall not be
33 required to return a contract to the board or to resign less
34 than twenty-one days after the contract has been offered.
35 5. Notwithstanding the other provisions of this section, a

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1 temporary contract may be issued to a teacher ~~for a period of~~
2 ~~up to six months. Notwithstanding the other provisions of this~~
3 ~~section, a temporary contract may also be issued to a teacher~~
4 to fill a vacancy created by a leave of absence in accordance
5 with the provisions of section 29A.28, which contract shall
6 automatically terminate upon return from military leave of the
7 former incumbent of the teaching position. ~~Temporary contracts~~
8 ~~and which contract~~ shall not be subject to the provisions of
9 sections 279.15 through 279.19, or section 279.27. A separate
10 extracurricular contract issued pursuant to section 279.19A to

11 a person issued a temporary contract under this section shall
12 automatically terminate with the termination of the temporary
13 contract as required under section 279.19A, subsection 8.
14 Sec. 30. Section 279.13, subsection 4, unnumbered paragraph
15 1, Code 2021, is amended to read as follows:
16 For purposes of this section, sections 279.14, 279.15,
17 ~~279.16 through 279.17~~, 279.19, and 279.27, unless the context
18 otherwise requires, “teacher” includes the following individuals
19 employed by a community college:
20 Sec. 31. Section 279.14, Code 2021, is amended to read as
21 follows:
22 **279.14 Evaluation criteria and procedures.**
23 1. The board shall establish evaluation criteria and shall
24 implement evaluation procedures. If an exclusive bargaining
25 representative has been certified, the board shall negotiate
26 in good faith with respect to evaluation procedures pursuant
27 to chapter 20.
28 2. The determination of standards of performance expected
29 of school district personnel shall be reserved as an exclusive
30 management right of the school board and shall not be subject
31 to mandatory negotiations under chapter 20. ~~Objections~~
32 ~~Notwithstanding chapter 20, objections~~ to the procedures,
33 use, or content of an evaluation in a teacher termination
34 proceeding brought before the school board in a hearing held in
35 accordance with section 279.16 or 279.27 shall not be subject

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1 to ~~any the~~ grievance procedures negotiated in accordance with
2 chapter 20. A school district shall not be obligated to
3 process any evaluation grievance after service of a notice and
4 recommendation to terminate an individual’s continuing teaching
5 contract in accordance with this chapter.
6 Sec. 32. Section 279.15, subsection 2, paragraph c, Code
7 2021, is amended to read as follows:
8 c. Within five days of the receipt of the written notice
9 that the superintendent is recommending termination of the
10 contract, the teacher may request, in writing to the secretary
11 of the board, a private hearing with the board. The private
12 hearing shall not be subject to chapter 21 and shall be held
13 no sooner than ~~twenty ten~~ days and no later than ~~forty twenty~~
14 days following the receipt of the request unless the parties
15 otherwise agree. The secretary of the board shall notify the
16 teacher in writing of the date, time, and location of the
17 private hearing, and at least ~~ten five~~ days before the hearing
18 shall also furnish to the teacher any documentation which
19 may be presented to the board at the private hearing and a
20 list of persons who may address the board in support of the
21 superintendent’s recommendation at the private hearing. At
22 least ~~seven three~~ days before the hearing, the teacher shall
23 provide any documentation the teacher expects to present at
24 the private hearing, along with the names of any persons who

25 may address the board on behalf of the teacher. This exchange
26 of information shall be at the time specified unless otherwise
27 agreed.

28 Sec. 33. Section 279.16, Code 2021, is amended by striking
29 the section and inserting in lieu thereof the following:

30 **279.16 Private hearing — decision — record.**

31 1. The participants at the private hearing shall be
32 at least a majority of the members of the board, their
33 legal representatives, if any, the superintendent, the
34 superintendent's designated representatives, if any, the
35 teacher's immediate supervisor, the teacher, the teacher's

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1 representatives, if any, and the witnesses for the parties.
2 The evidence at the private hearing shall be limited to the
3 specific reasons stated in the superintendent's notice of
4 recommendation of termination. No participant in the hearing
5 shall be liable for any damages to any person if any statement
6 at the hearing is determined to be erroneous as long as the
7 statement was made in good faith. The superintendent shall
8 present evidence and argument on all issues involved and
9 the teacher may cross-examine, respond and present evidence
10 and argument in the teacher's behalf relevant to all issues
11 involved. Evidence may be by stipulation of the parties and
12 informal settlement may be made by stipulation, consent, or
13 default or by any other method agreed upon by the parties in
14 writing. The board shall employ a certified shorthand reporter
15 to keep a record of the private hearing. The proceedings
16 or any part thereof shall be transcribed at the request of
17 either party with the expense of transcription charged to the
18 requesting party.

19 2. The presiding officer of the board may administer oaths
20 in the same manner and with like effect and under the same
21 penalties as in the case of magistrates exercising criminal
22 or civil jurisdiction. The board shall cause subpoenas to be
23 issued for such witnesses and the production of such books
24 and papers as either the board or the teacher may designate.
25 The subpoenas shall be signed by the presiding officer of the
26 board.

27 3. In case a witness is duly subpoenaed and refuses to
28 attend, or in case a witness appears and refuses to testify
29 or to produce required books or papers, the board shall,
30 in writing, report such refusal to the district court of
31 the county in which the administrative office of the school
32 district is located, and the court shall proceed with the
33 person or witness as though the refusal had occurred in a
34 proceeding legally pending before the court.

35 4. The board shall not be bound by common law or statutory

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- 1 rules of evidence or by technical or formal rules of procedure,
- 2 but it shall hold the hearing in such manner as is best suited
- 3 to ascertain and conserve the substantial rights of the
- 4 parties. Process and procedure under sections 279.13 through
- 5 279.19 shall be as summary as reasonably may be.
- 6 5. At the conclusion of the private hearing, the
- 7 superintendent and the teacher may file written briefs and
- 8 arguments with the board within three days or such other time
- 9 as may be agreed upon.
- 10 6. If the teacher fails to timely request a private hearing
- 11 or does not appear at the private hearing, the board may
- 12 proceed and make a determination upon the superintendent's
- 13 recommendation. If the teacher fails to timely file a request
- 14 for a private hearing, the determination shall be not later
- 15 than May 31. If the teacher fails to appear at the private
- 16 hearing, the determination shall be not later than five days
- 17 after the scheduled date for the private hearing. The board
- 18 shall convene in open session and by roll call vote determine
- 19 the termination or continuance of the teacher's contract
- 20 and, if the board votes to continue the teacher's contract,
- 21 whether to suspend the teacher with or without pay for a period
- 22 specified by the board.
- 23 7. Within five days after the private hearing, the board
- 24 shall, in executive session, meet to make a final decision
- 25 upon the recommendation and the evidence as herein provided.
- 26 The board shall also consider any written brief and arguments
- 27 submitted by the superintendent and the teacher.
- 28 8. The record for a private hearing shall include:
- 29 *a.* All pleadings, motions and intermediate rulings.
- 30 *b.* All evidence received or considered and all other
- 31 submissions.
- 32 *c.* A statement of all matters officially noticed.
- 33 *d.* All questions and offers of proof, objections and rulings
- 34 thereon.
- 35 *e.* All findings and exceptions.

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- 1 *f.* Any decision, opinion, or conclusion by the board.
- 2 *g.* Findings of fact shall be based solely on the evidence in
- 3 the record and on matters officially noticed in the record.
- 4 9. The decision of the board shall be in writing and shall
- 5 include findings of fact and conclusions of law, separately
- 6 stated. Findings of fact, if set forth in statutory language,
- 7 shall be accompanied by a concise and explicit statement of
- 8 the underlying facts supporting the findings. Each conclusion
- 9 of law shall be supported by cited authority or by reasoned
- 10 opinion.
- 11 10. When the board has reached a decision, opinion, or
- 12 conclusion, it shall convene in open meeting and by roll

13 call vote determine the continuance or discontinuance of the
14 teacher's contract and, if the board votes to continue the
15 teacher's contract, whether to suspend the teacher with or
16 without pay for a period specified by the board. The record
17 of the private conference and findings of fact and exceptions
18 shall be exempt from the provisions of chapter 22. The
19 secretary of the board shall immediately mail notice of the
20 board's action to the teacher.

21 Sec. 34. NEW SECTION. **279.17 Appeal by teacher to**
22 **adjudicator.**

23 1. If the teacher is no longer a probationary teacher, the
24 teacher may, within ten days, appeal the determination of the
25 board to an adjudicator by filing a notice of appeal with the
26 secretary of the board. The notice of appeal shall contain a
27 concise statement of the action which is the subject of the
28 appeal, the particular board action appealed from, the grounds
29 on which relief is sought and the relief sought.

30 2. Within five days following receipt by the secretary
31 of the notice of appeal, the board or the board's legal
32 representative, if any, and the teacher or the teacher's
33 representative, if any, may select an adjudicator who resides
34 within the boundaries of the merged area in which the school
35 district is located. If an adjudicator cannot be mutually

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1 agreed upon within the five-day period, the secretary shall
2 notify the chairperson of the public employment relations board
3 by transmitting the notice of appeal, and the chairperson of
4 the public employment relations board shall within five days
5 provide a list of five adjudicators to the parties. Within
6 three days from receipt of the list of adjudicators, the
7 parties shall select an adjudicator by alternately removing a
8 name from the list until only one name remains. The person
9 whose name remains shall be the adjudicator. The parties shall
10 determine by lot which party shall remove the first name from
11 the list submitted by the chairperson of the public employment
12 relations board. The secretary of the board shall inform the
13 chairperson of the public employment relations board of the
14 name of the adjudicator selected.

15 3. If the teacher does not timely request an appeal to an
16 adjudicator, the decision, opinion, or conclusion of the board
17 shall become final and binding.

18 4. *a.* Within thirty days after filing the notice of appeal,
19 or within further time allowed by the adjudicator, the board
20 shall transmit to the adjudicator the original or a certified
21 copy of the entire record of the private hearing which may be
22 the subject of the petition. By stipulation of the parties
23 to review the proceedings, the record of the case may be
24 shortened. The adjudicator may require or permit subsequent
25 corrections or additions to the shortened record.

26 *b.* The record certified and filed by the board shall be the

27 record upon which the appeal shall be heard and no additional
28 evidence shall be heard by the adjudicator. In such appeal to
29 the adjudicator, especially when considering the credibility
30 of witnesses, the adjudicator shall give weight to the fact
31 findings of the board but shall not be bound by them.
32 5. Before the date set for hearing a petition for review
33 of board action, which shall be within ten days after
34 receipt of the record unless otherwise agreed or unless the
35 adjudicator orders additional evidence be taken before the

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1 board, application may be made to the adjudicator for leave to
2 present evidence in addition to that found in the record of the
3 case. If it is shown to the adjudicator that the additional
4 evidence is material and that there were good reasons for
5 failure to present it in the private hearing before the board,
6 the adjudicator may order that the additional evidence be taken
7 before the board upon conditions determined by the adjudicator.
8 The board may modify its findings and decision in the case by
9 reason of the additional evidence and shall file that evidence
10 and any modifications, new findings, or decisions, with the
11 adjudicator and mail copies of the new findings or decisions
12 to the teacher.
13 6. The adjudicator may affirm board action or remand to the
14 board for further proceedings. The adjudicator shall reverse,
15 modify, or grant any appropriate relief from the board action
16 if substantial rights of the teacher have been prejudiced
17 because the board action is any of the following:
18 *a.* In violation of a board rule or policy or contract.
19 *b.* Unsupported by a preponderance of the competent evidence
20 in the record made before the board when that record is viewed
21 as a whole.
22 *c.* Unreasonable, arbitrary or capricious or characterized
23 by an abuse of discretion or a clearly unwarranted exercise of
24 discretion.
25 7. The adjudicator shall, within fifteen days after the
26 hearing, make a decision and shall give a copy of the decision
27 to the teacher and the secretary of the board. The decision
28 of the adjudicator shall become the final and binding decision
29 of the board unless either party within ten days notifies the
30 secretary of the board that the decision is rejected. The
31 board may reject the decision by majority roll call vote, in
32 open meeting, entered into the minutes of the meeting. The
33 board shall immediately notify the teacher of its decision
34 by certified mail. The teacher may reject the adjudicator's
35 decision by notifying the board's secretary in writing within

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1 ten days of the filing of such decision.
2 8. All costs of the adjudicator shall be shared equally by

3 the teacher and the board.

4 Sec. 35. Section 279.18, Code 2021, is amended by striking
5 the section and inserting in lieu thereof the following:

6 **279.18 Appeal by either party to court.**

- 7 1. If either party rejects the adjudicator's decision,
8 the rejecting party shall, within thirty days of the initial
9 filing of such decision, appeal to the district court of
10 the county in which the administrative office of the school
11 district is located. The notice of appeal shall be immediately
12 mailed by certified mail to the other party. The adjudicator
13 shall transmit to the reviewing court the original or a
14 certified copy of the entire record which may be the subject
15 of the petition. By stipulation of all parties to the review
16 proceedings, the record of such a case may be shortened. A
17 party unreasonably refusing to stipulate to limit the record
18 may be taxed by the court for the additional cost. The court
19 may require or permit subsequent corrections or additions to
20 the shortened record.
- 21 2. In proceedings for judicial review of the adjudicator's
22 decision, the court shall not hear any further evidence
23 but shall hear the case upon the certified record. In such
24 judicial review, especially when considering the credibility of
25 witnesses, the court shall give weight to the fact findings of
26 the board but shall not be bound by them. The court may affirm
27 the adjudicator's decision or remand to the adjudicator or the
28 board for further proceedings upon conditions determined by the
29 court. The court shall reverse, modify, or grant any other
30 appropriate relief from the board decision or the adjudicator's
31 decision equitable or legal and including declaratory relief
32 if substantial rights of the petitioner have been prejudiced
33 because the action is any of the following:
- 34 a. In violation of constitutional or statutory provisions.
35 b. In excess of the statutory authority of the board or the

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- 1 adjudicator.
- 2 c. In violation of a board rule or policy or contract.
- 3 d. Made upon unlawful procedure.
- 4 e. Affected by other error of law.
- 5 f. Unsupported by a preponderance of the competent evidence
6 in the record made before the board and the adjudicator when
7 that record is viewed as a whole.
- 8 g. Unreasonable, arbitrary or capricious or characterized
9 by an abuse of discretion or a clearly unwarranted exercise of
10 discretion.
- 11 3. An aggrieved or adversely affected party to the judicial
12 review proceeding may obtain a review of any final judgment of
13 the district court by appeal to the supreme court. The appeal
14 shall be taken as in other civil cases, although the appeal may
15 be taken regardless of the amount involved.
- 16 4. For purposes of this section, unless the context

17 otherwise requires, “*rejecting party*” shall include but not be
18 limited to an instructor employed by a community college.
19 Sec. 36. Section 279.19, Code 2021, is amended by striking
20 the section and inserting in lieu thereof the following:
21 **279.19 Probationary period.**
22 1. The first three consecutive years of employment of
23 a teacher in the same school district are a probationary
24 period. However, if the teacher has successfully completed a
25 probationary period of employment for another school district
26 located in Iowa, the probationary period in the current
27 district of employment shall not exceed one year. A board of
28 directors may waive the probationary period for any teacher who
29 previously has served a probationary period in another school
30 district and the board may extend the probationary period for
31 an additional year with the consent of the teacher.
32 2. *a.* In the case of the termination of a probationary
33 teacher’s contract, the provisions of sections 279.15 and
34 279.16 shall apply. However, if the probationary teacher is a
35 beginning teacher who fails to demonstrate competence in the

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1 Iowa teaching standards in accordance with chapter 284, the
2 provisions of sections 279.17 and 279.18 shall also apply.
3 *b.* The board’s decision shall be final and binding unless
4 the termination was based upon an alleged violation of a
5 constitutionally guaranteed right of the teacher or an alleged
6 violation of public employee rights of the teacher under
7 section 20.10.
8 3. Notwithstanding any provision to the contrary, the
9 grievance procedures of section 20.18 relating to job
10 performance or job retention shall not apply to a teacher
11 during the first two years of the teacher’s probationary
12 period. However, this subsection shall not apply to a teacher
13 who has successfully completed a probationary period in a
14 school district in Iowa.
15 Sec. 37. Section 279.19A, subsections 1, 2, 7, and 8, Code
16 2021, are amended to read as follows:
17 1. School districts employing individuals to coach
18 interscholastic athletic sports shall issue a separate
19 extracurricular contract for each of these sports. An
20 extracurricular contract offered under this section shall be
21 separate from the contract issued under section 279.13. Wages
22 for employees who coach these sports shall be paid pursuant
23 to established or negotiated supplemental pay schedules.
24 An extracurricular contract shall be in writing, and shall
25 state the number of contract days for that sport, the annual
26 compensation to be paid, and any other matters as may be
27 mutually agreed upon. The contract shall be for a single
28 school year.
29 2. *a.* An extracurricular contract shall be continued
30 automatically in force and effect for equivalent periods,

31 except as modified or terminated by mutual agreement of
32 the board of directors and the employee, or terminated in
33 accordance with this section. An extracurricular contract
34 shall initially be offered by the employing board to an
35 individual on the same date that contracts are offered to

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1 teachers under section 279.13. An extracurricular contract
2 may be terminated at the end of a school year pursuant to
3 sections 279.15 through 279.19. If the school district offers
4 an extracurricular contract for a sport for the subsequent
5 school year to an employee who is currently performing
6 under an extracurricular contract for that sport, and the
7 employee does not wish to accept the extracurricular contract
8 for the subsequent year, the employee may resign from the
9 extracurricular contract within twenty-one days after it has
10 been received.
11 b. If the provisions of an extracurricular contract executed
12 under this section conflict with a collective bargaining
13 agreement negotiated under chapter 20 and effective when the
14 extracurricular contract is executed or renewed, the provisions
15 of the collective bargaining agreement shall prevail Section
16 279.13, subsection 3, applies to this section.
17 7. An extracurricular contract may be terminated prior to
18 the expiration of that contract ~~for any lawful reason following~~
19 ~~an informal, private hearing before the board of directors~~
20 ~~pursuant to section 279.27. The decision of the board to~~
21 ~~terminate an extracurricular contract shall be final.~~
22 8. a. A termination proceeding regarding an extracurricular
23 contract ~~shall either by the board pursuant to subsection 2 or~~
24 ~~pursuant to section 279.27 does not affect a contract issued~~
25 ~~pursuant to section 279.13.~~
26 b. A termination of a contract entered into pursuant to
27 section 279.13, or a resignation from that contract by the
28 teacher, constitutes an automatic termination or resignation of
29 the extracurricular contract in effect between the same teacher
30 and the employing school board.
31 Sec. 38. Section 279.23, subsection 1, paragraph c, Code
32 2021, is amended to read as follows:
33 c. The rate of compensation per week of five consecutive
34 days or month of four consecutive weeks.
35 Sec. 39. Section 279.23, subsection 5, Code 2021, is amended

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1 to read as follows:
2 5. Notwithstanding the other provisions of this section,
3 a temporary contract may be issued to an administrator ~~for~~
4 ~~up to nine months. Notwithstanding the other provisions of~~
5 ~~this section, a temporary contract may also be issued to~~
6 ~~an administrator to fill a vacancy created by a leave of~~

7 absence in accordance with the provisions of section 29A.28,
8 which contract shall automatically terminate upon return from
9 military leave of the former incumbent of the administrator
10 position. ~~Temporary contracts and which contract shall not be~~
11 subject to the provisions of sections 279.24 and 279.25.
12 Sec. 40. Section 279.24, subsections 2 and 4, Code 2021, are
13 amended to read as follows:
14 2. If the board of directors is considering termination of
15 an administrator's contract, prior to any formal action, the
16 board may arrange to meet in closed session, in accordance with
17 the provisions of section 21.5, with the administrator and the
18 administrator's representative. The board shall review the
19 administrator's evaluation, review the reasons for nonrenewal,
20 and give the administrator an opportunity to respond. If,
21 following the closed session, the board of directors and the
22 administrator are unable to mutually agree to a modification
23 or termination of the administrator's contract, or the board
24 of directors may issue and the administrator are unable to
25 mutually agree to enter into a one-year, nonrenewable contract,
26 to the administrator. ~~If the board of directors decides to~~
27 ~~terminate the administrator's contract, the board shall follow~~
28 the procedures in this section.
29 4. Administrators employed in a school district for
30 less than ~~three~~ two consecutive years are probationary
31 administrators. However, a school board may waive the
32 probationary period for any administrator who has previously
33 served a probationary period in another school district and
34 the school board may extend the probationary period for an
35 additional year with the consent of the administrator. If a

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1 school board determines that it should terminate a probationary
2 administrator's contract, the school board shall notify the
3 administrator not later than May 15 that the contract will not
4 be renewed beyond the current year. The notice shall be in
5 writing by letter, personally delivered, or mailed by certified
6 mail. The notification shall be complete when received by the
7 administrator. Within ten days after receiving the notice, the
8 administrator may request a private conference with the school
9 board to discuss the reasons for termination. The school
10 board's decision to terminate a probationary administrator's
11 contract shall be final unless the termination was based upon
12 an alleged violation of a constitutionally guaranteed right of
13 the administrator.
14 Sec. 41. Section 279.24, subsection 5, paragraphs c, d, e,
15 f, g, and h, Code 2021, are amended to read as follows:
16 c. Within five days after receipt of the written notice
17 that the school board has voted to consider termination of
18 the contract, the administrator may request a private hearing
19 in writing to the secretary of the school board. ~~The board~~
20 ~~shall then forward that~~ the notification be forwarded to the

21 board of educational examiners along with a request that the
22 board of educational examiners submit a list of five qualified
23 administrative law judges to the parties. Within three
24 days from receipt of the list the parties shall select an
25 administrative law judge by alternately removing a name from
26 the list until only one name remains. The person whose name
27 remains shall be the administrative law judge. The parties
28 shall determine by lot which party shall remove the first
29 name from the list. The ~~private~~ hearing shall be held no
30 sooner than ~~twenty ten~~ thirty days and not later than ~~forty~~ thirty
31 days following the administrator's request unless the parties
32 otherwise agree. If the administrator does not request a
33 ~~private~~ hearing, the school board, not later than May 31, may
34 determine the continuance or discontinuance of the contract
35 and, if the board determines to continue the administrator's

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1 contract, whether to suspend the administrator with or without
2 pay for a period specified by the board. School board action
3 shall be by majority roll call vote entered on the minutes of
4 the meeting. Notice of school board action shall be personally
5 delivered or mailed to the administrator.
6 d. The administrative law judge selected shall notify
7 the secretary of the school board and the administrator in
8 writing concerning the date, time, and location of the ~~private~~
9 hearing. The school board may be represented by a legal
10 representative, if any, and the administrator shall appear and
11 may be represented by counsel or by representative, if any.
12 ~~Any witnesses for the parties at the private hearing shall be~~
13 ~~sequestered.~~ A transcript or recording shall be made of the
14 proceedings at the ~~private~~ hearing. A school board member or
15 administrator is not liable for any damage to an administrator
16 or school board member if a statement made at the ~~private~~
17 hearing is determined to be erroneous as long as the statement
18 was made in good faith.
19 e. The administrative law judge shall, within ten days
20 following the date of the ~~private~~ hearing, make a proposed
21 decision as to whether or not the administrator should be
22 dismissed, and shall give a copy of the proposed decision to
23 the administrator and the school board. Findings of fact shall
24 be prepared by the administrative law judge. The proposed
25 decision of the administrative law judge shall become the final
26 decision of the school board unless within ~~thirty~~ ten days
27 after the filing of the decision the administrator files a
28 written notice of appeal with the school board, or the school
29 board on its own motion determines to review the decision.
30 f. If the administrator appeals to the school board, or if
31 the school board determines on its own motion to review the
32 proposed decision of the administrative law judge, a private
33 hearing shall be held before the school board within ~~ten~~ five
34 days after the petition for review, or motion for review, has

35 been made or at such other time as the parties agree. The

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1 private hearing is not subject to chapter 21. The school board
2 may hear the case de novo upon the record as submitted before
3 the administrative law judge. In cases where there is an
4 appeal from a proposed decision or where a proposed decision
5 is reviewed on motion of the school board, an opportunity
6 shall be afforded to each party to file exceptions, present
7 briefs, and present oral arguments to the school board which
8 is to render the final decision. The secretary of the school
9 board shall give the administrator written notice of the time,
10 place, and date of the ~~private~~ hearing. The school board shall
11 meet within five days after the ~~private~~ hearing to determine
12 the question of continuance or discontinuance of the contract
13 and, if the board determines to continue the administrator's
14 contract, whether to suspend the administrator with or
15 without pay for a period specified by the board ~~or issue the~~
16 ~~administrator a one-year, nonrenewable contract.~~ The school
17 board shall make findings of fact which shall be based solely
18 on the evidence in the record and on matters officially noticed
19 in the record.

20 g. The decision of the school board shall be in writing
21 and shall include finding of fact and conclusions of law,
22 separately stated. Findings of fact, if set forth in statutory
23 language, shall be accompanied by a concise and explicit
24 statement of the underlying facts supporting the findings.
25 Each conclusion of law shall be supported by cited authority
26 or by reasoned opinion.

27 h. When the school board has reached a decision, opinion,
28 or conclusion, it shall convene in open meeting and by roll
29 call vote determine the continuance or discontinuance of
30 the administrator's contract and, if the board votes to
31 continue the administrator's contract, whether to suspend the
32 administrator with or without pay for a period specified by
33 the board ~~or issue the administrator a one-year, nonrenewable~~
34 ~~contract.~~ The record of the private ~~hearing~~ conference and
35 ~~written decision of the board~~ findings of fact and exceptions

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1 shall be exempt from the provisions of chapter 22. The
2 secretary of the school board shall immediately personally
3 deliver or mail notice of the school board's action to the
4 administrator.

5 Sec. 42. Section 279.27, Code 2021, is amended to read as
6 follows:

7 **279.27 Discharge of teacher.**

8 1. A teacher may be discharged at any time during the
9 contract year for just cause. The superintendent or the
10 superintendent's designee, shall notify the teacher immediately

11 that the superintendent will recommend in writing to the board
12 at a regular or special meeting of the board held not more
13 than fifteen days after notification has been given to the
14 teacher that the teacher's continuing contract be terminated
15 effective immediately following a decision of the board.
16 The procedure for dismissal shall be as provided in section
17 279.15, subsection 2, and sections 279.16 through 279.19. The
18 superintendent may suspend a teacher under this section pending
19 hearing and determination by the board.

20 ~~2. For purposes of this section, "just cause" includes~~
21 ~~but is not limited to a violation of the code of professional~~
22 ~~conduct and ethics of the board of educational examiners if~~
23 ~~the board has taken disciplinary action against a teacher;~~
24 ~~during the six months following issuance by the board of a~~
25 ~~final written decision and finding of fact after a disciplinary~~
26 ~~proceeding.~~

27 Sec. 43. Section 284.3, subsection 2, Code 2021, is amended
28 to read as follows:

29 2. A school board shall provide for the following:
30 a. For purposes of comprehensive evaluations, standards
31 and criteria which measure a beginning teacher's performance
32 against the Iowa teaching standards specified in subsection 1,
33 and the criteria for the Iowa teaching standards developed by
34 the department in accordance with section 256.9, to determine
35 whether the teacher's practice meets the requirements specified

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1 for a career teacher. These standards and criteria shall be
2 set forth in an instrument provided by the department. The
3 comprehensive evaluation and instrument are not subject to
4 negotiations or grievance procedures pursuant to chapter 20 or
5 determinations made by the board of directors under section
6 279.14. A local school board and its certified bargaining
7 representative may negotiate, pursuant to chapter 20,
8 evaluation and grievance procedures for beginning teachers that
9 are not in conflict with this chapter. If, in accordance with
10 section 279.19, a beginning teacher appeals the determination
11 of a school board to an adjudicator under section 279.17, the
12 adjudicator selected shall have successfully completed training
13 related to the Iowa teacher standards, the criteria adopted
14 by the state board in accordance with subsection 3, and any
15 additional training required under rules adopted by the public
16 employment relations board in cooperation with the state board.
17 b. For purposes of performance reviews for teachers other
18 than beginning teachers, evaluations that contain, at a
19 minimum, the Iowa teaching standards specified in subsection
20 1, as well as the criteria for the Iowa teaching standards
21 developed by the department in accordance with section
22 256.9, subsection 42. A local school board and its certified
23 bargaining representative may negotiate, pursuant to chapter
24 20, additional teaching standards and criteria. A local

25 school board and its certified bargaining representative shall
26 negotiate, pursuant to chapter 20, evaluation and grievance
27 procedures for teachers other than beginning teachers that are
28 not in conflict with this chapter.

29 Sec. 44. Section 284.4, subsection 1, paragraph b,
30 subparagraphs (2) and (5), Code 2021, are amended to read as
31 follows:

32 (2) Monitor the evaluation requirements of this chapter
33 to ensure evaluations are conducted in a fair and consistent
34 manner throughout the school district or agency. ~~The committee~~
35 shall In addition to any negotiated evaluation procedures,

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1 develop model evidence for the Iowa teaching standards and
2 criteria. The model evidence will minimize paperwork and focus
3 on teacher improvement. The model evidence will determine
4 which standards and criteria can be met with observation and
5 which evidence meets multiple standards and criteria.
6 (5) ~~Determine~~ Ensure the agreement negotiated pursuant to
7 chapter 20 determines the compensation for teachers on the
8 committee for work responsibilities required beyond the normal
9 work day.

10 Sec. 45. Section 284.8, subsections 2 and 3, Code 2021, are
11 amended to read as follows:

12 2. If a supervisor or an evaluator determines, at any time,
13 as a result of a teacher's performance that the teacher is not
14 meeting district expectations under the Iowa teaching standards
15 specified in section 284.3, subsection 1, paragraphs "a"
16 through "h", ~~and~~ the criteria for the Iowa teaching standards
17 developed by the department in accordance with section 256.9,
18 subsection 42, and any other standards or criteria established
19 in the collective bargaining agreement, the evaluator shall,
20 at the direction of the teacher's supervisor, recommend to
21 the district that the teacher participate in an intensive
22 assistance program. The intensive assistance program and its
23 implementation are ~~not~~ subject to negotiation and grievance
24 procedures established pursuant to chapter 20. All school
25 districts shall be prepared to offer an intensive assistance
26 program.

27 3. A teacher who is not meeting the applicable standards and
28 criteria based on a determination made pursuant to subsection 2
29 shall participate in an intensive assistance program. ~~However,~~
30 ~~a teacher who has previously participated in an intensive~~
31 ~~assistance program relating to particular Iowa teaching~~
32 ~~standards or criteria shall not be entitled to participate~~
33 ~~in another intensive assistance program relating to the same~~
34 ~~standards or criteria and shall be subject to the provisions of~~
35 ~~subsection 4.~~

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1 Sec. 46. Section 284.8, Code 2021, is amended by adding the
2 following new subsection:
3 NEW SUBSECTION. 2A. If a teacher is denied advancement
4 to the career II or advanced teacher level based upon a
5 performance review, the teacher may appeal the decision to an
6 adjudicator under the process established under section 279.17.
7 However, the decision of the adjudicator is final.

8 Sec. 47. Section 284.8, subsection 4, Code 2021, is amended
9 by striking the subsection.

10 Sec. 48. EFFECTIVE DATE. This division of this Act, being
11 deemed of immediate importance, takes effect upon enactment.

12 Sec. 49. APPLICABILITY. This division of this Act applies
13 to employment contracts of school employees entered into
14 pursuant to chapter 279 on and after the effective date of
15 this division of this Act. This division of this Act does
16 not apply to collective bargaining agreements which have been
17 ratified in a ratification election referred to in section
18 20.17, subsection 4, for which an arbitrator has made a final
19 determination as described in section 20.22, subsection 11,
20 or which have become effective, where such events occurred
21 before the effective date of this division of this Act. This
22 division of this Act applies to all collective bargaining
23 procedures provided for in chapter 20 occurring on and after
24 the effective date of this division of this Act and collective
25 bargaining agreements pursuant to chapter 20 for which a
26 ratification election referred to in section 20.17, subsection
27 4, is held, for which an arbitrator makes a final determination
28 as described in section 20.22, subsection 11, or which become
29 effective on or after the effective date of this division of
30 this Act.

31 DIVISION III

32 PERSONNEL RECORDS AND SETTLEMENT AGREEMENTS

33 Sec. 50. Section 22.7, subsection 11, paragraph a,
34 subparagraph (5), Code 2021, is amended to read as follows:

35 (5) The fact that the individual ~~resigned in lieu of~~

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1 ~~termination, was discharged, or was demoted as the result of~~
2 ~~a final disciplinary action, and the documented reasons and~~
3 ~~rationale for the resignation in lieu of termination, the~~
4 ~~discharge, or the demotion. For purposes of this subparagraph,~~
5 ~~“demoted” and “demotion” mean a change of an employee from~~
6 ~~a position in a given classification to a position in a~~
7 ~~classification having a lower pay grade upon the exhaustion of~~
8 ~~all applicable contractual, legal, and statutory remedies.~~

9 Sec. 51. REPEAL. Sections 22.13A and 22.15, Code 2021, are
10 repealed.

11 Sec. 52. EFFECTIVE DATE. This division of this Act, being
12 deemed of immediate importance, takes effect upon enactment.

13 Sec. 53. APPLICABILITY. This division of this Act applies
14 to requests for records pursuant to chapter 22 submitted on or
15 after the effective date of this division of this Act.

16 DIVISION IV

17 CITY CIVIL SERVICE REQUIREMENTS

18 Sec. 54. Section 400.12, subsection 4, Code 2021, is amended
19 by striking the subsection.

20 Sec. 55. Section 400.17, subsection 4, Code 2021, is amended
21 to read as follows:

22 4. A person shall not be appointed, denied appointment,
23 promoted, ~~removed~~, discharged, ~~suspended~~, or demoted to or
24 from a civil service position or in any other way favored or
25 discriminated against in that position because of political
26 or religious opinions or affiliations, race, national origin,
27 sex, or age, or in retaliation for the exercise of any right
28 enumerated in this chapter. However, the maximum age for a
29 police officer or fire fighter covered by this chapter and
30 employed for police duty or the duty of fighting fires is
31 sixty-five years of age.

32 Sec. 56. Section 400.18, Code 2021, is amended by striking
33 the section and inserting in lieu thereof the following:

34 **400.18 Removal, demotion, or suspension.**

35 1. A person holding civil service rights as provided in

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1 this chapter shall not be removed, demoted, or suspended
2 arbitrarily, except as otherwise provided in this chapter, but
3 may be removed, demoted, or suspended after a hearing by a
4 majority vote of the civil service commission, for neglect of
5 duty, disobedience, misconduct, or failure to properly perform
6 the person's duties.

7 2. The party alleging neglect of duty, disobedience,
8 misconduct, or failure to properly perform a duty shall have
9 the burden of proof.

10 3. A person subject to a hearing has the right to be
11 represented by counsel at the person's expense or by the
12 person's authorized collective bargaining representative.

13 Sec. 57. Section 400.19, Code 2021, is amended to read as
14 follows:

15 **400.19 Removal, or discharge, demotion, or suspension of**
16 **subordinates.**

17 The person having the appointing power as provided in
18 this chapter, or the chief of police or chief of the fire
19 department, may, ~~upon presentation of grounds for such action~~
20 ~~to the subordinate in writing~~, peremptorily remove, discharge,
21 demote, or suspend, ~~demote, or discharge~~ a subordinate then
22 under the person's or chief's direction ~~due to any act or~~
23 ~~failure to act by the employee that is in contravention of law,~~
24 ~~city policies, or standard operating procedures, or that in~~
25 ~~the judgment of the person or chief is sufficient to show that~~
26 ~~the employee is unsuitable or unfit for employment for neglect~~

27 of duty, disobedience of orders, misconduct, or failure to
28 properly perform the subordinate's duties.

29 Sec. 58. Section 400.20, Code 2021, is amended to read as
30 follows:

31 **400.20 Appeal.**

32 The ~~removal, discharge~~ suspension, demotion, or ~~suspension~~
33 ~~discharge~~ of a person holding civil service rights may be
34 appealed to the civil service commission within fourteen
35 calendar days after the ~~removal, discharge~~ suspension.

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1 demotion, or ~~suspension~~ discharge.

2 Sec. 59. Section 400.21, Code 2021, is amended to read as
3 follows:

4 **400.21 Notice of appeal.**

5 If the appeal be taken by the person ~~removed, discharged~~
6 suspended, demoted, or ~~suspended~~ discharged, notice of the
7 appeal, signed by the appellant and specifying the ruling
8 appealed from, shall be filed with the clerk of the commission.

9 If the appeal is taken by the person making such ~~removal,~~
10 ~~discharge~~ suspension, demotion, or ~~suspension~~ discharge, such
11 notice shall also be served upon the person ~~removed, discharged~~
12 suspended, demoted, or ~~suspended~~ discharged.

13 Sec. 60. Section 400.22, Code 2021, is amended to read as
14 follows:

15 **400.22 Charges.**

16 Within fourteen calendar days from the service of the notice
17 of appeal, the person or body making the ruling appealed
18 from shall file with the body to which the appeal is taken a
19 written specification of the charges and grounds upon which the
20 ruling was based. If the charges are not filed, the person
21 ~~removed, suspended or discharged, demoted, or suspended~~ may
22 present the matter to the body to whom the appeal is to be
23 taken by affidavit, setting forth the facts, and the body to
24 whom the appeal is to be taken shall immediately enter an
25 order reinstating the person ~~removed, suspended or discharged,~~
26 ~~demoted, or suspended~~ for want of prosecution.

27 Sec. 61. Section 400.27, subsection 3, Code 2021, is amended
28 to read as follows:

29 3. The city or any civil service employee shall have a
30 right to appeal to the district court from the final ruling or
31 decision of the civil service commission. The appeal shall be
32 taken within thirty days from the filing of the formal decision
33 of the commission. The district court of the county in which
34 the city is located shall have full jurisdiction of the appeal.
35 ~~The scope of review for the appeal shall be limited to de novo~~

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1 ~~appellate review without a trial or additional evidence~~ The
2 appeal shall be a trial de novo as an equitable action in the

3 district court.

4 Sec. 62. Section 400.28, Code 2021, is amended by striking
5 the section and inserting in lieu thereof the following:

6 **400.28 Employees — number diminished.**

7 1. When the public interest requires a diminution of
8 employees in a classification or grade under civil service,
9 the city council, acting in good faith, may do either of the
10 following:

11 a. Abolish the office and remove the employee from the
12 employee's classification or grade thereunder.

13 b. Reduce the number of employees in any classification or
14 grade by suspending the necessary number.

15 2. In case it thus becomes necessary to so remove or suspend
16 any such employees, the persons so removed or suspended shall
17 be those having seniority of the shortest duration in the
18 classifications or grades affected, and such seniority shall be
19 computed as provided in section 400.12 for all persons holding
20 seniority in the classification or grade affected, regardless
21 of their seniority in any other classification or grade, but
22 any such employee so removed from any classification or grade
23 shall revert to the employee's seniority in the next lower
24 grade or classification; if such seniority is equal, then the
25 one less efficient and competent as determined by the person or
26 body having the appointing power shall be the one affected.

27 3. In case of removal or suspension, the civil service
28 commission shall issue to each person affected one certificate
29 showing the person's comparative seniority or length of service
30 in each of the classifications or grades from which the person
31 is so removed and the fact that the person has been honorably
32 removed. The certificate shall also list each classification
33 or grade in which the person was previously employed. The
34 person's name shall be carried for a period of not less than
35 three years after the suspension or removal on a preferred list

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1 and appointments or promotions made during that period to the
2 person's former duties in the classification or grade shall
3 be made in the order of greater seniority from the preferred
4 lists.

5 Sec. 63. SENIORITY RIGHTS REESTABLISHED. The seniority
6 rights of any civil service employee extinguished pursuant
7 to section 400.12, subsection 4, Code 2021, are hereby
8 reestablished, including accrual of seniority during the period
9 of extinguishment.

10 Sec. 64. EFFECTIVE DATE. This division of this Act, being
11 deemed of immediate importance, takes effect upon enactment.

12 Sec. 65. APPLICABILITY. This division of this Act applies
13 to employment actions taken on or after the effective date of
14 this division of this Act.

15 DIVISION V
16 HEALTH INSURANCE MATTERS

17 Sec. 66. REPEAL. Section 70A.41, Code 2021, is repealed.
18 Sec. 67. EFFECTIVE DATE. This division of this Act, being
19 deemed of immediate importance, takes effect upon enactment.>
20 2. Title page, by striking lines 1 through 5 and inserting
21 <An Act concerning employment matters involving public
22 employees including collective bargaining, educator employment
23 matters, personnel records and settlement agreements, city
24 civil service requirements, and health insurance matters,
25 and including effective date, applicability, and transition
26 provisions.>

HUNTER of Polk

H-1352

1 Amend the Senate amendment, H-1328, to House File 561, as
2 passed by the House, as follows:
3 1. Page 1, by striking lines 2 through 13 and inserting:
4 <__. Page 1, line 11, by striking <subsection 1,>
5 __. Page 1, after line 12 by inserting:
6 **<572.32 Attorney fees — remedies.>**
7 __. Page 1, after line 15 by inserting:
8 <2. In a court action to challenge a mechanic's lien posted
9 on a residential construction property, or any bond given in
10 lieu thereof, if the person challenging the lien or defending
11 against any action on the bond prevails, the court may award
12 reasonable attorney fees and actual damages. If the court
13 determines that the mechanic's lien was posted in bad faith
14 or the supporting affidavit was materially false, the court
15 shall award the owner reasonable attorney fees plus an amount
16 not less than five hundred dollars or the amount of the lien,
17 whichever is less.>>
18 2. By renumbering as necessary.

GUSTAFSON of Madison

H-1353

1 Amend Senate File 532, as amended, passed, and reprinted by
2 the Senate, as follows:
3 1. Page 1, by striking lines 9 through 13 and inserting
4 <professional recognition for mental health professionals
5 as defined in section 228.1. The rules shall require that
6 any mental health professional who provides mental health
7 services to students for a school obtain such a statement
8 unless a professional service license or endorsement relating
9 to mental health services has been issued to the mental health
10 professional by the board.>
11 2. Title page, line 2, by striking <counselors> and
12 inserting <professionals>

GOBBLE of Polk

H-1354

1 Amend House File 429 as follows:

2 1. Page 1, by striking lines 13 through 16 and inserting:

3 ~~<NEW SUBSECTION. 2A. A person who knowingly or~~
4 ~~intentionally passes a lottery ticket or share in order to~~
5 ~~avoid the application of an offset under section 99G.41 commits~~
6 ~~the following:~~

7 (1) If passing the lottery ticket or share would avoid an
8 amount that exceeds ten thousand dollars, a class "C" felony.

9 (2) If passing the lottery ticket or share would avoid an
10 amount that exceeds one thousand five hundred dollars but does
11 not exceed ten thousand dollars, a class "D" felony.

12 (3) If passing the lottery ticket or share would avoid
13 an amount that exceeds seven hundred fifty dollars but does
14 not exceed one thousand five hundred dollars, an aggravated
15 misdemeanor.

16 (4) If passing the lottery ticket or share would avoid an
17 amount that exceeds three hundred dollars but does not exceed
18 seven hundred fifty dollars, a serious misdemeanor.

19 (5) If passing the lottery ticket or share would avoid an
20 amount that does not exceed three hundred dollars, a simple
21 misdemeanor.>

22 2. Page 1, line 21, by striking <shall be guilty of> and
23 inserting <commits>

24 3. Page 1, by striking lines 22 through 30.

25 4. Title page, line 2, by striking <criminal>

BODEN of Warren

H-1355

1 Amend House File 844 as follows:

2 1. By striking page 41, line 25, through page 42, line 1,
3 and inserting:

4 <Sec. ____ NEW SECTION. 490.209 Foreign-trade zone
5 corporation.

6 A domestic corporation may be incorporated or organized
7 under the laws of this state, and a foreign corporation may be
8 registered or authorized to transact business in this state,
9 for the purpose of establishing, operating, and maintaining
10 a foreign-trade zone as defined in 19 U.S.C. §81(a). The
11 domestic or foreign corporation must maintain its principal
12 place of business in this state. The domestic or foreign
13 corporation described in this section has all powers necessary
14 or convenient for applying for a grant of authority to
15 establish, operate, and maintain a foreign-trade zone under
16 19 U.S.C. §81(a) et seq., and regulations promulgated under
17 that law, and for establishing, operating, and maintaining a
18 foreign-trade zone pursuant to that grant of authority.>

19 2. Page 67, by striking lines 1 through 3 and inserting:

20 <Sec. ____ Section 490.702, subsections 1 through 4, Code

21 2021, are amended by striking the subsections and inserting in
22 lieu thereof the following:>

23 3. Page 68, by striking lines 11 through 24 and inserting:

24 <Sec. ____ Section 490.702, subsection 5, Code 2021, is
25 amended to read as follows:

26 5. Notwithstanding subsections 1 through 4, a public
27 corporation that has a class of equity securities registered
28 pursuant to section 12 of the federal Securities Exchange Act
29 of 1934 is required to hold a special meeting only upon the
30 occurrence of either any of the following:

31 a. On call of its board of directors or the person or
32 persons authorized to call a special meeting by the articles of
33 incorporation or bylaws.

34 b. If the holders of at least fifty percent of all the votes
35 entitled to be cast on any issue proposed to be considered at

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1 the proposed special meeting sign, date, and deliver to the
2 corporation's secretary one or more written demands for the
3 meeting describing the purpose or purposes for which it is to
4 be held.>

5 4. Page 131, by striking lines 20 through 22 and inserting:

6 <Sec. ____ **NEW SECTION. 490.901A Subchapter definitions.**>

7 5. Page 237, after line 18 by inserting:

8 <Sec. ____ Section 490.1701, Code 2021, is amended by
9 striking the section and inserting in lieu thereof the
10 following:

11 **490.1701 Application of subchapter — definitions.**

12 1. If a corporation elects to become a benefit corporation
13 under this subchapter in the manner prescribed in this
14 subchapter, it is subject in all respects to the provisions
15 of this chapter, except to the extent this subchapter imposes
16 additional or different requirements, in which case such
17 requirements apply. The inclusion of a provision in this
18 subchapter does not imply that a contrary or different rule of
19 law applies to a corporation that is not a benefit corporation.
20 This subchapter does not affect a statute or rule of law that
21 applies to a corporation that is not a benefit corporation.

22 2. As used in this subchapter:

23 a. “*Benefit corporation*” means a corporation that includes
24 in its articles of incorporation a statement that the
25 corporation is subject to this subchapter.

26 b. “*Public benefit*” means a positive effect, or reduction of
27 negative effects, on one or more communities or categories of
28 persons or entities, other than shareholders solely in their
29 capacity as shareholders, or on the environment, including
30 effects of an artistic, charitable, economic, educational,
31 cultural, literary, medical, religious, social, ecological, or
32 scientific nature.

33 c. “*Public benefit provision*” means a provision in the
34 articles of incorporation which states that the corporation

35 shall pursue one or more identified public benefits.

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1 *d. “Responsible and sustainable manner”* means a manner that
2 does all of the following:

3 (1) Pursues through the business of the corporation the
4 creation of a positive effect on society and the environment,
5 taken as a whole, that is material taking into consideration
6 the corporation’s size and the nature of its business.

7 (2) Considers, in addition to the interests of
8 shareholders, the interests of stakeholders known to be
9 affected by the conduct of the business of the corporation.

10 Sec. _____. Section 490.1702, Code 2021, is amended by
11 striking the section and inserting in lieu thereof the
12 following:

13 **490.1702 Name — share certificates.**

14 1. The name of a benefit corporation may contain the
15 words “benefit corporation”, the abbreviation “B.C.”, or the
16 designation “BC”, any of which shall be deemed to satisfy the
17 requirements of section 490.401, subsection 1, paragraph “a”.

18 2. Any share certificate issued by a benefit corporation,
19 and any information statement delivered by a benefit
20 corporation pursuant to section 490.626, subsection 2,
21 must note conspicuously that the corporation is a benefit
22 corporation subject to this subchapter.

23 Sec. _____. Section 490.1703, Code 2021, is amended by
24 striking the section and inserting in lieu thereof the
25 following:

26 **490.1703 Certain amendments and transactions — votes**
27 **required.**

28 1. Unless the articles of incorporation or bylaws require
29 a greater vote, the approval of at least two-thirds of the
30 voting power of the outstanding shares of the corporation
31 entitled to vote thereon, and, if any class or series of shares
32 is entitled to vote as a separate group on any such amendment
33 or transaction, the approval of at least two-thirds of the
34 outstanding shares of each such separate voting group entitled
35 to vote thereon, shall be required for a corporation that is

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1 not a benefit corporation to do any of the following:

2 *a.* Amend its articles of incorporation to include a
3 statement that it is subject to this subchapter.

4 *b.* Merge with or into, or enter into a share exchange with,
5 another entity, or effect a domestication or conversion, if,
6 as a result of the merger, share exchange, domestication, or
7 conversion, the shares of any voting group would become, or be
8 converted into or exchanged for the right to receive, shares
9 of a benefit corporation or shares or interests in an entity
10 subject to provisions of organic law analogous to those in

11 this subchapter; provided, however, that in the case of this
12 paragraph "b", if the shares of one or more, but not all,
13 voting groups are so affected, then only the shares in the
14 voting groups so affected shall be entitled to vote under this
15 subsection.
16 2. Unless the articles of incorporation or bylaws require a
17 greater vote, the approval of at least two-thirds of the voting
18 power of the outstanding shares of the corporation entitled
19 to vote thereon and, if any class or series of shares is
20 entitled to vote as a separate group on any such amendment or
21 transaction, the approval of at least two-thirds of the voting
22 power of the outstanding shares of each such separate voting
23 group, shall be required for a benefit corporation to do any
24 of the following:
25 a. Amend its articles of incorporation to eliminate a
26 statement that the corporation is subject to this subchapter.
27 b. Merge with or into, or enter into a share exchange with,
28 another entity, or effect a domestication or conversion if,
29 as a result of the merger, share exchange, domestication, or
30 conversion, the shares of any voting group would become, or be
31 converted into or exchanged for the right to receive, shares or
32 interests in an entity that is neither a benefit corporation
33 nor an entity subject to provisions of organic law analogous to
34 those in this subchapter; provided, however, that in the case
35 of this paragraph "b", if the shares of one or more, but not

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1 all, voting groups are so affected, then only the shares in the
2 voting groups so affected shall be entitled to vote under this
3 subsection.
4 3. The vote required under subsections 1 and 2 is in
5 addition to any vote otherwise required under this chapter.
6 Sec. ____ **NEW SECTION. 490.1704 Duties of directors.**
7 1. Each member of the board of directors of a benefit
8 corporation, when discharging the duties of a director, shall
9 act according to all of the following:
10 a. In a responsible and sustainable manner.
11 b. In a manner that pursues the public benefit or benefits
12 identified in any public benefit provision.
13 2. In fulfilling the duties under subsection 1, a director
14 shall consider, to the extent affected, in addition to the
15 interests of shareholders generally, the separate interests
16 of stakeholders known to be affected by the business of the
17 corporation including all of the following:
18 a. The employees and workforces of the corporation, its
19 subsidiaries, and its suppliers.
20 b. Customers.
21 c. Communities or society, including those of each community
22 in which offices or facilities of the corporation, its
23 subsidiaries, or its suppliers are located.
24 d. The local and global environment.

25 3. A director of a benefit corporation shall not, by virtue
26 of the duties imposed by subsections 1 and 2, owe any duty to a
27 person other than the benefit corporation due to any interest
28 of the person in the status of the corporation as a benefit
29 corporation or in any public benefit provision.
30 4. Unless otherwise provided in the articles of
31 incorporation, the violation by a director of the duties
32 imposed by subsections 1 and 2 shall not constitute an
33 intentional infliction of harm on the corporation or the
34 shareholders for the purposes of sections 490.202, subsection
35 2, paragraphs “d” and “e”.

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1 Sec. ____ NEW SECTION. **490.1705 Annual benefit report.**
2 1. No less than annually, a benefit corporation shall
3 prepare a benefit report addressing the efforts of the
4 corporation during the preceding year to operate in a
5 responsible and sustainable manner, to pursue any public
6 benefit or benefits identified in any public benefit provision,
7 and to consider the interests described in section 490.1704,
8 subsection 2. The annual benefit report must include all of
9 the following:
10 a. The objectives that the board of directors has
11 established for the corporation to operate in a responsible and
12 sustainable manner, to pursue any public benefit or benefits
13 identified in any public benefit provision, and to consider the
14 interests described in section 490.1704, subsection 2.
15 b. The standards the board of directors has adopted
16 to measure the corporation’s progress in operating in a
17 responsible and sustainable manner, in pursuing the public
18 benefit or benefits identified in any public benefit provision,
19 and in considering the interests described in section 490.1704,
20 subsection 2.
21 c. If the articles of incorporation or bylaws require
22 that the corporation use an independent third-party standard
23 in reporting on the corporation’s progress in operating in a
24 responsible and sustainable manner, in pursuing any public
25 benefit or benefits identified in any public benefit provision,
26 or in considering the interests described in section 490.1704,
27 subsection 2, or if the board of directors has chosen to use
28 such a standard, the applicable standard so required or chosen.
29 d. An assessment of the corporation’s success in meeting
30 the objectives and standards identified in paragraphs “a” and
31 “b”, and, if applicable, paragraph “c”, and the basis for that
32 assessment.
33 2. The benefit corporation shall deliver to each
34 shareholder, or make available and provide written notice to
35 each shareholder of the availability of, the annual benefit

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1 report required by subsection 1 on or before the earlier of the
2 following:

3 a. One hundred twenty days following the end of the fiscal
4 year of the benefit corporation.

5 b. The time that the benefit corporation delivers any
6 other annual reports or annual financial statements to its
7 shareholders.

8 3. Any shareholder that has not received or been given
9 access to an annual benefit report within the time required by
10 subsection 2 may make a written request that the corporation
11 deliver or make available the annual benefit report to the
12 shareholder. If a benefit corporation does not deliver or make
13 available an annual benefit report to the shareholder within
14 five business days of receiving such request, the requesting
15 shareholder may apply to the district court of the county
16 where the corporation's principal office or, if none in this
17 state, its registered office, is located for an order requiring
18 delivery of or access to the annual benefit report. The court
19 shall dispose of an action under this subsection 3 on an
20 expedited basis.

21 4. A benefit corporation shall post all of its annual
22 benefit reports on the public portion of its internet site,
23 if any. If a benefit corporation does not have an internet
24 site, the benefit corporation shall provide a copy of its most
25 recent annual benefit report, without charge, to any person
26 that requests a copy in writing.

27 Sec. ____ NEW SECTION. **490.1706 Rights of action.**

28 1. Except in a proceeding authorized under section
29 490.1705, subsection 3, or this section, no person other
30 than the corporation, or a shareholder in the right of the
31 corporation pursuant to subsection 2, may bring an action
32 or assert a claim with respect to the violation of any duty
33 applicable to a benefit corporation or any of its directors
34 under this subchapter.

35 2. Except for a proceeding brought under section 490.1705,

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1 subsection 3, a proceeding by a shareholder of a benefit
2 corporation claiming violation of any duty applicable to
3 a benefit corporation or any of its directors under this
4 subchapter is subject to all of the following:

5 a. The proceeding must be brought in a derivative proceeding
6 pursuant to subchapter VII, part 4.

7 b. The proceeding may be brought only by a shareholder
8 of the benefit corporation that at the time of the act or
9 omission complained of either individually, or together with
10 other shareholders bringing such action collectively, owned
11 directly or indirectly at least five percent of a class of
12 the corporation's outstanding shares or, in the case of a

- 13 corporation with shares traded on an organized market as
14 described in section 490.1302, subsection 2, paragraph “a”,
15 subparagraph (2), either that percentage of shares or shares
16 with a market value of at least five million dollars at the
17 time the proceeding is commenced.
- 18 3. A suit under subsection 2 shall not be maintained if,
19 during the pendency of the suit, the shareholder individually
20 fails, or the shareholders collectively fail, to continue to
21 own directly or indirectly the lesser of the number of shares
22 owned at the time the proceeding is commenced or five percent
23 of a class of the corporation’s shares.>
- 24 6. Page 237, by striking lines 19 through 22 and inserting:
25 <Sec. ____ **NEW SECTION. 490.1801 Application to existing**
26 **domestic corporations.**>
- 27 7. By striking page 239, line 33, through page 240, line 1,
28 and inserting:
29 <Sec. ____ **NEW SECTION. 490.1802 Application to existing**
30 **foreign corporations.**>
- 31 8. Page 240, by striking lines 7 through 10 and inserting:
32 <Sec. ____ **NEW SECTION. 490.1803 Savings provisions.**>
- 33 9. Page 240, line 27, by striking <490.1704> and inserting
34 <490.1804>
- 35 10. Page 241, after line 5 by inserting:

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- 1 <____. Section 490.901A, as enacted in this division of this
2 Act, to section 490.901.>
- 3 11. Page 243, line 4, by striking <490.1704> and inserting
4 <490.1706>
- 5 12. Page 243, after line 4 by inserting:
6 <18. Subchapter XVIII, including sections 490.1801 through
7 490.1804.>
- 8 13. Page 244, after line 14 by inserting:
9 <Sec. ____ Section 496C.14, subsection 5, Code 2021, is
10 amended to read as follows:
11 5. Notwithstanding subsections 1 through 4, purchase by
12 the corporation is not required upon the occurrence of any
13 event other than death of a shareholder if the corporation
14 is dissolved or voluntarily elects to adopt the provisions
15 of the Iowa business corporation Act, as provided in section
16 ~~490.1701~~ 490.1801, subsection 2, within sixty days after the
17 occurrence of the event. The articles of incorporation or
18 bylaws may provide that purchase is not required upon the death
19 of a shareholder if the corporation is dissolved within sixty
20 days after the death. Notwithstanding subsections 1 through 4,
21 purchase by the corporation is not required upon the death of a
22 shareholder if the corporation voluntarily elects to adopt the
23 provisions of the Iowa business corporation Act, as provided
24 in section ~~490.1701~~ 490.1801, subsection 2, within sixty days
25 after death.
- 26 Sec. ____ Section 496C.19, Code 2021, is amended to read as

27 follows:

28 **496C.19 Dissolution or liquidation.**

29 Violation of any provision of this chapter by a professional
30 corporation or any of its shareholders, directors, or officers
31 shall be cause for its involuntary dissolution, or liquidation
32 of its assets and business by the district court, as provided
33 in the Iowa business corporation Act, chapter 490. Upon the
34 death of the last remaining shareholder of a professional
35 corporation, or whenever the last remaining shareholder is not

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1 licensed or ceases to be licensed to practice in this state a
2 profession which the corporation is authorized to practice,
3 or whenever any person other than the shareholder of record
4 becomes entitled to have all shares of the last remaining
5 shareholder of the corporation transferred into that person's
6 name or to exercise voting rights, except as a proxy, with
7 respect to such shares, the corporation shall not practice
8 any profession and it shall either be promptly dissolved or
9 shall promptly elect to adopt the provisions of the Iowa
10 business corporation Act, as provided in section ~~490.1701~~
11 ~~490.1801~~, subsection 2. However, if prior to such dissolution
12 all outstanding shares of the corporation are acquired by
13 one or more persons licensed to practice in this state a
14 profession which the corporation is authorized to practice,
15 the corporation need not be dissolved and may practice the
16 profession as provided in this chapter.>

17 14. Page 245, after line 35 by inserting:

18 <Sec. ____ Section 515G.3, subsection 2, Code 2021, is
19 amended to read as follows:

20 2. A plan of conversion for an insurer organized on
21 the mutual plan under chapter 491, shall also provide for
22 conversion to a stock company as follows: the insurer
23 organized on the mutual plan under chapter 491 shall amend
24 its articles pursuant to chapter 491 as necessary to become
25 a stock company, and shall immediately convert to a chapter
26 490 corporation as provided in section ~~490.1701~~ 490.1801 upon
27 becoming a stock company.>

28 15. Page 246, by striking lines 2 through 4 and inserting:

29 <EFFECTIVE DATES

30 Sec. ____ EFFECTIVE DATE.

31 1. Except as provided in subsection 2, this division of this
32 Act takes effect January 1, 2022.

33 2. The following sections of this division of this Act,
34 being deemed of immediate importance, take effect upon
35 enactment:

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1 a. The section of this division of this Act amending section
2 490.701.

3 b. The section of this division of this Act amending section
4 490.702, subsections 1 through 4.

5 c. The section of this division of this Act amending section
6 490.709.>

7 16. Page 253, after line 29 by inserting:

8 <PART ____

9 EFFECTIVE DATE>

10 17. Page 259, after line 8 by inserting:

11 <DIVISION ____

12 FOREIGN-TRADE ZONE CORPORATIONS

13 Sec. ____ Section 490.901, Code 2021, is amended to read as
14 follows:

15 **490.901 Foreign-trade zone corporation.**

16 1. A domestic corporation may be incorporated or organized
17 under the laws of this state, and a foreign corporation may be
18 authorized or registered to transact business in this state,
19 for the purpose of establishing, operating, and maintaining
20 a foreign-trade zone as defined in 19 U.S.C. §81(a). The
21 domestic or foreign corporation must maintain its principal
22 place of business in this state. A The domestic or foreign
23 corporation organized for the purposes set forth in this
24 section described in this section has all powers necessary or
25 convenient for applying for a grant of authority to establish,
26 operate, and maintain a foreign-trade zone under 19 U.S.C.
27 §81(a) et seq., and regulations promulgated under that law, and
28 for establishing, operating, and maintaining a foreign-trade
29 zone pursuant to that grant of authority.

30 2. This section is repealed on January 1, 2022.

31 Sec. ____ Section 491.36, Code 2021, is amended to read as
32 follows:

33 **491.36 Foreign-trade zone corporation.**

34 A domestic corporation may be incorporated or organized
35 under the laws of this state, and a foreign corporation may be

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1 authorized or registered to transact business in this state,
2 for the purpose of establishing, operating, and maintaining a
3 foreign-trade zone as defined in 19 U.S.C. §81a. The domestic
4 or foreign corporation must maintain its principal place of
5 business in this state. A The domestic or foreign corporation
6 organized for the purposes set forth in this section described
7 in this section has all powers necessary or convenient for
8 applying for a grant of authority to establish, operate, and
9 maintain a foreign-trade zone under the provisions of 19
10 U.S.C. §81a, et seq., and rules promulgated ~~thereunder~~ under
11 that law, and for establishing, operating, and maintaining a
12 foreign-trade zone pursuant to that grant of authority.

13 Sec. ____ **NEW SECTION. 504.208 Foreign-trade zone**
14 **corporation.**

15 A domestic corporation may be incorporated or organized
16 under the laws of this state, and a foreign corporation may be

17 authorized or registered to transact business in this state,
18 for the purpose of establishing, operating, and maintaining
19 a foreign-trade zone as defined in 19 U.S.C. §81(a). The
20 domestic or foreign corporation must maintain its principal
21 place of business in this state. The domestic or foreign
22 corporation described in this section has all powers necessary
23 or convenient for applying for a grant of authority to
24 establish, operate, and maintain a foreign-trade zone under
25 19 U.S.C. §81(a) et seq., and regulations promulgated under
26 that law, and for establishing, operating, and maintaining a
27 foreign-trade zone pursuant to that grant of authority.
28 Sec. ____ EFFECTIVE DATE. This division of this Act, being
29 deemed of immediate importance, takes effect upon enactment.>
30 18. By renumbering, redesignating, and correcting internal
31 references as necessary.

LOHSE of Polk

H-1356

1 Amend House File 452, as amended, passed, and reprinted by
2 the House, as follows:
3 1. By striking page 6, line 27, through page 7, line 1.

SENATE AMENDMENT

H-1357

1 Amend House Joint Resolution 5, as passed by the House, as
2 follows:
3 1. By striking everything after the resolving clause and
4 inserting:
5 <Section 1. The following amendment to the Constitution of
6 the State of Iowa is proposed:
7 Article I of the Constitution of the State of Iowa is amended
8 by adding the following new section:
9 Sec. 26. **Protection of life.** To defend the dignity of all
10 human life, and to protect mothers and unborn children from
11 efforts to expand abortion even to the day of birth, we the
12 people of the State of Iowa declare that this Constitution
13 shall not be construed to recognize, grant, or secure a right
14 to abortion or to require the public funding of abortion.
15 Sec. 2. REFERRAL AND PUBLICATION. The foregoing amendment
16 to the Constitution of the State of Iowa is referred to the
17 general assembly to be chosen at the next general election for
18 members of the general assembly, and shall be published as
19 provided by law for three consecutive months previous to the
20 date of that election.>
21 2. Title page, by striking lines 1 through 4 and inserting
22 <A Joint Resolution proposing an amendment to the Constitution
23 of the State of Iowa to protect life by declaring that the
24 Constitution of the State of Iowa shall not be construed to

25 recognize, grant, or secure a right to abortion or to require
26 the public funding of abortion.>

SENATE AMENDMENT

H-1358

1 Amend House File 775, as amended, passed, and reprinted by
2 the House, as follows:
3 1. Page 1, line 17, by striking <not an> and inserting <an>

SENATE AMENDMENT

H-1359

1 Amend House File 744, as amended, passed, and reprinted by
2 the House, as follows:
3 1. Page 3, after line 9 by inserting:
4 <Sec. ____ **NEW SECTION. 261H.7 Student government**
5 **organizations — student fees — appeals — liability.**
6 1. Each institution of higher education governed by
7 the state board of regents shall make a student government
8 organization's access to and authority over any moneys
9 disbursed to the student government organization by
10 the institution contingent upon the student government
11 organization's compliance with the first amendment to the
12 Constitution of the United States and the provisions of this
13 chapter.
14 2. If, after exhaustion of all administrative or
15 judicial appeals, it is determined that a student government
16 organization knowingly and intentionally violated the first
17 amendment rights of a member of the campus community or that
18 an action or decision of a student government organization is
19 in violation of this section, the institution shall suspend
20 the student government organization's authority to manage and
21 disburse student fees for a period of one year. During this
22 period of suspension, such student fees shall be managed and
23 disbursed by the institution.
24 Sec. ____ Section 262.9, Code 2021, is amended by adding the
25 following new subsection:
26 **NEW SUBSECTION. 39.** Appoint annually from among its
27 membership a three-member nonpartisan free speech committee
28 that shall receive complaints under section 261H.5 relating
29 to the institutions of higher learning governed by the state
30 board.
31 Sec. ____ Section 272.2, subsection 14, Code 2021, is
32 amended by adding the following new paragraph:
33 **NEW PARAGRAPH. e.** The board may deny a license to or
34 revoke the license of a person upon the board's finding by a
35 preponderance of evidence that the person discriminated against

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1 a student in violation of section 261H.2, subsection 3, or
2 section 279.73.>
3 2. Page 3, after line 30 by inserting:
4 <Sec. ____ Section 280.22, subsections 4 and 5, Code 2021,
5 are amended to read as follows:
6 4. Each board of directors of a public school shall adopt
7 rules in the form of a written publications code, which shall
8 include reasonable provisions for the time, place, and manner
9 of conducting such activities within its jurisdiction. The
10 code shall incorporate all of the provisions of this section.
11 The board shall make the code available to the students and
12 their parents.
13 5. Student editors of official school publications shall
14 assign and edit the news, editorial, and feature content of
15 their publications subject to the limitations of this section.
16 Journalism advisers of students producing official school
17 publications shall supervise the production of the student
18 staff; in order to maintain professional standards of English
19 and journalism; and to comply with this section.
20 Sec. ____ Section 280.22, Code 2021, is amended by adding
21 the following new subsection:
22 NEW SUBSECTION. 6A. A public school employee or official,
23 acting within the scope of the person's professional ethics,
24 if any, shall not be dismissed, suspended, disciplined,
25 reassigned, transferred, subject to termination or nonrenewal
26 of a teaching contract issued under section 279.13 or an
27 extracurricular contract issued under section 279.19A, or
28 otherwise retaliated against for acting to protect a student
29 for engaging in conduct authorized under this section, or
30 refusing to infringe upon student conduct that is protected by
31 this section, the first amendment to the Constitution of the
32 United States, or Article I, section 7, of the Constitution of
33 the State of Iowa.
34 Sec. ____ IMPLEMENTATION OF ACT. Section 25B.2, subsection
35 3, shall not apply to this Act.>

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1 3. By renumbering as necessary.

SENATE AMENDMENT

H-1360

1 Amend House File 390, as amended, passed, and reprinted by
2 the House, as follows:
3 1. Page 1, after line 13 by inserting:
4 <3. Section 135.38 does not apply to violations of this
5 section.>
6 2. Title page, lines 2 and 3, by striking <system, and

7 making penalties applicable.> and inserting <system.>

SENATE AMENDMENT

H-1361

1 Amend House File 228, as passed by the House, as follows:

2 1. Page 3, after line 12 by inserting:

3 <Sec. ____ OPEN ENROLLMENT DEADLINE FOR THE SCHOOL YEAR
4 BEGINNING JULY 1, 2021. Notwithstanding section 282.18, the
5 March 1 deadlines established under section 282.18 shall not
6 apply to an application submitted by a parent or guardian for
7 purposes of enrolling the parent's or guardian's child in a
8 school district for the school year beginning July 1, 2021,
9 and ending June 30, 2022, if a voluntary diversity plan was in
10 effect in the school district of residence during the school
11 year beginning July 1, 2020, and ending June 30, 2021.

12 Sec. ____ EFFECTIVE DATE. This Act, being deemed of
13 immediate importance, takes effect upon enactment.>

14 2. Title page, line 2, after <law> by inserting <and
15 including effective date provisions>

16 3. By renumbering as necessary.

SENATE AMENDMENT

H-1362

1 Amend House File 196, as passed by the House, as follows:

2 1. Page 1, after line 33 by inserting:

3 <Sec. ____ Section 261.115, subsection 5, paragraph b, Code
4 2021, is amended to read as follows:
5 *b. "Health care professional" means a an athletic trainer,*
6 *occupational therapist,* physician, physician assistant,
7 *podiatrist, or physical therapist who is licensed, accredited,*
8 *registered, or certified to perform specified health care*
9 *services consistent with state law.*>

10 2. By renumbering as necessary.

SENATE AMENDMENT

H-1363

1 Amend House File 852 as follows:

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

4 <Section 1. Section 135.176, subsection 1, Code 2021, is
5 amended by adding the following new paragraph:
6 NEW PARAGRAPH. d. For the period beginning July 1, 2021,
7 and ending June 30, 2026, the payment by the sponsor of medical
8 residency program liability costs subject to provision by the
9 sponsor of dollar-for-dollar matching funds used for payment
10 of such costs. This paragraph shall not apply to medical

11 residency programs to which chapter 669 applies.

12 Sec. 2. Section 135.176, subsection 2, paragraphs e and f,
13 Code 2021, are amended to read as follows:

14 e. The maximum award of grant funds to a particular
15 individual sponsor per year. An individual sponsor that
16 establishes a new or alternative campus accredited medical
17 residency training program as defined in subsection 1,
18 paragraph "a", shall not receive more than fifty percent
19 of the state matching funds available each year to support
20 the program. An individual sponsor proposing the provision
21 of a new residency position within an existing accredited
22 medical residency or fellowship training program as specified
23 in subsection 1, paragraph "b", ~~or the funding of residency~~
24 ~~positions which are in excess of the federal residency cap as~~
25 ~~defined in subsection 1, paragraph "c", or the funding of the~~
26 ~~payment by the sponsor of medical residency program liability~~
27 ~~costs subject to provision by the sponsor of dollar-for-dollar~~
28 ~~matching funds used for payment of such costs as specified~~
29 in subsection 1, paragraph "d", shall not receive more than
30 twenty-five percent of the state matching funds available each
31 year to support the program.

32 f. Use of the funds awarded. Funds may be used to pay the
33 costs of establishing, expanding, or supporting an accredited
34 graduate medical education program as specified in this
35 section, including but not limited to the costs associated

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1 with residency stipends and physician faculty stipends. For
2 the period beginning July 1, 2021, and ending June 30, 2026,
3 use of the funds awarded may include payment by the sponsor of
4 medical residency program liability costs in accordance with
5 subsection 1, paragraph "d", and subject to provision by the
6 sponsor of dollar-for-dollar matching funds used for payment
7 of such costs.>

8 2. Title page, by striking lines 1 through 3 and inserting
9 <An Act relating to the payment of resident physician medical
10 liability insurance premiums for accredited graduate medical
11 education programs.>

A. MEYER of Webster

H-1364

1 Amend Senate File 568, as amended, passed, and reprinted by
2 the Senate, as follows:

3 1. Page 7, before line 6 by inserting:

4 <Sec. ____ Section 45.1, subsection 2, as amended by 2021
5 Iowa Acts, Senate File 413, section 16, is amended to read as
6 follows:

7 2. Nominations for candidates for a representative in
8 the United States house of representatives may be made by

- 9 nomination petitions signed by not less than ~~one thousand seven~~
 10 ~~hundred twenty-six~~ eight hundred eligible electors who are
 11 residents of the congressional district, ~~including at least~~
 12 ~~forty-seven eligible electors each from at least one-half of~~
 13 ~~the counties in the congressional district.~~>
 14 2. By renumbering as necessary.

JACOBSEN of Pottawattamie

H-1365

- 1 Amend House File 311, as amended, passed, and reprinted by
 2 the House, as follows:
 3 1. Page 1, line 3, by striking <each> and inserting <each
 4 per>
 5 2. Page 1, line 7, after <night> by inserting <per calendar
 6 month>
 7 3. Page 1, line 7, by striking <~~one-year~~ one-month> and
 8 inserting <one-year>

SENATE AMENDMENT

H-1366

- 1 Amend House File 836 as follows:
 2 1. By striking everything after the enacting clause and
 3 inserting:
 4 <DIVISION I
 5 MINOR GUARDIANSHIPS
 6 Section 1. Section 232.3, subsection 1, Code 2021, is
 7 amended to read as follows:
 8 1. During the pendency of an action under this chapter, a
 9 party to the action is estopped from litigating concurrently
 10 the custody, guardianship, or placement of a child who is the
 11 subject of the action, in a court other than the juvenile court
 12 with jurisdiction of the pending action under this chapter. A
 13 district judge, district associate judge, juvenile court judge,
 14 magistrate, or judicial hospitalization referee, upon notice
 15 of the pendency of an action under this chapter, shall not
 16 issue an order, finding, or decision relating to the custody,
 17 guardianship, or placement of the child who is the subject of
 18 the action, under any law, including but not limited to chapter
 19 232D, 598, or 598B, or 633.
 20 Sec. 2. Section 232.3, Code 2021, is amended by adding the
 21 following new subsection:
 22 NEW SUBSECTION. 3. An action which is pending under chapter
 23 232D prior to an action being brought under this chapter shall
 24 be stayed by the court in the chapter 232D action unless the
 25 court follows the procedures in subsection 2 and authorizes a
 26 party to the action to litigate a specific issue under this
 27 chapter.
 28 Sec. 3. Section 232D.103, Code 2021, is amended to read as

29 follows:

30 **232D.103 Jurisdiction.**

31 The juvenile court has exclusive jurisdiction in a
32 guardianship proceeding concerning a minor who is alleged to be
33 in need of a guardianship and guardianships of minors.

34 Sec. 4. NEW SECTION. 232D.107 Confidentiality.

35 Official juvenile court records in guardianship proceedings

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1 shall be confidential and are not public records. Confidential
2 records may be inspected and their contents shall be disclosed
3 to the following without court order, provided that a person
4 or entity who inspects or receives a confidential record under
5 this section shall not disclose the confidential record or its
6 contents unless required by law:

- 7 1. The judge and professional court staff.
- 8 2. The minor and the minor's counsel.
- 9 3. The minor's parent, guardian or custodian, court
10 visitor, and any counsel representing such person.

11 Sec. 5. Section 232D.301, subsection 2, paragraph d,
12 subparagraph (3), Code 2021, is amended to read as follows:

13 (3) Any adult who has had the primary care of the minor or
14 with whom the minor has lived for at least any time during the
15 six months prior to immediately preceding the filing of the
16 petition.

17 Sec. 6. Section 232D.301, subsection 4, Code 2021, is
18 amended to read as follows:

19 4. The petition shall state whether a limited guardianship
20 is appropriate, and whether a conservatorship for the minor is
21 already in existence.

22 Sec. 7. Section 232D.302, subsection 2, Code 2021, is
23 amended to read as follows:

24 2. Notice shall be served upon the minor's known parents
25 listed in the petition in accordance with the rules of civil
26 procedure. If the parent has not filed a consent to the
27 appointment of a guardian, the notice shall inform any parent
28 named in the petition that the parent may be entitled to
29 representation under the conditions described in section
30 232D.304.

31 Sec. 8. Section 232D.305, subsection 1, Code 2021, is
32 amended to read as follows:

33 1. The court may appoint a court visitor for the minor. A
34 person is qualified to serve as a court visitor if the court
35 determines the person has demonstrated sufficient knowledge of

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1 guardianships to adequately perform the duties in subsection 3.

2 Sec. 9. Section 232D.306, Code 2021, is amended by adding
3 the following new subsection:

4 NEW SUBSECTION. 4. A hearing on the petition may be

5 recorded if a court reporter is not used.

6 Sec. 10. Section 232D.307, subsection 1, Code 2021, is
7 amended to read as follows:

8 1. The court shall request criminal record checks and checks
9 of the child abuse, dependent adult abuse, and sex offender
10 registries in this state for all proposed guardians other than
11 financial institutions with Iowa trust powers unless a proposed
12 guardian has undergone the required background checks in this
13 section within the ~~twelve~~ six months prior to the filing of
14 a petition and the background check has been provided to the
15 court.

16 Sec. 11. Section 232D.401, subsection 1, Code 2021, is
17 amended to read as follows:

18 1. The order by the court appointing a guardian for a minor
19 shall state the basis for the order and the date on which the
20 first reporting period for the guardianship will end.

21 Sec. 12. Section 232D.401, subsection 3, unnumbered
22 paragraph 1, Code 2021, is amended to read as follows:

23 An order by the court appointing a guardian for a minor shall
24 state the powers granted to the guardian until such time as the
25 guardian files an initial care plan and such plan is approved
26 by the court as required by section 232D.501, subsection 4.
27 Except as otherwise limited by ~~court an~~ order appointing a
28 guardian for a minor, the court may grant the guardian the
29 following powers, ~~which may be exercised without prior court~~
30 ~~approval~~:

31 Sec. 13. Section 232D.501, subsection 1, paragraph a, Code
32 2021, is amended by adding the following new subparagraph:
33 NEW SUBPARAGRAPH. (2A) The guardian's plan, if any, for
34 applying for and receiving funds and benefits payable for the
35 support of the minor.

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1 Sec. 14. Section 232D.501, subsection 1, paragraph b, Code
2 2021, is amended by adding the following new subparagraphs:
3 NEW SUBPARAGRAPH. (11) The results of the guardian's
4 efforts to apply for funds or benefits for the minor, and
5 an accounting for the use of such funds or benefits by the
6 guardian.

7 NEW SUBPARAGRAPH. (12) Any other information the guardian
8 deems necessary for the court to consider.

9 Sec. 15. Section 232D.501, Code 2021, is amended by adding
10 the following new subsections:

11 NEW SUBSECTION. 5. The guardian shall provide a copy of the
12 verified initial care plan and verified annual report required
13 by this section to the protected person, the protected person's
14 attorney, if any, and court visitor, if any.

15 NEW SUBSECTION. 6. The court, for good cause, may extend
16 the deadline for filing required reports. Required reports of
17 a guardian which are not timely filed and which are delinquent,
18 and for which no extension for filing has been granted by the

19 court, shall be administered in the same manner as provided in
20 section 633.32.

21 DIVISION II

22 ADULT GUARDIANSHIPS AND MINOR AND ADULT CONSERVATORSHIPS

23 Sec. 16. Section 235B.6, subsection 2, paragraph d, Code
24 2021, is amended by adding the following new subparagraph:
25 NEW SUBPARAGRAPH. (7) To a district court conducting
26 checks of the dependent adult abuse registry for all proposed
27 guardians and conservators pursuant to section 633.564.

28 Sec. 17. Section 633.556, subsections 4 and 5, Code 2021,
29 are amended to read as follows:

30 4. The petition shall list the name and address of the
31 ~~petitioner and the petitioner's relationship to the respondent~~
32 following:

33 a. The respondent.

34 b. The petitioner and the petitioner's relationship to the
35 respondent.

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1 c. The proposed guardian or conservator and the reason the
2 proposed guardian or conservator should be selected.

3 5. The petition shall list the name and address, to the
4 extent known, of the following:

5 ~~a. The name and address of the proposed guardian and the~~
6 ~~reason the proposed guardian should be selected.~~

7 b. Any spouse of the respondent.

8 c. Any adult children of the respondent.

9 d. Any parents of the respondent.

10 e. Any adult, who has had the primary care of the respondent
11 or with whom the respondent has lived for at least any time
12 during the six months prior to immediately preceding the filing
13 of the petition, or any institution or facility where the
14 respondent has resided for at least six months prior to any
15 time during the six months immediately preceding the filing of
16 the petition.

17 f. Any legal representative or representative payee of the
18 respondent.

19 g. Any person designated as an attorney in fact in a durable
20 power of attorney for health care which is valid under chapter
21 144B, or any person designated as an agent in a durable power
22 of attorney which is valid under chapter 633B.

23 Sec. 18. Section 633.560, subsection 3, Code 2021, is
24 amended to read as follows:

25 3. The court shall require the proposed guardian or
26 conservator to attend the hearing on the petition but the court
27 may excuse the proposed guardian's or conservator's attendance
28 for good cause shown.

29 Sec. 19. Section 633.561, subsection 6, Code 2021, is
30 amended to read as follows:

31 6. If the court determines that it would be in the
32 respondent's best interest to have legal representation

33 with respect to any further proceedings in a guardianship
34 or conservatorship, the court may appoint an attorney to
35 represent the respondent at the expense of the respondent or

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1 the respondent's estate, or if the respondent is indigent the
2 cost of the court appointed attorney shall be assessed against
3 the county in which the proceedings are pending.
4 Sec. 20. Section 633.562, subsection 1, Code 2021, is
5 amended to read as follows:
6 1. If the court determines that the appointment of a court
7 visitor would be in the best interest of the respondent, the
8 court shall appoint a court visitor at the expense of the
9 respondent or the respondent's estate, or, if the respondent
10 is indigent, the cost of the court visitor shall be assessed
11 against the county in which the proceedings are pending. The
12 court may appoint any qualified person as a court visitor in
13 a guardianship or conservatorship proceeding. A person is
14 qualified to serve in this capacity if the court determines the
15 person has demonstrated sufficient knowledge of guardianships
16 or conservatorships to adequately perform the duties in
17 subsection 3.

18 Sec. 21. Section 633.562, Code 2021, is amended by adding
19 the following new subsection:
20 NEW SUBSECTION. 7. A court visitor shall be discharged
21 from all further duties upon appointment of a guardian or
22 conservator, unless otherwise ordered by the court. The court
23 may order a court visitor to continue to serve if the court
24 determines continued service would be in the best interest of
25 the protected person. If the court continues the service of
26 the court visitor, the court may limit the direct duties of the
27 court visitor as the court deems necessary. The court visitor
28 shall thereafter continue to serve until discharged by the
29 court.

30 Sec. 22. Section 633.564, subsection 1, Code 2021, is
31 amended to read as follows:
32 1. The court shall request criminal record checks and
33 checks of the child abuse, dependent adult abuse, and sexual
34 offender registries in this state for all proposed guardians
35 and conservators, other than financial institutions with Iowa

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1 trust powers, unless a proposed guardian or conservator has
2 undergone the required background checks required by this
3 section within the six months prior to the filing of a petition
4 and the background check has been provided to the court.

5 Sec. 23. Section 633.569, Code 2021, is amended to read as
6 follows:
7 **633.569 Emergency appointment of temporary guardian or**
8 **conservator.**

9 1. A person authorized to file a petition under section
10 ~~633.552, 633.553, or 633.554~~ 633.556 or 633.557 may file an
11 application for the emergency appointment of a temporary
12 guardian or conservator.
13 2. Such application shall state all of the following:
14 a. The name and address of the respondent.
15 Ob. The name and address of the petitioner and the
16 petitioner's relationship to the respondent.
17 b. The name and address of the proposed guardian or
18 conservator and the reason the proposed guardian or conservator
19 should be selected.
20 Oc. The names and addresses, to the extent known, of any
21 other persons who must be named in the petition for appointment
22 of a guardian or conservator under section 633.556 or 633.557.
23 c. The reason the emergency appointment of a temporary
24 guardian or conservator is sought.
25 3. The court may enter an ex parte order appointing a
26 temporary guardian or conservator on an emergency basis under
27 this section if the court finds that all of the following
28 conditions are met:
29 a. There is not sufficient time to file a petition
30 and hold a hearing pursuant to section ~~633.552, 633.553,~~
31 ~~or 633.554~~ 633.556, 633.557, or 633.560.
32 b. The appointment of a temporary guardian or conservator
33 is necessary to avoid immediate or irreparable harm to the
34 respondent before a hearing with notice to the respondent can
35 be held.

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1 c. There is reason to believe that the basis for appointment
2 of guardian or conservator exists under section ~~633.552,~~
3 ~~633.553, or 633.554~~ 633.556 or 633.557.
4 4. Notice of a petition for the appointment of a temporary
5 guardian or conservator and the issuance of an ex parte
6 order appointing a temporary guardian or conservator shall be
7 provided to the respondent, the respondent's attorney, and any
8 other person the court determines should receive notice.
9 5. Upon the issuance of an ex parte order, if the respondent
10 is an adult, the respondent may file a request for a hearing.
11 If the respondent is a minor, the respondent, a parent having
12 legal custody of the respondent, or any other person having
13 legal custody of the respondent may file a written request for
14 a hearing. Such hearing shall be held no later than seven days
15 after the filing of a written request.
16 6. The powers of the temporary guardian or conservator
17 set forth in the order of the court shall be limited to those
18 necessary to address the emergency situation requiring the
19 appointment of a temporary guardian or conservator.
20 7. The temporary guardianship or conservatorship shall
21 terminate within thirty days after the order is issued.
22 8. The court may order an extension of the temporary

23 guardianship or conservatorship for thirty days for good
24 cause shown, including a showing that a hearing on a petition
25 for a guardianship or conservatorship under section 633.556
26 or 633.557 cannot be scheduled within thirty days after the
27 order for a temporary guardianship or conservatorship is
28 ordered. Prior to or contemporaneously with the filing for
29 an application for the extension of time, the guardian or
30 conservator shall file a report with the court setting forth
31 all of the following:
32 a. All actions conducted by the guardian or conservator on
33 behalf of the protected person from the time of the initial
34 appointment of the guardian up to the time of the report.
35 b. All actions that the guardian or conservator plans to

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1 conduct on behalf of the protected person during the thirty-day
2 extension period.
3 9. The temporary guardian or conservator shall submit any
4 other report the court requires.
5 Sec. 24. Section 633.570, subsections 1 and 2, Code 2021,
6 are amended to read as follows:
7 1. In a proceeding for the appointment of a guardian, the
8 respondent shall be given written notice which advises the
9 respondent of the powers that the court may grant a guardian
10 ~~may exercise without court approval pursuant to the powers set~~
11 ~~out in~~ section 633.635, subsection 2, and the powers that the
12 ~~guardian may exercise only with court approval pursuant to set~~
13 out in section 633.635, subsection 3.
14 2. In a proceeding for the appointment of a conservator,
15 the respondent shall be given written notice which advises
16 the respondent of the powers that the court may grant a
17 conservator ~~may exercise without court approval pursuant to~~
18 the powers set out in section 633.646 ~~and the powers that the~~
19 ~~guardian may exercise only with court approval pursuant to~~
20 ~~section 633.647~~ 633.642.
21 Sec. 25. Section 633.635, subsection 1, Code 2021, is
22 amended to read as follows:
23 1. The order by the court appointing a guardian shall state
24 the factual basis for the guardianship pursuant to section
25 633.552 and the date on which the first reporting period for
26 the guardianship shall end.
27 Sec. 26. Section 633.635, subsection 2, unnumbered
28 paragraph 1, Code 2021, is amended to read as follows:
29 ~~Based upon the evidence produced at the hearing~~ An order by
30 the court appointing a guardian for an adult shall state the
31 powers granted to the guardian until such time as the guardian
32 files an initial care plan and such plan is approved by the
33 court as required by section 633.669. Except as otherwise
34 limited by an order appointing a guardian for an adult, the
35 court may grant a guardian the following powers and duties with

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1 respect to a protected person which may be exercised without
2 prior court approval:

3 Sec. 27. Section 633.635, subsection 3, unnumbered
4 paragraph 1, Code 2021, is amended to read as follows:

5 A Notwithstanding subsection 2, a guardian may be granted
6 the following powers which may only be exercised upon court
7 approval:

8 Sec. 28. Section 633.641, subsection 3, Code 2021, is
9 amended to read as follows:

10 3. ~~If a protected person has executed a valid power of~~
11 ~~attorney under chapter 633B, the conservator shall act in~~
12 ~~accordance with the applicable provisions of chapter 633B.~~
13 If the court appoints a conservator for a protected person
14 who has previously executed a valid power of attorney under
15 chapter 633B, the power of attorney is suspended unless the
16 power of attorney provides otherwise or the court appointing
17 the conservator orders that the power of attorney should
18 continue. If the power of attorney continues, the agent is
19 accountable to the conservator as well as the principal. The
20 power of attorney shall be reinstated upon termination of the
21 conservatorship for reasons other than the protected person's
22 death.

23 Sec. 29. Section 633.642, Code 2021, is amended by striking
24 the section and inserting in lieu thereof the following:

25 **633.642 Powers of conservator.**

26 1. An order by the court appointing a conservator shall
27 state the basis for the conservatorship pursuant to section
28 633.553 or section 633.554.

29 2. Upon appointment by the court, and until such time as the
30 conservator files an initial financial management plan and such
31 plan is approved by the court as required by section 633.670,
32 subsection 1, a conservator has the authority to exercise all
33 powers applicable to fiduciaries pursuant to sections 633.63
34 through 633.162, unless expressly modified by the court.

35 3. In the order approving an initial financial management

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1 plan or an annual report, the court shall approve and set forth
2 the specific powers of a conservator, which may be thereafter
3 exercised by the conservator until further court order. Except
4 as otherwise ordered by the court, a conservator must give
5 notice to persons entitled to notice and receive specific prior
6 authorization by the court before the conservator may take any
7 other action on behalf of the protected person.

8 4. Upon the filing of an appropriate oath by the
9 conservator, the clerk of court shall issue letters of
10 appointment. A copy of the initial order of the court shall
11 be attached to the letters of appointment. Upon approval of
12 an initial financial management plan, approval of an annual

13 report, or further order of the court granting, modifying,
14 limiting, or terminating powers of the conservator, the clerk
15 of court shall issue new letters of appointment which shall
16 reflect all powers thereafter held by the conservator.

17 Sec. 30. Section 633.669, Code 2021, is amended to read as
18 follows:

19 **633.669 Reporting requirements — assistance Reports by clerk**
20 **guardians.**

21 1. A guardian appointed by the court under this chapter
22 shall file with the court the following ~~written~~ verified
23 reports which shall not be waived by the court:

24 a. An initial care plan filed within sixty days of
25 appointment. The information in the initial care plan shall
26 include but not be limited to the following information:

27 (1) The current residence of the protected person and the
28 guardian's plan for the protected person's living arrangements.

29 (2) The current sources of payment for the protected
30 person's living expenses and other expenses, and the guardian's
31 plan for payment of the protected person's living expenses and
32 other expenses.

33 (3) The protected person's health status and health care
34 needs, and the guardian's plan for meeting the protected
35 person's ~~needs for medical, dental, and other~~ health care

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1 needs.

2 (3A) Whether the protected person has a living will or
3 health care power of attorney.

4 (4) If applicable, the protected person's need for other
5 professional services for mental, behavioral, or emotional
6 health, and the guardian's plan for other professional services
7 needed by the protected person.

8 (5) If applicable, the protected person's employment
9 status, the protected person's need for educational, training,
10 or vocational services, and the guardian's plan for meeting the
11 educational, training, and vocational needs of the protected
12 person.

13 (6) If applicable, the guardian's plan for facilitating the
14 participation of the protected person in social activities.

15 (7) The guardian's plan for facilitating contacts between
16 the protected person and the protected person's family members
17 and other ~~significant~~ persons significant in the life of the
18 protected person.

19 (8) The guardian's plan for contact with, and activities on
20 behalf of, the protected person.

21 (9) The powers that the guardian requests to carry out the
22 initial care plan.

23 (10) The guardian shall file an amended plan when there
24 has been a significant change in the circumstances or the
25 guardian seeks to deviate significantly from the plan. The
26 guardian must obtain court approval of the amended plan before

27 implementing any of its provisions.

28 *b.* An annual report, filed within sixty days of the close
29 of the reporting period, ~~unless the court otherwise orders on~~
30 ~~good cause shown.~~ The ~~information in the~~ annual report shall
31 include but not be limited to the following information:
32 (1) The current living arrangements of the protected
33 person.
34 (2) The sources of payment for the protected person's living
35 expenses and other expenses.

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1 (3) A description, if applicable, of the following:
2 (a) The protected person's ~~physical and mental health~~
3 status and the ~~medical, dental, and other professional health~~
4 services provided to the protected person.
5 (b) If applicable, the protected person's employment status
6 and the educational, training, and vocational services provided
7 to the protected person.
8 (0c) The guardian's facilitation of the participation of
9 the protected person in social activities.
10 (c) The contact of the protected person with family members
11 and other significant persons.
12 (d) The nature and extent of the guardian's visits with, and
13 activities on behalf of, the protected person.
14 (04) The guardian's changes to the care plan for the
15 protected person for the next annual reporting period.
16 (004) The powers that the guardian requests to carry out
17 the care plan for the protected person for the next annual
18 reporting period.
19 (4) The guardian's recommendation as to the need for
20 continuation of the guardianship.
21 (5) The ability of the guardian to continue as guardian.
22 (6) The need of the guardian for assistance in providing or
23 arranging for the provision of the care and protection of the
24 protected person.
25 (7) Any other information the guardian deems necessary for
26 the court to consider.
27 *c.* A final report within thirty days of the termination
28 of the guardianship under section 633.675 unless that time is
29 extended by the court.
30 2. The court shall develop a simplified uniform reporting
31 form for use in filing the required reports.
32 3. The clerk of the court shall notify the guardian in
33 writing of the reporting requirements and shall provide
34 information and assistance to the guardian in filing the
35 reports.

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1 4. Reports of guardians shall be reviewed and approved by a
2 district court judge or referee.

5. The court, for good cause, may extend the deadline for filing required reports. Required reports of a guardian which are not timely filed and which are delinquent, and for which no extension for filing has been granted by the court, shall be administered as provided in section 633.32.

6. The guardian shall provide a copy of the reports required by this section to the protected person, the protected person's attorney, if any, and the court visitor, if any.

Sec. 31. Section 633.670, Code 2021, is amended to read as follows:

633.670 Reports by conservators.

1. A conservator shall file ~~an~~ a verified initial financial management plan for protecting, managing, investing, expending, and distributing the assets of the conservatorship estate within ninety days after appointment which shall not be waived by the court. The plan must be based on the needs of the protected person and take into account the best interest of the protected person as well as the protected person's preference, values, and prior directions to the extent known to, or reasonably ascertainable by, the conservator.

a. The initial plan shall include all of the following: The initial financial management plan shall state the protected person's age, residence, living arrangements, and sources of payment for living expenses.

(1) ~~A budget containing projected expenses and resources, including an estimate of the total amount of fees the conservator anticipates charging per year and a statement or list of the amount the conservator proposes to charge for each service the conservator anticipates providing to the protected person.~~

(2) ~~A statement as to how the conservator will involve the protected person in decisions about management of the conservatorship estate.~~

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(3) ~~If ordered by the court, any step the conservator plans to take to develop or restore the ability of the protected person to manage the conservatorship estate.~~

(4) ~~An estimate of the duration of the conservatorship.~~

b. If applicable, the protected person's will shall be filed with the court clerk and the protected person's prepaid burial trust and powers of attorney shall be described.

c. The conservator shall include a proposed budget for the protected person and budget-related information for the next annual reporting period including all of the following:

(1) The protected person's receipts and income and the projected sources of income including, if applicable, wages, social security income, pension and retirement plan distribution, veterans' benefits, rental income, interest earnings, and dividends, and the total estimated receipts and income.

17 (2) The protected person's liabilities and debts including,
18 if applicable, mortgage, car loans, credit card debt, federal,
19 state, and property taxes owed and the total estimated
20 liabilities and debts; a list and concise explanation of
21 any liability or debt owed by the protected person to the
22 conservator; and a list and concise explanation of the
23 liability of any other person for a liability of the protected
24 person.
25 (3) The protected person's estimated expenses on a monthly
26 and annual basis including, if applicable, nursing home or
27 facility charge, real property expenses for residence, food and
28 household expenses, utilities, household help and caregiver
29 expenses, health services and health insurance expenses,
30 educational and vocational expenses, personal auto and other
31 transportation expenses, clothing expenses, personal allowance
32 and other personal expenses, liabilities and debts, attorney
33 fees and other professional expenses, conservator fees, and
34 other administrative expenses.
35 d. The conservator shall include a list of the protected

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1 person's assets and the conservator's plan for management
2 of these assets including, if applicable, financial
3 accounts including checking and certificates of deposit and
4 cash, investments including stocks, bonds, mutual funds,
5 exchange-traded funds, individual retirement accounts and other
6 investment accounts, pension, profit-sharing, annuities, and
7 retirement funds, personal property including household goods
8 and vehicles, receivables including mortgages and liens payable
9 to the protected person's estate or trust, life insurance, and
10 other property.
11 e. The conservator shall include a statement as to how the
12 conservator will involve the protected person in decisions
13 about management of the conservatorship estate.
14 f. If ordered by the court, the conservator shall include
15 any action the conservator plans to take to develop or
16 restore the ability of the protected person to manage the
17 conservatorship estate.
18 g. The conservator shall include the authority that the
19 conservator requests to carry out the initial financial plan
20 including expenditures in accordance with the proposed budget
21 for the protected person and the plan for the management of the
22 assets of the protected person for the next annual reporting
23 period.
24 b. h. Within two days after filing the initial plan, the
25 The conservator shall give provide notice of the filing of
26 the initial plan with and a copy of the initial plan to the
27 protected person, the protected person's attorney, if any, and
28 court visitor, if any, and others as directed by the court.
29 The notice must state that any person entitled to a copy of
30 the plan must file any objections to the plan not later than

31 ~~fifteen days after it is filed~~ twenty days from the date of
32 mailing notice of filing the initial plan.
33 ~~e. i.~~ At least twenty days after the plan has been filed,
34 the court shall review and determine whether the plan should
35 be approved or revised, after considering objections filed and

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1 whether the plan is consistent with the conservator's powers
2 and duties.
3 ~~d. i.~~ After approval by the court, the conservator shall
4 provide a copy of the approved plan and order approving the
5 plan to the protected person, the protected person's attorney,
6 if any, and court visitor, if any, and others as directed by
7 the court.
8 ~~e. k.~~ The conservator shall file an amended plan when
9 there has been a significant change in circumstances or the
10 conservator seeks to deviate significantly from the plan.
11 Before the amended plan is implemented, the provisions for
12 court approval of the plan shall be followed as provided in
13 paragraphs "b", "c", and "d" the initial financial management
14 plan.
15 2. A conservator shall ~~file~~ attach an inventory of the
16 protected person's assets within ninety days after appointment
17 and debts to the initial financial management plan, which
18 includes an oath or affirmation that the inventory is believed
19 to be complete and accurate as far as information permits.
20 ~~Copies After approval by the court, the conservator shall~~
21 provide copies of the inventory ~~shall be provided to the~~
22 protected person, the protected person's attorney, ~~if any,~~
23 and court visitor, if any, and others as directed by the
24 court. When the conservator receives additional property
25 of the protected person, or becomes aware of its existence,
26 a description of the property shall be included in the
27 conservator's next annual report.
28 2A. A conservator shall attach to the initial financial
29 management plan an inventory of the protected person's assets
30 and debts, which includes an oath or affirmation that the
31 inventory is believed to be complete and accurate as far as
32 information permits. The conservator shall provide copies of
33 the inventory to the protected person, the protected person's
34 attorney, if any, and the court visitor, if any, and others
35 as directed by the court. Any objections to the inventory

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1 shall be filed in the same manner and according to the same
2 schedule as objections to the initial financial management
3 plan. The court shall review the inventory and determine
4 whether the inventory should be approved at the same time as
5 the court reviews the initial financial management plan. When
6 the conservator receives an additional asset of the protected

7 person or becomes aware of its existence, or becomes aware
8 of additional debt of the protected person, a description of
9 the asset or debt shall be included in the conservator's next
10 annual report.
11 3. A conservator shall file a ~~written and~~ verified report on
12 an annual basis for the period since the end of the preceding
13 report period. ~~The court which shall not waive these reports~~
14 ~~be waived by the court.~~
15 a. These reports shall include all of the following: The
16 annual report shall state the age, the residence, and the
17 living arrangements of the protected person, and sources of
18 payment for the protected person's living expenses during the
19 reporting period.
20 (1) ~~Balance of funds on hand at the beginning and end of the~~
21 ~~period.~~
22 (2) ~~Disbursements made.~~
23 (3) ~~Changes in the conservator's plan.~~
24 (4) ~~List of assets as of the end of the period.~~
25 (5) ~~Bond amount and surety's name.~~
26 (6) ~~Residence and physical location of the protected~~
27 ~~person.~~
28 (7) ~~General physical and mental condition of the protected~~
29 ~~person.~~
30 (8) ~~Other information reflecting the condition of the~~
31 ~~conservatorship estate.~~
32 b. ~~These reports shall be filed:~~ The conservator shall
33 submit with the annual report an inventory of the assets of the
34 protected person as of the last day of the reporting period the
35 total value of assets at the beginning and end of the reporting

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1 period.
2 (1) ~~On an annual basis within sixty days of the end of the~~
3 ~~reporting period unless the court orders an extension for good~~
4 ~~cause shown in accordance with the rules of probate procedure.~~
5 c. The annual report shall include an itemization of all
6 income or funds received and all expenditures made by the
7 conservator on behalf of the protected person. If any of
8 the expenditures were made to provide support for or pay the
9 debts of another person, the annual report shall include an
10 explanation of these expenditures. If any of the expenditures
11 were made to pay any liability or debt owed by the protected
12 person to the conservator, the annual report shall include an
13 explanation of these expenditures. If any of the expenditures
14 were made to pay any liability or debt that is also owed by
15 another person or entity, the annual report shall include an
16 explanation of these expenditures.
17 d. The annual report shall include the following budget and
18 information related to the budget for the protected person:
19 (1) A description of changes, if any, made in the budget
20 approved by the court for the preceding reporting period.

- 21 (2) A proposed budget and budget-related information for
22 the next reporting period containing the information set forth
23 in subsection 1, paragraph “c”.
24 (3) A request for approval of the proposed budget and
25 authority to make expenditures in accordance with the proposed
26 budget.
27 e. The annual report shall include the following information
28 related to the management of the assets of the protected
29 person:
30 (1) A description of changes, if any, in the plan for
31 management of the assets of the protected person approved by
32 the court for the preceding reporting period.
33 (2) A proposed plan for management of the assets of the
34 protected person for the next reporting period.
35 (3) A request for approval of the proposed plan for

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- 1 management of the assets of the protected person and the
2 authority to carry out the plan.
3 f. The conservator shall include a statement as to how the
4 conservator will involve the protected person in decisions
5 about management of the conservatorship estate.
6 g. The annual report shall describe, if ordered by the
7 court, the actions that have been taken and that will be taken
8 by the conservator to develop or restore the ability of the
9 protected person to manage the conservatorship’s assets.
10 h. The conservator may request court approval of fees
11 provided by an attorney on behalf of the conservatorship or the
12 protected person during the preceding reporting period.
13 i. The conservator may request court approval of fees
14 provided the conservator on behalf of the conservatorship or
15 the protected person during the preceding reporting period.
16 4. The conservator shall file a verified final report with
17 the court as follows:
18 (2) a. Within thirty days following removal of the
19 conservator.
20 (3) b. Upon the conservator’s filing of a resignation and
21 before the resignation is accepted by the court.
22 (4) c. Within sixty days following the termination of the
23 conservatorship.
24 (5) d. At other times as ordered by the court.
25 e. 5. ~~Reports required by this section~~ The conservator
26 shall provide a copy of the initial financial management
27 plan, the inventory of the protected person’s assets, and the
28 annual report shall be served on to the protected person, the
29 protected person’s attorney, if any, and court visitor, if any,
30 and the veterans administration if the protected person is
31 receiving veterans’ benefits.
32 6. The court, for good cause, may extend the deadline for
33 filing required reports. Required reports of a conservator
34 which are not timely filed and which are delinquent, and for

35 which no extension for filing has been granted by the court.

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1 shall be administered as provided in section 633.32.

2 Sec. 32. Section 633.675, subsections 2, 3, and 4, Code

3 2021, are amended to read as follows:

4 2. The court shall terminate a guardianship for an adult if
5 it the court finds by clear and convincing evidence that the
6 basis for appointing a guardian pursuant to section 633.552 has
7 not been established.

8 3. The court shall terminate a conservatorship if the court
9 finds by clear and convincing evidence that the basis for
10 appointing a conservator pursuant to section 633.553 or 633.554
11 is not satisfied.

12 4. The standard of proof and the burden of proof to be
13 applied in a termination proceeding to terminate a guardianship
14 or conservatorship for an adult shall be the same as set forth
15 in section 633.551, subsection 2.

16 DIVISION III
17 CONFORMING CHANGES

18 Sec. 33. Section 633.3, subsections 9, 17, 22, and 23, Code
19 2021, are amended to read as follows:

20 9. *Conservator* — means a person appointed by the court
21 to have the custody and control of the property of a ward
22 protected person under the provisions of this probate code.

23 17. *Estate* — the real and personal property of either a
24 decedent or a ward protected person, and may also refer to the
25 real and personal property of a trust described in section
26 633.10.

27 22. *Guardian* — means the person appointed by the court to
28 have the custody of the person of the ward protected person
29 under the provisions of this probate code.

30 23. *Guardian of the property* — at the election of the
31 person appointed by the court to have the custody and care of
32 the property of a ward protected person, the term “*guardian of*
33 *the property*” may be used, which term shall be synonymous with
34 the term “*conservator*”.

35 Sec. 34. Section 633.78, subsection 1, unnumbered paragraph

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1 1, Code 2021, is amended to read as follows:

2 A fiduciary under this chapter may present a written request
3 to any person for the purpose of obtaining property owned by
4 a decedent or by a ward protected person of a conservatorship
5 for which the fiduciary has been appointed, or property to
6 which a decedent or ward protected person is entitled, or
7 for information about such property needed to perform the
8 fiduciary's duties. The request must contain statements
9 confirming all of the following:

10 Sec. 35. Section 633.78, subsection 1, paragraph b, Code

11 2021, is amended to read as follows:

12 *b.* The request has been signed by all fiduciaries acting on
13 behalf of the decedent or ward protected person.

14 Sec. 36. Section 633.78, subsection 4, paragraph a, Code
15 2021, is amended to read as follows:

16 *a.* Damages sustained by the decedent's or ward's protected
17 person's estate.

18 Sec. 37. Section 633.80, Code 2021, is amended to read as
19 follows:

20 **633.80 Fiduciary of a fiduciary.**

21 A fiduciary has no authority to act in a matter wherein the
22 fiduciary's decedent or ward protected person was merely a
23 fiduciary, except that the fiduciary shall file a report and
24 accounting on behalf of the decedent or ward protected person
25 in said matter.

26 Sec. 38. Section 633.93, Code 2021, is amended to read as
27 follows:

28 **633.93 Limitation on actions affecting deeds.**

29 No action for recovery of any real estate sold by any
30 fiduciary can be maintained by any person claiming under the
31 deceased, the ward protected person, or a beneficiary, unless
32 brought within five years after the date of the recording of
33 the conveyance.

34 Sec. 39. Section 633.112, Code 2021, is amended to read as
35 follows:

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1 **633.112 Discovery of property.**

2 The court may require any person suspected of having
3 possession of any property, including records and documents,
4 of the decedent, ward protected person, or the estate, or of
5 having had such property under the person's control, to appear
6 and submit to an examination under oath touching such matters,
7 and if on such examination it appears that the person has the
8 wrongful possession of any such property, the court may order
9 the delivery thereof to the fiduciary. Such a person shall be
10 liable to the estate for all damages caused by the person's
11 acts.

12 Sec. 40. Section 633.123, subsection 1, paragraph b,
13 subparagraph (3), Code 2021, is amended to read as follows:

14 (3) The needs and rights of the beneficiaries or the ward
15 protected person.

16 Sec. 41. Section 633.580, subsections 1 and 4, Code 2021,
17 are amended to read as follows:

18 1. The name, age, and last known post office address of the
19 proposed ward protected person.

20 4. A general description of the property of the proposed
21 ward protected person within this state and of the proposed
22 ward's protected person's right to receive property; also, the
23 estimated present value of the real estate, the estimated value
24 of the personal property, and the estimated gross annual income

25 of the estate. If any money is payable, or to become payable,
26 to the proposed ~~ward~~ protected person by the United States
27 through the United States department of veterans affairs, the
28 petition shall so state.

29 Sec. 42. Section 633.591A, Code 2021, is amended to read as
30 follows:

31 **633.591A Voluntary petition for appointment of conservator**
32 **for a minor — standby basis.**

33 A person having physical and legal custody of a minor
34 may execute a verified petition for the appointment of a
35 standby conservator of the proposed ~~ward's~~ protected person's

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1 property, upon the express condition that the petition shall
2 be acted upon by the court only upon the occurrence of an event
3 specified or the existence of a described condition of the
4 mental or physical health of the petitioner, the occurrence
5 of which event, or the existence of which condition, shall be
6 established in the manner directed in the petition.

7 Sec. 43. Section 633.603, Code 2021, is amended to read as
8 follows:

9 **633.603 Appointment of foreign conservators.**

10 When there is no conservatorship, nor any application
11 therefor pending, in this state, the duly qualified foreign
12 conservator or guardian of a nonresident ~~ward~~ protected
13 person may, upon application, be appointed conservator of the
14 property of such person in this state; provided that a resident
15 conservator is appointed to serve with the foreign conservator;
16 and provided further, that for good cause shown, the court
17 may appoint the foreign conservator to act alone without the
18 appointment of a resident conservator.

19 Sec. 44. Section 633.604, Code 2021, is amended to read as
20 follows:

21 **633.604 Application.**

22 The application for appointment of a foreign conservator
23 or guardian as conservator in this state shall include the
24 name and address of the nonresident ~~ward~~ protected person, and
25 of the nonresident conservator or guardian, and the name and
26 address of the resident conservator to be appointed. It shall
27 be accompanied by a certified copy of the original letters
28 or other authority conferring the power upon the foreign
29 conservator or guardian to act as such. The application
30 shall also state the cause for the appointment of the foreign
31 conservator to act as sole conservator, if such be the case.

32 Sec. 45. Section 633.605, Code 2021, is amended to read as
33 follows:

34 **633.605 Personal property.**

35 A foreign conservator or guardian of a nonresident may

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1 be authorized by the court of the county wherein such ward
2 protected person has personal property to receive the same upon
3 compliance with the provisions of sections 633.606, 633.607 and
4 633.608.

5 Sec. 46. Section 633.607, Code 2021, is amended to read as
6 follows:

7 **633.607 Order for delivery.**

8 Upon the filing of the bond as above provided, and the court
9 being satisfied with the amount thereof, it shall order the
10 personal property of the ward protected person delivered to
11 such conservator or guardian.

12 Sec. 47. Section 633.633, Code 2021, is amended to read as
13 follows:

14 **633.633 Provisions applicable to all fiduciaries shall**
15 **govern.**

16 The provisions of this probate code applicable to all
17 fiduciaries shall govern the appointment, qualification, oath
18 and bond of guardians and conservators, except that a guardian
19 shall not be required to give bond unless the court, for good
20 cause, finds that the best interests of the ward protected
21 person require a bond. The court shall then fix the terms and
22 conditions of such bond.

23 Sec. 48. Section 633.633B, Code 2021, is amended to read as
24 follows:

25 **633.633B Tort liability of guardians and conservators.**

26 The fact that a person is a guardian or conservator shall not
27 in itself make the person personally liable for damages for the
28 acts of the ward protected person.

29 Sec. 49. Section 633.636, Code 2021, is amended to read as
30 follows:

31 **633.636 Effect of appointment of guardian or conservator.**

32 The appointment of a guardian or conservator shall not
33 constitute an adjudication that the ward protected person is of
34 unsound mind.

35 Sec. 50. Section 633.637, Code 2021, is amended to read as

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1 follows:

2 **633.637 Powers of ward protected person.**

- 3 1. A ward protected person for whom a conservator has been
4 appointed shall not have the power to convey, encumber, or
5 dispose of property in any manner, other than by will if the
6 ward protected person possesses the requisite testamentary
7 capacity, unless the court determines that the ward protected
8 person has a limited ability to handle the ward's protected
9 person's own funds. If the court makes such a finding, the
10 court shall specify to what extent the ward protected person
11 may possess and use the ward's protected person's own funds.
- 12 2. Any modification of the powers of the ward protected

13 person that would be more restrictive of the ward's protected
14 person's control over the ward's protected person's financial
15 affairs shall be based upon clear and convincing evidence
16 and the burden of persuasion is on the conservator. Any
17 modification that would be less restrictive of the ward's
18 protected person's control over the ward's protected person's
19 financial affairs shall be based upon proof in accordance with
20 the requirements of section 633.675.

21 Sec. 51. Section 633.637A, Code 2021, is amended to read as
22 follows:

23 **633.637A Rights of ward protected person under guardianship.**

24 An adult ward protected person under a guardianship has the
25 right of communication, visitation, or interaction with other
26 persons upon the consent of the adult ward protected person,
27 subject to section 633.635, subsection 2, paragraph "i", and
28 section 633.635, subsection 3, paragraph "c". If an adult ward
29 protected person is unable to give express consent to such
30 communication, visitation, or interaction with a person due
31 to a physical or mental condition, consent of an adult ward
32 protected person may be presumed by a guardian or a court based
33 on an adult ward's protected person's prior relationship with
34 such person.

35 Sec. 52. Section 633.638, Code 2021, is amended to read as

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1 follows:

2 **633.638 Presumption of fraud.**

3 If a conservator be appointed, all contracts, transfers and
4 gifts made by the ward protected person after the filing of the
5 petition shall be presumed to be a fraud against the rights
6 and interest of the ward protected person except as otherwise
7 directed by the court pursuant to section 633.637.

8 Sec. 53. Section 633.639, Code 2021, is amended to read as
9 follows:

10 **633.639 Title to ward's protected person's property.**

11 The title to all property of the ward protected person is
12 in the ward protected person and not the conservator subject,
13 however, to the possession of the conservator and to the
14 control of the court for the purposes of administration,
15 sale or other disposition, under the provisions of the
16 law. Any real property titled at any time in the name of a
17 conservatorship shall be deemed to be titled in the ward's
18 protected person's name subject to the conservator's right of
19 possession.

20 Sec. 54. Section 633.640, Code 2021, is amended to read as
21 follows:

22 **633.640 Conservator's right to possession.**

23 Every conservator shall have a right to, and shall take,
24 possession of all of the real and personal property of the
25 ward protected person. The conservator shall pay the taxes
26 and collect the income therefrom until the conservatorship is

27 terminated. The conservator may maintain an action for the
28 possession of the property, and to determine the title to the
29 same.
30 Sec. 55. Section 633.643, Code 2021, is amended to read as
31 follows:
32 **633.643 Disposal of will by conservator.**
33 When an instrument purporting to be the will of the ~~ward~~
34 protected person comes into the hands of a conservator, the
35 conservator shall immediately deliver it to the court.

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1 Sec. 56. Section 633.644, Code 2021, is amended to read as
2 follows:
3 **633.644 Court order to preserve testamentary intent of ~~ward~~**
4 **protected person.**
5 Upon receiving an instrument purporting to be the will of a
6 living ~~ward~~ protected person under the provisions of section
7 633.643, the court may open said will and read it. The court
8 with or without notice, as it may determine, may enter such
9 orders in the conservatorship as it deems advisable for the
10 proper administration of the conservatorship in light of the
11 expressed testamentary intent of the ~~ward~~ protected person.
12 Sec. 57. Section 633.645, Code 2021, is amended to read as
13 follows:
14 **633.645 Court to deliver will to clerk.**
15 An instrument purporting to be the will of a ~~ward~~ protected
16 person coming into the hands of the court under the provisions
17 of section 633.643, shall thereafter be resealed by the court
18 and be deposited with the clerk to be held by said clerk as
19 provided in sections 633.286 through 633.289.
20 Sec. 58. Section 633.653A, Code 2021, is amended to read as
21 follows:
22 **633.653A Claims for cost of medical care or services.**
23 The provision of medical care or services to a ~~ward~~ protected
24 person who is a recipient of medical assistance under chapter
25 249A creates a claim against the conservatorship for the amount
26 owed to the provider under the medical assistance program for
27 the care or services. The amount of the claim, after being
28 allowed or established as provided in this part, shall be paid
29 by the conservator from the assets of the conservatorship.
30 Sec. 59. Section 633.654, Code 2021, is amended to read as
31 follows:
32 **633.654 Form and verification of claims — general**
33 **requirements.**
34 No claim shall be allowed against the estate of a ~~ward~~
35 protected person upon application of the claimant unless

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1 it shall be in writing, filed in duplicate with the clerk,
2 stating the claimant's name and address, and describing the

3 nature and the amount thereof, if ascertainable. It shall be
4 accompanied by the affidavit of the claimant, or of someone for
5 the claimant, that the amount is justly due, or if not due,
6 when it will or may become due, that no payments have been
7 made thereon which are not credited, and that there are no
8 offsets to the same, to the knowledge of the affiant, except as
9 therein stated. The duplicate of said claim shall be mailed
10 by the clerk to the conservator or the conservator's attorney
11 of record; however, valid contract claims arising in the
12 ordinary course of the conduct of the business or affairs of
13 the ward protected person by the conservator may be paid by the
14 conservator without requiring affidavit or filing.

15 Sec. 60. Section 633.656, Code 2021, is amended to read as
16 follows:

17 **633.656 How claim entitled.**

18 All claims filed against the estate of the ward protected
19 person shall be entitled in the name of the claimant against
20 the conservator as such, naming the conservator, and in all
21 further proceedings thereon, this title shall be preserved.

22 Sec. 61. Section 633.660, Code 2021, is amended to read as
23 follows:

24 **633.660 Execution and levy prohibited.**

25 No execution shall issue upon, nor shall any levy be made
26 against, any property of the estate of a ward protected person
27 under any judgment against the ward protected person or a
28 conservator, but the provisions of this section shall not be so
29 construed as to prevent the enforcement of a mortgage, pledge,
30 or other lien upon property in an appropriate proceeding.

31 Sec. 62. Section 633.661, Code 2021, is amended to read as
32 follows:

33 **633.661 Claims of conservators.**

34 If the conservator is a creditor of the ward, the conservator
35 shall file the claim as other creditors, and the court shall

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1 appoint some competent person as temporary conservator to
2 represent the ward protected person at the hearing on the
3 conservator's claim. The same procedure shall be followed in
4 the case of coconservators where all such conservators are
5 creditors of the ward protected person; but if one of the
6 coconservators is not a creditor of the ward protected person,
7 such disinterested conservator shall represent the ward at the
8 hearing on any claim against the ward protected person by a
9 coconservator.

10 Sec. 63. Section 633.662, Code 2021, is amended to read as
11 follows:

12 **633.662 Claims not filed.**

13 The conservator may pay any valid claim against the estate of
14 the ward protected person even though such claim has not been
15 filed, but all such payments made by the conservator shall be
16 at the conservator's own peril.

17 Sec. 64. Section 633.664, Code 2021, is amended to read as
18 follows:

19 **633.664 Liens not affected by failure to file claim.**

20 Nothing in sections 633.654 and 633.658 shall affect or
21 prevent an action or proceeding to enforce any mortgage,
22 pledge, or other lien upon the property of the ~~ward~~ protected
23 person.

24 Sec. 65. Section 633.665, Code 2021, is amended to read as
25 follows:

26 **633.665 Separate actions and claims.**

27 1. Any action pending against the ~~ward~~ protected person at
28 the time the conservator is appointed shall also be considered
29 a claim filed in the conservatorship if notice of substitution
30 is served on the conservator as defendant and a duplicate of
31 the proof of service of notice of such proceeding is filed in
32 the conservatorship proceeding.

33 2. A separate action based on a debt or other liability
34 of the ~~ward~~ protected person may be commenced against the
35 conservator in lieu of filing a claim in the conservatorship.

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1 Such an action shall be commenced by serving an original notice
2 on the conservator and filing a duplicate of the proof of
3 service of notice of such proceeding in the conservatorship
4 proceeding. Such an action shall also be considered a claim
5 filed in the conservatorship. Such an action may be commenced
6 only in a county where the venue would have been proper if
7 there were no conservatorship and the action had been commenced
8 against the ~~ward~~ protected person.

9 Sec. 66. Section 633.667, Code 2021, is amended to read as
10 follows:

11 **633.667 Payment of claims in insolvent conservatorships.**

12 When it appears that the assets in a conservatorship are
13 insufficient to pay in full all the claims against such
14 conservatorship, the conservator shall report such matter to
15 the court, and the court shall, upon hearing, with notice to
16 all persons who have filed claims in the conservatorship, make
17 an order for the pro rata payment of claims giving claimants
18 the same priority, if any, as they would have if the ~~ward~~
19 protected person were not under conservatorship.

20 Sec. 67. Section 633.668, Code 2021, is amended to read as
21 follows:

22 **633.668 Conservator may make gifts.**

23 For good cause shown and under order of court, a conservator
24 may make gifts on behalf of the ~~ward~~ protected person out of
25 the assets under a conservatorship to persons or religious,
26 educational, scientific, charitable, or other nonprofit
27 organizations to whom or to which such gifts were regularly
28 made prior to the commencement of the conservatorship, or on
29 a showing to the court that such gifts would benefit the ~~ward~~
30 protected person or the ~~ward's~~ protected person's estate from

31 the standpoint of income, gift, estate or inheritance taxes.
32 The making of gifts out of the assets must not foreseeably
33 impair the ability to provide adequately for the best interests
34 of the ward protected person.
35 Sec. 68. Section 633.673, Code 2021, is amended to read as

PAGE 32

1 follows:
2 **633.673 Court costs in guardianships.**
3 The ward protected person or the ward's protected person's
4 estate shall be charged with the court costs of a ward's
5 guardianship, including the guardian's fees and the fees of the
6 attorney for the guardian. The court may, upon application,
7 enter an order waiving payment of the court costs in indigent
8 cases. However, if the ward protected person or ward's
9 protected person's estate becomes financially capable of paying
10 any waived costs, the costs shall be paid immediately.
11 Sec. 69. Section 633.676, Code 2021, is amended to read as
12 follows:

13 **633.676 Assets exhausted.**
14 At any time that the assets of the ward's protected person's
15 estate do not exceed the amount of the charges and claims
16 against it, the court may direct the conservator to proceed to
17 terminate the conservatorship.
18 Sec. 70. Section 633.677, Code 2021, is amended to read as
19 follows:

20 **633.677 Accounting to ward protected person — notice.**
21 Upon the termination of a conservatorship, the conservator
22 shall pay the costs of administration and shall render a full
23 and complete accounting to the ward protected person or the
24 ward's protected person's personal representative and to the
25 court. Notice of the final report of a conservator shall be
26 served on the ward protected person or the ward's protected
27 person's personal representative, in accordance with section
28 633.40, unless notice is waived. An order prescribing notice
29 may be made before or after the filing of the final report.

30 Sec. 71. Section 633.681, Code 2021, is amended to read as
31 follows:

32 **633.681 Assets of minor ward protected person exhausted.**

33 When the assets of a minor ward's protected person's
34 conservatorship are exhausted or consist of personal property
35 only of an aggregate value not in excess of twenty-five

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1 thousand dollars, the court, upon application or upon its
2 own motion, may terminate the conservatorship. The order
3 for termination shall direct the conservator to deliver any
4 property remaining after the payment of allowed claims and
5 expenses of administration to a custodian under any uniform
6 transfers to minors Act. Such delivery shall have the same

7 force and effect as if delivery had been made to the ~~ward~~
8 protected person after attaining majority.

9 Sec. 72. Section 633.682, Code 2021, is amended to read as
10 follows:

11 **633.682 Discharge of conservator and release of bond.**

12 Upon settlement of the final accounting of a conservator,
13 and upon determining that the property of the ~~ward~~ protected
14 person has been delivered to the person or persons lawfully
15 entitled thereto, the court shall discharge the conservator and
16 exonerate the surety on the conservator's bond.>

17 2. Title page, by striking lines 1 and 2 and inserting <An
18 Act relating to the opening, administration, and termination of
19 adult and minor guardianships and conservatorships.>

HITE of Mahaska

H-1367

1 Amend the Senate amendment, H-1357, to House Joint
2 Resolution 5, as passed by the House, as follows:

3 1. Page 1, line 14, after <of abortion.> by inserting <This
4 section shall not be construed to prohibit the sale, use,
5 prescription, or administration of a measure, drug, or chemical
6 designed for the purposes of contraception.>

BOHANNAN of Johnson

H-1368

1 Amend the Senate amendment, H-1357, to House Joint
2 Resolution 5, as passed by the House, as follows:

3 1. Page 1, line 14, after <of abortion> by inserting <,
4 unless the pregnancy is the result of rape or incest>

ANDERSON of Polk

H-1369

1 Amend the Senate amendment, H-1357, to House Joint
2 Resolution 5, as passed by the House, as follows:

3 1. Page 1, line 14, after <of abortion.> by inserting
4 <This section shall not be construed to prohibit or affect the
5 disposition of unused embryos produced for the purposes of
6 in-vitro fertilization.>

SUNDE of Polk

H-1370

1 Amend the Senate amendment, H-1357, to House Joint
2 Resolution 5, as passed by the House, as follows:

3 1. Page 1, line 14, after <of abortion> by inserting <,

4 unless the woman is certified by a physician to be in danger of
5 death unless the abortion is performed>

WOLFE of Clinton

H-1371

1 Amend House File 746, as passed by the House, as follows:
2 1. Page 1, lines 2 through 4, by striking <An action for
3 professional negligence or malpractice for injuries to a person
4 or property against an individual licensed under this chapter>
5 and inserting <Any action for professional negligence against
6 an individual licensed under this chapter resulting in damage
7 to property>
8 2. Page 1, line 8, after <first.> by inserting <For purposes
9 of this section, “property” includes an animal.>
10 3. Title page, line 2, by striking <a person or>

SENATE AMENDMENT

H-1372

1 Amend Senate File 546, as passed by the Senate, as follows:
2 1. Page 4, by striking lines 21 through 24 and inserting
3 <custodian of a student who is ~~currently providing competent~~
4 ~~private instruction to the student pursuant to section 299A.2~~
5 ~~or 299A.3 and who provided such instruction to the student~~
6 ~~during the previous year~~ meeting the attendance requirement of
7 section 299.1, subsection 1; who has a valid driver's>
8 2. Page 5, by striking lines 31 through 34 and inserting:
9 <b. Documentation that the ~~student is receiving competent~~
10 ~~private instruction under section 299A.2 or the name of~~
11 ~~the school district within which the student is receiving~~
12 ~~instruction under section 299A.3~~ teaching parent is meeting the
13 attendance requirement of section 299.1, subsection 1.>

FRY of Clarke

H-1373

1 Amend House File 772 as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <Section 1. Section 135C.1, Code 2021, is amended by adding
5 the following new subsections:
6 NEW SUBSECTION. 6A. “Electronic monitoring” means the
7 placement and use of an electronic monitoring device by
8 a resident in the resident’s room in accordance with this
9 subchapter.
10 NEW SUBSECTION. 6B. “Electronic monitoring device” means a
11 camera or other device that captures, records, or broadcasts
12 audio, video, or both, that is placed in a resident’s room and

13 is used to monitor the resident or activities in the room.
14 **NEW SUBSECTION. 21A. “Resident representative”** means one of
15 the following in the order of priority listed, to the extent
16 the person may reasonably be identified and located:
17 *a.* The attorney in fact designated to make treatment
18 decisions for the resident in accordance with chapter 144B.
19 *b.* The guardian of the resident if one has been appointed
20 pursuant to chapter 633.
21 *c.* The resident’s spouse.
22 *d.* An adult child of the resident or, if the resident has
23 more than one adult child, a majority of the adult children who
24 are reasonably available.
25 *e.* A parent of the resident, or parents if both are
26 reasonably available.
27 *f.* An adult sibling of the resident.
28 **Sec. 2. NEW SECTION. 135C.49 Electronic monitoring.**
29 1. A resident or a resident representative may conduct
30 electronic monitoring of the resident’s room through the use of
31 an electronic monitoring device placed in the resident’s room
32 pursuant to this subchapter.
33 2. Nothing in this section precludes the use of electronic
34 monitoring otherwise allowed by law.
35 **Sec. 3. NEW SECTION. 135C.50 Consent to electronic**

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1 **monitoring.**
2 1. Except as otherwise provided in this subchapter,
3 a resident must consent to electronic monitoring in the
4 resident’s room in writing on a notification and consent
5 form prescribed by the department. If the resident has
6 not affirmatively objected to electronic monitoring and the
7 resident’s medical professional determines that the resident
8 lacks the ability to understand and appreciate the nature
9 and consequences of electronic monitoring, the resident
10 representative may consent on behalf of the resident. For
11 purposes of this subsection, a resident affirmatively objects
12 when the resident orally, visually, or through the use of
13 auxiliary aids or services declines electronic monitoring. The
14 resident’s response shall be documented on the notification and
15 consent form.
16 2. Prior to a resident representative consenting on behalf
17 of a resident, the resident shall be asked if the resident
18 wants electronic monitoring to be conducted. The resident
19 representative shall explain all of the following to the
20 resident:
21 *a.* The type of electronic monitoring device to be used.
22 *b.* The standard conditions or restrictions that may be
23 placed on the electronic monitoring device’s use including as
24 specified in the list of standard conditions or restrictions
25 contained in the notification and consent form completed by the
26 resident as provided in section 135C.53.

27 c. The dissemination and use of any recording as provided
28 under section 135C.57 or 135C.58.
29 d. The resident's ability to decline all recordings.
30 3. A resident, or resident representative when consenting
31 on behalf of the resident, may consent to electronic monitoring
32 with any conditions or restrictions of the resident's or
33 resident representative's choosing, including the list
34 of standard conditions or restrictions contained in the
35 notification and consent form completed by the resident

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1 as provided in section 135C.53. A resident, or resident
2 representative when consenting on behalf of the resident, may
3 request that the electronic monitoring device be turned off
4 or the visual or audio recording component of the electronic
5 monitoring device be blocked at any time.
6 4. Prior to implementing electronic monitoring, a resident,
7 or resident representative when acting on behalf of the
8 resident, shall obtain the written consent on the notification
9 and consent form of any other resident who is a roommate
10 residing in the shared room. A roommate's or roommate's
11 resident representative's written consent shall comply with
12 the requirements of this section. Consent by a roommate or
13 a roommate's resident representative under this subsection
14 authorizes the resident's use of any recording obtained under
15 this section as provided under sections 135C.57 and 135C.58.
16 5. Any resident conducting electronic monitoring shall
17 immediately remove or disable an electronic monitoring device
18 prior to a new resident who will be a roommate moving into
19 a shared room, unless the resident conducting electronic
20 monitoring obtains the new roommate's or new roommate's
21 resident representative's written consent as provided under
22 this section prior to the new roommate moving into the shared
23 room. Upon obtaining the new roommate's or new roommate's
24 resident representative's signed notification and consent form
25 and submitting the form to the nursing facility as required
26 under section 135C.52, the resident may resume electronic
27 monitoring.
28 6. The resident or roommate, or the resident representative
29 or roommate's resident representative if the representative is
30 consenting on behalf of the resident or roommate, may withdraw
31 consent at any time and the withdrawal of consent shall be
32 documented on the original consent form as provided under
33 section 135C.52.
34 Sec. 4. NEW SECTION. 135C.51 Refusal of roommate to
35 **consent.**

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1 If a resident of a nursing facility who is residing in a
2 shared room, or the resident representative of such a resident

3 when acting on behalf of the resident, wants to conduct
4 electronic monitoring and another resident living in or moving
5 into the same shared room refuses to consent to the use of an
6 electronic monitoring device, the nursing facility shall make
7 a reasonable attempt to accommodate the resident who wants to
8 conduct electronic monitoring. A nursing facility has met
9 the requirement to make a reasonable attempt to accommodate
10 a resident or resident representative who wants to conduct
11 electronic monitoring when, upon notification that a roommate
12 has not consented to the use of an electronic monitoring device
13 in the resident's room, the nursing facility offers to move one
14 of the residents to another shared room that is available at
15 the time of the request that accommodates the resident. If
16 a resident chooses to reside in a private room in order to
17 accommodate the use of an electronic monitoring device, the
18 resident shall be subject to a private room rate. If a nursing
19 facility is unable to accommodate a resident due to lack of
20 space, the nursing facility shall reevaluate the request
21 periodically until the request is fulfilled.

22 **Sec. 5. NEW SECTION. 135C.52 Notice and consent form**
23 **submitted to nursing facility.**

24 1. Electronic monitoring may begin only after the resident
25 or resident representative who intends to place an electronic
26 monitoring device in the resident's room and any roommate or
27 roommate's resident representative completes a notification and
28 consent form and submits the form to the nursing facility.
29 2. Upon receipt of the required, completed notification and
30 consent form, the nursing facility shall place the original
31 form in the resident's file, and a copy of the form in any
32 roommate's file. The nursing facility shall provide a copy to
33 the resident and the resident's roommate, as applicable.
34 3. If a resident or roommate, or the resident representative
35 or roommate's resident representative if the representative

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1 is consenting on behalf of the resident or roommate, chooses
2 to alter the conditions under which consent to electronic
3 monitoring is given or chooses to withdraw consent to
4 electronic monitoring, the nursing facility shall make
5 available the original notification and consent form so that
6 the original form may be updated. Upon receipt of the updated
7 original form, the nursing facility shall place the updated
8 original form in the resident's file. The nursing facility
9 shall provide a copy of the updated form to the resident and
10 the resident's roommate, as applicable.
11 4. If a new roommate, or the new roommate's resident
12 representative when consenting on behalf of the new roommate,
13 does not consent to electronic monitoring and submit a
14 completed notification and consent form to the nursing
15 facility, and the resident conducting the electronic monitoring
16 does not remove or disable an existing electronic monitoring

17 device, the nursing facility shall remove the electronic
18 monitoring device.

19 5. If a roommate, or the roommate's resident representative
20 when withdrawing consent on behalf of the roommate, submits
21 an updated notification and consent form withdrawing consent
22 and the resident conducting electronic monitoring does not
23 remove or disable the electronic monitoring device, the nursing
24 facility shall remove the electronic monitoring device.

25 Sec. 6. NEW SECTION. 135C.53 Notification and consent form
26 requirements.

27 1. The notification and consent form completed by the
28 resident shall include, at a minimum, all of the following
29 information:

30 *a.* The resident's signed consent to electronic monitoring or
31 the signature of the resident representative, if applicable.

32 If a resident representative signs the consent form, the form
33 shall document all of the following:

34 (1) The date the resident was asked if the resident wants
35 electronic monitoring to be conducted.

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1 (2) Any person present when the resident was asked.

2 (3) An acknowledgment that the resident did not
3 affirmatively object.

4 (4) The source of authority allowing the resident
5 representative to sign the notification and consent form on the
6 resident's behalf.

7 *b.* The resident's roommate's signed consent or the signature
8 of the roommate's resident representative, if applicable. If a
9 roommate's resident representative signs the consent form, the
10 form shall document all of the following:

11 (1) The date the roommate was asked if the roommate wants
12 electronic monitoring to be conducted.

13 (2) Any person present when the roommate was asked.

14 (3) An acknowledgment that the roommate did not
15 affirmatively object.

16 (4) The source of authority allowing the resident
17 representative to sign the notification and consent form on the
18 roommate's behalf.

19 *c.* The type of electronic monitoring device to be used.

20 *d.* Any installation needs, such as mounting of a device to
21 a wall or ceiling.

22 *e.* The proposed date of installation for scheduling
23 purposes.

24 *f.* A copy of any contract for maintenance of the electronic
25 monitoring device by a commercial entity.

26 *g.* A list of standard conditions or restrictions that the
27 resident or a roommate may elect to place on the use of the
28 electronic monitoring device including but not limited to all
29 of the following:

30 (1) Prohibiting audio recording.

- 31 (2) Prohibiting video recording.
- 32 (3) Prohibiting broadcasting of audio or video.
- 33 (4) Turning off the electronic monitoring device or
- 34 blocking the visual recording component of the electronic
- 35 monitoring device for the duration of an exam or procedure by a

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- 1 health care professional.
- 2 (5) Turning off the electronic monitoring device or
- 3 blocking the visual recording component of the electronic
- 4 monitoring device while dressing or bathing is performed.
- 5 (6) Turning off the electronic monitoring device for
- 6 the duration of a visit with a spiritual adviser, ombudsman,
- 7 attorney, financial planner, intimate partner, or other
- 8 visitor.
- 9 *h.* Any other condition or restriction elected by the
- 10 resident or roommate on the use of an electronic monitoring
- 11 device.
- 12 *i.* A statement of the circumstances under which a recording
- 13 may be disseminated under section 135C.57.
- 14 *j.* A signature box to document if the resident or roommate
- 15 withdraws consent.
- 16 2. A nursing facility shall make the notification and
- 17 consent form available to the residents and inform residents of
- 18 the option to conduct electronic monitoring of the resident's
- 19 room.
- 20 **Sec. 7. NEW SECTION. 135C.54 Cost and installation.**
- 21 1. A resident who chooses to conduct electronic monitoring
- 22 shall do so at the resident's own expense, including payment of
- 23 any purchase, installation, maintenance, and removal costs.
- 24 2. If a resident chooses to place an electronic monitoring
- 25 device that uses internet technology for visual or audio
- 26 monitoring, the resident may be responsible for contracting
- 27 with an internet service provider.
- 28 3. The nursing facility shall make a reasonable attempt
- 29 to accommodate the resident's installation needs, including
- 30 allowing access to the nursing facility's public-use internet
- 31 or wi-fi systems when available for other public uses.
- 32 4. All electronic monitoring device installations and
- 33 supporting services shall comply with the requirements of the
- 34 national fire protection association 101 life safety code.
- 35 5. A nursing facility shall not charge a resident a fee

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- 1 for the costs of electricity used by the electronic monitoring
- 2 device.
- 3 **Sec. 8. NEW SECTION. 135C.55 Notice to visitors.**
- 4 1. A nursing facility shall post a sign at each nursing
- 5 facility entrance accessible to visitors that states
- 6 "Electronic monitoring devices may be present in the rooms of

7 residents to record persons and activities”.

8 2. A nursing facility shall post a sign clearly and
9 conspicuously at the entrance to a resident’s room where
10 electronic monitoring is being conducted. The notice shall
11 state “This room is electronically monitored”.

12 3. The nursing facility is responsible for installing and
13 maintaining the signage required in this section.

14 Sec. 9. NEW SECTION. 135C.56 Obstruction of electronic
15 monitoring devices.

16 1. A person shall not knowingly hamper, obstruct, tamper
17 with, or destroy an electronic monitoring device placed in
18 a resident’s room without the permission of the resident or
19 resident representative.

20 2. A person shall not knowingly hamper, obstruct, tamper
21 with, or destroy a video or audio recording obtained through
22 the use of an electronic monitoring device in accordance with
23 this subchapter.

24 3. It is not a violation of this section for a person to
25 turn off the electronic monitoring device or block the visual
26 recording component of the electronic monitoring device at the
27 direction of the resident or resident representative, or if
28 consent has been withdrawn.

29 4. A person who violates this section is guilty of a serious
30 misdemeanor.

31 Sec. 10. NEW SECTION. 135C.57 Dissemination of recordings.

32 1. A person shall not access any video or audio recording
33 created through electronic monitoring under this subchapter
34 without the written consent of the resident or resident
35 representative.

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1 2. Except as otherwise required by law, a recording or copy
2 of a recording created as provided in this subchapter may only
3 be disseminated for the purpose of addressing health, safety,
4 or welfare concerns of a resident.

5 3. A person accessing or disseminating a recording or copy
6 of a recording created as provided in this section in violation
7 of this section is guilty of a serious misdemeanor.

8 Sec. 11. NEW SECTION. 135C.58 Admissibility of evidence.

9 Subject to applicable rules of evidence and procedure, any
10 video or audio recording created through electronic monitoring
11 under this subchapter may be admitted into evidence in a civil,
12 criminal, or administrative proceeding if the contents of the
13 recording have not been edited or artificially enhanced and the
14 recording includes the date and time the events occurred.

15 Sec. 12. NEW SECTION. 135C.59 Liability — penalties.

16 1. A nursing facility is not civilly or criminally liable
17 for the disclosure of a recording by a resident or a person who
18 consents on behalf of a resident for any purpose not authorized
19 by this subchapter.

20 2. A nursing facility is not civilly or criminally liable

21 for a violation of a resident's right to privacy arising out
 22 of any electronic monitoring conducted in accordance and in
 23 compliance with this subchapter.

24 3. A nursing facility that knowingly violates this
 25 subchapter shall be subject to licensee discipline.

26 Sec. 13. NEW SECTION. **135C.60 Resident protections.**

27 1. A nursing facility shall not do any of the following:

28 a. Refuse to admit a potential resident or remove a resident
 29 because the nursing facility disagrees with the potential
 30 resident's or the resident's decisions regarding electronic
 31 monitoring, whether the decision is made by a resident or a
 32 resident representative acting on behalf of the resident.

33 b. Retaliate or discriminate against any resident for
 34 consenting or refusing to consent to electronic monitoring.

35 c. Prevent the placement or use of an electronic monitoring

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1 device by a resident who has provided the nursing facility
 2 with the notification and consent form as required under this
 3 subchapter.

4 2. Any contractual provision prohibiting, limiting,
 5 or otherwise modifying the rights and obligations in this
 6 subchapter is contrary to public policy and is void and
 7 unenforceable.

8 Sec. 14. NEW SECTION. **135C.61 Report to department.**

9 A nursing facility shall report to the department, in a
 10 manner prescribed by the department, the number of electronic
 11 monitoring device notification and consent forms received by
 12 the nursing facility on an annual basis.

13 Sec. 15. **DIRECTIVE TO DEPARTMENT OF INSPECTIONS AND**
 14 **APPEALS.** The department of inspections and appeals shall
 15 prescribe by rule pursuant to chapter 17A the notification and
 16 consent form described in this Act, and shall make the form
 17 available on the department's internet site.

18 Sec. 16. **CODE EDITOR DIRECTIVE.** The Code editor may codify
 19 the provisions of this Act as a new subchapter of chapter 135C
 20 entitled "Electronic Monitoring".>

21 2. Title page, by striking lines 1 through 5 and inserting
 22 <An Act relating to the requirements for authorized electronic
 23 monitoring in nursing facilities, and providing penalties.>

B. MEYER of Polk

H-1374

1 Amend House File 772 as follows:

2 1. Page 2, line 7, by striking <vehicle> and inserting
 3 <vehicle, except for claims brought by or on behalf of a person
 4 who is under eighteen years of age,>

B. MEYER of Polk

H-1375

- 1 Amend House File 772 as follows:
2 1. By striking page 1, line 29, through page 2, line 9.
3 2. Title page, by striking lines 4 and 5 and inserting
4 <damages.>
5 3. By renumbering as necessary.

B. MEYER of Polk

H-1376

- 1 Amend Senate File 384, as passed by the Senate, as follows:
2 1. Page 1, lines 32 and 33, by striking <assessor, chief
3 deputy assessor, and professional and clerical assistants for
4 the>
5 2. Page 2, line 5, by striking <and staff>
6 3. Page 2, line 8, by striking <salaries> and inserting <the
7 salary>
8 4. Page 2, line 9, by striking <and staff>
9 5. Page 2, line 25, by striking <section> and inserting
10 <subsection>

BLOOMINGDALE of Worth

H-1377

- 1 Amend Senate File 183, as passed by the Senate, as follows:
2 1. Page 1, lines 17 and 18, by striking <shall not be
3 authorized to> and inserting <may>
4 2. Page 1, by striking lines 28 through 33.
5 3. Page 9, line 6, after <contrary,> by inserting <but
6 subject to section 262.34, subsection 6,>
7 4. Title page, line 4, by striking <and applicability>
8 5. By renumbering as necessary.

MASCHER of Johnson

H-1378

- 1 Amend Senate File 183, as passed by the Senate, as follows:
2 1. Page 8, by striking lines 27 through 33 and inserting
3 <may have with one or more labor organizations.>

McCONKEY of Pottawattamie

H-1379

- 1 Amend Senate File 183, as passed by the Senate, as follows:
2 1. Page 8, after line 33 by inserting:
3 <(5) The construction manager-at-risk shall give preference
4 to purchasing Iowa products and purchases from Iowa-based

5 businesses if the Iowa-based business bids submitted are
6 comparable in price to bids submitted by out-of-state
7 businesses and otherwise meet the required specifications.>

KURTH of Scott

H-1380

1 Amend Senate File 183, as passed by the Senate, as follows:

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

4 <Section 1. INTERIM STUDY COMMITTEE — ALTERNATIVE PROJECT
5 DELIVERY CONTRACTS.

6 1. As used in this section, unless the context requires
7 otherwise:

8 a. “Alternative project delivery contract” means either a
9 design-build contract or a guaranteed maximum price contract.

10 b. “Construction manager-at-risk” means a sole
11 proprietorship, partnership, corporation, or other legal entity
12 that assumes the risk for the construction, rehabilitation,
13 alteration, or repair of a project and provides consultant
14 services to a governmental entity in the development and design
15 phases, working collaboratively with the design professionals
16 involved.

17 c. “Design-build contract” means a single contract providing
18 for both design services and construction services that may
19 include maintenance, operations, preconstruction, and other
20 related services.

21 d. “Elected official” means an individual elected to, or
22 appointed to fill, a state or local elective office.

23 e. “Governmental entity” means and includes the
24 state, political subdivisions of the state, public school
25 corporations, and all officers, boards, or commissions
26 empowered by law to enter into contracts for the construction
27 of public improvements.

28 f. “Guaranteed maximum price contract” means the agreed-to
29 fixed or guaranteed maximum price pursuant to a contract
30 entered into by the construction manager-at-risk and the
31 governmental entity.

32 g. “Public improvement” means a building or construction
33 work that is constructed under the control of a governmental
34 entity and for which either of the following applies:

35 (1) Has been paid for in whole or in part with funds of the

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1 governmental entity.

2 (2) A commitment has been made prior to construction by the
3 governmental entity to pay for the building or construction
4 work in whole or in part with funds of the governmental entity.

5 2. The legislative council is requested to establish an
6 interim study committee during the 2021 legislative interim to

7 evaluate and discuss issues relating to the use of alternative
8 project delivery contracts by governmental entities.
9 3. The committee shall consist of the following members:
10 a. Three members of the senate appointed by the majority
11 leader of the senate, and two members of the senate appointed
12 by the minority leader of the senate.
13 b. Three members of the house of representatives appointed
14 by the speaker of the house of representatives, and two members
15 of the house of representatives appointed by the minority
16 leader of the house of representatives.
17 c. Two members who are representatives of an industry that
18 may be affected by the potential use of alternative project
19 delivery contracts by governmental entities.
20 d. Two members who are elected officials.
21 4. The committee shall review the issues related to and
22 make recommendations regarding whether and to what extent
23 governmental entities should utilize alternative project
24 delivery contracts for public improvements. The committee
25 shall consider testimony from interested stakeholders and the
26 effects alternative project delivery contracts for public
27 improvements have had on other states.
28 5. The committee shall submit a report containing its
29 findings and recommendations to the members of the general
30 assembly by December 31, 2021.>
31 2. Title page, by striking lines 1 through 5 and inserting
32 <An Act requesting the establishment of an alternative project
33 delivery contracts study committee.>

WILBURN of Story

H-1381

1 Amend Senate File 183, as passed by the Senate, as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <Section 1. NEW SECTION. 26.17 Alternative project
5 **delivery contracts.**
6 1. As used in this section, unless the context otherwise
7 requires:
8 a. *"Alternative project delivery contract"* means either a
9 design-build or construction manager-at-risk contract.
10 b. *"Bridging criteria professional"* means a person,
11 corporation, partnership, or other legal entity that is
12 employed by or contracted by a government entity to assist
13 the government entity in the development of project design
14 criteria, requests for proposals, and any additional services
15 requested by the government entity to represent its interests
16 in relation to a project and who meets either of the following
17 requirements:
18 (1) Is duly licensed to practice architecture within the
19 state and can demonstrate specific knowledge of the project
20 type where alternative project delivery services are being

21 sought.

22 (2) Is duly licensed as a professional engineer within the
23 state and can demonstrate specific knowledge of the project
24 type where alternative project delivery services are being
25 sought.

26 c. *"Construction manager-at-risk"* means a sole
27 proprietorship, partnership, corporation, or other legal entity
28 that acts as a consultant to the government entity in the
29 development and design phases and then assumes the risk for
30 the construction, rehabilitation, alteration, or repair of a
31 project at the contracted fixed or guaranteed maximum price,
32 similar to a general contractor during the construction phase.
33 A project using a construction manager-at-risk does not include
34 the construction, reconstruction, or improvement of a highway,
35 bridge, or culvert.

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1 d. *"Design-build"* means a project delivery method subject to
2 a two or three-phase selection process for which the design and
3 construction services are furnished under one contract.

4 e. *"Design-build contract"* means a contract between
5 a government entity and a design-builder to furnish the
6 architecture of record, engineering of record, and related
7 services as required for a given public project, and to
8 furnish the labor, materials, and other construction services
9 for the same public project. A design-build contract may be
10 conditioned upon subsequent refinements in scope and price, and
11 may permit the government entity to make changes in the scope
12 of the project without invalidating the design-build contract.

13 f. *"Design-build project"* means the design, construction,
14 alteration, addition, remodeling, or improvement of any
15 buildings, infrastructure, or facilities under contract with a
16 government entity. *"Design-build project"* does not include a
17 project for the construction, reconstruction, or improvement of
18 a highway, bridge, or culvert.

19 g. *"Design-builder"* means any individual, partnership,
20 joint venture, or corporation subject to a best-value or
21 qualification-based selection that offers to provide or
22 provides design services and general contracting services
23 through a design-build contract in which services within
24 the scope of the practice of professional architecture or
25 engineering are performed respectively by a licensed architect
26 or licensed engineer and in which services within the scope of
27 general contracting are performed by a general contractor or
28 other legal entity that furnishes architecture or engineering
29 services and construction services either directly or through
30 subcontracts or joint ventures.

31 h. *"Design bridging criteria package"* means the
32 performance-oriented program, scope, design, and performance
33 specifications for the design-build project sufficient to
34 permit a design-builder to prepare a response to a government

35 entity's request for proposals for a design-build project.

PAGE 3

- 1 *i. "Government entity" means the same as "governmental*
- 2 *entity" defined in section 26.2 including, for the purpose of*
- 3 *this section, the state board of regents.*
- 4 *j. "Proposal" means an offer by a design-builder in response*
- 5 *to a request for proposals to enter into a design-build*
- 6 *contract.*
- 7 *k. "Request for proposals" means the document by which*
- 8 *a government entity solicits proposals for a design-build*
- 9 *contract.*
- 10 *l. "Stipend" means a payment to a design-builder who did not*
- 11 *score the highest number of points at the conclusion of phase*
- 12 *three of the best-value selection process to defray the cost of*
- 13 *participating in phase two of the selection process, and for*
- 14 *the use of any intellectual properties obtained.*
- 15 2. Notwithstanding any other law to the contrary, a
- 16 government entity shall be authorized to enter into an
- 17 alternative project delivery contract.
- 18 3. Construction manager-at-risk contracts.
- 19 *a. A government entity shall publicly disclose its intent to*
- 20 *use the construction manager-at-risk method and its selection*
- 21 *criteria at least one week prior to publishing the request*
- 22 *for proposals and request for statements of qualifications.*
- 23 *The government entity shall publish its request for proposals*
- 24 *and statements of qualifications. Before or concurrently*
- 25 *with selecting a construction manager-at-risk, the government*
- 26 *entity shall select or designate an engineer or architect*
- 27 *who shall prepare the construction documents for the project*
- 28 *and who shall comply with all state laws, as applicable. If*
- 29 *the engineer or architect is not a full-time employee of the*
- 30 *government entity, the government entity shall select the*
- 31 *engineer or architect on a basis of demonstrated competence and*
- 32 *qualifications. The government entity's engineer or architect*
- 33 *for a project may not serve, alone or in combination with*
- 34 *another, as the construction manager-at-risk. This paragraph*
- 35 *does not prohibit a government entity's engineer or architect*

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- 1 from providing customary construction-phase services under
- 2 the engineer's or architect's original professional service
- 3 agreement in accordance with applicable licensing laws.
- 4 *b. The government entity may provide or contract for,*
- 5 *independently of the construction manager-at-risk, inspection*
- 6 *services, testing of construction materials, engineering, and*
- 7 *verification of testing services necessary for acceptance of*
- 8 *the project by the government entity.*
- 9 *c. The government entity shall select the construction*
- 10 *manager-at-risk in a two-phase process.*

11 (1) Phase one. The government entity shall prepare a
12 request for statements of qualifications for the first phase.
13 The request shall include general information on the project
14 site, project scope, schedule, selection criteria, the time
15 and place for receipt of statements of qualifications, and
16 other information that may assist the government entity in its
17 selection of a construction manager-at-risk. The selection
18 criteria may include the construction manager-at-risk's
19 experience, past performance, safety record, proposed personnel
20 and methodology, and other appropriate factors that demonstrate
21 the capability of the construction manager-at-risk. The
22 government entity shall not request fees or prices in phase
23 one.
24 (2) Phase two. In phase two, the government entity
25 shall issue a request for proposals. The government entity
26 may request that no more than five nor fewer than two
27 construction managers-at-risk, selected solely on the basis
28 of qualifications, provide additional information, including
29 the construction manager-at-risk's project proposal, proposed
30 fee, its price for fulfilling the general conditions, and its
31 distribution plan for sharing any cost savings after completion
32 of said project. Qualifications shall account for a minimum
33 of forty percent of the evaluation. Cost shall account for a
34 maximum of sixty percent of the evaluation.
35 d. For each phase, the government entity shall receive,

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1 publicly open, and read aloud the names of the construction
2 managers submitting proposals or statements of qualifications,
3 respectively. Within forty-five days after the date of opening
4 the proposals or statements of qualification submissions, the
5 government entity or its representative shall evaluate and rank
6 each proposal or statement of qualifications submission in
7 relation to the criteria set forth in the applicable request.
8 e. The government entity or its representative shall
9 select the construction manager-at-risk that submits the
10 proposal that offers the best value for the government entity
11 based on the published selection criteria and on its ranking
12 evaluation. The government entity or its representative
13 shall first attempt to negotiate a contract with the selected
14 construction manager-at-risk. If the government entity or its
15 representative is unable to negotiate a satisfactory contract
16 with the selected construction manager-at-risk, the government
17 entity or its representative shall, formally and in writing,
18 end negotiations with that construction manager-at-risk and
19 proceed to negotiate with the next construction manager-at-risk
20 in the order of the selection ranking until a contract
21 is reached or negotiations with all ranked construction
22 managers-at-risk end.
23 f. The selected construction manager-at-risk shall publicly
24 advertise and receive bids or proposals from trade contractors

25 or subcontractors for the performance of all major elements of
26 the work other than the minor work that may be included in the
27 general conditions. A construction manager-at-risk submits
28 its sealed bid or sealed proposal in the same manner as all
29 other trade contractors or subcontractors. All sealed bids
30 or proposals shall be submitted at the time and location as
31 specified in the advertisement for bids or proposals and shall
32 be publicly opened and the identity of each bidder and their
33 bid amount shall be read aloud.
34 *g.* The construction manager-at-risk and the government
35 entity or its representative shall review all trade contractor,

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1 subcontractor, or construction manager-at-risk bids or
2 proposals in a manner that does not disclose the contents of
3 the bid or proposal during the selection process to a person
4 not employed by the construction manager-at-risk, engineer,
5 architect, or government entity involved with the project. If
6 the construction manager-at-risk submitted bids or proposals,
7 the government entity shall determine if the construction
8 manager-at-risk's bid or proposal offers the best value for the
9 government entity. After all proposals have been evaluated and
10 clarified, the award of all contracts shall be made public.
11 *h.* If the construction manager-at-risk reviews, evaluates,
12 and recommends to the government entity a bid or proposal from
13 a trade contractor or subcontractor but the government entity
14 requires another bid or proposal to be accepted, the government
15 entity shall compensate the construction manager-at-risk by
16 a change in price, time, or guaranteed maximum cost for any
17 additional cost and risk that the construction manager-at-risk
18 may incur because of the government entity's requirement that
19 another bid or proposal be accepted.
20 *i.* If a selected trade contractor materially defaults in the
21 performance of its work or fails to execute a contract with a
22 construction manager-at-risk after being selected in accordance
23 with this subsection, the construction manager-at-risk may
24 itself, without advertising, fulfill the contract requirements
25 or select a replacement trade contractor to fulfill the
26 contract requirements.
27 4. In soliciting proposals for a design-build contract,
28 a government entity shall determine the scope and level of
29 detail required to permit design-builders to submit proposals
30 in accordance with the request for proposals given the nature
31 of the project.
32 5. *a.* A bridging criteria professional may be retained by
33 the government entity as the government entity's representative
34 to advise the government entity on design-build matters. The
35 use of the bridging criteria professional shall be strictly

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1 to guide and administer the government's needs through the
2 process. The bridging criteria professional shall have
3 demonstrated sufficient previous experience in rules and
4 procedures specific to the design-build process. The bridging
5 criteria professional shall, along with the government
6 entity, be authorized to make recommendations or influence
7 the acceptance of any material, process, or procedure used
8 during the design and construction processes in accordance
9 with the criteria established for the project for the purpose
10 of evaluating compliance of the work. The bridging criteria
11 professional may be employed or contracted by the government
12 entity to act on behalf of the government entity for the sole
13 purpose of administrative procedures and may not be connected
14 in any means to the design-build team. The duration of
15 bridging criteria professional services, prior to the issuance
16 of a design-build contract, may begin when establishing
17 the government entity's program requirements through design
18 development if the complexity of the project with the
19 governmental entity merits this level of bridging information.
20 *b.* The design bridging criteria package developed by the
21 bridging criteria professional, which may include preliminary
22 designs for the project, may extend to the design development
23 level of detail, including design expectations, capacity,
24 durability, standards, ingress and egress requirements,
25 international building code considerations, performance
26 requirements, the government entity's operational expectations,
27 requirements for interior and exterior spaces, material and
28 building system quality standards, and design and construction
29 schedule timelines. Longevity of materials and system
30 performance requirements shall be identified in the design
31 bridging criteria package to identify materials and systems
32 that have the potential to exceed the length of time the
33 project is funded. The design bridging criteria package may
34 include site development requirements, description of the
35 site, surveys, soil and environmental information concerning

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1 the site, provisions for utilities, storm water retention
2 and disposal, parking requirements, requirements related
3 to applicable local laws, local permitting requirements,
4 preliminary designs for the project or portions thereof, and
5 other criteria for the intended use of the project.
6 6. A government entity shall publicly disclose its intent to
7 solicit proposals for a design-build contract and its project
8 design bridging criteria package in the same manner that it
9 would post notice for the competitive bidding process in
10 section 26.3.
11 7. In soliciting proposals for a design-build contract, a
12 government entity shall establish in the request for proposals

13 a time, place, and other specific instructions for the receipt
14 of proposals. Proposals not submitted in strict accordance
15 with the instructions may be subject to rejection. Minor
16 irregularities may be waived by the government entity.
17 8. A request for proposals shall be prepared for each
18 design-build contract and shall contain, at minimum, the
19 following elements:
20 a. The procedures to be followed for submitting proposals,
21 the criteria for evaluating proposals and their relative
22 weight, and the procedure for making awards.
23 b. The proposed terms and conditions for the design-build
24 contract, if available.
25 c. The design bridging criteria package.
26 d. A description of the drawings, specifications, or other
27 information to be submitted with the proposal, with guidance
28 as to the form and level of completeness of the drawings,
29 specifications, or other information that will be acceptable.
30 e. A schedule for planned commencement and completion of the
31 design-build contract, if available.
32 f. Budget limits for the design-build contract, if any.
33 g. Requirements including any available ratings for
34 performance bonds, payment bonds, and insurance, if any.
35 h. If using a three-phase, best-value selection process, the

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1 amount of the stipend that will be available.
2 i. Any other information that the government entity in
3 its discretion chooses to request including but not limited
4 to surveys, soil reports, drawings of existing structures,
5 environmental studies, photographs, references to public
6 records, or affirmative action and minority business enterprise
7 requirements consistent with state and federal law.
8 9. A government entity seeking to enter a design-build
9 contract shall solicit design-build proposals either by
10 using a three-phase, best-value process or a two-phase,
11 qualifications-based process.
12 a. When solicitations require a three-phase, best-value
13 selection process, the process shall be conducted as follows:
14 (1) Phase one. Request for statements of qualifications of
15 design-builders.
16 (a) The government entity shall review submitted statements
17 of the qualifications and assign points to each in accordance
18 with this section and as set out in the instructions of the
19 request for qualifications.
20 (b) All design-builders shall submit a statement of
21 qualifications that shall include but not be limited to:
22 (i) Demonstrated ability to perform projects comparable in
23 design, scope, and complexity.
24 (ii) References of owners for whom design-build projects,
25 construction projects, or design projects have been performed.
26 (iii) Qualifications of personnel who will manage the

27 design and construction aspects of the project.
28 (iv) The names and qualifications of the primary design
29 consultants and the primary trade contractors with whom the
30 design-builder proposes to subcontract or joint venture. The
31 design-builder may not replace an identified contractor,
32 subcontractor, design consultant, or subconsultant without the
33 written approval of the government entity.
34 (c) The government entity shall evaluate the qualifications
35 of all the design-builders who submitted statements of

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1 qualifications in accordance with the instructions of the
2 request for qualifications. Qualified design-builders
3 selected by the government entity may proceed to phase two
4 of the selection process. The evaluation shall narrow the
5 number of qualified design-builders submitting statements of
6 qualifications to not fewer than two nor more than five. Under
7 no circumstances shall price or fees be a part of the request
8 for statements of qualifications criteria. Design-builders may
9 be interviewed in either phase one or phase two of the process.
10 Points assigned in phase one of the evaluation process shall
11 not carry forward to phase two or phase three of the process.
12 All qualified design-builders shall be ranked on points given
13 in phases two and three only.
14 (d) Once no fewer than two and no more than five qualified
15 design-builders have been selected, the government entity shall
16 issue its request for proposals and provide the design-builders
17 a specified amount of time in which to concurrently assemble
18 phase two and phase three proposals.
19 (2) Phase two. Solicitation of technical proposals,
20 including conceptual design for the project.
21 (a) A design-builder shall submit its design for the project
22 to the level of detail required for the proposal along with
23 such other information the government entity requests, which
24 may include a schedule, qualifications, and experience.
25 (b) The ability of the design-builder to meet the schedule
26 for completing a project as specified by the government entity
27 may be considered as an element of evaluation in phase two.
28 (c) Under no circumstances shall the design proposal
29 contain any reference to the cost of the proposal.
30 (d) The submitted designs shall be evaluated and assigned
31 points in accordance with the requirements of the request for
32 proposals. Phase two shall account for not less than forty
33 percent and no more than sixty percent of the total point score
34 as specified in the request for proposals.
35 (3) Phase three. Proposal of construction costs.

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1 (a) The government entity shall invite the selected
2 design-builders to participate in phase three. The

3 design-builders shall provide a fixed cost of design and
4 construction. The proposal shall be accompanied by bid
5 security and any other items, such as statements of minority
6 participation, as required by the request for proposals.
7 (b) Cost proposals shall be submitted in accordance with
8 the instructions in the request for proposals. The government
9 entity shall reject any proposal that is not submitted within
10 the required time frame. Phase three shall account for not
11 less than forty percent and no more than sixty percent of the
12 total point score as specified in the request for proposals.
13 (c) Proposals for phase two and phase three shall be
14 submitted concurrently at the time and place specified in the
15 request for proposals, but in separate envelopes or other means
16 of submission. The phase three cost proposals shall be opened
17 and read aloud only after phase two design proposals have been
18 evaluated and assigned points, ranked in order, and posted.
19 Cost proposals shall be opened and read aloud at the time and
20 place specified in the request for proposals. At the same time
21 and place, the evaluation team shall make public its scoring
22 of phase two. Cost proposals shall be evaluated in accordance
23 with the requirements of the request for proposals.
24 (d) If the government entity determines that it is not in
25 the best interest of the government entity to proceed with the
26 project pursuant to the proposal offered by the design-builder
27 with the highest total number of points, the government entity
28 shall reject all proposals. In this event, all design-builders
29 with lower point totals in phases two and three shall receive
30 a stipend and the responsive design-builder with the highest
31 point total shall receive an amount equal to two times the
32 stipend. If the government entity decides to award the
33 project, the responsive design-builder with the highest point
34 total shall be awarded the contract.
35 (e) As an inducement to qualified design-builders, the

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1 government entity shall pay a stipend, the amount of which
2 shall be established in the request for proposals, to each
3 design-builder who submitted a proposal but was not accepted.
4 Such stipend shall be no less than one-half of one percent
5 of the total project budget. Upon payment of the stipend to
6 such a design-builder, the government entity shall acquire
7 a nonexclusive right to use the design submitted by the
8 design-builder, and the design-builder shall have no further
9 liability for the use of the design by the government entity in
10 any manner. If the design-builder desires to retain all rights
11 and interests in the design proposed, the design-builder shall
12 forfeit the stipend.
13 b. When solicitations require a two-phase,
14 qualifications-based selection process, the process shall be
15 conducted as follows:
16 (1) Phase one. Request for statements of qualifications of

17 design-builders.

18 (a) The government entity must prepare a request for
19 statements of qualifications. The request shall include
20 general information on the project site, project scope,
21 schedule, selection criteria, the time and place for receipt
22 of statements of qualifications, and other information
23 that may assist the government entity in its selection of a
24 design-builder.

25 (b) The government entity shall state the selection
26 criteria in the request for statements of qualifications. The
27 selection criteria may include the design-builder's experience,
28 past performance, safety record, proposed personnel and
29 methodology, and other appropriate factors that demonstrate the
30 capability of the design-builder.

31 (c) Selection criteria will be ranked and assigned points
32 for each category. Point assignments shall be included as a
33 part of the request for statements of qualifications.

34 (d) The government entity shall not request fees or prices
35 in phase one. Any submissions with disclosed fees or prices

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1 will be disqualified and removed from consideration.

2 (2) Phase two. Negotiations.

3 (a) Negotiations shall be conducted, beginning with the
4 design-builder ranked first. If a contract satisfactory
5 and advantageous to the government entity can be negotiated
6 at a price considered fair and reasonable and pursuant to
7 contractual terms and conditions acceptable to the government
8 entity, the award shall be made to that design-builder.

9 (b) In the event that a contract cannot be negotiated
10 with the design-builder ranked first, negotiations with that
11 design-builder shall be formally terminated. The government
12 entity shall conduct negotiations with the next-highest-ranked
13 design-builder and continue this process until a contract can
14 be negotiated that meets the terms of subparagraph division (a)
15 of this subparagraph.

16 10. A governmental entity or the state department of
17 transportation shall not be authorized to enter into an
18 alternative project delivery contract for public improvements
19 relating to highway, bridge, or culvert construction.

20 Sec. 2. Section 262.34, subsection 1, Code 2021, is amended
21 to read as follows:

22 1. a. When the estimated cost of construction, repairs,
23 or improvement of buildings or grounds under charge of the
24 state board of regents, including construction, renovation, or
25 repairs by a private party of a property to be lease-purchased
26 by the board, exceeds one hundred thousand dollars, the board
27 shall advertise for bids for the contemplated improvement or
28 construction and shall let the work to the lowest responsible
29 bidder. However, if in the judgment of the board bids received
30 are not acceptable, the board may reject all bids and proceed

31 with the construction, repair, or improvement by a method as
32 the board may determine. All plans and specifications for
33 repairs or construction, together with bids on the plans or
34 specifications, shall be filed by the board and be open for
35 public inspection. All bids submitted under this section shall

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1 be accompanied by a deposit of money, a certified check, or a
2 credit union certified share draft in an amount as the board
3 may prescribe.

4 b. The state board of regents may proceed with a
5 construction, repair, or improvement by using an alternative
6 project delivery contract in accordance with the provisions of
7 section 26.17.>

8 2. Title page, by striking lines 1 through 5 and inserting
9 <An Act relating to public construction bidding.>

HUNTER of Polk

H-1382

1 Amend Senate File 384, as passed by the Senate, as follows:

2 1. Page 2, after line 25 by inserting:

3 <Sec. ____ Section 441.6, Code 2021, is amended by adding
4 the following new subsection:

5 NEW SUBSECTION. 4. The director of revenue shall adopt
6 rules pursuant to chapter 17A to administer the process for
7 sharing a county assessor under section 441.1, subsection 3.>

8 2. By renumbering as necessary.

THEDE of Scott

H-1383

1 Amend the amendment, H-1376, to Senate File 384, as passed by
2 the Senate, as follows:

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

4 <____. Page 2, before line 24, by inserting:

5 <d. A chief deputy assessor or the professional and clerical
6 staff in a county's office of assessor shall not assist in the
7 shared county assessor's duties on behalf of another county
8 that is party to the agreement.>

9 _____. Page 2, line 24, by striking <d.> and inserting <e.>
10 2. By renumbering as necessary.

THEDE of Scott

H-1384

1 Amend House File 861 as follows:

2 1. Page 21, after line 30 by inserting:

3 <DIVISION ____

4 EXERCISE OF RELIGION

5 Sec. ____ NEW SECTION. **675.1 Short title.**

6 This chapter shall be known and may be cited as the
7 "*Religious Freedom Restoration Act*".

8 Sec. ____ NEW SECTION. **675.2 Legislative purpose and**
9 **intent.**

10 The purpose and intent of this chapter is all of the
11 following:

- 12 1. To restore the compelling interest test as set forth
- 13 in *Sherbert v. Verner*, 374 U.S. 398 (1963) and *Wisconsin v.*
- 14 *Yoder*, 406 U.S. 205 (1972), and to guarantee its application in
- 15 all cases where the free exercise of religion is substantially
- 16 burdened by state action.
- 17 2. That this chapter be interpreted consistent with the
- 18 Religious Freedom Restoration Act of 1993, 42 U.S.C. §2000bb et
- 19 seq., federal case law, and federal jurisprudence.
- 20 3. To provide a claim or defense to a person whose exercise
- 21 of religion is substantially burdened by state action.

22 Sec. ____ NEW SECTION. **675.3 Definitions.**

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

- 25 1. "*Demonstrates*" means meets the burdens of going forward
- 26 with the evidence and of persuasion.
- 27 2. "*Exercise of religion*" means the practice or observance
- 28 of religion, including any action that is motivated by a
- 29 sincerely held religious belief, whether or not the exercise is
- 30 compelled by, or central to, a system of religious belief.
- 31 3. "*Government*" includes a branch, department, agency,
- 32 instrumentality, political subdivision, official, or other
- 33 person acting under color of law of the state.
- 34 4. "*State law*" includes without limitation a law, ordinance,
- 35 or resolution of a political subdivision.

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1 Sec. ____ NEW SECTION. **675.4 Free exercise of religion**
2 **protected.**

3 1. Government shall not substantially burden a person's
4 exercise of religion, even if the burden results from a rule
5 of general applicability, unless it is demonstrated that
6 applying the burden to that person's exercise of religion is
7 in furtherance of a compelling governmental interest and is
8 the least restrictive means of furthering that compelling
9 governmental interest.

10 2. A person whose exercise of religion has been burdened
11 in violation of this chapter may assert such violation as a
12 claim or defense in a judicial or administrative proceeding
13 and obtain appropriate relief. Standing to assert a claim or
14 defense under this chapter shall be governed by the general
15 rules of standing under state and federal law.

16 Sec. ____ NEW SECTION. **675.5 Applicability.**

17 This chapter applies to all state and local laws and the
18 implementation of state and local laws, whether statutory
19 or otherwise, and whether adopted before, on, or after the
20 effective date of this Act.

21 Sec. ____ NEW SECTION. **675.6 Exemptions.**

22 This chapter does not apply to the department of
23 corrections, a district department of correctional services, a
24 county jail, or any other detention facility.

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

28 2. Title page, line 1, after <system> by inserting <and
29 including effective date provisions>

30 3. By renumbering as necessary.

SALMON of Black Hawk
BAXTER of Hancock
JENEARY of Plymouth
STONE of Winnebago
GERHOLD of Benton
JACOBSEN of Pottawattamie

CISNEROS of Muscatine
FISHER of Tama
BODEN of Warren
OSMUNDSON of Clayton
SHIPLEY of Van Buren

H-1385

1 Amend House File 772 as follows:

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

4 <Section 1. Section 694.1, subsection 1, Code 2021, is
5 amended by adding the following new paragraph:
6 NEW PARAGRAPH. e. Is a veteran-at-risk.

7 Sec. 2. Section 694.1, Code 2021, is amended by adding the
8 following new subsection:

9 NEW SUBSECTION. 3. “*Veteran-at-risk*” means a veteran as
10 defined in section 35.1 or an active duty member of the armed
11 forces of the United States, a member of a reserve component
12 thereof, or a member of the national guard who, based on the
13 information provided by a person filing a complaint pursuant to
14 section 694.2, is a veteran or member with a physical or mental
15 health condition related to the military service of the veteran
16 or member.

17 Sec. 3. NEW SECTION. **694.5A Green alert program for missing
18 veterans-at-risk.**

19 1. For purposes of this section:

20 a. “*Department*” means the department of homeland security
21 and emergency management.

22 b. “*Green alert*” means a public alert program for missing
23 veterans-at-risk.

24 2. The department shall establish a green alert to require
25 a law enforcement agency that receives a report of a missing
26 person involving a veteran-at-risk to submit a request for a
27 public alert to the department as soon as practicable. The
28 department shall implement rules, policies, and procedures for

29 initiating and utilizing the mass notification and emergency
30 messaging system, as described in section 29C.17A, when a
31 request for a green alert is approved.
32 3. The department shall develop the criteria to be used
33 in determining whether a green alert shall be issued. The
34 department shall develop the criteria in collaboration with
35 the department of veterans affairs, the commission of veterans

PAGE 2

1 affairs, the United States department of veterans affairs, the
2 department of human services, the department of public safety,
3 and the Iowa association of broadcasters. The criteria shall
4 include but not be limited to the following:
5 a. A report of a missing veteran-at-risk may be provided
6 to a law enforcement agency within seventy-two hours of the
7 veteran-at-risk's disappearance.
8 b. There is reason to believe the veteran-at-risk may
9 be missing as a consequence of a physical or mental health
10 condition related to the veteran-at-risk's military service.
11 c. There is sufficient information available to disseminate
12 a green alert to the public that could assist in locating the
13 missing veteran-at-risk.
14 4. The department shall develop and disseminate to Iowa law
15 enforcement agencies a form to be used in submitting a request
16 to the department for a green alert.
17 5. The department shall adopt rules pursuant to chapter 17A
18 consistent with the purposes of this section.>
19 2. Title page, by striking lines 1 through 5 and inserting
20 <An Act relating to the creation of a green alert program for
21 missing veterans-at-risk.>

B. MEYER of Polk

H-1386

1 Amend Senate File 562, as amended, passed, and reprinted by
2 the Senate, as follows:
3 1. Page 2, by striking lines 2 through 6 and inserting
4 <setting. For purposes of this>

LOHSE of Polk

H-1387

1 Amend House File 859 as follows:
2 1. By striking page 1, line 3, through page 2, line 13.
3 2. Page 3, line 29, by striking <ninety> and inserting
4 <eighty-nine>
5 3. Page 3, line 32, by striking <ninety ninety-one> and
6 inserting <ninety>
7 4. By striking page 6, line 32, through page 16, line 15.

- 8 5. Page 16, by striking lines 20 through 26 and inserting:
 9 <Sec. ____ Section 159A.11, Code 2021, is amended by adding
 10 the following new subsection:
 11 NEW SUBSECTION. 6A. “Small retail dealer” means a retail
 12 dealer engaged in the business of storing and dispensing motor
 13 fuel from a motor fuel pump for sale on a retail basis at fewer
 14 than ten permanent retail motor fuel sites.>
 15 6. By striking page 18, line 26, through page 19, line
 16 2, and inserting <The infrastructure board shall provide a
 17 priority in approving applications submitted by eligible
 18 persons who are small retail dealers. The department shall
 19 award financial>
 20 7. By renumbering as necessary.

PAUSTIAN of Scott
 GOBBLE of Polk
 BRADLEY of Jones
 SHIPLEY of Van Buren
 LOHSE of Polk
 MITCHELL of Henry
 CISNEROS of Muscatine
 BEST of Carroll
 KERR of Louisa
 OSMUNDSON of Clayton

KLEIN of Washington
 SALMON of Black Hawk
 JENEARY of Plymouth
 JACOBSEN of Pottawattamie
 WHEELER of Sioux
 WESTRICH of Wapello
 WORTHAN of Buena Vista
 BACON of Story
 GERHOLD of Benton
 HOLT of Crawford

H-1388

- 1 Amend House File 493, as passed by the House, as follows:
 2 1. Page 4, line 10, after <9.> by inserting <a.>
 3 2. Page 4, after line 13 by inserting:
 4 <b. A person shall not operate a class 3 low-speed electric
 5 bicycle on a bicycle lane or multi-use path in excess of the
 6 posted or applicable speed limit, or if there is no posted or
 7 applicable speed limit, twenty miles per hour.>

SENATE AMENDMENT

H-1389

- 1 Amend the amendment, H-1212, to House File 772, as follows:
 2 1. Page 1, before line 2 by inserting:
 3 <1. Page 1, line 3, by striking <In> and inserting <Subject
 4 to subsection 4, in>>
 5 2. Page 1, line 4, by striking <lines 10 and 11> and
 6 inserting <line 10>
 7 3. Page 1, after line 10 by inserting:
 8 <__. Page 1, after line 28 by inserting:
 9 <4. This section shall not apply if the civil action
 10 involving a commercial motor vehicle arises from an incident
 11 for which the employer's employee is convicted under section
 12 321J.2 or violates 49 C.F.R. §392.4 or 49 C.F.R. §392.5.
 13 5. As used in this section, unless the context otherwise

14 requires:

15 *a. "Convicted"* means convicted of an indictable offense and
16 includes a guilty plea or other finding of guilt by a court of
17 competent jurisdiction.

18 *b. "Operation"* means actual physical control of a commercial
19 motor vehicle upon a highway as defined in section 321.1.>

20 _____. Page 2, line 4, after <action> by inserting <involving
21 the operation of a commercial motor vehicle>>

22 4. Page 1, after line 11 by inserting:

23 <_____. Page 2, after line 9 by inserting:

24 <3. This section shall not apply if the civil action
25 involving a commercial motor vehicle arises from an incident
26 for which the driver is convicted under section 321J.2 or
27 violates 49 C.F.R. §392.4 or 49 C.F.R. §392.5.

28 4. As used in this section, unless the context otherwise
29 requires:

30 *a. "Convicted"* means convicted of an indictable offense and
31 includes a guilty plea or other finding of guilt by a court of
32 competent jurisdiction.

33 *b. "Operation"* means actual physical control of a commercial
34 motor vehicle upon a highway as defined in section 321.1.>>

35 5. By renumbering as necessary.

DEYOE of Story

H-1390

1 Amend House File 772 as follows:

2 1. Page 1, after line 31 by inserting:

3 <*a. "Inflation"* means the annual percentage change in the
4 United States department of labor, bureau of labor statistics,
5 consumer price index for all urban consumers for the midwest
6 region, all items, or its successor index.>

7 2. Page 1, line 32, by striking <*a.*> and inserting <*b.*>

8 3. Page 2, line 1, by striking <*b.*> and inserting <*c.*>

9 4. Page 2, line 8, after <dollars,> by inserting <as
10 adjusted for inflation pursuant to subsection 3,>

11 5. Page 2, after line 9 by inserting:

12 <3. *a.* The limitation on damages set forth in subsection 2
13 shall be adjusted by the secretary of state for inflation as of
14 January 1, 2023, and each January 1 every two years thereafter.

15 *b.* The secretary of state shall certify the adjusted
16 limitation on damages within fourteen days after the
17 appropriate information is available.

18 *c.* The adjustments made pursuant to this subsection shall
19 be based on the cumulative annual adjustment for inflation for
20 each year since the effective date of this Act.

21 *d.* The adjustments made pursuant to this subsection shall be
22 rounded upward or downward to the nearest ten-dollar increment.

23 *e.* The applicable limitation on damages to a cause of action

24 shall be the limitation in effect when the cause of action
25 arises.>

DEYOE of Story

H-1391

- 1 Amend House File 864 as follows:
2 1. Page 3, by striking lines 1 and 2 and inserting <and
3 expended from the court technology and modernization>
4 2. Page 3, by striking lines 15 through 19 and inserting <as
5 if a change of venue occurred.>
6 3. Page 4, line 32, by striking <and magistrates> and
7 inserting <magistrates, and senior judges>

WORTHAN of Buena Vista

H-1392

- 1 Amend House File 859 as follows:
2 1. Page 16, after line 26 by inserting:
3 <Sec. ____ Section 159A.11, Code 2021, is amended by adding
4 the following new subsection:
5 **NEW SUBSECTION. 2A. “Ethanol fuel”** means ethanol or ethanol
6 blended gasoline.>
7 2. Page 17, line 35, by striking <(1)>
8 3. Page 18, line 2, by striking <(a)> and inserting <(a)
9 (1)>
10 4. Page 18, line 4, by striking <(b)> and inserting <(b)
11 (2)>
12 5. Page 18, by striking line 12.
13 6. Page 20, line 19, by striking <three-year> and inserting
14 <five-year>
15 7. Page 20, line 20, by striking <fifty> and inserting
16 <seventy>
17 8. Page 20, by striking line 31.
18 9. Page 20, line 32, by striking <(1)>
19 10. Page 21, by striking line 3.
20 11. Page 22, after line 6 by inserting:
21 <Sec. ____ Section 159A.15, Code 2021, is amended to read
22 as follows:
23 **159A.15 Renewable fuel infrastructure program for biodiesel**
24 **terminal facilities.**
25 1. The department, under the direction of the renewable
26 fuel infrastructure board created in section 159A.13, shall
27 establish and administer a renewable fuel infrastructure
28 program for terminal facilities that store, blend, and dispense
29 ~~biodiesel or biodiesel-blended fuel~~ biodiesel fuel or ethanol
30 fuel. The infrastructure must be designed and shall be used
31 ~~exclusively to store and distribute biodiesel or biodiesel~~
32 ~~blended fuel~~. The department as directed by the infrastructure
33 board shall provide a cost-share program ~~for~~ to award financial

- 34 incentives to terminal operators participating in the program.
35 The financial incentives must be used to improve the capacity

PAGE 2

- 1 of terminals by constructing new facilities or expanding
2 existing facilities.
3 1. 2. A person may apply to the department to receive
4 financial incentives on a cost-share basis. The department
5 shall forward the applications to the underground storage
6 tank fund board as required by that board for evaluation and
7 recommendation. The underground storage tank fund board may
8 rank the applications with comments and shall forward them to
9 the infrastructure board for approval or disapproval. The
10 department shall award financial incentives on a cost-share
11 basis to an eligible person whose application was approved by
12 the infrastructure board.
13 2. 3. The department shall award financial incentives to
14 a terminal operator participating in the program as directed
15 by the infrastructure board. In order to be eligible to
16 participate in the program, the terminal operator must apply to
17 the department in a manner and according to procedures required
18 by the infrastructure board. The application must contain
19 information required by the infrastructure board and shall at
20 least include all of the following:
21 a. The name of the terminal operator and the address of the
22 terminal to be improved.
23 b. A detailed description of the infrastructure to be
24 installed, replaced, or converted.
25 c. Whether biodiesel fuel or ethanol fuel is to be stored,
26 blended, or dispensed, and the classification for that type of
27 fuel.
28 e. d. A statement describing how the terminal is to be
29 improved, the total estimated cost of the planned improvement,
30 and the date when the infrastructure will be first used to
31 store and distribute the biodiesel or biodiesel-blended fuel or
32 ethanol fuel.
33 f. e. A statement certifying that the infrastructure shall
34 not be used to store, blend, or dispense motor fuel other than
35 biodiesel or biodiesel-blended fuel or ethanol fuel as provided

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- 1 in the cost-share agreement, unless granted a waiver by the
2 infrastructure board pursuant to this section.
3 3. 4. a. An award of financial incentives to a
4 participating person terminal operator shall be in the form of
5 a grant. In order to participate in the program, an eligible
6 person terminal operator must execute a cost-share agreement
7 with the department as approved by the infrastructure board in
8 which the person terminal operator contributes a percentage
9 of the total costs related to improving the terminal. The

10 financial incentives awarded to the participating person
11 terminal operator shall not exceed be made to support the
12 following:
13 (1) ~~For improvements~~ Improvements to store, blend, or
14 dispense biodiesel fuel ~~from~~ subject to the following:
15 (a) ~~For biodiesel blended fuel classified as B-2 or~~
16 ~~higher up to but not as high as including B-99, the financial~~
17 ~~incentives shall not exceed fifty percent of the actual cost of~~
18 ~~making the improvements or fifty thousand dollars, whichever~~
19 ~~is less.~~
20 (2) ~~(b) For improvements to store, blend, and dispense~~
21 ~~biodiesel fuel from~~ For biodiesel blended fuel classified
22 as B-99 to or biodiesel classified as B-100, the financial
23 incentives shall not exceed fifty percent of the actual cost
24 of making the improvements or one hundred thousand dollars,
25 whichever is less. However, a person shall not be awarded
26 moneys under this subparagraph if the person has been awarded a
27 total of eight hundred thousand dollars under this subparagraph
28 during any period of time and pursuant to all cost-share
29 agreements in which the person participates.
30 (2) Improvements to store, blend, or dispense ethanol
31 blended gasoline classified as E-1 or higher or ethanol
32 classified as E-100. The incentives shall not exceed fifty
33 percent of the actual cost of making the improvement.
34 b. The infrastructure board may approve multiple awards to
35 make improvements to a terminal so long as the total amount

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1 of the awards does not exceed the limitations provided in
2 paragraph "a".
3 4. ~~5.~~ A participating terminal operator shall not use
4 the infrastructure to store, blend, or dispense motor fuel
5 other than biodiesel ~~or biodiesel blended fuel~~ or ethanol fuel
6 as provided in the cost-share agreement, unless one of the
7 following applies:
8 a. The participating terminal operator is granted a waiver
9 by the infrastructure board. The participating terminal
10 operator shall store, blend, or dispense the motor fuel
11 according to the terms and conditions of the waiver.
12 b. The renewable fuel infrastructure fund created in section
13 159A.16 is immediately repaid the total amount of moneys
14 awarded to the participating terminal operator together with a
15 monetary penalty equal to twenty-five percent of that awarded
16 amount. The amount shall be deposited in the renewable fuel
17 infrastructure fund created in section 159A.16.
18 c. A participating terminal operator who acts in violation
19 of ~~an a cost-share~~ agreement executed with the department
20 pursuant to this section is subject to a civil penalty of
21 not more than one thousand dollars a day for each day of the
22 violation. The civil penalty shall be deposited into the
23 general fund of the state.>

- 24 12. Page 22, by striking lines 15 through 25.
 25 13. Page 22, line 26, by striking <b.> and inserting <a.>
 26 14. Page 22, line 30, by striking <c.> and inserting <b.>
 27 15. Page 23, by striking lines 1 through 9.
 28 16. By renumbering as necessary.

PAUSTIAN of Scott

H-1393

- 1 Amend House File 866 as follows:
 2 1. By striking everything after the enacting clause and
 3 inserting:
 4 <Section 1. Section 216.8C, Code 2021, is amended by adding
 5 the following new subsection:
 6 NEW SUBSECTION. 7. A request for accommodation made by
 7 a person under this section must be reasonable under the
 8 circumstances. A landlord may make other accommodations to the
 9 person making the request including but not limited to offering
 10 to relocate the person to another housing unit managed by the
 11 landlord.
 12 Sec. 2. Section 562A.9, subsection 4, Code 2021, is amended
 13 to read as follows:
 14 4. For rental agreements in which the rent does not exceed
 15 seven hundred dollars per month, a rental agreement shall not
 16 provide for a late fee that exceeds twelve dollars per day or a
 17 total amount of sixty dollars per month. For rental agreements
 18 in which the rent is greater than seven hundred dollars per
 19 month but less than one thousand four hundred dollars per
 20 month, a rental agreement shall not provide for a late fee
 21 that exceeds twenty dollars per day or a total amount of one
 22 hundred dollars per month. For rental agreements in which the
 23 rent is at least one thousand four hundred dollars per month, a
 24 rental agreement shall not provide for a late fee that exceeds
 25 two percent of the rent per day or ten percent of the rent per
 26 month.
 27 Sec. 3. Section 562A.11, subsection 2, Code 2021, is amended
 28 to read as follows:
 29 2. A provision prohibited by subsection 1 included in a
 30 rental agreement is unenforceable. If a landlord willfully
 31 ~~uses enforces provisions in~~ a rental agreement ~~containing~~
 32 ~~provisions~~ known by the landlord to be prohibited, a tenant may
 33 recover actual damages sustained by the tenant and not more
 34 than three months' periodic rent and reasonable attorney fees.
 35 Sec. 4. Section 648.18, Code 2021, is amended to read as

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- 1 follows:
 2 **648.18 Possession — bar.**
 3 Thirty days' peaceable possession with the knowledge of the
 4 plaintiff after the cause of action accrues is a bar to this

5 proceeding. However, this section does not apply to a landlord
6 that notifies a tenant in a writing of a breach of a financial
7 obligation under a rental agreement entered into under chapter
8 562A and the landlord's intent to enforce such provision.

9 Sec. 5. Section 648.22, Code 2021, is amended to read as
10 follows:

11 **648.22 Judgment — execution — costs — disposal of personal**
12 **property — sealing of court records.**

13 1. If the defendant is found guilty, judgment shall be
14 entered that the defendant be removed from the premises, and
15 that the plaintiff be put in possession of the premises, and an
16 execution for the defendant's removal within three days from
17 the judgment shall issue accordingly to which judgment for
18 costs shall be entered in the judgment docket and lien index,
19 and to which shall be added a clause commanding the officer to
20 collect the costs as in ordinary cases.

21 2. Any personal property of the defendant remaining on the
22 plaintiff's real property after the defendant's removal under
23 this section may be disposed of by the plaintiff.

24 3. In a residential forcible entry and detainer action the
25 court shall enter an order sealing the court records of the
26 action not later than three days from the date of the hearing,
27 or from the date the hearing would have been held as provided
28 by law, if any of the following occurs:

29 a. The defendant is found not guilty.

30 b. By motion or upon the court's own determination, the
31 court finds there is no genuine issue of material fact between
32 the parties.

33 c. The case is dismissed.

34 d. The plaintiff does not appear for the hearing.

35 4. Upon application of a defendant found guilty in a

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1 residential forcible entry and detainer action for nonpayment
2 of rent, the court shall enter an order sealing the record of
3 the action, the existence of the petition, all filings and
4 documentation within the case file, and any associated writs of
5 execution, if all of the following conditions are met:

6 a. More than five years have passed since the date of the
7 finding of guilt.

8 b. The applicant has not been found guilty in a subsequent
9 forcible entry and detainer action in the five-year period
10 directly preceding the application.

11 c. The applicant has not previously been granted a sealing
12 of a finding of guilt under this chapter within ten years prior
13 to the application.

14 d. The applicant has paid all court costs, fees, fines, and
15 any other financial obligation ordered by the court or assessed
16 by the clerk of the district court in the case.

17 5. The application to seal the record of the action shall be
18 included in the record the defendant wishes to seal, using a

19 form prescribed by the supreme court.
20 6. Upon sealing, the existence of the petition, all filings
21 and documentation within the case file, and any associated
22 writs of execution shall be removed from any publicly
23 accessible location under the direction of the judicial branch
24 or county, as applicable. Notwithstanding chapter 22, records
25 sealed upon satisfaction of the requirements specified in this
26 section shall not be available for public inspection except in
27 one of the following manners:
28 a. Upon request by the defendant or the attorney for the
29 defendant by filing a motion in the sealed case.
30 b. Upon application to the judicial branch using a form
31 prescribed by the supreme court for scholarly, educational,
32 journalistic, or governmental purposes only, provided that in
33 all cases, the names of minor children shall remain sealed
34 at all times, and that the names and personally identifiable
35 information of all persons named as defendants or included in

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1 the plaintiff's petition shall be redacted and remain sealed
2 unless the court determines that release of such information is
3 necessary to fulfill the scholarly, educational, journalistic,
4 or governmental purpose of the request.
5 c. The clerk of court in the county in which an action is
6 originated shall maintain a record in the aggregate of all
7 filings and the final disposition of any such actions, to
8 include dismissal, default judgment, and writs associated with
9 disposition. The clerk of court shall make available to the
10 public and report annually such aggregate information in such
11 a manner prescribed by the supreme court as to protect the
12 identity of the parties while still providing the public with
13 information regarding eviction proceedings in the county.
14 7. Upon sealing, a consumer reporting agency shall
15 not disclose the existence of, or information regarding,
16 an eviction action or other civil action sealed or made
17 confidential under this section or use such action as a factor
18 to determine any score or recommendation to be included in a
19 consumer report regarding any person named in such case.
20 8. Subsections 3 through 7 shall not apply to a money
21 judgment awarded for an action that was filed with a forcible
22 entry and detainer action or arising from the same set of facts
23 and circumstances.
24 Sec. 6. APPLICABILITY. The following applies to rental
25 agreements whose lease terms begin on or after January 1, 2022:
26 The section of this Act amending section 562A.9.>
27 2. Title page, line 3, before <property> by inserting <court
28 records and>

H-1394

1 Amend House File 860 as follows:

2 1. Page 2, line 30, by striking <189,186> and inserting
3 <189,196>

4 2. Page 23, after line 30 by inserting:

5 <Sec. ____ Section 16.134, Code 2021, is amended by adding
6 the following new subsection:

7 NEW SUBSECTION. 5A. A regional water association comprised
8 of entities that serve regional water and wastewater systems
9 shall be considered eligible for financial assistance in the
10 form of grants or loans under the program for purposes of
11 supporting the planning and forecasting of wastewater treatment
12 facilities and systems and drinking water treatment facilities
13 and systems.>

14 3. Page 24, line 16, by striking <House Study Bill 185> and
15 inserting <House File 859>

16 4. By renumbering as necessary.

MOMMSEN of Clinton

H-1395

1 Amend House File 860 as follows:

2 1. Page 23, after line 30 by inserting:

3 <Sec. ____ Section 8.57, subsection 5, paragraph f,
4 subparagraph (1), subparagraph division (c), subparagraph
5 subdivision (i), Code 2021, is amended to read as follows:

6 (i) For each fiscal year of the period beginning July
7 1, 2020, and ending June 30, ~~2029~~ 2039, of the wagering tax
8 receipts received pursuant to sections 99D.17 and 99F.11, the
9 next fifteen million dollars shall be deposited in the water
10 quality infrastructure fund created in section 8.57B.

11 Sec. ____ Section 8.57, subsection 5, paragraph f,
12 subparagraph (1), subparagraph division (c), subparagraph
13 subdivision (ii), subparagraph part (B), Code 2021, is amended
14 to read as follows:

15 (B) On July 1, ~~2029~~ 2039.>

16 2. Page 24, after line 1 by inserting:

17 <Sec. ____ Section 16.134A, subsection 2, paragraph a,
18 subparagraph (2), Code 2021, is amended to read as follows:
19 (2) This paragraph "a" is repealed on January 1, ~~2030~~ 2040.

20 Sec. ____ Section 16.134A, subsection 3, unnumbered
21 paragraph 1, Code 2021, is amended to read as follows:

22 For each fiscal year in the period beginning July 1,
23 2018, and ending June 30, ~~2029~~ 2039, there is appropriated
24 the following percentages of the balance of the fund for the
25 following purposes:

26 Sec. ____ Section 423G.7, subsection 2, Code 2021, is
27 amended to read as follows:

- 28 2. July 1, ~~2029~~ 2039.>
 29 3. By renumbering as necessary.

MOMMSEN of Clinton

H-1396

- 1 Amend Senate File 342, as passed by the Senate, as follows:
 2 1. Title page, by striking the enacting clause and inserting
 3 the following:
 4 <BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:>
 5 2. Page 1, by inserting:
 6 <DIVISION I
 7 PUBLIC RECORDS — CONFIDENTIALITY — CIVIL ENFORCEMENT
 8 Section 1. Section 9E.1, Code 2021, is amended to read as
 9 follows:
 10 **9E.1 Purpose.**
 11 The general assembly finds that individuals attempting to
 12 escape from actual or threatened domestic abuse, domestic
 13 abuse assault, sexual abuse, assault, stalking, or human
 14 trafficking frequently establish new addresses in order to
 15 prevent their assailants or probable assailants from finding
 16 them. The purpose of this chapter is to enable state and local
 17 agencies to respond to requests for data without disclosing
 18 the location of a victim of domestic abuse, domestic abuse
 19 assault, sexual abuse, assault, stalking, or human trafficking;
 20 to enable interagency cooperation with the secretary of state
 21 in providing address confidentiality for victims of domestic
 22 abuse, domestic abuse assault, sexual abuse, assault, stalking,
 23 or human trafficking; and to enable program participants to use
 24 an address designated by the secretary of state as a substitute
 25 mailing address for the purposes specified in this chapter.
 26 In addition, the purpose of this chapter is to prevent such
 27 victims from being physically located through a public records
 28 search.
 29 Sec. 2. Section 9E.2, subsection 6, paragraph a, Code 2021,
 30 is amended to read as follows:
 31 a. “*Eligible person*” means a person who is ~~all~~ a resident of
 32 this state, an adult, a minor, or an incapacitated person as
 33 defined in section 633.701, and is one of the following:
 34 (1) ~~A resident of this state.~~
 35 (2) ~~An adult, a minor, or an incapacitated person as defined~~

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- 1 ~~in section 633.701.~~
 2 (3) A victim of domestic abuse, domestic abuse assault,
 3 sexual abuse, assault, stalking, or human trafficking as
 4 evidenced by the filing of a petition pursuant to section 236.3
 5 or a criminal complaint or information pursuant to section
 6 708.1, 708.2A, 708.11, or 710A.2, or any violation contained
 7 in chapter 709.

8 (2) A currently active or retired judicial officer or
9 a spouse or child of such a person. For purposes of this
10 subparagraph, “judicial officer” means the same as defined in
11 section 602.1101 and includes a federal judge.

12 (3) A currently active or retired state or local prosecuting
13 attorney, as defined in section 801.4, or a spouse or child of
14 such a person.

15 (4) A currently active or retired peace officer, as defined
16 in section 801.4, or a spouse or child of such a person.

17 Sec. 3. Section 9E.3, subsection 1, paragraph b,
18 subparagraph (1), subparagraph division (a), Code 2021, is
19 amended to read as follows:

20 (a) The eligible person listed on the application is a
21 victim of domestic abuse, domestic abuse assault, sexual abuse,
22 assault, stalking, or human trafficking.

23 Sec. 4. Section 9E.3, subsection 1, paragraph e, Code 2021,
24 is amended to read as follows:

25 e. The residential address of the eligible person,
26 disclosure of which could lead to an increased risk of domestic
27 abuse, domestic abuse assault, sexual abuse, assault, stalking,
28 or human trafficking.

29 Sec. 5. Section 9E.7, Code 2021, is amended by adding the
30 following new subsection:

31 NEW SUBSECTION. 4A. Upon request by a program participant,
32 the assessor or the assessor’s staff shall redact the
33 requestor’s name contained in electronic documents that
34 are displayed for public access through an internet site.
35 The assessor shall implement and maintain a process to

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1 facilitate these requests. A fee shall not be charged for the
2 administration of this subsection.

3 Sec. 6. Section 22.10, subsection 3, paragraph b,
4 subparagraph (2), Code 2021, is amended to read as follows:

5 (2) Had good reason to believe and in good faith believed
6 facts which, if true, would have indicated compliance with
7 the requirements of this chapter. For purposes of this
8 subparagraph, “good reason to believe and in good faith believed”
9 means the person engaged in a balancing test in weighing the
10 individual privacy interest against the public’s need to access
11 the record based upon a reasonable reliance on the facts.

12 Sec. 7. Section 331.604, subsection 3, Code 2021, is amended
13 by adding the following new paragraph:

14 NEW PARAGRAPH. f. Upon request by a law enforcement
15 officer, as defined in section 80B.3, or state or federal
16 judicial officer or state or federal prosecutor, the assessor
17 or the assessor’s staff shall redact the requestor’s name
18 contained in electronic documents that are displayed for public
19 access through an internet site. This paragraph does not apply
20 to a requestor holding or seeking public office. The assessor
21 shall implement and maintain a process to facilitate these

22 requests. A fee shall not be charged for the administration
23 of this paragraph.
24 Sec. 8. Section 622.10, subsection 9, paragraphs a and b,
25 Code 2021, are amended to read as follows:
26 a. A peer support group counselor or individual present
27 for a group crisis intervention who obtains information from
28 an officer or a civilian employee of a law enforcement agency
29 or fire department by reason of the counselor's capacity as a
30 peer support group counselor or an individual's presence for
31 a group crisis intervention shall not be allowed, in giving
32 testimony, to disclose any confidential communication properly
33 entrusted to the counselor or individual present for a group
34 crisis intervention by the officer or civilian employee while
35 receiving counseling or group crisis intervention.

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1 b. The prohibition in this subsection does not apply
2 where the officer or civilian employee has consented to the
3 disclosure of the information specified in paragraph "a" or
4 where the peer support group counselor or individual present
5 for a group crisis intervention was an initial responding
6 officer, a witness, or a party to the incident which prompted
7 the delivery of peer support group counseling services or the
8 group crisis intervention to the officer or civilian employee.

9 DIVISION II

10 UNIFORM COMMERCIAL CODE — FRAUDULENT FILINGS

11 Sec. 9. Section 554.9510, subsection 1, Code 2021, is
12 amended to read as follows:

13 1. *Filed record effective if authorized.* A filed record
14 is effective only to the extent that it was filed by a person
15 that may file it under section 554.9509 or by the filing office
16 under section 554.9513A.

17 Sec. 10. **NEW SECTION. 554.9513A Termination of wrongfully**
18 **filed financing statement — reinstatement.**

19 1. *Trusted filer.* "Trusted filer" means a person that does
20 any of the following:

21 a. Regularly causes records to be communicated to the
22 filing office for filing and has provided the filing office
23 with current contact information and information sufficient to
24 establish the person's identity.

25 b. Satisfies either of the following conditions:

26 (1) The filing office has issued the person credentials for
27 access to online filing services.

28 (2) The person has established a prepaid or direct debit
29 account for payment of filing fees, regardless of whether the
30 account is used in a particular transaction.

31 2. *Affidavit of wrongful filing.* A person identified as
32 debtor in a filed financing statement may deliver to the
33 filing office a notarized, sworn affidavit that identifies the
34 financing statement by file number, indicates the affiant's
35 mailing address, and states that the affiant believes that

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1 the filed record identifying the affiant as debtor was not
2 authorized to be filed and was caused to be communicated to the
3 filing office with the intent to harass or defraud the affiant.
4 The filing office may reject an affidavit that is incomplete or
5 that it believes was delivered to it with the intent to harass
6 or defraud the secured party. The office of the secretary
7 of state shall adopt a form of affidavit for use under this
8 section.

9 3. *Termination statement by filing office.* Subject to
10 subsection 11, if an affidavit is delivered to the filing
11 office under subsection 2, the filing office shall promptly
12 file a termination statement with respect to the financing
13 statement identified in the affidavit. The termination
14 statement must identify by its file number the initial
15 financing statement to which it relates and must indicate that
16 it was filed pursuant to this section. A termination statement
17 filed under this subsection is not effective until ninety days
18 after it is filed.

19 4. *No fee charged or refunded.* The filing office shall not
20 charge a fee for the filing of an affidavit under subsection
21 2 or a termination statement under subsection 3. The filing
22 office shall not return any fee paid for filing the financing
23 statement identified in the affidavit, whether or not the
24 financing statement is reinstated under subsection 7.

25 5. *Notice of termination statement.* On the same day that a
26 filing office files a termination statement under subsection
27 3, the filing office shall send to the secured party of record
28 for the financing statement to which the termination statement
29 relates a notice stating that the termination statement
30 has been filed and will become effective ninety days after
31 filing. The notice shall be sent by certified mail, return
32 receipt requested, to the address provided for the secured
33 party of record in the financing statement with a copy sent by
34 electronic mail to the electronic mail address provided by the
35 secured party of record, if any.

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1 6. *Administrative review — action for reinstatement.* A
2 secured party that believes in good faith that the filed record
3 identified in an affidavit delivered to the filing office under
4 subsection 2 was authorized to be filed and was not caused to
5 be communicated to the filing office with the intent to harass
6 or defraud the affiant may:

7 a. Before the termination statement takes effect, request
8 that the filing office conduct an expedited review of the
9 filed record and any documentation provided by the secured
10 party. The filing office may as a result of this review
11 remove from the record the termination statement filed by
12 it under subsection 3 before it takes effect and conduct an

13 administrative review under subsection 11.
14 *b.* File an action against the office seeking reinstatement
15 of the financing statement to which the filed record relates at
16 any time before the expiration of six months after the date on
17 which the termination stated filed under subsection 3 becomes
18 effective. If the affiant is not named as a defendant in the
19 action, the secured party shall send a copy of the petition to
20 the affiant at the address indicated in the affidavit. The
21 exclusive venue for the action shall be in the district court
22 for the county where the filing office in which the financing
23 statement was filed is located. The action shall be considered
24 by the court on an expedited basis.
25 *7. Filing office to file notice of action for*
26 *reinstatement.* Within ten days after being served with process
27 in an action under subsection 6, the filing office shall file
28 a notice indicating that the action has been commenced. The
29 notice must indicate the file number of the initial financing
30 statement to which the notice relates.
31 *8. Action for reinstatement successful.* If, in an action
32 under subsection 6, the court determines that the financing
33 statement was authorized to be filed and was not caused to be
34 communicated to the filing office with the intent to harass or
35 defraud the affiant, the court shall order that the financing

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1 statement be reinstated. If an order of reinstatement is
2 issued by the court, the filing office shall promptly file a
3 record that identifies by its file number the initial financing
4 statement to which the record relates and indicates that the
5 financing statement has been reinstated.
6 *9. Effect of reinstatement.* Upon the filing of a record
7 reinstating a financing statement under subsection 8, the
8 effectiveness of the financing statement is reinstated and the
9 financing statement shall be considered never to have been
10 terminated under this section except as against a purchaser of
11 the collateral that gives value in reasonable reliance upon
12 the termination. A continuation statement filed as provided
13 in section 554.9515, subsection 4, after the effective date of
14 a termination statement filed under subsection 3 or 11 becomes
15 effective if the financing statement is reinstated.
16 *10. Liability for wrongful filing.* If, in an action under
17 subsection 6, the court determines that the filed record
18 identified in an affidavit delivered to the filing office under
19 subsection 2 was caused to be communicated to the filing office
20 with the intent to harass or defraud the affiant, the filing
21 office and the affiant may recover from the secured party that
22 filed the action the costs and expenses, including reasonable
23 attorney fees and the reasonable allocated costs of internal
24 counsel, that the filing office and the affiant incurred in the
25 action. This recovery is in addition to any recovery to which
26 the affiant is entitled under section 554.9625.

27 11. *Procedure for record filed by trusted filer.* If an
28 affidavit delivered to a filing office under subsection 2
29 relates to a filed record communicated to the filing office by
30 a trusted filer, the filing office shall promptly send to the
31 secured party of record a notice stating that the affidavit has
32 been delivered to the filing office and that the filing office
33 is conducting an administrative review to determine whether the
34 record was caused to be communicated with the intent to harass
35 or defraud the affiant. The notice shall be sent by certified

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1 mail, return receipt requested, to the address provided for
2 the secured party in the financing statement with a copy sent
3 by electronic mail to the electronic mail address provided
4 by the secured party of record, if any, and a copy shall be
5 sent in the same manner to the affiant. The administrative
6 review shall be conducted on an expedited basis and the filing
7 office may require the affiant and the secured party of record
8 to provide any additional information that the filing office
9 deems appropriate. If the filing office concludes that the
10 record was caused to be communicated with the intent to harass
11 or defraud the affiant, the filing office shall promptly file a
12 termination statement under subsection 2 that will be effective
13 immediately and send to the secured party of record the notice
14 required by subsection 5. The secured party may thereafter
15 file an action for reinstatement under subsection 6 and the
16 provisions of subsections 7 through 10 are applicable.

17 Sec. 11. NEW SECTION. **714.29 Records filed with intent to**
18 **harass or defraud.**

19 1. A person shall not cause to be communicated to the filing
20 office as defined in section 554.9102 for filing a record if
21 all of the following are true:

22 a. The person is not authorized to file the record under
23 section 554.9509.

24 b. The record is not related to an existing or anticipated
25 transaction that is or will be governed by chapter 554, article
26 9.

27 c. The record is filed with the intent to harass or defraud
28 the person identified as debtor in the record.

29 2. A person that violates subsection 1 is guilty of a simple
30 misdemeanor for a first offense and a serious misdemeanor for a
31 second or subsequent offense.

32 DIVISION III

33 **ACCRUED SICK LEAVE — RETIRED PUBLIC SAFETY EMPLOYEES**

34 Sec. 12. NEW SECTION. **70A.23A Credit for accrued sick leave**
35 **— public safety employees.**

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1 A public safety employee, as defined by section 20.3,
2 subsection 11, who retires and has applied for retirement

3 benefits under an eligible retirement system, shall receive
4 credit for all accumulated, unused sick leave which shall be
5 converted at current value and credited to an account for the
6 public safety employee for the purpose of paying the public
7 safety employee's cost of the monthly premiums for continuance
8 of the public safety employee's health insurance plan. Upon
9 the death of a retired public safety employee, the spouse
10 or surviving spouse shall be entitled to the value of the
11 accumulated unused sick leave for the purpose of paying the
12 cost of monthly premiums for continuation of a public safety
13 employee's health insurance policy for the public safety
14 employee's surviving spouse or dependents. This section shall
15 not apply to sections 509A.13 and 509A.13A.

16 DIVISION IV

17 WORKERS' COMPENSATION — ACTIONS AND OFFSETS

18 Sec. 13. Section 85.26, subsection 1, Code 2021, is amended
19 to read as follows:

20 1. An original proceeding for benefits under this chapter
21 or chapter 85A, 85B, or 86, shall not be maintained in any
22 contested case unless the proceeding is commenced within two
23 years from the date of the occurrence of the injury for which
24 benefits are claimed or one year from the date a denial of
25 liability is received by the employee, whichever is later,
26 or, if weekly compensation benefits are paid under section
27 86.13, within three years from the date of the last payment
28 of weekly compensation benefits. For the purposes of this
29 section, "*date of the occurrence of the injury*" means the date
30 that the employee knew or should have known that the injury was
31 work-related.

32 Sec. 14. Section 97A.6, subsection 11, Code 2021, is amended
33 to read as follows:

34 11. *Pensions offset by compensation benefits.*

35 a. Any amounts which may be paid or payable by the state

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1 under the provisions of any workers' compensation or similar
2 law to a member or to the dependents of a member on account of
3 any disability or death, shall be offset against and payable
4 in lieu of any benefits payable out of the retirement fund
5 provided by the state under the provisions of this chapter on
6 account of the same disability or death. In case the present
7 value of the total commuted benefits under said workers'
8 compensation or similar law is less than the present value
9 of the benefits otherwise payable from the retirement fund
10 provided by the state under this chapter, then the present
11 value of the commuted payments shall be deducted from the
12 pension payable and such benefits as may be provided by the
13 system so reduced shall be payable under the provisions of this
14 chapter.
15 b. Notwithstanding paragraph "a", any workers' compensation
16 benefits received by a member for past medical expenses or

17 future medical expenses shall not be offset against and not
18 considered payable in lieu of any retirement allowance payable
19 pursuant to this section on account of the same disability.
20 c. Notwithstanding paragraph "a", any workers' compensation
21 benefits received by a member for reimbursement of vacation
22 time used, sick time used, or for any unpaid time off from work
23 shall not be offset against and not considered payable in lieu
24 of any retirement allowance payable pursuant to this section on
25 account of the same disability.

26 Sec. 15. Section 97B.50A, subsection 5, Code 2021, is
27 amended to read as follows:

28 5. *Offset to allowance.*

29 a. Notwithstanding any provisions to the contrary in state
30 law, or any applicable contract or policy, any amounts which
31 may be paid or payable by the employer under any workers'
32 compensation, unemployment compensation, employer-paid
33 disability plan, program, or policy, or other law to a member,
34 and any disability payments the member receives pursuant to
35 the federal Social Security Act, 42 U.S.C. §423 et seq.,

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1 shall be offset against and payable in lieu of any retirement
2 allowance payable pursuant to this section on account of the
3 same disability.
4 b. Notwithstanding paragraph "a", any workers' compensation
5 benefits received by a member for past medical expenses or
6 future medical expenses shall not be offset against and not
7 considered payable in lieu of any retirement allowance payable
8 pursuant to this section on account of the same disability.
9 c. Notwithstanding paragraph "a", any workers' compensation
10 benefits received by a member for reimbursement of vacation
11 time used, sick time used, or for any unpaid time off from work
12 shall not be offset against and not considered payable in lieu
13 of any retirement allowance payable pursuant to this section on
14 account of the same disability.

15 DIVISION V

16 CIVIL SERVICE COMMISSION EXAMINATIONS

17 Sec. 16. Section 400.8, subsection 2, Code 2021, is amended
18 to read as follows:

19 2. The commission shall establish the guidelines for
20 conducting the examinations under subsection 1 of this section.
21 ~~It may prepare and administer the examinations or may~~ The
22 commission shall hire persons with expertise to do so if the
23 commission approves the examinations prepare and administer
24 the examinations approved by the commission. It may also
25 hire persons with expertise to consult in the preparation of
26 such examinations if the persons so hired are employed to aid
27 personnel of the commission in assuring that a fair examination
28 is conducted. A fair examination shall explore the competence
29 of the applicant in the particular field of examination.

30 Sec. 17. Section 400.9, subsection 2, Code 2021, is amended

31 to read as follows:

32 2. The commission shall establish guidelines for conducting
33 the examinations under subsection 1. ~~It may prepare and~~
34 ~~administer the examinations or may~~ The commission shall hire
35 persons with expertise ~~to do so if the commission approves~~

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1 ~~the examinations and if the examinations apply to prepare and~~
2 ~~administer the examinations approved by the commission for~~
3 the position in the city for which the applicant is taking
4 the examination. It may also hire persons with expertise to
5 consult in the preparation of such examinations if the persons
6 so hired are employed to aid personnel of the commission
7 in assuring that a fair examination is conducted. A fair
8 examination shall explore the competence of the applicant in
9 the particular field of examination. The names of persons
10 approved to administer any examination under this section shall
11 be posted in the city hall at least twenty-four hours prior to
12 the examination.

13 DIVISION VI

14 COLLECTIVE BARGAINING

15 Sec. 18. Section 20.1, subsection 2, paragraph a, Code 2021,
16 is amended to read as follows:

17 a. Determining appropriate bargaining units, amending
18 the composition of previously determined bargaining units
19 represented by a certified employee organization, reconsidering
20 and altering the composition of previously determined
21 bargaining units which are not represented by a certified
22 employee organization, and conducting representation elections.

23 Sec. 19. Section 20.3, subsection 11, Code 2021, is amended
24 by adding the following new paragraphs:

25 NEW PARAGRAPH. g. A correctional officer or correctional
26 supervisor employed by the Iowa department of corrections whose
27 primary purpose is, through ongoing direct inmate contact, to
28 enforce and maintain discipline, safety, and security within a
29 correctional facility.

30 NEW PARAGRAPH. h. A jailer or detention officer who
31 performs duties as a jailer, including but not limited to the
32 transportation of inmates, who is certified as having completed
33 jailer training pursuant to chapter 80B, and who is employed
34 by a county as a jailer.

35 NEW PARAGRAPH. i. A peace officer employed by an

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1 institution under the control of the state board of regents
2 whose position requires law enforcement certification pursuant
3 to section 262.13.

4 NEW PARAGRAPH. j. An emergency dispatcher for a county
5 sheriff.

6 Sec. 20. Section 20.13, Code 2021, is amended to read as

7 follows:

8 **20.13 Bargaining unit determination, amendment, and**
9 **reconsideration.**

10 1. ~~Board~~ The board's determination of an appropriate
11 bargaining unit shall be upon petition filed by a public
12 employer, public employee, or employee organization. Except
13 as provided in subsection 4, the board's amendment of the
14 composition of a represented bargaining unit shall be upon
15 petition filed by the employer or certified representative
16 of the bargaining unit. The board's reconsideration of the
17 composition of a previously determined bargaining unit which is
18 not represented by a certified representative shall be upon the
19 combined petition of an employee organization which also seeks
20 a representation election pursuant to section 20.14, subsection
21 2.
22 2. Within thirty days of receipt of a petition, the board
23 shall conduct a public hearing, receive written or oral
24 testimony, and promptly thereafter file an order defining
25 the appropriate bargaining unit, amending or refusing to
26 amend the composition of a represented bargaining unit or
27 reconsidering and altering or refusing to alter the composition
28 of an unrepresented bargaining unit. In defining the unit,
29 or determining whether a unit should be amended or altered
30 in response to a petition for amendment or reconsideration,
31 the board shall take into consideration, along with other
32 relevant factors, the principles of efficient administration
33 of government, the existence of a community of interest among
34 public employees, the history and extent of public employee
35 organization, geographical location, and the recommendations

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1 of the parties involved.

2 ~~3. Appeals from such order shall be governed by the~~
3 ~~provisions of chapter 17A.~~

4 4. 3. Professional and nonprofessional employees shall not
5 be included in the same bargaining unit unless a majority of
6 both agree.

7 4. Notwithstanding the provisions of subsection 1, a
8 petition to amend the composition of a represented bargaining
9 unit by the removal of public safety employees may be filed
10 by a public safety employee who is a member of the bargaining
11 unit. If the petition is accompanied by evidence satisfactory
12 to the board that the public safety employees in the bargaining
13 unit do not constitute at least thirty percent of the employees
14 in the unit and that a majority of the public safety employees
15 in the unit support the petition, the board shall conduct
16 a hearing within thirty days of its finding such evidence
17 satisfactory and shall promptly thereafter issue an order
18 granting or denying the requested amendment. If the board
19 amends the composition of the bargaining unit by removing
20 public safety employees, those employees may immediately be the

21 subject of a separate bargaining unit determination petition
22 filed in accordance with subsection 1.

23 5. Appeals from such orders shall be governed by the
24 provisions of chapter 17A.

25 Sec. 21. Section 20.15, Code 2021, is amended by striking
26 the section and inserting in lieu thereof the following:

27 **20.15 Elections.**

28 1. Upon the filing of a petition for certification of an
29 employee organization, the board shall submit a question to
30 the public employees at an election in the bargaining unit
31 found appropriate by the board. The question on the ballot
32 shall permit the public employees to vote for no bargaining
33 representation or for any employee organization which has
34 petitioned for certification or which has presented proof
35 satisfactory to the board of support of ten percent or more of

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1 the public employees in the appropriate unit.
2 2. If a majority of the votes cast on the question is
3 for no bargaining representation, the public employees in
4 the bargaining unit found appropriate by the board shall not
5 be represented by an employee organization. If a majority
6 of the votes cast on the question is for a listed employee
7 organization, then that employee organization shall represent
8 the public employees in the bargaining unit found appropriate
9 by the board.

10 3. If none of the choices on the ballot receives the vote
11 of a majority of the public employees voting, the board shall
12 conduct a runoff election among the two choices receiving the
13 greatest number of votes.

14 4. Upon written objections filed by any party to the
15 election within ten days after notice of the results of
16 the election, if the board finds that misconduct or other
17 circumstances prevented the public employees eligible to
18 vote from freely expressing their preferences, the board may
19 invalidate the election and hold a second election for the
20 public employees.

21 5. Upon completion of a valid election in which the majority
22 choice of the employees voting is determined, the board shall
23 certify the results of the election and shall give reasonable
24 notice of the order to all employee organizations listed on the
25 ballot, the public employers, and the public employees in the
26 appropriate bargaining unit.

27 6. *a.* A petition for certification as exclusive bargaining
28 representative of a bargaining unit shall not be considered
29 by the board for a period of one year from the date of the
30 noncertification of an employee organization as the exclusive
31 bargaining representative of that bargaining unit following a
32 certification election. A petition for certification as the
33 exclusive bargaining representative of a bargaining unit shall
34 also not be considered by the board if the bargaining unit is

35 at that time represented by a certified exclusive bargaining

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1 representative.
2 b. A petition for the decertification of the exclusive
3 bargaining representative of a bargaining unit shall not be
4 considered by the board for a period of one year from the date
5 of its certification, or within one year of its continued
6 certification following a decertification election, or during
7 the duration of a collective bargaining agreement which, for
8 purposes of this section, shall be deemed not to exceed two
9 years. However, if a petition for decertification is filed
10 during the duration of a collective bargaining agreement, the
11 board shall award an election under this section not more than
12 one hundred eighty days and not less than one hundred fifty
13 days prior to the expiration of the collective bargaining
14 agreement. If an employee organization is decertified, the
15 board may receive petitions under section 20.14, provided that
16 no such petition and no election conducted pursuant to such
17 petition within one year from decertification shall include as
18 a party the decertified employee organization.
19 7. A collective bargaining agreement with the state, its
20 boards, commissions, departments, and agencies shall be for two
21 years. The provisions of a collective bargaining agreement or
22 arbitrator's award affecting state employees shall not provide
23 for renegotiations which would require the refinancing of
24 salary and fringe benefits for the second year of the term of
25 the agreement, except as provided in section 20.17, subsection
26 6. The effective date of any such agreement shall be July 1 of
27 odd-numbered years, provided that if an exclusive bargaining
28 representative is certified on a date which will prevent the
29 negotiation of a collective bargaining agreement prior to
30 July 1 of odd-numbered years for a period of two years, the
31 certified collective bargaining representative may negotiate
32 a one-year contract with the public employer which shall be
33 effective from July 1 of the even-numbered year to July 1
34 of the succeeding odd-numbered year when new contracts shall
35 become effective.

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1 Sec. 22. Section 22.7, subsections 69 and 70, Code 2021, are
2 amended to read as follows:
3 69. The evidence of public employee support for
4 the certification, ~~retention and recertification~~, or
5 decertification of an employee organization as defined in
6 section 20.3 that is submitted to the public employment
7 relations board as provided in section 20.14 or 20.15.
8 70. Information indicating whether a public employee
9 voted in a certification, ~~retention and recertification~~, or
10 decertification election held pursuant to section 20.15 or

11 how the employee voted on any question on a ballot in such an
12 election.
13 Sec. 23. Section 602.1401, subsection 3, paragraph b, Code
14 2021, is amended to read as follows:
15 b. For purposes of chapter 20, the certified representative,
16 which on July 1, 1983, represents employees who become judicial
17 branch employees as a result of 1983 Iowa Acts, ch. 186, shall
18 remain the certified representative when the employees become
19 judicial branch employees and thereafter, unless the public
20 employee organization is ~~not retained and recertified or is~~
21 decertified in an election held under section 20.15 or amended
22 or absorbed into another certified organization pursuant to
23 chapter 20. Collective bargaining negotiations shall be
24 conducted on a statewide basis and the certified employee
25 organizations which engage in bargaining shall negotiate on a
26 statewide basis, although bargaining units shall be organized
27 by judicial district. The public employment relations board
28 shall adopt rules pursuant to chapter 17A to implement this
29 subsection.
30 Sec. 24. Section 905.4, subsection 2, Code 2021, is amended
31 to read as follows:
32 2. Employ a director having the qualifications required by
33 section 905.6 to head the district department's community-based
34 correctional program and, within a range established by the
35 Iowa department of corrections, fix the compensation of and

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1 have control over the director and the district department's
2 staff. For purposes of collective bargaining under chapter
3 20, employees of the district board who are not exempt from
4 chapter 20 are employees of the state, and the employees of all
5 of the district boards shall be included within one collective
6 bargaining unit. Furthermore, employees of the district board
7 shall be considered state employees for purposes of section
8 8A.415, subsection 2.
9 Sec. 25. DIRECTIVES TO PUBLIC EMPLOYMENT RELATIONS BOARD.
10 1. The public employment relations board shall cancel any
11 elections scheduled or in process pursuant to section 20.15,
12 subsection 2, Code 2021, as of the effective date of this
13 division of this Act.
14 2. Notwithstanding section 20.15, subsection 1, paragraph
15 "c", Code 2021, the public employment relations board
16 shall consider a petition for certification of an employee
17 organization as the exclusive representative of a bargaining
18 unit for which an employee organization was not retained and
19 recertified as the exclusive representative of that bargaining
20 unit regardless of the amount of time that has elapsed since
21 the retention and recertification election at which an employee
22 organization was not retained or recertified.
23 DIVISION VII
24 LAW ENFORCEMENT DATA COLLECTION AND REPORTING

25 Sec. 26. NEW SECTION. **13.12 Law enforcement data collection**
26 **and reporting.**

27 1. Every state and local law enforcement agency shall
28 collect and compile data on each traffic, bicycle, or
29 pedestrian stop conducted by its officers, and shall report the
30 data to the attorney general on or before July 1 of each year,
31 subject to subsection 3. All of the following information
32 shall be collected and compiled for each stop, including but
33 not limited to stops that involve questioning or a driver's
34 license or motor vehicle registration check but that do not
35 result in the issuance of a written citation or warning:

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- 1 a. The time, date, location, and duration of the stop.
- 2 b. The reason for the stop.
- 3 c. Whether the officer performed a driver's license or motor
4 vehicle registration check.
- 5 d. Whether the officer issued a citation or an oral or
6 written warning.
- 7 e. The offense for which the individual was warned, cited,
8 or arrested, if applicable.
- 9 f. The race, ethnicity, sex, and approximate age of the
10 individual, and whether English is the individual's primary
11 language. The identification of these characteristics shall be
12 based primarily on information obtained from the individual's
13 driver's license or nonoperator's identification card and
14 secondarily on the observations and perceptions of the officer
15 performing the stop. The officer shall not be required to
16 inquire about the individual's race or ethnicity, or whether
17 English is the individual's primary language, and shall rely
18 principally on such information encrypted on the individual's
19 driver's license or nonoperator's identification card pursuant
20 to section 321.189 or 321.190. The identifying characteristics
21 of any passenger in the motor vehicle shall also be reported
22 if the stop involved the passenger and the officer performed a
23 search.
- 24 g. Whether the officer asked for consent to search the
25 individual or vehicle and whether the individual consented to
26 the search; whether the officer searched the individual, the
27 vehicle, or any property, and the basis for the search; and
28 whether the officer seized any property, a description of the
29 property seized, and the basis for seizing the property.
- 30 h. Whether the officer used physical force against the
31 individual and whether the individual used physical force
32 against the officer.
- 33 i. Any other information which the officer or law
34 enforcement agency considers appropriate.
- 35 2. The attorney general shall develop a standardized form to

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1 be used by law enforcement agencies in collecting, compiling,
2 and reporting the information pursuant to subsection 1.
3 3. *a.* Every state law enforcement agency, every local law
4 enforcement agency with jurisdiction over a county, and every
5 local law enforcement agency with jurisdiction over a city with
6 a population of four thousand five hundred or more shall submit
7 its first report to the attorney general on or before July 1,
8 2021.
9 *b.* Every local law enforcement agency with jurisdiction over
10 a city with a population of at least two thousand five hundred
11 but less than four thousand five hundred shall submit its first
12 report to the attorney general on or before July 1, 2022.
13 *c.* Every local law enforcement agency with jurisdiction over
14 a city with a population of less than two thousand five hundred
15 shall submit its first report to the attorney general on or
16 before July 1, 2023.
17 4. *a.* Except as otherwise provided by law, a law
18 enforcement agency shall not grant access to any personal
19 identifying information contained in the data collected by
20 the agency to any person except a federal, state, local, or
21 tribal government employee or agent who requires access to such
22 information in order to collect, compile, and report the data
23 in accordance with this section.
24 *b.* A law enforcement agency may permit a contractor
25 or nongovernmental entity to access personal identifying
26 information contained in the data if the contractor or
27 nongovernmental entity signs an agreement with the agency
28 which prohibits further disclosure of the personal identifying
29 information by the contractor or nongovernmental entity, and
30 if the contractor or nongovernmental entity is required by the
31 agreement to maintain adequate security measures to prevent
32 unauthorized access to the personal identifying information.
33 5. On or before December 15, 2021, and each year thereafter,
34 the attorney general shall publish a report on the attorney
35 general's internet site containing the compiled data and

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1 reports received by the attorney general pursuant to this
2 section for the period ending July 1 of the calendar year in
3 which the report is published. The report shall not contain
4 any unique personal identifying information of any peace
5 officer or other person involved in a particular incident,
6 including but not limited to names and badge numbers.
7 Sec. 27. Section 321.189, subsection 2, paragraph a, Code
8 2021, is amended to read as follows:
9 *a.* Appearing on the driver's license shall be a
10 distinguishing number assigned to the licensee; the licensee's
11 full name, date of birth, sex, and residence address; a
12 color photograph; a physical description of the licensee;

13 the name of the state; the dates of issuance and expiration;
14 and the usual signature of the licensee. The license shall
15 identify the class of vehicle the licensee may operate and the
16 applicable endorsements and restrictions which the department
17 shall require by rule. The licensee's race and ethnicity, and
18 whether English is the licensee's primary language, shall be
19 encrypted on the back of the license.

20 Sec. 28. Section 321.190, subsection 1, paragraph a, Code
21 2021, is amended to read as follows:

22 a. The department shall, upon application and payment
23 of the required fee, issue to an applicant a nonoperator's
24 identification card. To be valid the card shall bear a
25 distinguishing number other than a social security number
26 assigned to the cardholder, the full name, date of birth,
27 sex, residence address, a physical description and a color
28 photograph of the cardholder, the usual signature of the
29 cardholder, and such other information as the department may
30 require by rule. The card shall also contain the cardholder's
31 race and ethnicity, and whether English is the cardholder's
32 primary language, encrypted on the back of the card. An
33 applicant for a nonoperator's identification card shall
34 apply for the card in the manner provided in section 321.182,
35 subsections 1 through 3. The card shall be issued to the

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1 applicant at the time of application pursuant to procedures
2 established by rule. An applicant for a nonoperator's
3 identification card who is required by 50 U.S.C. app. §451
4 et seq. to register with the United States selective service
5 system shall be registered by the department with the selective
6 service system as provided in section 321.183.

7 DIVISION VIII

8 CRITICAL INCIDENTS

9 Sec. 29. **NEW SECTION. 80J.1 Peace officer-involved**
10 **shootings and peace officer-involved critical incidents —**
11 **investigations.**

12 1. As used in this section:

13 a. *"Division"* means the division of criminal investigation
14 of the department of public safety.

15 b. *"Peace officer"* means the same as defined in section
16 97A.1.

17 c. *"Peace officer-involved critical incident"* means any of
18 the following in the peace officer's official capacity as a
19 peace officer:

20 (1) The use of a dangerous weapon by a peace officer against
21 any person that causes serious bodily injury or fatal injury
22 to any person.

23 (2) The use of a motor vehicle by a peace officer that
24 causes a physical injury to any person, including a fatal
25 injury.

26 (3) The death of a person who is in law enforcement custody,

27 not including a death that is the result of disease, natural
28 causes, or conditions that had been medically diagnosed prior
29 to the person's death.
30 *d. "Peace officer-involved shooting"* means the discharge
31 of a firearm by a peace officer that results in a physical
32 injury, serious bodily injury, or death of a person, including
33 an accidental discharge of a firearm.
34 *e. "Serious bodily injury"* means bodily injury which
35 involves a substantial risk of death, unconsciousness, extreme

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1 physical pain, protracted and obvious disfigurement, or
2 protracted loss or impairment of the function of a bodily
3 member, organ, or mental faculty.
4 2. A peace officer involved in a peace officer-involved
5 shooting or a peace officer-involved critical incident
6 shall have the right to have legal counsel present, at the
7 peace officer's expense, during any investigation, including
8 an interview, interrogation, meetings, or any criminal
9 administrative proceedings rising out of the incident. The
10 peace officer shall be allowed a reasonable opportunity
11 to obtain legal counsel in advance of any interview,
12 interrogation, or proceeding.
13 3. The peace officer involved in the incident shall be
14 issued, upon request, at no charge, a certified copy of any
15 video or audio recordings related to the incident to use in the
16 peace officer's defense, including body camera video, radio
17 traffic recordings, and any statements by the peace officer.
18 The records shall be provided at least forty-eight hours prior
19 to an interview, interrogation, or grand jury proceeding. The
20 peace officer or legal counsel for the peace officer shall
21 not release any confidential video or audio recordings to
22 the public without the written consent of the lawful records
23 custodian or a court order authorizing the release.
24 4. The name of the peace officer shall be kept confidential
25 until the peace officer has been interviewed or interrogated
26 as part of the criminal investigation, or until the peace
27 officer declines a voluntary interview. Personal information,
28 including a peace officer's home address, personal contact
29 information, and date of birth shall be kept confidential.
30 5. The law enforcement agency employing a peace officer
31 involved in a peace officer-involved shooting or a peace
32 officer-involved critical incident shall promptly offer
33 confidential peer support and confidential counseling to the
34 peace officer at no charge to the peace officer.
35 DIVISION IX

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1 JUSTICE AND COMMUNITY POLICING ADVISORY BOARD
2 Sec. 30. Section 216A.3, subsection 2, paragraph a, Code

3 2021, is amended to read as follows:

4 a. The voting members shall consist of nine voting members
5 selected by each of the permanent commissions within the
6 department, and two voting members, appointed by the governor.
7 For purposes of this paragraph "a", "*permanent commissions*"
8 means the commission of Latino affairs, commission on the
9 status of women, commission of persons with disabilities,
10 commission on community action agencies, commission of deaf
11 services, justice and community policing advisory board,
12 commission on the status of African Americans, commission of
13 Asian and Pacific Islander affairs, and commission of Native
14 American affairs. The term of office for voting members is
15 four years.

16 Sec. 31. Section 216A.131, subsection 2, Code 2021, is
17 amended to read as follows:

18 2. "*Board*" means the justice and community policing advisory
19 board.

20 Sec. 32. Section 216A.132, subsection 1, Code 2021, is
21 amended to read as follows:

22 1. A justice and community policing advisory board is
23 established consisting of ~~twenty-eight~~ thirty-five members who
24 shall all reside in the state.

25 a. The governor shall appoint ~~nine~~ sixteen voting members
26 each for a four-year term beginning and ending as provided in
27 section 69.19 and subject to confirmation by the senate as
28 follows:

29 (1) Three persons, each of whom is a county supervisor,
30 county sheriff, mayor, nonsupervisory police officer, or a
31 chief of police of a department with fewer than eleven police
32 officers.

33 (2) Two persons who are knowledgeable about Iowa's juvenile
34 justice system.

35 (3) One person representing the general public, who is

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1 not employed in any law enforcement, judicial, or corrections
2 capacity.

3 (4) One person who is either a crime victim, or who
4 represents a crime victim organization.

5 (5) One person who represents a recognized civil rights
6 organization that advocates for minorities.

7 (6) One person who was formerly under juvenile court
8 or correctional supervision, or a representative of an
9 organization that advocates for individuals who have been under
10 juvenile court or correctional supervision.

11 (7) One person who is a peace officer who is a member of the
12 Iowa peace officers association.

13 (8) One person who is a peace officer who is a member of the
14 fraternal order of police.

15 (9) One person who is a peace officer who is a member of the
16 Iowa state police association.

17 (10) One person who represents the Iowa-Nebraska national
18 association for the advancement of colored people.

19 (11) One person who represents the Iowa coalition for
20 collective change.

21 (12) Two persons representing the general public who are
22 not employed in any law enforcement, judicial, or corrections
23 capacity, including one person who is older than fifteen years
24 of age but less than twenty-five years of age.

25 *b.* Additional voting members of the board, each serving a
26 four-year term, shall include one representative from each of
27 the following:

28 (1) The Iowa coalition against sexual assault.

29 (2) The American civil liberties union of Iowa.

30 (3) The Iowa county attorneys association.

31 (4) The department of human services.

32 (5) The department of corrections.

33 (6) A judicial district department of correctional
34 services.

35 (7) The department of public safety.

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1 (8) The office on the status of African Americans.

2 (9) The department of public health.

3 (10) The board of parole.

4 (11) The department of justice.

5 (12) The state public defender.

6 (13) The governor's office of drug control policy.

7 (14) The commission on the status of African Americans.

8 (15) The commission of Latino affairs.

9 (16) The commission of Asian and Pacific Islander affairs.

10 (17) The commission of Native American affairs.

11 (18) The Iowa law enforcement academy.

12 (19) The office of the attorney general.

13 *c.* The chief justice of the supreme court shall designate
14 one member who is a district judge and one member who is either
15 a district associate judge or associate juvenile judge. The
16 members appointed pursuant to this paragraph shall serve as ex
17 officio, nonvoting members for four-year terms beginning and
18 ending as provided in section 69.19, unless the member ceases
19 to serve as a judge.

20 *d.* The chairperson and ranking member of the senate
21 committee on judiciary shall be ex officio, nonvoting members.
22 In alternating two-year terms, beginning and ending as provided
23 in section 69.16B, the chairperson and ranking member of the
24 house committee on judiciary or of the house committee on
25 public safety shall be ex officio, nonvoting members, with the
26 chairperson and ranking member of the house committee on public
27 safety serving during the term beginning in January 2020.

28 Sec. 33. Section 216A.133, subsection 3, paragraph o, Code
29 2021, is amended by adding the following new subparagraph:
30 NEW SUBPARAGRAPH. (9) Potential disparity in law

31 enforcement activities and the delivery of law enforcement
32 services.
33 Sec. 34. Section 216A.133, subsection 3, Code 2021, is
34 amended by adding the following new paragraphs:
35 NEW PARAGRAPH. s. Studying and making recommendations for

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1 eliminating disparity in law enforcement activities and the
2 delivery of law enforcement services.
3 NEW PARAGRAPH. t. Recommending to the department the
4 adoption of rules pursuant to chapter 17A as it deems necessary
5 for the collection, compilation, and reporting of stop data
6 pursuant to section 80I.4.
7 Sec. 35. Section 216A.135, subsection 2, Code 2021, is
8 amended by adding the following new paragraph:
9 NEW PARAGRAPH. g. An assessment and analysis of the
10 collection, compilation, and reporting of stop data compiled by
11 law enforcement agencies, including an analysis of disparate
12 treatment based on personal demographics across geographic
13 areas of the state, the past and current status of racial
14 profiling across the state, and the impact on law enforcement
15 stop, search, and seizure tactics.>
16 3. Title page, by striking line 1 and inserting <An Act
17 relating to public records including confidentiality, access,
18 data collection, the enforcement of public records violations;
19 uniform commercial code filings; certain employment matters
20 including benefits, workers' compensation, civil service
21 commission examinations, and public employment relations;
22 and law enforcement including critical incidents, and data
23 collection and reporting and racial profiling; and the
24 establishment of the justice and community policing advisory
25 board; and providing penalties.>

KONFRST of Polk

H-1397

1 Amend House File 698 as follows:
2 1. Title page, by striking the enacting clause and inserting
3 the following:
4 <BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:>
5 2. Page 1, by inserting:
6 <DIVISION I
7 PUBLIC RECORDS — CONFIDENTIALITY — CIVIL ENFORCEMENT
8 Section 1. Section 9E.1, Code 2021, is amended to read as
9 follows:
10 **9E.1 Purpose.**
11 The general assembly finds that individuals attempting to
12 escape from actual or threatened domestic abuse, domestic
13 abuse assault, sexual abuse, assault, stalking, or human
14 trafficking frequently establish new addresses in order to

15 prevent their assailants or probable assailants from finding
16 them. The purpose of this chapter is to enable state and local
17 agencies to respond to requests for data without disclosing
18 the location of a victim of domestic abuse, domestic abuse
19 assault, sexual abuse, assault, stalking, or human trafficking;
20 to enable interagency cooperation with the secretary of state
21 in providing address confidentiality for victims of domestic
22 abuse, domestic abuse assault, sexual abuse, assault, stalking,
23 or human trafficking; and to enable program participants to use
24 an address designated by the secretary of state as a substitute
25 mailing address for the purposes specified in this chapter.
26 In addition, the purpose of this chapter is to prevent such
27 victims from being physically located through a public records
28 search.

29 Sec. 2. Section 9E.2, subsection 6, paragraph a, Code 2021,
30 is amended to read as follows:

31 a. *"Eligible person"* means a person who is ~~all~~ a resident of
32 this state, an adult, a minor, or an incapacitated person as
33 defined in section 633.701, and is one of the following:

34 (1) ~~A resident of this state.~~

35 ~~(2) An adult, a minor, or an incapacitated person as defined~~

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1 ~~in section 633.701.~~

2 (3) A victim of domestic abuse, domestic abuse assault,
3 sexual abuse, assault, stalking, or human trafficking as
4 evidenced by the filing of a petition pursuant to section 236.3
5 or a criminal complaint or information pursuant to section
6 708.1, 708.2A, 708.11, or 710A.2, or any violation contained
7 in chapter 709.

8 (2) ~~A currently active or retired judicial officer or~~
9 ~~a spouse or child of such a person. For purposes of this~~
10 ~~subparagraph, "judicial officer" means the same as defined in~~
11 ~~section 602.1101 and includes a federal judge.~~

12 (3) ~~A currently active or retired state or local prosecuting~~
13 ~~attorney, as defined in section 801.4, or a spouse or child of~~
14 ~~such a person.~~

15 (4) ~~A currently active or retired peace officer, as defined~~
16 ~~in section 801.4, or a spouse or child of such a person.~~

17 Sec. 3. Section 9E.3, subsection 1, paragraph b,
18 subparagraph (1), subparagraph division (a), Code 2021, is
19 amended to read as follows:

20 (a) The eligible person listed on the application is a
21 victim of domestic abuse, domestic abuse assault, sexual abuse,
22 assault, stalking, or human trafficking.

23 Sec. 4. Section 9E.3, subsection 1, paragraph e, Code 2021,
24 is amended to read as follows:

25 e. The residential address of the eligible person,
26 disclosure of which could lead to an increased risk of domestic
27 abuse, domestic abuse assault, sexual abuse, assault, stalking,
28 or human trafficking.

29 Sec. 5. Section 9E.7, Code 2021, is amended by adding the
30 following new subsection:
31 NEW SUBSECTION. 4A. Upon request by a program participant,
32 the assessor or the assessor's staff shall redact the
33 requestor's name contained in electronic documents that
34 are displayed for public access through an internet site.
35 The assessor shall implement and maintain a process to

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1 facilitate these requests. A fee shall not be charged for the
2 administration of this subsection.
3 Sec. 6. Section 22.10, subsection 3, paragraph b,
4 subparagraph (2), Code 2021, is amended to read as follows:
5 (2) Had good reason to believe and in good faith believed
6 facts which, if true, would have indicated compliance with
7 the requirements of this chapter. For purposes of this
8 subparagraph, *"good reason to believe and in good faith believed"*
9 means the person engaged in a balancing test in weighing the
10 individual privacy interest against the public's need to access
11 the record based upon a reasonable reliance on the facts.
12 Sec. 7. Section 331.604, subsection 3, Code 2021, is amended
13 by adding the following new paragraph:
14 NEW PARAGRAPH. f. Upon request by a law enforcement
15 officer, as defined in section 80B.3, or state or federal
16 judicial officer or state or federal prosecutor, the assessor
17 or the assessor's staff shall redact the requestor's name
18 contained in electronic documents that are displayed for public
19 access through an internet site. This paragraph does not apply
20 to a requestor holding or seeking public office. The assessor
21 shall implement and maintain a process to facilitate these
22 requests. A fee shall not be charged for the administration
23 of this paragraph.
24 Sec. 8. Section 622.10, subsection 9, paragraphs a and b,
25 Code 2021, are amended to read as follows:
26 a. A peer support group counselor or individual present
27 for a group crisis intervention who obtains information from
28 an officer or a civilian employee of a law enforcement agency
29 or fire department by reason of the counselor's capacity as a
30 peer support group counselor or an individual's presence for
31 a group crisis intervention shall not be allowed, in giving
32 testimony, to disclose any confidential communication properly
33 entrusted to the counselor or individual present for a group
34 crisis intervention by the officer or civilian employee while
35 receiving counseling or group crisis intervention.

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1 b. The prohibition in this subsection does not apply
2 where the officer or civilian employee has consented to the
3 disclosure of the information specified in paragraph "a" or
4 where the peer support group counselor or individual present

5 for a group crisis intervention was an initial responding
6 officer, a witness, or a party to the incident which prompted
7 the delivery of peer support group counseling services or the
8 group crisis intervention to the officer or civilian employee.

9 DIVISION II

10 UNIFORM COMMERCIAL CODE — FRAUDULENT FILINGS

11 Sec. 9. Section 554.9510, subsection 1, Code 2021, is
12 amended to read as follows:

13 1. *Filed record effective if authorized.* A filed record
14 is effective only to the extent that it was filed by a person
15 that may file it under section 554.9509 or by the filing office
16 under section 554.9513A.

17 Sec. 10. NEW SECTION. 554.9513A Termination of wrongfully
18 filed financing statement — reinstatement.

19 1. *Trusted filer.* “Trusted filer” means a person that does
20 any of the following:

21 a. Regularly causes records to be communicated to the
22 filing office for filing and has provided the filing office
23 with current contact information and information sufficient to
24 establish the person’s identity.

25 b. Satisfies either of the following conditions:

26 (1) The filing office has issued the person credentials for
27 access to online filing services.

28 (2) The person has established a prepaid or direct debit
29 account for payment of filing fees, regardless of whether the
30 account is used in a particular transaction.

31 2. *Affidavit of wrongful filing.* A person identified as
32 debtor in a filed financing statement may deliver to the
33 filing office a notarized, sworn affidavit that identifies the
34 financing statement by file number, indicates the affiant’s
35 mailing address, and states that the affiant believes that

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1 the filed record identifying the affiant as debtor was not
2 authorized to be filed and was caused to be communicated to the
3 filing office with the intent to harass or defraud the affiant.
4 The filing office may reject an affidavit that is incomplete or
5 that it believes was delivered to it with the intent to harass
6 or defraud the secured party. The office of the secretary
7 of state shall adopt a form of affidavit for use under this
8 section.

9 3. *Termination statement by filing office.* Subject to
10 subsection 11, if an affidavit is delivered to the filing
11 office under subsection 2, the filing office shall promptly
12 file a termination statement with respect to the financing
13 statement identified in the affidavit. The termination
14 statement must identify by its file number the initial
15 financing statement to which it relates and must indicate that
16 it was filed pursuant to this section. A termination statement
17 filed under this subsection is not effective until ninety days
18 after it is filed.

19 4. *No fee charged or refunded.* The filing office shall not
20 charge a fee for the filing of an affidavit under subsection
21 2 or a termination statement under subsection 3. The filing
22 office shall not return any fee paid for filing the financing
23 statement identified in the affidavit, whether or not the
24 financing statement is reinstated under subsection 7.
25 5. *Notice of termination statement.* On the same day that a
26 filing office files a termination statement under subsection
27 3, the filing office shall send to the secured party of record
28 for the financing statement to which the termination statement
29 relates a notice stating that the termination statement
30 has been filed and will become effective ninety days after
31 filing. The notice shall be sent by certified mail, return
32 receipt requested, to the address provided for the secured
33 party of record in the financing statement with a copy sent by
34 electronic mail to the electronic mail address provided by the
35 secured party of record, if any.

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1 6. *Administrative review — action for reinstatement.* A
2 secured party that believes in good faith that the filed record
3 identified in an affidavit delivered to the filing office under
4 subsection 2 was authorized to be filed and was not caused to
5 be communicated to the filing office with the intent to harass
6 or defraud the affiant may:
7 a. Before the termination statement takes effect, request
8 that the filing office conduct an expedited review of the
9 filed record and any documentation provided by the secured
10 party. The filing office may as a result of this review
11 remove from the record the termination statement filed by
12 it under subsection 3 before it takes effect and conduct an
13 administrative review under subsection 11.
14 b. File an action against the office seeking reinstatement
15 of the financing statement to which the filed record relates at
16 any time before the expiration of six months after the date on
17 which the termination stated filed under subsection 3 becomes
18 effective. If the affiant is not named as a defendant in the
19 action, the secured party shall send a copy of the petition to
20 the affiant at the address indicated in the affidavit. The
21 exclusive venue for the action shall be in the district court
22 for the county where the filing office in which the financing
23 statement was filed is located. The action shall be considered
24 by the court on an expedited basis.
25 7. *Filing office to file notice of action for*
26 *reinstatement.* Within ten days after being served with process
27 in an action under subsection 6, the filing office shall file
28 a notice indicating that the action has been commenced. The
29 notice must indicate the file number of the initial financing
30 statement to which the notice relates.
31 8. *Action for reinstatement successful.* If, in an action
32 under subsection 6, the court determines that the financing

33 statement was authorized to be filed and was not caused to be
34 communicated to the filing office with the intent to harass or
35 defraud the affiant, the court shall order that the financing

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1 statement be reinstated. If an order of reinstatement is
2 issued by the court, the filing office shall promptly file a
3 record that identifies by its file number the initial financing
4 statement to which the record relates and indicates that the
5 financing statement has been reinstated.
6 9. *Effect of reinstatement.* Upon the filing of a record
7 reinstating a financing statement under subsection 8, the
8 effectiveness of the financing statement is reinstated and the
9 financing statement shall be considered never to have been
10 terminated under this section except as against a purchaser of
11 the collateral that gives value in reasonable reliance upon
12 the termination. A continuation statement filed as provided
13 in section 554.9515, subsection 4, after the effective date of
14 a termination statement filed under subsection 3 or 11 becomes
15 effective if the financing statement is reinstated.
16 10. *Liability for wrongful filing.* If, in an action under
17 subsection 6, the court determines that the filed record
18 identified in an affidavit delivered to the filing office under
19 subsection 2 was caused to be communicated to the filing office
20 with the intent to harass or defraud the affiant, the filing
21 office and the affiant may recover from the secured party that
22 filed the action the costs and expenses, including reasonable
23 attorney fees and the reasonable allocated costs of internal
24 counsel, that the filing office and the affiant incurred in the
25 action. This recovery is in addition to any recovery to which
26 the affiant is entitled under section 554.9625.
27 11. *Procedure for record filed by trusted filer.* If an
28 affidavit delivered to a filing office under subsection 2
29 relates to a filed record communicated to the filing office by
30 a trusted filer, the filing office shall promptly send to the
31 secured party of record a notice stating that the affidavit has
32 been delivered to the filing office and that the filing office
33 is conducting an administrative review to determine whether the
34 record was caused to be communicated with the intent to harass
35 or defraud the affiant. The notice shall be sent by certified

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1 mail, return receipt requested, to the address provided for
2 the secured party in the financing statement with a copy sent
3 by electronic mail to the electronic mail address provided
4 by the secured party of record, if any, and a copy shall be
5 sent in the same manner to the affiant. The administrative
6 review shall be conducted on an expedited basis and the filing
7 office may require the affiant and the secured party of record
8 to provide any additional information that the filing office

9 deems appropriate. If the filing office concludes that the
10 record was caused to be communicated with the intent to harass
11 or defraud the affiant, the filing office shall promptly file a
12 termination statement under subsection 2 that will be effective
13 immediately and send to the secured party of record the notice
14 required by subsection 5. The secured party may thereafter
15 file an action for reinstatement under subsection 6 and the
16 provisions of subsections 7 through 10 are applicable.

17 Sec. 11. NEW SECTION. **714.29 Records filed with intent to**
18 **harass or defraud.**

19 1. A person shall not cause to be communicated to the filing
20 office as defined in section 554.9102 for filing a record if
21 all of the following are true:

22 a. The person is not authorized to file the record under
23 section 554.9509.

24 b. The record is not related to an existing or anticipated
25 transaction that is or will be governed by chapter 554, article
26 9.

27 c. The record is filed with the intent to harass or defraud
28 the person identified as debtor in the record.

29 2. A person that violates subsection 1 is guilty of a simple
30 misdemeanor for a first offense and a serious misdemeanor for a
31 second or subsequent offense.

32 **DIVISION III**

33 **ACCRUED SICK LEAVE — RETIRED PUBLIC SAFETY EMPLOYEES**

34 Sec. 12. NEW SECTION. **70A.23A Credit for accrued sick leave**
35 **— public safety employees.**

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1 A public safety employee, as defined by section 20.3,
2 subsection 11, who retires and has applied for retirement
3 benefits under an eligible retirement system, shall receive
4 credit for all accumulated, unused sick leave which shall be
5 converted at current value and credited to an account for the
6 public safety employee for the purpose of paying the public
7 safety employee's cost of the monthly premiums for continuance
8 of the public safety employee's health insurance plan. Upon
9 the death of a retired public safety employee, the spouse
10 or surviving spouse shall be entitled to the value of the
11 accumulated unused sick leave for the purpose of paying the
12 cost of monthly premiums for continuation of a public safety
13 employee's health insurance policy for the public safety
14 employee's surviving spouse or dependents. This section shall
15 not apply to sections 509A.13 and 509A.13A.

16 **DIVISION IV**

17 **WORKERS' COMPENSATION — ACTIONS AND OFFSETS**

18 Sec. 13. Section 85.26, subsection 1, Code 2021, is amended
19 to read as follows:

20 1. An original proceeding for benefits under this chapter
21 or chapter 85A, 85B, or 86, shall not be maintained in any
22 contested case unless the proceeding is commenced within two

23 years from the date of the occurrence of the injury for which
24 benefits are claimed or one year from the date a denial of
25 liability is received by the employee, whichever is later,
26 or, if weekly compensation benefits are paid under section
27 86.13, within three years from the date of the last payment
28 of weekly compensation benefits. For the purposes of this
29 section, “date of the occurrence of the injury” means the date
30 that the employee knew or should have known that the injury was
31 work-related.

32 Sec. 14. Section 97A.6, subsection 11, Code 2021, is amended
33 to read as follows:

34 11. *Pensions offset by compensation benefits.*

35 a. Any amounts which may be paid or payable by the state

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1 under the provisions of any workers’ compensation or similar
2 law to a member or to the dependents of a member on account of
3 any disability or death, shall be offset against and payable
4 in lieu of any benefits payable out of the retirement fund
5 provided by the state under the provisions of this chapter on
6 account of the same disability or death. In case the present
7 value of the total commuted benefits under said workers’
8 compensation or similar law is less than the present value
9 of the benefits otherwise payable from the retirement fund
10 provided by the state under this chapter, then the present
11 value of the commuted payments shall be deducted from the
12 pension payable and such benefits as may be provided by the
13 system so reduced shall be payable under the provisions of this
14 chapter.

15 b. Notwithstanding paragraph “a”, any workers’ compensation
16 benefits received by a member for past medical expenses or
17 future medical expenses shall not be offset against and not
18 considered payable in lieu of any retirement allowance payable
19 pursuant to this section on account of the same disability.

20 c. Notwithstanding paragraph “a”, any workers’ compensation
21 benefits received by a member for reimbursement of vacation
22 time used, sick time used, or for any unpaid time off from work
23 shall not be offset against and not considered payable in lieu
24 of any retirement allowance payable pursuant to this section on
25 account of the same disability.

26 Sec. 15. Section 97B.50A, subsection 5, Code 2021, is
27 amended to read as follows:

28 5. *Offset to allowance.*

29 a. Notwithstanding any provisions to the contrary in state
30 law, or any applicable contract or policy, any amounts which
31 may be paid or payable by the employer under any workers’
32 compensation, unemployment compensation, employer-paid
33 disability plan, program, or policy, or other law to a member,
34 and any disability payments the member receives pursuant to
35 the federal Social Security Act, 42 U.S.C. §423 et seq.,

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1 shall be offset against and payable in lieu of any retirement
2 allowance payable pursuant to this section on account of the
3 same disability.
4 b. Notwithstanding paragraph "a", any workers' compensation
5 benefits received by a member for past medical expenses or
6 future medical expenses shall not be offset against and not
7 considered payable in lieu of any retirement allowance payable
8 pursuant to this section on account of the same disability.
9 c. Notwithstanding paragraph "a", any workers' compensation
10 benefits received by a member for reimbursement of vacation
11 time used, sick time used, or for any unpaid time off from work
12 shall not be offset against and not considered payable in lieu
13 of any retirement allowance payable pursuant to this section on
14 account of the same disability.

DIVISION V

CIVIL SERVICE COMMISSION EXAMINATIONS

16 Sec. 16. Section 400.8, subsection 2, Code 2021, is amended
17 to read as follows:

18 2. The commission shall establish the guidelines for
19 conducting the examinations under subsection 1 of this section.
20 ~~It may prepare and administer the examinations or may~~ The
21 commission shall hire persons with expertise to do so if the
22 commission approves the examinations prepare and administer
23 the examinations approved by the commission. It may also
24 hire persons with expertise to consult in the preparation of
25 such examinations if the persons so hired are employed to aid
26 personnel of the commission in assuring that a fair examination
27 is conducted. A fair examination shall explore the competence
28 of the applicant in the particular field of examination.

29 Sec. 17. Section 400.9, subsection 2, Code 2021, is amended
30 to read as follows:

31 2. The commission shall establish guidelines for conducting
32 the examinations under subsection 1. ~~It may prepare and~~
33 ~~administer the examinations or may~~ The commission shall hire
34 ~~persons with expertise to do so if the commission approves~~

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1 ~~the examinations and if the examinations apply to prepare and~~
2 ~~administer the examinations approved by the commission for~~
3 the position in the city for which the applicant is taking
4 the examination. It may also hire persons with expertise to
5 consult in the preparation of such examinations if the persons
6 so hired are employed to aid personnel of the commission
7 in assuring that a fair examination is conducted. A fair
8 examination shall explore the competence of the applicant in
9 the particular field of examination. The names of persons
10 approved to administer any examination under this section shall
11 be posted in the city hall at least twenty-four hours prior to
12 the examination.

DIVISION VI
COLLECTIVE BARGAINING

Sec. 18. Section 20.1, subsection 2, paragraph a, Code 2021, is amended to read as follows:

a. Determining appropriate bargaining units, amending the composition of previously determined bargaining units represented by a certified employee organization, reconsidering and altering the composition of previously determined bargaining units which are not represented by a certified employee organization, and conducting representation elections.

Sec. 19. Section 20.3, subsection 11, Code 2021, is amended by adding the following new paragraphs:

NEW PARAGRAPH. g. A correctional officer or correctional supervisor employed by the Iowa department of corrections whose primary purpose is, through ongoing direct inmate contact, to enforce and maintain discipline, safety, and security within a correctional facility.

NEW PARAGRAPH. h. A jailer or detention officer who performs duties as a jailer, including but not limited to the transportation of inmates, who is certified as having completed jailer training pursuant to chapter 80B, and who is employed by a county as a jailer.

NEW PARAGRAPH. i. A peace officer employed by an

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institution under the control of the state board of regents whose position requires law enforcement certification pursuant to section 262.13.

NEW PARAGRAPH. j. An emergency dispatcher for a county sheriff.

Sec. 20. Section 20.13, Code 2021, is amended to read as follows:

20.13 Bargaining unit determination, amendment, and reconsideration.

1. ~~Board~~ The board's determination of an appropriate bargaining unit shall be upon petition filed by a public employer, public employee, or employee organization. Except as provided in subsection 4, the board's amendment of the composition of a represented bargaining unit shall be upon petition filed by the employer or certified representative of the bargaining unit. The board's reconsideration of the composition of a previously determined bargaining unit which is not represented by a certified representative shall be upon the combined petition of an employee organization which also seeks a representation election pursuant to section 20.14, subsection 2.

2. Within thirty days of receipt of a petition, the board shall conduct a public hearing, receive written or oral testimony, and promptly thereafter file an order defining the appropriate bargaining unit, amending or refusing to amend the composition of a represented bargaining unit or

27 reconsidering and altering or refusing to alter the composition
28 of an unrepresented bargaining unit. In defining the unit,
29 or determining whether a unit should be amended or altered
30 in response to a petition for amendment or reconsideration,
31 the board shall take into consideration, along with other
32 relevant factors, the principles of efficient administration
33 of government, the existence of a community of interest among
34 public employees, the history and extent of public employee
35 organization, geographical location, and the recommendations

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1 of the parties involved.
2 ~~3. Appeals from such order shall be governed by the~~
3 ~~provisions of chapter 17A.~~
4 4. 3. Professional and nonprofessional employees shall not
5 be included in the same bargaining unit unless a majority of
6 both agree.
7 4. Notwithstanding the provisions of subsection 1, a
8 petition to amend the composition of a represented bargaining
9 unit by the removal of public safety employees may be filed
10 by a public safety employee who is a member of the bargaining
11 unit. If the petition is accompanied by evidence satisfactory
12 to the board that the public safety employees in the bargaining
13 unit do not constitute at least thirty percent of the employees
14 in the unit and that a majority of the public safety employees
15 in the unit support the petition, the board shall conduct
16 a hearing within thirty days of its finding such evidence
17 satisfactory and shall promptly thereafter issue an order
18 granting or denying the requested amendment. If the board
19 amends the composition of the bargaining unit by removing
20 public safety employees, those employees may immediately be the
21 subject of a separate bargaining unit determination petition
22 filed in accordance with subsection 1.
23 5. Appeals from such orders shall be governed by the
24 provisions of chapter 17A.

25 Sec. 21. Section 20.15, Code 2021, is amended by striking
26 the section and inserting in lieu thereof the following:

27 **20.15 Elections.**

28 1. Upon the filing of a petition for certification of an
29 employee organization, the board shall submit a question to
30 the public employees at an election in the bargaining unit
31 found appropriate by the board. The question on the ballot
32 shall permit the public employees to vote for no bargaining
33 representation or for any employee organization which has
34 petitioned for certification or which has presented proof
35 satisfactory to the board of support of ten percent or more of

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1 the public employees in the appropriate unit.
2 2. If a majority of the votes cast on the question is

3 for no bargaining representation, the public employees in
4 the bargaining unit found appropriate by the board shall not
5 be represented by an employee organization. If a majority
6 of the votes cast on the question is for a listed employee
7 organization, then that employee organization shall represent
8 the public employees in the bargaining unit found appropriate
9 by the board.

10 3. If none of the choices on the ballot receives the vote
11 of a majority of the public employees voting, the board shall
12 conduct a runoff election among the two choices receiving the
13 greatest number of votes.

14 4. Upon written objections filed by any party to the
15 election within ten days after notice of the results of
16 the election, if the board finds that misconduct or other
17 circumstances prevented the public employees eligible to
18 vote from freely expressing their preferences, the board may
19 invalidate the election and hold a second election for the
20 public employees.

21 5. Upon completion of a valid election in which the majority
22 choice of the employees voting is determined, the board shall
23 certify the results of the election and shall give reasonable
24 notice of the order to all employee organizations listed on the
25 ballot, the public employers, and the public employees in the
26 appropriate bargaining unit.

27 6. *a.* A petition for certification as exclusive bargaining
28 representative of a bargaining unit shall not be considered
29 by the board for a period of one year from the date of the
30 noncertification of an employee organization as the exclusive
31 bargaining representative of that bargaining unit following a
32 certification election. A petition for certification as the
33 exclusive bargaining representative of a bargaining unit shall
34 also not be considered by the board if the bargaining unit is
35 at that time represented by a certified exclusive bargaining

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1 representative.

2 *b.* A petition for the decertification of the exclusive
3 bargaining representative of a bargaining unit shall not be
4 considered by the board for a period of one year from the date
5 of its certification, or within one year of its continued
6 certification following a decertification election, or during
7 the duration of a collective bargaining agreement which, for
8 purposes of this section, shall be deemed not to exceed two
9 years. However, if a petition for decertification is filed
10 during the duration of a collective bargaining agreement, the
11 board shall award an election under this section not more than
12 one hundred eighty days and not less than one hundred fifty
13 days prior to the expiration of the collective bargaining
14 agreement. If an employee organization is decertified, the
15 board may receive petitions under section 20.14, provided that
16 no such petition and no election conducted pursuant to such

17 petition within one year from decertification shall include as
18 a party the decertified employee organization.
19 7. A collective bargaining agreement with the state, its
20 boards, commissions, departments, and agencies shall be for two
21 years. The provisions of a collective bargaining agreement or
22 arbitrator's award affecting state employees shall not provide
23 for renegotiations which would require the refinancing of
24 salary and fringe benefits for the second year of the term of
25 the agreement, except as provided in section 20.17, subsection
26 6. The effective date of any such agreement shall be July 1 of
27 odd-numbered years, provided that if an exclusive bargaining
28 representative is certified on a date which will prevent the
29 negotiation of a collective bargaining agreement prior to
30 July 1 of odd-numbered years for a period of two years, the
31 certified collective bargaining representative may negotiate
32 a one-year contract with the public employer which shall be
33 effective from July 1 of the even-numbered year to July 1
34 of the succeeding odd-numbered year when new contracts shall
35 become effective.

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1 Sec. 22. Section 22.7, subsections 69 and 70, Code 2021, are
2 amended to read as follows:
3 69. The evidence of public employee support for
4 the certification, ~~retention and recertification~~, or
5 decertification of an employee organization as defined in
6 section 20.3 that is submitted to the public employment
7 relations board as provided in section 20.14 or 20.15.
8 70. Information indicating whether a public employee
9 voted in a certification, ~~retention and recertification~~, or
10 decertification election held pursuant to section 20.15 or
11 how the employee voted on any question on a ballot in such an
12 election.
13 Sec. 23. Section 602.1401, subsection 3, paragraph b, Code
14 2021, is amended to read as follows:
15 b. For purposes of chapter 20, the certified representative,
16 which on July 1, 1983, represents employees who become judicial
17 branch employees as a result of 1983 Iowa Acts, ch. 186, shall
18 remain the certified representative when the employees become
19 judicial branch employees and thereafter, unless the public
20 employee organization is ~~not retained and recertified or is~~
21 decertified in an election held under section 20.15 or amended
22 or absorbed into another certified organization pursuant to
23 chapter 20. Collective bargaining negotiations shall be
24 conducted on a statewide basis and the certified employee
25 organizations which engage in bargaining shall negotiate on a
26 statewide basis, although bargaining units shall be organized
27 by judicial district. The public employment relations board
28 shall adopt rules pursuant to chapter 17A to implement this
29 subsection.
30 Sec. 24. Section 905.4, subsection 2, Code 2021, is amended

31 to read as follows:

32 2. Employ a director having the qualifications required by
33 section 905.6 to head the district department's community-based
34 correctional program and, within a range established by the
35 Iowa department of corrections, fix the compensation of and

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1 have control over the director and the district department's
2 staff. For purposes of collective bargaining under chapter
3 20, employees of the district board who are not exempt from
4 chapter 20 are employees of the state, and the employees of all
5 of the district boards shall be included within one collective
6 bargaining unit. Furthermore, employees of the district board
7 shall be considered state employees for purposes of section
8 8A.415, subsection 2.

9 Sec. 25. DIRECTIVES TO PUBLIC EMPLOYMENT RELATIONS BOARD.

10 1. The public employment relations board shall cancel any
11 elections scheduled or in process pursuant to section 20.15,
12 subsection 2, Code 2021, as of the effective date of this
13 division of this Act.

14 2. Notwithstanding section 20.15, subsection 1, paragraph
15 "c", Code 2021, the public employment relations board
16 shall consider a petition for certification of an employee
17 organization as the exclusive representative of a bargaining
18 unit for which an employee organization was not retained and
19 recertified as the exclusive representative of that bargaining
20 unit regardless of the amount of time that has elapsed since
21 the retention and recertification election at which an employee
22 organization was not retained or recertified.

23 DIVISION VII

24 LAW ENFORCEMENT DATA COLLECTION AND REPORTING

25 Sec. 26. NEW SECTION. 13.12 Law enforcement data collection
26 and reporting.

27 1. Every state and local law enforcement agency shall
28 collect and compile data on each traffic, bicycle, or
29 pedestrian stop conducted by its officers, and shall report the
30 data to the attorney general on or before July 1 of each year,
31 subject to subsection 3. All of the following information
32 shall be collected and compiled for each stop, including but
33 not limited to stops that involve questioning or a driver's
34 license or motor vehicle registration check but that do not
35 result in the issuance of a written citation or warning:

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- 1 a. The time, date, location, and duration of the stop.
- 2 b. The reason for the stop.
- 3 c. Whether the officer performed a driver's license or motor
- 4 vehicle registration check.
- 5 d. Whether the officer issued a citation or an oral or
- 6 written warning.

- 7 e. The offense for which the individual was warned, cited,
8 or arrested, if applicable.
- 9 f. The race, ethnicity, sex, and approximate age of the
10 individual, and whether English is the individual's primary
11 language. The identification of these characteristics shall be
12 based primarily on information obtained from the individual's
13 driver's license or nonoperator's identification card and
14 secondarily on the observations and perceptions of the officer
15 performing the stop. The officer shall not be required to
16 inquire about the individual's race or ethnicity, or whether
17 English is the individual's primary language, and shall rely
18 principally on such information encrypted on the individual's
19 driver's license or nonoperator's identification card pursuant
20 to section 321.189 or 321.190. The identifying characteristics
21 of any passenger in the motor vehicle shall also be reported
22 if the stop involved the passenger and the officer performed a
23 search.
- 24 g. Whether the officer asked for consent to search the
25 individual or vehicle and whether the individual consented to
26 the search; whether the officer searched the individual, the
27 vehicle, or any property, and the basis for the search; and
28 whether the officer seized any property, a description of the
29 property seized, and the basis for seizing the property.
- 30 h. Whether the officer used physical force against the
31 individual and whether the individual used physical force
32 against the officer.
- 33 i. Any other information which the officer or law
34 enforcement agency considers appropriate.
- 35 2. The attorney general shall develop a standardized form to

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- 1 be used by law enforcement agencies in collecting, compiling,
2 and reporting the information pursuant to subsection 1.
- 3 3. a. Every state law enforcement agency, every local law
4 enforcement agency with jurisdiction over a county, and every
5 local law enforcement agency with jurisdiction over a city with
6 a population of four thousand five hundred or more shall submit
7 its first report to the attorney general on or before July 1,
8 2021.
- 9 b. Every local law enforcement agency with jurisdiction over
10 a city with a population of at least two thousand five hundred
11 but less than four thousand five hundred shall submit its first
12 report to the attorney general on or before July 1, 2022.
- 13 c. Every local law enforcement agency with jurisdiction over
14 a city with a population of less than two thousand five hundred
15 shall submit its first report to the attorney general on or
16 before July 1, 2023.
- 17 4. a. Except as otherwise provided by law, a law
18 enforcement agency shall not grant access to any personal
19 identifying information contained in the data collected by
20 the agency to any person except a federal, state, local, or

21 tribal government employee or agent who requires access to such
22 information in order to collect, compile, and report the data
23 in accordance with this section.
24 b. A law enforcement agency may permit a contractor
25 or nongovernmental entity to access personal identifying
26 information contained in the data if the contractor or
27 nongovernmental entity signs an agreement with the agency
28 which prohibits further disclosure of the personal identifying
29 information by the contractor or nongovernmental entity, and
30 if the contractor or nongovernmental entity is required by the
31 agreement to maintain adequate security measures to prevent
32 unauthorized access to the personal identifying information.
33 5. On or before December 15, 2021, and each year thereafter,
34 the attorney general shall publish a report on the attorney
35 general's internet site containing the compiled data and

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1 reports received by the attorney general pursuant to this
2 section for the period ending July 1 of the calendar year in
3 which the report is published. The report shall not contain
4 any unique personal identifying information of any peace
5 officer or other person involved in a particular incident,
6 including but not limited to names and badge numbers.
7 Sec. 27. Section 321.189, subsection 2, paragraph a, Code
8 2021, is amended to read as follows:
9 a. Appearing on the driver's license shall be a
10 distinguishing number assigned to the licensee; the licensee's
11 full name, date of birth, sex, and residence address; a
12 color photograph; a physical description of the licensee;
13 the name of the state; the dates of issuance and expiration;
14 and the usual signature of the licensee. The license shall
15 identify the class of vehicle the licensee may operate and the
16 applicable endorsements and restrictions which the department
17 shall require by rule. The licensee's race and ethnicity, and
18 whether English is the licensee's primary language, shall be
19 encrypted on the back of the license.
20 Sec. 28. Section 321.190, subsection 1, paragraph a, Code
21 2021, is amended to read as follows:
22 a. The department shall, upon application and payment
23 of the required fee, issue to an applicant a nonoperator's
24 identification card. To be valid the card shall bear a
25 distinguishing number other than a social security number
26 assigned to the cardholder, the full name, date of birth,
27 sex, residence address, a physical description and a color
28 photograph of the cardholder, the usual signature of the
29 cardholder, and such other information as the department may
30 require by rule. The card shall also contain the cardholder's
31 race and ethnicity, and whether English is the cardholder's
32 primary language, encrypted on the back of the card. An
33 applicant for a nonoperator's identification card shall
34 apply for the card in the manner provided in section 321.182,

35 subsections 1 through 3. The card shall be issued to the

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1 applicant at the time of application pursuant to procedures
2 established by rule. An applicant for a nonoperator's
3 identification card who is required by 50 U.S.C. app. §451
4 et seq. to register with the United States selective service
5 system shall be registered by the department with the selective
6 service system as provided in section 321.183.

7 DIVISION VIII

8 CRITICAL INCIDENTS

9 Sec. 29. NEW SECTION. **80J.1 Peace officer-involved**
10 **shootings and peace officer-involved critical incidents —**
11 **investigations.**

12 1. As used in this section:

13 a. "*Division*" means the division of criminal investigation
14 of the department of public safety.

15 b. "*Peace officer*" means the same as defined in section
16 97A.1.

17 c. "*Peace officer-involved critical incident*" means any of
18 the following in the peace officer's official capacity as a
19 peace officer:

20 (1) The use of a dangerous weapon by a peace officer against
21 any person that causes serious bodily injury or fatal injury
22 to any person.

23 (2) The use of a motor vehicle by a peace officer that
24 causes a physical injury to any person, including a fatal
25 injury.

26 (3) The death of a person who is in law enforcement custody,
27 not including a death that is the result of disease, natural
28 causes, or conditions that had been medically diagnosed prior
29 to the person's death.

30 d. "*Peace officer-involved shooting*" means the discharge
31 of a firearm by a peace officer that results in a physical
32 injury, serious bodily injury, or death of a person, including
33 an accidental discharge of a firearm.

34 e. "*Serious bodily injury*" means bodily injury which
35 involves a substantial risk of death, unconsciousness, extreme

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1 physical pain, protracted and obvious disfigurement, or
2 protracted loss or impairment of the function of a bodily
3 member, organ, or mental faculty.

4 2. A peace officer involved in a peace officer-involved
5 shooting or a peace officer-involved critical incident
6 shall have the right to have legal counsel present, at the
7 peace officer's expense, during any investigation, including
8 an interview, interrogation, meetings, or any criminal
9 administrative proceedings rising out of the incident. The
10 peace officer shall be allowed a reasonable opportunity

11 to obtain legal counsel in advance of any interview,
12 interrogation, or proceeding.
13 3. The peace officer involved in the incident shall be
14 issued, upon request, at no charge, a certified copy of any
15 video or audio recordings related to the incident to use in the
16 peace officer's defense, including body camera video, radio
17 traffic recordings, and any statements by the peace officer.
18 The records shall be provided at least forty-eight hours prior
19 to an interview, interrogation, or grand jury proceeding. The
20 peace officer or legal counsel for the peace officer shall
21 not release any confidential video or audio recordings to
22 the public without the written consent of the lawful records
23 custodian or a court order authorizing the release.
24 4. The name of the peace officer shall be kept confidential
25 until the peace officer has been interviewed or interrogated
26 as part of the criminal investigation, or until the peace
27 officer declines a voluntary interview. Personal information,
28 including a peace officer's home address, personal contact
29 information, and date of birth shall be kept confidential.
30 5. The law enforcement agency employing a peace officer
31 involved in a peace officer-involved shooting or a peace
32 officer-involved critical incident shall promptly offer
33 confidential peer support and confidential counseling to the
34 peace officer at no charge to the peace officer.

35 DIVISION IX

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1 JUSTICE AND COMMUNITY POLICING ADVISORY BOARD
2 Sec. 30. Section 216A.3, subsection 2, paragraph a, Code
3 2021, is amended to read as follows:
4 a. The voting members shall consist of nine voting members
5 selected by each of the permanent commissions within the
6 department, and two voting members, appointed by the governor.
7 For purposes of this paragraph "a", "*permanent commissions*"
8 means the commission of Latino affairs, commission on the
9 status of women, commission of persons with disabilities,
10 commission on community action agencies, commission of deaf
11 services, justice and community policing advisory board,
12 commission on the status of African Americans, commission of
13 Asian and Pacific Islander affairs, and commission of Native
14 American affairs. The term of office for voting members is
15 four years.
16 Sec. 31. Section 216A.131, subsection 2, Code 2021, is
17 amended to read as follows:
18 2. "*Board*" means the justice and community policing advisory
19 board.
20 Sec. 32. Section 216A.132, subsection 1, Code 2021, is
21 amended to read as follows:
22 1. A justice and community policing advisory board is
23 established consisting of ~~twenty-eight~~ thirty-five members who
24 shall all reside in the state.

- 25 a. The governor shall appoint ~~nine~~ sixteen voting members
26 each for a four-year term beginning and ending as provided in
27 section 69.19 and subject to confirmation by the senate as
28 follows:
- 29 (1) Three persons, each of whom is a county supervisor,
30 county sheriff, mayor, nonsupervisory police officer, or a
31 chief of police of a department with fewer than eleven police
32 officers.
- 33 (2) Two persons who are knowledgeable about Iowa's juvenile
34 justice system.
- 35 (3) One person representing the general public, who is

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- 1 not employed in any law enforcement, judicial, or corrections
2 capacity.
- 3 (4) One person who is either a crime victim, or who
4 represents a crime victim organization.
- 5 (5) One person who represents a recognized civil rights
6 organization that advocates for minorities.
- 7 (6) One person who was formerly under juvenile court
8 or correctional supervision, or a representative of an
9 organization that advocates for individuals who have been under
10 juvenile court or correctional supervision.
- 11 (7) One person who is a peace officer who is a member of the
12 Iowa peace officers association.
- 13 (8) One person who is a peace officer who is a member of the
14 fraternal order of police.
- 15 (9) One person who is a peace officer who is a member of the
16 Iowa state police association.
- 17 (10) One person who represents the Iowa-Nebraska national
18 association for the advancement of colored people.
- 19 (11) One person who represents the Iowa coalition for
20 collective change.
- 21 (12) Two persons representing the general public who are
22 not employed in any law enforcement, judicial, or corrections
23 capacity, including one person who is older than fifteen years
24 of age but less than twenty-five years of age.
- 25 b. Additional voting members of the board, each serving a
26 four-year term, shall include one representative from each of
27 the following:
- 28 (1) The Iowa coalition against sexual assault.
- 29 (2) The American civil liberties union of Iowa.
- 30 (3) The Iowa county attorneys association.
- 31 (4) The department of human services.
- 32 (5) The department of corrections.
- 33 (6) A judicial district department of correctional
34 services.
- 35 (7) The department of public safety.

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- 1 (8) The office on the status of African Americans.
- 2 (9) The department of public health.
- 3 (10) The board of parole.
- 4 (11) The department of justice.
- 5 (12) The state public defender.
- 6 (13) The governor's office of drug control policy.
- 7 (14) The commission on the status of African Americans.
- 8 (15) The commission of Latino affairs.
- 9 (16) The commission of Asian and Pacific Islander affairs.
- 10 (17) The commission of Native American affairs.
- 11 (18) The Iowa law enforcement academy.
- 12 (19) The office of the attorney general.
- 13 c. The chief justice of the supreme court shall designate
- 14 one member who is a district judge and one member who is either
- 15 a district associate judge or associate juvenile judge. The
- 16 members appointed pursuant to this paragraph shall serve as ex
- 17 officio, nonvoting members for four-year terms beginning and
- 18 ending as provided in section 69.19, unless the member ceases
- 19 to serve as a judge.
- 20 d. The chairperson and ranking member of the senate
- 21 committee on judiciary shall be ex officio, nonvoting members.
- 22 In alternating two-year terms, beginning and ending as provided
- 23 in section 69.16B, the chairperson and ranking member of the
- 24 house committee on judiciary or of the house committee on
- 25 public safety shall be ex officio, nonvoting members, with the
- 26 chairperson and ranking member of the house committee on public
- 27 safety serving during the term beginning in January 2020.
- 28 Sec. 33. Section 216A.133, subsection 3, paragraph o, Code
- 29 2021, is amended by adding the following new subparagraph:
- 30 NEW SUBPARAGRAPH. (9) Potential disparity in law
- 31 enforcement activities and the delivery of law enforcement
- 32 services.
- 33 Sec. 34. Section 216A.133, subsection 3, Code 2021, is
- 34 amended by adding the following new paragraphs:
- 35 NEW PARAGRAPH. s. Studying and making recommendations for

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- 1 eliminating disparity in law enforcement activities and the
- 2 delivery of law enforcement services.
- 3 NEW PARAGRAPH. t. Recommending to the department the
- 4 adoption of rules pursuant to chapter 17A as it deems necessary
- 5 for the collection, compilation, and reporting of stop data
- 6 pursuant to section 80I.4.
- 7 Sec. 35. Section 216A.135, subsection 2, Code 2021, is
- 8 amended by adding the following new paragraph:
- 9 NEW PARAGRAPH. g. An assessment and analysis of the
- 10 collection, compilation, and reporting of stop data compiled by
- 11 law enforcement agencies, including an analysis of disparate
- 12 treatment based on personal demographics across geographic

13 areas of the state, the past and current status of racial
14 profiling across the state, and the impact on law enforcement
15 stop, search, and seizure tactics.>
16 3. Title page, by striking lines 1 and 2 and inserting
17 <An Act relating to public records including confidentiality,
18 access, data collection, the enforcement of public records
19 violations, and the uniform commercial code filings; certain
20 employment matters including benefits, workers' compensation,
21 civil actions, and public employment; and law enforcement
22 including critical incidents and racial profiling.>

KONFRST of Polk

H-1398

1 Amend House File 859 as follows:
2 1. Page 1, by striking lines 26 through 29.
3 2. Page 1, line 30, by striking <29B.> and inserting <29A.>
4 3. Page 1, line 33, by striking <29C.> and inserting <29B.>
5 4. Page 2, line 6, after <classification> by inserting <not
6 subject to restrictions>
7 5. Page 2, line 9, after <classification> by inserting <not
8 subject to restrictions>
9 6. Page 5, line 11, by striking <two> and inserting <one>
10 7. Page 5, line 21, by striking <two> and inserting <one>
11 8. Page 6, line 5, by striking <two> and inserting <one>
12 9. By striking page 7, line 32, through page 8, line 4, and
13 inserting:
14 <NEW SUBSECTION. 4. A retail dealer shall not be subject
15 to a criminal or civil penalty under this section or an
16 administrative action suspending or revoking a license under
17 this section or section 214.2A for a violation of any of the
18 following:
19 a. A restriction applying to special use gasoline sold
20 at a retail motor fuel site as provided in section 214A.31,
21 subsections 1 and 2, if all of the following apply:
22 (1) The special use gasoline dispensed at the retail motor
23 fuel site is selected by the end consumer of the gasoline.
24 (2) Each dispensing unit located at the retail motor fuel
25 site is labeled in compliance with applicable federal and state
26 requirements, including as provided in sections 214A.35 and
27 214A.36.
28 b. (1) A restriction applying to special use gasoline
29 sold at a retail motor fuel site provided in section 214A.32,
30 subsections 1 and 2, if all of the following apply:
31 (a) The special use gasoline dispensed at the retail motor
32 fuel site is selected by the end consumer of the gasoline.
33 (b) Each dispensing unit located at the retail motor fuel
34 site is labeled in compliance with applicable federal and state
35 requirements, including as provided in sections 214A.35 and

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1 214A.36.
2 (2) (a) This paragraph “b” shall be implemented on January
3 1, 2026.
4 (b) This subparagraph (2) is repealed January 2, 2026.
5 c. (1) A restriction applying to special use diesel fuel
6 sold at a retail motor fuel site provided in section 214A.34,
7 subsections 1 and 2, if all of the following apply:
8 (a) The special use diesel fuel dispensed at the retail
9 motor fuel site is selected by the end consumer of the
10 gasoline.
11 (b) Each dispensing unit located at the retail motor fuel
12 site is labeled in compliance with applicable federal and state
13 requirements, including as provided in sections 214A.35 and
14 214A.36.
15 (2) (a) This paragraph “c” shall be implemented on April
16 1, 2022.
17 (b) This subparagraph (2) is repealed April 2, 2022.>
18 10. Page 8, by striking lines 7 through 10 and inserting:
19 <1. A retail dealer shall not knowingly advertise for sale
20 or knowingly sell special use gasoline classified as E-0 as
21 provided in section 214A.2.
22 2. Notwithstanding subsection 1, a retail dealer may
23 advertise for sale or sell special use gasoline classified
24 as E-0 as provided in section 214A.2 to power an engine that
25 operates any of the following:
26 a. A 1985 or older model year motor vehicle.
27 b. A motorcycle as defined in section 321.1.
28 c. An all-terrain vehicle as defined in section 321.1.
29 d. A snowmobile as defined in section 321G.1.
30 e. A vehicle serviced by a marina, dock, or airport.
31 f. A vehicle principally designed for use off a public
32 highway.
33 g. Machinery or equipment not primarily designed to
34 transport a person or property.
35 3. A retail dealer shall not knowingly advertise for sale

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1 or knowingly sell special use gasoline classified as E-0 as
2 provided in subsection 2, unless the gasoline is premium grade
3 unleaded gasoline as provided in section 214A.2.>
4 11. Page 8, line 13, after <sale> by inserting <or knowingly
5 sell>
6 12. Page 8, line 17, after <sale> by inserting <or sell>
7 13. Page 8, line 18, after <higher> by inserting <as
8 provided in section 214A.2>
9 14. Page 8, after line 27 by inserting:
10 <3. A retail dealer shall not knowingly advertise for sale
11 or knowingly sell special use gasoline classified as E-10 or
12 higher up to but not including E-15 as provided in subsection

13 2, unless the gasoline is premium grade unleaded gasoline as
14 provided in section 214A.2.>
15 15. Page 8, line 28, by striking <3.> and inserting <4.>
16 16. Page 8, line 28, by striking <2028> and inserting <2026>
17 17. Page 8, line 29, by striking <2028> and inserting <2026>
18 18. By striking page 8, line 30, through page 9, line 4 and
19 inserting:
20 <Sec. ____ **NEW SECTION. 214A.33 Gasoline classified as E-15**
21 **or higher — retail motor fuel sites.**
22 1. A retail dealer who advertises for sale or sells gasoline
23 from more than two dispensing units located at a retail motor
24 fuel site shall not knowingly advertise for sale or knowingly
25 sell gasoline classified as less than E-15 from any number of
26 its dispensing units, unless the retail dealer also advertises
27 for sale or sells gasoline classified as E-15 or higher from at
28 least one of the dispensing units located at the retail motor
29 fuel site.
30 2. Subsection 1 does not apply to a retail motor fuel site
31 that was used by a retail dealer as a permanent location to
32 sell and dispense gasoline at any time within six months prior
33 to the effective date of this section of this division of this
34 Act.>
35 19. Page 9, line 9, after <sale> by inserting <or knowingly

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1 sell>
2 20. Page 9, line 12, after <sale> by inserting <or sell>
3 21. Page 9, line 13, after <higher> by inserting <as
4 provided in section 214A.2>
5 22. Page 9, after line 22 by inserting:
6 <4. a. This section shall be implemented on April 1, 2022.
7 b. This subsection is repealed April 2, 2022.>
8 23. Page 9, line 33, by striking <the sale of> and inserting
9 <for sale or selling>
10 24. Page 10, line 2, after <gasoline.> by inserting <To the
11 extent required by the department, the decal shall describe the
12 types of engines that may be powered by using that gasoline as
13 provided in section 214A.31, subsection 2.>
14 25. Page 10, lines 3 and 4, by striking <the sale of> and
15 inserting <for sale or selling>
16 26. Page 10, line 7, by striking <gasoline and list> and
17 inserting <gasoline. To the extent required by the department,
18 the decal shall describe>
19 27. Page 10, line 11, by striking <2028> and inserting
20 <2026>
21 28. Page 10, line 12, by striking <2028> and inserting
22 <2026>
23 29. Page 10, line 13, by striking <the sale of> and
24 inserting <for sale or selling>
25 30. Page 10, line 17, after <4.> by inserting <a.>
26 31. Page 10, lines 17 and 18, by striking <the sale of> and

27 inserting <for sale or selling>
28 32. Page 10, line 21, by striking <fuel and list> and
29 inserting <fuel. To the extent required by the department, the
30 decal shall describe>
31 33. Page 10, after line 23 by inserting:
32 <b. (1) This subsection shall be implemented on April 1,
33 2022.
34 (2) This paragraph “b” is repealed April 2, 2022.>
35 34. Page 11, by striking lines 4 through 12 and inserting:

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1 <2. a. The order may allow the retail dealer to advertise
2 for sale or sell special use gasoline classified as E-0 without
3 restriction, notwithstanding section 214A.31, subsections 1 and
4 2. If the order allows the retail dealer to sell the special
5 use gasoline, it may also allow the retail dealer to advertise
6 for sale or sell the E-0 as regular grade unleaded gasoline,
7 notwithstanding section 214A.31, subsection 3.
8 b. The order may require that the retail dealer affix a
9 clearly visible decal to each dispensing unit discharging such
10 gasoline that describes the gasoline’s allowable use under the
11 order, notwithstanding section 214A.36, subsection 1.
12 3. a. The order may allow the retail dealer to advertise
13 for sale or sell special use gasoline classified as E-10
14 without restriction, notwithstanding section 214A.32,
15 subsections 1 and 2. If the order allows the retail dealer to
16 sell the special use gasoline, it may also allow the retail
17 dealer to advertise for sale or sell the E-10 as regular grade
18 unleaded gasoline, notwithstanding section 214A.32, subsection
19 3.
20 b. The order may require that the retail dealer affix a
21 clearly visible decal to each dispensing unit discharging such
22 gasoline that describes the gasoline’s allowable use under the
23 order, notwithstanding section 214A.36, subsection 2.>
24 35. Page 11, line 13, by striking <b.> and inserting <c.>
25 36. Page 11, line 14, by striking <2028> and inserting
26 <2026>
27 37. Page 11, line 15, by striking <“b”> and inserting <“c”>
28 38. Page 11, line 15, by striking <2028> and inserting
29 <2026>
30 39. Page 11, after line 15 by inserting:
31 <4. The order may allow the retail dealer to advertise for
32 sale or sell ethanol blended gasoline classified as E-10 in
33 lieu of E-15 from a dispensing unit located at a retail motor
34 fuel site without restriction, notwithstanding section 214A.33.
35 If the order allows a retail dealer to advertise for sale and

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1 sell E-10 from the dispensing unit, it may require that the
2 gasoline is premium grade unleaded gasoline as provided in

3 section 214A.2.>

4 40. Page 11, line 16, by striking <4.> by inserting <5.a.>

5 41. Page 11, by striking lines 17 and 18 and inserting <for
6 sale or sell diesel fuel classified as B-0 or biodiesel blended
7 fuel without restriction, notwithstanding section 214A.34.

8 b. The order may require that the retail dealer affix a
9 clearly visible decal to each dispensing unit discharging such
10 diesel fuel that describes the diesel fuel's allowable use
11 under the order, notwithstanding section 214A.36, subsection 4.

12 c. (1) This subsection shall be implemented on April 1,
13 2022.

14 (2) This paragraph "c" is repealed April 2, 2022.>

15 42. Page 11, line 19, by striking <5.> and inserting <6.>

16 43. Page 11, line 21, by striking <grade or classification>
17 and inserting <classification or grade>

18 44. Page 11, line 22, before <standard> by inserting <obtain
19 the required classification of>

20 45. Page 11, line 24, by striking <6.> and inserting <7.>

21 46. Page 11, line 27, by striking <7.> and inserting <8.>

22 47. Page 11, line 29, by striking <8.> and inserting <9.>

23 48. Page 12, by striking lines 4 through 12 and inserting:

24 <2. a. The order may allow the retail dealer to advertise
25 for sale or sell special use gasoline classified as E-0 without
26 restriction, notwithstanding section 214A.31, subsections 1 and
27 2. If the order allows the retail dealer to sell the special
28 use gasoline, it may also allow the retail dealer to advertise
29 for sale or sell the E-0 as regular grade unleaded gasoline,
30 notwithstanding section 214A.31, subsection 3.

31 b. The order may require that the retail dealer affix a
32 clearly visible decal to each dispensing unit discharging such
33 gasoline that describes the gasoline's allowable use under the
34 order notwithstanding section 214A.36, subsection 1.

35 3. a. The order may allow the retail dealer to advertise

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1 for sale or sell special use gasoline classified as E-10
2 without restriction, notwithstanding section 214A.32,
3 subsections 1 and 2. If the order allows the retail dealer to
4 sell the special use gasoline, it may also allow the retail
5 dealer to advertise for sale or sell the E-10 as regular grade
6 unleaded gasoline, notwithstanding section 214A.32, subsection
7 3.

8 b. The order may require that the retail dealer affix a
9 clearly visible decal to each dispensing unit discharging such
10 gasoline that describes the gasoline's allowable use under the
11 order, notwithstanding section 214A.36, subsection 2.>

12 49. Page 12, line 13, by striking <b.> and inserting <c.>

13 50. Page 12, line 14, by striking <2028> and inserting
14 <2026>

15 51. Page 12, line 15, by striking <"b"> and inserting <"c">

16 52. Page 12, line 15, by striking <2028> and inserting

17 <2026>

18 53. Page 12, after line 15 by inserting:

19 <4. The order may allow the retail dealer to advertise for
20 sale or sell ethanol blended gasoline classified as E-10 in
21 lieu of E-15 from a dispensing unit located at a retail motor
22 fuel site without restriction, notwithstanding section 214A.33.
23 If the order allows a retail dealer to advertise for sale and
24 sell E-10 from the dispensing unit, it may require that the
25 gasoline is premium grade unleaded gasoline as provided in
26 section 214A.2.>

27 54. Page 12, by striking lines 16 through 19 and inserting:

28 <5. a. The order may allow retail dealers to advertise
29 for sale or sell diesel fuel classified as B-0 or biodiesel
30 blended fuel as provided in section 214A.2 without restriction,
31 notwithstanding section 214A.34.
32 b. The order may require that the retail dealer affix a
33 clearly visible decal to each dispensing unit discharging such
34 diesel fuel that describes the diesel fuel's allowable use
35 under the order, notwithstanding section 214A.36, subsection 4.

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1 c. (1) This subsection shall be implemented on April 1,
2 2022.

3 (2) This paragraph "c" is repealed April 2, 2022.>

4 55. Page 12, line 20, by striking <5.> and inserting <6.>

5 56. Page 12, by striking lines 26 and 27 and inserting:

6 <b. It is not commercially feasible to obtain the
7 required classification or grade of gasoline or the required
8 classification of diesel fuel to be advertised for>

9 57. Page 12, line 30, by striking <6.> and inserting <7.>

10 58. By striking page 13, line 1, through page 14, line 23,
11 and inserting:

12 <Sec. ____ **NEW SECTION. 214A.43 Exception for special use**
13 **gasoline requirements — future implementation.**

14 1. As used in this section, "department" means the
15 department of natural resources.

16 2. The director of the department may issue an
17 administrative order granting a retail dealer an exception from
18 the requirements of section 214A.32.

19 a. The order may allow the retail dealer to advertise for
20 sale or sell gasoline classified as E-10 or higher and that is
21 premium grade gasoline as provided in section 214A.2 without
22 restriction, notwithstanding section 214A.32.

23 b. The order may require the retail dealer to affix a
24 clearly visible decal to each dispensing unit discharging such
25 gasoline that describes the gasoline's allowable use under the
26 order, notwithstanding section 214A.36, subsection 2.

27 3. A retail dealer must apply for an exception by submitting
28 a form to the department in a manner and according to
29 procedures required by the department.

30 4. The department shall grant an exception to a retail

31 dealer for each retail motor fuel site identified in the
32 application, if all of the following apply:
33 a. The retail dealer cannot comply with section 214A.32
34 because the retail motor fuel site's existing underground motor
35 fuel storage and dispensing infrastructure is incompatible with

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1 standard use gasoline classified as E-15 or higher.
2 b. The retail motor fuel site's existing underground
3 motor fuel storage and dispensing infrastructure has not been
4 installed, replaced, or converted on or after January 1, 2010.
5 5. The department shall terminate the order granting the
6 exception when the department determines that the retail dealer
7 has installed, replaced, or converted underground motor fuel
8 storage and dispensing infrastructure on or after the effective
9 date of this section of this division of this Act.
10 6. The department shall file the order granting the
11 exception or terminating the exception in the same manner as a
12 final order pursuant to section 17A.3. The order shall take
13 effect on a date stated in the order.>
14 59. Page 14, line 24, by striking <2028> and inserting
15 <2026>
16 60. Page 14, line 25, by striking <2028> and inserting
17 <2026>
18 61. Page 14, by striking lines 26 through 31 and inserting:
19 <Sec. ____ RULEMAKING — EXCEPTION FROM STANDARD USE
20 GASOLINE REQUIREMENTS. The department of natural resources
21 shall adopt rules pursuant to chapter 17A on or before January
22 1, 2025, as necessary to allow retail dealers to apply for
23 an exception from the standard use gasoline requirements and
24 for the department to receive and consider such application as
25 provided in section 214A.43, prior to January 1, 2026.>
26 62. Page 15, line 11, by striking <214A.1A> and inserting
27 <214A.1A, subject to the exemptions provided in section
28 214A.11>
29 63. Page 16, by striking lines 11 through 15 and inserting
30 <to allow retail dealers to apply for an exception from the
31 standard use gasoline requirements as provided in section
32 214A.43 and for the department to consider those applications
33 takes effect upon enactment.>
34 64. Page 16, by striking lines 20 through 26 and inserting:
35 <Sec. ____ Section 159A.11, Code 2021, is amended by adding

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1 the following new subsection:
2 NEW SUBSECTION. 6A. "*Small retail dealer*" means a retail
3 dealer engaged in the business of storing and dispensing motor
4 fuel from a motor fuel pump advertised for sale or sold on
5 a retail basis at fewer than ten permanent retail motor fuel
6 sites.>

- 7 65. Page 17, line 35, by striking ~~<(1)>~~
8 66. Page 18, by striking lines 2 and 3 and inserting:
9 ~~<(a) (1) Store and dispense biodiesel classified as B-100~~
10 ~~or biodiesel blended fuel classified as B-20 or higher.~~
11 (2) Dispense biodiesel blended fuel classified as B-20 or
12 higher.>
13 67. Page 18, line 4, by striking ~~<(b)>~~ and inserting
14 ~~<(b) (3)>~~
15 68. Page 18, by striking line 12.
16 69. By striking page 18, line 24, through page 19, line 4,
17 and inserting:
18 <a. (1) The department shall establish an annual deadline
19 for submitting applications by persons seeking to participate
20 in the program. Of all unobligated or unencumbered moneys
21 available to finance eligible persons submitting timely
22 applications, the infrastructure board shall allocate those
23 moneys according to the following formula:
24 (a) For the first category, sixty percent of the available
25 moneys shall be used to finance eligible persons submitting
26 applications to improve retail motor fuel sites that have been
27 constructed and are operating.
28 (b) For the second category, forty percent of the available
29 moneys shall be used to finance eligible persons submitting
30 applications to improve retail motor fuel sites that are in any
31 stage of construction and are not operating.
32 (2) Whether a retail motor fuel site is constructed and
33 operating shall be determined on the date that the application
34 is submitted to the department.
35 (3) For each category the infrastructure board shall

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- 1 provide priority to small retail dealers.
2 (4) If available moneys remain after all applications
3 submitted by eligible persons assigned to one category have
4 been approved, the infrastructure board shall use those
5 remaining moneys to finance any eligible persons assigned to
6 the other category.
7 b. The department shall award financial incentives on a
8 cost-share basis to an eligible person whose application was
9 approved by the infrastructure board.>
10 70. Page 20, by striking line 31.
11 71. Page 20, line 32, by striking ~~<(1)>~~
12 72. Page 21, by striking line 3.
13 73. Page 23, by striking lines 1 through 9.
14 74. Page 24, after line 27 by inserting:
15 <Sec. ____ Section 422.11O, subsection 5, Code 2021, is
16 amended to read as follows:
17 5. a. A retail dealer is eligible to claim an E-85 gasoline
18 promotion tax credit as provided in this section even though
19 the retail dealer claims an E-15 plus gasoline promotion tax
20 credit pursuant to section 422.11Y for the same tax year.

- 21 b. This subsection is repealed January 1, 2026.>
22 75. Page 26, line 13, by striking <2028> and inserting
23 <2026>
24 76. Page 26, line 22, by striking <2028> and inserting
25 <2026>
26 77. Page 27, line 32, by striking <2027, and> and inserting
27 <2025, and>
28 78. Page 27, line 32, by striking <2024 2027> and inserting
29 <2024 2025>
30 79. Page 28, line 4, by striking <2027> and inserting <2025>
31 80. Page 28, line 7, by striking <2027> and inserting <2025>
32 81. By renumbering as necessary.

HEIN of Jones

H-1399

- 1 Amend House File 814 as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <Section 1. Section 455C.1, subsections 1, 6, and 13, Code
5 2021, are amended to read as follows:
6 1. “Beverage” means wine as defined in section 123.3,
7 subsection 54, alcoholic liquor as defined in section 123.3,
8 subsection 5, beer as defined in section 123.3, subsection
9 7, high alcoholic content beer as defined in section 123.3,
10 subsection 22, canned cocktail as defined in section 123.3,
11 subsection 11, mineral water, soda water, and similar
12 carbonated soft drinks in liquid form and intended for human
13 consumption.
14 6. “Dealer agent” means a person who solicits or picks up
15 empty beverage containers ~~from a dealer~~ for the purpose of
16 returning the empty beverage containers to a distributor or
17 manufacturer.
18 13. “Redemption center” means a facility at which consumers
19 may return empty beverage containers and receive payment for
20 the refund value of the empty beverage containers. “Redemption
21 center” includes a participating dealer registered pursuant to
22 section 455C.6A.
23 Sec. 2. Section 455C.1, Code 2021, is amended by adding the
24 following new subsection:
25 NEW SUBSECTION. 12A. “Participating dealer” means a dealer,
26 whether registered or unregistered, who accepts the return of
27 empty beverage containers from a consumer.
28 Sec. 3. Section 455C.2, Code 2021, is amended to read as
29 follows:
30 **455C.2 Refund values.**
31 1. A refund value of not less than five cents shall be paid
32 by the consumer on each beverage container sold in this state
33 by a dealer for consumption off the premises. Upon return of
34 the empty beverage container upon which a refund value has
35 been paid to ~~the~~ a participating dealer or person operating

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1 a redemption center and acceptance of the empty beverage
2 container by the participating dealer or ~~person operating a~~
3 redemption center, the participating dealer or ~~person operating~~
4 a redemption center shall immediately return the amount of
5 the refund value to the consumer. Upon return of the empty
6 beverage container on which a refund value has been paid to a
7 dealer agent, the dealer agent shall return the amount of the
8 refund value to the consumer within a reasonable time not to
9 exceed fourteen days.

10 2. a. In addition to the refund value provided in
11 subsection 1 of this section, a participating dealer, or ~~person~~
12 ~~operating a redemption center, who redeems empty beverage~~
13 ~~containers~~ or a dealer agent shall be reimbursed by the
14 distributor required to accept the empty beverage containers
15 an amount ~~which that is one cent~~ two cents per container. A
16 participating dealer, dealer agent, or ~~person operating a~~
17 redemption center may compact empty metal beverage containers
18 with the approval of the distributor required to accept the
19 containers.

20 b. When a distributor delivers beverage containers to
21 a dealer, the dealer shall pay to the distributor as a
22 contribution to the reimbursement required under paragraph "a"
23 one-half of one cent per beverage container for sixty percent
24 of the beverage containers delivered.

25 Sec. 4. Section 455C.3, subsections 1, 2, and 4, Code 2021,
26 are amended to read as follows:

27 1. A participating dealer shall not refuse to accept from a
28 consumer any empty beverage container of the kind, size, and
29 brand sold by the participating dealer, or refuse to pay to the
30 consumer the refund value of a beverage container as provided
31 under section 455C.2.

32 2. A distributor shall accept and pick up from a
33 participating dealer served by the distributor or a redemption
34 center for a dealer served by the distributor at least weekly,
35 or when the distributor delivers the beverage product if

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1 deliveries are less frequent than weekly, any empty beverage
2 container of the kind, size, and brand sold by the distributor,
3 and shall pay to the participating dealer or ~~person operating~~
4 a redemption center the refund value of a beverage container
5 and the reimbursement as provided under section 455C.2 within
6 one week following pickup of the containers or when the
7 participating dealer or redemption center normally pays the
8 distributor for the deposit on beverage products purchased from
9 the distributor if less frequent than weekly. A distributor
10 or employee or agent of a distributor is not in violation
11 of this subsection if a redemption center is closed when the
12 distributor attempts to make a regular delivery or a regular

13 pickup of empty beverage containers. This subsection does
14 not apply to a distributor selling alcoholic liquor to the
15 alcoholic beverages division of the department of commerce.
16 4. A distributor shall accept from a dealer agent any
17 empty beverage container of the kind, size, and brand sold by
18 the distributor and ~~which~~ that was picked up by the dealer
19 agent ~~from a dealer~~ within the geographic territory served
20 by the distributor and the distributor shall pay the dealer
21 agent the refund value of the empty beverage container and the
22 reimbursement as provided in section 455C.2.

23 Sec. 5. Section 455C.4, Code 2021, is amended to read as
24 follows:

25 **455C.4 Refusal to accept containers.**

26 1. Except as provided in section 455C.5, subsection 3,
27 a participating dealer, a ~~person operating dealer agent~~, a
28 redemption center, a distributor, or a manufacturer may refuse
29 to accept any empty beverage container ~~which~~ that does not have
30 stated on it a refund value as provided under section 455C.2.
31 2. A dealer may refuse to accept and to pay the refund value
32 of any empty beverage container if the ~~place of business of the~~
33 ~~dealer and the kind and brand of empty beverage containers are~~
34 ~~included in an order of the department approving a redemption~~
35 ~~center under section 455C.6.~~ dealer's place of business is in

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1 a county with a population of more than thirty thousand and
2 within ten miles of a registered redemption center or if the
3 dealer's place of business is in a county with a population
4 of thirty thousand or fewer and within fifteen miles of a
5 registered redemption center.

6 ~~3. A dealer or a distributor may refuse to accept and to pay~~
7 ~~the refund value of an empty wine or alcoholic liquor container~~
8 ~~which is marked to indicate that it was sold by a state liquor~~
9 ~~store. The alcoholic beverages division shall not reimburse~~
10 ~~a dealer or a distributor the refund value on an empty wine or~~
11 ~~alcoholic liquor container which is marked to indicate that the~~
12 ~~container was sold by a state liquor store.~~

13 4. 3. A class "E" liquor control licensee may refuse to
14 accept and to pay the refund value on an empty alcoholic liquor
15 container from a participating dealer or a redemption center
16 or from a person acting on behalf of or who has received empty
17 alcoholic liquor containers ~~from a dealer~~ or a redemption
18 center.

19 5. 4. A manufacturer or distributor may refuse to accept
20 and to pay the refund value and reimbursement as provided in
21 section 455C.2 on any empty beverage container that was picked
22 up by a dealer agent ~~from a dealer~~ outside the geographic
23 territory served by the manufacturer or distributor.

24 Sec. 6. Section 455C.5, subsection 1, Code 2021, is amended
25 to read as follows:

26 1. Each beverage container sold or offered for sale in

27 this state by a dealer shall clearly indicate the refund value
28 of the container by embossing or by a stamp, label, or other
29 method securely affixed to the container, ~~the refund value of~~
30 ~~the container~~. The department shall specify, by rule, the
31 minimum size of the refund value indication on the beverage
32 containers.

33 Sec. 7. Section 455C.6, subsections 1, 2, and 5, Code 2021,
34 are amended to read as follows:

35 1. To facilitate the return of empty beverage containers

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1 and to serve dealers of beverages, any person may establish a
2 redemption center, ~~subject to the approval of the department,~~
3 at which consumers may return empty beverage containers
4 and receive payment of the refund value of such beverage
5 containers.

6 2. ~~An application for approval of~~ Written notice of the
7 operation of a redemption center shall be filed with the
8 department. The ~~application notice~~ shall state the name
9 and address of the person responsible for the establishment
10 and operation of the redemption center, ~~the kind and brand~~
11 ~~names of the beverage containers which will be accepted at~~
12 ~~the redemption center,~~ and the names and addresses of the
13 dealers to be served by the redemption center. The ~~application~~
14 notice shall contain such other information as the director
15 may reasonably require. Upon filing a proper notice, the
16 redemption center shall be considered registered for purposes
17 of this chapter.

18 5. All ~~approved~~ redemption centers shall meet applicable
19 health standards.

20 Sec. 8. Section 455C.6, subsections 3 and 4, Code 2021, are
21 amended by striking the subsections.

22 Sec. 9. **NEW SECTION. 455C.6A Participating dealer acting as**
23 **registered redemption center.**

24 A participating dealer may register with the department to
25 act as a registered redemption center for purposes of this
26 chapter.

27 Sec. 10. Section 455C.12, subsections 2 and 3, Code 2021,
28 are amended to read as follows:

29 2. A distributor who collects or attempts to collect
30 a refund value on an empty beverage container when the
31 distributor has paid the refund value on the container to a
32 participating dealer, dealer agent, redemption center, or
33 consumer is guilty of a fraudulent practice.

34 3. Any person who does any of the following acts is guilty
35 of a fraudulent practice:

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1 a. Collects or attempts to collect the refund value on the
2 container a second time, with the knowledge that the refund

3 value has once been paid by the distributor to a participating
4 dealer, dealer agent, redemption center, or consumer.
5 b. Manufactures, sells, possesses, or applies a false or
6 counterfeit label or indication ~~which~~ that shows or purports to
7 show a refund value for a beverage container, with intent to
8 use the false or counterfeit label or indication.
9 c. Collects or attempts to collect a refund value on
10 a container with the use of a false or counterfeit label
11 or indication showing a refund value, knowing the label or
12 indication to be false or counterfeit.

13 Sec. 11. Section 455C.12, Code 2021, is amended by adding
14 the following new subsection:

15 NEW SUBSECTION. 6. A person who violates any provision of
16 this chapter, or any rule, permit, or order adopted or issued
17 under this chapter, shall be subject to a civil penalty not
18 to exceed two thousand five hundred dollars for each day of
19 the violation. The department shall adopt rules establishing
20 a schedule of civil penalties based on the severity of the
21 violation. Any civil penalty collected under this chapter
22 shall be deposited in the bottle bill fund established in
23 section 455C.12D.

24 Sec. 12. NEW SECTION. **455C.12A Administrative enforcement**
25 **— compliance orders.**

26 1. 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 pursuant to this
30 section may impose a civil penalty authorized pursuant to
31 section 455C.12, subsection 6, for a violation of the order,
32 to be collected administratively by the department. The
33 person to whom the compliance order is issued may cause to be
34 commenced a contested case within the meaning of chapter 17A by
35 filing within thirty days a notice of appeal to the director.

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1 Following a contested case hearing and a proposed decision
2 issued by the department, the commission may affirm, modify, or
3 vacate the proposed decision.

4 2. If a person continues an alleged violation during the
5 appeals process and the commission affirms that the person has
6 committed a violation, the department may assess penalties for
7 each day the violation continued through the appeals process.

8 Sec. 13. NEW SECTION. **455C.12B Judicial review.**
9 Judicial review of any final order or other final action of
10 the commission or director may be sought in accordance with the
11 terms of chapter 17A. Notwithstanding the terms of chapter
12 17A, petitions for judicial review may be filed in the district
13 court of the county in which the alleged offense was committed.

14 Sec. 14. NEW SECTION. **455C.12C Civil actions for compliance**
15 **— penalties.**

16 The attorney general, on request of the department, shall

17 institute any legal proceedings necessary to obtain compliance
18 with an order of the commission or the director, including
19 proceedings for a temporary injunction, or prosecuting any
20 person for a violation of the provisions of this chapter or
21 any rules adopted or permit or order issued pursuant to this
22 chapter.

23 Sec. 15. **NEW SECTION. 455C.12D Bottle bill fund.**

24 A bottle bill fund is established in the state treasury
25 under the control of the department. The fund shall consist
26 of moneys deposited in the fund pursuant to section 455C.12,
27 subsection 6, and any other moneys appropriated to or deposited
28 in the fund. Moneys in the fund are appropriated to the
29 department for purposes of administering and enforcing this
30 chapter. Notwithstanding section 8.33, moneys in the fund
31 that remain unencumbered or unobligated at the close of a
32 fiscal year shall not revert but shall remain available for
33 expenditure for the purposes designated. 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. 16. Section 455C.13, Code 2021, is amended to read as
2 follows:

3 **455C.13 Distributors' agreements authorized.**

4 1. A distributor, dealer, or redemption center may enter
5 into a contract or agreement with any other distributor,
6 manufacturer, or person for the purpose of collecting or paying
7 the refund value on, or disposing of, beverage containers as
8 provided in this chapter.

9 2. For purposes of this chapter, any contracts entered into
10 pursuant to this section for the collection or disposal of
11 empty beverage containers shall not be deemed to interfere with
12 the refund value pursuant to section 455C.2. A contract shall
13 not authorize a person to offer and pay a refund value of less
14 than five cents.

15 Sec. 17. REPEAL. Sections 455C.7, 455C.10, and 455C.14,
16 Code 2021, are repealed.

17 Sec. 18. **LEGISLATIVE FISCAL COMMITTEE REVIEW.**

18 1. The legislative fiscal committee established in
19 section 2.45 shall hold a meeting during the legislative
20 interim immediately preceding the 2025 regular legislative
21 session. During the meeting, the committee shall review the
22 enforcement of chapter 455C by the department of natural
23 resources, including the collection of civil penalties, the
24 report submitted by the attorney general pursuant to subsection
25 2, whether and how many redemption centers and participating
26 dealers registered with the department, and the adequacy of
27 the reimbursement amount under section 455C.2, subsection
28 2. The committee shall submit a report of its findings and
29 recommendations to the general assembly no later than January
30 31, 2025.

31 2. The attorney general shall submit a report to the
32 general assembly prior to the legislative fiscal committee's
33 meetings under subsection 1. The report shall detail any legal
34 proceedings arising under chapter 455C since the effective date
35 of this Act.

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1 Sec. 19. EFFECTIVE DATE. This Act takes effect July 1,
2 2022.>

3 2. Title page, line 2, after <penalties,> by inserting
4 <making appropriations,>

LUNDGREN of Dubuque

H-1400

1 Amend House File 867 as follows:

2 1. Page 1, by striking lines 14 through 30 and inserting:

3 <b. For the payment of utility costs, and for not more than
4 the following full-time equivalent positions:

5 \$ 4,104,239

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 2. Page 3, line 24, by striking <\$743,505> and inserting
13 <\$720,710>

14 3. Page 3, after line 25 by inserting:

15 <Of the moneys appropriated in this section, an amount equal
16 to the amount the Iowa ethics and campaign disclosure board
17 secures as reimbursement for information technology-related
18 expenses through the IowaAccess revolving fund created in
19 section 8B.33 prior to June 30, 2022, shall revert to the
20 general fund of the state at the end of the fiscal year. The
21 amount reverted shall not exceed \$12,598.>

22 4. By striking page 5, line 22, through page 6, line 10, and
23 inserting:

24 <(1) (a) For salaries, support, maintenance, and
25 miscellaneous purposes, and for not more than the following
26 full-time equivalent positions:

27 \$ 6,367,094

28 FTEs 120.10

29 (b) From the full-time equivalent positions authorized in
30 this paragraph, the insurance division shall use 2.00 full-time
31 equivalent positions for two fraud investigators.

32 (c) Except as provided in subparagraph division (b),
33 the insurance division may reallocate authorized full-time
34 equivalent positions as necessary to respond to accreditation
35 recommendations or requirements.

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- 1 (d) The insurance division expenditures for examination
 2 purposes may exceed the projected receipts, refunds, and
 3 reimbursements, estimated pursuant to section 505.7, subsection
 4 7, including the expenditures for retention of additional
 5 personnel, if the expenditures are fully reimbursable and the
 6 division first does both of the following:
 7 (i) Notifies the department of management, the legislative
 8 services agency, and the legislative fiscal committee of the
 9 need for the expenditures.
 10 (ii) Files with each of the entities named in subparagraph
 11 subdivision (i) the legislative and regulatory justification
 12 for the expenditures, along with an estimate of the
 13 expenditures.
 14 (2) (a) For salaries, support, maintenance, and
 15 miscellaneous purposes, and for not more than the following
 16 full-time equivalent positions:
 17 \$ 75,000
 18 FTEs 1.00
 19 (b) The insurance division shall use the 1.00 full-time
 20 equivalent position authorized in this subparagraph for an
 21 employee whose sole responsibility is investigating complaints
 22 and notifications related to financial exploitation of eligible
 23 adults.
 24 (c) Moneys appropriated in this subparagraph are contingent
 25 upon the enactment of 2021 Iowa Acts, Senate File 583, or House
 26 File 839, if enacted.>
 27 5. Page 13, by striking lines 11 through 15 and inserting
 28 <pari-mutuel racetracks, excursion boat gambling, gambling
 29 structure laws, sports wagering, and fantasy sports contests,
 30 and for not more than the following full-time equivalent
 31 positions:>
 32 6. Page 18, after line 22 by inserting:
 33 <DIVISION ____
 34 FEES CHARGED BY THE SECRETARY OF STATE
 35 Sec. ____ Section 9.4, Code 2021, is amended to read as

PAGE 3

- 1 follows:
 2 **9.4 Fees.**
 3 The secretary of state shall collect all fees directed by
 4 law to be collected by the secretary of state, including the
 5 following:
 6 ~~1. For certificate, with seal attached, three dollars.~~
 7 ~~2. For a fee to be determined by the secretary of state by~~
 8 ~~rule adopted pursuant to chapter 17A for a copy of any law or~~
 9 ~~record, upon the request of any person, a fee to be determined~~
 10 ~~by the secretary of state by rule adopted pursuant to chapter~~
 11 ~~17A.~~
 12 Sec. ____ Section 9F.3, Code 2021, is amended to read as

13 follows:

14 **9F.3 Certification —~~copies.~~**

15 When certified by the secretary of state the census shall be
16 in full force and effect throughout the state. ~~On payment of~~
17 ~~a fee of two dollars by a requesting party, the secretary of~~
18 ~~state shall furnish a certified copy of the whole or any part~~
19 ~~of such census report.~~

20 Sec. ____ REPEAL. Section 9C.6, Code 2021, is repealed.>

21 7. By renumbering as necessary.

LONDON of Polk

H-1401

1 Amend House File 867 as follows:

2 1. Page 3, by striking lines 27 through 31 and inserting:

3 <1. There is appropriated from moneys the state receives
4 under the American Rescue Plan Act of 2021, Pub. L. No. 117-2,
5 to the office of the chief information officer for the fiscal
6 year beginning July 1, 2021, and ending June 30, 2022, the
7 following amount, or so much thereof as is necessary, to be
8 used for the purposes designated:>

9 2. Page 3, after line 34 by inserting:

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 to the general fund of the
13 state at the end of the fiscal year but shall remain available
14 for expenditure for the purposes of this subsection during the
15 succeeding fiscal year.>

HALL of Woodbury

H-1402

1 Amend House File 867 as follows:

2 1. Page 7, after line 22 by inserting:

3 <a. The offices of the governor and the lieutenant governor
4 shall not use the moneys appropriated in this subsection for
5 bonuses.

6 b. Of the moneys appropriated in this subsection, an
7 amount equal to the amount the offices of the governor and the
8 lieutenant governor use from other funding sources for salaries
9 shall revert to the general fund of the state at the end of the
10 fiscal year.

11 c. By December 1, 2021, the offices of the governor and
12 the lieutenant governor shall submit a report to the general
13 assembly that includes all of the following:

14 (1) A summary of how moneys appropriated to the offices for
15 the fiscal year beginning July 1, 2020, and ending June 30,
16 2021, were used.

17 (2) A schedule showing all moneys the offices received from
18 other state agencies during the fiscal year beginning July 1,

19 2020, and ending June 30, 2021.

20 (3) A schedule showing all moneys the offices received from
21 federal sources during the fiscal year beginning July 1, 2020,
22 and ending June 30, 2021, that were used for salaries, bonuses,
23 and overtime pay.

24 (4) A schedule showing the total annual compensation paid to
25 each employee of the offices during the fiscal year beginning
26 July 1, 2020, and ending June 30, 2021.>

HALL of Woodbury

H-1403

1 Amend House File 867 as follows:

2 1. Page 7, after line 22 by inserting:

3 <a. As a condition of the appropriation in this subsection,
4 the offices of the governor and the lieutenant governor shall
5 address all public record requests submitted to the offices
6 pursuant to chapter 22 on or before June 11, 2021, by July 1,
7 2021. If the offices fail to address such a public record
8 request by July 1, 2021, the offices shall not expend the
9 moneys appropriated in this subsection until the offices
10 address the public record request.

11 b. As a condition of the appropriation in this subsection,
12 the offices of the governor and the lieutenant governor shall
13 address all public record requests submitted to the offices
14 pursuant to chapter 22, on or after June 12, 2021, within
15 twenty calendar days after receipt. If the offices fail to
16 address such a public record request within twenty calendar
17 days after receipt, the offices shall not expend the moneys
18 appropriated in this subsection until the offices address the
19 public records request.>

20 2. Page 18, after line 22 by inserting:

21 <DIVISION ____
22 PUBLIC RECORDS

23 Sec. ____ Section 22.3, Code 2021, is amended to read as
24 follows:

25 **22.3 Supervision — fees.**

26 1. The examination and copying of public records shall
27 be done under the supervision of the lawful custodian of the
28 records or the custodian's authorized designee. The lawful
29 custodian shall not require the physical presence of a person
30 requesting or receiving a copy of a public record and shall
31 fulfill requests for a copy of a public record received in
32 writing, by telephone, or by electronic means. Fulfillment
33 of a request for a copy of a public record may be contingent
34 upon receipt of payment of reasonable expenses, to be incurred
35 in fulfilling the request and such estimated expenses shall

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1 be communicated to the requester upon receipt of the request.

2 The lawful custodian may adopt and enforce reasonable rules
3 regarding the examination and copying of the records and the
4 protection of the records against damage or disorganization.
5 The lawful custodian shall provide a suitable place for
6 the examination and copying of the records, but if it is
7 impracticable to do the examination and copying of the records
8 in the office of the lawful custodian, the person desiring to
9 examine or copy shall pay any necessary expenses of providing a
10 place for the examination and copying.
11 2. All reasonable expenses of the examination and copying
12 shall be paid by the person desiring to examine or copy. The
13 lawful custodian may charge a reasonable fee for the services
14 of the lawful custodian or the custodian's authorized designee
15 in supervising the examination and copying of the records.
16 If copy equipment is available at the office of the lawful
17 custodian of any public records, the lawful custodian shall
18 provide any person a reasonable number of copies of any public
19 record in the custody of the office upon the payment of a fee.
20 The fee for the copying service as determined by the lawful
21 custodian shall not exceed the actual cost of providing the
22 service. Actual costs shall include only those reasonable
23 expenses directly attributable to supervising the examination
24 of and making and providing copies of public records. Actual
25 costs shall not include charges for legal services for the
26 redaction or review of public records and ordinary expenses or
27 costs such as employment benefits, depreciation, maintenance,
28 electricity, or insurance associated with the administration
29 of the office of the lawful custodian. However, a county
30 recorder shall not charge a fee for the examination and copying
31 of public records necessary to complete and file claims for
32 benefits with the Iowa department of veterans affairs or the
33 United States department of veterans affairs.
34 3. Notwithstanding subsections 1 and 2, a lawful custodian
35 shall not require payment from a member of the general assembly

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1 in connection with the member's request to examine or copy a
2 public record.>
3 3. By renumbering as necessary.

SMITH of Black Hawk

H-1404

1 Amend House File 867 as follows:
2 1. Page 15, after line 31 by inserting:
3 <b. As a condition of the appropriation in this subsection,
4 the secretary of state must be authorized, without the approval
5 of the legislative council, to exercise emergency powers over
6 any election being held in a district in which either a natural
7 or other disaster or extremely inclement weather has occurred.

8 If the secretary is not authorized to exercise such powers, the
9 secretary shall not utilize the moneys appropriated in this
10 subsection.>

11 2. By renumbering, redesignating, and correcting internal
12 references as necessary.

HUNTER of Polk

H-1405

1 Amend House File 867 as follows:

2 1. Page 18, after line 22 by inserting:

3 <DIVISION ____

4 ENERGY USAGE STUDY

5 Sec. ____ DEPARTMENT OF ADMINISTRATIVE SERVICES — ENERGY
6 USAGE STUDY.

7 1. The department of administrative services shall conduct
8 a study of energy usage by state agencies. The report shall
9 include all of the following:

10 a. The amount of energy currently used by state agencies.

11 b. The cost of the energy currently used by state agencies.

12 c. How state agencies can more accurately predict future
13 energy usage and cost.

14 d. How state agencies can reduce the amount of energy used.

15 e. The potential impact of using alternative energy sources
16 on the amount of energy used by state agencies and the cost of
17 the energy used by state agencies.

18 2. The department shall submit a report, including findings
19 and recommendations for policy changes, to the general assembly
20 by December 31, 2021.>

HUNTER of Polk

H-1406

1 Amend House File 867 as follows:

2 1. Page 18, after line 22 by inserting:

3 <DIVISION ____

4 PUBLIC EMPLOYEE COLLECTIVE BARGAINING

5 Sec. ____ Section 20.3, subsections 11 and 13, Code 2021,
6 are amended by striking the subsections.

7 Sec. ____ Section 20.6, subsection 1, Code 2021, is amended
8 to read as follows:

9 1. Administer Interpret, apply, and administer the
10 provisions of this chapter.

11 Sec. ____ Section 20.6, subsections 6 and 7, Code 2021, are
12 amended by striking the subsections.

13 Sec. ____ Section 20.7, subsection 2, Code 2021, is amended
14 to read as follows:

15 2. Hire, ~~evaluate~~, promote, demote, transfer, assign, and
16 retain public employees in positions within the public agency.

17 Sec. ____ Section 20.8, subsection 5, Code 2021, is amended

18 by striking the subsection.

19 Sec. ____ Section 20.9, Code 2021, is amended by striking
20 the section and inserting in lieu thereof the following:

21 **20.9 Scope of negotiations.**

22 1. The public employer and the employee organization
23 shall meet at reasonable times, including meetings reasonably
24 in advance of the public employer's budget-making process,
25 to negotiate in good faith with respect to wages, hours,
26 vacations, insurance, holidays, leaves of absence, shift
27 differentials, overtime compensation, supplemental pay,
28 seniority, transfer procedures, job classifications, health and
29 safety matters, evaluation procedures, procedures for staff
30 reduction, in-service training, and other matters mutually
31 agreed upon. Negotiations shall also include terms authorizing
32 dues checkoff for members of the employee organization and
33 grievance procedures for resolving any questions arising under
34 the agreement, which shall be embodied in a written agreement
35 and signed by the parties. If an agreement provides for dues

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1 checkoff, a member's dues may be checked off only upon the
2 member's written request and the member may terminate the dues
3 checkoff at any time by giving thirty days' written notice.
4 Such obligation to negotiate in good faith does not compel
5 either party to agree to a proposal or make a concession.

6 2. Nothing in this section shall diminish the authority
7 and power of the department of administrative services, board
8 of regents' merit system, Iowa public broadcasting board's
9 merit system, or any civil service commission established by
10 constitutional provision, statute, charter, or special act to
11 recruit employees, prepare, conduct and grade examinations,
12 rate candidates in order of their relative scores for
13 certification for appointment or promotion or for other matters
14 of classification, reclassification or appeal rights in the
15 classified service of the public employer served.

16 3. All retirement systems shall be excluded from the scope
17 of negotiations.

18 Sec. ____ Section 20.10, subsection 3, paragraph j, Code
19 2021, is amended by striking the paragraph.

20 Sec. ____ Section 20.12, subsection 5, Code 2021, is amended
21 to read as follows:

22 5. If an employee organization or any of its officers
23 is held to be in contempt of court for failure to comply
24 with an injunction pursuant to this section, or is convicted
25 of violating this section, the employee organization shall
26 be immediately decertified, shall cease to represent the
27 bargaining unit, shall cease to receive any dues by checkoff,
28 and may again be certified only after ~~twenty-four~~ twelve months
29 have elapsed from the effective date of decertification and
30 only if after a new ~~petition for certification pursuant to~~
31 compliance with section 20.14 is ~~filed and a new certification~~

32 election pursuant to section 20.15 is held. The penalties
33 provided in this section may be suspended or modified by the
34 court, but only upon request of the public employer and only
35 if the court determines the suspension or modification is in

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1 the public interest.
2 Sec. ____ Section 20.15, Code 2021, is amended by striking
3 the section and inserting in lieu thereof the following:
4 **20.15 Elections.**
5 1. Upon the filing of a petition for certification of an
6 employee organization, the board shall submit a question to
7 the public employees at an election in the bargaining unit
8 found appropriate by the board. The question on the ballot
9 shall permit the public employees to vote for no bargaining
10 representation or for any employee organization which has
11 petitioned for certification or which has presented proof
12 satisfactory to the board of support of ten percent or more of
13 the public employees in the appropriate unit.
14 2. If a majority of the votes cast on the question is
15 for no bargaining representation, the public employees in
16 the bargaining unit found appropriate by the board shall not
17 be represented by an employee organization. If a majority
18 of the votes cast on the question is for a listed employee
19 organization, then that employee organization shall represent
20 the public employees in the bargaining unit found appropriate
21 by the board.
22 3. If none of the choices on the ballot receive the vote
23 of a majority of the public employees voting, the board shall
24 conduct a runoff election among the two choices receiving the
25 greatest number of votes.
26 4. Upon written objections filed by any party to the
27 election within ten days after notice of the results of
28 the election, if the board finds that misconduct or other
29 circumstances prevented the public employees eligible to
30 vote from freely expressing their preferences, the board may
31 invalidate the election and hold a second election for the
32 public employees.
33 5. Upon completion of a valid election in which the majority
34 choice of the employees voting is determined, the board shall
35 certify the results of the election and shall give reasonable

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1 notice of the order to all employee organizations listed on the
2 ballot, the public employers, and the public employees in the
3 appropriate bargaining unit.
4 6. a. A petition for certification as exclusive bargaining
5 representative of a bargaining unit shall not be considered
6 by the board for a period of one year from the date of the
7 noncertification of an employee organization as the exclusive

8 bargaining representative of that bargaining unit following a
9 certification election. A petition for certification as the
10 exclusive bargaining representative of a bargaining unit shall
11 also not be considered by the board if the bargaining unit is
12 at that time represented by a certified exclusive bargaining
13 representative.

14 b. A petition for the decertification of the exclusive
15 bargaining representative of a bargaining unit shall not be
16 considered by the board for a period of one year from the date
17 of its certification, or within one year of its continued
18 certification following a decertification election, or during
19 the duration of a collective bargaining agreement which, for
20 purposes of this section, shall be deemed not to exceed two
21 years. However, if a petition for decertification is filed
22 during the duration of a collective bargaining agreement, the
23 board shall award an election under this section not more than
24 one hundred eighty days and not less than one hundred fifty
25 days prior to the expiration of the collective bargaining
26 agreement. If an employee organization is decertified, the
27 board may receive petitions under section 20.14, provided that
28 no such petition and no election conducted pursuant to such
29 petition within one year from decertification shall include as
30 a party the decertified employee organization.

31 c. A collective bargaining agreement with the state, its
32 boards, commissions, departments, and agencies shall be for two
33 years. The provisions of a collective bargaining agreement or
34 arbitrator's award affecting state employees shall not provide
35 for renegotiations which would require the refinancing of

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1 salary and fringe benefits for the second year of the term of
2 the agreement, except as provided in section 20.17, subsection
3 6. The effective date of any such agreement shall be July 1 of
4 odd-numbered years, provided that if an exclusive bargaining
5 representative is certified on a date which will prevent the
6 negotiation of a collective bargaining agreement prior to
7 July 1 of odd-numbered years for a period of two years, the
8 certified collective bargaining representative may negotiate
9 a one-year contract with the public employer which shall be
10 effective from July 1 of the even-numbered year to July 1
11 of the succeeding odd-numbered year when new contracts shall
12 become effective.

13 Sec. ____ Section 20.17, subsection 8, Code 2021, is amended
14 by striking the subsection and inserting in lieu thereof the
15 following:

16 8. The salaries of all public employees of the state under
17 a merit system and all other fringe benefits which are granted
18 to all public employees of the state shall be negotiated with
19 the governor or the governor's designee on a statewide basis,
20 except those benefits which are not subject to negotiations
21 pursuant to the provisions of section 20.9.

22 Sec. ____ Section 20.17, Code 2021, is amended by adding the
23 following new subsection:

24 NEW SUBSECTION. 8A. A public employee or any employee
25 organization shall not negotiate or attempt to negotiate
26 directly with a member of the governing board of a public
27 employer if the public employer has appointed or authorized
28 a bargaining representative for the purpose of bargaining
29 with the public employees or their representative, unless the
30 member of the governing board is the designated bargaining
31 representative of the public employer.

32 Sec. ____ Section 20.22, subsections 2, 3, 7, 9, and 10,
33 Code 2021, are amended to read as follows:

34 2. Each party shall serve its final offer on each of
35 the impasse items upon the other party within four days of

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1 the board's receipt of the request for arbitration, ~~or by a~~
2 ~~deadline otherwise agreed upon by the parties.~~ The parties may
3 continue to negotiate all offers until an agreement is reached
4 or an award is rendered by the arbitrator. The full costs of
5 arbitration under this section shall be shared equally by the
6 parties to the dispute.

7 3. The submission of the impasse items to the arbitrator
8 shall be limited to those items upon which the parties have
9 not reached agreement. With respect to each such item, the
10 arbitrator's award shall be restricted to the final offers on
11 each impasse item submitted by the parties to the arbitrator,
12 ~~except as provided in subsection 10, paragraph "b".~~

13 7. ~~For an arbitration involving a bargaining unit that~~
14 ~~has at least thirty percent of members who are public safety~~
15 ~~employees, the~~ The arbitrator shall consider and specifically
16 ~~address in the arbitrator's determination,~~ in addition to any
17 other relevant factors, the following factors:

18 a. Past collective bargaining contracts between the parties
19 including the bargaining that led up to such contracts.
20 b. Comparison of wages, hours, and conditions of employment
21 of the involved public employees with those of other public
22 employees doing comparable work, giving consideration to
23 factors peculiar to the area and the classifications involved.
24 c. The interests and welfare of the public, the ability of
25 the public employer to finance economic adjustments, and the
26 effect of such adjustments on the normal standard of services.
27 d. The power of the public employer to levy taxes and
28 appropriate funds for the conduct of its operations.

29 9. ~~a.~~ The arbitrator may administer oaths, examine
30 witnesses and documents, take testimony and receive evidence,
31 and issue subpoenas to compel the attendance of witnesses and
32 the production of records. The arbitrator may petition the
33 district court at the seat of government or of the county
34 in which the hearing is held to enforce the order of the
35 arbitrator compelling the attendance of witnesses and the

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1 production of records.
2 ~~b. Except as required for purposes of the consideration of~~
3 ~~the factors specified in subsection 7, paragraphs “a” through~~
4 ~~“c”, and subsection 8, paragraph “a”, subparagraphs (1) through~~
5 ~~(3), the parties shall not introduce, and the arbitrator~~
6 ~~shall not accept or consider, any direct or indirect evidence~~
7 ~~regarding any subject excluded from negotiations pursuant to~~
8 ~~section 20.9.~~
9 10. ~~a.~~ The arbitrator shall select within fifteen
10 days after the hearing the most reasonable offer, in the
11 arbitrator’s judgment, of the final offers on each impasse item
12 submitted by the parties.
13 ~~b. (1) However, for an arbitration involving a bargaining~~
14 ~~unit that does not have at least thirty percent of members who~~
15 ~~are public safety employees, with respect to any increase in~~
16 ~~base wages, the arbitrator’s award shall not exceed the lesser~~
17 ~~of the following percentages in any one-year period in the~~
18 ~~duration of the bargaining agreement:~~
19 ~~(a) Three percent.~~
20 ~~(b) A percentage equal to the increase in the consumer~~
21 ~~price index for all urban consumers for the midwest region,~~
22 ~~if any, as determined by the United States department of~~
23 ~~labor, bureau of labor statistics, or a successor index. Such~~
24 ~~percentage shall be the change in the consumer price index~~
25 ~~for the twelve-month period beginning eighteen months prior~~
26 ~~to the month in which the impasse item regarding base wages~~
27 ~~was submitted to the arbitrator and ending six months prior to~~
28 ~~the month in which the impasse item regarding base wages was~~
29 ~~submitted to the arbitrator.~~
30 ~~(2) To assist the parties in the preparation of their final~~
31 ~~offers on an impasse item regarding base wages, the board~~
32 ~~shall provide information to the parties regarding the change~~
33 ~~in the consumer price index for all urban consumers for the~~
34 ~~midwest region for any twelve-month period. The department of~~
35 ~~workforce development shall assist the board in preparing such~~

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1 information upon request.
2 Sec. _____. Section 20.22, subsection 8, Code 2021, is amended
3 by striking the subsection.
4 Sec. _____. Section 20.26, subsection 4, Code 2021, is amended
5 to read as follows:
6 4. Nothing in this section shall be construed to prohibit
7 voluntary contributions by individuals to political parties
8 or candidates, ~~provided that such contributions are not made~~
9 ~~through payroll deductions.~~
10 Sec. _____. Section 20.29, Code 2021, is amended to read as
11 follows:
12 **20.29 Filing agreement — public access — internet site.**

13 1. Collective bargaining agreements shall be in writing and
14 shall be signed by the parties.
15 2. A copy of a collective bargaining agreement entered into
16 between a public employer and a certified employee organization
17 and made final under this chapter shall be filed with the board
18 by the public employer within ten days of the date on which the
19 agreement is entered into.
20 3. Copies of collective bargaining agreements entered
21 into between the state and the state employees' bargaining
22 representatives and made final under this chapter shall be
23 filed with the secretary of state and be made available to the
24 public at cost.
25 4. The board shall maintain an internet site that allows
26 searchable access to a database of collective bargaining
27 agreements and other collective bargaining information.
28 Sec. ____ Section 20.30, Code 2021, is amended by striking
29 the section and inserting in lieu thereof the following:
30 **20.30 Supervisory member — no reduction before retirement.**
31 1. A supervisory member of any department or agency
32 employed by the state of Iowa shall not be granted a voluntary
33 reduction to a nonsupervisory rank or grade during the six
34 months preceding retirement of the member. A member of any
35 department or agency employed by the state of Iowa who retires

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1 in less than six months after voluntarily requesting and
2 receiving a reduction in rank or grade from a supervisory to a
3 nonsupervisory position shall be ineligible for a benefit to
4 which the member is entitled as a nonsupervisory member but is
5 not entitled as a supervisory member.
6 2. The provisions of this section shall be effective during
7 the collective bargaining agreement in effect from July 1,
8 1979, to June 30, 1981.
9 Sec. ____ Section 20.31, subsection 2, unnumbered paragraph
10 1, Code 2021, is amended to read as follows:
11 A mediator shall not be required to testify in any judicial,
12 administrative, ~~arbitration~~, or grievance proceeding regarding
13 any matters occurring in the course of a mediation, including
14 any verbal or written communication or behavior, other than
15 facts relating exclusively to the timing or scheduling of
16 mediation. A mediator shall not be required to produce or
17 disclose any documents, including notes, memoranda, or other
18 work product, relating to mediation, other than documents
19 relating exclusively to the timing or scheduling of mediation.
20 This subsection shall not apply in any of the following
21 circumstances:
22 Sec. ____ Section 22.7, subsection 69, Code 2021, is amended
23 to read as follows:
24 69. The evidence of public employee support for
25 the certification, ~~retention and recertification~~, or
26 decertification of an employee organization as defined in

27 section 20.3 that is submitted to the public employment
28 relations board as provided in section 20.14 or 20.15.
29 Sec. ____ Section 22.7, subsection 70, Code 2021, is amended
30 by striking the subsection.
31 Sec. ____ Section 70A.17A, Code 2021, is amended by adding
32 the following new subsection:
33 NEW SUBSECTION. 3. This section shall not affect a payroll
34 deduction elected by a state employee pursuant to section
35 70A.19.

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1 Sec. ____ Section 70A.19, Code 2021, is amended by striking
2 the section and inserting in lieu thereof the following:
3 **70A.19 Duration of state payroll deduction for dues of**
4 **employee organization member.** 5 A state employee who elects a payroll
deduction for
6 membership dues to an employee organization pursuant to the
7 provisions of a collective bargaining agreement negotiated
8 under the provisions of chapter 20 shall maintain the deduction
9 for a period of one year or until the expiration of the
10 collective bargaining agreement, whichever occurs first. A
11 state employee who transfers employment to a position covered
12 by a different collective bargaining agreement or who becomes
13 a management employee is not subject to this requirement.
14 With respect to state employees, this section supersedes the
15 provisions of section 20.9 allowing termination of a dues
16 checkoff at any time but does not supersede the requirement for
17 thirty days' written notice of termination.
18 Sec. ____ Section 412.2, subsection 1, Code 2021, is amended
19 to read as follows:
20 1. From the proceeds of the assessments on the wages
21 and salaries of employees, of any such waterworks system,
22 or other municipally owned and operated public utility,
23 eligible to receive the benefits thereof. Notwithstanding
24 any provisions of section 20.9 to the contrary, a council,
25 board of waterworks, or other board or commission which
26 establishes a pension and annuity retirement system pursuant to
27 this chapter, shall negotiate in good faith with a certified
28 employee organization as defined in section 20.3, which is the
29 collective bargaining representative of the employees, with
30 respect to the amount or rate of the assessment on the wages
31 and salaries of employees and the method or methods for payment
32 of the assessment by the employees.
33 Sec. ____ Section 602.1401, subsection 3, paragraph b, Code
34 2021, is amended to read as follows:
35 b. For purposes of chapter 20, the certified representative,

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1 which on July 1, 1983, represents employees who become judicial
2 branch employees as a result of 1983 Iowa Acts, ch. 186, shall

3 remain the certified representative when the employees become
4 judicial branch employees and thereafter, unless the public
5 employee organization is ~~not retained and recertified or is~~
6 decertified in an election held under section 20.15 or amended
7 or absorbed into another certified organization pursuant to
8 chapter 20. Collective bargaining negotiations shall be
9 conducted on a statewide basis and the certified employee
10 organizations which engage in bargaining shall negotiate on a
11 statewide basis, although bargaining units shall be organized
12 by judicial district. The public employment relations board
13 shall adopt rules pursuant to chapter 17A to implement this
14 subsection.

15 Sec. ____ REPEAL. Sections 20.32 and 20.33, Code 2021, are
16 repealed.

17 Sec. ____ TRANSITION PROCEDURES — DEADLINE — EMERGENCY
18 RULES.

19 1. As of the effective date of this division of this Act,
20 parties, mediators, and arbitrators engaging in any collective
21 bargaining procedures provided for in chapter 20, Code 2021,
22 who have not, before the effective date of this division
23 of this Act, completed such procedures, shall immediately
24 terminate any such procedures in process. A collective
25 bargaining agreement negotiated pursuant to such procedures in
26 process shall not become effective. Parties, mediators, and
27 arbitrators shall not engage in further collective bargaining
28 procedures except as provided in this section. Such parties
29 shall commence collective bargaining in accordance with section
30 20.17, as amended in this division of this Act. Such parties
31 shall complete such bargaining not later than June 30, 2021,
32 unless the parties mutually agree to a different deadline.
33 2. The public employment relations board shall adopt
34 emergency rules under section 17A.4, subsection 3, and section
35 17A.5, subsection 2, paragraph “b”, to provide for procedures

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1 as deemed necessary to implement the provisions of this section
2 and the rules shall be effective immediately upon filing
3 unless a later date is specified in the rules. Such rules
4 shall include but are not limited to alternative deadlines for
5 completion of the procedures provided in sections 20.17 and
6 20.22, as amended by this division of this Act, and sections
7 20.19 and 20.20, which deadlines may be waived by mutual
8 agreement of the parties.

9 3. The department of administrative services shall adopt
10 emergency rules under section 17A.4, subsection 3, and
11 section 17A.5, subsection 2, paragraph “b”, to provide for the
12 implementation of section 70A.19, as amended by this division
13 of this Act, and the rules shall be effective immediately upon
14 filing unless a later date is specified in the rules.

15 Sec. ____ ELECTIONS — DIRECTIVES TO PUBLIC EMPLOYMENT
16 RELATIONS BOARD.

17 1. The public employment relations board shall cancel any
18 elections scheduled or in process pursuant to section 20.15,
19 subsection 2, Code 2021, as of the effective date of this Act.
20 2. Notwithstanding section 20.15, subsection 1, paragraph
21 “c”, Code 2021, the public employment relations board
22 shall consider a petition for certification of an employee
23 organization as the exclusive representative of a bargaining
24 unit for which an employee organization was not retained and
25 recertified as the exclusive representative of that bargaining
26 unit regardless of the amount of time that has elapsed since
27 the retention and recertification election at which an employee
28 organization was not retained or recertified.
29 Sec. ____ EFFECTIVE DATE. This division of this Act, being
30 deemed of immediate importance, takes effect upon enactment.
31 Sec. ____ APPLICABILITY. With the exception of the
32 section of this division of this Act amending section 20.6,
33 subsection 1, this division of this Act does not apply to
34 collective bargaining agreements which have been ratified in a
35 ratification election referred to in section 20.17, subsection

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1 4, for which an arbitrator has made a final determination as
2 described in section 20.22, subsection 11, or which have become
3 effective, where such events occurred before the effective
4 date of this division of this Act. This division of this Act
5 applies to all collective bargaining procedures provided for in
6 chapter 20 occurring on and after the effective date of this
7 division of this Act and collective bargaining agreements for
8 which a ratification election referred to in section 20.17,
9 subsection 4, is held, for which an arbitrator makes a final
10 determination as described in section 20.22, subsection 11, or
11 which become effective on or after the effective date of this
12 division of this Act.

13 DIVISION ____

14 EDUCATOR EMPLOYMENT MATTERS

15 Sec. ____ Section 279.13, subsections 2 and 5, Code 2021,
16 are amended to read as follows:
17 2. The contract shall remain in force and effect for the
18 period stated in the contract and shall be automatically
19 continued for equivalent periods except as modified or
20 terminated by mutual agreement of the board of directors and
21 the teacher or as ~~modified or~~ terminated in accordance with
22 the provisions specified in this chapter. A contract shall
23 not be offered by the employing board to a teacher under its
24 jurisdiction prior to March 15 of any year. A teacher who has
25 not accepted a contract for the ensuing school year tendered
26 by the employing board may resign effective at the end of the
27 current school year by filing a written resignation with the
28 secretary of the board. The resignation must be filed not
29 later than the last day of the current school year or the date
30 specified by the employing board for return of the contract,

31 whichever date occurs first. However, a teacher shall not be
32 required to return a contract to the board or to resign less
33 than twenty-one days after the contract has been offered.
34 5. Notwithstanding the other provisions of this section, a
35 temporary contract may be issued to a teacher ~~for a period of~~

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1 ~~up to six months. Notwithstanding the other provisions of this~~
2 ~~section, a temporary contract may also be issued to a teacher~~
3 ~~to fill a vacancy created by a leave of absence in accordance~~
4 ~~with the provisions of section 29A.28, which contract shall~~
5 ~~automatically terminate upon return from military leave of the~~
6 ~~former incumbent of the teaching position. Temporary contracts~~
7 ~~and which contract shall not be subject to the provisions of~~
8 ~~sections 279.15 through 279.19, or section 279.27. A separate~~
9 ~~extracurricular contract issued pursuant to section 279.19A to~~
10 ~~a person issued a temporary contract under this section shall~~
11 ~~automatically terminate with the termination of the temporary~~
12 ~~contract as required under section 279.19A, subsection 8.~~

13 Sec. ____ Section 279.13, subsection 4, unnumbered
14 paragraph 1, Code 2021, is amended to read as follows:

15 For purposes of this section, sections 279.14, 279.15;
16 ~~279.16 through 279.17, 279.19, and 279.27~~, unless the context
17 otherwise requires, "teacher" includes the following individuals
18 employed by a community college:

19 Sec. ____ Section 279.14, Code 2021, is amended to read as
20 follows:

21 **279.14 Evaluation criteria and procedures.**

22 1. The board shall establish evaluation criteria and shall
23 implement evaluation procedures. If an exclusive bargaining
24 representative has been certified, the board shall negotiate
25 in good faith with respect to evaluation procedures pursuant
26 to chapter 20.

27 2. The determination of standards of performance expected
28 of school district personnel shall be reserved as an exclusive
29 management right of the school board and shall not be subject
30 to mandatory negotiations under chapter 20. ~~Objections~~
31 Notwithstanding chapter 20, objections to the procedures,
32 use, or content of an evaluation in a teacher termination
33 proceeding brought before the school board in a hearing held in
34 accordance with section 279.16 or 279.27 shall not be subject
35 to ~~any the~~ grievance procedures negotiated in accordance with

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1 chapter 20. A school district shall not be obligated to
2 process any evaluation grievance after service of a notice and
3 recommendation to terminate an individual's continuing teaching
4 contract in accordance with this chapter.

5 Sec. ____ Section 279.15, subsection 2, paragraph c, Code
6 2021, is amended to read as follows:

7 c. Within five days of the receipt of the written notice
8 that the superintendent is recommending termination of the
9 contract, the teacher may request, in writing to the secretary
10 of the board, a private hearing with the board. The private
11 hearing shall not be subject to chapter 21 and shall be held
12 no sooner than ~~twenty~~ ten days and no later than ~~forty~~ twenty
13 days following the receipt of the request unless the parties
14 otherwise agree. The secretary of the board shall notify the
15 teacher in writing of the date, time, and location of the
16 private hearing, and at least ~~ten~~ five days before the hearing
17 shall also furnish to the teacher any documentation which
18 may be presented to the board at the private hearing and a
19 list of persons who may address the board in support of the
20 superintendent's recommendation at the private hearing. At
21 least ~~seven~~ three days before the hearing, the teacher shall
22 provide any documentation the teacher expects to present at
23 the private hearing, along with the names of any persons who
24 may address the board on behalf of the teacher. This exchange
25 of information shall be at the time specified unless otherwise
26 agreed.

27 Sec. ____ Section 279.16, Code 2021, is amended by striking
28 the section and inserting in lieu thereof the following:

29 **279.16 Private hearing — decision — record.**

30 1. The participants at the private hearing shall be
31 at least a majority of the members of the board, their
32 legal representatives, if any, the superintendent, the
33 superintendent's designated representatives, if any, the
34 teacher's immediate supervisor, the teacher, the teacher's
35 representatives, if any, and the witnesses for the parties.

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1 The evidence at the private hearing shall be limited to the
2 specific reasons stated in the superintendent's notice of
3 recommendation of termination. No participant in the hearing
4 shall be liable for any damages to any person if any statement
5 at the hearing is determined to be erroneous as long as the
6 statement was made in good faith. The superintendent shall
7 present evidence and argument on all issues involved and
8 the teacher may cross-examine, respond and present evidence
9 and argument in the teacher's behalf relevant to all issues
10 involved. Evidence may be by stipulation of the parties and
11 informal settlement may be made by stipulation, consent, or
12 default or by any other method agreed upon by the parties in
13 writing. The board shall employ a certified shorthand reporter
14 to keep a record of the private hearing. The proceedings
15 or any part thereof shall be transcribed at the request of
16 either party with the expense of transcription charged to the
17 requesting party.

18 2. The presiding officer of the board may administer oaths
19 in the same manner and with like effect and under the same
20 penalties as in the case of magistrates exercising criminal

21 or civil jurisdiction. The board shall cause subpoenas to be
22 issued for such witnesses and the production of such books
23 and papers as either the board or the teacher may designate.
24 The subpoenas shall be signed by the presiding officer of the
25 board.

26 3. In case a witness is duly subpoenaed and refuses to
27 attend, or in case a witness appears and refuses to testify
28 or to produce required books or papers, the board shall,
29 in writing, report such refusal to the district court of
30 the county in which the administrative office of the school
31 district is located, and the court shall proceed with the
32 person or witness as though the refusal had occurred in a
33 proceeding legally pending before the court.

34 4. The board shall not be bound by common law or statutory
rules of evidence or by technical or formal rules of procedure,

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1 but it shall hold the hearing in such manner as is best suited
2 to ascertain and conserve the substantial rights of the
3 parties. Process and procedure under sections 279.13 through
4 279.19 shall be as summary as reasonably may be.

5 5. At the conclusion of the private hearing, the
6 superintendent and the teacher may file written briefs and
7 arguments with the board within three days or such other time
8 as may be agreed upon.

9 6. If the teacher fails to timely request a private hearing
10 or does not appear at the private hearing, the board may
11 proceed and make a determination upon the superintendent's
12 recommendation. If the teacher fails to timely file a request
13 for a private hearing, the determination shall be not later
14 than May 31. If the teacher fails to appear at the private
15 hearing, the determination shall be not later than five days
16 after the scheduled date for the private hearing. The board
17 shall convene in open session and by roll call vote determine
18 the termination or continuance of the teacher's contract
19 and, if the board votes to continue the teacher's contract,
20 whether to suspend the teacher with or without pay for a period
21 specified by the board.

22 7. Within five days after the private hearing, the board
23 shall, in executive session, meet to make a final decision
24 upon the recommendation and the evidence as herein provided.
25 The board shall also consider any written brief and arguments
26 submitted by the superintendent and the teacher.

27 8. The record for a private hearing shall include:

28 a. All pleadings, motions and intermediate rulings.

29 b. All evidence received or considered and all other
30 submissions.

31 c. A statement of all matters officially noticed.

32 d. All questions and offers of proof, objections and rulings
33 thereon.

34 e. All findings and exceptions.

35 f. Any decision, opinion, or conclusion by the board.

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1 g. Findings of fact shall be based solely on the evidence in
2 the record and on matters officially noticed in the record.
3 9. The decision of the board shall be in writing and shall
4 include findings of fact and conclusions of law, separately
5 stated. Findings of fact, if set forth in statutory language,
6 shall be accompanied by a concise and explicit statement of
7 the underlying facts supporting the findings. Each conclusion
8 of law shall be supported by cited authority or by reasoned
9 opinion.
10 10. When the board has reached a decision, opinion, or
11 conclusion, it shall convene in open meeting and by roll
12 call vote determine the continuance or discontinuance of the
13 teacher's contract and, if the board votes to continue the
14 teacher's contract, whether to suspend the teacher with or
15 without pay for a period specified by the board. The record
16 of the private conference and findings of fact and exceptions
17 shall be exempt from the provisions of chapter 22. The
18 secretary of the board shall immediately mail notice of the
19 board's action to the teacher.

20 Sec. ____ NEW SECTION. **279.17 Appeal by teacher to**
21 **adjudicator.**

22 1. If the teacher is no longer a probationary teacher, the
23 teacher may, within ten days, appeal the determination of the
24 board to an adjudicator by filing a notice of appeal with the
25 secretary of the board. The notice of appeal shall contain a
26 concise statement of the action which is the subject of the
27 appeal, the particular board action appealed from, the grounds
28 on which relief is sought and the relief sought.
29 2. Within five days following receipt by the secretary
30 of the notice of appeal, the board or the board's legal
31 representative, if any, and the teacher or the teacher's
32 representative, if any, may select an adjudicator who resides
33 within the boundaries of the merged area in which the school
34 district is located. If an adjudicator cannot be mutually
35 agreed upon within the five-day period, the secretary shall

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1 notify the chairperson of the public employment relations board
2 by transmitting the notice of appeal, and the chairperson of
3 the public employment relations board shall within five days
4 provide a list of five adjudicators to the parties. Within
5 three days from receipt of the list of adjudicators, the
6 parties shall select an adjudicator by alternately removing a
7 name from the list until only one name remains. The person
8 whose name remains shall be the adjudicator. The parties shall
9 determine by lot which party shall remove the first name from
10 the list submitted by the chairperson of the public employment

11 relations board. The secretary of the board shall inform the
12 chairperson of the public employment relations board of the
13 name of the adjudicator selected.
14 3. If the teacher does not timely request an appeal to an
15 adjudicator, the decision, opinion, or conclusion of the board
16 shall become final and binding.
17 4. *a.* Within thirty days after filing the notice of appeal,
18 or within further time allowed by the adjudicator, the board
19 shall transmit to the adjudicator the original or a certified
20 copy of the entire record of the private hearing which may be
21 the subject of the petition. By stipulation of the parties
22 to review the proceedings, the record of the case may be
23 shortened. The adjudicator may require or permit subsequent
24 corrections or additions to the shortened record.
25 *b.* The record certified and filed by the board shall be the
26 record upon which the appeal shall be heard and no additional
27 evidence shall be heard by the adjudicator. In such appeal to
28 the adjudicator, especially when considering the credibility
29 of witnesses, the adjudicator shall give weight to the fact
30 findings of the board but shall not be bound by them.
31 5. Before the date set for hearing a petition for review
32 of board action, which shall be within ten days after
33 receipt of the record unless otherwise agreed or unless the
34 adjudicator orders additional evidence be taken before the
35 board, application may be made to the adjudicator for leave to

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1 present evidence in addition to that found in the record of the
2 case. If it is shown to the adjudicator that the additional
3 evidence is material and that there were good reasons for
4 failure to present it in the private hearing before the board,
5 the adjudicator may order that the additional evidence be taken
6 before the board upon conditions determined by the adjudicator.
7 The board may modify its findings and decision in the case by
8 reason of the additional evidence and shall file that evidence
9 and any modifications, new findings, or decisions, with the
10 adjudicator and mail copies of the new findings or decisions
11 to the teacher.
12 6. The adjudicator may affirm board action or remand to the
13 board for further proceedings. The adjudicator shall reverse,
14 modify, or grant any appropriate relief from the board action
15 if substantial rights of the teacher have been prejudiced
16 because the board action is any of the following:
17 *a.* In violation of a board rule or policy or contract.
18 *b.* Unsupported by a preponderance of the competent evidence
19 in the record made before the board when that record is viewed
20 as a whole.
21 *c.* Unreasonable, arbitrary or capricious or characterized
22 by an abuse of discretion or a clearly unwarranted exercise of
23 discretion.
24 7. The adjudicator shall, within fifteen days after the

25 hearing, make a decision and shall give a copy of the decision
26 to the teacher and the secretary of the board. The decision
27 of the adjudicator shall become the final and binding decision
28 of the board unless either party within ten days notifies the
29 secretary of the board that the decision is rejected. The
30 board may reject the decision by majority roll call vote, in
31 open meeting, entered into the minutes of the meeting. The
32 board shall immediately notify the teacher of its decision
33 by certified mail. The teacher may reject the adjudicator's
34 decision by notifying the board's secretary in writing within
35 ten days of the filing of such decision.

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1 8. All costs of the adjudicator shall be shared equally by
2 the teacher and the board.
3 Sec. ____ Section 279.18, Code 2021, is amended by striking
4 the section and inserting in lieu thereof the following:
5 **279.18 Appeal by either party to court.**
6 1. If either party rejects the adjudicator's decision,
7 the rejecting party shall, within thirty days of the initial
8 filing of such decision, appeal to the district court of
9 the county in which the administrative office of the school
10 district is located. The notice of appeal shall be immediately
11 mailed by certified mail to the other party. The adjudicator
12 shall transmit to the reviewing court the original or a
13 certified copy of the entire record which may be the subject
14 of the petition. By stipulation of all parties to the review
15 proceedings, the record of such a case may be shortened. A
16 party unreasonably refusing to stipulate to limit the record
17 may be taxed by the court for the additional cost. The court
18 may require or permit subsequent corrections or additions to
19 the shortened record.
20 2. In proceedings for judicial review of the adjudicator's
21 decision, the court shall not hear any further evidence
22 but shall hear the case upon the certified record. In such
23 judicial review, especially when considering the credibility of
24 witnesses, the court shall give weight to the fact findings of
25 the board but shall not be bound by them. The court may affirm
26 the adjudicator's decision or remand to the adjudicator or the
27 board for further proceedings upon conditions determined by the
28 court. The court shall reverse, modify, or grant any other
29 appropriate relief from the board decision or the adjudicator's
30 decision equitable or legal and including declaratory relief
31 if substantial rights of the petitioner have been prejudiced
32 because the action is any of the following:
33 a. In violation of constitutional or statutory provisions.
34 b. In excess of the statutory authority of the board or the
35 adjudicator.

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- 1 c. In violation of a board rule or policy or contract.
- 2 d. Made upon unlawful procedure.
- 3 e. Affected by other error of law.
- 4 f. Unsupported by a preponderance of the competent evidence
- 5 in the record made before the board and the adjudicator when
- 6 that record is viewed as a whole.
- 7 g. Unreasonable, arbitrary or capricious or characterized
- 8 by an abuse of discretion or a clearly unwarranted exercise of
- 9 discretion.
- 10 3. An aggrieved or adversely affected party to the judicial
- 11 review proceeding may obtain a review of any final judgment of
- 12 the district court by appeal to the supreme court. The appeal
- 13 shall be taken as in other civil cases, although the appeal may
- 14 be taken regardless of the amount involved.
- 15 4. For purposes of this section, unless the context
- 16 otherwise requires, "*rejecting party*" shall include but not be
- 17 limited to an instructor employed by a community college.
- 18 Sec. ____ Section 279.19, Code 2021, is amended by striking
- 19 the section and inserting in lieu thereof the following:
- 20 **279.19 Probationary period.**
- 21 1. The first three consecutive years of employment of
- 22 a teacher in the same school district are a probationary
- 23 period. However, if the teacher has successfully completed a
- 24 probationary period of employment for another school district
- 25 located in Iowa, the probationary period in the current
- 26 district of employment shall not exceed one year. A board of
- 27 directors may waive the probationary period for any teacher who
- 28 previously has served a probationary period in another school
- 29 district and the board may extend the probationary period for
- 30 an additional year with the consent of the teacher.
- 31 2. a. In the case of the termination of a probationary
- 32 teacher's contract, the provisions of sections 279.15 and
- 33 279.16 shall apply. However, if the probationary teacher is a
- 34 beginning teacher who fails to demonstrate competence in the
- 35 Iowa teaching standards in accordance with chapter 284, the

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- 1 provisions of sections 279.17 and 279.18 shall also apply.
- 2 b. The board's decision shall be final and binding unless
- 3 the termination was based upon an alleged violation of a
- 4 constitutionally guaranteed right of the teacher or an alleged
- 5 violation of public employee rights of the teacher under
- 6 section 20.10.
- 7 3. Notwithstanding any provision to the contrary, the
- 8 grievance procedures of section 20.18 relating to job
- 9 performance or job retention shall not apply to a teacher
- 10 during the first two years of the teacher's probationary
- 11 period. However, this subsection shall not apply to a teacher
- 12 who has successfully completed a probationary period in a

13 school district in Iowa.

14 Sec. ____ Section 279.19A, subsections 1, 2, 7, and 8, Code
15 2021, are amended to read as follows:

16 1. School districts employing individuals to coach
17 interscholastic athletic sports shall issue a separate
18 extracurricular contract for each of these sports. An
19 extracurricular contract offered under this section shall be
20 separate from the contract issued under section 279.13. Wages
21 for employees who coach these sports shall be paid pursuant
22 to established or negotiated supplemental pay schedules.
23 An extracurricular contract shall be in writing, and shall
24 state the number of contract days for that sport, the annual
25 compensation to be paid, and any other matters as may be
26 mutually agreed upon. The contract shall be for a single
27 school year.

28 2. a. An extracurricular contract shall be continued
29 automatically in force and effect for equivalent periods,
30 except as modified or terminated by mutual agreement of
31 the board of directors and the employee, or terminated in
32 accordance with this section. An extracurricular contract
33 shall initially be offered by the employing board to an
34 individual on the same date that contracts are offered to
35 teachers under section 279.13. An extracurricular contract

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1 may be terminated at the end of a school year pursuant to
2 sections 279.15 through 279.19. If the school district offers
3 an extracurricular contract for a sport for the subsequent
4 school year to an employee who is currently performing
5 under an extracurricular contract for that sport, and the
6 employee does not wish to accept the extracurricular contract
7 for the subsequent year, the employee may resign from the
8 extracurricular contract within twenty-one days after it has
9 been received.

10 b. If the provisions of an extracurricular contract executed
11 under this section conflict with a collective bargaining
12 agreement negotiated under chapter 20 and effective when the
13 extracurricular contract is executed or renewed, the provisions
14 of the collective bargaining agreement shall prevail. Section
15 279.13, subsection 3, applies to this section.

16 7. An extracurricular contract may be terminated prior to
17 the expiration of that contract ~~for any lawful reason following~~
18 ~~an informal, private hearing before the board of directors~~
19 ~~pursuant to section 279.27. The decision of the board to~~
20 ~~terminate an extracurricular contract shall be final.~~

21 8. a. A termination proceeding regarding an extracurricular
22 contract ~~shall either by the board pursuant to subsection 2 or~~
23 ~~pursuant to section 279.27 does not affect a contract issued~~
24 ~~pursuant to section 279.13.~~

25 b. A termination of a contract entered into pursuant to
26 section 279.13, or a resignation from that contract by the

27 teacher, constitutes an automatic termination or resignation of
28 the extracurricular contract in effect between the same teacher
29 and the employing school board.

30 Sec. ____ Section 279.23, subsection 1, paragraph c, Code
31 2021, is amended to read as follows:

32 c. The rate of compensation per week of five consecutive
33 days or month of four consecutive weeks.

34 Sec. ____ Section 279.23, subsection 5, Code 2021, is
35 amended to read as follows:

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1 5. Notwithstanding the other provisions of this section,
2 a temporary contract may be issued to an administrator ~~for~~
3 ~~up to nine months. Notwithstanding the other provisions of~~
4 ~~this section, a temporary contract may also be issued to~~
5 ~~an administrator~~ to fill a vacancy created by a leave of
6 absence in accordance with the provisions of section 29A.28,
7 which contract shall automatically terminate upon return from
8 military leave of the former incumbent of the administrator
9 position. ~~Temporary contracts and which contract~~ shall not be
10 subject to the provisions of sections 279.24 and 279.25.

11 Sec. ____ Section 279.24, subsections 2 and 4, Code 2021,
12 are amended to read as follows:

13 2. If the board of directors is considering termination of
14 an administrator's contract, prior to any formal action, the
15 board may arrange to meet in closed session, in accordance with
16 the provisions of section 21.5, with the administrator and the
17 administrator's representative. The board shall review the
18 administrator's evaluation, review the reasons for nonrenewal,
19 and give the administrator an opportunity to respond. If,
20 following the closed session, the board of directors and the
21 administrator are unable to mutually agree to a modification
22 or termination of the administrator's contract, or the board
23 of directors ~~may issue and the administrator are unable to~~
24 mutually agree to enter into a one-year, nonrenewable contract,
25 ~~to the administrator. If the board of directors decides to~~
26 ~~terminate the administrator's contract, the board shall follow~~
27 the procedures in this section.

28 4. Administrators employed in a school district for
29 less than ~~three~~ two consecutive years are probationary
30 administrators. However, a school board may waive the
31 probationary period for any administrator who has previously
32 served a probationary period in another school district and
33 the school board may extend the probationary period for an
34 additional year with the consent of the administrator. If a
35 school board determines that it should terminate a probationary

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1 administrator's contract, the school board shall notify the
2 administrator not later than May 15 that the contract will not

3 be renewed beyond the current year. The notice shall be in
4 writing by letter, personally delivered, or mailed by certified
5 mail. The notification shall be complete when received by the
6 administrator. Within ten days after receiving the notice, the
7 administrator may request a private conference with the school
8 board to discuss the reasons for termination. The school
9 board's decision to terminate a probationary administrator's
10 contract shall be final unless the termination was based upon
11 an alleged violation of a constitutionally guaranteed right of
12 the administrator.

13 Sec. ____ Section 279.24, subsection 5, paragraphs c, d, e,
14 f, g, and h, Code 2021, are amended to read as follows:
15 c. Within five days after receipt of the written notice
16 that the school board has voted to consider termination of
17 the contract, the administrator may request a private hearing
18 in writing to the secretary of the school board. The board
19 shall then forward that the notification be forwarded to the
20 board of educational examiners along with a request that the
21 board of educational examiners submit a list of five qualified
22 administrative law judges to the parties. Within three
23 days from receipt of the list the parties shall select an
24 administrative law judge by alternately removing a name from
25 the list until only one name remains. The person whose name
26 remains shall be the administrative law judge. The parties
27 shall determine by lot which party shall remove the first
28 name from the list. The private hearing shall be held no
29 sooner than twenty ten days and not later than forty thirty
30 days following the administrator's request unless the parties
31 otherwise agree. If the administrator does not request a
32 private hearing, the school board, not later than May 31, may
33 determine the continuance or discontinuance of the contract
34 and, if the board determines to continue the administrator's
35 contract, whether to suspend the administrator with or without

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1 pay for a period specified by the board. School board action
2 shall be by majority roll call vote entered on the minutes of
3 the meeting. Notice of school board action shall be personally
4 delivered or mailed to the administrator.
5 d. The administrative law judge selected shall notify
6 the secretary of the school board and the administrator in
7 writing concerning the date, time, and location of the private
8 hearing. The school board may be represented by a legal
9 representative, if any, and the administrator shall appear and
10 may be represented by counsel or by representative, if any.
11 Any witnesses for the parties at the private hearing shall be
12 sequestered. A transcript or recording shall be made of the
13 proceedings at the private hearing. A school board member or
14 administrator is not liable for any damage to an administrator
15 or school board member if a statement made at the private
16 hearing is determined to be erroneous as long as the statement

17 was made in good faith.
18 e. The administrative law judge shall, within ten days
19 following the date of the ~~private~~ hearing, make a proposed
20 decision as to whether or not the administrator should be
21 dismissed, and shall give a copy of the proposed decision to
22 the administrator and the school board. Findings of fact shall
23 be prepared by the administrative law judge. The proposed
24 decision of the administrative law judge shall become the final
25 decision of the school board unless within ~~thirty~~ ten days
26 after the filing of the decision the administrator files a
27 written notice of appeal with the school board, or the school
28 board on its own motion determines to review the decision.
29 f. If the administrator appeals to the school board, or if
30 the school board determines on its own motion to review the
31 proposed decision of the administrative law judge, a private
32 hearing shall be held before the school board within ~~ten~~ five
33 days after the petition for review, or motion for review, has
34 been made or at such other time as the parties agree. The
35 private hearing is not subject to chapter 21. The school board

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1 may hear the case de novo upon the record as submitted before
2 the administrative law judge. In cases where there is an
3 appeal from a proposed decision or where a proposed decision
4 is reviewed on motion of the school board, an opportunity
5 shall be afforded to each party to file exceptions, present
6 briefs, and present oral arguments to the school board which
7 is to render the final decision. The secretary of the school
8 board shall give the administrator written notice of the time,
9 place, and date of the ~~private~~ hearing. The school board shall
10 meet within five days after the ~~private~~ hearing to determine
11 the question of continuance or discontinuance of the contract
12 and, if the board determines to continue the administrator's
13 contract, whether to suspend the administrator with or
14 without pay for a period specified by the board ~~or issue the~~
15 ~~administrator a one-year, nonrenewable contract.~~ The school
16 board shall make findings of fact which shall be based solely
17 on the evidence in the record and on matters officially noticed
18 in the record.
19 g. The decision of the school board shall be in writing
20 and shall include finding of fact and conclusions of law,
21 separately stated. Findings of fact, if set forth in statutory
22 language, shall be accompanied by a concise and explicit
23 statement of the underlying facts supporting the findings.
24 Each conclusion of law shall be supported by cited authority
25 or by reasoned opinion.
26 h. When the school board has reached a decision, opinion,
27 or conclusion, it shall convene in open meeting and by roll
28 call vote determine the continuance or discontinuance of
29 the administrator's contract and, if the board votes to
30 continue the administrator's contract, whether to suspend the

31 administrator with or without pay for a period specified by
32 the board or ~~issue the administrator a one year, nonrenewable~~
33 ~~contract.~~ The record of the private hearing conference and
34 ~~written decision of the board~~ findings of fact and exceptions
35 shall be exempt from the provisions of chapter 22. The

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1 secretary of the school board shall immediately personally
2 deliver or mail notice of the school board's action to the
3 administrator.
4 Sec. ____ Section 279.27, Code 2021, is amended to read as
5 follows:
6 **279.27 Discharge of teacher.**
7 1. A teacher may be discharged at any time during the
8 contract year for just cause. The superintendent or the
9 superintendent's designee, shall notify the teacher immediately
10 that the superintendent will recommend in writing to the board
11 at a regular or special meeting of the board held not more
12 than fifteen days after notification has been given to the
13 teacher that the teacher's continuing contract be terminated
14 effective immediately following a decision of the board.
15 The procedure for dismissal shall be as provided in section
16 279.15, subsection 2, and sections 279.16 through 279.19. The
17 superintendent may suspend a teacher under this section pending
18 hearing and determination by the board.
19 ~~2. For purposes of this section, "just cause" includes~~
20 ~~but is not limited to a violation of the code of professional~~
21 ~~conduct and ethics of the board of educational examiners if~~
22 ~~the board has taken disciplinary action against a teacher;~~
23 ~~during the six months following issuance by the board of a~~
24 ~~final written decision and finding of fact after a disciplinary~~
25 ~~proceeding.~~
26 Sec. ____ Section 284.3, subsection 2, Code 2021, is amended
27 to read as follows:
28 2. A school board shall provide for the following:
29 a. For purposes of comprehensive evaluations, standards
30 and criteria which measure a beginning teacher's performance
31 against the Iowa teaching standards specified in subsection 1,
32 and the criteria for the Iowa teaching standards developed by
33 the department in accordance with section 256.9, to determine
34 whether the teacher's practice meets the requirements specified
35 for a career teacher. These standards and criteria shall be

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1 set forth in an instrument provided by the department. The
2 comprehensive evaluation and instrument are not subject to
3 negotiations or grievance procedures pursuant to chapter 20 or
4 determinations made by the board of directors under section
5 279.14. A local school board and its certified bargaining
6 representative may negotiate, pursuant to chapter 20,

7 evaluation and grievance procedures for beginning teachers that
8 are not in conflict with this chapter. If, in accordance with
9 section 279.19, a beginning teacher appeals the determination
10 of a school board to an adjudicator under section 279.17, the
11 adjudicator selected shall have successfully completed training
12 related to the Iowa teacher standards, the criteria adopted
13 by the state board in accordance with subsection 3, and any
14 additional training required under rules adopted by the public
15 employment relations board in cooperation with the state board.
16 b. For purposes of performance reviews for teachers other
17 than beginning teachers, evaluations that contain, at a
18 minimum, the Iowa teaching standards specified in subsection
19 1, as well as the criteria for the Iowa teaching standards
20 developed by the department in accordance with section
21 256.9, subsection 42. A local school board and its certified
22 bargaining representative may negotiate, pursuant to chapter
23 20, additional teaching standards and criteria. A local
24 school board and its certified bargaining representative shall
25 negotiate, pursuant to chapter 20, evaluation and grievance
26 procedures for teachers other than beginning teachers that are
27 not in conflict with this chapter.

28 Sec. ____ Section 284.4, subsection 1, paragraph b,
29 subparagraphs (2) and (5), Code 2021, are amended to read as
30 follows:

31 (2) Monitor the evaluation requirements of this chapter
32 to ensure evaluations are conducted in a fair and consistent
33 manner throughout the school district or agency. ~~The committee~~
34 shall In addition to any negotiated evaluation procedures,
35 develop model evidence for the Iowa teaching standards and

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1 criteria. The model evidence will minimize paperwork and focus
2 on teacher improvement. The model evidence will determine
3 which standards and criteria can be met with observation and
4 which evidence meets multiple standards and criteria.
5 (5) ~~Determine~~ Ensure the agreement negotiated pursuant to
6 chapter 20 determines the compensation for teachers on the
7 committee for work responsibilities required beyond the normal
8 work day.

9 Sec. ____ Section 284.8, subsections 2 and 3, Code 2021, are
10 amended to read as follows:

11 2. If a supervisor or an evaluator determines, at any time,
12 as a result of a teacher's performance that the teacher is not
13 meeting district expectations under the Iowa teaching standards
14 specified in section 284.3, subsection 1, paragraphs "a"
15 through "h", ~~and~~ the criteria for the Iowa teaching standards
16 developed by the department in accordance with section 256.9,
17 subsection 42, and any other standards or criteria established
18 in the collective bargaining agreement, the evaluator shall,
19 at the direction of the teacher's supervisor, recommend to
20 the district that the teacher participate in an intensive

21 assistance program. The intensive assistance program and its
22 implementation are not subject to negotiation and grievance
23 procedures established pursuant to chapter 20. All school
24 districts shall be prepared to offer an intensive assistance
25 program.
26 3. A teacher who is not meeting the applicable standards and
27 criteria based on a determination made pursuant to subsection 2
28 shall participate in an intensive assistance program. ~~However,~~
29 ~~a teacher who has previously participated in an intensive~~
30 ~~assistance program relating to particular Iowa teaching~~
31 ~~standards or criteria shall not be entitled to participate~~
32 ~~in another intensive assistance program relating to the same~~
33 ~~standards or criteria and shall be subject to the provisions of~~
34 ~~subsection 4.~~
35 Sec. _____. Section 284.8, Code 2021, is amended by adding the

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1 following new subsection:
2 **NEW SUBSECTION. 2A.** If a teacher is denied advancement
3 to the career II or advanced teacher level based upon a
4 performance review, the teacher may appeal the decision to an
5 adjudicator under the process established under section 279.17.
6 However, the decision of the adjudicator is final.
7 Sec. _____. Section 284.8, subsection 4, Code 2021, is amended
8 by striking the subsection.
9 Sec. _____. **EFFECTIVE DATE.** This division of this Act, being
10 deemed of immediate importance, takes effect upon enactment.
11 Sec. _____. **APPLICABILITY.** This division of this Act applies
12 to employment contracts of school employees entered into
13 pursuant to chapter 279 on and after the effective date of
14 this division of this Act. This division of this Act does
15 not apply to collective bargaining agreements which have been
16 ratified in a ratification election referred to in section
17 20.17, subsection 4, for which an arbitrator has made a final
18 determination as described in section 20.22, subsection 11,
19 or which have become effective, where such events occurred
20 before the effective date of this division of this Act. This
21 division of this Act applies to all collective bargaining
22 procedures provided for in chapter 20 occurring on and after
23 the effective date of this division of this Act and collective
24 bargaining agreements pursuant to chapter 20 for which a
25 ratification election referred to in section 20.17, subsection
26 4, is held, for which an arbitrator makes a final determination
27 as described in section 20.22, subsection 11, or which become
28 effective on or after the effective date of this division of
29 this Act.
30 **DIVISION ____**
31 **PERSONNEL RECORDS AND SETTLEMENT AGREEMENTS**
32 Sec. _____. Section 22.7, subsection 11, paragraph a,
33 subparagraph (5), Code 2021, is amended to read as follows:
34 (5) The fact that the individual ~~resigned in lieu of~~

35 ~~termination~~, was discharged, ~~or was demoted~~ as the result of

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1 a final disciplinary action, ~~and the documented reasons and~~
2 ~~rationale for the resignation in lieu of termination, the~~
3 ~~discharge, or the demotion. For purposes of this subparagraph,~~
4 ~~“demoted” and “demotion” mean a change of an employee from~~
5 ~~a position in a given classification to a position in a~~
6 ~~classification having a lower pay grade upon the exhaustion of~~
7 all applicable contractual, legal, and statutory remedies.

8 Sec. ____ REPEAL. Sections 22.13A and 22.15, Code 2021,
9 are repealed.

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

12 Sec. ____ APPLICABILITY. This division of this Act applies
13 to requests for records pursuant to chapter 22 submitted on or
14 after the effective date of this division of this Act.

15 DIVISION ____

16 CITY CIVIL SERVICE REQUIREMENTS

17 Sec. ____ Section 400.12, subsection 4, Code 2021, is
18 amended by striking the subsection.

19 Sec. ____ Section 400.17, subsection 4, Code 2021, is
20 amended to read as follows:

21 4. A person shall not be appointed, denied appointment,
22 promoted, ~~removed~~, discharged, ~~suspended~~, or demoted to or
23 from a civil service position or in any other way favored or
24 discriminated against in that position because of political
25 or religious opinions or affiliations, race, national origin,
26 sex, or age, or in retaliation for the exercise of any right
27 enumerated in this chapter. However, the maximum age for a
28 police officer or fire fighter covered by this chapter and
29 employed for police duty or the duty of fighting fires is
30 sixty-five years of age.

31 Sec. ____ Section 400.18, Code 2021, is amended by striking
32 the section and inserting in lieu thereof the following:

33 **400.18 Removal, demotion, or suspension.**

34 1. A person holding civil service rights as provided in
35 this chapter shall not be removed, demoted, or suspended

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1 arbitrarily, except as otherwise provided in this chapter, but
2 may be removed, demoted, or suspended after a hearing by a
3 majority vote of the civil service commission, for neglect of
4 duty, disobedience, misconduct, or failure to properly perform
5 the person's duties.

6 2. The party alleging neglect of duty, disobedience,
7 misconduct, or failure to properly perform a duty shall have
8 the burden of proof.

9 3. A person subject to a hearing has the right to be
10 represented by counsel at the person's expense or by the

11 person's authorized collective bargaining representative.

12 Sec. _____. Section 400.19, Code 2021, is amended to read as
13 follows:

14 **400.19 Removal, or discharge, demotion, or suspension of**
15 **subordinates.**

16 The person having the appointing power as provided in
17 this chapter, or the chief of police or chief of the fire
18 department, may, upon presentation of grounds for such action
19 to the subordinate in writing, peremptorily remove, discharge,
20 demote, or suspend, ~~demote, or discharge~~ a subordinate then
21 under the person's or chief's direction due to any act or
22 failure to act by the employee that is in contravention of law,
23 city policies, or standard operating procedures, or that in
24 the judgment of the person or chief is sufficient to show that
25 the employee is unsuitable or unfit for employment for neglect
26 of duty, disobedience of orders, misconduct, or failure to
27 properly perform the subordinate's duties.

28 Sec. _____. Section 400.20, Code 2021, is amended to read as
29 follows:

30 **400.20 Appeal.**

31 The ~~removal, discharge~~ suspension, demotion, or suspension
32 discharge of a person holding civil service rights may be
33 appealed to the civil service commission within fourteen
34 calendar days after the ~~removal, discharge~~ suspension,
35 demotion, or ~~suspension~~ discharge.

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1 Sec. _____. Section 400.21, Code 2021, is amended to read as
2 follows:

3 **400.21 Notice of appeal.**

4 If the appeal be taken by the person ~~removed, discharged~~
5 suspended, demoted, or ~~suspended~~ discharged, notice of the
6 appeal, signed by the appellant and specifying the ruling
7 appealed from, shall be filed with the clerk of the commission.
8 If the appeal is taken by the person making such ~~removal,~~
9 ~~discharge~~ suspension, demotion, or ~~suspension~~ discharge, such
10 notice shall also be served upon the person ~~removed, discharged~~
11 suspended, demoted, or ~~suspended~~ discharged.

12 Sec. _____. Section 400.22, Code 2021, is amended to read as
13 follows:

14 **400.22 Charges.**

15 Within fourteen calendar days from the service of the notice
16 of appeal, the person or body making the ruling appealed
17 from shall file with the body to which the appeal is taken a
18 written specification of the charges and grounds upon which the
19 ruling was based. If the charges are not filed, the person
20 ~~removed, suspended or~~ discharged, ~~demoted, or suspended~~ may
21 present the matter to the body to whom the appeal is to be
22 taken by affidavit, setting forth the facts, and the body to
23 whom the appeal is to be taken shall immediately enter an
24 order reinstating the person ~~removed,~~ suspended or discharged;

25 ~~demoted, or suspended~~ for want of prosecution.

26 Sec. ____ Section 400.27, subsection 3, Code 2021, is
27 amended to read as follows:

28 3. The city or any civil service employee shall have a
29 right to appeal to the district court from the final ruling or
30 decision of the civil service commission. The appeal shall be
31 taken within thirty days from the filing of the formal decision
32 of the commission. The district court of the county in which
33 the city is located shall have full jurisdiction of the appeal.
34 ~~The scope of review for the appeal shall be limited to de novo~~
35 ~~appellate review without a trial or additional evidence~~ The

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1 appeal shall be a trial de novo as an equitable action in the
2 district court.

3 Sec. ____ Section 400.28, Code 2021, is amended by striking
4 the section and inserting in lieu thereof the following:

5 **400.28 Employees — number diminished.**

- 6 1. When the public interest requires a diminution of
7 employees in a classification or grade under civil service,
8 the city council, acting in good faith, may do either of the
9 following:
- 10 *a.* Abolish the office and remove the employee from the
11 employee's classification or grade thereunder.
- 12 *b.* Reduce the number of employees in any classification or
13 grade by suspending the necessary number.
- 14 2. In case it thus becomes necessary to so remove or suspend
15 any such employees, the persons so removed or suspended shall
16 be those having seniority of the shortest duration in the
17 classifications or grades affected, and such seniority shall be
18 computed as provided in section 400.12 for all persons holding
19 seniority in the classification or grade affected, regardless
20 of their seniority in any other classification or grade, but
21 any such employee so removed from any classification or grade
22 shall revert to the employee's seniority in the next lower
23 grade or classification; if such seniority is equal, then the
24 one less efficient and competent as determined by the person or
25 body having the appointing power shall be the one affected.
- 26 3. In case of removal or suspension, the civil service
27 commission shall issue to each person affected one certificate
28 showing the person's comparative seniority or length of service
29 in each of the classifications or grades from which the person
30 is so removed and the fact that the person has been honorably
31 removed. The certificate shall also list each classification
32 or grade in which the person was previously employed. The
33 person's name shall be carried for a period of not less than
34 three years after the suspension or removal on a preferred list
35 and appointments or promotions made during that period to the

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1 person's former duties in the classification or grade shall
2 be made in the order of greater seniority from the preferred
3 lists.

4 Sec. ____ SENIORITY RIGHTS REESTABLISHED. The seniority
5 rights of any civil service employee extinguished pursuant
6 to section 400.12, subsection 4, Code 2021, are hereby
7 reestablished, including accrual of seniority during the period
8 of extinguishment.

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

11 Sec. ____ APPLICABILITY. This division of this Act applies
12 to employment actions taken on or after the effective date of
13 this division of this Act.

14 DIVISION ____
15 HEALTH INSURANCE MATTERS

16 Sec. ____ REPEAL. Section 70A.41, Code 2021, is repealed.

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

19 2. Title page, by striking line 4 and inserting <regulatory
20 authority and other properly related matters, and including
21 effective date, applicability, and transition provisions.>

22 3. By renumbering as necessary.

HUNTER of Polk

H-1407

1 Amend House File 839, as passed by the House, as follows:

2 1. Page 6, by striking lines 18 through 33.

3 2. Page 6, line 34, by striking <502.811> and inserting
4 <502.810>

5 3. Title page, line 2, by striking <adults, and making an
6 appropriation> and inserting <adults>

7 4. By renumbering as necessary.

SENATE AMENDMENT

H-1408

1 Amend House File 304, as amended, passed, and reprinted by
2 the House, as follows:

3 1. Page 2, after line 6 by inserting:

4 <3. A claim for personal injury or property damage arising
5 from the operation of a personal delivery device shall be
6 subject to the laws applicable to such claims arising from the
7 conduct of pedestrians.>

8 2. Page 2, line 34, by striking <unless the provision> and
9 inserting <other than section 321.326, unless the provision of
10 chapter 321>

11 3. Page 3, line 25, by striking <twelve> and inserting <six>

- 12 4. Page 3, by striking lines 28 through 30 and inserting
13 <forty miles per hour or less, under all of the following
14 conditions:
15 (1) The device operates as far to the right from the center
16 of the road as is practicable.
17 (2) The device does not exceed twenty miles per hour, or the
18 speed limit on the road, whichever is lower.>
19 5. Page 4, by striking lines 30 through 33 and inserting:
20 <1. A local authority, as defined in section 321.1, in
21 the interest of public safety, may prohibit the operation of
22 personal delivery devices on certain roads and pedestrian areas
23 within its jurisdiction if operation in those areas would
24 constitute a safety hazard.>
25 6. Page 5, line 28, by striking <321O.4> and inserting
26 <321O.3, subsection 5, and section 321O.5>

SENATE AMENDMENT

H-1409

- 1 Amend House File 391, as passed by the House, as follows:
2 1. Page 3, by striking lines 13 through 35.
3 2. Page 5, line 16, by striking
4 <delta-9-tetrahydrocannabinol> and inserting
5 <tetrahydrocannabinol>
6 3. Page 8, after line 9 by inserting:
7 <Sec. ____ Section 124.204, subsection 7, paragraph b, Code
8 2021, is amended to read as follows:
9 b. A hemp product as provided in chapter 204 with a maximum
10 ~~delta-9~~ tetrahydrocannabinol concentration that does not exceed
11 three-tenths of one percent on a dry weight basis.>
12 4. Page 14, after line 3 by inserting:
13 <Sec. ____ Section 204.2, subsection 11, paragraph b,
14 subparagraph (1), Code 2021, is amended to read as follows:
15 (1) An item or part of an item with a maximum ~~delta-9~~
16 tetrahydrocannabinol concentration that exceeds three-tenths of
17 one percent on a dry weight basis.>
18 5. By renumbering as necessary.

SENATE AMENDMENT

H-1410

- 1 Amend House File 855, as passed by the House, as follows:
2 1. By striking page 4, line 34, through page 5, line 1, and
3 inserting:
4 <a. Establishment, collection, and deposit of fees in
5 accordance with section 144.46 for issuance of a noncertified
6 copy of the original certificate of birth under this section.
7 The fee established shall not exceed the fee established for
8 issuance of a certified copy of a certificate of birth.>

SENATE AMENDMENT

H-1411

1 Amend Senate File 356, as passed by the Senate, as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <Section 1. Section 694.1, subsection 1, Code 2021, is
5 amended by adding the following new paragraph:
6 NEW PARAGRAPH. e. Is a veteran-at-risk.
7 Sec. 2. Section 694.1, Code 2021, is amended by adding the
8 following new subsection:
9 NEW SUBSECTION. 3. “*Veteran-at-risk*” means a veteran as
10 defined in section 35.1 or an active duty member of the armed
11 forces of the United States, a member of a reserve component
12 thereof, or a member of the national guard who, based on the
13 information provided by a person filing a complaint pursuant to
14 section 694.2, is a veteran or member with a physical or mental
15 health condition related to the military service of the veteran
16 or member.
17 Sec. 3. NEW SECTION. **694.5A Green alert program for missing**
18 **veterans-at-risk.**
19 1. For purposes of this section:
20 a. “*Department*” means the department of homeland security
21 and emergency management.
22 b. “*Green alert*” means a public alert program for missing
23 veterans-at-risk.
24 2. The department shall establish a green alert to require
25 a law enforcement agency that receives a report of a missing
26 person involving a veteran-at-risk to submit a request for a
27 public alert to the department as soon as practicable. The
28 department shall implement rules, policies, and procedures for
29 initiating and utilizing the mass notification and emergency
30 messaging system, as described in section 29C.17A, when a
31 request for a green alert is approved.
32 3. The department shall develop the criteria to be used
33 in determining whether a green alert shall be issued. The
34 department shall develop the criteria in collaboration with
35 the department of veterans affairs, the commission of veterans

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1 affairs, the United States department of veterans affairs, the
2 department of human services, the department of public safety,
3 and the Iowa association of broadcasters. The criteria shall
4 include but not be limited to the following:
5 a. A report of a missing veteran-at-risk may be provided
6 to a law enforcement agency within seventy-two hours of the
7 veteran-at-risk’s disappearance.
8 b. There is reason to believe the veteran-at-risk may
9 be missing as a consequence of a physical or mental health
10 condition related to the veteran-at-risk’s military service.
11 c. There is sufficient information available to disseminate
12 a green alert to the public that could assist in locating the

- 13 missing veteran-at-risk.
 14 4. The department shall develop and disseminate to Iowa law
 15 enforcement agencies a form to be used in submitting a request
 16 to the department for a green alert.
 17 5. The department shall adopt rules pursuant to chapter 17A
 18 consistent with the purposes of this section.>
 19 2. Title page, by striking lines 1 and 2 and inserting
 20 <An Act relating to the creation of a green alert program for
 21 missing veterans-at-risk.>

B. MEYER of Polk

H-1412

- 1 Amend Senate File 367, as amended, passed, and reprinted by
 2 the Senate, as follows:
 3 1. Page 2, line 18, by striking <August 1, 2021> and
 4 inserting <January 1, 2022>
 5 2. Page 2, lines 24 and 25, by striking <August 1, 2021> and
 6 inserting <January 1, 2022>
 7 3. Page 6, line 6, by striking <August 1, 2021> and
 8 inserting <January 1, 2022>
 9 4. Page 6, line 14, by striking <August 1, 2021> and
 10 inserting <January 1, 2022>

HITE of Mahaska

H-1413

- 1 Amend the committee amendment, H-1333, to Senate File 529,
 2 as amended, passed, and reprinted by the Senate, as follows:
 3 1. Page 1, by striking lines 3 through 5 and inserting:
 4 <____. By striking page 1, line 1, through page 3, line 29,
 5 and inserting:
 6 <DIVISION I
 7 CRIMES RELATING TO ASSISTED REPRODUCTION
 8 Section 1. Section 147.55, Code 2021, is amended by adding
 9 the following new subsection:
 10 NEW SUBSECTION. 7A. Sexual abuse in the fourth degree in
 11 violation of section 709.4A.
 12 Sec. _____. Section 692A.102, subsection 1, paragraph c, Code
 13 2021, is amended by adding the following new subparagraph:
 14 NEW SUBPARAGRAPH. (012) Sexual abuse in the fourth degree
 15 in violation of section 709.4A.
 16 Sec. _____. NEW SECTION. 709.4A Sexual abuse in the fourth
 17 degree.
 18 1. A health care professional commits sexual abuse in the
 19 fourth degree when the health care professional implants the
 20 health care professional's own human reproductive material
 21 through assisted reproduction without the patient's prior
 22 knowledge and written consent.
 23 2. Sexual abuse in the fourth degree is an aggravated

- 24 misdemeanor.
- 25 3. For the purposes of this section:
- 26 a. “Assisted reproduction” means a method of causing
- 27 pregnancy other than sexual intercourse involving medical or
- 28 scientific intervention.
- 29 b. “Gamete” means a sperm, an egg, or any part of a sperm
- 30 or an egg.
- 31 c. “Health care professional” means a person who is
- 32 licensed, certified, or otherwise authorized or permitted by
- 33 the law of this state to administer health care in the ordinary
- 34 course of business or in the practice of a profession.
- 35 d. “Human reproductive material” means a human gamete or a

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- 1 human organism at any stage of development from fertilized ovum
- 2 to embryo.
- 3 e. “Patient” means a person who has received or is receiving
- 4 health services from a health care professional.>>
- 5 2. Page 1, by striking lines 18 through 20 and inserting:
- 6 <__. Title page, line 1, by striking <assisted
- 7 reproduction fraud> and inserting <reproductive health-related
- 8 services and practices, including consent to a hysterectomy and
- 9 crimes relating to assisted reproduction>
- 10 __. By renumbering as necessary.>

JENEARY of Plymouth

H-1414

- 1 Amend Senate File 243, as amended, passed, and reprinted by
- 2 the Senate, as follows:
- 3 1. By striking page 1, line 21, through page 2, line 11, and
- 4 inserting:
- 5 <Sec. __. **NEW SECTION. 727.12 Failure to assist.**
- 6 1. A person who reasonably believes another person is
- 7 suffering from a risk of serious bodily injury or imminent
- 8 danger of death as the result of a crime shall, if the person
- 9 is able, attempt to contact local law enforcement or local
- 10 emergency response authorities, if doing so does not place the
- 11 person or the other person at risk of serious bodily injury or
- 12 imminent danger of death.
- 13 2. A person who violates this section without lawful cause
- 14 commits the following:
- 15 a. A simple misdemeanor if the failure to assist results in
- 16 the other person suffering serious bodily injury.
- 17 b. An aggravated misdemeanor if the failure to assist
- 18 results in the death of the other person.>

HITE of Mahaska

H-1415

- 1 Amend the Senate amendment, H-1359, to House File 744, as
2 amended, passed, and reprinted by the House, as follows:
3 1. Page 1, lines 14 and 15, by striking <or judicial>
4 2. Page 1, by striking lines 24 through 30.

HITE of Mahaska

H-1416

- 1 Amend Senate File 356, as passed by the Senate, as follows:
2 1. Page 2, by striking line 13 and inserting <farm.>
3 2. Page 2, by striking lines 19 and 20 and inserting
4 <professional.>
5 3. Page 7, line 26, before <The> by inserting <1.>
6 4. Page 7, line 30, by striking <1.> and inserting <a.>
7 5. Page 7, line 34, by striking <2.> and inserting <b.>
8 6. Page 7, line 34, by striking <subsection 1> and inserting
9 <paragraph "a">
10 7. Page 8, line 1, by striking <a.> and inserting <(1)>
11 8. Page 8, line 2, by striking <b.> and inserting <(2)>
12 9. Page 8, line 3, by striking <c.> and inserting <(3)>
13 10. Page 8, line 6, by striking <d.> and inserting <(4)>
14 11. Page 8, line 8, by striking <e.> and inserting <(5)>
15 12. Page 8, line 15, by striking <f.> and inserting <(6)>
16 13. Page 8, after line 19 by inserting:
17 <2. a. The limitation on liability provided in section
18 673A.4 and the affirmative defense authorized under section
19 673A.5 do not apply if the agricultural tourism farmer or
20 agricultural tourism professional receives any form of
21 compensation in exchange for an agricultural tourist's visit to
22 the agricultural tourism farm.
23 b. As used in paragraph "a", "compensation" does not
24 include a payment made to an agricultural tourism farmer
25 or agricultural tourism professional in exchange for goods
26 produced on the agricultural tourism farm and offered for sale
27 or sold to agricultural tourists as part of a visit to the
28 agricultural tourism farm.>

B. MEYER of Polk

H-1417

- 1 Amend Senate File 356, as passed by the Senate, as follows:
2 1. By striking page 5, line 34, through page 6, line 1.
3 2. Page 6, line 2, by striking <b.> and inserting <a.>
4 3. Page 6, line 6, by striking <c.> and inserting <b.>

B. MEYER of Polk

H-1418

1 Amend the Senate amendment, H-1359, to House File 744, as
2 amended, passed, and reprinted by the House, as follows:

3 1. Page 1, line 35, after <person> by inserting <knowingly
4 and intentionally>

HITE of Mahaska

H-1419

1 Amend House File 860 as follows:

2 1. Page 23, after line 30 by inserting:

3 <Sec. ____ NEW SECTION. 8A.461 Peace officer supervisors —
4 **department of natural resources — salary range.**

5 The salary range established by the department for a sworn
6 peace officer supervisor employed by the department of natural
7 resources shall be the same as the salary range for a sworn
8 peace officer supervisor of equivalent rank employed by the
9 department of public safety. For purposes of this section, a
10 sworn district supervisor employed by the department of natural
11 resources shall be considered to hold the rank of captain.>

12 2. By renumbering as necessary.

THORUP of Marion

H-1420

1 Amend Senate File 463, as passed by the Senate, as follows:

2 1. Page 27, after line 17 by inserting:

3 <Sec. ____ NEW SECTION. 147F.1 Audiology and speech
4 **language pathology interstate compact.**

5 1. *Purpose.* The purpose of this compact is to facilitate
6 interstate practice of audiology and speech language pathology
7 with the goal of improving public access to audiology and
8 speech language pathology services. The practice of audiology
9 and speech language pathology occurs in the state where the
10 patient, client, or student is located at the time of the
11 patient, client, or student encounter. The compact preserves
12 the regulatory authority of states to protect public health and
13 safety through the current system of state licensure. This
14 compact is designed to achieve the following objectives:
15 a. Increase public access to audiology and speech language
16 pathology services by providing for the mutual recognition of
17 other member state licenses.
18 b. Enhance the states' ability to protect the public's
19 health and safety.
20 c. Encourage the cooperation of member states in regulating
21 multistate audiology and speech language pathology practice.
22 d. Support spouses of relocating active duty military
23 personnel.
24 e. Enhance the exchange of licensure, investigative, and

25 disciplinary information between member states.
26 *f.* Allow a remote state to hold a provider of services with
27 a compact privilege in that state accountable to that state's
28 practice standards.
29 *g.* Allow for the use of telehealth technology to facilitate
30 increased access to audiology and speech language pathology
31 services.
32 2. *Definitions.* As used in this compact, and except as
33 otherwise provided, the following definitions shall apply:
34 *a. "Active duty military"* means full-time duty status in
35 the active uniformed service of the United States, including

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1 members of the national guard and the reserves on active duty
2 orders pursuant to 10 U.S.C. §1209 and 10 U.S.C. §1211.
3 *b. "Adverse action"* means any administrative, civil,
4 equitable, or criminal action permitted by a state's laws which
5 is imposed by a licensing board or other authority against an
6 audiologist or speech language pathologist, including actions
7 against an individual's license or privilege to practice
8 such as revocation, suspension, probation, monitoring of the
9 licensee, or restriction of the licensee's practice.
10 *c. "Alternative program"* means a nondisciplinary monitoring
11 process approved by an audiology or speech language pathology
12 licensing board to address impaired practitioners.
13 *d. "Audiologist"* means an individual who is licensed by a
14 state to practice audiology.
15 *e. "Audiology"* means the care and services provided by
16 a licensed audiologist as set forth in the member state's
17 statutes and rules.
18 *f. "Audiology and speech language pathology compact*
19 *commission"* or "*commission*" means the national administrative
20 body whose membership consists of all states that have enacted
21 the compact.
22 *g. "Audiology and speech language pathology licensing board",*
23 *"audiology licensing board", "speech language pathology licensing*
24 *board", or "licensing board"* means the agency of a state that is
25 responsible for the licensing and regulation of audiologists or
26 speech language pathologists.
27 *h. "Compact privilege"* means the authorization granted by
28 a remote state to allow a licensee from another member state
29 to practice as an audiologist or speech language pathologist
30 in the remote state under its laws and rules. The practice of
31 audiology or speech language pathology occurs in the member
32 state where the patient, client, or student is located at the
33 time of the patient, client, or student encounter.
34 *i. "Current significant investigative information"* means
35 investigative information that a licensing board, after an

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- 1 inquiry or investigation that includes notification and an
2 opportunity for the audiologist or speech language pathologist
3 to respond, if required by state law, has reason to believe is
4 not groundless and, if proved true, would indicate more than a
5 minor infraction.
- 6 *j. "Data system"* means a repository of information about
7 licensees, including but not limited to continuing education,
8 examination, licensure, investigative, compact privilege, and
9 adverse action.
- 10 *k. "Encumbered license"* means a license in which an adverse
11 action restricts the practice of audiology or speech language
12 pathology by the licensee and said adverse action has been
13 reported to the national practitioners data bank.
- 14 *l. "Executive committee"* means a group of directors elected
15 or appointed to act on behalf of, and within the powers granted
16 to them by, the commission.
- 17 *m. "Home state"* means the member state that is the
18 licensee's primary state of residence.
- 19 *n. "Impaired practitioner"* means an individual whose
20 professional practice is adversely affected by substance abuse,
21 addiction, or other health-related conditions.
- 22 *o. "Licensee"* means an individual who currently holds an
23 authorization from the state licensing board to practice as an
24 audiologist or speech language pathologist.
- 25 *p. "Member state"* means a state that has enacted the
26 compact.
- 27 *q. "Privilege to practice"* means a legal authorization
28 permitting the practice of audiology or speech language
29 pathology in a remote state.
- 30 *r. "Remote state"* means a member state, other than the home
31 state, where a licensee is exercising or seeking to exercise
32 the compact privilege.
- 33 *s. "Rule"* means a regulation, principle, or directive
34 promulgated by the commission that has the force of law.
- 35 *t. "Single-state license"* means an audiology or speech

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- 1 language pathology license issued by a member state that
2 authorizes practice only within the issuing state and does not
3 include a privilege to practice in any other member state.
- 4 *u. "Speech language pathologist"* means an individual who is
5 licensed by a state to practice speech language pathology.
- 6 *v. "Speech language pathology"* means the care and services
7 provided by a licensed speech language pathologist as set forth
8 in the member state's statutes and rules.
- 9 *w. "State"* means any state, commonwealth, district, or
10 territory of the United States that regulates the practice of
11 audiology and speech language pathology.
- 12 *x. "State practice laws"* means a member state's laws, rules,

13 and regulations that govern the practice of audiology or speech
14 language pathology, define the scope of audiology or speech
15 language pathology practice, and create the methods and grounds
16 for imposing discipline.
17 y. "Telehealth" means the application of telecommunication,
18 audiovisual, or other technologies that meet the applicable
19 standard of care to deliver audiology or speech language
20 pathology services at a distance for assessment, intervention,
21 or consultation.
22 3. *State participation in the compact.*
23 a. A license issued to an audiologist or speech language
24 pathologist by a home state to a resident in that state
25 shall be recognized by each member state as authorizing
26 an audiologist or speech language pathologist to practice
27 audiology or speech language pathology, under a privilege to
28 practice, in each member state.
29 b. A state must implement or utilize procedures for
30 considering the criminal history records of applicants for
31 initial privilege to practice. These procedures shall include
32 the submission of fingerprints or other biometric-based
33 information by applicants for the purpose of obtaining an
34 applicant's criminal history record information from the
35 federal bureau of investigation and the agency responsible for

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1 retaining that state's criminal records.
2 (1) A member state must fully implement a criminal
3 background check requirement, within a time frame established
4 by rule, by receiving the results of the federal bureau of
5 investigation record search on criminal background checks and
6 use the results in making licensure decisions.
7 (2) Communication between a member state, the commission,
8 and among member states regarding the verification of
9 eligibility for licensure through the compact shall not
10 include any information received from the federal bureau of
11 investigation relating to a federal criminal records check
12 performed by a member state under the Department of State,
13 Justice, and Commerce, the Judiciary, and Related Agencies
14 Appropriation Act, 1973, Pub. L. No. 92-544.
15 c. Upon application for a privilege to practice, the
16 licensing board in the issuing remote state shall ascertain,
17 through the data system, whether the applicant has ever held,
18 or is the holder of, a license issued by any other state,
19 whether there are any encumbrances on any license or privilege
20 to practice held by the applicant, and whether any adverse
21 action has been taken against any license or privilege to
22 practice held by the applicant.
23 d. Each member state shall require an applicant to obtain
24 or retain a license in the home state and meet the home state's
25 qualifications for licensure or renewal of licensure as well as
26 all other applicable state laws.

27 e. For an audiologist:

28 (1) Must meet one of the following educational
29 requirements:

30 (a) On or before December 31, 2007, has graduated with a
31 master's degree or doctorate in audiology, or equivalent degree
32 regardless of degree name, from a program that is accredited
33 by an accrediting agency recognized by the council for higher
34 education accreditation, or its successor, or by the United
35 States department of education and operated by a college or

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1 university accredited by a regional or national accrediting
2 organization recognized by the board.

3 (b) On or after January 1, 2008, has graduated with a
4 doctoral degree in audiology, or equivalent degree regardless
5 of degree name, from a program that is accredited by an
6 accrediting agency recognized by the council for higher
7 education accreditation, or its successor, or by the United
8 States department of education and operated by a college or
9 university accredited by a regional or national accrediting
10 organization recognized by the board.

11 (c) Has graduated from an audiology program that is housed
12 in an institution of higher education outside of the United
13 States for which the program and institution have been approved
14 by the authorized accrediting body in the applicable country
15 and the degree program has been verified by an independent
16 credentials review agency to be comparable to a state licensing
17 board-approved program.

18 (2) Has completed a supervised clinical practicum
19 experience from an accredited educational institution or its
20 cooperating programs as required by the board.

21 (3) Has successfully passed a national examination approved
22 by the commission.

23 (4) Holds an active, unencumbered license.

24 (5) Has not been convicted or found guilty, and has not
25 entered into an agreed disposition, of a felony related to
26 the practice of audiology, under applicable state or federal
27 criminal law.

28 (6) Has a valid United States social security or national
29 practitioner identification number.

30 f. For a speech language pathologist:

31 (1) Must meet one of the following educational
32 requirements:

33 (a) Has graduated with a master's degree from a speech
34 language pathology program that is accredited by an
35 organization recognized by the United States department of

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1 education and operated by a college or university accredited
2 by a regional or national accrediting organization recognized

- 3 by the board.
- 4 (b) Has graduated from a speech language pathology program
5 that is housed in an institution of higher education outside
6 of the United States for which the program and institution
7 have been approved by the authorized accrediting body in the
8 applicable country and the degree program has been verified by
9 an independent credentials review agency to be comparable to a
10 state licensing board-approved program.
- 11 (2) Has completed a supervised clinical practicum
12 experience from an educational institution or its cooperating
13 programs as required by the commission.
- 14 (3) Has completed a supervised postgraduate professional
15 experience as required by the commission.
- 16 (4) Has successfully passed a national examination approved
17 by the commission.
- 18 (5) Holds an active, unencumbered license.
- 19 (6) Has not been convicted or found guilty, and has not
20 entered into an agreed disposition, of a felony related to the
21 practice of speech language pathology, under applicable state
22 or federal criminal law.
- 23 (7) Has a valid United States social security or national
24 practitioner identification number.
- 25 g. The privilege to practice is derived from the home state
26 license.
- 27 h. An audiologist or speech language pathologist practicing
28 in a member state must comply with the state practice laws of
29 the state in which the client is located at the time service
30 is provided. The practice of audiology and speech language
31 pathology shall include all audiology and speech language
32 pathology practice as defined by the state practice laws of the
33 member state in which the client is located. The practice of
34 audiology and speech language pathology in a member state under
35 a privilege to practice shall subject an audiologist or speech

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- 1 language pathologist to the jurisdiction of the licensing board
2 and the courts and the laws of the member state in which the
3 client is located at the time service is provided.
- 4 i. Individuals not residing in a member state shall continue
5 to be able to apply for a member state's single-state license
6 as provided under the laws of each member state. However, the
7 single-state license granted to these individuals shall not be
8 recognized as granting the privilege to practice audiology or
9 speech language pathology in any other member state. Nothing
10 in this compact shall affect the requirements established by a
11 member state for the issuance of a single-state license.
- 12 j. Member states may charge a fee for granting a compact
13 privilege.
- 14 k. Member states must comply with the bylaws and rules and
15 regulations of the commission.
- 16 4. *Compact privilege.*

17 *a.* To exercise the compact privilege under the terms and
18 provisions of the compact, the audiologist or speech language
19 pathologist shall do all of the following:
20 (1) Hold an active license in the home state.
21 (2) Have no encumbrance on any state license.
22 (3) Be eligible for a compact privilege in any member state
23 in accordance with subsection 3.
24 (4) Have not had any adverse action against any license or
25 compact privilege within the previous two years from date of
26 application.
27 (5) Notify the commission that the licensee is seeking the
28 compact privilege within a remote state.
29 (6) Pay any applicable fees, including any state fee, for
30 the compact privilege.
31 (7) Report to the commission adverse action taken by any
32 nonmember state within thirty days from the date the adverse
33 action is taken.
34 *b.* For the purposes of the compact privilege, an audiologist
35 or speech language pathologist shall only hold one home state

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1 license at a time.
2 *c.* Except as provided in subsection 6, if an audiologist or
3 speech language pathologist changes primary state of residence
4 by moving between two member states, the audiologist or speech
5 language pathologist must apply for licensure in the new home
6 state, and the license issued by the prior home state shall be
7 deactivated in accordance with applicable rules adopted by the
8 commission.
9 *d.* The audiologist or speech language pathologist may apply
10 for licensure in advance of a change in the primary state of
11 residence.
12 *e.* A license shall not be issued by the new home state
13 until the audiologist or speech language pathologist provides
14 satisfactory evidence of a change in the primary state of
15 residence to the new home state and satisfies all applicable
16 requirements to obtain a license from the new home state.
17 *f.* If an audiologist or speech language pathologist changes
18 the primary state of residence by moving from a member state
19 to a nonmember state, the license issued by the prior home
20 state shall convert to a single-state license, valid only in
21 the former home state.
22 *g.* The compact privilege is valid until the expiration date
23 of the home state license. The licensee must comply with the
24 requirements of subsection 4, paragraph “*a*”, to maintain the
25 compact privilege in the remote state.
26 *h.* A licensee providing audiology or speech language
27 pathology services in a remote state under the compact
28 privilege shall function within the laws and regulations of the
29 remote state.
30 *i.* A licensee providing audiology or speech language

31 pathology services in a remote state is subject to that state's
32 regulatory authority. A remote state may, in accordance with
33 due process and that state's laws, remove a licensee's compact
34 privilege in the remote state for a specific period of time,
35 impose fines, or take any other necessary actions to protect

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1 the health and safety of its citizens.
2 *j.* If a home state license is encumbered, the licensee shall
3 lose the compact privilege in any remote state until both of
4 the following occur:
5 (1) The home state license is no longer encumbered.
6 (2) Two years have elapsed from the date of the adverse
7 action.
8 *k.* Once an encumbered license in the home state is restored
9 to good standing, the licensee must meet the requirements of
10 subsection 4, paragraph "a", to obtain a compact privilege in
11 any remote state.
12 *l.* Once the requirements of subsection 4, paragraph "j",
13 have been met, the licensee must meet the requirements in
14 subsection 4, paragraph "a", to obtain a compact privilege in a
15 remote state.
16 *5. Compact privilege to practice telehealth.*
17 *a.* Member states shall recognize the right of an audiologist
18 or speech language pathologist, licensed by a home state in
19 accordance with subsection 3 and under rules promulgated by
20 the commission, to practice audiology or speech language
21 pathology in any member state via telehealth under a privilege
22 to practice as provided in the compact and rules promulgated
23 by the commission.
24 *b.* A licensee providing audiology or speech language
25 pathology services in a remote state under the compact
26 privilege shall function within the laws and regulations of the
27 state where the patient or client is located.
28 *6. Active duty military personnel or their spouses.*
29 Active duty military personnel, or their spouse, shall
30 designate a home state where the individual has a current
31 license in good standing. The individual may retain the
32 home state designation during the period the service member
33 is on active duty. Subsequent to designating a home state,
34 the individual shall only change their home state through
35 application for licensure in the new state.

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1 *7. Adverse actions.*
2 *a.* In addition to the other powers conferred by state law,
3 a remote state shall have the authority, in accordance with
4 existing state due process law, to do all of the following:
5 (1) Take adverse action against an audiologist's or speech
6 language pathologist's privilege to practice within that member

7 state.

8 (2) Issue subpoenas for both hearings and investigations
9 that require the attendance and testimony of witnesses as well
10 as the production of evidence. Subpoenas issued by a licensing
11 board in a member state for the attendance and testimony of
12 witnesses or the production of evidence from another member
13 state shall be enforced in the latter state by any court of
14 competent jurisdiction, according to the practice and procedure
15 of that court applicable to subpoenas issued in proceedings
16 pending before it. The issuing authority shall pay any witness
17 fees, travel expenses, mileage, and other fees required by
18 the service statutes of the state in which the witnesses or
19 evidence are located.

20 (3) Only the home state shall have the power to take
21 adverse action against an audiologist's or speech language
22 pathologist's license issued by the home state.
23 *b.* For purposes of taking adverse action, the home state
24 shall give the same priority and effect to reported conduct
25 received from a member state as it would if the conduct had
26 occurred within the home state. In so doing, the home state
27 shall apply its own state laws to determine appropriate action.
28 *c.* The home state shall complete any pending investigations
29 of an audiologist or speech language pathologist who
30 changes primary state of residence during the course of the
31 investigations. The home state shall also have the authority
32 to take appropriate action and shall promptly report the
33 conclusions of the investigations to the administrator of
34 the data system. The administrator of the data system shall
35 promptly notify the new home state of any adverse actions.

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1 *d.* If otherwise permitted by state law, the member state
2 may recover from the affected audiologist or speech language
3 pathologist the costs of investigations and disposition of
4 cases resulting from any adverse action taken against that
5 audiologist or speech language pathologist.
6 *e.* The member state may take adverse action based on the
7 factual findings of the remote state, provided that the member
8 state follows the member state's own procedures for taking the
9 adverse action.
10 *f. Joint investigations.*
11 (1) In addition to the authority granted to a member state
12 by its respective audiology or speech language pathology
13 practice act or other applicable state law, any member
14 state may participate with other member states in joint
15 investigations of licensees.
16 (2) Member states shall share any investigative,
17 litigation, or compliance materials in furtherance of any joint
18 or individual investigation initiated under the compact.
19 *g.* If adverse action is taken by the home state against an
20 audiologist's or speech language pathologist's license, the

21 audiologist's or speech language pathologist's privilege to
22 practice in all other member states shall be deactivated until
23 all encumbrances have been removed from the home state license.
24 All home state disciplinary orders that impose adverse action
25 against an audiologist's or speech language pathologist's
26 license shall include a statement that the audiologist's
27 or speech language pathologist's privilege to practice is
28 deactivated in all member states during the pendency of the
29 order.
30 *h.* If a member state takes adverse action, it shall promptly
31 notify the administrator of the data system. The administrator
32 of the data system shall promptly notify the home state of any
33 adverse actions by remote states.
34 *i.* Nothing in this compact shall override a member state's
35 decision that participation in an alternative program may be

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1 used in lieu of adverse action.
2 8. *Establishment of the audiology and speech language*
3 *pathology compact commission.*
4 *a.* The compact member states hereby create and establish a
5 joint public agency known as the audiology and speech language
6 pathology compact commission.
7 (1) The commission is an instrumentality of the compact
8 states.
9 (2) Venue is proper and judicial proceedings by or against
10 the commission shall be brought solely and exclusively in a
11 court of competent jurisdiction where the principal office of
12 the commission is located. The commission may waive venue and
13 jurisdictional defenses to the extent it adopts or consents to
14 participate in alternative dispute resolution proceedings.
15 (3) Nothing in this compact shall be construed to be a
16 waiver of sovereign immunity.
17 *b. Membership, voting, and meetings.*
18 (1) Each member state shall have two delegates selected
19 by that member state's licensing board. The delegates shall
20 be current members of the licensing board. One shall be an
21 audiologist and one shall be a speech language pathologist.
22 (2) An additional five delegates, who are either a public
23 member or board administrator from a state licensing board,
24 shall be chosen by the executive committee from a pool of
25 nominees provided by the commission at large.
26 (3) Any delegate may be removed or suspended from office
27 as provided by the law of the state from which the delegate is
28 appointed.
29 (4) The member state board shall fill any vacancy occurring
30 on the commission within ninety days of a vacancy.
31 (5) Each delegate shall be entitled to one vote with regard
32 to the promulgation of rules and creation of bylaws and shall
33 otherwise have an opportunity to participate in the business
34 and affairs of the commission.

35 (6) A delegate shall vote in person or by other means as

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1 provided in the bylaws. The bylaws may provide for delegates'
2 participation in meetings by telephone or other means of
3 communication.
4 (7) The commission shall meet at least once during each
5 calendar year. Additional meetings shall be held as set forth
6 in the bylaws.
7 c. The commission shall have the following powers and
8 duties:
9 (1) Establish the fiscal year of the commission.
10 (2) Establish bylaws.
11 (3) Establish a code of ethics.
12 (4) Maintain its financial records in accordance with the
13 bylaws.
14 (5) Meet and take actions as are consistent with the
15 provisions of this compact and the bylaws.
16 (6) Promulgate uniform rules to facilitate and coordinate
17 implementation and administration of this compact. The rules
18 shall have the force and effect of law and shall be binding in
19 all member states to the extent and in the manner provided for
20 in the compact.
21 (7) Bring and prosecute legal proceedings or actions in the
22 name of the commission, provided that the standing of any state
23 audiology or speech language pathology licensing board to sue
24 or be sued under applicable law shall not be affected.
25 (8) Purchase and maintain insurance and bonds.
26 (9) Borrow, accept, or contract for services of personnel,
27 including but not limited to employees of a member state.
28 (10) Hire employees, elect or appoint officers, fix
29 compensation, define duties, grant individuals appropriate
30 authority to carry out the purposes of the compact, and
31 establish the commission's personnel policies and programs
32 relating to conflicts of interest, qualifications of personnel,
33 and other related personnel matters.
34 (11) Accept any and all appropriate donations and grants
35 of money, equipment, supplies, materials, and services, and

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1 receive, utilize and dispose of the same; provided that at all
2 times the commission shall avoid any appearance of impropriety
3 or conflict of interest.
4 (12) Lease, purchase, accept appropriate gifts or donations
5 of, or otherwise own, hold, improve, or use, any property,
6 real, personal, or mixed; provided that at all times the
7 commission shall avoid any appearance of impropriety.
8 (13) Sell, convey, mortgage, pledge, lease, exchange,
9 abandon, or otherwise dispose of any property real, personal,
10 or mixed.

- 11 (14) Establish a budget and make expenditures.
12 (15) Borrow money.
13 (16) Appoint committees, including standing committees
14 composed of members, and other interested persons as may be
15 designated in this compact and the bylaws.
16 (17) Provide and receive information from, and cooperate
17 with, law enforcement agencies.
18 (18) Establish and elect an executive committee.
19 (19) Perform other functions as may be necessary or
20 appropriate to achieve the purposes of this compact consistent
21 with the state regulation of audiology and speech language
22 pathology licensure and practice.
23 *d.* The commission shall have no authority to change or
24 modify the laws of the member states which define the practice
25 of audiology and speech language pathology in the respective
26 states.
27 *e. The executive committee.* The executive committee shall
28 have the power to act on behalf of the commission according to
29 the terms of this compact.
30 (1) The executive committee shall be composed of ten
31 members:
32 (a) Seven voting members who are elected by the commission
33 from the current membership of the commission.
34 (b) Two ex officio members, consisting of one nonvoting
35 member from a recognized national audiology professional

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- 1 association and one nonvoting member from a recognized national
2 speech language pathology association.
3 (c) One ex officio, nonvoting member from the recognized
4 membership organization of the audiology and speech language
5 pathology licensing boards.
6 (d) The ex officio members shall be selected by their
7 respective organizations.
8 (2) The commission may remove any member of the executive
9 committee as provided in the bylaws.
10 (3) The executive committee shall meet at least annually.
11 (4) The executive committee shall have the following duties
12 and responsibilities:
13 (a) Recommend to the entire commission changes to the rules
14 or bylaws, changes to this compact, fees paid by compact member
15 states such as annual dues, and any commission compact fee
16 charged to licensees for the compact privilege.
17 (b) Ensure compact administration services are
18 appropriately provided, contractual or otherwise.
19 (c) Prepare and recommend the budget.
20 (d) Maintain financial records on behalf of the commission.
21 (e) Monitor compact compliance of member states and provide
22 compliance reports to the commission.
23 (f) Establish additional committees as necessary.
24 (g) Other duties as provided in rules or bylaws.

25 (5) *Meetings of the commission.*

26 All meetings shall be open to the public, and public notice
27 of meetings shall be given in the same manner as required under
28 the rulemaking provisions in subsection 10.

29 (6) (a) The commission or the executive committee or other
30 committees of the commission may convene in a closed, nonpublic
31 meeting if the commission or executive committee or other
32 committees of the commission must discuss any of the following:

33 (i) Noncompliance of a member state with its obligations
34 under the compact.

35 (ii) The employment, compensation, discipline, or other

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1 matters, practices, or procedures related to specific employees
2 or other matters related to the commission's internal personnel
3 practices and procedures.

4 (iii) Current, threatened, or reasonably anticipated
5 litigation.

6 (iv) Negotiation of contracts for the purchase, lease, or
7 sale of goods, services, or real estate.

8 (v) Accusing any person of a crime or formally censuring any
9 person.

10 (vi) Disclosure of trade secrets or commercial or financial
11 information that is privileged or confidential.

12 (vii) Disclosure of information of a personal nature where
13 disclosure would constitute a clearly unwarranted invasion of
14 personal privacy.

15 (viii) Disclosure of investigative records compiled for law
16 enforcement purposes.

17 (ix) Disclosure of information related to any investigative
18 reports prepared by or on behalf of or for use of the
19 commission or other committee charged with responsibility of
20 investigation or determination of compliance issues pursuant
21 to the compact.

22 (x) Matters specifically exempted from disclosure by
23 federal or member state statute.

24 (b) If a meeting, or portion of a meeting, is closed
25 pursuant to this provision, the commission's legal counsel or
26 designee shall certify that the meeting may be closed and shall
27 reference each relevant exempting provision.

28 (7) The commission shall keep minutes that fully and clearly
29 describe all matters discussed in a meeting and shall provide
30 a full and accurate summary of actions taken, and the reasons
31 therefor, including a description of the views expressed. All
32 documents considered in connection with an action shall be
33 identified in such minutes. All minutes and documents of a
34 closed meeting shall remain under seal, subject to release
35 by a majority vote of the commission or order of a court of

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1 competent jurisdiction.

2 (8) *Financing the commission.*

3 (a) The commission shall pay, or provide for the payment of,
4 the reasonable expenses of its establishment, organization, and
5 ongoing activities.

6 (b) The commission may accept any and all appropriate
7 revenue sources, donations, and grants of money, equipment,
8 supplies, materials, and services.

9 (c) The commission may levy on and collect an annual
10 assessment from each member state or impose fees on other
11 parties to cover the cost of the operations and activities
12 of the commission and its staff, which must be in a total
13 amount sufficient to cover its annual budget as approved each
14 year for which revenue is not provided by other sources. The
15 aggregate annual assessment amount shall be allocated based
16 upon a formula to be determined by the commission, which shall
17 promulgate a rule binding upon all member states.

18 (d) The commission shall not incur obligations of any kind
19 prior to securing the funds adequate to meet the same; nor
20 shall the commission pledge the credit of any of the member
21 states, except by and with the authority of the member state.

22 (e) The commission shall keep accurate accounts of all
23 receipts and disbursements. The receipts and disbursements of
24 the commission shall be subject to the audit and accounting
25 procedures established under its bylaws. However, all receipts
26 and disbursements of funds handled by the commission shall be
27 audited yearly by a certified or licensed public accountant,
28 and the report of the audit shall be included in and become
29 part of the annual report of the commission.

30 *f. Qualified immunity, defense, and indemnification.*

31 (1) The members, officers, executive director, employees,
32 and representatives of the commission shall be immune from
33 suit and liability, either personally or in their official
34 capacity, for any claim for damage to or loss of property or
35 personal injury or other civil liability caused by or arising

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1 out of any actual or alleged act, error, or omission that
2 occurred, or that the person against whom the claim is made had
3 a reasonable basis for believing occurred within the scope of
4 commission employment, duties, or responsibilities; provided
5 that nothing in this paragraph "f" shall be construed to protect
6 any person from suit or liability for any damage, loss, injury,
7 or liability caused by the intentional, willful, or wanton
8 misconduct of that person.

9 (2) The commission shall defend any member, officer,
10 executive director, employee, or representative of the
11 commission in any civil action seeking to impose liability
12 arising out of any actual or alleged act, error, or omission

13 that occurred within the scope of commission employment,
14 duties, or responsibilities, or that the person against
15 whom the claim is made had a reasonable basis for believing
16 occurred within the scope of commission employment, duties,
17 or responsibilities; provided that nothing herein shall be
18 construed to prohibit that person from retaining the person's
19 own counsel; and provided further, that the actual or alleged
20 act, error, or omission did not result from that person's
21 intentional, willful, or wanton misconduct.
22 (3) The commission shall indemnify and hold harmless
23 any member, officer, executive director, employee, or
24 representative of the commission for the amount of any
25 settlement or judgment obtained against that person arising
26 out of any actual or alleged act, error, or omission that
27 occurred within the scope of commission employment, duties,
28 or responsibilities, or that such person had a reasonable
29 basis for believing occurred within the scope of commission
30 employment, duties, or responsibilities, provided that the
31 actual or alleged act, error, or omission did not result from
32 the intentional, willful, or wanton misconduct of that person.
33 9. *Data system.*
34 a. The commission shall provide for the development,
35 maintenance, and utilization of a coordinated database and

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1 reporting system containing licensure, adverse action, and
2 investigative information on all licensed individuals in member
3 states.
4 b. Notwithstanding any other provision of state law to
5 the contrary, a member state shall submit a uniform data set
6 to the data system on all individuals to whom this compact
7 is applicable as required by the rules of the commission,
8 including all of the following:
9 (1) Identifying information.
10 (2) Licensure data.
11 (3) Adverse actions against a license or compact privilege.
12 (4) Nonconfidential information related to alternative
13 program participation.
14 (5) Any denial of application for licensure, and the reason
15 for denial.
16 (6) Other information that may facilitate the
17 administration of this compact, as determined by the rules of
18 the commission.
19 c. Investigative information pertaining to a licensee in any
20 member state shall only be available to other member states.
21 d. The commission shall promptly notify all member states of
22 any adverse action taken against a licensee or an individual
23 applying for a license. Adverse action information pertaining
24 to a licensee in any member state shall be available to any
25 other member state.
26 e. Member states contributing information to the data

27 system may designate information that may not be shared with
28 the public without the express permission of the contributing
29 state.
30 *f.* Any information submitted to the data system that is
31 subsequently required to be expunged by the laws of the member
32 state contributing the information shall be removed from the
33 data system.
34 10. *Rulemaking.*
35 *a.* The commission shall exercise its rulemaking powers

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1 pursuant to the criteria set forth in this subsection and the
2 rules adopted thereunder. Rules and amendments shall become
3 binding as of the date specified in each rule or amendment.
4 *b.* If a majority of the legislatures of the member states
5 rejects a rule, by enactment of a statute or resolution in the
6 same manner used to adopt the compact within four years of the
7 date of adoption of the rule, the rule shall have no further
8 force and effect in any member state.
9 *c.* Rules or amendments to the rules shall be adopted at a
10 regular or special meeting of the commission.
11 *d.* Prior to promulgation and adoption of a final rule or
12 rules by the commission, and at least thirty days in advance
13 of the meeting at which the rule shall be considered and voted
14 upon, the commission shall file a notice of proposed rulemaking
15 in all of the following locations:
16 (1) On the internet site of the commission or other publicly
17 accessible platform.
18 (2) On the internet site of each member state audiology or
19 speech language pathology licensing board or other publicly
20 accessible platform or the publication in which each state
21 would otherwise publish proposed rules.
22 *e.* A notice of proposed rulemaking shall include all of the
23 following:
24 (1) The proposed time, date, and location of the meeting in
25 which the rule shall be considered and voted upon.
26 (2) The text of the proposed rule or amendment and the
27 reason for the proposed rule.
28 (3) A request for comments on the proposed rule from any
29 interested person.
30 (4) The manner in which interested persons may submit notice
31 to the commission of their intention to attend the public
32 hearing and any written comments.
33 *f.* Prior to the adoption of a proposed rule, the commission
34 shall allow persons to submit written data, facts, opinions,
35 and arguments, which shall be made available to the public.

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1 *g.* The commission shall grant an opportunity for a public
2 hearing before it adopts a rule or amendment if a hearing is

3 requested by any of the following:

4 (1) At least twenty-five persons.

5 (2) A state or federal governmental subdivision or agency.

6 (3) An association having at least twenty-five members.

7 *h.* If a hearing is held on the proposed rule or amendment,

8 the commission shall publish the place, time, and date of

9 the scheduled public hearing. If the hearing is held via

10 electronic means, the commission shall publish the mechanism

11 for access to the electronic hearing.

12 (1) All persons wishing to be heard at the hearing shall

13 notify the executive director of the commission or other

14 designated member in writing of their desire to appear and

15 testify at the hearing not less than five business days before

16 the scheduled date of the hearing.

17 (2) Hearings shall be conducted in a manner providing each

18 person who wishes to comment a fair and reasonable opportunity

19 to comment orally or in writing.

20 (3) All hearings shall be recorded. A copy of the recording

21 shall be made available on request.

22 (4) Nothing in this paragraph "*h*" shall be construed as

23 requiring a separate hearing on each rule. Rules may be

24 grouped for the convenience of the commission at hearings

25 required by this paragraph "*h*".

26 *i.* Following the scheduled hearing date, or by the close

27 of business on the scheduled hearing date if the hearing was

28 not held, the commission shall consider all written and oral

29 comments received.

30 *j.* If no written notice of intent to attend the public

31 hearing by interested parties is received, the commission may

32 proceed with promulgation of the proposed rule without a public

33 hearing.

34 *k.* The commission shall, by majority vote of all members,

35 take final action on the proposed rule and shall determine the

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1 effective date of the rule, if any, based on the rulemaking

2 record and the full text of the rule.

3 *l.* Upon determination that an emergency exists, the

4 commission may consider and adopt an emergency rule without

5 prior notice, opportunity for comment, or hearing, provided

6 that the usual rulemaking procedures provided in the compact

7 and in this section shall be retroactively applied to the rule

8 as soon as reasonably possible, in no event later than ninety

9 days after the effective date of the rule. For the purposes of

10 this provision, an emergency rule is one that must be adopted

11 immediately in order to do any of the following:

12 (1) Meet an imminent threat to public health, safety, or

13 welfare.

14 (2) Prevent a loss of commission or member state funds.

15 (3) Meet a deadline for the promulgation of an

16 administrative rule that is established by federal law or rule.

17 *m.* The commission or an authorized committee of the
18 commission may direct revisions to a previously adopted rule
19 or amendment for purposes of correcting typographical errors,
20 errors in format, errors in consistency, or grammatical
21 errors. Public notice of any revisions shall be posted on
22 the internet site of the commission. The revision shall be
23 subject to challenge by any person for a period of thirty days
24 after posting. The revision may be challenged only on grounds
25 that the revision results in a material change to a rule. A
26 challenge shall be made in writing and delivered to the chair
27 of the commission prior to the end of the notice period. If
28 no challenge is made, the revision shall take effect without
29 further action. If the revision is challenged, the revision
30 may not take effect without the approval of the commission.
31 11. *Oversight, dispute resolution, and enforcement.*
32 *a. Dispute resolution.*
33 (1) Upon request by a member state, the commission shall
34 attempt to resolve disputes related to the compact that arise
35 among member states and between member and nonmember states.

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1 (2) The commission shall promulgate a rule providing for
2 both mediation and binding dispute resolution for disputes as
3 appropriate.
4 *b. Enforcement.*
5 (1) The commission, in the reasonable exercise of its
6 discretion, shall enforce the provisions and rules of this
7 compact.
8 (2) By majority vote, the commission may initiate legal
9 action in the United States district court for the District
10 of Columbia or the federal district where the commission has
11 its principal offices against a member state in default to
12 enforce compliance with the provisions of the compact and its
13 promulgated rules and bylaws. The relief sought may include
14 both injunctive relief and damages. In the event judicial
15 enforcement is necessary, the prevailing member shall be
16 awarded all costs of litigation, including reasonable attorney
17 fees.
18 (3) The remedies herein shall not be the exclusive remedies
19 of the commission. The commission may pursue any other
20 remedies available under federal or state law.
21 12. *Date of implementation of the interstate commission for*
22 *audiology and speech language pathology practice and associated*
23 *rules, withdrawal, and amendment.*
24 *a.* The compact shall come into effect on the date on
25 which the compact statute is enacted into law in the tenth
26 member state. The provisions, which become effective at
27 that time, shall be limited to the powers granted to the
28 commission relating to assembly and the promulgation of rules.
29 Thereafter, the commission shall meet and exercise rulemaking
30 powers necessary to the implementation and administration of

31 the compact.
32 *b.* Any state that joins the compact subsequent to the
33 commission's initial adoption of the rules shall be subject
34 to the rules as they exist on the date on which the compact
35 becomes law in that state. Any rule that has been previously

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1 adopted by the commission shall have the full force and effect
2 of law on the day the compact becomes law in that state.
3 *c.* A member state may withdraw from this compact by enacting
4 a statute repealing the same.
5 (1) A member state's withdrawal shall not take effect until
6 six months after enactment of the repealing statute.
7 (2) Withdrawal shall not affect the continuing requirement
8 of the withdrawing state's audiology or speech language
9 pathology licensing board to comply with the investigative and
10 adverse action reporting requirements of this compact prior to
11 the effective date of withdrawal.
12 *d.* Nothing contained in this compact shall be construed
13 to invalidate or prevent any audiology or speech language
14 pathology licensure agreement or other cooperative arrangement
15 between a member state and a nonmember state that does not
16 conflict with the provisions of this compact.
17 *e.* This compact may be amended by the member states. No
18 amendment to this compact shall become effective and binding
19 upon any member state until it is enacted into the laws of all
20 member states.
21 13. *Construction and severability.*
22 This compact shall be liberally construed so as to
23 effectuate the purposes thereof. The provisions of this
24 compact shall be severable, and if any phrase, clause,
25 sentence, or provision of this compact is declared to be
26 contrary to the constitution of any member state or of the
27 United States or the applicability thereof to any government,
28 agency, person, or circumstance is held invalid, the validity
29 of the remainder of this compact and the applicability thereof
30 to any government, agency, person, or circumstance shall not be
31 affected thereby. If this compact shall be held contrary to
32 the constitution of any member state, the compact shall remain
33 in full force and effect as to the remaining member states and
34 in full force and effect as to the member state affected as to
35 all severable matters.

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1 14. *Binding effect of compact and other laws.*
2 *a.* Nothing herein prevents the enforcement of any other law
3 of a member state that is not inconsistent with the compact.
4 *b.* All laws in a member state in conflict with the compact
5 are superseded to the extent of the conflict.
6 *c.* All lawful actions of the commission, including all rules

- 7 and bylaws promulgated by the commission, are binding upon the
 8 member states.
 9 *d.* All agreements between the commission and the member
 10 states are binding in accordance with their terms.
 11 *e.* In the event any provision of the compact exceeds the
 12 constitutional limits imposed on the legislature of any member
 13 state, the provision shall be ineffective to the extent of the
 14 conflict with the constitutional provision in question in that
 15 member state.>
 16 2. Title page, line 1, after <compact> by inserting <and the
 17 audiology and speech language pathology interstate compact>
 18 3. By renumbering as necessary.

KAUFMANN of Cedar

H-1421

- 1 Amend House File 889 as follows:
 2 1. Page 1, lines 30 and 31, by striking <requirement, but
 3 does not include a health care facility as defined in section
 4 686D.2> and inserting <requirement>
 5 2. By striking page 1, line 35, through page 2, line 1, and
 6 inserting <subdivision of the state.>

SHIPLEY of Van Buren

H-1422

- 1 Amend House File 868 as follows:
 2 1. Page 12, after line 11 by inserting:
 3 <____. STUDENT FIRST SCHOLARSHIPS
 4 For deposit in the student first scholarship fund created
 5 pursuant to section 257.11B, if enacted by this Act:
 6 \$ 5,000,000>
 7 2. Page 26, after line 35 by inserting:
 8 <DIVISION ____
 9 STUDENT FIRST SCHOLARSHIP PROGRAM
 10 Sec. _____. Section 256.9, Code 2021, is amended by adding the
 11 following new subsection:
 12 **NEW SUBSECTION. 63.** Adopt rules relating to the
 13 administration of and applications for the student first
 14 scholarship program pursuant to section 257.11B, including but
 15 not limited to application processing timelines and information
 16 required to be submitted by a parent or guardian.
 17 Sec. _____. **NEW SECTION. 257.11B Student first scholarship**
 18 **program.**
 19 1. Subject to an appropriation of funds by the general
 20 assembly for the purpose, a student first scholarship program
 21 is created that shall be administered by the department of
 22 education.
 23 *a.* For the school budget year beginning July 1, 2022, and
 24 each succeeding school budget year, the following resident

25 pupils who are attending a nonpublic school, as defined in
26 section 285.16, shall be eligible to receive a student first
27 scholarship in the manner provided in this section:
28 (1) A pupil eligible to enroll in kindergarten who, if
29 enrolled in the pupil's district of residence, would attend
30 a public school identified for comprehensive support and
31 improvement under the federal Every Student Succeeds Act, Pub.
32 L. No. 114-95, or an equivalent objective federal standard.
33 (2) A pupil eligible to enroll in grade one through grade
34 twelve if the pupil has attended a public school identified for
35 comprehensive support and improvement under the federal Every

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1 Student Succeeds Act, Pub. L. No. 114-95, or an equivalent
2 objective federal standard, for the equivalent of the two
3 immediately preceding semesters for which the student first
4 scholarship is requested and if the pupil is not otherwise
5 ineligible under this section.
6 (3) A pupil who received a student first scholarship for
7 the immediately preceding school budget year, who is eligible
8 to enroll in grade one through grade twelve, and who is not
9 otherwise ineligible under this section.
10 b. Student first scholarships shall be made available to
11 parents and guardians in the manner authorized under subsection
12 4, paragraph "c", for the payment of qualified educational
13 expenses as provided in this section.
14 c. For purposes of this subsection, "*resident*" means the
15 same as defined in section 282.1, subsection 2.
16 2. a. (1) By January 1 preceding the school year for
17 which the student first scholarship is requested, the parent or
18 guardian of the pupil requesting a student first scholarship
19 shall submit an application to the department of education, on
20 application forms developed by the department of education,
21 indicating that the parent or guardian intends to enroll the
22 pupil in a nonpublic school for the entirety of the school
23 year.
24 (2) In addition to such information deemed appropriate by
25 the department of education, the application shall require
26 certification from the nonpublic school of the pupil's
27 enrollment for the following school year.
28 b. By February 1 preceding the school year for which the
29 student first scholarship is requested, the department of
30 education shall determine the number of pupils in each school
31 district approved to receive a scholarship for the following
32 school year and shall notify the parent or guardian of each
33 pupil approved for the following school year to receive a
34 scholarship and the amount of the scholarship for the pupil.
35 c. Student first scholarships shall only be approved for

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1 one school year and applications must be submitted annually for
2 student first scholarships in subsequent school years.
3 3. The department of education shall assign each pupil a
4 student first scholarship in an amount equal to the sum of all
5 the following for the same school budget year:
6 a. The product of the pupil's weighted enrollment that
7 would otherwise be assigned to the pupil under this chapter if
8 the pupil was enrolled in the pupil's district of residence
9 multiplied by the difference between eighty-seven and
10 five-tenths percent of the regular program state cost per pupil
11 and the statewide average foundation property tax per pupil.
12 b. The total teacher salary supplement district cost per
13 pupil for the pupil's district of residence.
14 c. The total professional development supplement district
15 cost per pupil for the pupil's district of residence.
16 d. The total early intervention supplement district cost per
17 pupil for the pupil's district of residence.
18 e. The total area education agency teacher salary supplement
19 district cost per pupil for the pupil's district of residence.
20 f. The total area education agency professional development
21 supplement district cost per pupil for the pupil's district of
22 residence.
23 g. The total teacher leadership supplement district cost per
24 pupil for the pupil's district of residence.
25 4. A student first scholarship fund is created in the
26 state treasury under the control of the department of
27 education consisting of moneys appropriated to the department
28 of education for the purpose of providing student first
29 scholarships under this section. Notwithstanding section
30 8.33, moneys appropriated to the department of education by
31 the general assembly for purposes of this section that remain
32 unencumbered or unobligated at the end of the fiscal year shall
33 not revert to the general fund but shall remain available for
34 expenditure for the purposes designated in subsequent fiscal
35 years. The director of the department of education has all

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1 powers necessary to carry out and effectuate the purposes,
2 objectives, and provisions of this section pertaining to the
3 fund, including the power to do all of the following:
4 a. Make and enter into contracts necessary for the
5 administration of the fund.
6 b. Procure insurance against any loss in connection with the
7 assets of the fund or require a surety bond.
8 c. Contract with a private financial management firm to
9 manage the fund, in collaboration with the treasurer of state,
10 including providing for the disbursement of student first
11 scholarships in the form of an electronic debit card or checks
12 that are payable directly from the pupil's account within the

13 fund.
14 d. Conduct audits or other reviews necessary to properly
15 administer the program.
16 e. Adopt rules for the administration of the fund and
17 accounts within the fund.
18 f. Prorate the amount of scholarship awards if the amount
19 appropriated is insufficient to pay the full amount of
20 scholarship awards in accordance with subsection 1.
21 5. a. For each pupil approved for a student first
22 scholarship, the department of education shall establish an
23 account for that pupil in the student first scholarship fund.
24 The amount of the pupil's student first scholarship shall be
25 deposited into the pupil's account on July 1, and such amount
26 shall be immediately available for the payment of qualified
27 educational expenses incurred by the parent or guardian for
28 the pupil during that fiscal year using the payment method
29 authorized under subsection 4, paragraph "c".
30 b. A nonpublic school that accepts payment from a parent
31 or guardian using funds from a pupil's account in the student
32 first scholarship fund shall not refund, rebate, or share any
33 portion of such payment with the parent, guardian, or pupil.
34 c. Moneys remaining in a pupil's account upon conclusion
35 of the fiscal year shall remain in the pupil's account in the

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1 student first scholarship fund for the payment of qualified
2 educational expenses in future fiscal years during which the
3 pupil participates in the program until the pupil becomes
4 ineligible under the program or until the remaining amounts are
5 transferred to the state general fund under subsection 8.
6 6. a. For purposes of this section, "*qualified educational*
7 *expenses*" includes tuition and fees at a nonpublic school,
8 textbooks, fees or payments for educational therapies,
9 including tutoring or cognitive skills training, curriculum
10 fees, software, and materials for a course of study for a
11 specific subject matter or grade level, tuition or fees for
12 nonpublic online education programs, tuition for vocational and
13 life skills education approved by the department of education,
14 education materials and services for pupils with disabilities,
15 including the cost of paraprofessionals and assistants who are
16 trained in accordance with state law, standardized test fees,
17 advanced placement examinations or examinations related to
18 postsecondary education admission or credentialing, qualified
19 education expenses, as defined in section 12D.1, excluding
20 room and board expenses, and other expenses incurred by the
21 parent or guardian that are directly related to the education
22 of the pupil at a nonpublic school, including a nonpublic
23 school accredited by an independent accrediting agency approved
24 by the department of education. The cost of one computer or
25 other portable computing device shall be allowed as a qualified
26 educational expense for a pupil if the computer or portable

27 computing device is used primarily for the education of the
28 pupil and if such a purchase has not been made using funds from
29 that pupil's account in any of the three immediately preceding
30 fiscal years.
31 *b. "Qualified educational expenses"* does not include
32 transportation costs for the pupil, the cost of food or
33 refreshments consumed by the pupil, the cost of clothing for
34 the pupil, or the cost of disposable materials, including
35 but not limited to paper, notebooks, pencils, pens, and art

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1 supplies.
2 7. *a.* A person who makes a false claim for the purpose
3 of obtaining a student first scholarship provided for in this
4 section or who knowingly receives the scholarship or makes a
5 payment from an account within the student first scholarship
6 fund without being legally entitled to do so is guilty of a
7 fraudulent practice under chapter 714. The false claim for a
8 student first scholarship or a payment from an account shall
9 be disallowed. The department of education shall also close
10 the pupil's account in the student first scholarship fund and
11 transfer any remaining moneys in the account for deposit in the
12 general fund of the state. If the improperly obtained amounts
13 from the scholarship have been disbursed from the applicable
14 account in the student first scholarship fund, the department
15 of education shall recover such amounts from the parent or
16 guardian, including by initiating legal proceedings to recover
17 such amounts, if necessary. A parent or guardian who commits
18 a fraudulent practice under this section is prohibited from
19 participating in the student first scholarship program in the
20 future.
21 *b.* If, prior to the end of the required attendance
22 period of the school year, a pupil who receives a student
23 first scholarship withdraws from enrollment in the nonpublic
24 school or is expelled, the nonpublic school shall notify the
25 department of education in writing of the pupil's withdrawal
26 or expulsion, and the pupil's parent or guardian shall notify
27 the department of education of the pupil's withdrawal or
28 expulsion from the nonpublic school. A pupil's expulsion
29 from the nonpublic school prior to the end of the required
30 attendance period for the school year shall invalidate the
31 pupil's eligibility for the student first scholarship for the
32 school budget year. A pupil's withdrawal from a nonpublic
33 school prior to the end of the required attendance period of
34 the school year shall invalidate the pupil's eligibility for
35 the student first scholarship for the school budget year unless

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1 the withdrawal is the result of a change in residence of the
2 pupil and the pupil, following written notice by the parent

3 or guardian and certification by the new nonpublic school to
4 the department of education, enrolls in a different nonpublic
5 school in this state for the remainder of the school year.
6 c. (1) Upon receipt of a notice of expulsion under
7 paragraph "b", the department of education shall close the
8 pupil's account in the student first scholarship fund and
9 transfer any remaining moneys in the account for deposit in
10 the general fund of the state. In addition, if amounts from
11 the scholarship for the school budget year during which the
12 pupil is expelled have been disbursed from the expelled pupil's
13 account in the student first scholarship fund, the department
14 of education shall recover such amounts from the parent or
15 guardian, including by initiating legal proceedings to recover
16 such amounts, if necessary.
17 (2) Upon receipt of a notice of withdrawal under paragraph
18 "b" and a determination that the pupil's withdrawal was
19 not the result of a change in residence, the department of
20 education shall cease disbursements of remaining moneys in
21 the pupil's account in the student first scholarship fund,
22 close the pupil's account, and transfer any moneys remaining
23 in the pupil's account for deposit in the general fund of
24 the state. In addition, if amounts from the scholarship for
25 the school budget year during which the withdrawal occurs
26 have been disbursed from the pupil's account in the student
27 first scholarship fund, the department of education shall
28 recover such amounts from the parent or guardian to the extent
29 the amount disbursed exceeds the amount of the scholarship
30 proportionate to the remaining portion of the school year
31 following the withdrawal, including by initiating legal
32 proceedings to recover such amounts, if necessary.
33 (3) Upon receipt of a notice of withdrawal under paragraph
34 "b" and a determination that the withdrawal was the result of
35 a change in residence but that the pupil did not enroll in

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1 a different nonpublic school in this state for the remainder
2 of the school year, the department of education shall cease
3 disbursements of remaining moneys in the pupil's account in
4 the student first scholarship fund, close the pupil's account,
5 and transfer any moneys remaining in the pupil's account for
6 deposit in the general fund of the state.
7 (4) If a pupil's eligibility is invalidated under the
8 provisions of paragraph "b", the pupil shall be ineligible for a
9 student first scholarship for the following school budget year
10 under subsection 1, paragraph "a", subparagraphs (2) and (3).
11 8. Moneys remaining in a pupil's account when the pupil
12 graduates from high school or turns twenty-one years of age,
13 whichever occurs first, shall be transferred by the department
14 of education for deposit in the general fund of the state.
15 9. a. A parent may appeal to the state board of education
16 any administrative decision the department of education

17 makes pursuant to this section, including but not limited
18 to determinations of eligibility, allowable expenses, and
19 removal from the program. The department shall notify the
20 parent or guardian in writing of the appeal process at the same
21 time the department notifies the parent or guardian of the
22 administrative decision. The state board of education shall
23 establish the appeals process consistent with chapter 17A and
24 shall post such appeal process information on the state board
25 of education's internet site.

26 *b.* The state board of education shall refer cases of
27 substantial misuse of student first scholarship funds to the
28 attorney general for the purpose of collection or for the
29 purpose of a criminal investigation if the state board of
30 education obtains evidence of fraudulent use of an account.

31 10. This section shall not be construed to authorize the
32 state or any political subdivision of the state to exercise
33 authority over any nonpublic school or construed to require
34 a nonpublic school to modify its academic standards for
35 admission or educational program in order to receive payment

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1 from a parent or guardian using funds from a pupil's account
2 in the student first scholarship fund. A nonpublic school
3 that accepts payment from a parent or guardian using funds
4 from a pupil's account in the student first scholarship fund
5 is not an agent of this state or of a political subdivision
6 of this state. Rules adopted by the department of education
7 to implement this section that impose an undue burden on a
8 nonpublic school are invalid.

9 Sec. ____ Section 422.7, Code 2021, is amended by adding the
10 following new subsection:

11 NEW SUBSECTION. 51. Subtract, to the extent included, the
12 amount of a student first scholarship under section 257.11B
13 received by the taxpayer for payment of qualified educational
14 expenses.

15 Sec. ____ APPLICABILITY. The following applies to school
16 budget years and fiscal years beginning on or after July 1,
17 2022:

18 The section of this division of this Act enacting section
19 257.11B.

20 Sec. ____ APPLICABILITY. The following applies to tax years
21 beginning on or after January 1, 2022:

22 The section of this division of this Act enacting section
23 422.7, subsection 51.>

24 3. Title page, line 6, by striking <retroactive>
25 4. By renumbering as necessary.

SHIPLEY of Van Buren

H-1423

1 Amend Senate File 243, as amended, passed, and reprinted by
2 the Senate, as follows:

3 1. By striking page 1, line 21, through page 2, line 11, and
4 inserting:

5 <Sec. ____ **NEW SECTION. 727.12 Failure to assist.**

6 1. A person who reasonably believes another person is
7 suffering from a risk of serious bodily injury or imminent
8 danger of death shall, if the person is able, attempt to
9 contact local law enforcement or local emergency response
10 authorities, if doing so does not place the person or the other
11 person at risk of serious bodily injury or imminent danger of
12 death. A person shall not be required to contact local law
13 enforcement or emergency response authorities if the person
14 knows or reasonably believes that the other person is not in
15 need of help or assistance.

16 2. A person who violates this section without lawful cause
17 commits the following:

18 a. A simple misdemeanor if the failure to assist results in
19 the other person suffering serious bodily injury.

20 b. An aggravated misdemeanor if the failure to assist
21 results in the death of the other person.>

GOBBLE of Polk

H-1424

1 Amend House File 889 as follows:

2 1. Page 1, after line 24 by inserting:

3 <____. A violation of this section is punishable by a civil
4 penalty in the amount of one thousand five hundred dollars
5 for each violation. In an action or proceeding to enforce
6 this section, the court shall award the prevailing plaintiff
7 reasonable court costs and attorney fees.>

8 2. By renumbering, redesignating, and correcting internal
9 references as necessary.

B. MEYER of Polk

H-1425

1 Amend House File 847, as amended, passed, and reprinted by
2 the House, as follows:

3 1. Page 10, by striking lines 20 through 30.

4 2. Page 11, by striking lines 25 through 30.

5 3. By striking page 11, line 31, through page 12, line 10,
6 and inserting:

7 <Sec. ____ **EXTRACURRICULAR INELIGIBILITY.** In addition
8 to the circumstances enumerated under section 256.46,
9 subsection 1, and section 282.18, subsection 11, for which
10 the ineligibility period for extracurricular interscholastic

11 contests or competitions shall not apply, and notwithstanding
12 any provision of law or rule of the state board of education to
13 the contrary, for determinations of eligibility for the school
14 year beginning July 1, 2020, and the school year beginning
15 July 1, 2021, a child may participate immediately in varsity
16 interscholastic contests or competitions upon enrollment in a
17 school or school district, if the child was previously enrolled
18 in the school or school district on the first day of the school
19 calendar for the school year beginning July 1, 2020, then
20 enrolls in a different school or school district for a portion
21 of the school year beginning July 1, 2020, and then, before
22 July 1, 2021, reenrolls in the school or school district in
23 which the child was initially enrolled.>

24 4. By striking page 12, line 11, through page 13, line 6,
25 and inserting:

26 <Sec. ____ EFFECTIVE DATE. The following, being deemed of
27 immediate importance, take effect upon enactment:

28 1. The portion of the section of this division of this
29 Act enacting section 282.18, subsection 11, paragraph “a”,
30 subparagraph (9).

31 2. The portion of the section of this division of this
32 Act enacting section 282.18, subsection 11, paragraph “a”,
33 subparagraph (10).

34 3. The section of this division of this Act establishing
35 an exception to the ineligibility period for extracurricular

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1 interscholastic contests or competitions for the school year
2 beginning July 1, 2020, and the school year beginning July 1,
3 2021.

4 Sec. ____ RETROACTIVE APPLICABILITY. The following apply
5 retroactively to July 1, 2020:

6 1. The section of this division of this Act enacting section
7 256.46, subsection 1, paragraph “i”.

8 2. The portion of the section of this division of this
9 Act enacting section 282.18, subsection 11, paragraph “a”,
10 subparagraph (9).

11 3. The section of this division of this Act establishing
12 an exception to the ineligibility period for extracurricular
13 interscholastic contests or competitions for the school year
14 beginning July 1, 2020, and the school year beginning July 1,
15 2021.>

16 5. Page 15, after line 20 by inserting:

17 <DIVISION ____
18 PLEDGE OF ALLEGIANCE

19 Sec. ____ Section 280.5, Code 2021, is amended to read as
20 follows:

21 **280.5 Display of United States flag and Iowa state flag ____**
22 **pledge of allegiance.**

23 1. The board of directors of each public school district
24 and the authorities in charge of each nonpublic school shall

25 provide and maintain a suitable flagstaff on each school site
26 under its control, and the United States flag and the Iowa
27 state flag shall be raised on all school days when weather
28 conditions are suitable.
29 2. The board of directors of each public school district
30 shall administer the pledge of allegiance in grades one through
31 twelve each school day. Each classroom in which the pledge of
32 allegiance is recited pursuant to this subsection shall display
33 the United States flag during the recitation. A student shall
34 not be compelled against the student's objections or those of
35 the student's parent or guardian to recite the pledge.

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1 DIVISION ____
2 FACE COVERING REQUIREMENTS
3 Sec. ____ NEW SECTION. **280.31 Face coverings.**
4 1. The principal of a public school attendance center or
5 nonpublic school attendance center shall have the authority to
6 allow students of the attendance center to attend in-person
7 instruction at the attendance center without wearing a face
8 covering as required or recommended by federal or state
9 statute, regulation, or order, county or city ordinance,
10 regulation, or order, or public health guidance, if the
11 principal believes that allowing such attendance without
12 wearing a face covering is in the best interest of the
13 students by ensuring that students receive quality education,
14 preventing health-related conditions caused by face coverings,
15 or otherwise supporting the physical health, mental health,
16 and overall well-being of the students, and if the board of
17 directors of the school district or the authorities in charge
18 of the nonpublic school, as applicable, has approved such
19 authority or decision of the principal.
20 2. *a.* A principal's decision to allow students to attend
21 in-person instruction at the attendance center without wearing
22 a face covering under subsection 1, including the approval by a
23 board of directors of a school district or the authorities in
24 charge of a nonpublic school, shall not constitute any of the
25 conditions specified in section 686D.4, subsections 1 through
26 3.
27 *b.* For purposes of section 686D.5, a principal's decision
28 under subsection 1, including the approval by a board of
29 directors of a school district or the authorities in charge
30 of a nonpublic school, shall not be construed to be an act or
31 omission that is not in substantial compliance with, or that
32 is consistent with, any federal or state statute, regulation,
33 order, or public health guidance related to COVID-19 that was
34 applicable at the time of the alleged exposure or potential
35 exposure to COVID-19.

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

3 DIVISION ____

4 SCHOOL TUITION ORGANIZATION TAX CREDIT

5 Sec. ____ Section 422.11S, subsection 1, Code 2021, is
6 amended to read as follows:

7 1. The taxes imposed under this subchapter, less the
8 credits allowed under section 422.12, shall be reduced by a
9 school tuition organization tax credit equal to ~~sixty-five~~
10 ~~seventy-five~~ percent of the amount of the voluntary cash or
11 noncash contributions made by the taxpayer during the tax year
12 to a school tuition organization, subject to the total dollar
13 value of the organization's tax credit certificates as computed
14 in subsection 8. The tax credit shall be claimed by use of a
15 tax credit certificate as provided in subsection 7.

16 Sec. ____ Section 422.11S, subsection 8, paragraph a,
17 subparagraph (2), Code 2021, is amended to read as follows:

18 (2) ~~(a)~~ *"Total approved tax credits"* means for the 2006
19 calendar year, two million five hundred thousand dollars, for
20 the 2007 calendar year, five million dollars, for calendar
21 years beginning on or after January 1, 2008, but before January
22 1, 2012, seven million five hundred thousand dollars, for
23 calendar years beginning on or after January 1, 2012, but
24 before January 1, 2014, eight million seven hundred fifty
25 thousand dollars, for calendar years beginning on or after
26 January 1, 2014, but before January 1, 2019, twelve million
27 dollars, ~~and~~ for calendar years beginning on or after January
28 1, 2019, but before January 1, 2020, thirteen million dollars,
29 ~~and~~ for calendar years beginning on or after January 1, 2020,
30 but before January 1, 2022, fifteen million dollars, and for
31 calendar years beginning on or after January 1, 2022, twenty
32 million dollars.

33 ~~(b) (i) During any calendar year beginning on or after~~
34 ~~January 1, 2022, if the amount of awarded tax credits from the~~
35 ~~preceding calendar year are equal to or greater than ninety~~

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1 percent of the total approved tax credits for the current
2 calendar year, the total approved tax credits for the current
3 calendar year shall equal the product of ten percent multiplied
4 by the total approved tax credits for the current calendar year
5 plus the total approved tax credits for the current calendar
6 year.

7 (ii) If total approved tax credits are recomputed pursuant
8 to subparagraph subdivision (i), the total approved tax credits
9 shall equal the previous total approved tax credits recomputed
10 pursuant to subparagraph subdivision (i) for purposes of future
11 recomputations under subparagraph subdivision (i), provided
12 that the maximum total approved tax credits recomputed pursuant

13 ~~to this subparagraph division (b) shall not exceed twenty~~
14 ~~million dollars in a calendar year.~~

15 Sec. ____ RETROACTIVE APPLICABILITY. The following applies
16 retroactively to January 1, 2021, for tax years beginning on
17 or after that date:

18 The section of this division of this Act amending section
19 422.11S, subsection 1.

20 DIVISION ____
21 CHARTER SCHOOLS

22 Sec. ____ Section 256E.5, if enacted by 2021 Iowa Acts,
23 House File 813, is amended by adding the following new
24 subsection:

25 NEW SUBSECTION. 7A. a. The state board shall not approve a
26 charter school application under this section if approval would
27 result in a number of charter school attendance centers for
28 charter schools approved under this section that violates any
29 of the following for the geographic area within the state where
30 the charter school is proposed to be located:

31 (1) More than one charter school attendance center for the
32 elementary school grade levels per ten thousand public and
33 nonpublic students in grades kindergarten through grade twelve
34 residing in the geographic area.

35 (2) More than one charter school attendance center for

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1 the middle school or junior high school grade levels per ten
2 thousand public and nonpublic students in grades kindergarten
3 through grade twelve residing in the geographic area.

4 (3) More than one charter school attendance center for the
5 high school grade levels per ten thousand public and nonpublic
6 students in grades kindergarten through grade twelve residing
7 in the geographic area.

8 b. This subsection is repealed July 1, 2026.

9 Sec. ____ Section 256E.7, subsections 2A, 3, and 5, if
10 enacted by 2021 Iowa Acts, House File 813, are amended to read
11 as follows:

12 2A. a. The governing board's meetings shall be conducted
13 in a manner that is open to the public and the governing board
14 shall be a governmental body for purposes of chapter 21.

15 b. The governing board shall be a government body for
16 purposes of chapter 22 and all records, documents, and
17 electronic data of the charter school and of the governing
18 board shall be public records and shall be subject to the
19 provisions of chapter 22 relating to the examination of public
20 records.

21 3. a. A charter school shall employ or contract with
22 teachers as defined in section 272.1, who hold valid licenses
23 with an endorsement for the type of instruction or service for
24 which the teachers are employed or under contract.

25 b. The chief administrator of the charter school shall be
26 one of the following:

27 (1) An administrator who holds a valid license under chapter
 28 272.
 29 (2) A teacher who holds a valid license under chapter 272.
 30 (3) An individual who holds an authorization to be
 31 a charter school administrator issued by the board of
 32 educational examiners under chapter 272. The board of
 33 educational examiners shall adopt rules for the issuance of
 34 such authorizations not later than December 31, 2021, and such
 35 authorizations shall only be valid for service or employment as

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1 a charter school administrator.
 2 5. A charter school shall enroll an eligible student who
 3 submits a timely application unless the number of applications
 4 exceeds the capacity of a program, class, grade level, or
 5 building. In this case, students must be accepted by lot.
 6 Upon enrollment of an eligible student, the charter school
 7 shall notify the public school district of residence not later
 8 than March 1 of the ~~preceding~~ school year preceding the school
 9 year of enrollment.
 10 Sec. ____ Section 256E.10, subsection 2, if enacted by 2021
 11 Iowa Acts, House File 813, is amended to read as follows:
 12 2. As part of the charter school contract, the charter
 13 school ~~may be required to~~ shall submit an annual report to
 14 assist the state board in evaluating the charter school's
 15 performance and compliance with the performance framework.>
 16 6. Title page, line 1, after <programs,> by inserting
 17 <requirements,>
 18 7. By renumbering, redesignating, and correcting internal
 19 references as necessary.

SENATE AMENDMENT

H-1426

1 Amend House File 365, as passed by the House, as follows:
 2 1. Page 1, line 2, by striking <subsection> and inserting
 3 <subsections>
 4 2. Page 1, after line 9 by inserting:
 5 <NEW SUBSECTION. 1B. The sheriff conducting the
 6 garnishment shall also notify the sheriff of the county where
 7 the action is being enforced.>

SENATE AMENDMENT

H-1427

1 Amend House File 682, as amended, passed, and reprinted by
 2 the House, as follows:
 3 1. Page 3, by striking lines 7 through 11 and inserting:
 4 <4. A person who is not a certified real estate appraiser

5 under this chapter but who is licensed under chapter 543B may
6 be compensated in the course of business for providing an
7 estimate of the probable selling price or leasing price of a
8 particular parcel of real estate or interest in real estate as
9 a comparative market analysis or a broker price opinion. Such
10 a comparative market analysis or broker price opinion shall not
11 be considered an appraisal for purposes of this chapter and
12 shall not be prepared for any purpose in lieu of an appraisal
13 when an appraisal is required by federal or state law.>

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

15 <Sec. ____ Section 543D.22, subsections 1 and 3, Code 2021,
16 are amended to read as follows:

17 1. a. The Subject to paragraphs “b” and “c”, the board may
18 require a national criminal history check through the federal
19 bureau of investigation for applicants for certification or
20 registration, or for persons certified or registered; under
21 this chapter, if needed for credibility, to comply with
22 federal law or regulation, or the policies of the appraisal
23 qualification board of the appraisal foundation. The board
24 may alternatively require a national criminal history check
25 through the nationwide mortgage licensing system and registry,
26 as defined in section 535D.3, when conducting background
27 investigations under this section, if authorized by applicable
28 federal law or regulation.

29 b. The board shall not require a national criminal
30 history check through the federal bureau of investigation
31 for applicants for upgraded certification or registration
32 if the applicant applies for the upgraded certification or
33 registration within twenty-four months following the date the
34 applicant obtained their original certification or registration
35 under this chapter.

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1 c. By signing and submitting to the board a statement
2 declaring that there have been no changes to the applicant’s
3 criminal history since the date of the waiver specified
4 in subsection 4, and that there are no active or pending
5 complaints in any state against the applicant, any of the
6 following individuals may seek a waiver of the board’s
7 requirement to undergo a national criminal history check:
8 (1) An applicant for upgraded certification or registration
9 who obtained their original certification or registration under
10 this chapter more than twenty-four months prior to applying for
11 the upgraded certification or registration.

12 (2) An applicant for upgraded certification applying to the
13 board under a reciprocity agreement.

14 3. a. The Subject to paragraphs “b” and “c”, the board
15 may also request and obtain, notwithstanding section 692.2,
16 subsection 5, criminal history data for applicants, certificate
17 holders, and registrants. A request for criminal history
18 data shall be submitted to the department of public safety,

19 division of criminal investigation, pursuant to section 692.2,
20 subsection 1.
21 b. The board shall not request or obtain criminal history
22 data for applicants for upgraded certification or registration
23 if the applicant applies for the upgraded certification or
24 registration within twenty-four months following the date the
25 applicant obtained their original certification or registration
26 under this chapter.
27 c. By signing and submitting to the board a statement
28 declaring that there have been no changes to the applicant's
29 criminal history data since the date of the waiver specified
30 in subsection 4, and that there are no active or pending
31 complaints in any state against the applicant, any of the
32 following individuals may seek a waiver of the board's request
33 to obtain criminal history data:
34 (1) An applicant for upgraded certification or registration
35 who obtained their original certification or registration under

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1 this chapter more than twenty-four months prior to applying for
2 the upgraded certification or registration.
3 (2) An applicant for upgraded certification applying to the
4 board under a reciprocity agreement.
5 Sec. ____ . APPLICABILITY. The following applies to
6 applications for original certification or registration and
7 renewal certification or registration that are submitted to the
8 real estate appraiser examining board on or after the effective
9 date of this Act:
10 The section of this Act amending section 543D.22.>
11 3. Title page, by striking line 2 and inserting
12 <certification law, making penalties applicable, and including
13 applicability provisions.>
14 4. By renumbering as necessary.

SENATE AMENDMENT

H-1428

1 Amend House File 802, as amended, passed, and reprinted by
2 the House, as follows:
3 1. Page 1, by striking lines 7 and 8.
4 2. Page 1, line 11, by striking <another>
5 3. Page 1, line 14, after <foregoing> by inserting <and
6 whose budget is comprised primarily of tax-generated revenue>
7 4. Page 1, after line 20 by inserting:
8 <____. "Specific defined concepts" means the same as defined
9 in section 261H.7.>
10 5. Page 1, by striking lines 29 through 33 and inserting
11 <does not teach, advocate, encourage, promote, or act upon
12 stereotyping, scapegoating, or prejudice toward others on
13 the basis of demographic group membership or identity. This

14 subsection shall not be construed as preventing an employee or
15 contractor who provides mandatory training from responding to
16 questions regarding stereotyping, scapegoating, or prejudice
17 raised by participants in the training.>

18 6. Page 2, by striking lines 1 and 2 and inserting <against
19 other employees by any characteristic protected under the
20 federal>

21 7. Page 2, line 17, by striking <divisive> and inserting
22 <specific defined>

23 8. Page 2, after line 19 by inserting:

24 <d. Prohibit the use of curriculum that teaches the topics
25 of sexism, slavery, racial oppression, racial segregation,
26 or racial discrimination, including topics relating to the
27 enactment and enforcement of laws resulting in sexism, racial
28 oppression, segregation, and discrimination.>

29 9. By striking page 2, line 24, through page 3, line 14.

30 10. Page 3, after line 25 by inserting:

31 <_. "Specific defined concepts" includes all of the
32 following:

33 (1) That one race or sex is inherently superior to another
34 race or sex.

35 (2) That the United States of America and the state of Iowa

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1 are fundamentally or systemically racist or sexist.

2 (3) That an individual, solely because of the individual's
3 race or sex, is inherently racist, sexist, or oppressive,
4 whether consciously or unconsciously.

5 (4) That an individual should be discriminated against
6 or receive adverse treatment solely or partly because of the
7 individual's race or sex.

8 (5) That members of one race or sex cannot and should not
9 attempt to treat others without respect to race or sex.

10 (6) That an individual's moral character is necessarily
11 determined by the individual's race or sex.

12 (7) That an individual, by virtue of the individual's race
13 or sex, bears responsibility for actions committed in the past
14 by other members of the same race or sex.

15 (8) That any individual should feel discomfort, guilt,
16 anguish, or any other form of psychological distress on account
17 of that individual's race or sex.

18 (9) That meritocracy or traits such as a hard work ethic
19 are racist or sexist, or were created by a particular race to
20 oppress another race.

21 (10) Any other form of race or sex scapegoating or any other
22 form of race or sex stereotyping.>

23 11. Page 3, line 34, by striking <divisive> and inserting
24 <specific defined>

25 12. Page 4, line 2, by striking <divisive> and inserting
26 <specific defined>

27 13. Page 4, by striking lines 5 and 6 and inserting <from

28 discriminating against another by political ideology or any
29 characteristic>
30 14. Page 4, by striking lines 10 and 11 and inserting <from
31 discriminating against students and employees by political
32 ideology or any>
33 15. Page 4, line 26, by striking <divisive> and inserting
34 <specific defined>
35 16. Page 4, line 34, by striking <divisive> and inserting

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1 <specific defined>
2 17. Page 5, after line 1 by inserting:
3 </f. Prohibit the use of curriculum that teaches the topics
4 of sexism, slavery, racial oppression, racial segregation,
5 or racial discrimination, including topics relating to the
6 enactment and enforcement of laws resulting in sexism, racial
7 oppression, segregation, and discrimination.>
8 18. Page 5, by striking lines 6 and 7.
9 19. Page 5, after line 11 by inserting:
10 <___. "*Specific defined concepts*" means the same as defined
11 in section 261H.7.>
12 20. Page 5, by striking lines 18 and 19 and inserting
13 <district does not teach, advocate, encourage, promote, or act
14 upon specific stereotyping and scapegoating toward others on
15 the basis of demographic group membership or identity. This
16 subsection shall not be construed as>
17 21. Page 5, line 22, by striking <divisive> and inserting
18 <specific defined>
19 22. Page 5, by striking lines 26 and 27 and inserting
20 <against another by political ideology or any characteristic
21 protected under>
22 23. Page 5, by striking lines 31 and 32 and inserting
23 <employees by political ideology or any characteristic
24 protected under the>
25 24. Page 6, line 12, by striking <divisive> and inserting
26 <specific defined>
27 25. Page 6, line 20, by striking <divisive> and inserting
28 <specific defined>
29 26. Page 6, after line 22 by inserting:
30 </f. Prohibit the use of curriculum that teaches the topics
31 of sexism, slavery, racial oppression, racial segregation,
32 or racial discrimination, including topics relating to the
33 enactment and enforcement of laws resulting in sexism, racial
34 oppression, segregation, and discrimination.>
35 27. By striking page 6, line 23, through page 7, line 17.

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1 28. By renumbering, redesignating, and correcting internal
2 references as necessary.

H-1429

1 Amend the House amendment, S-3153, to Senate File 562, as
2 amended, passed, and reprinted by the Senate, as follows:
3 1. Page 1, before line 3 by inserting:
4 <__. Page 1, before line 1 by inserting:
5 <DIVISION I
6 SEXUAL EXPLOITATION BY AN ADULT PROVIDING TRAINING OR
7 INSTRUCTION>
8 2. Page 1, after line 4 by inserting:
9 <__. Page 2, line 19, by striking <or the minor> and
10 inserting <or of the minor>
11 <__. Page 2, by striking lines 29 through 32 and inserting:
12 <c. This subsection only applies to an offense under
13 subparagraph (1) which occurs within the period of time the
14 adult providing training or instruction is receiving payment
15 for the training or instruction and to an offense under
16 subparagraph (2) which occurs within the period of time the
17 adult providing training or instruction is receiving payment
18 for the training or instruction or within thirty days after any
19 such period of training or instruction.>
20 <__. Page 3, by striking lines 7 through 18 and inserting:
21 <DIVISION __
22 STATUTE OF LIMITATIONS — CRIMINAL OFFENSES — MINORS
23 Sec. __. Section 802.2, subsections 1 and 2, Code 2021, are
24 amended to read as follows:
25 1. An information or indictment for sexual abuse in the
26 first, second, or third degree committed on or with a person
27 who is under the age of eighteen years ~~shall~~ may be found
28 ~~within fifteen years after the person upon whom the offense~~
29 ~~is committed attains eighteen years of age, or if the person~~
30 ~~against whom the information or indictment is sought is~~
31 ~~identified through the use of a DNA profile, an information or~~
32 ~~indictment shall be found within three years from the date the~~
33 ~~person is identified by the person's DNA profile, whichever~~
34 ~~is later~~ commenced at any time after the commission of the
35 offense.

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1 2. An information or indictment for any other sexual abuse
2 in the first, second, or third degree shall be ~~found~~ commenced
3 within ten years after its commission, or if the person against
4 whom the information or indictment is sought is identified
5 through the use of a DNA profile, an information or indictment
6 shall be ~~found~~ commenced within three years from the date the
7 person is identified by the person's DNA profile, whichever is
8 later.
9 Sec. __. Section 802.2A, Code 2021, is amended to read as
10 follows:
11 **802.2A Incest — sexual exploitation by a counselor,**
12 **therapist, or school employee, or adult providing training or**

13 **instruction.**

14 1. An information or indictment for incest under section
15 726.2 committed on or with a person who is under the age of
16 eighteen shall may be found within fifteen years after the
17 person upon whom the offense is committed attains eighteen
18 years of age. An information or indictment for any other
19 incest shall be found within ten years after its commenced at
20 any time after the commission of the offense.
21 2. An indictment or information for sexual exploitation by
22 a counselor, therapist, ~~or~~ school employee, or adult providing
23 training or instruction, under section 709.15 committed on
24 or with a person who is under the age of eighteen shall may
25 be found within fifteen years after the person upon whom the
26 offense is committed attains eighteen years of age commenced at
27 any time after the commission of the offense. An information
28 or indictment for any other sexual exploitation shall be found
29 within ten years of the date the victim was last treated by the
30 counselor or therapist, or within ten years of the date the
31 victim was enrolled in or attended the school.
32 Sec. ____ Section 802.2B, unnumbered paragraph 1, Code
33 2021, is amended to read as follows:
34 An information or indictment for the following offenses
35 committed on or with a person who is under the age of eighteen

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1 years shall may be found within ten years after the person upon
2 whom the offense is committed attains eighteen years of age,
3 or if the person against whom the information or indictment
4 is sought is identified through the use of a DNA profile, an
5 information or indictment shall be found within three years
6 from the date the person is identified by the person's DNA
7 profile, whichever is later commenced at any time after the
8 commission of the offense:
9 Sec. ____ Section 802.2D, Code 2021, is amended to read as
10 follows:
11 **802.2D Human trafficking.**
12 An information or indictment for human trafficking in
13 violation of section 710A.2, committed on or with a person who
14 is under the age of eighteen years shall may be found within
15 ten years after the person upon whom the offense is committed
16 attains eighteen years of age, or if the person against whom
17 the information or indictment is sought is identified through
18 the use of a DNA profile, an information or indictment shall be
19 found within three years from the date the person is identified
20 by the person's DNA profile, whichever is later commenced at
21 any time after the commission of the offense.
22 Sec. ____ EFFECTIVE DATE. This division of this Act, being
23 deemed of immediate importance, takes effect upon enactment.>
24 ____ Title page, by striking lines 1 and 2 and inserting
25 <An Act relating to sexual exploitation by an adult providing
26 training or instruction and statute of limitations time periods

27 for certain criminal offenses committed on or with minors, and
28 providing penalties and including effective date provisions.>>
29 3. By renumbering as necessary.

SENATE AMENDMENT

H-1430

1 Amend the House amendment, S-3107, to Senate File 578, as
2 amended, passed, and reprinted by the Senate, as follows:
3 1. By striking page 1, line 17, through page 2, line 17.
4 2. By striking page 3, line 14, through page 5, line 33, and
5 inserting:
6 <PART A
7 FARM-TO-SCHOOL ACT
8 Sec. ____ Section 190A.1, Code 2021, is amended by striking
9 the section and inserting in lieu thereof the following:
10 **190A.1 Short title.**
11 This chapter shall be known and may be cited as the
12 "*Farm-to-School Act*".
13 Sec. ____ **NEW SECTION. 190A.2 Definitions.**
14 As used in this chapter, unless the context otherwise
15 requires:
16 1. "*Department*" means the department of agriculture and land
17 stewardship.
18 2. "*Food animal*" means an animal belonging to the bovine,
19 caprine, ovine, or porcine species; a turkey, chicken, or other
20 type of poultry; a farm deer as defined in section 170.1; a
21 fish or other aquatic organism confined in private waters for
22 human consumption; or a bee as defined in section 160.1A.
23 3. "*Food commodity*" means any of the following:
24 a. A food animal that is to be slaughtered or harvested and
25 that is to be processed into a food product.
26 b. An item regularly generated by a food animal, including
27 milk, eggs, or honey, that has been collected, and that is to
28 be processed into a food product.
29 c. Sap, whole nuts, or whole produce, including vegetables
30 or fruit, that has been harvested and that is to be processed
31 into a food product.
32 4. "*Food product*" means a perishable or nonperishable
33 product derived from processing a food commodity to be fit
34 for human consumption, including but not limited to cuts of
35 meat, poultry, or fish; shelled aquatic items; pasteurized milk

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1 or dairy products; washed shelled eggs; honey; maple syrup;
2 cleaned unshelled or shelled nuts; washed whole produce; and
3 washed and cut produce.
4 5. "*Fund*" means the farm-to-school fund created in section
5 190A.5.
6 6. "*Process*" means to prepare a food commodity in a manner

7 that allows it to be sold to consumers as a food product,
8 including by altering the form or identity of the food
9 commodity; trimming, cutting, cleaning, drying, freezing,
10 filtering, sorting, or shelling the food commodity; or
11 packaging the food commodity.
12 7. “*Program*” means the farm-to-school program created in
13 section 190A.6.
14 8. “*School*” means a public school or nonpublic school, as
15 those terms are defined in section 280.2, or that portion of a
16 public school or nonpublic school that provides facilities for
17 teaching any grade from kindergarten through grade twelve.
18 9. “*School district*” means a school district as described
19 in chapter 274.
20 Sec. ____ NEW SECTION. 190A.5 Farm-to-school fund.
21 1. A farm-to-school fund is created in the state treasury
22 under the management and control of the department.
23 2. The fund shall include moneys appropriated to the fund
24 by the general assembly. The fund shall include any other
25 moneys available to and obtained or accepted by the department,
26 including moneys from public or private sources, to support the
27 program.
28 3. Moneys in the fund are appropriated to support the
29 program in a manner determined by the department, including for
30 reasonable administrative costs incurred by the department.
31 However, the department shall not expend more than four
32 percent of moneys existing at any one time in the fund during
33 each fiscal year for purpose of paying costs associated with
34 the administration of the program and fund incurred by the
35 department during that fiscal year. Moneys expended from the

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1 fund shall not require further special authorization by the
2 general assembly.
3 4. *a.* Notwithstanding section 12C.7, interest or earnings
4 on moneys in the fund shall be credited to the fund.
5 *b.* Notwithstanding section 8.33, moneys credited to the
6 fund that remain unencumbered or unobligated at the close of
7 a fiscal year shall not revert but shall remain available for
8 expenditure for the purposes designated.
9 Sec. ____ NEW SECTION. 190A.6 Farm-to-school program.
10 1. A farm-to-school program is created. The program shall
11 be controlled and administered by the department.
12 2. The purpose of the program is to assist schools and
13 school districts in purchasing food products derived from food
14 commodities produced on a farm.
15 3. The department shall reimburse a school or school
16 district for expenditures incurred by the school or school
17 district during the school year in which the school or school
18 district is participating in the program to purchase food
19 products derived from food commodities produced on a farm.
20 4. A school or school district must apply each year to the

21 department to participate in the program according to rules
22 adopted by the department pursuant to chapter 17A.
23 5. To be eligible to participate in the program, a school or
24 school district must purchase a food product directly from a
25 farm source as follows:
26 *a.* The farm source must be any of the following:
27 (1) A farm where a food commodity is produced, if the food
28 commodity is processed into a food product on the farm for sale
29 to a consumer.
30 (2) A business premises that is directly shipped a food
31 commodity from a farm, if the food commodity is processed into
32 a food product on the business premises for sale to a consumer.
33 (3) A business premises that is directly shipped a food
34 product from a farm, if the food product is purchased for
35 resale to a consumer or is distributed to a consumer on behalf

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1 of a farmer.
2 *b.* The farm source must comply with all applicable laws
3 regulating the sale of food.
4 *c.* (1) Except as provided in subparagraph (2), the farm
5 source must be located in this state.
6 (2) If the school district shares a border with another
7 state, or the school is part of a school district that shares
8 a border with another state, the farm source may be located
9 in the other state. However, the farm source must be located
10 within thirty miles of the school district's border with the
11 other state and the department must approve the purchase.
12 6. The department shall require proof of purchase prior to
13 reimbursing the school or school district for the purchase of
14 food products.
15 7. The department of agriculture and land stewardship may
16 administer the program in cooperation with the department of
17 education and the participating school or school district in
18 which a participating school is located.
19 8. *a.* The department shall reimburse a participating
20 school or school district that submits a claim as required
21 by the department. The department shall pay the claim on a
22 matching basis with the department contributing one dollar
23 for every three dollars expended by the school or school
24 district. However, a school or school district shall not
25 receive more than one thousand dollars during any year in which
26 it participates in the program.
27 *b.* Notwithstanding paragraph "*a.*", if the department
28 determines that there are sufficient moneys in the fund to
29 satisfy all claims that may be submitted by schools and school
30 districts, the department shall provide for the distribution
31 of the available moneys in a manner determined equitable by
32 the department, which may include a prorated distribution to

- 33 participating schools and school districts.>
34 3. By renumbering as necessary.

SENATE AMENDMENT

H-1431

- 1 Amend House File 889 as follows:
2 1. By striking page 1, line 8, through page 2, line 1.
3 2. Title page, by striking lines 1 through 3 and inserting
4 <An Act prohibiting the publication of certain vaccination
5 information on certain identification cards,>
6 3. By renumbering as necessary.

SHIPLEY of Van Buren

H-1432

- 1 Amend House File 863 as follows:
2 1. Page 1, line 29, before <for> by inserting <and the
3 office of the chief information officer>
4 2. Page 3, line 27, before <for> by inserting <and the
5 office of the chief information officer>
6 3. Page 4, line 15, by striking <enforcement> and inserting
7 <enhancement>

BOSSMAN of Woodbury

H-1433

- 1 Amend House File 889 as follows:
2 1. Page 2, after line 1 by inserting:
3 <Sec. ____ **NEW SECTION. 94.1 Definitions.**
4 As used in this chapter, unless the context otherwise
5 requires:
6 1. “*Applicant*” means a natural person who applies to be an
7 employee.
8 2. “*COVID-19*” means the novel coronavirus identified
9 as SARS-CoV-2, the disease caused by the novel coronavirus
10 SARS-CoV-2 or a virus mutating therefrom, and conditions
11 associated with the disease caused by the novel coronavirus
12 SARS-CoV-2 or a virus mutating therefrom.
13 3. “*Employee*” means a natural person who is employed in this
14 state for wages by an employer.
15 4. “*Employer*” means a person, as defined in chapter 4, who
16 in this state employs for wages, natural persons.
17 Sec. ____ **NEW SECTION. 94.2 COVID-19 Vaccination**
18 **requirements or history — prohibited acts by employer.**
19 An employer shall not fail or refuse to hire, discharge,
20 penalize, or otherwise discriminate against an employee with
21 respect to compensation or the terms, conditions, or privileges
22 of employment based on either of the following:

23 1. The employee's COVID-19 vaccination history.
24 2. The refusal of the employee to receive a COVID-19 vaccine
25 or provide proof of immunity.
26 Sec. ____ NEW SECTION. **94.3 Civil remedies.**
27 An employee whose rights are violated under this chapter may
28 bring an action against an employer in the district court in
29 the county where the employer is located for injunctive relief,
30 actual damages, admission or reinstatement of the employee with
31 back pay plus ten percent interest, or any other appropriate
32 relief necessary to ensure compliance with this chapter.
33 Sec. ____ NEW SECTION. **139A.8B Immunization requirements**
34 **— exemptions.**
35 Notwithstanding any provision of law to the contrary, a

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1 person shall not be required to receive an immunization, gene
2 therapy, or other invasive medical procedure if either of the
3 following apply:
4 1. The person, or if the person is a minor, the person's
5 parent or legal guardian, submits to the person requiring the
6 immunization, gene therapy, or other invasive medical procedure
7 a statement signed by a physician, advanced registered nurse
8 practitioner, or physician assistant who is licensed by the
9 board of medicine, board of nursing, or board of physician
10 assistants that the immunization, gene therapy, or invasive
11 medical procedure required would be injurious to the health and
12 well-being of the person or any member of the person's family.
13 2. The person, or if the person is a minor, the person's
14 parent or legal guardian, submits an affidavit signed by the
15 person, or if the applicant is a minor, the person's parent or
16 legal guardian, stating that the immunization, gene therapy, or
17 other invasive medical procedure conflicts with the tenets and
18 practices of a recognized religious denomination of which the
19 person is an adherent or member.>
20 2. Title page, line 1, after <Act> by inserting <relating
21 to vaccinations, including by prohibiting certain mandatory
22 vaccinations and certain employment practices and>
23 3. Title page, line 3, after <contracts,> by inserting
24 <creating exemptions to mandatory vaccinations,>
25 4. By renumbering as necessary.

SHIPLEY of Van Buren

H-1434

1 Amend House File 384, as amended, passed, and reprinted by
2 the House, as follows:
3 1. Page 1, after line 29 by inserting:
4 <Sec. ____ Section 123.36, subsection 6, Code 2021, is
5 amended to read as follows:
6 6. Any club, hotel, motel, native distillery,

7 passenger-carrying boat or ship, railway corporation, air
8 common carrier, or commercial establishment holding a liquor
9 control license, subject to section 123.49, subsection 2,
10 paragraph "b", may apply for and receive permission to sell and
11 dispense alcoholic beverages as authorized by section 123.30 to
12 patrons between the hours of ~~8:00~~ 6:00 a.m. on Sunday and 2:00
13 a.m. on the following Monday. For the privilege of selling
14 beer, wine, and alcoholic liquor on the premises on Sunday the
15 liquor control license fee of the applicant shall be increased
16 by twenty percent of the regular fee prescribed for the license
17 pursuant to this section, and the privilege shall be noted on
18 the liquor control license.>
19 2. Page 2, line 25, by striking <8:00> and inserting <~~8:00~~
20 6:00>
21 3. Page 3, by striking lines 3 and 4 and inserting <Monday
22 through ~~Saturday, and between 8:00 a.m. and 10:00 p.m.~~ Sunday.>
23 4. Page 4, after line 10 by inserting:
24 <Sec. ____ Section 123.49, subsection 2, paragraph b, Code
25 2021, is amended to read as follows:
26 b. Sell or dispense any alcoholic beverage on the premises
27 covered by the license or permit, or permit its consumption
28 thereon between the hours of 2:00 a.m. and 6:00 a.m. on a
29 weekday, and between the hours of 2:00 a.m. on Sunday and 6:00
30 a.m. on the following Monday, however, a holder of a liquor
31 control license or retail wine or beer permit granted the
32 privilege of selling alcoholic liquor, wine, or beer on Sunday
33 may sell or dispense alcoholic liquor, wine, or beer between
34 the hours of ~~8:00~~ 6:00 a.m. on Sunday and 2:00 a.m. on the
35 following Monday.>

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1 5. By striking page 4, line 32, through page 6, line 10, and
2 inserting:
3 <(3) Mixed drinks or cocktails mixed on premises covered
4 by a class "C" liquor control license or a class "C" native
5 distilled spirits liquor control license for consumption
6 off the licensed premises may be sold if the mixed drink or
7 cocktail is immediately ~~sealed with a lid or other method~~
8 ~~of securing the product filled in a sealed container and is~~
9 promptly taken from the licensed premises prior to consumption
10 of the mixed drink or cocktail. A mixed drink or cocktail
11 that is sold ~~and sealed in a sealed container~~ in compliance
12 with the requirements of this subparagraph and rules adopted
13 by the division shall not be deemed an open container subject
14 to the requirements of sections 321.284 and 321.284A if the
15 sealed container is unopened and the seal has not been tampered
16 with, and the contents of the container have not been partially
17 removed.
18 Sec. ____ Section 123.49, subsection 2, paragraph d, Code
19 2021, is amended by adding the following new subparagraph:
20 NEW SUBPARAGRAPH. (4) For purposes of this paragraph:

21 (a) *“Sealed container”* means a vessel, including a
22 substantial or sturdy plastic container and a vacuum or
23 heat-sealed pouch, containing a mixed drink or cocktail
24 that is designed to prevent consumption without removal of
25 a tamper-evident lid, cap, or seal. *“Sealed container”* does
26 not include a container with a sipping hole or other opening
27 for a straw, unless the hole or other opening includes a
28 tamper-evident seal, but a straw may be separately provided
29 with a sealed container to the consumer for off-premises
30 consumption.
31 (b) *“Tamper-evident”* means a lid, cap, or seal that visibly
32 demonstrates when a container has been opened.
33 Sec. ____ Section 123.134, subsection 4, Code 2021, is
34 amended to read as follows:
35 4. Any club, hotel, motel, or commercial establishment

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1 holding a class “B” beer permit, subject to the provisions of
2 section 123.49, subsection 2, paragraph “b”, may apply for
3 and receive permission to sell and dispense beer to patrons
4 on Sunday for consumption on or off the premises between
5 the hours of ~~8:00~~ 6:00 a.m. on Sunday and 2:00 a.m. on the
6 following Monday. Any class “C” beer permittee may sell beer
7 for consumption off the premises between the hours of ~~8:00~~ 6:00
8 a.m. on Sunday and 2:00 a.m. on the following Monday. For the
9 privilege of selling beer on Sunday the beer permit fees of the
10 applicant shall be increased by twenty percent of the regular
11 fees prescribed for the permit pursuant to this section and the
12 privilege shall be noted on the beer permit.
13 Sec. ____ Section 123.150, Code 2021, is amended to read as
14 follows:
15 **123.150 Sunday sales before New Year’s Day.**
16 Notwithstanding section 123.36, subsection 6, section
17 123.49, subsection 2, paragraph “b”, and section 123.134,
18 subsection 4, a holder of any class of liquor control license
19 or the holder of a class “B” beer permit may sell or dispense
20 alcoholic liquor, wine, or beer to patrons for consumption on
21 the premises between the hours of ~~8:00~~ 6:00 a.m. on Sunday and
22 2:00 a.m. on Monday when that Monday is New Year’s Day and beer
23 for consumption off the premises between the hours of ~~8:00~~ 6:00
24 a.m. on Sunday and 2:00 a.m. on the following Monday when that
25 Sunday is the day before New Year’s Day. The liquor control
26 license fee or beer permit fee of licensees and permittees
27 permitted to sell or dispense liquor, wine, or beer on a Sunday
28 when that Sunday is the day before New Year’s Day shall not be
29 increased because of this privilege. The special privileges
30 granted in this section are in force only during the specified
31 times provided in this section.>
32 6. Title page, line 2, after <licenses> by inserting <,

33 hours of sale of alcoholic beverages on Sunday,>
34 7. By renumbering as necessary.

SENATE AMENDMENT

H-1435

1 Amend House File 524, as passed by the House, as follows:

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

4 <Section 1. Section 321.209, subsection 3, Code 2021, is
5 amended to read as follows:

6 3. Failure to stop and render aid as required under the laws
7 of this state or to otherwise comply with section 321.261 in
8 the event of a motor vehicle accident resulting in the death
9 or personal injury of another.

10 Sec. 2. Section 321.261, subsection 1, Code 2021, is amended
11 to read as follows:

12 1. a. The driver of any vehicle who knows or has reason to
13 believe that the driver's vehicle was involved in an accident
14 resulting in injury to or death of any person shall immediately
15 stop the vehicle at the scene of the accident or as close as
16 possible and if able, shall then return to and remain at the
17 scene of the accident in accordance with section 321.263.
18 Every such stop shall be made without obstructing traffic more
19 than is necessary.

20 b. If the driver of a vehicle leaves the scene of an
21 accident resulting in injury to or death of a person without
22 knowledge or reason to believe that the driver's vehicle was
23 involved in the accident, and later discovers that the driver's
24 vehicle may have been involved in an accident that resulted in
25 injury to or death of a person, the driver shall, as soon as
26 reasonably possible, make a good-faith effort to immediately
27 contact emergency services or make a 911 call and provide the
28 dispatcher with any requested information described in section
29 321.263 and the location and possible time of the accident.

30 Sec. 3. Section 321.261, subsections 3 and 4, Code 2021, are
31 amended to read as follows:

32 3. a. Notwithstanding subsection 2, any person failing to
33 stop or to comply with the requirements in subsection 1, in
34 the event of an accident resulting in a serious injury to any
35 person, is guilty upon conviction of an aggravated misdemeanor.

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1 b. Notwithstanding paragraph "a", the driver of a vehicle
2 who knows or has reason to believe that the driver's vehicle
3 caused an accident resulting in a serious injury to one or more
4 persons, and who fails to stop or comply with the requirements
5 of subsection 1, is guilty upon conviction of a class "D"
6 felony.

7 c. For purposes of this ~~section~~ subsection, "serious injury"

8 means as defined in section 702.18.

9 4. a. A person failing to stop or to comply with the
10 requirements in subsection 1, in the event of an accident
11 resulting in the death of a person, is guilty upon conviction
12 of a class "D" felony.

13 b. Notwithstanding paragraph "a", the driver of a vehicle
14 who knows or has reason to believe that the driver's vehicle
15 caused an accident resulting in the death of one or more
16 persons, and who fails to stop or comply with the requirements
17 of subsection 1, is guilty upon conviction of a class "C"
18 felony.

19 Sec. 4. Section 321.261, Code 2021, is amended by adding the
20 following new subsection:

21 NEW SUBSECTION. 6. Notwithstanding any other provision
22 of law to the contrary, any person who has suffered physical,
23 emotional, or financial harm as the result of a motor vehicle
24 accident from which another person who caused the accident
25 failed to stop or to comply with the requirements of subsection
26 1, as described in subsection 3, paragraph "b", and subsection
27 4, paragraph "b", shall be considered a victim pursuant to
28 chapter 915, subchapter II, for purposes of any related
29 proceedings against the other person.

30 Sec. 5. Section 321.555, subsection 1, paragraph f, Code
31 2021, is amended to read as follows:

32 f. Failure to stop and leave information, or to render aid as
33 required by, or to otherwise comply with sections 321.261 and
34 321.263.>

35 2. Title page, line 2, after <death,> by inserting

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1 <providing penalties,>

SENATE AMENDMENT

H-1436

1 Amend House File 868 as follows:

2 1. Page 21, after line 31 by inserting:

3 <Sec. ____ Section 261.87, subsection 1, paragraph d,
4 subparagraphs (1), (2), (3), and (4), Code 2021, are amended
5 to read as follows:

6 (1) Is the child or stepchild of a peace officer, as
7 defined in section 97A.1, who was killed in the line of duty
8 as determined by the board of trustees of the Iowa department
9 of public safety peace officers' retirement, accident, and
10 disability system in accordance with section 97A.6, subsection
11 16.

12 (2) Is the child or stepchild of a police officer or a fire
13 fighter, as each is defined in section 411.1, who was killed in
14 the line of duty as determined by the statewide fire and police
15 retirement system in accordance with section 411.6, subsection

16 15.
17 (3) Is the child ~~or stepchild~~ of a sheriff or deputy sheriff
18 as each is defined in section 97B.49C, who was killed in
19 the line of duty as determined by the Iowa public employees'
20 retirement system in accordance with section 97B.52, subsection
21 2.
22 (4) Is the child ~~or stepchild~~ of a fire fighter or police
23 officer included under section 97B.49B, who was killed in
24 the line of duty as determined by the Iowa public employees'
25 retirement system in accordance with section 97B.52, subsection
26 2.
27 Sec. ____ Section 261.87, subsection 1, paragraph d, Code
28 2021, is amended by adding the following new subparagraph:
29 NEW SUBPARAGRAPH. (5) Is the child or stepchild of an
30 employee of the Iowa department of corrections, or of a
31 judicial district department of correctional services, who was
32 killed in the line of duty.>
33 2. Page 24, line 6, before <The> by inserting:
34 <1. The section of this division of this Act enacting
35 section 261.87, subsection 1, paragraph "d", subparagraph (5).

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1 2.>
2 3. By renumbering as necessary.

KERR of Louisa

H-1437

1 Amend House File 868 as follows:
2 1. Page 3, line 21, by striking <moneys> and inserting
3 <fund>
4 2. Page 3, lines 24 and 25, by striking <general fund of the
5 state> and inserting <iowa skilled worker and job creation fund
6 created in section 8.75>
7 3. Page 13, by striking lines 5 through 34 and inserting:
8 <a. Merged Area I
9 \$ 10,575,805
10 b. Merged Area II
11 \$ 10,685,314
12 c. Merged Area III
13 \$ 9,866,268
14 d. Merged Area IV
15 \$ 4,878,556
16 e. Merged Area V
17 \$ 12,177,938
18 f. Merged Area VI
19 \$ 9,484,668
20 g. Merged Area VII
21 \$ 14,457,821
22 h. Merged Area IX

23	.....	\$ 18,334,885
24	i. Merged Area X	
25	.....	\$ 33,569,967
26	j. Merged Area XI	
27	.....	\$ 36,219,028
28	k. Merged Area XII	
29	.....	\$ 11,918,774
30	l. Merged Area XIII	
31	\$ 12,980,444
32	m. Merged Area XIV	
33	\$ 4,972,414
34	n. Merged Area XV	
35	\$ 15,567,293

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- 1 o. Merged Area XVI
- 2 \$ 9,001,714>
- 3 4. Page 23, line 33, after <this> by inserting <division of
- 4 this>
- 5 5. Page 24, line 1, after <this> by inserting <division of
- 6 this>
- 7 6. Page 24, line 6, after <this> by inserting <division of
- 8 this>

KERR of Louisa

H-1438

- 1 Amend House File 862 as follows:
- 2 1. Page 7, line 25, by striking <new>
- 3 2. Page 8, line 7, by striking <three> and inserting <two>
- 4 3. Page 11, line 3, by striking <three> and inserting <two>
- 5 4. Page 11, after line 9 by inserting:
- 6 <Sec. ____ 2017 Iowa Acts, chapter 173, section 3, is
- 7 amended to read as follows:
- 8 SEC. 3. REVERSION.
- 9 1. For Except as provided in subsection 2, for purposes
- 10 of section 8.33, unless specifically provided otherwise,
- 11 unencumbered or unobligated moneys made from an appropriation
- 12 in this division of this Act shall not revert but shall remain
- 13 available for expenditure for the purposes designated until the
- 14 close of the fiscal year that ends three years after the end of
- 15 the fiscal year for which the appropriation is made. However,
- 16 if the project or projects for which such appropriation was
- 17 made are completed in an earlier fiscal year, unencumbered
- 18 or unobligated moneys shall revert at the close of that same
- 19 fiscal year.
- 20 2. For purposes of section 8.33, unless specifically
- 21 provided otherwise, unencumbered or unobligated moneys
- 22 appropriated and allocated for the costs associated with
- 23 maintenance projects for the state historical building in

24 section 1, subsection 4, paragraph “b”, in this division of
25 this 2017 Iowa Act, shall not revert but shall remain available
26 for the purpose designated until the close of the fiscal year
27 that begins July 1, 2021.>
28 5. Page 11, after line 31 by inserting:
29 <Sec. ____ EFFECTIVE DATE. This division of this Act, being
30 deemed of immediate importance, takes effect upon enactment.>
31 6. Title page, by striking line 4 and inserting <providing
32 for related matters, and including effective date provisions.>
33 7. By renumbering as necessary.

BOSSMAN of Woodbury

H-1439

1 Amend House File 891 as follows:
2 1. Page 54, line 31, after <years.> by inserting <The change
3 in the dispensing fee shall become effective following federal
4 approval of the Medicaid state plan.>
5 2. Page 75, after line 17 by inserting:
6 <DIVISION ____
7 PHYSICIAN ORDERS FOR SCOPE OF TREATMENT
8 Sec. ____ Section 144D.2, subsection 1, paragraph e,
9 subparagraph (4), Code 2021, is amended by striking the
10 subparagraph.>
11 3. By renumbering as necessary.

FRY of Clarke

H-1440

1 Amend House File 871 as follows:
2 1. Page 14, line 6, by striking <1,766,084> and inserting
3 <2,416,084>
4 2. Page 15, line 10, by striking <2,850,000> and inserting
5 <2,200,000>
6 3. Page 26, after line 6 by inserting:
7 <DIVISION ____
8 WORKFORCE DEVELOPMENT FUND ACCOUNT
9 Sec. ____ Section 15.342A, subsection 3, Code 2021, is
10 amended to read as follows:
11 3. For the fiscal year beginning July 1, 2014, and for each
12 fiscal year thereafter, there is annually appropriated from the
13 workforce development fund account to the job training fund
14 created in section 260F.6 three four million seven hundred
15 fifty thousand dollars for the purposes of chapter 260F.
16 DIVISION ____
17 ENERGY INFRASTRUCTURE REVOLVING LOAN PROGRAM
18 Sec. ____ Section 476.10A, subsection 2, Code 2021, is
19 amended to read as follows:
20 2. Notwithstanding section 8.33, any unexpended moneys
21 remitted to the treasurer of state under this section shall be

22 retained for the purposes designated. ~~Notwithstanding section~~
23 ~~12C.7, subsection 2, interest or earnings on investments or~~
24 ~~time deposits of the moneys remitted under this section shall~~
25 ~~be retained and used for the purposes designated, pursuant to~~
26 ~~section 476.46.~~

27 Sec. ____ Section 476.46, subsection 2, paragraph e,
28 subparagraph (3), Code 2021, is amended to read as follows:

29 (3) Interest on the fund shall be deposited in the fund.

30 ~~A portion of the interest on the fund, not to exceed fifty~~
31 ~~percent of the total interest accrued, shall be used for~~
32 ~~promotion and administration of the fund.~~

33 Sec. ____ Section 476.46, Code 2021, is amended by adding
34 the following new subsections:

35 NEW SUBSECTION. 3. The Iowa energy center shall not

PAGE 2

1 initiate any new loans under this section after June 30, 2021.

2 NEW SUBSECTION. 4. Loan payments received under this
3 section on or after July 1, 2021, and any other moneys in the
4 fund on or after July 1, 2021, shall be deposited in the energy
5 infrastructure revolving loan fund created in section 476.46A.

6 Sec. ____ NEW SECTION. **476.46A Energy infrastructure**
7 **revolving loan program.**

8 1. a. An energy infrastructure revolving loan fund is
9 created in the office of the treasurer of state and shall be
10 administered by the Iowa energy center established in section
11 15.120.

12 b. The fund may be administered as a revolving fund and may
13 consist of any moneys appropriated by the general assembly for
14 purposes of this section and any other moneys that are lawfully
15 directed to the fund.

16 c. Moneys in the fund shall be used to provide financial
17 assistance for the development and construction of energy
18 infrastructure, including projects that support electric or gas
19 generation transmission, storage, or distribution; electric
20 grid modernization; energy-sector workforce development;
21 emergency preparedness for rural and underserved areas; the
22 expansion of biomass, biogas, and renewable natural gas;
23 innovative technologies; and the development of infrastructure
24 for alternative fuel vehicles.

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

30 e. Notwithstanding section 12C.7, subsection 2, interest
31 or earnings on moneys in the fund shall be credited to the
32 fund. A percentage of the total interest credited to the fund,
33 not to exceed fifty percent, shall be used for promotion of
34 the energy infrastructure revolving loan program and for the
35 administration of the fund.

PAGE 3

1 2. a. The Iowa energy center shall establish and administer
2 an energy infrastructure revolving loan program to encourage
3 the development of energy infrastructure within the state.
4 b. An individual, business, rural electric cooperative, or
5 municipal utility located and operating in this state shall be
6 eligible for financial assistance under the program. With the
7 approval of the Iowa energy center governing board established
8 under section 15.120, subsection 2, the economic development
9 authority shall determine the amount and the terms of all
10 financial assistance awarded to an individual, business, rural
11 electric cooperative, or municipal utility under the program.
12 All agreements and administrative authority shall be vested in
13 the Iowa energy center governing board.
14 c. The economic development authority may use not more than
15 five percent of the moneys in the fund at the beginning of each
16 fiscal year for purposes of administrative costs, marketing,
17 technical assistance, and other program support.
18 3. For the purposes of this section:
19 a. *"Energy infrastructure"* means land, buildings, physical
20 plant and equipment, and services directly related to the
21 development of projects used for, or useful for, electricity or
22 gas generation, transmission, storage, or distribution.
23 b. *"Financial assistance"* means the same as defined in
24 section 15.102.
25 Sec. ____ ALTERNATE ENERGY REVOLVING LOAN FUND — MONEYS
26 TRANSFERRED AND APPROPRIATED. Any unencumbered or unobligated
27 moneys remaining after June 30, 2021, in the alternate energy
28 revolving loan fund created pursuant to section 476.46, are
29 transferred and appropriated to the energy infrastructure
30 revolving loan fund created pursuant to section 476.46A, to be
31 used for purposes of the energy infrastructure revolving loan
32 program.
33 DIVISION ____
34 ELECTRICAL INSPECTIONS — POLITICAL SUBDIVISIONS
35 Sec. ____ Section 103.29, subsection 5, Code 2021, is

PAGE 4

1 amended to read as follows:
2 5. A political subdivision that performs electrical
3 inspections shall act as the authority having jurisdiction
4 for electrical inspections and for amending the national
5 electrical code adopted by the board pursuant to section
6 103.6 for work performed within the jurisdictional limits of
7 the political subdivision, provided those inspections and
8 amendments conform to the requirements of this chapter. Any
9 action by a political subdivision with respect to amendments
10 to the national electrical code shall be filed with the board
11 prior to enforcement by the political subdivision, ~~and shall~~
12 ~~not be less stringent than the minimum standards established~~

- 13 ~~by the board by rule.>~~
14 4. By renumbering as necessary.

THOMPSON of Greene

H-1441

- 1 Amend House File 868 as follows:
2 1. Page 23, after line 30 by inserting:
3 <Sec. ____ INTERIM STUDY COMMITTEE — REGENTS UNIVERSITIES.
4 1. The legislative council is requested to establish an
5 interim study committee to examine the administrative costs,
6 staffing levels, and allocation of staff at the institutions of
7 higher learning governed by the state board of regents, as well
8 as the graduation and student retention rates for each academic
9 program at each such institution of higher learning.
10 2. The interim study committee shall submit a report,
11 including findings and recommendations, to the general assembly
12 by December 15, 2021, for the 2022 legislative session.>
13 2. By renumbering as necessary.

KERR of Louisa

H-1442

- 1 Amend House File 868 as follows:
2 1. Page 15, after line 34 by inserting:
3 <e. For the fiscal year beginning July 1, 2021, and ending
4 June 30, 2022, the state board of regents and the institutions
5 of higher learning governed by the state board are prohibited
6 from reducing moneys budgeted for fiscal year 2021-2022 for the
7 universities' police departments.>

KERR of Louisa

H-1443

- 1 Amend House File 868 as follows:
2 1. Page 26, after line 35 by inserting:
3 <DIVISION ____
4 ACCOUNTABILITY AND ADMINISTRATIVE MEASURES — FEES
5 Sec. ____ Section 256.9, Code 2021, is amended by adding the
6 following new subsection:
7 NEW SUBSECTION. 63. Develop and make available on the
8 department's internet site general guidance for parents,
9 guardians, and community members who have concerns about school
10 districts or their governing boards.
11 Sec. ____ Section 256.11, subsections 10 and 11, Code 2021,
12 are amended by striking the subsections and inserting in lieu
13 thereof the following:
14 10. The state board shall establish, and the department
15 shall use, for the school year commencing July 1, 2021, and

16 each succeeding school year, an accreditation, monitoring,
17 and enforcement process for school districts and nonpublic
18 schools seeking accreditation pursuant to this subsection and
19 subsections 11 and 12. The process established shall include
20 all of the following requirements:
21 *a. Phase I monitoring.*
22 (1) Phase I monitoring shall consist of annual monitoring by
23 the department of all accredited schools and school districts
24 for compliance with state and federal school laws, regulations,
25 and rules adopted by the state board under chapter 17A,
26 including but not limited to the following:
27 (a) Accreditation standards adopted by the state board as
28 provided in this section.
29 (b) Fiscal compliance.
30 (c) Federal education laws including but not limited to the
31 federal Elementary and Secondary Education Act of 1965, and the
32 federal Individuals with Disabilities Education Act, 20 U.S.C.
33 §1400 et seq., as amended.
34 (d) The federal Civil Rights Act of 1964 and chapter 216.
35 (e) All other requirements of this title applicable to

PAGE 2

1 accredited schools and school districts.
2 (2) Phase I monitoring may include but shall not be limited
3 to the following:
4 (a) One or more desk audits requiring submission of
5 information to the department in a manner and on forms
6 prescribed by the department.
7 (b) One or more remote or on-site visits to schools or
8 school districts to address accreditation issues identified in
9 a desk audit. Such a visit may be conducted by an individual
10 departmental consultant or may be a comprehensive site visit
11 by a team of departmental consultants and other subject-matter
12 professionals.
13 (c) A review of district finances by department staff or a
14 neutral third party.
15 (d) A review of local school board policies and procedures
16 by department staff or a neutral third party.
17 (3) The department shall provide a public report annually of
18 findings of noncompliance and required corrective actions for
19 each accredited school and school district. The purpose of the
20 phase I process is to bring schools and school districts into
21 minimum compliance with federal and state laws, regulations,
22 and rules and no citation or corrective action may be designed
23 to require more than minimum compliance.
24 (4) The department shall provide a written report
25 annually to the state board of any monitoring review resulting
26 in multiple or substantial findings of noncompliance or
27 noncompliance findings that remain uncorrected for more
28 than thirty days past the deadline set by the department for
29 correction.

- 30 (5) The department shall eliminate duplicative reporting
31 on the part of schools and school districts for phase I
32 monitoring, and is prohibited from collecting information not
33 specifically permitted by federal or state law, regulation, or
34 rule.
35 (6) Enforcement actions under phase I monitoring are

PAGE 3

- 1 limited to actions permitted pursuant to paragraph "c",
2 subparagraphs (2) and (3). Violations of federal legal
3 requirements shall follow the procedures and limitations of the
4 governing statute.
5 *b. Phase II monitoring.*
6 (1) Phase II monitoring shall take place when any of the
7 following conditions are present:
8 (a) When either the annual monitoring or the biennial
9 on-site visit of phase I indicates that an accredited school or
10 school district is deficient and fails to be in compliance with
11 accreditation standards.
12 (b) In response to a petition filed with the director
13 requesting such an accreditation committee visitation that is
14 signed by eligible electors residing in the school district
15 equal in number to at least twenty percent of the registered
16 voters of the school district.
17 (c) In response to a petition filed with the director
18 requesting such an accreditation committee visitation that is
19 signed by twenty percent or more of the parents or guardians
20 who have children enrolled in the school or school district.
21 (d) At the direction of the state board.
22 (e) The school budget review committee submits to the
23 department a recommendation for a fiscal review pursuant to
24 section 257.31, subsection 18.
25 (2) Phase II monitoring shall consist of a full desk audit
26 of all monitoring requirements and an on-site visit to the
27 school or school district for the purpose of determining the
28 extent of noncompliance, the reason for lack of correction, if
29 applicable, and a recommendation for corrective action to the
30 director and the state board.
31 (3) Phase II monitoring requires the use of an accreditation
32 committee appointed by the director. The accreditation
33 committee shall be made up primarily of department staff but
34 may request the assistance of third-party specialists at the
35 discretion of the director. An accreditation committee visit

PAGE 4

- 1 to a nonpublic school requires membership on the committee
2 from nonpublic school instructional or administrative staff or
3 board members. A member of a committee shall not have a direct
4 interest in the school district or nonpublic school being
5 visited.

6 (4) After visiting the school district or nonpublic
7 school, the accreditation committee shall, within thirty
8 days, determine whether the accreditation standards have been
9 met and shall make a report to the director, together with a
10 recommendation on what enforcement actions, if any, should be
11 recommended to the state board.
12 *c. Enforcement.*
13 (1) The department shall enforce the laws, regulations,
14 and rules applicable to school districts and nonpublic schools
15 consistent with the process outlined in this subsection. The
16 department shall coordinate its enforcement of chapter 216 with
17 the Iowa state civil rights commission to reduce duplication
18 of efforts.
19 (2) If, after having an opportunity to correct, if
20 permitted, a school district is found to be in noncompliance
21 with federal education laws including but not limited to the
22 federal Elementary and Secondary Education Act of 1965, the
23 federal Individuals with Disabilities Education Act, 20 U.S.C.
24 §1400 et seq., as amended, the federal Civil Rights Act of
25 1964, chapter 216, section 279.73 if enacted by House File 744,
26 or section 279.74 if enacted by House File 802, the director
27 shall recommend that the state board shall do one of the
28 following within thirty days of the finding of noncompliance:
29 (a) Impose conditions on funding provided to a school
30 district, including directing the use of school district funds
31 and designating the school district a high-risk grantee under
32 2 C.F.R. §200.207.
33 (b) Withhold payment of state or federal funds to a
34 school district, in whole or in part, until noncompliance
35 is corrected. Initial withholding of state funds is at the

PAGE 5

1 discretion of the director for a period of sixty calendar days,
2 after which it is subject to approval of the state board every
3 sixty calendar days. Withholding of federal funds is subject
4 to the governing federal statute or regulation.
5 (3) The director may use any of the following permitted
6 enforcement mechanisms and shall exercise discretion to ensure
7 that enforcement actions are proportionate to school district
8 or nonpublic school noncompliance:
9 (a) Advise the school district or nonpublic school on the
10 availability of appropriate technical assistance.
11 (b) Require the school district or nonpublic school to
12 complete a corrective action plan or plan for improvement by
13 a reasonable deadline.
14 (c) Recommend a phase II visit to the school district or
15 nonpublic school to the state board.
16 (d) Refer conduct of school district or nonpublic school
17 staff or school board members, or school authorities, to the
18 office of the attorney general for investigation.
19 (e) Refer financial concerns to the auditor of state for

20 investigation.
21 (f) Recommend removal of accreditation of the school
22 district or school to the state board.
23 (g) Take any other enforcement mechanism available to the
24 director.
25 (4) The department shall focus enforcement activities on
26 all of the following:
27 (a) Improving educational results for children, families,
28 and students.
29 (b) Ensuring that public agencies and their governing
30 boards meet requirements of state and federal laws.
31 11. a. If the recommendation pursuant to subsection 10
32 is that a school district or nonpublic school not remain
33 accredited, the accreditation committee shall provide the
34 school district or nonpublic school with a report that includes
35 a list of all of the deficiencies, a plan prescribing the

PAGE 6

1 actions that must be taken to correct the deficiencies, and
2 a deadline date for completion of the prescribed actions.
3 The accreditation committee shall advise the school district
4 or nonpublic school of available resources and technical
5 assistance to improve areas of weakness. The school district
6 or nonpublic school shall be provided with the opportunity
7 to respond to the accreditation committee's report. The
8 director shall review the accreditation committee's report
9 and the response of the school district or nonpublic school
10 and shall provide a report to the state board along with
11 copies of the accreditation committee's report, the response
12 to the accreditation committee's report, and other pertinent
13 information. At the request of the school district or
14 nonpublic school, the school district or nonpublic school may
15 appear before the state board and address the state board
16 directly regarding any part of the plan specified in the
17 report. The state board may modify the plan. During the
18 period of time specified in the plan for its implementation by
19 a school district or nonpublic school, the school district or
20 school shall remain accredited.
21 b. The accreditation committee shall revisit the school
22 district or nonpublic school and shall determine whether the
23 deficiencies in the standards have been corrected.
24 c. The accreditation team shall make a report and
25 recommendation to the director and the state board. The
26 committee recommendation shall specify whether the school
27 district or nonpublic school shall remain accredited. For a
28 school district, the committee report and recommendation shall
29 also specify under what conditions the district may remain
30 accredited. The conditions may include but are not limited to
31 providing temporary oversight authority, operational authority,
32 or both oversight and operational authority to the director and
33 the state board for some or all aspects of the school district

34 in order to bring the school district into compliance with
35 minimum standards.

PAGE 7

1 d. The state board shall review the report and
2 recommendation, may request additional information, and shall
3 determine whether the deficiencies have been corrected.
4 e. If the deficiencies have not been corrected, and the
5 conditional accreditation alternatives contained in the report
6 are not mutually acceptable to the state board and the local
7 board, the state board shall deaccredit the school district and
8 merge the territory of the school district with one or more
9 contiguous school districts at the end of the school year. The
10 state board may place a district under receivership for the
11 remainder of the school year. The receivership shall be under
12 the direct supervision and authority of the area education
13 agency in which the district is located. The decision of
14 whether to deaccredit the school district or to place the
15 district under receivership shall be based upon a determination
16 by the state board of the best interests of the students,
17 parents, residents of the community, teachers, administrators,
18 and school district board members and upon the recommendations
19 of the accreditation committee and the director.
20 f. In the case of a nonpublic school, if the deficiencies
21 have not been corrected, the state board may deaccredit the
22 nonpublic school. The deaccreditation shall take effect on the
23 date established by the resolution of the state board, which
24 shall be no later than the end of the school year in which the
25 nonpublic school is deaccredited.
26 Sec. _____. Section 272.2, Code 2021, is amended by adding the
27 following new subsection:
28 NEW SUBSECTION. 24. Establish, collect, and refund
29 fees from an administrator for the administrative costs
30 of processing complaints and conducting hearings if the
31 administrator is the respondent in a complaint for violation of
32 the code of professional conduct and ethics, developed pursuant
33 to subsection 1, for which final board action results in a
34 sanction against the administrator.
35 Sec. _____. Section 272.10, Code 2021, is amended by adding

PAGE 8

1 the following new subsection:
2 NEW SUBSECTION. 5. The fees established by the board
3 for the administrative costs of processing complaints and
4 conducting hearings pursuant to section 272.2, subsection 24,
5 may include a fee for personal service by a sheriff, a fee for
6 legal notice when placed in a newspaper, transcription service
7 or court reporter fee, and other fees assessed as costs by
8 the board. The fees collected annually in accordance with
9 this subsection shall be retained by and are appropriated to

10 the board for the purposes related to the board's duties.
11 Notwithstanding section 8.33, fees retained by and appropriated
12 to the board pursuant to this subsection that remain
13 unencumbered or unobligated at the close of the fiscal year
14 shall not revert but shall remain available for expenditure for
15 the activities of the board as provided in this chapter until
16 the close of the succeeding fiscal year.

17 Sec. ____ NEW SECTION. **279.8B Petition for public hearing.**

18 1. Upon petition signed by eligible electors of a school
19 district equal in number to at least five percent of the
20 persons who voted in the last preceding election of school
21 officials under section 277.1, the board of directors of the
22 school district shall hold a public hearing on the proposal
23 specified in the petition. If the proposal relates to
24 curriculum, the school district may halt use of the subject
25 instructional materials until the school board holds the public
26 hearing and makes a decision regarding the proposal.

27 2. The board of directors of the school district shall
28 hold the public hearing within thirty days of receipt of the
29 petition filed in accordance with subsection 1. Notice of the
30 time and place of the public hearing shall be posted for public
31 viewing on the school district's internet site for at least the
32 five days immediately preceding the public hearing. Notice
33 shall include a brief description of the proposal.

34 Sec. ____ Section 279.66, Code 2021, is amended to read as
35 follows:

PAGE 9

1 **279.66 Discipline and personal conduct standards.**

2 1. The board of directors of a school district shall review
3 and modify existing policies related to student discipline
4 and student conduct that are designed to promote responsible
5 behavior on school property and at school functions in
6 order that the policy shall govern the conduct of students,
7 teachers and other school personnel, and visitors; provide
8 opportunities for students to exercise self-discipline
9 and practice cooperative classroom behavior; and encourage
10 students and practitioners to model fairness, equity, and
11 respect. The policy shall specify the responsibilities of
12 students, parents and guardians, and practitioners in creating
13 an atmosphere where all individuals feel a sense of respect,
14 safety, and belonging, and shall set forth the consequences for
15 unacceptable behavior. The policy shall be published in the
16 student handbook.

17 2. The board of directors of a school district shall
18 include or reference in the student handbook guidance published
19 pursuant to section 256.9, subsection 63, by the department of
20 education for parents, guardians, and community members who
21 have concerns about school districts or their governing boards.

22 Sec. ____ NEW SECTION. **279.75 Training for equity**
23 **coordinators.**

24 The board of directors of a school district shall provide
 25 training on free speech under the first amendment to the
 26 Constitution of the United States to any equity coordinator
 27 employed by the school district.
 28 Sec. ____ CODE EDITOR DIRECTIVE. The Code editor shall
 29 correct and eliminate any references in this division of this
 30 Act to Code section 279.73 or 279.74, as appropriate, if either
 31 or both Code sections are not enacted by House File 744 or
 32 House File 802, by the Eighty-ninth General Assembly, 2021
 33 Regular Session, or any extraordinary session.
 34 Sec. ____ TRANSITION PROVISION — ACCREDITATION. School
 35 districts and accredited nonpublic schools that are currently

PAGE 10

1 accredited on the effective date of this division of this Act
 2 shall remain accredited until the state board of education
 3 adopts rules, and the department of education implements such
 4 rules, to administer the accreditation process established
 5 in accordance with section 256.11, subsections 10 and 11, as
 6 amended by this division of this Act.>
 7 2. By renumbering as necessary.

BRINK of Mahaska

H-1444

1 Amend House File 862 as follows:
 2 1. Page 4, by striking line 19 and inserting:
 3 \$ 11,000,000

COHOON of Des Moines

H-1445

1 Amend House File 862 as follows:
 2 1. Page 6, by striking line 32 and inserting:
 3 <..... \$ 6,500,000>

KRESSIG of Black Hawk

H-1446

1 Amend House File 862 as follows:
 2 1. Page 8, by striking lines 23 through 26.
 3 2. Page 12, line 9, by striking <thirty-five> and inserting
 4 <eighteen>
 5 3. By renumbering as necessary.

PRICHARD of Floyd

H-1447

- 1 Amend House File 860 as follows:
2 1. Page 23, line 20, by striking <12,000,000> and inserting
3 <20,000,000>

SMITH of Black Hawk

H-1448

- 1 Amend House File 871 as follows:
2 1. Page 26, after line 6 by inserting:
3 <DIVISION ____
4 IOWA SMALL BUSINESS RELIEF PROGRAM
5 Sec. ____ IOWA SMALL BUSINESS RELIEF PROGRAM.
6 1. There is appropriated from moneys received by the state
7 from the coronavirus state fiscal recovery fund pursuant to the
8 American Rescue Plan Act of 2021, Pub. L. No. 117-2, to the
9 economic development authority for the fiscal year beginning
10 July 1, 2021, and ending June 30, 2022, the following amount,
11 or so much thereof as is necessary, to be used for the purposes
12 designated:
13 For the Iowa small business relief program:
14 \$100,000,000
15 Eligibility for grants awarded under the program shall be
16 expanded to include the following:
17 a. Sole proprietors that were an established business prior
18 to March 17, 2020, who are owners and that had no employees.
19 b. Businesses that employed up to fifty individuals prior
20 to March 17, 2020.
21 2. 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.
25 3. Moneys appropriated in this section shall be expended for
26 the purposes designated no later than December 31, 2024.>
27 2. By renumbering as necessary.

RUNNING-MARQUARDT of Linn

H-1449

- 1 Amend House File 871 as follows:
2 1. Page 7, by striking lines 24 through 35.
3 2. Page 14, line 6, by striking <1,766,084> and inserting
4 <2,416,084>
5 3. Page 15, line 10, by striking <2,850,000> and inserting
6 <2,200,000>
7 4. Page 26, after line 6 by inserting:
8 <DIVISION ____
9 WORKFORCE DEVELOPMENT FUND ACCOUNT
10 Sec. ____ Section 15.342A, subsections 1 and 3, Code 2021,

11 are amended to read as follows:

12 1. A workforce development fund account is established in
13 the office of the treasurer of state under the control of the
14 authority. The account shall receive funds pursuant to section
15 422.16A ~~up to a maximum of six million dollars per year.~~

16 3. For the fiscal year beginning July 1, 2014, and for each
17 fiscal year thereafter, there is annually appropriated from the
18 workforce development fund account to the job training fund
19 created in section 260F.6 ~~three~~ four million seven hundred
20 fifty thousand dollars for the purposes of chapter 260F.

21 Sec. ____ Section 422.16A, Code 2021, is amended to read as
22 follows:

23 **422.16A Job training withholding — certification and**
24 **transfer.**

25 Upon the completion by a business of its repayment
26 obligation for a training project funded under chapter 260E,
27 including a job training project funded under section 15A.8
28 or repaid in whole or in part by the supplemental new jobs
29 credit from withholding under section 15A.7 or section 15E.197,
30 Code 2014, the sponsoring community college shall report to
31 the economic development authority the amount of withholding
32 paid by the business to the community college during the
33 final twelve months of withholding payments. The economic
34 development authority shall notify the department of revenue
35 of that amount. The department shall credit to the workforce

PAGE 2

1 development fund account established in section 15.342A
2 twenty-five percent of that amount each quarter for a period
3 of ten years. If the amount of withholding from the business
4 or employer is insufficient, the department shall prorate the
5 quarterly amount credited to the workforce development fund
6 account. The maximum amount from all employers which shall be
7 transferred to the workforce development fund account in any
8 year is ~~six~~ seven million seven hundred fifty thousand dollars.

9 DIVISION ____

10 ENERGY INFRASTRUCTURE REVOLVING LOAN PROGRAM

11 Sec. ____ Section 476.10A, subsection 2, Code 2021, is
12 amended to read as follows:

13 2. Notwithstanding section 8.33, any unexpended moneys
14 remitted to the treasurer of state under this section shall be
15 retained for the purposes designated. ~~Notwithstanding section~~
16 ~~12C.7, subsection 2, interest or earnings on investments or~~
17 ~~time deposits of the moneys remitted under this section shall~~
18 ~~be retained and used for the purposes designated, pursuant to~~
19 ~~section 476.46.~~

20 Sec. ____ Section 476.46, subsection 2, paragraph e,
21 subparagraph (3), Code 2021, is amended to read as follows:

22 (3) Interest on the fund shall be deposited in the fund.
23 ~~A portion of the interest on the fund, not to exceed fifty~~
24 ~~percent of the total interest accrued, shall be used for~~

25 ~~promotion and administration of the fund.~~

26 Sec. ____ Section 476.46, Code 2021, is amended by adding
27 the following new subsections:

28 NEW SUBSECTION. 3. The Iowa energy center shall not
29 initiate any new loans under this section after June 30, 2021.

30 NEW SUBSECTION. 4. Loan payments received under this
31 section on or after July 1, 2021, and any other moneys in the
32 fund on or after July 1, 2021, shall be deposited in the energy
33 infrastructure revolving loan fund created in section 476.46A.

34 Sec. ____ NEW SECTION. **476.46A Energy infrastructure**
35 **revolving loan program.**

PAGE 3

1 1. a. An energy infrastructure revolving loan fund is
2 created in the office of the treasurer of state and shall be
3 administered by the Iowa energy center established in section
4 15.120.

5 b. The fund may be administered as a revolving fund and may
6 consist of any moneys appropriated by the general assembly for
7 purposes of this section and any other moneys that are lawfully
8 directed to the fund.

9 c. Moneys in the fund shall be used to provide financial
10 assistance for the development and construction of energy
11 infrastructure, including projects that support electric or gas
12 generation transmission, storage, or distribution; electric
13 grid modernization; energy-sector workforce development;
14 emergency preparedness for rural and underserved areas; the
15 expansion of biomass, biogas, and renewable natural gas;
16 innovative technologies; and the development of infrastructure
17 for alternative fuel vehicles.

18 d. Notwithstanding section 8.33, moneys appropriated in this
19 section that remain unencumbered or unobligated at the close of
20 the fiscal year shall not revert but shall remain available for
21 expenditure for the purposes designated until the close of the
22 succeeding fiscal year.

23 e. Notwithstanding section 12C.7, subsection 2, interest
24 or earnings on moneys in the fund shall be credited to the
25 fund. A percentage of the total interest credited to the fund,
26 not to exceed fifty percent, shall be used for promotion of
27 the energy infrastructure revolving loan program and for the
28 administration of the fund.

29 2. a. The Iowa energy center shall establish and administer
30 an energy infrastructure revolving loan program to encourage
31 the development of energy infrastructure within the state.

32 b. An individual, business, rural electric cooperative, or
33 municipal utility located and operating in this state shall be
34 eligible for financial assistance under the program. With the
35 approval of the Iowa energy center governing board established

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1 under section 15.120, subsection 2, the economic development
2 authority shall determine the amount and the terms of all
3 financial assistance awarded to an individual, business, rural
4 electric cooperative, or municipal utility under the program.
5 All agreements and administrative authority shall be vested in
6 the Iowa energy center governing board.
7 c. The economic development authority may use not more than
8 five percent of the moneys in the fund at the beginning of each
9 fiscal year for purposes of administrative costs, marketing,
10 technical assistance, and other program support.
11 3. For the purposes of this section:
12 a. “*Energy infrastructure*” means land, buildings, physical
13 plant and equipment, and services directly related to the
14 development of projects used for, or useful for, electricity or
15 gas generation, transmission, storage, or distribution.
16 b. “*Financial assistance*” means the same as defined in
17 section 15.102.
18 Sec. ____ . ALTERNATE ENERGY REVOLVING LOAN FUND — MONEYS
19 TRANSFERRED AND APPROPRIATED. Any unencumbered or unobligated
20 moneys remaining after June 30, 2021, in the alternate energy
21 revolving loan fund created pursuant to section 476.46, are
22 transferred and appropriated to the energy infrastructure
23 revolving loan fund created pursuant to section 476.46A, to be
24 used for purposes of the energy infrastructure revolving loan
25 program.
26 DIVISION ____
27 NATIONAL ELECTRICAL CODE
28 Sec. ____ . 2020 EDITION OF THE NATIONAL ELECTRICAL
29 CODE. Amendments adopted by rule by the electrical examining
30 board pursuant to section 103.6, subsection 1, to the 2020
31 edition of the national electrical code issued and adopted by
32 the national fire protection association, which amendments
33 were effective as of May 1, 2021, shall not expire, and shall
34 remain in effect until, at minimum, the effective date of rules
35 adopted by the board adopting either of the following:

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- 1 1. A subsequent edition of the national electrical code.
- 2 2. Subsequent amendments, issued and adopted by the
- 3 national fire protection association, to the 2020 edition of
- 4 the national electrical code.>
- 5 5. By renumbering as necessary.

THOMPSON of Greene

H-1450

- 1 Amend House File 868 as follows:
- 2 1. Page 3, after line 3 by inserting:

3 <____. FUTURE READY IOWA SKILLED WORKFORCE GRANT PROGRAM
4 For deposit in the future ready Iowa skilled workforce grant
5 program established pursuant to section 261.132:
6 \$ 200,000>
7 2. Page 3, line 19, after <5,> by inserting <\$550,000>
8 3. Page 3, line 21, by striking <5, any> and inserting <5.>
9 4. Page 3, by striking lines 22 and 23.
10 5. Page 21, after line 14 by inserting:
11 <Sec. _____. FUTURE READY IOWA SKILLED WORKFORCE GRANT TASK
12 FORCE.
13 1. The college student aid commission shall convene and
14 provide administrative support to a task force to review and
15 evaluate the design of the future ready Iowa skilled workforce
16 grant program. The task force shall do all of the following:
17 a. Identify the proper timing and phaseout of the program to
18 ensure the least impact on students.
19 b. Identify and evaluate the issues relating to the
20 eligibility criteria that restricted eligibility in the
21 program.
22 c. Research and evaluate strategies to incent Iowans to
23 enroll in degree programs aligned with high-demand jobs.
24 d. Evaluate the maximum grant award necessary to incent
25 Iowans to pursue postsecondary training that aligns with
26 high-demand jobs.
27 e. Explore and develop recommendations regarding the list
28 of high-demand jobs used to determine eligibility.
29 f. Identify communication barriers encountered in reaching
30 the target audience, develop communication strategies, and
31 recommend a communication plan designed to overcome those
32 obstacles.
33 g. Identify the proper support mechanisms to ensure
34 eligible applicants enroll in eligible programs and complete
35 their degrees.

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1 2. The task force shall report its findings and
2 recommendations to the commission and the general assembly by
3 October 15, 2021.>
4 6. Page 21, line 35, by striking <2021> and inserting <2022>
5 7. Page 22, line 5, by striking <2020> and inserting <2021>
6 8. By renumbering, redesignating, and correcting internal
7 references as necessary.

WINCKLER of Scott

H-1451

1 Amend House File 868 as follows:
2 1. Page 6, by striking line 6 and inserting:
3 <..... \$ 23,206,799>

EHLERT of Linn

H-1452

1 Amend House File 868 as follows:

2 1. Page 4, by striking line 7 and inserting:

3 <..... \$ 6,174,526>

4 2. Page 4, after line 8 by inserting:

5 <_. From the moneys appropriated in this subsection, not
6 more than \$199,000 shall be used to implement and administer
7 section 256B.10, if enacted by this Act.>

8 3. Page 21, after line 14 by inserting:

9 <Sec. __. **NEW SECTION. 256B.10 Deaf and hard-of-hearing**
10 **children — language developmental milestones.**

11 1. *Language developmental milestones — selection.*

12 a. The director of the department of education shall appoint
13 an early language development consultant to work with the
14 state school for the deaf, the area education agencies, school
15 districts, and the early hearing detection and intervention
16 program in the department of public health, and shall select
17 language developmental milestones from existing standardized
18 norms for purposes of developing a resource for use by parents
19 or guardians to monitor and track deaf and hard-of-hearing
20 children's expressive and receptive language acquisition and
21 developmental stages toward American sign language and English
22 literacy. In selecting the language developmental milestones,
23 the early language development consultant shall consider
24 recommendations from the advisory committee established under
25 subsection 5.

26 b. The duties of the early language development consultant
27 appointed by the director pursuant to paragraph "a" shall, at a
28 minimum, include all of the following:

29 (1) Developing and managing language milestones for each
30 age, from birth through age eight, in American sign language
31 and English pursuant to subsection 3.

32 (2) Staffing the advisory committee established pursuant
33 to subsection 5, including but not limited to organizing and
34 facilitating the advisory committee meetings.

35 (3) Developing and distributing resources for parents

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1 pertaining to language development pursuant to subsection 4.
2 (4) Developing and distributing resources for early
3 interventionists, educators, hospitals, and health care
4 providers pertaining to language development.

5 (5) Exercising general supervision over follow-up contacts
6 with parents and guardians regarding the need for valid and
7 reliable language assessments and distribution of resources
8 toward language development in American sign language and
9 English.

10 (6) Planning a parent-friendly procedure for outreach and
11 follow-up.

12 (7) Exercising general supervision over annual or biannual,

13 at the consultant's discretion, milestone assessments for deaf
14 and hard-of-hearing children.
15 (8) Managing and summarizing data outcomes for parents,
16 guardians, and partner agencies to use, including the annual
17 report published pursuant to subsection 7.
18 (9) Arranging for and exercising general supervision over
19 the appropriate training for language assessment personnel.
20 (10) Maintaining valid and reliable two-fold language
21 assessment approach, utilizing both American sign language and
22 English, in selecting milestones, compiling data, employing
23 qualified personnel, and distributing resources.
24 2. *Parent resource.* The parent resource developed pursuant
25 to subsection 1 shall meet all of the following requirements:
26 a. Include American sign language and English language
27 developmental milestones selected under subsection 1.
28 b. Be appropriate for use, in both content and
29 administration, with deaf and hard-of-hearing children from
30 birth through age eight who use American sign language or
31 English, or both.
32 c. Present the language developmental milestones in terms
33 of typical development of all children from birth through age
34 eight, by age range.
35 d. Be written for clarity and ease of use by parents and

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1 guardians.
2 e. Be aligned to the department of education's existing
3 infant, toddler, and preschool guidelines, standards for
4 evaluating eligibility and progress for early intervention or
5 special education under federal law, and state standards in
6 English language arts.
7 f. Clearly specify that the parent resource is not a
8 formal assessment of language and literacy development, and
9 that the observations of a child by the child's parent or
10 guardian may differ from formal assessment data presented at an
11 individualized family service plan or individualized education
12 program meeting.
13 g. Clearly specify that a parent or guardian may bring
14 the parent resource to an individualized family service plan
15 or individualized education program meeting for purposes of
16 sharing the parent's or guardian's observations regarding the
17 child's development.
18 3. *Selection of tools or assessments.* The early language
19 development consultant, in consultation with the state school
20 for the deaf, the area education agencies, school districts,
21 and the early hearing detection and intervention program in the
22 department of public health, shall select existing tools or
23 assessments for educators that can be used to assess American
24 sign language and English language and literacy development of
25 deaf and hard-of-hearing children from birth through age eight.
26 a. Educator tools or assessments selected under this

27 subsection shall meet the following criteria:
28 (1) Be in a format that shows stages of language
29 development.
30 (2) Be selected for use by educators to track the
31 development of deaf and hard-of-hearing children's expressive
32 and receptive language acquisition and developmental stages
33 toward American sign language and English literacy.
34 (3) Be appropriate in both content and administration for
35 use with deaf and hard-of-hearing children.

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1 b. Educator tools or assessments selected under this
2 subsection may do either of the following:
3 (1) Be used, in addition to any assessment required by
4 federal law, by the child's individualized family service plan
5 or individualized education program team, as applicable, to
6 track deaf and hard-of-hearing children's progress in improving
7 expressive and receptive language skills, and to establish or
8 modify individualized family service plans or individualized
9 education programs.
10 (2) Reflect the recommendations of the advisory committee
11 convened under subsection 5.
12 4. *Dissemination.* The early language development
13 consultant shall disseminate the parent resource developed
14 pursuant to this section to parents and guardians of deaf and
15 hard-of-hearing children and, consistent with federal law,
16 shall disseminate the educator tools and assessments selected
17 pursuant to subsection 3 to early hearing detection and
18 invention programs, area education agencies, school districts,
19 accredited nonpublic schools, and the state school for the deaf
20 for use in the development and modification of individualized
21 family service or individualized education program plans,
22 and shall provide materials and training on the use of such
23 materials to assist deaf and hard-of-hearing children in
24 kindergarten readiness using American sign language or English,
25 or both, from birth through age eight.
26 5. *Advisory committee.*
27 a. The department of education shall establish and consult
28 with an advisory committee for purposes of soliciting input,
29 including input from experts on the selection of language
30 developmental milestones for children who are deaf or
31 hard-of-hearing that are equivalent to those for children who
32 are not deaf or hard-of-hearing, for inclusion in the parent
33 resource developed and disseminated to parents and guardians
34 pursuant to this section. The early language development
35 consultant shall provide staffing and administrative support

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1 to the advisory committee and shall provide the committee
2 with a list of existing language developmental milestones

3 from existing standardized norms, along with any relevant
4 information the department has regarding those language
5 developmental milestones for possible inclusion in the parent
6 resource developed pursuant to this section.
7 b. The advisory committee shall do all of the following:
8 (1) Make recommendations on the selection and use of the
9 educator tools or assessments selected pursuant to subsection
10 3.
11 (2) Advise the department or its consultants on the content
12 and administration of existing evaluation and assessment tools,
13 instruments, and procedures used to assess the development
14 of children with disabilities pursuant to federal law, and
15 to assess deaf and hard-of-hearing children's language and
16 literacy development to ensure the appropriate use of such
17 tools, instruments, and procedures with such children, and may
18 make recommendations regarding future research to improve the
19 measurement of progress of deaf and hard-of-hearing children in
20 language and literacy development.
21 (3) Develop a process in compliance with federal law for
22 plan modifications if a deaf or hard-of-hearing child does not
23 demonstrate adequate yearly progress in improving expressive
24 and receptive language skills, as measured by an educator tool
25 or assessment selected pursuant to subsection 3.
26 (4) The advisory committee shall consist of seven
27 volunteers, the majority of whom shall be deaf or
28 hard-of-hearing, and all of whom shall have experience
29 or involvement within the field of education for the
30 deaf and hard-of-hearing or relating directly to deaf and
31 hard-of-hearing children. The advisory committee shall include
32 all of the following members:
33 (a) One parent or guardian of a child who is deaf or
34 hard-of-hearing and who uses both American sign language and
35 English or who uses spoken English.

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1 (b) One licensed teacher who uses American sign language and
2 English.
3 (c) One licensed teacher who uses spoken English.
4 (d) One person who shall be the parent or guardian of a deaf
5 or hard-of-hearing child or an interpreter, speech pathologist,
6 teacher of the deaf, human rights advocate, child advocate, or
7 licensed education administrator.
8 (e) One advocate for the deaf or an advocate of American
9 sign language.
10 (f) One American sign language specialist, American sign
11 language professor, or native signer recommended by the Iowa
12 association of the deaf and the office of deaf services of the
13 department of human rights.
14 (g) One speech pathologist whose expertise is in spoken
15 English, or an early interventionist who uses spoken English.
16 c. The early language development consultant shall

17 convene the advisory committee by March 1, 2022, and as
 18 frequently thereafter as the consultant deems necessary
 19 for purposes of this section. The advisory committee shall
 20 submit recommendations to the state board of education by
 21 July 1, 2022, shall submit recommendations relating to plan
 22 modifications developed pursuant to paragraph "b", subparagraph
 23 (3), to the state board of education and to the general
 24 assembly by December 1, 2022, and shall submit recommendations
 25 thereafter as the consultant deems necessary.
 26 6. *Activities — consistent with federal law.* All activities
 27 of the department of education in implementing this section
 28 shall be consistent with federal law for the education of
 29 children from birth through age eight.
 30 7. *Annual report.* The department of education shall
 31 annually compile, and publish on the department's internet
 32 site, a report using existing data reported in compliance
 33 with the state performance plan on pupils with disabilities,
 34 required under federal law, that is specific to language and
 35 literacy development in deaf and hard-of-hearing children from

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1 birth through age eight, including those children who are deaf
 2 or hard-of-hearing and have other disabilities, relative to the
 3 children's peers who are not deaf or hard-of-hearing.
 4 8. *Definitions.* For purposes of this section, unless the
 5 context otherwise requires:
 6 a. *"English"* includes spoken English, written English, or
 7 English with the use of visual supplements.
 8 b. *"Federal law"* means the federal Individuals with
 9 Disabilities Education Act, as amended by the federal
 10 Individuals with Disabilities Improvement Act, Pub. L. No.
 11 108-446, 20 U.S.C. §1400 et seq., as amended.>
 12 4. By renumbering, redesignating, and correcting internal
 13 references as necessary.

DONAHUE of Linn

H-1453

1 Amend House File 868 as follows:
 2 1. Page 9, after line 28 by inserting:
 3 <_. STUDENT REENGAGEMENT PILOT PROGRAM
 4 For purposes of the student reengagement pilot program
 5 established pursuant to section 256.20, if enacted by this Act:
 6 \$ 2,000,000
 7 Notwithstanding section 8.33, moneys received by the
 8 department pursuant to this section that remain unencumbered or
 9 unobligated at the close of the fiscal year shall not revert
 10 but shall remain available for expenditure for the purposes
 11 specified in this section for the following fiscal year.>
 12 2. Page 21, after line 14 by inserting:

13 <Sec. _____. NEW SECTION. 256.20 Student reengagement pilot
14 program.

15 1. A student reengagement pilot program is established in
16 the department to provide financial assistance for four-year
17 pilot projects in high-need school districts as determined by
18 the department in accordance with section 284.11.
19 2. Notwithstanding section 299.1A, subsection 1, and except
20 as provided in section 299.1A, subsections 2 and 3, a child who
21 has reached the age of six and is under eighteen years of age
22 by September 15 is of compulsory attendance age in a school
23 district that receives a grant under this section for the
24 four-year period during which the school district implements a
25 pilot project under this section.
26 3. The state board shall adopt rules pursuant to chapter 17A
27 for the program, including but not limited to rules relating to
28 grant application materials, eligibility requirements, award
29 criteria, and evaluation criteria. The award criteria may
30 include but is not limited to the model alternative education
31 program the school district intends to implement to meet the
32 needs of students; learning targets; career or postsecondary
33 readiness goals; counseling and guidance services; connection
34 to community services such as job placement, mental health,
35 child care, volunteer and community service, and community

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1 mentors; creativity and the arts or other areas of content most
2 engaging to the student population to be served under such
3 pilot project; and work-based learning internships. Priority
4 shall be given to applications for pilot projects from school
5 districts with a plan to work in collaboration with a community
6 college, accredited private institution as defined in section
7 261.9, an institution of higher learning governed by the state
8 board of regents, an area chamber of commerce, a local economic
9 development agency, or an area hospital.
10 4. At least one grant shall be awarded to a qualifying urban
11 school district that has an actual enrollment of more than
12 seven thousand five hundred students and at least one grant to
13 a rural school district that has an actual enrollment of six
14 hundred or fewer students.
15 5. A school district implementing a pilot project pursuant
16 to this section shall compile and submit information regarding
17 the pilot project as prescribed by the department. The
18 department shall submit an annual report that provides an
19 analysis of the program and the department's findings and
20 recommendations to the general assembly by December 1.
21 6. This section is repealed July 1, 2026.>
22 3. By renumbering, redesignating, and correcting internal
23 references as necessary.

H-1454

- 1 Amend House File 868 as follows:
- 2 1. Page 15, after line 34 by inserting:
- 3 <e. For distribution of moneys among the appropriations
- 4 made to the state board of regents as determined by the state
- 5 board of regents:
- 6 \$ 15,000,000>
- 7 2. By renumbering as necessary.

WILLIAMS of Black Hawk
 BROWN-POWERS of Black Hawk
 JACOBY of Johnson
 CAHILL of Marshall
 WINCKLER of Scott
 MASCHER of Johnson
 EHLERT of Linn
 HUNTER of Polk
 THEDE of Scott

KRESSIG of Black Hawk
 SMITH of Black Hawk
 WILBURN of Story
 WESSEL-KROESCHELL of Story
 BOHANNAN of Johnson
 DONAHUE of Linn
 STECKMAN of Cerro Gordo
 ABDUL-SAMAD of Polk
 McCONKEY of Pottawattamie

H-1455

- 1 Amend House File 868 as follows:
- 2 1. Page 20, by striking line 28 and inserting:
- 3 <..... \$ 10,789,039>
- 4 2. Page 20, by striking line 34 and inserting:
- 5 <..... \$ 4,540,886>

McCONKEY of Pottawattamie

H-1456

- 1 Amend House File 868 as follows:
- 2 1. Page 21, after line 31 by inserting:
- 3 <Sec. ____ Section 261.110, subsections 2 and 4, Code 2021,
- 4 are amended to read as follows:
- 5 2. An Iowa resident or nonresident applicant shall be
- 6 eligible for a teach Iowa scholar grant if the applicant
- 7 meets all of the criteria specified under, or established in
- 8 accordance with, subsection 3. Priority shall be given first
- 9 to applicants seeking to renew their grant awards and who
- 10 continue to meet the original priority criteria under which
- 11 such applicants' first awards were received; then to applicants
- 12 who are graduates of approved practitioner preparation
- 13 programs, by academic year, with the most recent academic year
- 14 graduates given priority; then to applicants who are minority
- 15 persons and residents of Iowa; then to applicants who are
- 16 residents of Iowa. A person is ineligible for this program if
- 17 the person receives a forgivable loan under section 261.111 or
- 18 loan forgiveness under section 261.112. For purposes of this
- 19 section, "minority person" means the same as defined in section
- 20 15.102.

21 4. A selected applicant who meets all of the eligibility
22 requirements of this section shall be eligible for a teach
23 Iowa scholar grant for each year of full-time employment
24 completed in this state as a teacher for a school district,
25 charter school, area education agency, or accredited nonpublic
26 school. A teach Iowa scholar grant shall not exceed ~~four~~ seven
27 thousand five hundred dollars per year per recipient. Grants
28 awarded under this section shall not exceed a total of ~~twenty~~
29 thirty-seven thousand five hundred dollars per recipient over
30 a five-year period. If a selected applicant has received a
31 federally guaranteed Stafford loan under the federal family
32 education loan program or the federal direct loan program,
33 a federal direct plus loan, or a federal Perkins loan, the
34 selected applicant may elect to have the commission make
35 payment under the program directly to the selected applicant's

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1 student loan holder.
2 Sec. _____. Section 261.110, subsection 3, paragraph b, Code
3 2021, is amended to read as follows:
4 b. The applicant is preparing to teach in fields including
5 but not limited to science, technology, engineering, or
6 mathematics; English as a second language or special education
7 instruction; ~~or is preparing to teach in a hard-to-staff~~
8 subject as identified by the department; or is preparing to
9 teach in a school district in which more than twenty-five
10 percent of the students enrolled are minority persons. The
11 department shall take into account the varying regional
12 needs in the state for teachers in these subject areas when
13 applying the criterion of this paragraph. The department
14 shall annually identify and designate hard-to-staff subjects
15 for the purpose of this paragraph. The eligibility of an
16 applicant who receives a teach Iowa scholar grant and who is
17 preparing to teach in a hard-to-staff subject as identified by
18 the department shall not be affected in subsequent years if
19 the department does not continue to identify that subject as a
20 hard-to-staff subject.>
21 2. By renumbering as necessary.

SMITH of Black Hawk
ABDUL-SAMAD of Polk
WILBURN of Story
THEDE of Scott

H-1457

1 Amend House File 868 as follows:
2 1. Page 11, after line 11 by inserting:
3 <____. COMPREHENSIVE SUPPORT AND IMPROVEMENT
4 For distribution to school district attendance centers
5 identified for comprehensive support and improvement under the

6 federal Every Student Succeeds Act, Pub. L. No. 114-95, or an
7 equivalent objective federal standard:
8 \$ 5,000,000
9 Moneys appropriated for purposes of this subsection shall
10 be distributed to school district attendance centers on a per
11 pupil basis calculated using the budget enrollment for the
12 budget year beginning July 1, 2021, of the school district
13 attendance centers identified as provided in this subsection.
14 A school district receiving moneys pursuant to this subsection
15 may expend the funds received under this subsection for
16 purposes that include but are not limited to providing before
17 and after school programs, tutoring or cognitive skills
18 training, and life skills education approved by the department
19 of education, for students at the attendance centers identified
20 as provided in this subsection.>
21 2. By renumbering, redesignating, and correcting internal
22 references as necessary.

CAHILL of Marshall

H-1458

1 Amend House File 868 as follows:
2 1. Page 23, after line 30 by inserting:
3 <Sec. ____ CHILD CARE INCENTIVES TASK FORCE.
4 1. The college student aid commission shall convene a
5 child care programs and professionals task force to study
6 and make recommendations for financial aid-related policy
7 changes to address the need for child care programs and child
8 care professionals in Iowa. The executive director of the
9 commission shall appoint members of the task force who shall
10 include representatives from the departments of education,
11 human services, and workforce development; representatives
12 from public and private accredited postsecondary institutions;
13 child care providers; and organizations representing child care
14 advocates.
15 2. The task force shall review current policies and
16 proposals in Iowa and other states that address child care
17 programs and child care professionals. The taskforce shall
18 develop and conduct the following surveys:
19 a. A survey of the general public designed to identify the
20 incentives most likely to assist to persons who wish to pursue
21 a child care professional degree or to become a child care
22 provider in rural Iowa.
23 b. A survey of current child care providers designed to
24 identify issues relating to, and obstacles affecting efforts
25 to, bring child care providers and child care professionals
26 into high-need areas.
27 3. The task force shall also review the cost of providing
28 child care in Iowa, along with the wage threshold of child care
29 providers throughout the state.
30 4. The task force shall submit its findings and

31 recommendations, including a summary and evaluation of current
32 and proposed policies in Iowa and in other states, the results
33 of the surveys, and any recommended policy changes, in a report
34 to the governor and general assembly by October 15, 2021.>
35 2. By renumbering as necessary.

WINCKLER of Scott

H-1459

1 Amend House File 868 as follows:
2 1. Page 26, after line 35 by inserting:
3 <DIVISION ____
4 STATEWIDE PRESCHOOL PROGRAM
5 Sec. ____ Section 135.173A, subsection 4, paragraph p, Code
6 2021, is amended to read as follows:
7 p. One person who is part of a local program implementing
8 the statewide preschool program for ~~four-year-old~~ young
9 children under chapter 256C.
10 Sec. ____ Section 135.173A, subsection 6, paragraph f, Code
11 2021, is amended to read as follows:
12 f. Make recommendations for improving collaborations
13 between the child care programs involving the department of
14 human services and programs supporting the education and
15 development of young children including but not limited to the
16 federal head start program; the statewide preschool program
17 for ~~four-year-old~~ young children; and the early childhood,
18 at-risk, and other early education programs administered by the
19 department of education.
20 Sec. ____ Section 256C.1, subsections 1 and 4, Code 2021,
21 are amended to read as follows:
22 1. "*Approved local program*" means a school district's
23 program for ~~four-year-old~~ young children approved by the
24 department of education to provide high quality preschool
25 instruction.
26 4. "*Preschool program*" means the statewide preschool program
27 for ~~four-year-old~~ young children created in accordance with
28 this chapter.
29 Sec. ____ Section 256C.2, Code 2021, is amended to read as
30 follows:
31 **256C.2 Statewide preschool program for ~~four-year-old~~ young**
32 **children — purpose.**
33 1. A statewide preschool program for ~~four-year-old~~ young
34 children is established. The purpose of the preschool program
35 is to provide an opportunity for all young children in the

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1 state to enter school ready to learn by expanding voluntary
2 access to quality preschool curricula ~~for all children who are~~
3 ~~four-years-old.~~
4 2. The state board shall adopt rules in accordance with

5 chapter 17A as necessary to implement the preschool program as
6 provided in this chapter.

7 Sec. ____ Section 256C.3, subsection 1, paragraphs a and b,
8 Code 2021, are amended to read as follows:

9 a. A child who is a resident of Iowa and who is four
10 years of age on or before September 15 of a school year shall
11 be eligible to enroll in the preschool program under this
12 chapter. For school budget years beginning July 1, 2022, July
13 1, 2023, and July 1, 2024, a child who is a resident of Iowa
14 and who reaches five years of age on or after March 15 but on
15 or before September 15 of the calendar year during which the
16 school year begins shall be eligible to enroll in the preschool
17 program under this chapter if the school district elects to
18 enroll children who are five years of age for the three-year
19 period. For school districts that elect to enroll children
20 who are five years of age during such three-year period, a
21 child who enrolled as a four-year-old may enroll again as a
22 five-year-old. However, if insufficient space is available in
23 a preschool program for all eligible children, priority for
24 enrollment shall be given to children who are four years of age
25 on or before September 15 of a school year. If such a child is
26 enrolled under this chapter, the child shall be considered to
27 be of compulsory attendance age as provided in section 299.1A,
28 subsection 3.

29 b. If space and funding are available, including funding
30 from another school district account or fund from which
31 preschool program expenditures are authorized by law, a school
32 district approved to participate in the preschool program
33 may enroll and pay the cost of attendance for a ~~younger or~~
34 ~~older~~ child in the preschool program who does not satisfy the
35 requirements under paragraph "a"; however, the child shall not

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1 be counted for state funding purposes.

2 Sec. ____ Section 256C.3, subsection 4, paragraphs b and c,
3 Code 2021, are amended to read as follows:

4 b. Subject to implementation of chapter 28E agreements
5 between a school district and community-based providers of
6 services to four-year-old children and eligible five-year-old
7 children, a four-year-old child or eligible five-year-old child
8 who is enrolled in a child care center or child development
9 home licensed or registered under chapter 237A, or in an
10 existing public or private preschool program, shall be eligible
11 for services provided by the school district's local preschool
12 program.

13 c. A school district shall participate in data collection
14 and performance measurement processes and reporting as defined
15 by rule. In addition to preschool program data collection,
16 the school district data collected by the department shall
17 include data related to the number and birth month and year
18 of pupils who enroll in kindergarten, including all-day,

19 half-day, or transitional kindergarten programs, for more
20 than one school year and whether those pupils previously or
21 concurrently enrolled in the school district's approved local
22 program. To the extent feasible, the data reporting relating
23 to kindergarten program enrollment shall be done in a manner
24 so as to avoid duplication of individual pupil data within
25 multiple categories.

26 Sec. ____ Section 256C.3, subsection 4, Code 2021, is
27 amended by adding the following new paragraph:
28 NEW PARAGRAPH. e. For budget years beginning on or after
29 July 1, 2022, each approved local program shall provide
30 consultation services for parents or guardians of children
31 enrolled in the approved local program and parents or guardians
32 of children eligible to enroll in the approved local program to
33 assist parents or guardians in assessing the child's readiness
34 for enrollment in kindergarten or in a preschool program, as
35 applicable.

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1 Sec. ____ Section 256C.4, subsection 2, Code 2021, is
2 amended to read as follows:
3 2. *Eligible student enrollment.*
4 a. To be included as an eligible student in the enrollment
5 count of the preschool programming provided by a school
6 district approved to participate in the preschool program, a
7 child must ~~be four years of~~ satisfy the age by September 15
8 requirements of section 256C.3, subsection 1, paragraph "a", in
9 the base year and be attending the school district's approved
10 local program.
11 b. The enrollment count of eligible students shall not
12 include a child who is included in the enrollment count
13 determined under section 257.6 or a child who is served by
14 a program already receiving state or federal funds for the
15 purpose of the provision of four-year-old or five-year-old
16 preschool programming while the child is being served by the
17 program. Such preschool programming includes but is not
18 limited to child development assistance programs provided under
19 chapter 256A, special education programs provided under section
20 256B.9, school ready children grant programs and other programs
21 provided under chapter 256I, and federal head start programs
22 and the services funded by Tit. I of the federal Elementary and
23 Secondary Education Act of 1965.

24 Sec. ____ Section 298A.2, subsection 2, paragraph a,
25 subparagraph (1), Code 2021, is amended to read as follows:
26 (1) An approved local program under the statewide preschool
27 program for ~~four-year-old~~ young children under chapter 256C.

28 Sec. ____ Section 298A.2, subsection 2, paragraph c,
29 subparagraph (1), Code 2021, is amended to read as follows:
30 (1) Start-up costs for an approved local program under the
31 statewide preschool program for ~~four-year-old~~ young children
32 under chapter 256C.

33 Sec. ____ Section 299.1A, subsection 3, Code 2021, is
34 amended to read as follows:
35 3. A child who has reached the age of four ~~by September 15~~

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1 ~~or five~~ and who is enrolled in the statewide preschool program
2 under chapter 256C shall be considered to be of compulsory
3 attendance age unless the parent or guardian of the child
4 submits written notice to the school district implementing the
5 program of the parent's or guardian's intent to remove the
6 child from enrollment in the preschool program.
7 Sec. ____ APPLICABILITY. This division of this Act applies
8 to school budget years beginning on or after July 1, 2022.>
9 2. Title page, line 5, after <atters> by inserting <
10 including statewide preschool program>
11 3. Title page, line 6, by striking <retroactive>
12 4. By renumbering as necessary.

MASCHER of Johnson

H-1460

1 Amend House File 871 as follows:
2 1. Page 1, line 29, by striking <3,142,351> and inserting
3 <3,179,851>
4 2. Page 1, line 35, by striking <1,317,188> and inserting
5 <1,354,688>
6 3. Page 6, line 3, by striking <375,000> and inserting
7 <300,000>

RUNNING-MARQUARDT of Linn

H-1461

1 Amend House File 871 as follows:
2 1. Page 6, line 3, by striking <375,000> and inserting
3 <75,000>
4 2. Page 11, line 33, by striking <3,491,252> and inserting
5 <3,791,252>
6 3. Page 11, after line 34 by inserting:
7 <(1) Of the moneys appropriated in this paragraph, the
8 division shall allocate \$300,000 to hire three additional
9 full-time Iowa OSHA compliance safety and health officers to
10 conduct on-site investigations and inspections under chapter
11 88. Each of the three compliance safety and health officers
12 shall be assigned, as the officer's primary duties, to
13 investigations and inspections of one of the following types
14 of employers:
15 (a) State correctional facilities and state mental health
16 institutes.
17 (b) County jails located in this state.

18 (c) Meat packing facilities located in this state.

19 (2) From the moneys appropriated in this paragraph,
20 the division shall establish and maintain a process on the
21 division's internet site to allow individuals to electronically
22 submit a workplace safety or health issue complaint to Iowa
23 OSHA.>

24 4. Page 26, after line 6 by inserting:

25 <DIVISION ____

26 IOWA OSHA COMPLAINT INVESTIGATIONS

27 Sec. ____ Section 88.6, Code 2021, is amended by adding the
28 following new subsections:

29 NEW SUBSECTION. 1A. Entrance and inspections — warrantless
30 entry. The commissioner or the commissioner's representative

31 shall not be required to obtain a warrant for entrance and
32 inspection under subsection 1, to enter any establishment,
33 workplace, environment, or other area of which the state of
34 Iowa, its various departments and agencies, or any political
35 subdivision of the state is the employer.

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1 NEW SUBSECTION. 10. Procedures for complaints. The
2 division shall respond to any complaint of a violation of this
3 chapter within twenty-four hours of receiving the complaint.
4 The response shall confirm that the division has received the
5 complaint and shall describe the steps the division will carry
6 out to conduct an investigation of the complaint. The division
7 shall begin such an investigation within seventy-two hours of
8 receiving such a complaint. Upon request, and notwithstanding
9 subsection 8, the division shall provide the person who made a
10 complaint with an update on the progress of the investigation
11 and a projected timeline for its completion.>

12 5. By renumbering, redesignating, and correcting internal
13 references as necessary.

HUNTER of Polk

H-1462

1 Amend House File 868 as follows:

2 1. Page 21, after line 31 by inserting:

3 <Sec. ____ Section 261.87, subsection 1, paragraph d,
4 subparagraphs (1), (2), (3), and (4), Code 2021, are amended
5 to read as follows:

6 (1) Is the child or stepchild of a peace officer, as
7 defined in section 97A.1, who was killed in the line of duty
8 as determined by the board of trustees of the Iowa department
9 of public safety peace officers' retirement, accident, and
10 disability system in accordance with section 97A.6, subsection
11 16.

12 (2) Is the child or stepchild of a police officer or a fire
13 fighter, as each is defined in section 411.1, who was killed in

14 the line of duty as determined by the statewide fire and police
 15 retirement system in accordance with section 411.6, subsection
 16 15.
 17 (3) Is the child or stepchild of a sheriff or deputy sheriff
 18 as each is defined in section 97B.49C, who was killed in
 19 the line of duty as determined by the Iowa public employees'
 20 retirement system in accordance with section 97B.52, subsection
 21 2.
 22 (4) Is the child or stepchild of a fire fighter or police
 23 officer included under section 97B.49B, who was killed in
 24 the line of duty as determined by the Iowa public employees'
 25 retirement system in accordance with section 97B.52, subsection
 26 2.
 27 Sec. ____ Section 261.87, subsection 1, paragraph d, Code
 28 2021, is amended by adding the following new subparagraph:
 29 NEW SUBPARAGRAPH. (5) Is the child or stepchild of an
 30 employee of the Iowa department of corrections, or of a
 31 judicial district department of correctional services, who was
 32 killed in the line of duty.
 33 Sec. ____ Section 261.87, subsection 1, Code 2021, is
 34 amended by adding the following new paragraph:
 35 NEW PARAGRAPH. i. "*Stepchild*" means the same as defined in

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1 section 450.1.>
 2 2. Page 24, line 6, before <The> by inserting:
 3 <1. The section of this division of this Act enacting
 4 section 261.87, subsection 1, paragraph "d", subparagraph (5).
 5 2. The section of this division of this Act enacting section
 6 261.87, subsection 1, paragraph "i".
 7 3.>
 8 3. By renumbering as necessary.

KERR of Louisa
 WINCKLER of Scott

H-1463

1 Amend House File 861 as follows:
 2 1. Page 21, after line 30 by inserting:
 3 <DIVISION ____
 4 DEPARTMENT OF CORRECTIONS
 5 Sec. ____ Section 99G.39, Code 2021, is amended by adding
 6 the following new subsection:
 7 NEW SUBSECTION. 4A. One hundred thousand dollars in
 8 lottery revenues shall be transferred each fiscal year to the
 9 department of corrections survivor benefits fund established
 10 pursuant to section 904.321 prior to deposit of the lottery
 11 revenues in the general fund pursuant to section 99G.40.
 12 Sec. ____ NEW SECTION. **509A.13D Health insurance coverage**
 13 **— surviving spouse and children of certain employees of the Iowa**

14 **department of corrections.**

- 15 1. For the purposes of this section, "*eligible employee of*
16 *the Iowa department of corrections*" means any of the following:
17 *a.* An employee of the Iowa department of corrections.
18 *b.* An employee of the Iowa department of corrections whose
19 death has been determined by the department to be the direct
20 and proximate result of a traumatic personal injury incurred in
21 the line of duty, and to whom none of the following applies:
22 (1) The employee's death resulted from stress, strain,
23 occupational illness, or a chronic, progressive, or congenital
24 illness, including but not limited to a disease of the heart,
25 lungs, or respiratory system, unless a traumatic personal
26 injury was a substantial contributing factor to the employee's
27 death.
28 (2) The employee's death was caused by the employee's
29 intentional misconduct, or by the employee's intent to cause
30 the employee's own death.
31 (3) The employee was voluntarily intoxicated at the time of
32 the employee's death.
33 (4) The employee was performing the employee's duties in a
34 grossly negligent manner at the time of the employee's death.
35 2. *a.* If the governing body of the state has procured

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- 1 health insurance coverage for its employees under this chapter,
2 the governing body of the state shall permit continuation
3 of existing health insurance coverage or reenrollment in
4 previously existing coverage for the surviving spouse and each
5 surviving child of an eligible employee of the Iowa department
6 of corrections.
7 *b.* The governing body of the state shall permit continuation
8 of existing health insurance coverage for the surviving spouse
9 and each surviving child of an employee of the Iowa department
10 of corrections who dies and who is reasonably expected to be
11 determined to be an eligible employee of the Iowa department
12 of corrections, until such time as the determination of
13 eligibility is made.
14 3. The governing body of the state shall not be required to
15 pay for the cost of the health insurance under this section;
16 however, the governing body of the state may pay the full cost
17 or a portion of the cost of the health insurance. If the full
18 cost or a portion of the cost of the coverage is not paid by
19 the governing body of the state, the surviving spouse and each
20 surviving child who is eligible for health insurance under this
21 section may elect to continue coverage by paying that portion
22 of the cost of the health insurance not paid by the governing
23 body of the state.
24 4. The governing body of the state shall notify the
25 provider of health insurance coverage for state employees of
26 the identity of the surviving spouse and each surviving child
27 who is to be provided health insurance coverage pursuant to the

28 requirements of this section.
29 5. This section shall not require continuation of health
30 insurance coverage if the surviving spouse or a surviving child
31 who would otherwise be entitled to continuation of health
32 insurance coverage under this section was, through the actions
33 of the surviving spouse or the surviving child, a substantial
34 contributing factor to the death of the eligible employee of
35 the Iowa department of corrections.

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1 Sec. ____ NEW SECTION. **904.321 Department of corrections**
2 **survivor benefits fund.**
3 1. A department of corrections survivor benefits fund is
4 established in the state treasury under the control of the
5 department. The fund shall consist of moneys transferred
6 to the fund pursuant to section 99G.39 and any other moneys
7 appropriated to or deposited in the fund. Moneys in the fund
8 are appropriated to the department for the purposes set forth
9 in subsection 2.
10 2. The department shall distribute the moneys credited to
11 the fund in a fiscal year in the form of grants to nonprofit
12 organizations that provide resources to assist surviving
13 families of eligible employees of the department of corrections
14 killed in the line of duty in paying costs associated with
15 accident or health care coverage pursuant to section 509A.13D.
16 3. 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. Notwithstanding
20 section 12C.7, subsection 2, interest or earnings on moneys in
21 the fund shall be credited to the fund.
22 Sec. ____ EFFECTIVE DATE. This division of this Act, being
23 deemed of immediate importance, takes effect upon enactment.
24 Sec. ____ RETROACTIVE APPLICABILITY. This division of this
25 Act applies retroactively to March 1, 2021.>
26 2. Title page, line 1, after <system> by inserting
27 <, establishing a department of corrections survivor
28 benefits fund, and including effective date and retroactive
29 applicability provisions>
30 3. By renumbering as necessary.

HEIN of Jones

H-1464

1 Amend House File 891 as follows:
2 1. Page 75, after line 17 by inserting:
3 <DIVISION ____
4 ABORTIFACIENT DRUGS
5 Sec. ____ Section 144.29A, subsection 1, paragraph k, Code
6 2021, is amended to read as follows:

- 7 k. The method used for an induced termination, ~~including~~
8 ~~whether mifepristone was used.~~
9 Sec. ____ NEW SECTION. **146E.1 Abortifacient drugs —**
10 **prohibited in the state.**
11 1. Notwithstanding any other provision of law to the
12 contrary, it is unlawful for any person to manufacture,
13 distribute, prescribe, dispense, sell, or transfer
14 mifepristone, mifegyne, or mifeprex, or any substantially
15 similar generic or non-generic abortifacient drug in the state.
16 2. A person who violates this section is guilty of a class
17 “C” felony.
18 3. This section shall not be construed to impose civil
19 or criminal liability on a woman upon whom an abortion is
20 performed or attempted in which an abortifacient drug otherwise
21 prohibited under this section is used.
22 4. This section shall not be construed to prohibit the sale,
23 use, prescription, or administration of any contraceptive agent
24 administered prior to conception or before a pregnancy can be
25 confirmed through conventional medical testing.>
26 2. By renumbering as necessary.

SHIPLEY of Van Buren

H-1465

- 1 Amend House File 891 as follows:
2 1. Page 14, after line 25 by inserting:
3 <____. The department shall clearly document and include in
4 the COVID-19 public dashboard information regarding the number
5 of confirmed COVID-19 cases which were contracted through
6 asymptomatic transmission.>
7 2. By renumbering, redesignating, and correcting internal
8 references as necessary.

SHIPLEY of Van Buren

H-1466

- 1 Amend House File 891 as follows:
2 1. Page 14, after line 25 by inserting:
3 <____. The department shall document and include in the
4 COVID-19 public dashboard information regarding the number of
5 confirmed COVID-19 cases contracted by individuals who have
6 been fully vaccinated against COVID-19.>
7 2. By renumbering as necessary.

SHIPLEY of Van Buren

H-1467

- 1 Amend House File 891 as follows:
2 1. Page 75, after line 17 by inserting:

3 <DIVISION ____
4 VACCINATIONS — HEALTH CARE PROVIDER REQUIREMENTS
5 Sec. ____ **NEW SECTION. 135.39E Vaccinations — health care**
6 **provider requirements — penalties.**
7 1. For the purposes of this section:
8 a. “*Health care provider*” means any licensed health care
9 professional, organization, or institution, whether public
10 or private, including federal, state, and local departments,
11 agencies, and instrumentalities, under whose authority a
12 licensed or emergency use vaccine is administered.
13 b. “*Health profession board*” means a profession board
14 designated pursuant to section 147.13.
15 c. “*Vaccine injury table*” means the vaccine injury table
16 created and revised pursuant to 42 U.S.C. §300aa-14.
17 2. The department shall collaborate with each health
18 profession board to ensure that a health care provider under
19 the purview of the department or a health profession board
20 is aware of and complies with the requirements of 42 U.S.C.
21 §300aa-25 and 42 U.S.C. §300aa-26, including all of the
22 following:
23 a. That, prior to the patient receiving the vaccine, the
24 health care provider provides an adult patient, or the parent
25 or legal representative of a minor patient, with a copy of
26 the relevant federal vaccine information statement for the
27 vaccine the patient is to receive and verbally informs the
28 adult patient, or the parent or legal representative of a
29 minor patient, of the existence of the federal food and drug
30 administration vaccine adverse event reporting system and the
31 national vaccine injury compensation program referenced in the
32 statement, if the vaccine is included in the vaccine injury
33 table.
34 b. That the health care provider records certain required
35 information about the vaccine administered in the patient’s

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1 medical record or a permanent office log or file.
2 c. That the health care provider documents any adverse
3 event following the vaccination that the patient experiences
4 within eight weeks post-administration and that becomes known
5 to the health care provider, submits the report to the federal
6 food and drug administration vaccine adverse event reporting
7 system, and provides the adult patient, or the parent or legal
8 representative of a minor patient, with a copy of the report.
9 3. The health profession board for a health care provider
10 may deny an applicant a license or suspend, revoke, or refuse
11 to renew a license, and may take other disciplinary action
12 against a licensee based on the applicant or licensee having
13 three or more verified failures to comply with the applicable
14 health care provider requirements pursuant to 42 U.S.C.
15 §300aa-25 and 42 U.S.C. §300aa-26.
16 4. A health care provider who violates a provision of

17 42 U.S.C. §300aa-25 or 42 U.S.C. §300aa-26, in addition to
18 licensee disciplinary action pursuant to subsection 3, shall
19 be subject to a fine, per violation, of a minimum amount of one
20 thousand dollars, established by rule of the department or the
21 respective health profession board, as applicable.>
22 2. By renumbering as necessary.

SHIPLEY of Van Buren

H-1468

1 Amend House File 861 as follows:

2 1. Page 21, after line 30 by inserting:

3 <DIVISION ____

4 SECOND AMENDMENT PRESERVATION ACT

5 Sec. ____ NEW SECTION. **724A.1 Short title.**

6 This chapter may be cited and referred to as the "*Second*
7 *Amendment Preservation Act*".

8 Sec. ____ NEW SECTION. **724A.2 Definition.**

9 As used in this chapter, "*law-abiding citizen*" means a person
10 who is not otherwise precluded under state law from possessing
11 a firearm and shall not be construed to include anyone who is
12 not legally present in the United States or the state of Iowa.

13 Sec. ____ NEW SECTION. **724A.3 Legislative findings.**

14 The general assembly finds and declares the following:

15 1. The general assembly is firmly resolved to support and
16 defend the Constitution of the United States against every
17 aggression, whether foreign or domestic, and is duty-bound to
18 oppose every infraction of those principles that constitute the
19 basis of the United States because only a faithful observance
20 of those principles can secure the nation's existence and the
21 public happiness.

22 2. Acting through the Constitution of the United States, the
23 people of the several states created the federal government to
24 be their agent in the exercise of a few defined powers, while
25 reserving for the state governments the power to legislate on
26 matters concerning the lives, liberties, and properties of
27 citizens in the ordinary course of affairs.

28 3. The limitation of the federal government's power is
29 affirmed under the tenth amendment to the Constitution of the
30 United States, which defines the total scope of federal power
31 as being that which has been delegated by the people of the
32 several states to the federal government, and all power not
33 delegated to the federal government in the Constitution of the
34 United States is reserved to the states respectively or to the
35 people themselves.

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1 4. If the federal government assumes powers that the people
2 did not grant it in the Constitution of the United States, its
3 acts are unauthoritative, void, and of no force.

4 5. The several states of the United States respect
5 the proper role of the federal government but reject the
6 proposition that such respect requires unlimited submission.
7 If the government, created by a compact among the states,
8 was the exclusive or final judge of the extent of the powers
9 granted to it by the states through the Constitution of the
10 United States, the federal government's discretion, and not
11 the Constitution of the United States, would necessarily
12 become the measure of those powers. To the contrary, as in
13 all other cases of compacts among powers having no common
14 judge, each party has an equal right to judge for itself as to
15 whether infractions of the compact have occurred, as well as
16 to determine the mode and measure of redress. Although the
17 several states have granted supremacy to laws and treaties made
18 under the powers granted in the Constitution of the United
19 States, such supremacy does not extend to various federal
20 statutes, executive orders, administrative orders, court
21 orders, rules, regulations, or other actions that collect data
22 or restrict or prohibit the manufacture, ownership, and use
23 of firearms, firearm accessories, or ammunition exclusively
24 within the borders of Iowa. Such statutes, executive orders,
25 administrative orders, court orders, rules, regulations,
26 and other actions exceed the powers granted to the federal
27 government except to the extent they are necessary and proper
28 for governing and regulating the United States armed forces
29 or for organizing, arming, and disciplining militia forces
30 actively employed in the service of the United States armed
31 forces.
32 6. The people of the several states have given the United
33 States Congress the power "to regulate commerce with foreign
34 nations, and among the several states", but "regulating
35 commerce" does not include the power to limit citizens' right

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1 to keep and bear arms in defense of their families, neighbors,
2 persons, or property, or to dictate what sort of arms and
3 accessories law-abiding Iowans may buy, sell, exchange, or
4 otherwise possess within the borders of this state.
5 7. The people of the several states have also granted the
6 United States Congress the power "to lay and collect taxes,
7 duties, imposts and excises, to pay the debts and provide for
8 the common defense and general welfare of the United States"
9 and "to make all laws which shall be necessary and proper for
10 carrying into execution" the powers vested by the Constitution
11 of the United States "in the government of the United States,
12 or in any department or officer thereof". These constitutional
13 provisions merely identify the means by which the federal
14 government may execute its limited powers and shall not be
15 construed to grant unlimited power because to do so would be
16 to destroy the carefully constructed equilibrium between the
17 federal and state governments. Consequently, the general

18 assembly rejects any claim that the taxing and spending powers
19 of the United States Congress may be used to diminish in any
20 way the right of the people to keep and bear arms.
21 8. The people of Iowa have vested the general assembly
22 with the authority to regulate the manufacture, possession,
23 exchange, and use of firearms firearm accessories, or
24 ammunition within the borders of this state, subject only to
25 the limits imposed by the second amendment to the Constitution
26 of the United States and the Constitution of the State of Iowa.
27 9. The general assembly of the state of Iowa strongly
28 promotes responsible firearm ownership, including parental
29 supervision of minors in the proper use, storage, and ownership
30 of all firearms; the prompt reporting of stolen firearms; and
31 the proper enforcement of all state firearm laws. The general
32 assembly of the state of Iowa hereby condemns any unlawful
33 transfer of firearms and the use of any firearm in any criminal
34 or unlawful activity.
35 Sec. ____ NEW SECTION. **724A.4 Federal infringements on the**

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1 **right to keep and bear arms.**
2 Federal infringements on the people's right to keep and bear
3 arms, as guaranteed by the second amendment to the Constitution
4 of the United States, within the borders of this state include
5 but shall not be limited to the following federal acts, laws,
6 executive orders, administrative orders, court orders, rules,
7 and regulations:
8 1. Any tax, levy, fee, or stamp imposed on firearms, firearm
9 accessories, or ammunition not common to all other goods and
10 services and that might reasonably be expected to create a
11 chilling effect on the purchase or ownership of firearms,
12 firearm accessories, or ammunition by law-abiding citizens.
13 2. Any registering or tracking of firearms, firearm
14 accessories, or ammunition that might reasonably be expected
15 to create a chilling effect on the purchase or ownership of
16 firearms, firearm accessories, or ammunition by law-abiding
17 citizens.
18 3. Any registering or tracking of the owners of firearms,
19 firearm accessories, or ammunition that might reasonably
20 be expected to create a chilling effect on the purchase or
21 ownership of firearms, firearm accessories, or ammunition by
22 law-abiding citizens.
23 4. Any act forbidding the possession, ownership, use, or
24 transfer of firearms, firearm accessories, or ammunition by
25 law-abiding citizens.
26 5. Any act ordering the confiscation of firearms, firearm
27 accessories, or ammunition from law-abiding citizens.
28 Sec. ____ NEW SECTION. **724A.5 Federal infringement void.**
29 All federal acts, laws, executive orders, administrative
30 orders, court orders, rules, and regulations, regardless if
31 enacted before or after the provisions this chapter, that

32 infringe on the people's right to keep and bear arms as
33 guaranteed by the second amendment to the Constitution of the
34 United States shall be invalid in this state, shall not be
35 recognized by this state, shall be specifically rejected by

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1 this state, and shall have no effect in this state.

2 Sec. ____ NEW SECTION. **724A.6 Protection of right to keep
3 and bear arms.**

4 It shall be the duty of the courts and law enforcement
5 agencies of this state to protect the rights of law-abiding
6 citizens to keep and bear arms within the borders of this state
7 and to protect these rights from the infringements described
8 in section 724A.4.

9 Sec. ____ NEW SECTION. **724A.7 Enforcement of infringement
10 of right to keep and bear arms prohibited.**

11 No person, including any public officer or employee of this
12 state or any political subdivision of this state, shall have
13 the authority to enforce or attempt to enforce any federal
14 acts, laws, executive orders, administrative orders, court
15 orders, rules, regulations, statutes, or ordinances infringing
16 on the right to keep and bear arms as described in section
17 724A.4.

18 Sec. ____ NEW SECTION. **724A.8 Liability for violation —
19 attorney fees.**

20 1. Any entity that acts knowingly to violate the provisions
21 of this chapter while acting under color of any state or
22 federal law, including any political subdivision or law
23 enforcement agency that employs a law enforcement officer who
24 acts knowingly to violate the provisions of this chapter while
25 acting under color of any state or federal law, shall be liable
26 to the injured party in an action at law, suit in equity, or
27 other proper proceeding for redress.

28 2. In such actions, the court may award the prevailing
29 party, other than the state or any political subdivision of the
30 state, reasonable attorney fees and costs.

31 3. Sovereign, official, or qualified immunity shall not be
32 an affirmative defense in actions pursued under this section.

33 Sec. ____ NEW SECTION. **724A.9 Actions for violations.**

34 1. Any person residing or conducting business in a
35 jurisdiction who believes that a law enforcement officer or

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1 supervisor of law enforcement officers of such jurisdiction has
2 taken action that violates this chapter shall have standing
3 to pursue an action against the jurisdiction that employs the
4 officer or supervisor for declaratory judgment in the district
5 court of the county in which the action allegedly occurred, or
6 in the district court of Polk county.

7 2. If a court determines that a law enforcement officer or

8 supervisor of law enforcement officers has taken any action
9 that violates this chapter, the jurisdiction that employs
10 the law enforcement officer or supervisor of law enforcement
11 officers found to have violated this chapter shall be required
12 to pay court costs, attorney fees, and any other damages the
13 court finds necessary associated with the declaratory judgment
14 action that resulted in the finding of ineligibility.
15 3. Nothing in this section shall preclude a person's right
16 of appeal or remediation.>
17 2. Title page, line 1, after <system> by inserting <, and
18 creating the second amendment preservation Act>
19 3. By renumbering as necessary.

SHIPLEY of Van Buren

H-1469

1 Amend House File 861 as follows:
2 1. Page 1, line 31, by striking <5,016,708> and inserting
3 <7,516,708>
4 2. Page 1, by striking lines 34 and 35 and inserting
5 <crime victims of domestic abuse, rape, sexual assault, human
6 trafficking, and murder.>

ANDERSON of Polk

H-1470

1 Amend House File 861 as follows:
2 1. Page 4, line 18, by striking <34,674,762> and inserting
3 <36,274,762>
4 2. Page 4, after line 18 by inserting:
5 <Of the moneys appropriated in this paragraph, \$1,600,000
6 shall be used for updating the facility's radio and
7 communication systems.>
8 3. Page 4, line 22, by striking <65,504,081> and inserting
9 <67,104,081>
10 4. Page 4, after line 22 by inserting:
11 <Of the moneys appropriated in this paragraph, \$1,600,000
12 shall be used for updating the facility's radio and
13 communication systems.>
14 5. Page 4, line 34, by striking <11,198,997> and inserting
15 <12,798,997>
16 6. Page 4, after line 34 by inserting:
17 <Of the moneys appropriated in this paragraph, \$1,600,000
18 shall be used for updating the facility's radio and
19 communication systems.>

GJERDE of Linn

H-1471

- 1 Amend House File 861 as follows:
- 2 1. Page 5, after line 23 by inserting:
- 3 <2. The department of corrections shall use moneys
- 4 appropriated in subsection 1 to fill current correctional
- 5 officer vacancies or to create new full-time correctional
- 6 officer and staff positions.>
- 7 2. Page 5, line 24, by striking <2.> and inserting <3.>

HUNTER of Polk

H-1472

- 1 Amend House File 861 as follows:
- 2 1. Page 11, line 26, by striking <1,222,768> and inserting
- 3 <1,347,768>
- 4 2. Page 11, line 27, by striking <30.25> and inserting
- 5 <31.25>
- 6 3. Page 11, after line 27 by inserting:
- 7 <Of the moneys appropriated in this paragraph, \$125,000
- 8 and 1.00 full-time equivalent position shall be used for an
- 9 additional de-escalation training position.>
- 10 4. Page 13, line 18, by striking <6,928,040> and inserting
- 11 <7,053,040>
- 12 5. Page 14, line 29, by striking <18,216,868> and inserting
- 13 <18,341,868>
- 14 6. Page 14, after line 30 by inserting:
- 15 <Of the moneys appropriated in this subsection, \$125,000
- 16 shall be used for the division of criminal investigation fusion
- 17 center and for child pornography prevention and enforcement.>
- 18 7. Page 16, line 12, by striking <69,432,433> and inserting
- 19 <71,432,433>
- 20 8. Page 16, after line 17 by inserting:
- 21 <Of the moneys appropriated in this subsection, \$2,000,000
- 22 shall be used to fill currently vacant state patrol full-time
- 23 equivalent positions.>
- 24 9. Page 16, line 25, by striking <825,520> and inserting
- 25 <950,520>
- 26 10. Page 17, line 3, by striking <197,325> and inserting
- 27 <322,325>
- 28 11. Page 17, line 7, by striking <50,000> and inserting
- 29 <175,000>
- 30 12. Page 17, line 11, by striking <2,500,000> and inserting
- 31 <2,625,000>
- 32 13. Page 20, line 17, before <MISCELLANEOUS> by inserting
- 33 <SUPPLEMENTAL AND>
- 34 14. Page 20, before line 18 by inserting:
- 35 <Sec. ____ DEPARTMENT OF CORRECTIONS — FACILITIES —

PAGE 2

1 APPROPRIATION. There is appropriated from the general fund of
2 the state to the department of corrections for the fiscal year
3 beginning July 1, 2021, and ending June 30, 2022, the following
4 amount, or so much thereof as is necessary, to be distributed
5 evenly between the department of corrections facilities to be
6 used to fill current vacancies and to create new full-time
7 correctional officer and staff positions at the facilities:
8 \$ 14,000,000>
9 15. Page 20, line 25, by striking <400,000> and inserting
10 <525,000>
11 16. By renumbering as necessary.

WOLFE of Clinton

H-1473

1 Amend House File 861 as follows:
2 1. Page 21, after line 30 by inserting:
3 <DIVISION ____
4 PUBLIC EMPLOYMENT — COLLECTIVE BARGAINING
5 Sec. ____ Section 20.3, subsection 11, Code 2021, is amended
6 by adding the following new paragraph:
7 NEW PARAGRAPH. g. A person employed by the department of
8 corrections in a non-managerial position, including any medical
9 personnel employed by the department of corrections.>
10 2. By renumbering as necessary.

ANDERSON of Polk

H-1474

1 Amend House File 895 as follows:
2 1. Page 23, after line 22 by inserting:
3 <DIVISION ____
4 USE OF FEDERAL RELIEF MONEYS
5 Sec. ____ SELF-PROMOTION PROHIBITED. The provisions of
6 section 68A.405A apply to moneys received by the state from the
7 coronavirus relief fund created pursuant to the Coronavirus
8 Aid, Relief, and Economic Security Act, Pub. L. No. 116-136, as
9 amended by the Consolidated Appropriations Act, 2021, Pub. L.
10 No. 116-260, and from moneys received by the state under the
11 American Rescue Plan Act of 2021, Pub. L. No. 117-2.
12 Sec. ____ OVERSIGHT BY LEGISLATIVE COUNCIL. For the fiscal
13 year beginning July 1, 2021, and ending June 30, 2022, all of
14 the following apply:
15 1. On or before September 30, 2021, and on or before
16 December 31, 2021, the department of management shall submit
17 to the general assembly a detailed list of all expenditures
18 made from moneys received by the state from the coronavirus
19 relief fund created pursuant to the Coronavirus Aid, Relief,

20 and Economic Security Act, Pub. L. No. 116-136, as amended by
 21 the Consolidated Appropriations Act, 2021, Pub. L. No. 116-260,
 22 and from moneys received by the state under the American
 23 Rescue Plan Act of 2021, Pub. L. No. 117-2. In addition, the
 24 department of management shall notify the general assembly
 25 of any contract or agreement with a private entity for the
 26 expenditure of such moneys, including the name of the private
 27 entity and the amount to be expended, within 14 days after the
 28 contract or agreement takes effect.
 29 2. The office of the governor, the department of management,
 30 or any other state entity shall not expend more than \$1,000,000
 31 of moneys described in subsection 1 collectively during the
 32 fiscal year on any one contract, agreement, or purpose without
 33 the approval of the legislative council.
 34 Sec. ____ AMERICAN RESCUE PLAN ACT — COMPETITIVE BIDDING
 35 PROCEDURES. Notwithstanding any provision of law to the

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1 contrary, including any proclamation of disaster emergency
 2 issued by the governor, competitive bidding procedures for the
 3 expenditure of moneys received by the state under the American
 4 Rescue Plan Act of 2021, Pub. L. No. 117-2, that are otherwise
 5 required for state agencies pursuant to chapters 8A and 8B
 6 shall be followed and not be altered or waived unless for an
 7 immediate public health need.
 8 Sec. ____ BONUS PAY RESTRICTION. Notwithstanding any
 9 provision of law to the contrary, a state entity shall not
 10 provide bonus pay to a state employee during the fiscal year
 11 beginning July 1, 2021, and ending June 30, 2022, unless the
 12 state employee is a frontline essential worker.
 13 Sec. ____ AMERICAN RESCUE PLAN ACT — IOWA PREFERENCE. As
 14 a condition of expending any moneys received by the state under
 15 the American Rescue Plan Act of 2021, Pub. L. No. 117-2, any
 16 state agency authorized to enter into a contract to expend such
 17 moneys shall give first preference in awarding a contract to
 18 an Iowa-based business.
 19 Sec. ____ EFFECTIVE DATE. This division of this Act, being
 20 deemed of immediate importance, takes effect upon enactment.>
 21 2. By renumbering as necessary.

RUNNING-MARQUARDT of Linn

H-1475

1 Amend House File 895 as follows:
 2 1. Page 23, after line 22 by inserting:
 3 <DIVISION ____
 4 AMERICAN RESCUE PLAN ACT APPROPRIATIONS — FY 2021-2022
 5 Sec. ____ UNIVERSITY OF IOWA COLLEGE OF PUBLIC HEALTH —
 6 FY 2021-2022. There is appropriated from the Iowa coronavirus
 7 fiscal recovery fund created in section 8.57G, as enacted in

8 this Act, to the university of Iowa college of public health
 9 for the fiscal year beginning July 1, 2021, and ending June
 10 30, 2022, the following amounts, or so much thereof as is
 11 necessary, to be used for the purposes designated:
 12 1. For a longitudinal study on the incidence and prevalence
 13 of the chronic symptoms and disabilities attributable to
 14 COVID-19, in coordination with the university of Iowa college
 15 of medicine:
 16 \$ 750,000
 17 2. To coordinate increased, systemic efforts with Iowa's
 18 local public health authorities to address the chronic
 19 health conditions, maladaptive personal behaviors, and social
 20 conditions that are risk factors for poorer outcomes associated
 21 with infectious diseases, such as obesity, diabetes, heart
 22 disease, smoking, and social disparities:
 23 \$ 1,000,000
 24 3. To support the development and provide ongoing
 25 facilitation of a state association of local boards of health:
 26 \$ 100,000
 27 4. To provide paid internships for students of the college
 28 of public health with local health departments through which
 29 an intern supports the local public health infrastructure,
 30 conducts community health needs assessments, and assists in the
 31 successful implementation of health improvement plans:
 32 \$ 200,000
 33 5. a. To conduct a comprehensive review and evaluation of
 34 the existing public health infrastructure in this state, with
 35 policy and funding recommendations, to improve the capacity

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1 of the state and local communities to effectively respond
 2 to public health threats including chronic and infectious
 3 diseases:
 4 \$ 250,000
 5 b. The comprehensive review and evaluation shall be
 6 submitted to the governor and general assembly on or before
 7 January 1, 2024.
 8 c. Notwithstanding section 8.33, moneys appropriated in
 9 this subsection that remain unencumbered or unobligated at the
 10 close of the fiscal year shall not revert but shall remain
 11 available for expenditure for the purposes designated until the
 12 close of the fiscal year beginning July 1, 2023.
 13 Sec. ____ DEPARTMENT OF PUBLIC HEALTH — FY
 14 2021–2022. There is appropriated from the Iowa coronavirus
 15 capital projects fund created in section 8.57H, as enacted in
 16 this Act, to the department of public health for the fiscal
 17 year beginning July 1, 2021, and ending June 30, 2022, the
 18 following amount, or so much thereof as is necessary, to be
 19 used for the purposes designated:
 20 For information technology updates, improvements, or
 21 replacements to provide for accurate and timely collection

22 and reporting of data and information related to infectious
 23 diseases and infectious disease outbreaks in this state and
 24 other critical public health data and information related to
 25 the population health priorities and goals of the state board
 26 of health and county boards of health:
 27 \$ 19,000,000
 28 Notwithstanding section 8.33, moneys appropriated in this
 29 section that remain unencumbered or unobligated at the close of
 30 the fiscal year shall not revert but shall remain available for
 31 expenditure for the purposes designated. However, the moneys
 32 appropriated in this section shall be expended by December 31,
 33 2024.

34 DIVISION ____
 35 AMERICAN RESCUE PLAN ACT APPROPRIATIONS — FY 2022-2023

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1 Sec. ____ UNIVERSITY OF IOWA COLLEGE OF PUBLIC HEALTH ____
 2 FY 2022-2023. There is appropriated from the Iowa coronavirus
 3 fiscal recovery fund created in section 8.57G, as enacted in
 4 this Act, to the university of Iowa college of public health
 5 for the fiscal year beginning July 1, 2022, and ending June
 6 30, 2023, the following amounts, or so much thereof as is
 7 necessary, to be used for the purposes designated:
 8 1. To coordinate increased, systemic efforts with Iowa's
 9 local public health authorities to address the chronic
 10 health conditions, maladaptive personal behaviors, and social
 11 conditions that are risk factors for poorer outcomes associated
 12 with infectious diseases, such as obesity, diabetes, heart
 13 disease, smoking, and social disparities:
 14 \$ 1,000,000
 15 2. To support the development and provide ongoing
 16 facilitation of a state association of local boards of health:
 17 \$ 100,000
 18 3. To provide paid internships for students of the college
 19 of public health with local health departments through which
 20 an intern supports the local public health infrastructure,
 21 conducts community health needs assessments, and assists in the
 22 successful implementation of health improvement plans:
 23 \$ 200,000>
 24 2. By renumbering as necessary.

RUNNING-MARQUARDT of Linn

H-1476

1 Amend House File 861 as follows:
 2 1. Page 21, after line 30 by inserting:
 3 <DIVISION ____
 4 DEPARTMENT OF CORRECTIONS
 5 Sec. ____ DEPARTMENT OF CORRECTIONS.
 6 1. The department shall order an external independent

7 investigation of the Anamosa correctional facility related
8 to the March 23, 2021, attack by two inmates of the facility
9 resulting in the death of two members of the correctional
10 staff. Results of the investigation shall be presented to
11 the general assembly, the governor, and the director of the
12 department of corrections.
13 2. The department shall implement new safety training
14 based upon a comprehensive review of the Anamosa correctional
15 facility's security measures.>
16 2. By renumbering as necessary.

BENNETT of Linn

H-1477

1 Amend House File 864 as follows:
2 1. Page 2, by striking lines 11 through 16 and inserting:
3 <__. There is appropriated from the general fund of the
4 state to the judicial branch for the fiscal year beginning July
5 1, 2021, and ending June 30, 2022, the following amount to be
6 distributed equally to each of the state's judicial districts
7 for the purpose of the operation of specialty courts:
8 \$ 1,600,000
9 It is the intent of the general assembly that the offices
10 of the clerks of the district court operate in all 99 counties
11 and the specialty courts be accessible to the public as much as
12 is reasonably possible in order to address the relative needs
13 of the citizens of each county. Communities should have equal
14 access to specialty courts and the specialty courts should be
15 utilized as much as possible to address underlying substance
16 abuse disorder-related and mental health-related issues that
17 contribute to the contact of individuals with the justice
18 system. An office of the clerk of the district court shall be
19 open regular courthouse hours.>
20 2. By renumbering, redesignating, and correcting internal
21 references as necessary.

WOLFE of Clinton

H-1478

1 Amend House File 864 as follows:
2 1. Page 5, after line 7 by inserting:
3 <Sec. __. JUDICIAL DISTRICT COURTHOUSES ____
4 SECURITY. There is appropriated from the general fund of the
5 state to the judicial branch for the fiscal year beginning July
6 1, 2021, and ending June 30, 2022, the following amount to
7 be used for courthouse security grants, requiring at least a
8 twenty-five percent match from the recipient county, for the
9 purpose of installing security measures in a county courthouse:
10 \$ 1,000,000>

WOLFE of Clinton

H-1479

1 Amend House File 861 as follows:
2 1. Page 21, after line 30 by inserting:
3 <DIVISION ____
4 CRIMINAL CORRECTIONS — PROBATION
5 Sec. ____ Section 907.1, Code 2021, is amended by adding the
6 following new subsections:
7 NEW SUBSECTION. 2A. “Discharge credit” means a fourteen-day
8 reduction from a defendant’s term of probation for each full
9 calendar month the defendant is in compliance with the terms
10 of the defendant’s probation.
11 NEW SUBSECTION. 2B. “Educational credit” means a ninety-day
12 reduction from a defendant’s term of probation when a defendant
13 earns a high school diploma or high school equivalency
14 certificate or completes a certified vocational, technical, or
15 career education or training program.
16 NEW SUBSECTION. 4A. “Technical violation” means a violation
17 by the defendant of the terms and conditions of probation other
18 than a conviction of the defendant for a new crime.
19 Sec. ____ Section 907.9, subsections 1 and 2, Code 2021, are
20 amended to read as follows:
21 1. At any time that the court determines that the purposes
22 of probation have been fulfilled and fees imposed under section
23 905.14 and court debt collected pursuant to section 602.8107
24 have been paid or are subject to a payment plan, the court may
25 order the discharge of a person from probation.
26 2. a. At any time that a probation officer determines
27 that the purposes of probation have been fulfilled and fees
28 imposed under section 905.14 and court debt collected pursuant
29 to section 602.8107 have been paid or are subject to a
30 payment plan, the officer may order the discharge of a person
31 from probation after approval of the district director and
32 notification of the sentencing court and the county attorney
33 who prosecuted the case.
34 b. Notwithstanding any earned discharge credit under
35 subsection 6 or any earned educational credit under subsection

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1 7. a defendant’s probation officer shall submit a report to the
2 court no later than halfway through the defendant’s period of
3 probation describing the defendant’s progress under supervision
4 and making one of the following recommendations:
5 (1) Terminate the defendant’s probation early.
6 (2) Continue the defendant’s probation with reduced terms
7 and conditions.
8 (3) Continue the defendant’s probation as previously
9 ordered.
10 c. If the defendant’s probation officer’s recommendation
11 is to continue supervision as ordered under paragraph “b”,
12 subparagraph (3), or to continue the defendant’s probation with

13 reduced terms or conditions under paragraph “b”, subparagraph
14 (2), the probation officer shall describe why continued
15 supervision or continued probation with reduced terms and
16 conditions is necessary and beneficial. If the recommendation
17 is against early termination of the defendant’s probation, the
18 defendant may request a hearing on the matter. The requested
19 hearing shall be held no later than thirty days from the date
20 of the defendant’s request. At the hearing, the court shall
21 review the probation officer’s report; the defendant’s progress
22 and conduct on probation, including whether the defendant has
23 attended court-ordered mandatory counseling or treatment and
24 whether the defendant is subject to a payment plan and has
25 been found able to afford payments but is purposely avoiding
26 making payments; the underlying offense and its relationship
27 to the conditions of probation imposed on the defendant;
28 the defendant’s criminal record; and any mitigating factors
29 to determine whether to reduce the defendant’s probation,
30 discharge the defendant from probation, or reduce the terms and
31 conditions of the defendant’s probation.
32 d. Nothing in this subsection precludes the ability of a
33 probation officer or the court to terminate the defendant’s
34 probation early at any time.
35 Sec. _____. Section 907.9, subsection 4, paragraphs a and b,

PAGE 3

1 Code 2021, are amended to read as follows:
2 a. At the expiration of the period of probation, if the
3 ~~fees imposed under section 905.14 and court debt collected~~
4 ~~pursuant to section 602.8107 have been paid and court debt~~
5 ~~have been paid or are subject to a payment plan, the court~~
6 shall order the discharge of the person from probation. If
7 portions of the court debt remain unpaid, the person shall
8 establish a payment plan with the clerk of the district court
9 or the county attorney prior to the discharge. The payment
10 plan shall be based on the defendant’s ability to pay. The
11 court shall forward to the governor a recommendation for or
12 against restoration of citizenship rights to that person upon
13 discharge. If the court’s recommendation to the governor
14 is against the restoration of the defendant’s citizenship
15 rights, the court shall provide a written explanation of
16 its recommendation to the defendant and give notice to the
17 defendant of the defendant’s right to appear at a hearing. A
18 person who has been discharged from probation shall no longer
19 be held to answer for the person’s offense.
20 b. Upon discharge from probation, if judgment has been
21 deferred under section 907.3, the court’s criminal record with
22 reference to the deferred judgment, any counts dismissed by the
23 court, which were contained in the indictment, information,
24 or complaint that resulted in the deferred judgment, and
25 any other related charges that were not contained in the
26 indictment, information, or complaint but were dismissed, shall

27 be expunged. However, the court's record shall not be expunged
28 until the person has paid, or is subject to a payment plan,
29 for the restitution, civil penalties, court costs, fees, or
30 other financial obligations ordered by the court or assessed
31 by the clerk of the district court in the case that includes
32 the deferred judgment. The expunged record is a confidential
33 record exempt from public access under section 22.7 but shall
34 be made available by the clerk of the district court, upon
35 request and without court order, to an agency or person granted

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1 access to the deferred judgment docket under section 907.4,
2 subsection 2. The court's record shall not be expunged in any
3 other circumstances unless authorized by law.
4 Sec. ____ Section 907.9, Code 2021, is amended by adding the
5 following new subsections:
6 NEW SUBSECTION. 6. *a.* A defendant on probation shall
7 be eligible to earn a discharge credit from the defendant's
8 term of probation for each full calendar month in which the
9 defendant is in compliance with the terms of the defendant's
10 probation.
11 *b.* A defendant shall not earn a discharge credit for a
12 calendar month in which a violation has occurred, the defendant
13 has absconded from probation, or the defendant is incarcerated.
14 *c.* A defendant shall not earn a discharge credit for a
15 partial calendar month or the last full calendar month of
16 probation.
17 *d.* A discharge credit shall be applied to the termination
18 date of the defendant's probation within thirty days of the end
19 of the calendar month in which the discharge credit was earned.
20 NEW SUBSECTION. 7. A defendant on probation shall be
21 eligible to earn an educational credit from the defendant's
22 term of probation for each full calendar month in which the
23 defendant is in compliance with the terms of the defendant's
24 probation.
25 NEW SUBSECTION. 8. A defendant's probation officer shall
26 notify the court when a defendant earns a discharge credit
27 or educational credit pursuant to subsection 6 or 7. Upon
28 receipt of a notice from the defendant's probation officer,
29 the court shall conduct a review of the defendant's probation
30 to determine if the defendant is eligible for a reduction or
31 termination of probation, taking into account any discharge
32 credit and educational credit the defendant has earned. A
33 defendant may earn both a discharge credit and an educational
34 credit to be applied toward the completion of the defendant's
35 probation in accordance with this subsection.

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1 Sec. ____ NEW SECTION. **907.12 Probation revocation —**
2 **resentencing.**

3 1. *a.* The court shall not impose a sentence of imprisonment
4 upon revoking probation unless the court finds any of the
5 following:
6 (1) The defendant has been convicted of a new felony or
7 misdemeanor.
8 (2) The defendant's conduct creates an identifiable,
9 significant, and imminent danger to the community and no
10 other condition of supervision or treatment would decrease
11 this likelihood based upon the testimony of the defendant's
12 probation officer.
13 *b.* If the court finds any of the factors in paragraph "*a*",
14 the court shall follow the following sentencing guidelines:
15 (1) The court shall not sentence the defendant to
16 imprisonment on a first or second technical violation.
17 (2) The court may impose a sentence of up to seven days of
18 imprisonment upon a third technical violation.
19 (3) The court may impose a sentence of up to fifteen days of
20 imprisonment upon a fourth technical violation.
21 (4) The court may impose a sentence of up to thirty days of
22 imprisonment for a technical violation of certain conditions of
23 probation specified at the beginning of the defendant's period
24 of probation.
25 2. There shall be no revocation of probation, imprisonment,
26 or increase in the terms and conditions of probation under this
27 section except upon the conclusion of a technical violation
28 revocation hearing in accordance with this subsection.
29 *a.* Upon an allegation of a technical violation of a
30 defendant by the defendant's probation officer, a written
31 request for a technical violation revocation hearing shall be
32 filed with the court.
33 *b.* The court shall schedule a technical violation revocation
34 hearing within a reasonable time after receiving a written
35 request for a hearing.

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1 *c.* The technical violation revocation hearing shall be held
2 before the defendant's sentencing judge, if available.
3 *d.* The court shall hold a technical violation revocation
4 hearing to determine whether the facts warrant revocation of
5 a defendant's probation and whether probation is still an
6 effective vehicle to accomplish rehabilitation of the defendant
7 and a sufficient deterrent against future criminal conduct.
8 *e.* The defendant shall have the right to confront and
9 cross-examine witnesses.
10 3. *a.* Following a technical violation revocation hearing,
11 and prior to resentencing, the court shall give the defendant
12 the opportunity to be heard and the defendant shall be entitled
13 to representation by an attorney. If the defendant is indigent
14 or incapable of requesting an attorney, the court shall appoint
15 an attorney to represent the defendant.
16 *b.* The court shall state on the record the reasons for the

17 sentence imposed.

18 c. The court shall advise the defendant on the record of
19 the right to file a motion to modify the sentence, the right to
20 file a petition for postconviction relief, and of the right to
21 the assistance of an attorney in the preparation of the motion
22 and the petition. The court shall also advise the defendant of
23 the time within which the defendant must exercise the rights
24 in this paragraph.

25 d. The court shall require that a record of the resentencing
26 proceeding be made and preserved to allow the record to be
27 transcribed including the record of any stipulation made
28 between the parties at any presentence hearing.

29 4. A motion to modify a sentence imposed after a technical
30 violation revocation hearing shall be filed within ten days
31 of the sentencing order. The filing of a motion to modify a
32 sentence shall not toll the thirty-day appeal period.

33 5. The court may revoke an order of probation upon proof
34 of a violation of any of the following specified conditions of
35 probation:

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1 a. If a defendant has been convicted of a new felony, the
2 sentencing alternatives available to the court shall be the
3 same as were available at the time of a defendant's initial
4 sentencing, and consideration shall be given to the defendant's
5 time spent serving the order of probation.

6 b. If a defendant has been convicted of a new misdemeanor,
7 the sentencing alternatives available to the court shall be the
8 same as were available at the time of the defendant's initial
9 sentencing; however, the defendant's sentence may include a
10 term of imprisonment of up to ninety days.

11 Sec. ____ NEW SECTION. **907.15 Payment of fines and fees.**

12 1. The court shall direct that a defendant pay fines and
13 fees in conjunction with a term of probation, and shall create
14 a payment plan based upon the defendant's ability to pay.

15 2. The court, upon the receipt of a petition from a
16 probation officer for termination of a defendant's probation,
17 shall not consider the defendant's lack of payment of fines and
18 fees as a disqualifying factor for early termination of the
19 defendant's probation unless the defendant has been found to
20 be able to afford payments but has purposely avoided making
21 payments.

22 3. A defendant who is compliant with the conditions of
23 probation shall not be precluded from obtaining a driver's
24 license due to lack of payment of fines and fees, unless a
25 defendant has been found to be able to afford payments but has
26 purposely avoided making payments.

27 4. A determination of a defendant's ability to pay shall
28 include the factors set forth in the court's financial
29 affidavit under sections 815.9 and 908.2A. A defendant may
30 petition the court for review of the defendant's financial

- 31 status pursuant to section 910.7.>
32 2. Title page, line 1, after <system> by inserting <, and
33 including certain probation matters>
34 3. By renumbering as necessary.

SMITH of Black Hawk

H-1480

- 1 Amend House File 891 as follows:
2 1. Page 48, line 1, by striking <15,457,597> and inserting
3 <16,058,356>
4 2. Page 48, line 7, by striking <19,652,379> and inserting
5 <20,628,077>
6 3. Page 49, line 6, by striking <12,237,937> and inserting
7 <13,698,094>

KURTH of Scott

H-1481

- 1 Amend House File 891 as follows:
2 1. Page 27, after line 4 by inserting:
3 <Sec. ____ MENTAL HEALTH AND DISABILITY REGIONAL SERVICES
4 FUND — FY 2021-2022. There is appropriated from the general
5 fund of the state to the department of human services for the
6 fiscal year beginning July 1, 2021, and ending June 30, 2022,
7 the following amount, or so much thereof as is necessary, to be
8 used for the purpose designated:
9 For transfer to the mental health and disability regional
10 services fund created in section 225C.7A, or a successor fund:
11 \$ 15,000,000
12 Moneys transferred to the mental health and disability
13 regional services fund under this section are appropriated to
14 the department of human services for distribution to regions
15 for funding of mental health and disability services in
16 accordance with section 225C.7A.>
17 2. By renumbering as necessary.

BROWN-POWERS of Black Hawk

H-1482

- 1 Amend House File 891 as follows:
2 1. Page 53, by striking line 34 and inserting <and special
3 population nursing facility rates shall be increased by 3
4 percent over the rates in effect on June 30, 2021, and such
5 nursing facilities shall be reimbursed>
6 2. Page 55, by striking line 3 and inserting <be increased
7 by 3 percent over the rates in effect on June 30, 2021, subject
8 to>
9 3. Page 55, by striking line 10 and inserting <be increased

10 by 3 percent over the rates in effect on June 30, 2021,
11 and shall be rebased effective October 1, 2021, subject to
12 Medicaid>
13 4. Page 56, line 5, by striking <independent> and inserting
14 <rates for independent>
15 5. Page 56, line 6, after <shall> by inserting <be increased
16 by 3 percent over the rates in effect on June 30, 2021, and such
17 laboratories and agencies shall>
18 6. Page 56, line 20, after <shall> by inserting <be
19 increased by 3 percent over the rates in effect on June 30,
20 2021, and shall>
21 7. Page 56, line 28, by striking <remain at> and inserting
22 <be increased by 3 percent over>
23 8. Page 57, line 7, by striking <remain at> and inserting
24 <be increased by 3 percent over>
25 9. Page 57, line 18, by striking <remain at> and inserting
26 <be increased by 3 percent over>
27 10. Page 57, line 25, by striking <remain at> and inserting
28 <be increased by 3 percent over>
29 11. Page 58, line 4, after <shall> by inserting <be
30 increased by 3 percent over the rates in effect on June 30,
31 2021, and shall>
32 12. Page 58, line 8, after <at> by inserting <3 percent
33 over>
34 13. Page 58, line 22, by striking <remain at> and inserting
35 <be increased by 3 percent over>

PAGE 2

1 14. Page 59, line 1, by striking <remain at> and inserting
2 <be increased by 3 percent over>
3 15. Page 59, line 6, by striking <remain at> and inserting
4 <be increased by 3 percent over>
5 16. Page 59, line 9, by striking <remain at> and inserting
6 <be increased by 3 percent over>
7 17. Page 60, line 7, by striking <remain at> and inserting
8 <be increased by 3 percent over>

FORBES of Polk

H-1483

1 Amend House File 891 as follows:
2 1. Page 75, after line 17 by inserting:
3 <DIVISION ____
4 MEDICAL CANNABIDIOL
5 Sec. ____ Section 124E.4, subsection 5, Code 2021, is
6 amended to read as follows:
7 5. *Expiration date of card.* A medical cannabidiol
8 registration card issued pursuant to this section shall expire
9 ~~one year~~ three years after the date of issuance and may be
10 renewed.

11 Sec. ____ Section 124E.9, subsections 14 and 15, Code 2021,
12 are amended to read as follows:
13 14. A medical cannabidiol dispensary shall not dispense
14 more than a combined total of ~~four and one-half~~ fifteen grams
15 of total tetrahydrocannabinol to a patient and the patient's
16 primary caregiver in a ninety-day period, except as provided
17 in subsection 15.
18 15. A medical cannabidiol dispensary may dispense more than
19 a combined total of ~~four and one-half~~ fifteen grams of total
20 tetrahydrocannabinol to a patient and the patient's primary
21 caregiver in a ninety-day period if any of the following apply:
22 a. The health care practitioner who certified the patient to
23 receive a medical cannabidiol registration card certifies that
24 patient's debilitating medical condition is a terminal illness
25 with a life expectancy of less than one year. A certification
26 issued pursuant to this paragraph shall include a total
27 tetrahydrocannabinol cap deemed appropriate by the patient's
28 health care practitioner.
29 b. The health care practitioner who certified the
30 patient to receive a medical cannabidiol registration card
31 certifies that the patient has participated in the medical
32 cannabidiol program and that the health care practitioner
33 has determined that ~~four and one-half~~ fifteen grams of total
34 tetrahydrocannabinol in a ninety-day period is insufficient
35 to treat the patient's debilitating medical condition. A

PAGE 2

1 certification issued pursuant to this paragraph shall include
2 a total tetrahydrocannabinol cap deemed appropriate by the
3 patient's health care practitioner.
4 Sec. ____ TRANSITION PROVISIONS. A medical cannabidiol
5 registration card issued prior to July 1, 2021, remains
6 effective and continues in effect as issued for the
7 twelve-month period following its issuance.>
8 2. By renumbering as necessary.

FORBES of Polk

H-1484

1 Amend House File 891 as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <DIVISION I
5 DEPARTMENT ON AGING — FY 2021-2022
6 Section 1. DEPARTMENT ON AGING. There is appropriated from
7 the general fund of the state to the department on aging for
8 the fiscal year beginning July 1, 2021, and ending June 30,
9 2022, the following amount, or so much thereof as is necessary,
10 to be used for the purposes designated:
11 For aging programs for the department on aging and area

12 agencies on aging to provide citizens of Iowa who are 60
13 years of age and older with case management, Iowa's aging and
14 disabilities resource center, and other services which may
15 include but are not limited to adult day, respite care, chore,
16 information and assistance, and material aid, for information
17 and options counseling for persons with disabilities who
18 are 18 years of age or older, and for salaries, support,
19 administration, maintenance, and miscellaneous purposes, and
20 for not more than the following full-time equivalent positions:
21 \$ 11,304,082
22 FTEs 27.00
23 1. Funds appropriated in this section may be used to
24 supplement federal funds under federal regulations. To
25 receive funds appropriated in this section, a local area
26 agency on aging shall match the funds with moneys from other
27 sources according to rules adopted by the department. Funds
28 appropriated in this section may be used for elderly services
29 not specifically enumerated in this section only if approved
30 by an area agency on aging for provision of the service within
31 the area.
32 2. Of the funds appropriated in this section, \$418,700 is
33 transferred to the economic development authority for the Iowa
34 commission on volunteer services to be used for the retired and
35 senior volunteer program.

PAGE 2

1 3. a. The department on aging shall establish and enforce
2 procedures relating to expenditure of state and federal funds
3 by area agencies on aging that require compliance with both
4 state and federal laws, rules, and regulations, including but
5 not limited to all of the following:
6 (1) Requiring that expenditures are incurred only for goods
7 or services received or performed prior to the end of the
8 fiscal period designated for use of the funds.
9 (2) Prohibiting prepayment for goods or services not
10 received or performed prior to the end of the fiscal period
11 designated for use of the funds.
12 (3) Prohibiting prepayment for goods or services not
13 defined specifically by good or service, time period, or
14 recipient.
15 (4) Prohibiting the establishment of accounts from which
16 future goods or services which are not defined specifically by
17 good or service, time period, or recipient, may be purchased.
18 b. The procedures shall provide that if any funds are
19 expended in a manner that is not in compliance with the
20 procedures and applicable federal and state laws, rules, and
21 regulations, and are subsequently subject to repayment, the
22 area agency on aging expending such funds in contravention of
23 such procedures, laws, rules and regulations, not the state,
24 shall be liable for such repayment.
25 4. Of the funds appropriated in this section, at least

26 \$600,000 shall be used to fund home and community-based
 27 services through the area agencies on aging that enable older
 28 individuals to avoid more costly utilization of residential or
 29 institutional services and remain in their own homes.
 30 5. Of the funds appropriated in this section, \$812,000 shall
 31 be used for the purposes of chapter 231E and to administer
 32 the prevention of elder abuse, neglect, and exploitation
 33 program pursuant to section 231.56A, in accordance with the
 34 requirements of the federal Older Americans Act of 1965, 42
 35 U.S.C. §3001 et seq., as amended.

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1 6. Of the funds appropriated in this section, \$1,000,000
 2 shall be used to fund continuation of the aging and disability
 3 resource center lifelong links to provide individuals and
 4 caregivers with information and services to plan for and
 5 maintain independence.
 6 7. Of the funds appropriated in this section, \$250,000
 7 shall be used by the department on aging, in collaboration with
 8 the department of human services and affected stakeholders,
 9 to continue to expand the pilot initiative to provide
 10 long-term care options counseling utilizing support planning
 11 protocols, to assist non-Medicaid eligible consumers who
 12 indicate a preference to return to the community and are
 13 deemed appropriate for discharge, to return to their community
 14 following a nursing facility stay. The department on aging
 15 shall submit a report regarding the outcomes of the pilot
 16 initiative to the governor and the general assembly by December
 17 15, 2021.

18 DIVISION II

19 OFFICE OF LONG-TERM CARE OMBUDSMAN — FY 2021-2022

20 Sec. 2. OFFICE OF LONG-TERM CARE OMBUDSMAN. There is
 21 appropriated from the general fund of the state to the office
 22 of long-term care ombudsman for the fiscal year beginning July
 23 1, 2021, and ending June 30, 2022, the following amount, or
 24 so much thereof as is necessary, to be used for the purposes
 25 designated:

26 For salaries, support, administration, maintenance, and
 27 miscellaneous purposes, and for not more than the following
 28 full-time equivalent positions:
 29 \$ 1,149,821
 30 FTEs 16.00

31 DIVISION III

32 DEPARTMENT OF PUBLIC HEALTH — FY 2021-2022

33 Sec. 3. DEPARTMENT OF PUBLIC HEALTH. There is appropriated
 34 from the general fund of the state to the department of public
 35 health for the fiscal year beginning July 1, 2021, and ending

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1 June 30, 2022, the following amounts, or so much thereof as is

2 necessary, to be used for the purposes designated:

3 1. ADDICTIVE DISORDERS

4 For reducing the prevalence of the use of tobacco, alcohol,
5 and other drugs, and treating individuals affected by addictive
6 behaviors, including gambling, and for not more than the
7 following full-time equivalent positions:

8 \$ 23,659,379
9 FTEs 12.00

- 10 a. (1) Of the funds appropriated in this subsection,
11 \$4,020,894 shall be used for the tobacco use prevention
12 and control initiative, including efforts at the state and
13 local levels, as provided in chapter 142A. The commission
14 on tobacco use prevention and control established pursuant
15 to section 142A.3 shall advise the director of public health
16 in prioritizing funding needs and the allocation of moneys
17 appropriated for the programs and initiatives. Activities
18 of the programs and initiatives shall be in alignment with
19 the United States centers for disease control and prevention
20 best practices for comprehensive tobacco control programs
21 that include the goals of preventing youth initiation of
22 tobacco usage, reducing exposure to secondhand smoke, and
23 promotion of tobacco cessation. To maximize resources,
24 the department shall determine if third-party sources are
25 available to instead provide nicotine replacement products
26 to an applicant prior to provision of such products to an
27 applicant under the initiative. The department shall track and
28 report to the governor and the general assembly any reduction
29 in the provision of nicotine replacement products realized
30 by the initiative through implementation of the prerequisite
31 screening.
32 (2) (a) The department shall collaborate with the
33 alcoholic beverages division of the department of commerce for
34 enforcement of tobacco laws, regulations, and ordinances and to
35 engage in tobacco control activities approved by the division

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- 1 of tobacco use prevention and control of the department of
2 public health as specified in the memorandum of understanding
3 entered into between the divisions.
4 (b) For the fiscal year beginning July 1, 2021, and ending
5 June 30, 2022, the terms of the memorandum of understanding,
6 entered into between the division of tobacco use prevention
7 and control of the department of public health and the
8 alcoholic beverages division of the department of commerce,
9 governing compliance checks conducted to ensure licensed retail
10 tobacco outlet conformity with tobacco laws, regulations, and
11 ordinances relating to persons under 21 years of age, shall
12 continue to restrict the number of such checks to one check per
13 retail outlet, and one additional check for any retail outlet
14 found to be in violation during the first check.
15 b. (1) Of the funds appropriated in this subsection,

16 \$19,638,485 shall be used for problem gambling and
17 substance-related disorder prevention, treatment, and recovery
18 services, including a 24-hour helpline, public information
19 resources, professional training, youth prevention, and program
20 evaluation.

21 (2) Of the amount allocated under this paragraph, \$306,000
22 shall be utilized by the department of public health, in
23 collaboration with the department of human services, to
24 maintain a single statewide 24-hour crisis hotline for the Iowa
25 children's behavioral health system that incorporates warmline
26 services which may be provided through expansion of existing
27 capabilities maintained by the department of public health as
28 required pursuant to 2018 Iowa Acts, chapter 1056, section 16.

29 c. The requirement of section 123.17, subsection 5, is met
30 by the appropriations and allocations made in this division of
31 this Act for purposes of substance-related disorder treatment
32 and addictive disorders for the fiscal year beginning July 1,
33 2021.

34 2. HEALTHY CHILDREN AND FAMILIES

35 For promoting the optimum health status for children and

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1 adolescents from birth through 21 years of age, and families,
2 and for not more than the following full-time equivalent
3 positions:

4 \$ 5,816,681

5 FTEs 14.00

6 a. Of the funds appropriated in this subsection, not more
7 than \$734,000 shall be used for the healthy opportunities for
8 parents to experience success (HOPES)-healthy families Iowa
9 (HFI) program established pursuant to section 135.106.

10 b. In order to implement the legislative intent stated
11 in sections 135.106 and 256I.9, priority for home visitation
12 program funding shall be given to programs using evidence-based
13 or promising models for home visitation.

14 c. Of the funds appropriated in this subsection, \$3,075,000
15 shall be used for continuation of the department's initiative
16 to provide for adequate developmental surveillance and
17 screening during a child's first five years. The funds shall
18 be used first to fully fund the current sites to ensure that
19 the sites are fully operational, with the remaining funds
20 to be used for expansion to additional sites. The full
21 implementation and expansion shall include enhancing the scope
22 of the initiative through collaboration with the child health
23 specialty clinics to promote healthy child development through
24 early identification and response to both biomedical and social
25 determinants of healthy development; by monitoring child
26 health metrics to inform practice, document long-term health
27 impacts and savings, and provide for continuous improvement
28 through training, education, and evaluation; and by providing
29 for practitioner consultation particularly for children with

30 behavioral conditions and needs. The department of public
31 health shall also collaborate with the Iowa Medicaid enterprise
32 and the child health specialty clinics to integrate the
33 activities of the first five initiative into the establishment
34 of patient-centered medical homes, community utilities,
35 accountable care organizations, and other integrated care

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1 models developed to improve health quality and population
2 health while reducing health care costs. To the maximum extent
3 possible, funding allocated in this paragraph shall be utilized
4 as matching funds for medical assistance program reimbursement.
5 d. Of the funds appropriated in this subsection, \$64,000
6 shall be distributed to a statewide dental carrier to provide
7 funds to continue the donated dental services program patterned
8 after the projects developed by the dental lifeline network to
9 provide dental services to indigent individuals who are elderly
10 or with disabilities.
11 e. Of the funds appropriated in this subsection, \$156,000
12 shall be used to provide audiological services and hearing aids
13 for children.
14 f. Of the funds appropriated in this subsection, \$23,000 is
15 transferred to the university of Iowa college of dentistry for
16 provision of primary dental services to children. State funds
17 shall be matched on a dollar-for-dollar basis. The university
18 of Iowa college of dentistry shall coordinate efforts with the
19 department of public health, oral and health delivery system
20 bureau, to provide dental care to underserved populations
21 throughout the state.
22 g. Of the funds appropriated in this subsection, \$50,000
23 shall be used to address youth suicide prevention.
24 h. Of the funds appropriated in this subsection, \$40,000
25 shall be used to support the Iowa effort to address the survey
26 of children who experience adverse childhood experiences known
27 as ACEs.
28 i. Of the funds appropriated in this subsection, up to
29 \$494,000 shall be used for childhood obesity prevention.
30 3. CHRONIC CONDITIONS
31 For serving individuals identified as having chronic
32 conditions or special health care needs, and for not more than
33 the following full-time equivalent positions:
34 \$ 4,258,373
35 FTEs 10.00

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1 a. Of the funds appropriated in this subsection, \$188,000
2 shall be used for grants to individual patients who have an
3 inherited metabolic disorder to assist with the costs of
4 medically necessary foods and formula.
5 b. Of the funds appropriated in this subsection, \$1,055,000

6 shall be used for the brain injury services program pursuant
7 to section 135.22B, including \$861,000 for contracting with an
8 existing nationally affiliated and statewide organization whose
9 purpose is to educate, serve, and support Iowans with brain
10 injury and their families, for resource facilitator services
11 in accordance with section 135.22B, subsection 9, and for
12 contracting to enhance brain injury training and recruitment
13 of service providers on a statewide basis. Of the amount
14 allocated in this paragraph, \$95,000 shall be used to fund
15 1.00 full-time equivalent position to serve as the state brain
16 injury services program manager.

17 c. Of the funds appropriated in this subsection, \$144,000
18 shall be used for the public purpose of continuing to contract
19 with an existing nationally affiliated organization to provide
20 education, client-centered programs, and client and family
21 support for people living with epilepsy and their families.
22 The amount allocated in this paragraph in excess of \$50,000
23 shall be matched dollar-for-dollar by the organization
24 specified. Funds allocated under this paragraph shall be
25 distributed in their entirety for the purpose specified on July
26 1, 2021.

27 d. Of the funds appropriated in this subsection, \$809,000
28 shall be used for child health specialty clinics.

29 e. Of the funds appropriated in this subsection, \$384,000
30 shall be used by the regional autism assistance program
31 established pursuant to section 256.35, and administered by
32 the child health specialty clinic located at the university of
33 Iowa hospitals and clinics. The funds shall be used to enhance
34 interagency collaboration and coordination of educational,
35 medical, and other human services for persons with autism,

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1 their families, and providers of services, including delivering
2 regionalized services of care coordination, family navigation,
3 and integration of services through the statewide system of
4 regional child health specialty clinics and fulfilling other
5 requirements as specified in chapter 225D. The university of
6 Iowa shall not receive funds allocated under this paragraph for
7 indirect costs associated with the regional autism assistance
8 program.

9 f. Of the funds appropriated in this subsection, \$577,000
10 shall be used for the comprehensive cancer control program to
11 reduce the burden of cancer in Iowa through prevention, early
12 detection, effective treatment, and ensuring quality of life.
13 Of the funds allocated in this paragraph "f", \$150,000 shall
14 be used to support a melanoma research symposium, a melanoma
15 biorepository and registry, basic and translational melanoma
16 research, and clinical trials.

17 g. Of the funds appropriated in this subsection, \$97,000
18 shall be used for cervical and colon cancer screening, and
19 \$177,000 shall be used to enhance the capacity of the cervical

20 cancer screening program to include provision of recommended
21 prevention and early detection measures to a broader range of
22 low-income women.

23 h. Of the funds appropriated in this subsection, \$506,000
24 shall be used for the center for congenital and inherited
25 disorders.

26 4. COMMUNITY CAPACITY

27 For strengthening the health care delivery system at the
28 local level, and for not more than the following full-time
29 equivalent positions:

30 \$ 7,319,306
31 FTEs 13.00

32 a. Of the funds appropriated in this subsection, \$95,000
33 is allocated for continuation of the child vision screening
34 program implemented through the university of Iowa hospitals
35 and clinics in collaboration with early childhood Iowa areas.

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1 The program shall submit a report to the department regarding
2 the use of funds allocated under this paragraph “a”. The
3 report shall include the objectives and results for the
4 program year including the target population and how the funds
5 allocated assisted the program in meeting the objectives; the
6 number, age, and location within the state of individuals
7 served; the type of services provided to the individuals
8 served; the distribution of funds based on service provided;
9 and the continuing needs of the program.

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 that
15 serve urban and rural mental health professional shortage
16 areas. Once an intern psychologist begins service, the intern
17 psychologist may continue serving in the location of the intern
18 psychologist’s placement, notwithstanding any change in the
19 mental health professional shortage area designation of such
20 location. The intern psychologist may also provide services
21 via telehealth, to underserved populations, and to Medicaid
22 members. For the purposes of this paragraph “b”, “mental
23 health professional shortage area” means a geographic area
24 in this state that has been designated by the United States
25 department of health and human services, health resources and
26 services administration, bureau of health professionals, as
27 having a shortage of mental health professionals.

28 c. Of the funds appropriated in this subsection, the
29 following amounts are allocated to be used as follows
30 to support the goals of increased access, health system
31 integration, and engagement:

32 (1) Not less than \$1,600,000 is allocated to the Iowa
33 prescription drug corporation for continuation of the

34 pharmaceutical infrastructure for safety net providers as
35 described in 2007 Iowa Acts, chapter 218, section 108, and for

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1 the prescription drug donation repository program created in
2 chapter 135M. Of the amount allocated in this subparagraph,
3 \$1,000,000 shall be used as one-time funding to support
4 program expansion and to implement an automated multi-dose
5 prescription packaging system. Funds allocated under this
6 subparagraph shall be distributed in their entirety for the
7 purpose specified on July 1, 2021.

8 (2) Not less than \$334,000 is allocated to free clinics and
9 free clinics of Iowa for necessary infrastructure, statewide
10 coordination, provider recruitment, service delivery, and
11 provision of assistance to patients in securing a medical home
12 inclusive of oral health care. Funds allocated under this
13 subparagraph shall be distributed in their entirety for the
14 purpose specified on July 1, 2021.

15 (3) Not less than \$25,000 is allocated to the Iowa
16 association of rural health clinics for necessary
17 infrastructure and service delivery transformation. Funds
18 allocated under this subparagraph shall be distributed in their
19 entirety for the purpose specified on July 1, 2021.

20 (4) Not less than \$225,000 is allocated to the Polk county
21 medical society for continuation of the safety net provider
22 patient access to specialty health care initiative as described
23 in 2007 Iowa Acts, chapter 218, section 109. Funds allocated
24 under this subparagraph shall be distributed in their entirety
25 for the purpose specified on July 1, 2021.

26 d. Of the funds appropriated in this subsection, \$191,000
27 is allocated for the purposes of health care and public health
28 workforce initiatives.

29 e. Of the funds appropriated in this subsection, \$96,000
30 shall be used for a matching dental education loan repayment
31 program to be allocated to a dental nonprofit health service
32 corporation to continue to develop the criteria and implement
33 the loan repayment program.

34 f. Of the funds appropriated in this subsection, \$100,000
35 shall be used for the purposes of the Iowa donor registry as

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1 specified in section 142C.18.

2 g. Of the funds appropriated in this subsection, \$96,000
3 shall be used for continuation of a grant to a nationally
4 affiliated volunteer eye organization that has an established
5 program for children and adults and that is solely dedicated to
6 preserving sight and preventing blindness through education,
7 nationally certified vision screening and training, and
8 community and patient service programs. The contractor shall
9 submit a report to the general assembly regarding the use

10 of funds allocated under this paragraph “g”. The report
11 shall include the objectives and results for the program year
12 including the target population and how the funds allocated
13 assisted the program in meeting the objectives; the number,
14 age, grade level if appropriate, and location within the state
15 of individuals served; the type of services provided to the
16 individuals served; the distribution of funds based on services
17 provided; and the continuing needs of the program.
18 h. Of the funds appropriated in this subsection, \$2,100,000
19 shall be deposited in the medical residency training account
20 created in section 135.175, subsection 5, paragraph “a”, and
21 is appropriated from the account to the department of public
22 health to be used for the purposes of the medical residency
23 training state matching grants program as specified in section
24 135.176.
25 i. Of the funds appropriated in this subsection, \$250,000
26 shall be used for the public purpose of providing funding to
27 Des Moines university to continue a provider education project
28 to provide primary care physicians with the training and skills
29 necessary to recognize the signs of mental illness in patients.
30 j. Of the funds appropriated in this subsection, \$600,000
31 shall be used for rural psychiatric residencies to support the
32 annual creation and training of four psychiatric residents who
33 will provide mental health services in underserved areas of
34 the state. Notwithstanding section 8.33, moneys that remain
35 unencumbered or unobligated at the close of the fiscal year

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1 shall not revert but shall remain available for expenditure for
2 the purposes designated for subsequent fiscal years.
3 k. Of the funds appropriated in this subsection, \$150,000
4 shall be used for psychiatric training to increase access to
5 mental health care services by expanding the mental health
6 workforce via training of additional physician assistants and
7 nurse practitioners.
8 1. Of the funds appropriated in this subsection, \$425,000
9 shall be used for the creation of a center of excellence
10 program to encourage innovation and collaboration among
11 regional health care providers in a rural area based upon the
12 results of a regional community needs assessment to transform
13 health care delivery in order to provide quality, sustainable
14 care that meets the needs of the local communities. An
15 applicant for the funds shall specify how the funds will be
16 expended to accomplish the goals of the program and shall
17 provide a detailed five-year sustainability plan prior to
18 being awarded any funding. Following the receipt of funding,
19 a recipient shall submit periodic reports as specified by the
20 department to the governor and the general assembly regarding
21 the recipient’s expenditure of the funds and progress in
22 accomplishing the program goals.
23 5. ESSENTIAL PUBLIC HEALTH SERVICES

24 To provide public health services that reduce risks and
 25 invest in promoting and protecting good health over the
 26 course of a lifetime with a priority given to older Iowans and
 27 vulnerable populations:
 28 \$ 7,662,464
 29 6. INFECTIOUS DISEASES
 30 For reducing the incidence and prevalence of communicable
 31 diseases, and for not more than the following full-time
 32 equivalent positions:
 33 \$ 1,796,206
 34 FTEs 6.00
 35 7. PUBLIC PROTECTION

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1 For protecting the health and safety of the public through
 2 establishing standards and enforcing regulations, and for not
 3 more than the following full-time equivalent positions:
 4 \$ 4,466,601
 5 FTEs 142.00
 6 a. Of the funds appropriated in this subsection, not more
 7 than \$304,000 shall be credited to the emergency medical
 8 services fund created in section 135.25. Moneys in the
 9 emergency medical services fund are appropriated to the
 10 department to be used for the purposes of the fund.
 11 b. Of the funds appropriated in this subsection, up
 12 to \$243,000 shall be used for sexual violence prevention
 13 programming through a statewide organization representing
 14 programs serving victims of sexual violence through the
 15 department's sexual violence prevention program, and for
 16 continuation of a training program for sexual assault
 17 response team (SART) members, including representatives of
 18 law enforcement, victim advocates, prosecutors, and certified
 19 medical personnel. The amount allocated in this paragraph "b"
 20 shall not be used to supplant funding administered for other
 21 sexual violence prevention or victims assistance programs.
 22 c. Of the funds appropriated in this subsection, up to
 23 \$500,000 shall be used for the state poison control center.
 24 Pursuant to the directive under 2014 Iowa Acts, chapter
 25 1140, section 102, the federal matching funds available to
 26 the state poison control center from the department of human
 27 services under the federal Children's Health Insurance Program
 28 Reauthorization Act allotment shall be subject to the federal
 29 administrative cap rule of 10 percent applicable to funding
 30 provided under Tit. XXI of the federal Social Security Act and
 31 included within the department's calculations of the cap.
 32 d. Of the funds appropriated in this subsection, up to
 33 \$504,000 shall be used for childhood lead poisoning provisions.
 34 8. RESOURCE MANAGEMENT
 35 For establishing and sustaining the overall ability of the

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1 department to deliver services to the public, and for not more
2 than the following full-time equivalent positions:
3 \$ 933,871
4 FTEs 4.00
5 9. MISCELLANEOUS PROVISIONS
6 The university of Iowa hospitals and clinics under the
7 control of the state board of regents shall not receive
8 indirect costs from the funds appropriated in this section.
9 The university of Iowa hospitals and clinics billings to the
10 department shall be on at least a quarterly basis.
11 Sec. 4. DEPARTMENT OF PUBLIC HEALTH — SPORTS WAGERING
12 RECEIPTS FUND. There is appropriated from the sports wagering
13 receipts fund created in section 8.57, subsection 6, to the
14 department of public health for the fiscal year beginning July
15 1, 2021, and ending June 30, 2022, the following amount, or
16 so much thereof as is necessary, to be used for the purposes
17 designated:
18 For problem gambling and substance-related disorder
19 prevention, treatment, and recovery services, including a
20 24-hour helpline, public information resources, professional
21 training, youth prevention, and program evaluation:
22 \$ 1,750,000
23 DIVISION IV
24 DEPARTMENT OF VETERANS AFFAIRS — FY 2021-2022
25 Sec. 5. DEPARTMENT OF VETERANS AFFAIRS. There is
26 appropriated from the general fund of the state to the
27 department of veterans affairs for the fiscal year beginning
28 July 1, 2021, and ending June 30, 2022, the following amounts,
29 or so much thereof as is necessary, to be used for the purposes
30 designated:
31 1. DEPARTMENT OF VETERANS AFFAIRS ADMINISTRATION
32 For salaries, support, maintenance, and miscellaneous
33 purposes, and for not more than the following full-time
34 equivalent positions:
35 \$ 1,229,763

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1 FTEs 15.00
2 2. IOWA VETERANS HOME
3 For salaries, support, maintenance, and miscellaneous
4 purposes:
5 \$ 7,131,552
6 a. The Iowa veterans home billings involving the department
7 of human services shall be submitted to the department on at
8 least a monthly basis.
9 b. The Iowa veterans home expenditure report shall be
10 submitted monthly to the general assembly.
11 c. The Iowa veterans home shall continue to include in the
12 annual discharge report applicant information to provide for

13 the collection of demographic information including but not
 14 limited to the number of individuals applying for admission and
 15 admitted or denied admittance and the basis for the admission
 16 or denial; the age, gender, and race of such individuals;
 17 and the level of care for which such individuals applied for
 18 admission including residential or nursing level of care.

19 3. HOME OWNERSHIP ASSISTANCE PROGRAM

20 For transfer to the Iowa finance authority for the
 21 continuation of the home ownership assistance program for
 22 persons who are or were eligible members of the armed forces of
 23 the United States, pursuant to section 16.54:

24 \$ 2,000,000

25 Sec. 6. LIMITATION OF COUNTY COMMISSIONS OF VETERAN AFFAIRS

26 FUND STANDING APPROPRIATIONS. Notwithstanding the standing
 27 appropriation in section 35A.16 for the fiscal year beginning
 28 July 1, 2021, and ending June 30, 2022, the amount appropriated
 29 from the general fund of the state pursuant to that section
 30 for the following designated purposes shall not exceed the
 31 following amount:

32 For the county commissions of veteran affairs fund under
 33 section 35A.16:

34 \$ 990,000

35 DIVISION V

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1 DEPARTMENT OF HUMAN SERVICES — FY 2021-2022

2 Sec. 7. TEMPORARY ASSISTANCE FOR NEEDY FAMILIES BLOCK

3 GRANT. There is appropriated from the fund created in section
 4 8.41 to the department of human services for the fiscal year
 5 beginning July 1, 2021, and ending June 30, 2022, from moneys
 6 received under the federal temporary assistance for needy
 7 families (TANF) block grant pursuant to the federal Personal
 8 Responsibility and Work Opportunity Reconciliation Act of 1996,
 9 Pub. L. No. 104-193, and successor legislation, the following
 10 amounts, or so much thereof as is necessary, to be used for the
 11 purposes designated:

12 1. To be credited to the family investment program account
 13 and used for assistance under the family investment program
 14 under chapter 239B:

15 \$ 5,002,006

16 2. To be credited to the family investment program account
 17 and used for the job opportunities and basic skills (JOBS)
 18 program and implementing family investment agreements in
 19 accordance with chapter 239B:

20 \$ 5,412,060

21 3. To be used for the family development and
 22 self-sufficiency grant program in accordance with section
 23 216A.107:

24 \$ 2,888,980

25 Notwithstanding section 8.33, moneys appropriated in this
 26 subsection that remain unencumbered or unobligated at the close

27 of the fiscal year shall not revert but shall remain available
 28 for expenditure for the purposes designated until the close of
 29 the succeeding fiscal year. However, unless such moneys are
 30 encumbered or obligated on or before September 30, 2022, the
 31 moneys shall revert.
 32 4. For field operations:
 33 \$ 31,296,232
 34 5. For general administration:
 35 \$ 3,744,000

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1 6. For state child care assistance:
 2 \$ 47,166,826
 3 a. Of the funds appropriated in this subsection,
 4 \$26,205,412 is transferred to the child care and development
 5 block grant appropriation made by the Eighty-ninth General
 6 Assembly, 2021 session, for the federal fiscal year beginning
 7 October 1, 2021, and ending September 30, 2022. Of this
 8 amount, \$200,000 shall be used for provision of educational
 9 opportunities to registered child care home providers in order
 10 to improve services and programs offered by this category
 11 of providers and to increase the number of providers. The
 12 department may contract with institutions of higher education
 13 or child care resource and referral centers to provide
 14 the educational opportunities. Allowable administrative
 15 costs under the contracts shall not exceed 5 percent. The
 16 application for a grant shall not exceed two pages in length.
 17 b. Any funds appropriated in this subsection remaining
 18 unallocated shall be used for state child care assistance
 19 payments for families who are employed including but not
 20 limited to individuals enrolled in the family investment
 21 program.
 22 7. For child and family services:
 23 \$ 32,380,654
 24 8. For child abuse prevention grants:
 25 \$ 125,000
 26 9. For pregnancy prevention grants on the condition that
 27 family planning services are funded:
 28 \$ 1,913,203
 29 Pregnancy prevention grants shall be awarded to programs
 30 in existence on or before July 1, 2021, if the programs have
 31 demonstrated positive outcomes. Grants shall be awarded to
 32 pregnancy prevention programs which are developed after July
 33 1, 2021, if the programs are based on existing models that
 34 have demonstrated positive outcomes. Grants shall comply with
 35 the requirements provided in 1997 Iowa Acts, chapter 208,

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1 section 14, subsections 1 and 2, including the requirement that
 2 grant programs must emphasize sexual abstinence. Priority in

3 the awarding of grants shall be given to programs that serve
4 areas of the state which demonstrate the highest percentage of
5 unplanned pregnancies of females of childbearing age within the
6 geographic area to be served by the grant.
7 10. For technology needs and other resources necessary to
8 meet federal, state, and welfare reform reporting, tracking,
9 and case management requirements and other departmental needs:
10 \$ 1,037,186
11 11. a. Notwithstanding any provision to the contrary,
12 including but not limited to requirements in section 8.41 or
13 provisions in 2020 Iowa Acts or 2021 Iowa Acts regarding the
14 receipt and appropriation of federal block grants, federal
15 funds from the temporary assistance for needy families block
16 grant received by the state and not otherwise appropriated
17 in this section and remaining available for the fiscal year
18 beginning July 1, 2021, are appropriated to the department of
19 human services to the extent as may be necessary to be used in
20 the following priority order: the family investment program,
21 for state child care assistance program payments for families
22 who are employed, and for the family investment program share
23 of system costs for eligibility determination and related
24 functions. The federal funds appropriated in this paragraph
25 “a” shall be expended only after all other funds appropriated
26 in subsection 1 for assistance under the family investment
27 program, in subsection 6 for state child care assistance, or
28 in subsection 10 for technology costs related to the family
29 investment program, as applicable, have been expended. For
30 the purposes of this subsection, the funds appropriated in
31 subsection 6, paragraph “a”, for transfer to the child care
32 and development block grant appropriation are considered fully
33 expended when the full amount has been transferred.
34 b. The department shall, on a quarterly basis, advise the
35 general assembly and department of management of the amount of

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1 funds appropriated in this subsection that was expended in the
2 prior quarter.
3 12. Of the amounts appropriated in this section,
4 \$12,962,008 for the fiscal year beginning July 1, 2021, is
5 transferred to the appropriation of the federal social services
6 block grant made to the department of human services for that
7 fiscal year.
8 13. For continuation of the program providing categorical
9 eligibility for the food assistance program as specified
10 for the program in the section of this division of this Act
11 relating to the family investment program account:
12 \$ 14,236
13 14. The department may transfer funds allocated in this
14 section to the appropriations made in this division of this Act
15 for the same fiscal year for general administration and field
16 operations for resources necessary to implement and operate the

17 services referred to in this section and those funded in the
 18 appropriation made in this division of this Act for the same
 19 fiscal year for the family investment program from the general
 20 fund of the state.

21 15. With the exception of moneys allocated under this
 22 section for the family development and self-sufficiency grant
 23 program, to the extent moneys allocated in this section are
 24 deemed by the department not to be necessary to support the
 25 purposes for which they are allocated, such moneys may be used
 26 in the same fiscal year for any other purpose for which funds
 27 are allocated in this section or in section 8 of this division
 28 of this Act for the family investment program account. If
 29 there are conflicting needs, priority shall first be given
 30 to the family investment program account as specified under
 31 subsection 1 of this section and used for the purposes of
 32 assistance under the family investment program in accordance
 33 with chapter 239B, followed by state child care assistance
 34 program payments for families who are employed, followed by
 35 other priorities as specified by the department.

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1 Sec. 8. FAMILY INVESTMENT PROGRAM ACCOUNT.

2 1. Moneys credited to the family investment program (FIP)
 3 account for the fiscal year beginning July 1, 2021, and
 4 ending June 30, 2022, shall be used to provide assistance in
 5 accordance with chapter 239B.

6 2. The department may use a portion of the moneys credited
 7 to the FIP account under this section as necessary for
 8 salaries, support, maintenance, and miscellaneous purposes.

9 3. The department may transfer funds allocated in
 10 subsection 4, excluding the allocation under subsection 4,
 11 paragraph "b", to the appropriations made in this division of
 12 this Act for the same fiscal year for general administration
 13 and field operations for resources necessary to implement
 14 and operate the services referred to in this section and
 15 those funded in the appropriations made in section 7 for the
 16 temporary assistance for needy families block grant and in
 17 section 9 for the family investment program from the general
 18 fund of the state in this division of this Act for the same
 19 fiscal year.

20 4. Moneys appropriated in this division of this Act and
 21 credited to the FIP account for the fiscal year beginning July
 22 1, 2021, and ending June 30, 2022, are allocated as follows:

23 a. To be retained by the department of human services to
 24 be used for coordinating with the department of human rights
 25 to more effectively serve participants in FIP and other shared
 26 clients and to meet federal reporting requirements under the
 27 federal temporary assistance for needy families block grant:
 28 \$ 10,000

29 b. To the department of human rights for staffing,
 30 administration, and implementation of the family development

31 and self-sufficiency grant program in accordance with section
32 216A.107:
33 \$ 7,192,834
34 (1) Of the funds allocated for the family development
35 and self-sufficiency grant program in this paragraph “b”,

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1 not more than 5 percent of the funds shall be used for the
2 administration of the grant program.
3 (2) The department of human rights may continue to implement
4 the family development and self-sufficiency grant program
5 statewide during fiscal year 2021-2022.
6 (3) The department of human rights may engage in activities
7 to strengthen and improve family outcomes measures and
8 data collection systems under the family development and
9 self-sufficiency grant program.
10 c. For the diversion subaccount of the FIP account:
11 \$ 1,293,000
12 A portion of the moneys allocated for the diversion
13 subaccount may be used for field operations, salaries, data
14 management system development, and implementation costs and
15 support deemed necessary by the director of human services
16 in order to administer the FIP diversion program. To the
17 extent moneys allocated in this paragraph “c” are deemed by the
18 department not to be necessary to support diversion activities,
19 such moneys may be used for other efforts intended to increase
20 engagement by family investment program participants in work,
21 education, or training activities, or for the purposes of
22 assistance under the family investment program in accordance
23 with chapter 239B.
24 d. For the food assistance employment and training program:
25 \$ 66,588
26 (1) The department shall apply the federal supplemental
27 nutrition assistance program (SNAP) employment and training
28 state plan in order to maximize to the fullest extent permitted
29 by federal law the use of the 50 percent federal reimbursement
30 provisions for the claiming of allowable federal reimbursement
31 funds from the United States department of agriculture
32 pursuant to the federal SNAP employment and training program
33 for providing education, employment, and training services
34 for eligible food assistance program participants, including
35 but not limited to related dependent care and transportation

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1 expenses.
2 (2) The department shall continue the categorical federal
3 food assistance program eligibility at 160 percent of the
4 federal poverty level and continue to eliminate the asset test
5 from eligibility requirements, consistent with federal food
6 assistance program requirements. The department shall include

7 as many food assistance households as is allowed by federal
 8 law. The eligibility provisions shall conform to all federal
 9 requirements including requirements addressing individuals who
 10 are incarcerated or otherwise ineligible.
 11 e. For the JOBS program, not more than:
 12 \$ 12,018,258
 13 5. Of the child support collections assigned under FIP,
 14 an amount equal to the federal share of support collections
 15 shall be credited to the child support recovery appropriation
 16 made in this division of this Act. Of the remainder of the
 17 assigned child support collections received by the child
 18 support recovery unit, a portion shall be credited to the FIP
 19 account, a portion may be used to increase recoveries, and a
 20 portion may be used to sustain cash flow in the child support
 21 payments account. If as a consequence of the appropriations
 22 and allocations made in this section the resulting amounts
 23 are insufficient to sustain cash assistance payments and meet
 24 federal maintenance of effort requirements, the department
 25 shall seek supplemental funding. If child support collections
 26 assigned under FIP are greater than estimated or are otherwise
 27 determined not to be required for maintenance of effort, the
 28 state share of either amount may be transferred to or retained
 29 in the child support payments account.
 30 Sec. 9. FAMILY INVESTMENT PROGRAM GENERAL FUND. There
 31 is appropriated from the general fund of the state to the
 32 department of human services for the fiscal year beginning July
 33 1, 2021, and ending June 30, 2022, the following amount, or
 34 so much thereof as is necessary, to be used for the purpose
 35 designated:

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1 To be credited to the family investment program (FIP)
 2 account and used for family investment program assistance
 3 under chapter 239B and other costs associated with providing
 4 needs-based benefits or assistance:
 5 \$ 41,003,978
 6 1. Of the funds appropriated in this section, \$6,606,198 is
 7 allocated for the JOBS program.
 8 2. Of the funds appropriated in this section, \$4,313,854 is
 9 allocated for the family development and self-sufficiency grant
 10 program.
 11 3. a. Notwithstanding section 8.39, for the fiscal
 12 year beginning July 1, 2021, if necessary to meet federal
 13 maintenance of effort requirements or to transfer federal
 14 temporary assistance for needy families block grant funding
 15 to be used for purposes of the federal social services block
 16 grant or to meet cash flow needs resulting from delays in
 17 receiving federal funding or to implement, in accordance with
 18 this division of this Act, activities currently funded with
 19 juvenile court services, county, or community moneys and state
 20 moneys used in combination with such moneys; to comply with

21 federal requirements; or to maximize the use of federal funds;
22 the department of human services may transfer funds within or
23 between any of the appropriations made in this division of this
24 Act and appropriations in law for the federal social services
25 block grant to the department for the following purposes,
26 provided that the combined amount of state and federal
27 temporary assistance for needy families block grant funding
28 for each appropriation remains the same before and after the
29 transfer:

- 30 (1) For the family investment program.
- 31 (2) For state child care assistance.
- 32 (3) For child and family services.
- 33 (4) For field operations.
- 34 (5) For general administration.
- 35 b. This subsection shall not be construed to prohibit the

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- 1 use of existing state transfer authority for other purposes.
- 2 The department shall report any transfers made pursuant to this
- 3 subsection to the general assembly.
- 4 4. Of the funds appropriated in this section, \$195,000
- 5 shall be used for a contract for tax preparation assistance
- 6 to low-income Iowans to expand the usage of the earned income
- 7 tax credit. The purpose of the contract is to supply this
- 8 assistance to underserved areas of the state. The department
- 9 shall not retain any portion of the allocation under this
- 10 subsection for administrative costs.
- 11 5. Of the funds appropriated in this section, \$70,000 shall
- 12 be used for the continuation of the parenting program, as
- 13 specified in 441 IAC ch. 100, relating to parental obligations,
- 14 in which the child support recovery unit participates, to
- 15 support the efforts of a nonprofit organization committed to
- 16 strengthening the community through youth development, healthy
- 17 living, and social responsibility headquartered in a county
- 18 with a population over 350,000 according to the 2010 certified
- 19 federal census. The funds allocated in this subsection shall
- 20 be used by the recipient organization to develop a larger
- 21 community effort, through public and private partnerships, to
- 22 support a broad-based multi-county parenthood initiative that
- 23 promotes payment of child support obligations, improved family
- 24 relationships, and full-time employment.
- 25 6. The department may transfer funds appropriated in this
- 26 section, excluding the allocation in subsection 2 for the
- 27 family development and self-sufficiency grant program, to the
- 28 appropriations made in this division of this Act for general
- 29 administration and field operations as necessary to administer
- 30 this section, section 7 for the temporary assistance for needy
- 31 families block grant, and section 8 for the family investment
- 32 program account.
- 33 Sec. 10. CHILD SUPPORT RECOVERY. 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, 2021, and ending

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1 June 30, 2022, the following amount, or so much thereof as is
 2 necessary, to be used for the purposes designated:
 3 For child support recovery, including salaries, support,
 4 maintenance, and miscellaneous purposes, and for not more than
 5 the following full-time equivalent positions:
 6 \$ 15,942,885
 7 FTEs 459.00
 8 1. The department shall expend up to \$24,000, including
 9 federal financial participation, for the fiscal year beginning
 10 July 1, 2021, for a child support public awareness campaign.
 11 The department and the office of the attorney general shall
 12 cooperate in continuation of the campaign. The public
 13 awareness campaign shall emphasize, through a variety of
 14 media activities, the importance of maximum involvement of
 15 both parents in the lives of their children as well as the
 16 importance of payment of child support obligations.
 17 2. Federal access and visitation grant moneys shall be
 18 issued directly to private not-for-profit agencies that provide
 19 services designed to increase compliance with the child access
 20 provisions of court orders, including but not limited to
 21 neutral visitation sites and mediation services.
 22 3. The appropriation made to the department for child
 23 support recovery may be used throughout the fiscal year in the
 24 manner necessary for purposes of cash flow management, and for
 25 cash flow management purposes the department may temporarily
 26 draw more than the amount appropriated, provided the amount
 27 appropriated is not exceeded at the close of the fiscal year.
 28 Sec. 11. HEALTH CARE TRUST FUND — MEDICAL ASSISTANCE —
 29 FY 2021-2022. Any funds remaining in the health care trust
 30 fund created in section 453A.35A for the fiscal year beginning
 31 July 1, 2021, and ending June 30, 2022, are appropriated to
 32 the department of human services to supplement the medical
 33 assistance program appropriations made in this division of this
 34 Act, for medical assistance reimbursement and associated costs,
 35 including program administration and costs associated with

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1 program implementation.
 2 Sec. 12. MEDICAID FRAUD FUND — MEDICAL ASSISTANCE — FY
 3 2021-2022. Any funds remaining in the Medicaid fraud fund
 4 created in section 249A.50 for the fiscal year beginning
 5 July 1, 2021, and ending June 30, 2022, are appropriated to
 6 the department of human services to supplement the medical
 7 assistance appropriations made in this division of this Act,
 8 for medical assistance reimbursement and associated costs,
 9 including program administration and costs associated with
 10 program implementation.

11 Sec. 13. MEDICAL ASSISTANCE. There is appropriated from the
12 general fund of the state to the department of human services
13 for the fiscal year beginning July 1, 2021, and ending June 30,
14 2022, the following amount, or so much thereof as is necessary,
15 to be used for the purpose designated:

16 For medical assistance program reimbursement and associated
17 costs as specifically provided in the reimbursement
18 methodologies in effect on June 30, 2021, except as otherwise
19 expressly authorized by law, consistent with options under
20 federal law and regulations, and contingent upon receipt of
21 approval from the office of the governor of reimbursement for
22 each abortion performed under the program:

23 \$ 1,503,848,253

24 1. Iowans support reducing the number of abortions
25 performed in our state. Funds appropriated under this section
26 shall not be used for abortions, unless otherwise authorized
27 under this section.

28 2. The provisions of this section relating to abortions
29 shall also apply to the Iowa health and wellness plan created
30 pursuant to chapter 249N.

31 3. The department shall utilize not more than \$60,000 of
32 the funds appropriated in this section to continue the AIDS/HIV
33 health insurance premium payment program as established in 1992
34 Iowa Acts, Second Extraordinary Session, chapter 1001, section
35 409, subsection 6. Of the funds allocated in this subsection,

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1 not more than \$5,000 may be expended for administrative
2 purposes.

3 4. Of the funds appropriated in this Act to the department
4 of public health for addictive disorders, \$950,000 for
5 the fiscal year beginning July 1, 2021, is transferred
6 to the department of human services for an integrated
7 substance-related disorder managed care system. The
8 departments of human services and public health shall
9 work together to maintain the level of mental health and
10 substance-related disorder treatment services provided by the
11 managed care contractors. Each department shall take the steps
12 necessary to continue the federal waivers as necessary to
13 maintain the level of services.

14 5. The department shall aggressively pursue options for
15 providing medical assistance or other assistance to individuals
16 with special needs who become ineligible to continue receiving
17 services under the early and periodic screening, diagnostic,
18 and treatment program under the medical assistance program
19 due to becoming 21 years of age who have been approved for
20 additional assistance through the department's exception to
21 policy provisions, but who have health care needs in excess
22 of the funding available through the exception to policy
23 provisions.

24 6. Of the funds appropriated in this section, up to

25 \$3,050,082 may be transferred to the field operations or
26 general administration appropriations in this division of this
27 Act for operational costs associated with Part D of the federal
28 Medicare Prescription Drug Improvement and Modernization Act
29 of 2003, Pub. L. No. 108-173.
30 7. Of the funds appropriated in this section, up to \$442,100
31 may be transferred to the appropriation in this division of
32 this Act for health program operations to be used for clinical
33 assessment services and prior authorization of services.
34 8. A portion of the funds appropriated in this section may
35 be transferred to the appropriations in this division of this

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1 Act for general administration, health program operations, the
2 children's health insurance program, or field operations to be
3 used for the state match cost to comply with the payment error
4 rate measurement (PERM) program for both the medical assistance
5 and children's health insurance programs as developed by the
6 centers for Medicare and Medicaid services of the United States
7 department of health and human services to comply with the
8 federal Improper Payments Information Act of 2002, Pub. L.
9 No. 107-300, and to support other reviews and quality control
10 activities to improve the integrity of these programs.
11 9. Of the funds appropriated in this section, a sufficient
12 amount is allocated to supplement the incomes of residents of
13 nursing facilities, intermediate care facilities for persons
14 with mental illness, and intermediate care facilities for
15 persons with an intellectual disability, with incomes of less
16 than \$50 in the amount necessary for the residents to receive a
17 personal needs allowance of \$50 per month pursuant to section
18 249A.30A.
19 10. a. Hospitals that meet the conditions specified
20 in subparagraphs (1) and (2) shall either certify public
21 expenditures or transfer to the medical assistance program
22 an amount equal to provide the nonfederal share for a
23 disproportionate share hospital payment in an amount up to the
24 hospital-specific limit as approved in the Medicaid state plan.
25 The hospitals that meet the conditions specified shall receive
26 and retain 100 percent of the total disproportionate share
27 hospital payment in an amount up to the hospital-specific limit
28 as approved in the Medicaid state plan.
29 (1) The hospital qualifies for disproportionate share and
30 graduate medical education payments.
31 (2) The hospital is an Iowa state-owned hospital with more
32 than 500 beds and eight or more distinct residency specialty
33 or subspecialty programs recognized by the American college of
34 graduate medical education.
35 b. Distribution of the disproportionate share payments

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1 shall be made on a monthly basis. The total amount of
2 disproportionate share payments including graduate medical
3 education, enhanced disproportionate share, and Iowa
4 state-owned teaching hospital payments shall not exceed the
5 amount of the state's allotment under Pub. L. No. 102-234.
6 In addition, the total amount of all disproportionate
7 share payments shall not exceed the hospital-specific
8 disproportionate share limits under Pub. L. No. 103-66.
9 11. One hundred percent of the nonfederal share of payments
10 to area education agencies that are medical assistance
11 providers for medical assistance-covered services provided to
12 medical assistance-covered children, shall be made from the
13 appropriation made in this section.
14 12. A portion of the funds appropriated in this section may
15 be transferred to the appropriation in this division of this
16 Act for health program operations to be used for administrative
17 activities associated with the money follows the person
18 demonstration project.
19 13. Of the funds appropriated in this section, \$349,011
20 shall be used for the administration of the health insurance
21 premium payment program, including salaries, support,
22 maintenance, and miscellaneous purposes.
23 14. a. The department may increase the amounts allocated
24 for salaries, support, maintenance, and miscellaneous purposes
25 associated with the medical assistance program, as necessary,
26 to sustain cost management efforts. The department shall
27 report any such increase to the general assembly and the
28 department of management.
29 b. If the savings to the medical assistance program from
30 ongoing cost management efforts exceed the associated cost
31 for the fiscal year beginning July 1, 2021, the department
32 may transfer any savings generated for the fiscal year due
33 to medical assistance program cost management efforts to the
34 appropriation made in this division of this Act for health
35 program operations or general administration to defray the

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1 costs associated with implementing the efforts.
2 15. For the fiscal year beginning July 1, 2021, and ending
3 June 30, 2022, the replacement generation tax revenues required
4 to be deposited in the property tax relief fund pursuant to
5 section 437A.8, subsection 4, paragraph "d", and section
6 437A.15, subsection 3, paragraph "f", shall instead be credited
7 to and supplement the appropriation made in this section and
8 used for the allocations made in this section.
9 16. a. Of the funds appropriated in this section, up
10 to \$50,000 may be transferred by the department to the
11 appropriation made in this division of this Act to the
12 department for the same fiscal year for general administration

13 to be used for associated administrative expenses and for not
14 more than 1.00 full-time equivalent position, in addition to
15 those authorized for the same fiscal year, to be assigned to
16 implementing the children's mental health home project.
17 b. Of the funds appropriated in this section, up to \$400,000
18 may be transferred by the department to the appropriation made
19 to the department in this division of this Act for the same
20 fiscal year for Medicaid program-related general administration
21 planning and implementation activities. The funds may be used
22 for contracts or for personnel in addition to the amounts
23 appropriated for and the positions authorized for general
24 administration for the fiscal year.
25 c. Of the funds appropriated in this section, up to
26 \$3,000,000 may be transferred by the department to the
27 appropriations made in this division of this Act for the
28 same fiscal year for general administration or health
29 program operations to be used to support the development
30 and implementation of standardized assessment tools for
31 persons with mental illness, an intellectual disability, a
32 developmental disability, or a brain injury.
33 17. Of the funds appropriated in this section, \$150,000
34 shall be used for lodging expenses associated with care
35 provided at the university of Iowa hospitals and clinics for

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1 patients with cancer whose travel distance is 30 miles or more
2 and whose income is at or below 200 percent of the federal
3 poverty level as defined by the most recently revised poverty
4 income guidelines published by the United States department of
5 health and human services. The department of human services
6 shall establish the maximum number of overnight stays and the
7 maximum rate reimbursed for overnight lodging, which may be
8 based on the state employee rate established by the department
9 of administrative services. The funds allocated in this
10 subsection shall not be used as nonfederal share matching
11 funds.
12 18. Of the funds appropriated in this section, up to
13 \$3,383,880 shall be used for administration of the state family
14 planning services program pursuant to section 217.41B, and
15 of this amount, the department may use up to \$200,000 for
16 administrative expenses.
17 19. Of the funds appropriated in this section, \$1,545,530
18 shall be used and may be transferred to other appropriations
19 in this division of this Act as necessary to administer the
20 provisions in the division of this Act relating to Medicaid
21 program administration.
22 20. The department shall comply with the centers for
23 Medicare and Medicaid services' guidance related to Medicaid
24 program and children's health insurance program maintenance
25 of effort provisions, including eligibility standards,
26 methodologies, procedures, and continuous enrollment, to

27 receive the enhanced federal medical assistance percentage
28 under section 6008(b) of the federal Families First Coronavirus
29 Response Act, Pub. L. No. 116-127. The department shall
30 utilize and implement all tools, processes, and resources
31 available to expediently return to normal eligibility and
32 enrollment operations in compliance with federal guidance and
33 expectations.
34 21. Of the funds appropriated in this section, up to
35 \$1,031,530 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 22. Of the funds appropriated in this section, a sufficient
4 amount is allocated to fund up to three full-time equivalent
5 positions to support the administrative work associated with
6 existing and potential supplemental payment programs.
7 Sec. 14. HEALTH PROGRAM OPERATIONS. 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, 2021, and ending
10 June 30, 2022, the following amount, or so much thereof as is
11 necessary, to be used for the purpose designated:
12 For health program operations:
13 \$ 17,831,343
14 1. The department of inspections and appeals shall
15 provide all state matching funds for survey and certification
16 activities performed by the department of inspections
17 and appeals. The department of human services is solely
18 responsible for distributing the federal matching funds for
19 such activities.
20 2. Of the funds appropriated in this section, \$50,000 shall
21 be used for continuation of home and community-based services
22 waiver quality assurance programs, including the review and
23 streamlining of processes and policies related to oversight and
24 quality management to meet state and federal requirements.
25 3. Of the amount appropriated in this section, up to
26 \$200,000 may be transferred to the appropriation for general
27 administration in this division of this Act to be used for
28 additional full-time equivalent positions in the development
29 of key health initiatives such as development and oversight
30 of managed care programs and development of health strategies
31 targeted toward improved quality and reduced costs in the
32 Medicaid program.
33 4. Of the funds appropriated in this section, \$1,000,000
34 shall be used for planning and development, in cooperation with
35 the department of public health, of a phased-in program to

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1 provide a dental home for children.
2 5. a. Of the funds appropriated in this section, \$573,000

3 shall be credited to the autism support program fund created
 4 in section 225D.2 to be used for the autism support program
 5 created in chapter 225D, with the exception of the following
 6 amount of this allocation which shall be used as follows:
 7 b. Of the funds allocated in this subsection, \$25,000 shall
 8 be used for the public purpose of continuation of a grant to
 9 a nonprofit provider of child welfare services that has been
 10 in existence for more than 115 years, is located in a county
 11 with a population between 200,000 and 220,000 according to the
 12 2010 federal decennial census, is licensed as a psychiatric
 13 medical institution for children, and provides school-based
 14 programming, to be used for support services for children with
 15 autism spectrum disorder and their families.

16 Sec. 15. STATE SUPPLEMENTARY ASSISTANCE.

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, 2021, and ending June 30, 2022, the following
 20 amount, or so much thereof as is necessary, to be used for the
 21 purpose designated:

22 For the state supplementary assistance program:
 23 \$ 7,349,002

24 2. The department shall increase the personal needs
 25 allowance for residents of residential care facilities by the
 26 same percentage and at the same time as federal supplemental
 27 security income and federal social security benefits are
 28 increased due to a recognized increase in the cost of living.
 29 The department may adopt emergency rules to implement this
 30 subsection.

31 3. If during the fiscal year beginning July 1, 2021,
 32 the department projects that state supplementary assistance
 33 expenditures for a calendar year will not meet the federal
 34 pass-through requirement specified in Tit. XVI of the federal
 35 Social Security Act, section 1618, as codified in 42 U.S.C.

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1 §1382g, the department may take actions including but not
 2 limited to increasing the personal needs allowance for
 3 residential care facility residents and making programmatic
 4 adjustments or upward adjustments of the residential care
 5 facility or in-home health-related care reimbursement rates
 6 prescribed in this division of this Act to ensure that federal
 7 requirements are met. In addition, the department may make
 8 other programmatic and rate adjustments necessary to remain
 9 within the amount appropriated in this section while ensuring
 10 compliance with federal requirements. The department may adopt
 11 emergency rules to implement the provisions of this subsection.

12 4. Notwithstanding section 8.33, moneys appropriated
 13 in this section that remain unencumbered or unobligated
 14 at the close of the fiscal year shall not revert but
 15 shall remain available for expenditure for the purposes
 16 designated, including for liability amounts associated with the

17 supplemental nutrition assistance program payment error rate,
18 until the close of the succeeding fiscal year.

19 Sec. 16. CHILDREN'S HEALTH INSURANCE PROGRAM.

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, 2021, and ending June 30, 2022, the following
23 amount, or so much thereof as is necessary, to be used for the
24 purpose designated:

25 For maintenance of the healthy and well kids in Iowa (hawk-i)
26 program pursuant to chapter 514I, including supplemental dental
27 services, for receipt of federal financial participation under
28 Tit. XXI of the federal Social Security Act, which creates the
29 children's health insurance program:

30 \$ 37,957,643

31 2. Of the funds appropriated in this section, \$149,189 is
32 allocated for continuation of the contract for outreach with
33 the department of public health.

34 3. A portion of the funds appropriated in this section may
35 be transferred to the appropriations made in this division of

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1 this Act for field operations or health program operations to
2 be used for the integration of hawk-i program eligibility,
3 payment, and administrative functions under the purview of
4 the department of human services, including for the Medicaid
5 management information system upgrade.

6 Sec. 17. CHILD CARE ASSISTANCE. There is appropriated
7 from the general fund of the state to the department of human
8 services for the fiscal year beginning July 1, 2021, and ending
9 June 30, 2022, the following amount, or so much thereof as is
10 necessary, to be used for the purpose designated:

11 For child care programs:

12 \$ 40,816,931

13 1. Of the funds appropriated in this section, \$34,966,931
14 shall be used for state child care assistance in accordance
15 with section 237A.13.

16 2. Nothing in this section shall be construed or is
17 intended as or shall imply a grant of entitlement for services
18 to persons who are eligible for assistance due to an income
19 level consistent with the waiting list requirements of section
20 237A.13. Any state obligation to provide services pursuant to
21 this section is limited to the extent of the funds appropriated
22 in this section.

23 3. A list of the registered and licensed child care
24 facilities operating in the area served by a child care
25 resource and referral service shall be made available to the
26 families receiving state child care assistance in that area.

27 4. Of the funds appropriated in this section, \$5,850,000
28 shall be credited to the early childhood programs grants
29 account in the early childhood Iowa fund created in section
30 256I.11. The moneys shall be distributed for funding of

31 community-based early childhood programs targeted to children
32 from birth through five years of age developed by early
33 childhood Iowa areas in accordance with approved community
34 plans as provided in section 256I.8.
35 5. The department may use any of the funds appropriated

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1 in this section as a match to obtain federal funds for use in
2 expanding child care assistance and related programs. For
3 the purpose of expenditures of state and federal child care
4 funding, funds shall be considered obligated at the time
5 expenditures are projected or are allocated to the department's
6 service areas. Projections shall be based on current and
7 projected caseload growth, current and projected provider
8 rates, staffing requirements for eligibility determination
9 and management of program requirements including data systems
10 management, staffing requirements for administration of the
11 program, contractual and grant obligations and any transfers
12 to other state agencies, and obligations for decategorization
13 or innovation projects.
14 6. A portion of the state match for the federal child care
15 and development block grant shall be provided as necessary to
16 meet federal matching funds requirements through the state
17 general fund appropriation made for child development grants
18 and other programs for at-risk children in section 279.51.
19 7. If a uniform reduction ordered by the governor under
20 section 8.31 or other operation of law, transfer, or federal
21 funding reduction reduces the appropriation made in this
22 section for the fiscal year, the percentage reduction in the
23 amount paid out to or on behalf of the families participating
24 in the state child care assistance program shall be equal to or
25 less than the percentage reduction made for any other purpose
26 payable from the appropriation made in this section and the
27 federal funding relating to it. The percentage reduction to
28 the other allocations made in this section shall be the same as
29 the uniform reduction ordered by the governor or the percentage
30 change of the federal funding reduction, as applicable. If
31 there is an unanticipated increase in federal funding provided
32 for state child care services, the entire amount of the
33 increase, except as necessary to meet federal requirements
34 including quality set asides, shall be used for state child
35 care assistance payments. If the appropriations made for

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1 purposes of the state child care assistance program for the
2 fiscal year are determined to be insufficient, it is the intent
3 of the general assembly to appropriate sufficient funding for
4 the fiscal year in order to avoid establishment of waiting list
5 requirements.
6 8. Notwithstanding section 8.33, moneys advanced for

7 purposes of the programs developed by early childhood Iowa
8 areas, advanced for purposes of wraparound child care, or
9 received from the federal appropriations made for the purposes
10 of this section that remain unencumbered or unobligated at the
11 close of the fiscal year shall not revert to any fund but shall
12 remain available for expenditure for the purposes designated
13 until the close of the succeeding fiscal year.

14 Sec. 18. JUVENILE INSTITUTION. 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, 2021, and ending
17 June 30, 2022, the following amounts, or so much thereof as is
18 necessary, to be used for the purposes designated:

19 1. a. For operation of the state training school at Eldora
20 and for salaries, support, maintenance, and miscellaneous
21 purposes, and for not more than the following full-time
22 equivalent positions:

23 \$ 17,397,068

24 FTEs 207.00

25 b. Of the funds appropriated in this subsection, \$91,000
26 shall be used for distribution to licensed classroom teachers
27 at this and other institutions under the control of the
28 department of human services based upon the average student
29 yearly enrollment at each institution as determined by the
30 department.

31 2. A portion of the moneys appropriated in this section
32 shall be used by the state training school at Eldora for
33 grants for adolescent pregnancy prevention activities at the
34 institution in the fiscal year beginning July 1, 2021.

35 3. Of the funds appropriated in this subsection, \$212,000

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1 shall be used by the state training school at Eldora for a
2 substance use disorder treatment program at the institution for
3 the fiscal year beginning July 1, 2021.

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 until the
8 close of the succeeding fiscal year.

9 Sec. 19. CHILD AND FAMILY SERVICES.

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, 2021, and ending June 30, 2022, the following
13 amount, or so much thereof as is necessary, to be used for the
14 purpose designated:

15 For child and family services:

16 \$ 89,071,930

17 2. The department may transfer funds appropriated in this
18 section as necessary to pay the nonfederal costs of services
19 reimbursed under the medical assistance program, state child
20 care assistance program, or the family investment program which

21 are provided to children who would otherwise receive services
22 paid under the appropriation in this section. The department
23 may transfer funds appropriated in this section to the
24 appropriations made in this division of this Act for general
25 administration and for field operations for resources necessary
26 to implement and operate the services funded in this section.
27 3. a. Of the funds appropriated in this section, up to
28 \$31,500,000 is allocated as the statewide expenditure target
29 under section 232.143 for group foster care maintenance and
30 services. If the department projects that such expenditures
31 for the fiscal year will be less than the target amount
32 allocated in this paragraph "a", the department may reallocate
33 the excess to provide additional funding for family foster
34 care, independent living, family-centered services, shelter
35 care, or the child welfare emergency services addressed with

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1 the allocation for shelter care.
2 b. If at any time after September 30, 2021, annualization
3 of a service area's current expenditures indicates a service
4 area is at risk of exceeding its group foster care expenditure
5 target under section 232.143 by more than 5 percent, the
6 department and juvenile court services shall examine all
7 group foster care placements in that service area in order to
8 identify those which might be appropriate for termination.
9 In addition, any aftercare services believed to be needed
10 for the children whose placements may be terminated shall be
11 identified. The department and juvenile court services shall
12 initiate action to set dispositional review hearings for the
13 placements identified. In such a dispositional review hearing,
14 the juvenile court shall determine whether needed aftercare
15 services are available and whether termination of the placement
16 is in the best interest of the child and the community.
17 4. In accordance with the provisions of section 232.188,
18 the department shall continue the child welfare and juvenile
19 justice funding initiative during fiscal year 2021-2022. Of
20 the funds appropriated in this section, \$1,717,000 is allocated
21 specifically for expenditure for fiscal year 2021-2022 through
22 the decategorization services funding pools and governance
23 boards established pursuant to section 232.188.
24 5. A portion of the funds appropriated in this section
25 may be used for emergency family assistance to provide other
26 resources required for a family participating in a family
27 preservation or reunification project or successor project to
28 stay together or to be reunified.
29 6. Of the funds appropriated in this section, a sufficient
30 amount is allocated for shelter care and the child welfare
31 emergency services contracting implemented to provide for or
32 prevent the need for shelter care.
33 7. Federal funds received by the state during the fiscal
34 year beginning July 1, 2021, as the result of the expenditure

35 of state funds appropriated during a previous state fiscal

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1 year for a service or activity funded under this section are
2 appropriated to the department to be used as additional funding
3 for services and purposes provided for under this section.
4 Notwithstanding section 8.33, moneys received in accordance
5 with this subsection that remain unencumbered or unobligated at
6 the close of the fiscal year shall not revert to any fund but
7 shall remain available for the purposes designated until the
8 close of the succeeding fiscal year.
9 a. Of the funds appropriated in this section, up to
10 \$3,290,000 is allocated for the payment of the expenses of
11 court-ordered services provided to juveniles who are under the
12 supervision of juvenile court services, which expenses are a
13 charge upon the state pursuant to section 232.141, subsection
14 4. Of the amount allocated in this paragraph "a", up to
15 \$1,556,000 shall be made available to provide school-based
16 supervision of children adjudicated under chapter 232, of which
17 not more than \$15,000 may be used for the purpose of training.
18 A portion of the cost of each school-based liaison officer
19 shall be paid by the school district or other funding source as
20 approved by the chief juvenile court officer.
21 b. Of the funds appropriated in this section, up to \$748,000
22 is allocated for the payment of the expenses of court-ordered
23 services provided to children who are under the supervision
24 of the department, which expenses are a charge upon the state
25 pursuant to section 232.141, subsection 4.
26 c. Notwithstanding section 232.141 or any other provision
27 of law to the contrary, the amounts allocated in this
28 subsection shall be distributed to the judicial districts
29 as determined by the state court administrator and to the
30 department's service areas as determined by the administrator
31 of the department of human services' division of child and
32 family services. The state court administrator and the
33 division administrator shall make the determination of the
34 distribution amounts on or before June 15, 2021.
35 d. Notwithstanding chapter 232 or any other provision of

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1 law to the contrary, a district or juvenile court shall not
2 order any service which is a charge upon the state pursuant
3 to section 232.141 if there are insufficient court-ordered
4 services funds available in the district court or departmental
5 service area distribution amounts to pay for the service. The
6 chief juvenile court officer and the departmental service area
7 manager shall encourage use of the funds allocated in this
8 subsection such that there are sufficient funds to pay for
9 all court-related services during the entire year. The chief
10 juvenile court officers and departmental service area managers

11 shall attempt to anticipate potential surpluses and shortfalls
12 in the distribution amounts and shall cooperatively request the
13 state court administrator or division administrator to transfer
14 funds between the judicial districts' or departmental service
15 areas' distribution amounts as prudent.
16 e. Notwithstanding any provision of law to the contrary,
17 a district or juvenile court shall not order a county to pay
18 for any service provided to a juvenile pursuant to an order
19 entered under chapter 232 which is a charge upon the state
20 under section 232.141, subsection 4.
21 f. Of the funds allocated in this subsection, not more than
22 \$83,000 may be used by the judicial branch for administration
23 of the requirements under this subsection.
24 g. Of the funds allocated in this subsection, \$17,000
25 shall be used by the department of human services to support
26 the interstate commission for juveniles in accordance with
27 the interstate compact for juveniles as provided in section
28 232.173.
29 9. Of the funds appropriated in this section, \$12,253,000 is
30 allocated for juvenile delinquent graduated sanctions services.
31 Any state funds saved as a result of efforts by juvenile court
32 services to earn a federal Tit. IV-E match for juvenile court
33 services administration may be used for the juvenile delinquent
34 graduated sanctions services.
35 10. Of the funds appropriated in this section, \$1,658,000 is

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1 transferred to the department of public health to be used for
2 the child protection center grant program for child protection
3 centers located in Iowa in accordance with section 135.118.
4 The grant amounts under the program shall be equalized so that
5 each center receives a uniform base amount of \$245,000, and so
6 that the remaining funds are awarded through a funding formula
7 based upon the volume of children served. To increase access
8 to child protection center services for children in rural
9 areas, the funding formula for the awarding of the remaining
10 funds shall provide for the awarding of an enhanced amount to
11 eligible grantees to develop and maintain satellite centers in
12 underserved regions of the state.
13 11. Of the funds appropriated in this section, \$4,025,000 is
14 allocated for the preparation for adult living program pursuant
15 to section 234.46.
16 12. Of the funds appropriated in this section, \$227,000
17 shall be used for the public purpose of continuing a grant to a
18 nonprofit human services organization, providing services to
19 individuals and families in multiple locations in southwest
20 Iowa and Nebraska for support of a project providing immediate,
21 sensitive support and forensic interviews, medical exams, needs
22 assessments, and referrals for victims of child abuse and their
23 nonoffending family members.
24 13. Of the funds appropriated in this section, \$300,000

25 is allocated for the foster care youth council approach of
26 providing a support network to children placed in foster care.
27 14. Of the funds appropriated in this section, \$202,000 is
28 allocated for use pursuant to section 235A.1 for continuation
29 of the initiative to address child sexual abuse implemented
30 pursuant to 2007 Iowa Acts, chapter 218, section 18, subsection
31 21.
32 15. Of the funds appropriated in this section, \$630,000 is
33 allocated for the community partnership for child protection
34 sites.
35 16. Of the funds appropriated in this section, \$371,000

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1 is allocated for the department's minority youth and family
2 projects under the redesign of the child welfare system.
3 17. Of the funds appropriated in this section, \$851,000
4 is allocated for funding of the community circle of care
5 collaboration for children and youth in northeast Iowa.
6 18. Of the funds appropriated in this section, at least
7 \$147,000 shall be used for the continuation of the child
8 welfare provider training academy, a collaboration between the
9 coalition for family and children's services in Iowa and the
10 department.
11 19. Of the funds appropriated in this section, \$211,000
12 shall be used for continuation of the central Iowa system of
13 care program grant for the purposes of funding community-based
14 services and other supports with a system of care approach for
15 children with serious emotional disturbance and their families
16 through a nonprofit provider that is located in a county
17 with a population of more than 420,000 but less than 450,000
18 according to the 2010 certified federal census, is licensed
19 as a psychiatric medical institution for children, and was a
20 system of care grantee prior to July 1, 2021.
21 20. Of the funds appropriated in this section, \$235,000
22 shall be used for the public purpose of the continuation
23 and expansion of a system of care program grant implemented
24 in Cerro Gordo and Linn counties to utilize a comprehensive
25 and long-term approach for helping children and families by
26 addressing the key areas in a child's life of childhood basic
27 needs, education and work, family, and community.
28 21. Of the funds appropriated in this section, \$110,000
29 shall be used for the public purpose of funding community-based
30 services and other supports with a system of care approach
31 for children with a serious emotional disturbance and their
32 families through a nonprofit provider of child welfare services
33 that has been in existence for more than 115 years, is located
34 in a county with a population of more than 200,000 but less
35 than 220,000 according to the 2010 certified federal census, is

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1 licensed as a psychiatric medical institution for children, and
2 was a system of care grantee prior to July 1, 2021.
3 22. If a separate funding source is identified that reduces
4 the need for state funds within an allocation under this
5 section, the allocated state funds may be redistributed to
6 other allocations under this section for the same fiscal year.
7 23. Of the funds appropriated in this section, a portion may
8 be used for family-centered services for purposes of complying
9 with the federal Family First Prevention Services Act of 2018,
10 Pub. L. No. 115-123, and successor legislation.
11 Sec. 20. ADOPTION SUBSIDY.
12 1. There is appropriated from the general fund of the
13 state to the department of human services for the fiscal year
14 beginning July 1, 2021, and ending June 30, 2022, the following
15 amount, or so much thereof as is necessary, to be used for the
16 purpose designated:
17 a. For adoption subsidy payments and related costs and for
18 other services provided for under paragraph "b", subparagraph
19 (2):
20 \$ 40,596,007
21 b. (1) Of the funds appropriated in this section, a
22 sufficient amount is allocated for adoption subsidy payments
23 and related costs.
24 (2) Any funds appropriated in this section remaining after
25 the allocation under subparagraph (1) are designated and
26 allocated as state savings resulting from implementation of
27 the federal Fostering Connections to Success and Increasing
28 Adoptions Act of 2008, Pub. L. No. 110-351, and successor
29 legislation, as determined in accordance with 42 U.S.C.
30 §673(a)(8), and shall be used for post-adoption services and
31 for other purposes allowed under these federal laws, Tit. IV-B
32 or Tit. IV-E of the federal Social Security Act.
33 (a) The department of human services may transfer funds
34 allocated in this subparagraph (2) to the appropriation for
35 child and family services in this division of this Act for the

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1 purposes designated in this subparagraph (2).
2 (b) Notwithstanding section 8.33, moneys allocated
3 under this subparagraph (2) shall not revert to any fund but
4 shall remain available for the purposes designated in this
5 subparagraph (2) until expended.
6 2. The department may transfer funds appropriated in
7 this section to the appropriation made in this division of
8 this Act for general administration for costs paid from the
9 appropriation relating to adoption subsidy.
10 3. Federal funds received by the state during the
11 fiscal year beginning July 1, 2021, as the result of the
12 expenditure of state funds during a previous state fiscal

13 year for a service or activity funded under this section are
14 appropriated to the department to be used as additional funding
15 for the services and activities funded under this section.
16 Notwithstanding section 8.33, moneys received in accordance
17 with this subsection that remain unencumbered or unobligated
18 at the close of the fiscal year shall not revert to any fund
19 but shall remain available for expenditure for the purposes
20 designated until the close of the succeeding fiscal year.

21 Sec. 21. JUVENILE DETENTION HOME FUND. Moneys deposited
22 in the juvenile detention home fund created in section 232.142
23 during the fiscal year beginning July 1, 2021, and ending June
24 30, 2022, are appropriated to the department of human services
25 for the fiscal year beginning July 1, 2021, and ending June 30,
26 2022, for distribution of an amount equal to a percentage of
27 the costs of the establishment, improvement, operation, and
28 maintenance of county or multicounty juvenile detention homes
29 in the fiscal year beginning July 1, 2020. Moneys appropriated
30 for distribution in accordance with this section shall be
31 allocated among eligible detention homes, prorated on the basis
32 of an eligible detention home's proportion of the costs of all
33 eligible detention homes in the fiscal year beginning July
34 1, 2020. The percentage figure shall be determined by the
35 department based on the amount available for distribution for

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1 the fund. Notwithstanding section 232.142, subsection 3, the
2 financial aid payable by the state under that provision for the
3 fiscal year beginning July 1, 2021, shall be limited to the
4 amount appropriated for the purposes of this section.

5 Sec. 22. FAMILY SUPPORT SUBSIDY PROGRAM.

6 1. There is appropriated from the general fund of the
7 state to the department of human services for the fiscal year
8 beginning July 1, 2021, and ending June 30, 2022, the following
9 amount, or so much thereof as is necessary, to be used for the
10 purpose designated:

11 For the family support subsidy program subject to the
12 enrollment restrictions in section 225C.37, subsection 3:

13 \$ 949,282

14 2. At least \$899,291 of the moneys appropriated in this
15 section is transferred to the department of public health for
16 the family support center component of the comprehensive family
17 support program under chapter 225C, subchapter V.

18 3. If at any time during the fiscal year, the amount of
19 funding available for the family support subsidy program
20 is reduced from the amount initially used to establish the
21 figure for the number of family members for whom a subsidy
22 is to be provided at any one time during the fiscal year,
23 notwithstanding section 225C.38, subsection 2, the department
24 shall revise the figure as necessary to conform to the amount
25 of funding available.

26 Sec. 23. CONNER DECREE. There is appropriated from the

27 general fund of the state to the department of human services
28 for the fiscal year beginning July 1, 2021, and ending June 30,
29 2022, the following amount, or so much thereof as is necessary,
30 to be used for the purpose designated:
31 For building community capacity through the coordination
32 and provision of training opportunities in accordance with the
33 consent decree of Conner v. Branstad, No. 4-86-CV-30871(S.D.
34 Iowa, July 14, 1994):
35 \$ 33,632

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1 Sec. 24. MENTAL HEALTH INSTITUTES.
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, 2021, and ending June 30, 2022, the following
5 amounts, or so much thereof as is necessary, to be used for the
6 purposes designated:
7 a. For operation of the state mental health institute at
8 Cherokee as required by chapters 218 and 226 for salaries,
9 support, maintenance, and miscellaneous purposes, and for not
10 more than the following full-time equivalent positions:
11 \$ 15,457,597
12 FTEs 169.00
13 b. For operation of the state mental health institute at
14 Independence as required by chapters 218 and 226 for salaries,
15 support, maintenance, and miscellaneous purposes, and for not
16 more than the following full-time equivalent positions:
17 \$ 19,652,379
18 FTEs 208.00
19 2. a. Notwithstanding sections 218.78 and 249A.11, any
20 revenue received from the state mental health institute at
21 Cherokee or the state mental health institute at Independence
22 pursuant to 42 C.F.R §438.6(e) may be retained and expended by
23 the mental health institute.
24 b. Notwithstanding sections 218.78 and 249A.11, any
25 COVID-19 related funding received through federal funding
26 sources by the state mental health institute at Cherokee or the
27 state mental health institute at Independence may be retained
28 and expended by the mental health institute.
29 3. Notwithstanding any provision of law to the contrary,
30 a Medicaid member residing at the state mental health
31 institute at Cherokee or the state mental health institute
32 at Independence shall retain Medicaid eligibility during
33 the period of the Medicaid member's stay for which federal
34 financial participation is available.
35 4. Notwithstanding section 8.33, moneys appropriated in

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1 this section that remain unencumbered or unobligated at the
2 close of the fiscal year shall not revert but shall remain

3 available for expenditure for the purposes designated until the
4 close of the succeeding fiscal year.

5 Sec. 25. STATE RESOURCE CENTERS.

6 1. There is appropriated from the general fund of the
7 state to the department of human services for the fiscal year
8 beginning July 1, 2021, and ending June 30, 2022, the following
9 amounts, or so much thereof as is necessary, to be used for the
10 purposes designated:

11 a. For the state resource center at Glenwood for salaries,
12 support, maintenance, and miscellaneous purposes:

13 \$ 14,802,873

14 b. For the state resource center at Woodward for salaries,
15 support, maintenance, and miscellaneous purposes:

16 \$ 12,237,937

17 2. The department may continue to bill for state resource
18 center services utilizing a scope of services approach used for
19 private providers of intermediate care facilities for persons
20 with an intellectual disability services, in a manner which
21 does not shift costs between the medical assistance program,
22 counties, or other sources of funding for the state resource
23 centers.

24 3. The state resource centers may expand the time-limited
25 assessment and respite services during the fiscal year.

26 4. If the department's administration and the department
27 of management concur with a finding by a state resource
28 center's superintendent that projected revenues can reasonably
29 be expected to pay the salary and support costs for a new
30 employee position, or that such costs for adding a particular
31 number of new positions for the fiscal year would be less
32 than the overtime costs if new positions would not be added,
33 the superintendent may add the new position or positions. If
34 the vacant positions available to a resource center do not
35 include the position classification desired to be filled, the

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1 state resource center's superintendent may reclassify any
2 vacant position as necessary to fill the desired position. The
3 superintendents of the state resource centers may, by mutual
4 agreement, pool vacant positions and position classifications
5 during the course of the fiscal year in order to assist one
6 another in filling necessary positions.

7 5. If existing capacity limitations are reached in
8 operating units, a waiting list is in effect for a service or
9 a special need for which a payment source or other funding
10 is available for the service or to address the special need,
11 and facilities for the service or to address the special need
12 can be provided within the available payment source or other
13 funding, the superintendent of a state resource center may
14 authorize opening not more than two units or other facilities
15 and begin implementing the service or addressing the special
16 need during fiscal year 2021-2022.

17 6. Notwithstanding section 8.33, and notwithstanding
18 the amount limitation specified in section 222.92, moneys
19 appropriated in this section that remain unencumbered or
20 unobligated at the close of the fiscal year shall not revert
21 but shall remain available for expenditure for the purposes
22 designated until the close of the succeeding fiscal year.
23 Sec. 26. SEXUALLY VIOLENT PREDATORS.
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, 2021, and ending June 30, 2022, the following
27 amount, or so much thereof as is necessary, to be used for the
28 purpose designated:
29 For costs associated with the commitment and treatment of
30 sexually violent predators in the unit located at the state
31 mental health institute at Cherokee, including costs of legal
32 services and other associated costs, including salaries,
33 support, maintenance, and miscellaneous purposes, and for not
34 more than the following full-time equivalent positions:
35 \$ 13,643,727

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1 FTEs 139.00
2 2. Unless specifically prohibited by law, if the amount
3 charged provides for recoupment of at least the entire amount
4 of direct and indirect costs, the department of human services
5 may contract with other states to provide care and treatment
6 of persons placed by the other states at the unit for sexually
7 violent predators at Cherokee. The moneys received under
8 such a contract shall be considered to be repayment receipts
9 and used for the purposes of the appropriation made in this
10 section.
11 3. 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. 27. FIELD OPERATIONS.
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, 2021, and ending June 30, 2022, the following
20 amount, or so much thereof as is necessary, to be used for the
21 purposes designated:
22 For field operations, including salaries, support,
23 maintenance, and miscellaneous purposes, and for not more than
24 the following full-time equivalent positions:
25 \$ 60,596,667
26 FTEs 1,539.00
27 2. Priority in filling full-time equivalent positions
28 shall be given to those positions related to child protection
29 services and eligibility determination for low-income families.
30 Sec. 28. GENERAL ADMINISTRATION. There is appropriated

31 from the general fund of the state to the department of human
32 services for the fiscal year beginning July 1, 2021, and ending
33 June 30, 2022, the following amount, or so much thereof as is
34 necessary, to be used for the purpose designated:
35 For general administration, including salaries, support,

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1 maintenance, and miscellaneous purposes, and for not more than
2 the following full-time equivalent positions:
3 \$ 15,342,189
4 FTEs 294.00
5 1. The department shall report at least monthly to the
6 general assembly concerning the department's operational and
7 program expenditures.
8 2. Of the funds appropriated in this section, \$150,000 shall
9 be used for the provision of a program to provide technical
10 assistance, support, and consultation to providers of home and
11 community-based services under the medical assistance program.
12 3. Of the funds appropriated in this section, \$50,000
13 is transferred to the Iowa finance authority to be used
14 for administrative support of the council on homelessness
15 established in section 16.2D and for the council to fulfill its
16 duties in addressing and reducing homelessness in the state.
17 4. Of the funds appropriated in this section, \$200,000 shall
18 be transferred to and deposited in the administrative fund of
19 the Iowa ABLE savings plan trust created in section 12I.4, to
20 be used for implementation and administration activities of the
21 Iowa ABLE savings plan trust.
22 5. Of the funds appropriated in this section, \$200,000 is
23 transferred to the economic development authority for the Iowa
24 commission on volunteer services to continue to be used for the
25 RefugeeRISE AmeriCorps program established under section 15H.8
26 for member recruitment and training to improve the economic
27 well-being and health of economically disadvantaged refugees in
28 local communities across Iowa. Funds transferred may be used
29 to supplement federal funds under federal regulations.
30 6. Of the funds appropriated in this section, up to \$300,000
31 shall be used as follows:
32 a. To fund not more than one full-time equivalent position
33 to address the department's responsibility to support the work
34 of the children's behavioral health system state board and
35 implementation of the services required pursuant to section

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1 331.397.
2 b. To support the cost of establishing and implementing new
3 or additional services required pursuant to sections 331.397
4 and 331.397A.
5 c. Of the amount allocated, \$32,000 shall be transferred
6 to the department of public health to support the costs of

7 establishing and implementing new or additional services
8 required pursuant to sections 331.397 and 331.397A.
9 7. Of the funds appropriated in this section, \$800,000 shall
10 be used for the renovation and construction of certain nursing
11 facilities, consistent with the provisions of chapter 249K.
12 Sec. 29. DEPARTMENT-WIDE DUTIES. There is appropriated
13 from the general fund of the state to the department of human
14 services for the fiscal year beginning July 1, 2021, and ending
15 June 30, 2022, the following amount, or so much thereof as is
16 necessary, to be used for the purposes designated:
17 For salaries, support, maintenance, and miscellaneous
18 purposes at facilities under the purview of the department of
19 human services:
20 \$ 2,879,274
21 Sec. 30. VOLUNTEERS. There is appropriated from the general
22 fund of the state to the department of human services for the
23 fiscal year beginning July 1, 2021, and ending June 30, 2022,
24 the following amount, or so much thereof as is necessary, to be
25 used for the purpose designated:
26 For development and coordination of volunteer services:
27 \$ 84,686
28 Sec. 31. MEDICAL ASSISTANCE, STATE SUPPLEMENTARY
29 ASSISTANCE, AND SOCIAL SERVICE PROVIDERS REIMBURSED UNDER THE
30 DEPARTMENT OF HUMAN SERVICES.
31 1. a. (1) (a) Notwithstanding any provision of law to
32 the contrary, for the fiscal year beginning July 1, 2021, the
33 department shall not rebase case-mix nursing facility rates,
34 but shall instead reimburse case-mix nursing facilities by
35 adjusting the nursing facility case-mix adjusted rates that

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1 were effective July 1, 2019, using the mid-points of each of
2 the most recent cost reports submitted by the nursing facility
3 for the period ending on or before December 31, 2018, and
4 inflating these costs forward applying the inflation factor as
5 determined using the latest available quarterly publication of
6 the HCFA/SNF index, to the extent possible within the state
7 funding, including the \$19,080,860 provided for this purpose.
8 (b) For the fiscal year beginning July 1, 2021, non-case-mix
9 and special population nursing facilities shall be reimbursed
10 in accordance with the methodology in effect on June 30 of the
11 prior fiscal year.
12 (c) For managed care claims, the department of human
13 services shall adjust the payment rate floor for nursing
14 facilities, annually, to maintain a rate floor that is no
15 lower than the Medicaid fee-for-service case-mix adjusted rate
16 calculated in accordance with subparagraph division (a) and
17 441 IAC 81.6. The department shall then calculate adjusted
18 reimbursement rates, including but not limited to add-on
19 payments, annually, and shall notify Medicaid managed care
20 organizations of the adjusted reimbursement rates within 30

21 days of determining the adjusted reimbursement rates. Any
22 adjustment of reimbursement rates under this subparagraph
23 division shall be budget neutral to the state budget.
24 (d) For the fiscal year beginning July 1, 2021, Medicaid
25 managed care long-term services and supports capitation rates
26 shall be adjusted to reflect the case-mix adjusted rates
27 specified pursuant to subparagraph division (a) for the patient
28 populations residing in Medicaid-certified nursing facilities.
29 (2) Medicaid managed care organizations shall adjust
30 facility-specific rates based upon payment rate listings issued
31 by the department. The rate adjustments shall be applied
32 prospectively from the effective date of the rate letter issued
33 by the department.
34 b. (1) For the fiscal year beginning July 1, 2021,
35 contingent upon implementation of the contractual agreements

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1 with Medicaid managed care organizations as described pursuant
2 to subparagraph (2), the department shall establish the
3 fee-for-service pharmacy dispensing fee reimbursement at
4 \$10.38 per prescription, until a cost of dispensing survey is
5 completed. The actual dispensing fee shall be determined by
6 a cost of dispensing survey performed by the department and
7 required to be completed by all medical assistance program
8 participating pharmacies every two years. A change in the
9 dispensing fee shall become effective following federal
10 approval of the Medicaid state plan.
11 (2) The department shall amend Medicaid managed care
12 organization contracts to authorize establishment of a managed
13 care pharmacy dispensing fee reimbursement in accordance with
14 either of the following:
15 (a) The established fee-for-service pharmacy dispensing
16 fee reimbursement per prescription as specified pursuant to
17 subparagraph (1).
18 (b) A dispensing fee determined contractually by mutual
19 agreement between the managed care organization and a
20 participating pharmacy with more than thirty locations in
21 the state and headquarters located outside the state, not to
22 exceed the established fee-for-service pharmacy dispensing
23 fee reimbursement per prescription as specified pursuant to
24 subparagraph (1).
25 (3) The department shall utilize an average acquisition
26 cost reimbursement methodology for all drugs covered under the
27 medical assistance program in accordance with 2012 Iowa Acts,
28 chapter 1133, section 33.
29 c. (1) For the fiscal year beginning July 1, 2021,
30 reimbursement rates for outpatient hospital services shall
31 remain at the rates in effect on June 30, 2021, subject to
32 Medicaid program upper payment limit rules, and adjusted
33 as necessary to maintain expenditures within the amount
34 appropriated to the department for this purpose for the fiscal

35 year.

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1 (2) For the fiscal year beginning July 1, 2021,
2 reimbursement rates for inpatient hospital services shall
3 be rebased effective October 1, 2021, subject to Medicaid
4 program upper payment limit rules, and adjusted as necessary
5 to maintain expenditures within the amount appropriated to the
6 department for this purpose for the fiscal year.
7 (3) For the fiscal year beginning July 1, 2021, under
8 both fee-for-service and managed care administration of
9 the Medicaid program, critical access hospitals shall be
10 reimbursed for inpatient and outpatient services based on the
11 hospital-specific critical access hospital cost adjustment
12 factor methodology utilizing the most recent and complete cost
13 reporting period as applied prospectively within the funds
14 appropriated for such purpose for the fiscal year.
15 (4) For the fiscal year beginning July 1, 2021, the graduate
16 medical education and disproportionate share hospital fund
17 shall remain at the amount in effect on June 30, 2021, except
18 that the portion of the fund attributable to graduate medical
19 education shall be reduced in an amount that reflects the
20 elimination of graduate medical education payments made to
21 out-of-state hospitals.
22 (5) In order to ensure the efficient use of limited state
23 funds in procuring health care services for low-income Iowans,
24 funds appropriated in this Act for hospital services shall
25 not be used for activities which would be excluded from a
26 determination of reasonable costs under the federal Medicare
27 program pursuant to 42 U.S.C. §1395x(v)(1)(N).
28 d. For the fiscal year beginning July 1, 2021, reimbursement
29 rates for hospices and acute psychiatric hospitals shall be
30 increased in accordance with increases under the federal
31 Medicare program or as supported by their Medicare audited
32 costs.
33 e. For the fiscal year beginning July 1, 2021, independent
34 laboratories and rehabilitation agencies shall be reimbursed
35 using the same methodology in effect on June 30, 2021.

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1 f. (1) For the fiscal year beginning July 1, 2021,
2 reimbursement rates for home health agencies shall continue to
3 be based on the Medicare low utilization payment adjustment
4 (LUPA) methodology with state geographic wage adjustments and
5 shall be adjusted to increase the rates to the extent possible
6 within the state funding, including the \$2,000,000 appropriated
7 for this purpose. The department shall continue to update the
8 rates every two years to reflect the most recent Medicare LUPA
9 rates.
10 (2) For the fiscal year beginning July 1, 2021, rates for

11 private duty nursing and personal care services under the early
12 and periodic screening, diagnostic, and treatment program
13 benefit shall be calculated based on the methodology in effect
14 on June 30, 2021.
15 g. For the fiscal year beginning July 1, 2021, federally
16 qualified health centers and rural health clinics shall receive
17 cost-based reimbursement for 100 percent of the reasonable
18 costs for the provision of services to recipients of medical
19 assistance.
20 h. For the fiscal year beginning July 1, 2021, the
21 reimbursement rates for dental services shall remain at the
22 rates in effect on June 30, 2021.
23 i. (1) For the fiscal year beginning July 1, 2021,
24 reimbursement rates for non-state-owned psychiatric medical
25 institutions for children shall be increased to the extent
26 possible within the \$3,900,000 appropriated for this purpose.
27 (2) As a condition of participation in the medical
28 assistance program, enrolled providers shall accept the medical
29 assistance reimbursement rate for any covered goods or services
30 provided to recipients of medical assistance who are children
31 under the custody of a psychiatric medical institution for
32 children.
33 j. For the fiscal year beginning July 1, 2021, unless
34 otherwise specified in this Act, all noninstitutional medical
35 assistance provider reimbursement rates shall remain at the

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1 rates in effect on June 30, 2021, except for area education
2 agencies, local education agencies, infant and toddler
3 services providers, home and community-based services providers
4 including consumer-directed attendant care providers under a
5 section 1915(c) or 1915(i) waiver, targeted case management
6 providers, and those providers whose rates are required to be
7 determined pursuant to section 249A.20, or to meet federal
8 mental health parity requirements.
9 k. Notwithstanding any provision to the contrary, for the
10 fiscal year beginning July 1, 2021, the reimbursement rate for
11 anesthesiologists shall remain at the rates in effect on June
12 30, 2021, and updated on January 1, 2022, to align with the
13 most current Iowa Medicare anesthesia rate.
14 l. Notwithstanding section 249A.20, for the fiscal year
15 beginning July 1, 2021, the average reimbursement rate for
16 health care providers eligible for use of the federal Medicare
17 resource-based relative value scale reimbursement methodology
18 under section 249A.20 shall remain at the rate in effect on
19 June 30, 2021; however, this rate shall not exceed the maximum
20 level authorized by the federal government.
21 m. For the fiscal year beginning July 1, 2021, the
22 reimbursement rate for residential care facilities shall not
23 be less than the minimum payment level as established by the
24 federal government to meet the federally mandated maintenance

25 of effort requirement. The flat reimbursement rate for
26 facilities electing not to file annual cost reports 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.
30 n. For the fiscal year beginning July 1, 2021, the
31 reimbursement rates for inpatient mental health services
32 provided at hospitals shall be rebased effective October 1,
33 2021, subject to Medicaid program upper payment limit rules
34 and adjusted as necessary to maintain expenditures within the
35 amount appropriated to the department for this purpose for

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1 the fiscal year; and psychiatrists shall be reimbursed at the
2 medical assistance program fee-for-service rate in effect on
3 June 30, 2021.
4 o. For the fiscal year beginning July 1, 2021, community
5 mental health centers may choose to be reimbursed for the
6 services provided to recipients of medical assistance through
7 either of the following options:
8 (1) For 100 percent of the reasonable costs of the services.
9 (2) In accordance with the alternative reimbursement rate
10 methodology approved by the department of human services in
11 effect on June 30, 2021.
12 p. For the fiscal year beginning July 1, 2021, the
13 reimbursement rate for providers of family planning services
14 that are eligible to receive a 90 percent federal match shall
15 remain at the rates in effect on June 30, 2021.
16 q. (1) For the fiscal year beginning July 1, 2021,
17 reimbursement rates for providers of home and community-based
18 services waiver and habilitation services shall be increased
19 to the extent possible within the \$11,002,240 appropriated for
20 this purpose.
21 (2) For the fiscal year beginning July 1, 2021,
22 reimbursement rates for providers of state plan home and
23 community-based services home-based habilitation services
24 shall be increased with the \$7,134,214 appropriated for this
25 purpose. The reimbursement rates for home-based habilitation
26 services shall be based on a fee schedule that incorporates the
27 acuity-based tiers.
28 r. For the fiscal year beginning July 1, 2021, the
29 reimbursement rates for emergency medical service providers
30 shall remain at the rates in effect on June 30, 2021, or as
31 approved by the centers for Medicare and Medicaid services of
32 the United States department of health and human services.
33 s. For the fiscal year beginning July 1, 2021, reimbursement
34 rates for substance-related disorder treatment programs
35 licensed under section 125.13 shall remain at the rates in

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1 effect on June 30, 2021.

2 t. For the fiscal year beginning July 1, 2021, assertive
3 community treatment per diem rates shall remain at the rates in
4 effect on June 30, 2021.

5 u. For the fiscal year beginning July 1, 2021, the
6 reimbursement rate for family-centered services providers shall
7 be established by contract.

8 v. For the fiscal year beginning July 1, 2021, the
9 reimbursement rate for air ambulance services shall be
10 increased to the extent possible within the additional \$100,000
11 appropriated for this purpose.

12 2. For the fiscal year beginning July 1, 2021, the
13 reimbursement rate for providers reimbursed under the
14 in-home-related care program shall not be less than the minimum
15 payment level as established by the federal government to meet
16 the federally mandated maintenance of effort requirement.

17 3. Unless otherwise directed in this section, when the
18 department's reimbursement methodology for any provider
19 reimbursed in accordance with this section includes an
20 inflation factor, this factor shall not exceed the amount
21 by which the consumer price index for all urban consumers
22 increased during the calendar year ending December 31, 2002.

23 4. Notwithstanding section 234.38, for the fiscal
24 year beginning July 1, 2021, the foster family basic daily
25 maintenance rate and the maximum adoption subsidy rate for
26 children ages 0 through 5 years shall be \$16.78, the rate for
27 children ages 6 through 11 years shall be \$17.45, the rate for
28 children ages 12 through 15 years shall be \$19.10, and the
29 rate for children and young adults ages 16 and older shall
30 be \$19.35. For youth ages 18 to 23 who have exited foster
31 care, the preparation for adult living program maintenance
32 rate shall be up to \$602.70 per month as calculated based on
33 the age of the participant. The maximum payment for adoption
34 subsidy nonrecurring expenses shall be limited to \$500 and the
35 disallowance of additional amounts for court costs and other

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1 related legal expenses implemented pursuant to 2010 Iowa Acts,
2 chapter 1031, section 408, shall be continued.

3 5. For the fiscal year beginning July 1, 2021, the maximum
4 reimbursement rates for social services providers under
5 contract shall remain at the rates in effect on June 30, 2021,
6 or the provider's actual and allowable cost plus inflation for
7 each service, whichever is less. However, if a new service
8 or service provider is added after June 30, 2021, the initial
9 reimbursement rate for the service or provider shall be based
10 upon a weighted average of provider rates for similar services.

11 6. a. For the fiscal year beginning July 1, 2021, the
12 reimbursement rates for resource family recruitment and

13 retention contractors shall be established by contract.
14 b. For the fiscal year beginning July 1, 2021, the
15 reimbursement rates for supervised apartment living foster care
16 providers shall be established by contract.
17 7. For the fiscal year beginning July 1, 2021, the
18 reimbursement rate for group foster care providers shall be the
19 combined service and maintenance reimbursement rate established
20 by contract.
21 8. The group foster care reimbursement rates paid for
22 placement of children out of state shall be calculated
23 according to the same rate-setting principles as those used for
24 in-state providers, unless the director of human services or
25 the director's designee determines that appropriate care cannot
26 be provided within the state. The payment of the daily rate
27 shall be based on the number of days in the calendar month in
28 which service is provided.
29 9. a. For the fiscal year beginning July 1, 2021, the
30 reimbursement rate paid for shelter care and the child welfare
31 emergency services implemented to provide or prevent the need
32 for shelter care shall be established by contract.
33 b. For the fiscal year beginning July 1, 2021, the combined
34 service and maintenance components of the reimbursement rate
35 paid for shelter care services shall be based on the financial

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1 and statistical report submitted to the department. The
2 maximum reimbursement rate shall be \$101.83 per day. The
3 department shall reimburse a shelter care provider at the
4 provider's actual and allowable unit cost, plus inflation, not
5 to exceed the maximum reimbursement rate.
6 c. Notwithstanding section 232.141, subsection 8, for the
7 fiscal year beginning July 1, 2021, the amount of the statewide
8 average of the actual and allowable rates for reimbursement of
9 juvenile shelter care homes that is utilized for the limitation
10 on recovery of unpaid costs shall remain at the amount in
11 effect for this purpose in the fiscal year beginning July 1,
12 2020.
13 10. For the fiscal year beginning July 1, 2021, the
14 department shall calculate reimbursement rates for intermediate
15 care facilities for persons with an intellectual disability
16 at the 80th percentile. Beginning July 1, 2021, the rate
17 calculation methodology shall utilize the consumer price index
18 inflation factor applicable to the fiscal year beginning July
19 1, 2021.
20 11. Effective July 1, 2021, the department of human services
21 shall set the reimbursement rate of child care providers whose
22 reimbursement rates are below the fiftieth percentile of the
23 most recent market rate survey at the fiftieth percentile of
24 the most recent market rate survey. Reimbursement rates of
25 child care providers whose reimbursement rates are at or above
26 the fiftieth percentile of the most recent market rate survey

27 shall remain at the rates in effect on June 30, 2021. The
28 department shall also adjust quality rating system bonuses to
29 reflect increased child care provider reimbursement rates as
30 appropriate. The department shall set rates in a manner so as
31 to provide incentives for a nonregistered provider to become
32 registered by applying any increase only to registered and
33 licensed providers.
34 12. The department may adopt emergency rules to implement
35 this section.

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1 Sec. 32. EMERGENCY RULES.
2 1. If necessary to comply with federal requirements
3 including time frames, or if specifically authorized by a
4 provision of this division of this Act, the department of
5 human services or the mental health and disability services
6 commission may adopt administrative rules under section 17A.4,
7 subsection 3, and section 17A.5, subsection 2, paragraph "b",
8 to implement the provisions of this division of this Act and
9 the rules shall become effective immediately upon filing or
10 on a later effective date specified in the rules, unless the
11 effective date of the rules is delayed or the applicability
12 of the rules is suspended by the administrative rules review
13 committee. Any rules adopted in accordance with this section
14 shall not take effect before the rules are reviewed by the
15 administrative rules review committee. The delay authority
16 provided to the administrative rules review committee under
17 section 17A.4, subsection 7, and section 17A.8, subsections
18 9 and 10, shall be applicable to a delay imposed under this
19 section, notwithstanding a provision in those subsections
20 making them inapplicable to section 17A.5, subsection 2,
21 paragraph "b". Any rules adopted in accordance with the
22 provisions of this section shall also be published as a notice
23 of intended action as provided in section 17A.4.
24 2. If during a fiscal year, the department of human
25 services is adopting rules in accordance with this section
26 or as otherwise directed or authorized by state law, and
27 the rules will result in an expenditure increase beyond the
28 amount anticipated in the budget process or if the expenditure
29 was not addressed in the budget process for the fiscal
30 year, the department shall notify the general assembly 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. 33. REPORTS. Unless otherwise provided, any reports or
2 other information required to be compiled and submitted under

3 this Act during the fiscal year beginning July 1, 2021, shall
4 be submitted on or before the dates specified for submission
5 of the reports or information.

6 Sec. 34. EFFECTIVE UPON ENACTMENT. The following provision
7 of this division of this Act, being deemed of immediate
8 importance, takes effect upon enactment:

9 1. The provision relating to section 232.141 and directing
10 the state court administrator and the division administrator of
11 the department of human services division of child and family
12 services to make the determination, by June 15, 2021, of the
13 distribution of funds allocated for the payment of the expenses
14 of court-ordered services provided to juveniles which are a
15 charge upon the state.

16 DIVISION VI

17 HEALTH CARE ACCOUNTS AND FUNDS — FY 2021-2022

18 Sec. 35. PHARMACEUTICAL SETTLEMENT ACCOUNT. There is
19 appropriated from the pharmaceutical settlement account created
20 in section 249A.33 to the department of human services for the
21 fiscal year beginning July 1, 2021, and ending June 30, 2022,
22 the following amount, or so much thereof as is necessary, to be
23 used for the purpose designated:

24 Notwithstanding any provision of law to the contrary, to
25 supplement the appropriations made in this Act for health
26 program operations under the medical assistance program for the
27 fiscal year beginning July 1, 2021, and ending June 30, 2022:

28 \$ 234,193

29 Sec. 36. QUALITY ASSURANCE TRUST FUND — DEPARTMENT OF HUMAN
30 SERVICES. Notwithstanding any provision to the contrary and
31 subject to the availability of funds, there is appropriated
32 from the quality assurance trust fund created in section
33 249L.4 to the department of human services for the fiscal year
34 beginning July 1, 2021, and ending June 30, 2022, the following
35 amounts, or so much thereof as is necessary, for the purposes

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1 designated:

2 To supplement the appropriation made in this Act from the
3 general fund of the state to the department of human services
4 for medical assistance for the same fiscal year:

5 \$ 56,305,139

6 Sec. 37. HOSPITAL HEALTH CARE ACCESS TRUST FUND —
7 DEPARTMENT OF HUMAN SERVICES. Notwithstanding any provision to
8 the contrary and subject to the availability of funds, there is
9 appropriated from the hospital health care access trust fund
10 created in section 249M.4 to the department of human services
11 for the fiscal year beginning July 1, 2021, and ending June
12 30, 2022, the following amounts, or so much thereof as is
13 necessary, for the purposes 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 \$ 33,920,554

18 Sec. 38. MEDICAL ASSISTANCE PROGRAM — NONREVERSION
19 FOR FY 2021-2022. Notwithstanding section 8.33, if moneys
20 appropriated for purposes of the medical assistance program for
21 the fiscal year beginning July 1, 2021, and ending June 30,
22 2022, from the general fund of the state, the quality assurance
23 trust fund, and the hospital health care access trust fund, are
24 in excess of actual expenditures for the medical assistance
25 program and remain unencumbered or unobligated at the close
26 of the fiscal year, the excess moneys shall not revert but
27 shall remain available for expenditure for the purposes of the
28 medical assistance program until the close of the succeeding
29 fiscal year.

30 DIVISION VII

31 NURSING FACILITY REIMBURSEMENT METHODOLOGY — FISCAL PERIOD
32 JULY 1, 2023, THROUGH JUNE 30, 2025

33 Sec. 39. NURSING FACILITY REIMBURSEMENT METHODOLOGY —
34 FISCAL PERIOD JULY 1, 2023, THROUGH JUNE 30, 2025.
35 Notwithstanding any provision of law to the contrary, for the

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1 fiscal period beginning July 1, 2023, and ending June 30, 2025,
2 the department of human services shall rebase case-mix nursing
3 facility rates beginning July 1, 2023, using the Medicaid cost
4 reports on file for the period ending December 31, 2022, and
5 applying a minimum occupancy factor of 70 percent.

6 DIVISION VIII

7 NURSING FACILITY REIMBURSEMENT STUDY

8 Sec. 40. NURSING FACILITY CASE-MIX REIMBURSEMENT — STUDY
9 AND RECOMMENDATIONS. The department of human services shall
10 convene a workgroup including representatives of nursing
11 facilities, managed care organizations, and other appropriate
12 stakeholders to review the case-mix reimbursement methodology
13 and process for nursing facilities, including but not limited
14 to rebasing, the use of cost reports, and the application
15 of quarterly case-mix index adjustments, and shall submit
16 recommendations to the governor and the general assembly by
17 December 1, 2021, for improvements including those related to
18 the methodology, the process, the use of prospective payments,
19 and the applicable time frames to increase efficiencies
20 and accuracy in the determination of reimbursements, reduce
21 duplication of effort, more adequately reflect the actual costs
22 of care, address changes in patient acuity levels without
23 reliance on retroactive rate adjustments, and incentivize
24 quality outcomes.

25 DIVISION IX

26 MEDICAID-ELIGIBLE CHILDREN — PEDIATRIC HEALTH CARE SERVICES

27 Sec. 41. MEDICAID-ELIGIBLE CHILDREN — PROVISION OF
28 PEDIATRIC HEALTH CARE SERVICES — REVIEW AND REPORT. The
29 department of human services shall review federal Medicare
30 and state law and administrative rule restrictions related

31 to the provision of physical therapy, occupational therapy,
32 speech-language pathology, applied behavior analysis, and other
33 pediatric health care services to Medicaid-eligible children
34 to determine necessary changes in law and policy to ensure
35 that these services are provided consistent with the early and

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1 periodic screening, diagnostic, and treatment program. The
2 department shall submit a report including the findings of the
3 review and recommendations to the governor and the general
4 assembly by October 1, 2021.

5 DIVISION X

6 DECATEGORIZATION CARRYOVER FUNDING

7 Sec. 42. DECATEGORIZATION CARRYOVER FUNDING FY 2019 —
8 TRANSFER TO MEDICAID PROGRAM. Notwithstanding section 232.188,
9 subsection 5, paragraph “b”, any state-appropriated moneys in
10 the funding pool that remained unencumbered or unobligated
11 at the close of the fiscal year beginning July 1, 2018, and
12 were deemed carryover funding to remain available for the two
13 succeeding fiscal years that still remain unencumbered or
14 unobligated at the close of the fiscal year beginning July 1,
15 2020, shall not revert but shall be transferred to the medical
16 assistance program for the fiscal year beginning July 1, 2021.

17 Sec. 43. EFFECTIVE DATE. This division of this Act, being
18 deemed of immediate importance, takes effect upon enactment.

19 Sec. 44. RETROACTIVE APPLICABILITY. This division of this
20 Act applies retroactively to July 1, 2020.

21 DIVISION XI

22 PRIOR APPROPRIATIONS AND OTHER PROVISIONS

23 COURT-ORDERED SERVICES REIMBURSEMENT BY MANAGED CARE 24 ORGANIZATIONS

25 Sec. 45. 2018 Iowa Acts, chapter 1165, section 128,
26 subsection 2, paragraph a, is amended to read as follows:
27 a. If a Medicaid member is receiving court-ordered services
28 ~~or treatment~~ for a substance-related disorder pursuant to
29 ~~chapter 125~~ or for a mental illness pursuant to ~~chapter 229~~,
30 such services ~~or treatment~~ shall be provided and reimbursed
31 for an initial period of three days before a managed care
32 organization may apply medical necessity criteria to determine
33 the most appropriate services, ~~treatment~~, or placement for the
34 Medicaid member.

35 FAMILY INVESTMENT PROGRAM ACCOUNT

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1 Sec. 46. 2019 Iowa Acts, chapter 85, section 9, as amended
2 by 2020 Iowa Acts, chapter 1121, section 20, is amended by
3 adding the following new subsection:
4 **NEW SUBSECTION. 8.** Notwithstanding section 8.33, moneys
5 appropriated in this section that remain unencumbered or
6 unobligated at the close of the fiscal year shall not revert

7 but shall remain available for expenditure for the purposes
8 designated, and may be transferred to other appropriations made
9 in this division of this Act as necessary to carry out the
10 initiatives included in the report submitted on nonreversion
11 of funds required pursuant to 2020 Iowa Acts, chapter 1121,
12 section 43, until the close of the succeeding fiscal year.

13 CHILD AND FAMILY SERVICES

14 Sec. 47. 2019 Iowa Acts, chapter 85, section 19, as amended
15 by 2020 Iowa Acts, chapter 1121, section 23, is amended by
16 adding the following new subsection:
17 NEW SUBSECTION. 25. Notwithstanding section 8.33, moneys
18 appropriated in this section that remain unencumbered or
19 unobligated at the close of the fiscal year shall not revert
20 but shall remain available for expenditure for the purpose of
21 the redesign of the child welfare system, until the close of
22 the succeeding fiscal year.

23 FIELD OPERATIONS

24 Sec. 48. 2019 Iowa Acts, chapter 85, section 27, as amended
25 by 2020 Iowa Acts, chapter 1121, section 25, is amended by
26 adding the following new subsection:
27 NEW SUBSECTION. 5. Notwithstanding section 8.33, moneys
28 appropriated in this section that remain unencumbered or
29 unobligated at the close of the fiscal year shall not revert
30 but shall remain available for expenditure for the purposes
31 designated until the close of the succeeding fiscal year.

32 GENERAL ADMINISTRATION

33 Sec. 49. 2019 Iowa Acts, chapter 85, section 28, as amended
34 by 2020 Iowa Acts, chapter 1121, section 26, is amended by
35 adding the following new subsection:

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1 NEW SUBSECTION. 8. Notwithstanding section 8.33, moneys
2 appropriated in this section that remain unencumbered or
3 unobligated at the close of the fiscal year shall not revert
4 but shall remain available for expenditure for the purposes
5 designated until the close of the succeeding fiscal year.

6 Sec. 50. EFFECTIVE DATE. This division of this Act, being
7 deemed of immediate importance, takes effect upon enactment.

8 DIVISION XII

9 EXTENSION OF FUTURE REPEAL — HOSPITAL HEALTH CARE ACCESS
10 ASSESSMENT PROGRAM

11 Sec. 51. Section 249M.5, Code 2021, is amended to read as
12 follows:

13 **249M.5 Future repeal.**

14 This chapter is repealed July 1, ~~2024~~ 2023.

15 Sec. 52. EFFECTIVE DATE. This division of this Act, being
16 deemed of immediate importance, takes effect upon enactment.

17 DIVISION XIII

18 PUBLIC HEALTH EMERGENCY PROVISIONS COVID-19 REGULATIONS

19 Sec. 53. COVID-19 FEDERAL REGULATIONS. For the time
20 period beginning on the effective date of this division of

21 this Act, and ending June 30, 2022, notwithstanding state
22 administrative rules to the contrary, to the extent federal
23 regulations relating to the COVID-19 pandemic differ from state
24 administrative rules, including applicable federal waivers,
25 the federal regulations are controlling during the pendency of
26 the federally declared state of emergency and for such period
27 of time following the end of the federally declared state of
28 emergency applicable to the respective federal regulations.

29 DIVISION XIV

30 FOSTER HOME INSURANCE FUND

31 Sec. 54. Section 237.13, subsection 2, Code 2021, is amended
32 to read as follows:

33 2. The foster home insurance fund shall be administered by
34 the department of human services. The fund shall consist of
35 all moneys appropriated by the general assembly for deposit

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1 in the fund. The department shall use moneys in the fund to
2 provide home and property coverage for foster parents to cover
3 damages to property resulting from the actions of a foster
4 child residing in a foster home or to reimburse foster parents
5 for the cost of purchasing foster care liability insurance and
6 to perform the administrative functions necessary to carry out
7 this section. The department may establish limitations of
8 liability for individual claims as deemed reasonable by the
9 department.

10 DIVISION XV

11 MENTAL HEALTH AND DISABILITY SERVICES — TRANSFER OF FUNDS

12 Sec. 55. MENTAL HEALTH AND DISABILITY SERVICES — TRANSFER
13 OF FUNDS. Notwithstanding section 331.432, a county with a
14 population of over 300,000 based on the 2010 federal decennial
15 census may transfer funds from any other fund of the county to
16 the mental health and disability regional services fund for the
17 purposes of providing mental health and disability services for
18 the fiscal year beginning July 1, 2021, and ending June 30,
19 2022. The county shall submit a report to the governor and the
20 general assembly by September 1, 2022, including the source of
21 any funds transferred, the amount of the funds transferred, and
22 the mental health and disability services provided with the
23 transferred funds. The county shall work with the department
24 to maximize the use of the medical assistance program and other
25 third-party payment sources, including but not limited to
26 identifying individuals enrolled with or eligible for Medicaid
27 whose Medicaid-covered services are being paid by the county or
28 could be converted to Medicaid-covered services.

29 DIVISION XVI

30 IN-PERSON SUPERVISION REQUIREMENTS FOR LICENSURE — CERTAIN 31 PROFESSIONALS

32 Sec. 56. Section 154C.3, subsection 1, paragraph c,
33 subparagraph (5), subparagraph division (a), Code 2021, is
34 amended by adding the following new subparagraph subdivision:

35 NEW SUBPARAGRAPH SUBDIVISION. (0ii) By a person licensed

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1 under section 154D.2 to practice marital and family therapy
2 without supervision or mental health counseling without
3 supervision.

4 Sec. 57. Section 154C.3, Code 2021, is amended by adding the
5 following new subsection:

6 NEW SUBSECTION. 4. *Supervision.* The board shall not, by
7 rule or other means, require that supervision be completed in
8 person as a condition for an applicant to receive a license, a
9 reciprocal license, or a renewed license under this chapter.

10 Sec. 58. Section 154D.2, Code 2021, is amended to read as
11 follows:

12 **154D.2 Licensure — marital and family therapy — mental**
13 **health counseling.**

14 1. An applicant for a license to practice marital and family
15 therapy or mental health counseling shall be granted a license
16 by the board when the applicant satisfies all of the following
17 requirements:

18 1. a. Possesses a master's degree in marital and family
19 therapy or mental health counseling, as applicable, consisting
20 of at least sixty semester hours, or its equivalent, from a
21 nationally accredited institution or from a program approved
22 by the board.

23 2. b. Has at least two years of supervised clinical
24 experience or its equivalent as approved by the board.
25 Standards for supervision, including the required
26 qualifications for supervisors, shall be determined in
27 accordance with subsection 2 and by the board by rule, provided
28 that a supervisor may be a person licensed under this section
29 to practice marital and family therapy or mental health
30 counseling without supervision or a licensed independent social
31 worker licensed under chapter 154C.

32 3. c. Passes an examination approved by the board.

33 2. The board shall not, by rule or other means, require any
34 in-person supervised clinical experience.

35 Sec. 59. Section 154D.4, subsection 2, paragraph b, Code

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1 2021, is amended to read as follows:

2 b. A person who practices marital and family therapy or
3 mental health counseling under the supervision of a person
4 licensed under this chapter as part of a clinical experience as
5 described in section 154D.2, subsection 2 1. paragraph "b."

6 Sec. 60. BOARD OF SOCIAL WORK AND BOARD OF BEHAVIORAL
7 SCIENCE — RULES. The board of social work and the board
8 of behavioral science shall amend their administrative
9 rules pursuant to chapter 17A to remove any requirement for
10 supervised clinical experience and supervised professional

11 practice to be completed in person as a condition for the
12 licensure of marital and family therapists, mental health
13 counselors, and social workers pursuant to chapters 154C and
14 154D. The board of social work and the board of behavioral
15 science shall replace all licensing requirements for in-person
16 supervision with the ability to have supervision requirements
17 completed electronically.

18 Sec. 61. EMERGENCY RULES.

19 1. The board of social work and the board of behavioral
20 science shall adopt emergency rules under section 17A.4,
21 subsection 3, and section 17A.5, subsection 2, to implement
22 the sections of this division of this Act amending section
23 154C.3 and section 154D.2, and the rules shall be effective
24 immediately upon filing unless a later date is specified in the
25 rules. Any emergency rules adopted in accordance with this
26 section shall also be published as a notice of intended action
27 as provided in section 17A.4, subsection 1.
28 2. The board of social work and the board of behavioral
29 science shall jointly develop rules adopted pursuant to this
30 subsection through a collaborative process. The respective
31 boards may establish subcommittees or designate other personnel
32 to facilitate such a process. Such rules shall consist of
33 substantively identical standards applicable to the professions
34 regulated by the respective boards and shall, to the greatest
35 extent possible, consist of substantially similar language

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1 in a substantially similar format. Prior to a vote to adopt
2 such rules by either board, each board shall, by a separate
3 vote, approve the language to be adopted by the other board.
4 Neither board shall vote to adopt such rules until the rules
5 to be adopted by both boards have been so approved. Such rules
6 shall have the same effective date and shall be submitted to
7 the administrative rules coordinator and the administrative
8 code editor for publication in the same issue of the Iowa
9 administrative bulletin pursuant to sections 17A.4 and 17A.5.

10 Sec. 62. EFFECTIVE DATE. This division of this Act, being
11 deemed of immediate importance, takes effect upon enactment.

12 DIVISION XVII

13 MEDICAL RESIDENCY LIABILITY COSTS

14 Sec. 63. Section 135.176, subsection 1, Code 2021, is
15 amended by adding the following new paragraph:
16 NEW PARAGRAPH. d. For the period beginning July 1, 2021,
17 and ending June 30, 2026, the payment by the sponsor of medical
18 residency program liability costs subject to provision by the
19 sponsor of dollar-for-dollar matching funds used for payment
20 of such costs. This paragraph shall not apply to medical
21 residency programs to which chapter 669 applies.

22 Sec. 64. Section 135.176, subsection 2, paragraphs e and f,
23 Code 2021, are amended to read as follows:

24 e. The maximum award of grant funds to a particular

25 individual sponsor per year. An individual sponsor that
26 establishes a new or alternative campus accredited medical
27 residency training program as defined in subsection 1,
28 paragraph “a”, shall not receive more than fifty percent
29 of the state matching funds available each year to support
30 the program. An individual sponsor proposing the provision
31 of a new residency position within an existing accredited
32 medical residency or fellowship training program as specified
33 in subsection 1, paragraph “b”, ~~or the funding of residency~~
34 positions which are in excess of the federal residency cap as
35 defined in subsection 1, paragraph “c”, or the funding of the

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1 payment by the sponsor of medical residency program liability
2 costs subject to provision by the sponsor of dollar-for-dollar
3 matching funds used for payment of such costs as specified
4 in subsection 1, paragraph “d”, shall not receive more than
5 twenty-five percent of the state matching funds available each
6 year to support the program.
7 f. Use of the funds awarded. Funds may be used to pay the
8 costs of establishing, expanding, or supporting an accredited
9 graduate medical education program as specified in this
10 section, including but not limited to the costs associated
11 with residency stipends and physician faculty stipends. For
12 the period beginning July 1, 2021, and ending June 30, 2026,
13 use of the funds awarded may include payment by the sponsor of
14 medical residency program liability costs in accordance with
15 subsection 1, paragraph “d”, and subject to provision by the
16 sponsor of dollar-for-dollar matching funds used for payment
17 of such costs.

18 DIVISION XVIII

19 REPORT ON NONREVERSION OF FUNDS

20 Sec. 65. REPORT ON NONREVERSION OF FUNDS. The department
21 of human services shall report the expenditure of any moneys
22 for which nonreversion authorization was provided for the
23 fiscal year beginning July 1, 2020, and ending June 30, 2021,
24 for field operations or general administration to the general
25 assembly on a quarterly basis beginning October 1, 2021.

26 DIVISION XIX

27 PHYSICIAN ORDERS FOR SCOPE OF TREATMENT

28 Sec. 66. Section 144D.2, subsection 1, paragraph e,
29 subparagraph (4), Code 2021, is amended by striking the
30 subparagraph.>

FRY of Clarke

H-1485

1 Amend the amendment, H-1484, to House File 891, as follows:
2 1. Page 16, line 31, after <amount> by inserting <, and
3 shall be allocated to each county commission of veterans

4 affairs or to each county sharing the services of an executive
 5 director or administrator pursuant to chapter 28E, in equal
 6 amounts>

7 2. Page 16, line 34, by striking <\$990,000> and inserting
 8 <\$1,289,970>

WILBURN of Story

H-1486

1 Amend the amendment, H-1484, to House File 891, as follows:

2 1. Page 27, after line 10 by inserting:

3 <Sec. ____ MENTAL HEALTH AND DISABILITY REGIONAL SERVICES

4 FUND — FY 2021-2022. There is appropriated from the general
 5 fund of the state to the department of human services for the
 6 fiscal year beginning July 1, 2021, and ending June 30, 2022,
 7 the following amount, or so much thereof as is necessary, to be
 8 used for the purpose designated:

9 For transfer to the mental health and disability regional
 10 services fund created in section 225C.7A, or a successor fund:

11 \$ 15,000,000

12 Moneys transferred to the mental health and disability
 13 regional services fund under this section are appropriated to
 14 the department of human services for distribution to regions
 15 for funding of mental health and disability services in
 16 accordance with section 225C.7A.>

17 2. By renumbering as necessary.

BROWN-POWERS of Black Hawk

H-1487

1 Amend the amendment, H-1484, to House File 891, as follows:

2 1. Page 48, line 11, by striking <15,457,597> and inserting
 3 <16,058,356>

4 2. Page 48, line 17, by striking <19,652,379> and inserting
 5 <20,628,077>

6 3. Page 49, line 16, by striking <12,237,937> and inserting
 7 <13,698,094>

FORBES of Polk

H-1488

1 Amend the amendment, H-1484, to House File 891, as follows:

2 1. Page 60, line 26, by striking <\$16.78> and inserting
 3 <\$21.78>

4 2. Page 60, line 27, by striking <\$17.45> and inserting
 5 <\$22.45>

6 3. Page 60, line 28, by striking <\$19.10> and inserting
 7 <\$24.10>

8 4. Page 60, line 30, by striking <\$19.35.> and inserting

9 <\$24.35. Additionally, a foster family retention bonus of
10 \$1,000 shall be paid to each licensed foster family home on an
11 annual basis.>

HANSEN of Woodbury

H-1489

1 Amend the amendment, H-1484, to House File 891, as follows:

2 1. Page 74, after line 30 by inserting:

3 <DIVISION ____

4 TELEHEALTH ____ MENTAL HEALTH ____ REIMBURSEMENT PARITY

5 Sec. ____ Section 514C.34, subsection 1, Code 2021, is

6 amended by adding the following new paragraphs:

7 NEW PARAGRAPH. 0a. "Covered person" means the same as
8 defined in section 514J.102.

9 NEW PARAGRAPH. 00a. "Facility" means the same as defined in
10 section 514J.102.

11 NEW PARAGRAPH. 0c. "Health carrier" means the same as
12 defined in section 514J.102.

13 Sec. ____ Section 514C.34, subsection 1, paragraph c, Code
14 2021, is amended to read as follows:

15 c. "Telehealth" means the delivery of health care services
16 through the use of real-time interactive audio and video, or
17 other real-time interactive electronic media, regardless of
18 where the health care professional and the covered person are
19 each located. "Telehealth" does not include the delivery of
20 health care services delivered solely through an audio-only
21 telephone, electronic mail message, or facsimile transmission.

22 Sec. ____ Section 514C.34, Code 2021, is amended by adding
23 the following new subsection:

24 NEW SUBSECTION. 3A. a. A health carrier shall reimburse
25 a health care professional and a facility for health care
26 services provided by telehealth to a covered person for a
27 mental health condition, illness, injury, or disease on the
28 same basis and at the same rate as the health carrier would
29 apply to the same health care services for a mental health
30 condition, illness, injury, or disease provided in person to a
31 covered person by the health care professional or the facility.
32 b. As a condition of reimbursement pursuant to paragraph
33 "a", a health carrier shall not require that an additional
34 health care professional be located in the same room as a
35 covered person while health care services for a mental health

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1 condition, illness, injury, or disease are provided via
2 telehealth by another health care professional to the covered
3 person.

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

7 of this Act applies to health care services for a mental
8 health condition, illness, injury, or disease provided by a
9 health care professional or a facility to a covered person by
10 telehealth on or after January 1, 2021.>

11 2. By renumbering as necessary.

SMITH of Black Hawk

H-1490

1 Amend the amendment, H-1484, to House File 891, as follows:

2 1. Page 74, after line 30 by inserting:

3 <DIVISION ____

4 MEDICAL CANNABIDIOL

5 Sec. ____ Section 124E.4, subsection 5, Code 2021, is

6 amended to read as follows:

7 5. *Expiration date of card.* A medical cannabidiol
8 registration card issued pursuant to this section shall expire
9 ~~one year~~ three years after the date of issuance and may be
10 renewed.

11 Sec. ____ Section 124E.9, subsections 14 and 15, Code 2021,
12 are amended to read as follows:

13 14. A medical cannabidiol dispensary shall not dispense
14 more than a combined total of ~~four and one-half~~ fifteen grams
15 of total tetrahydrocannabinol to a patient and the patient's
16 primary caregiver in a ninety-day period, except as provided
17 in subsection 15.

18 15. A medical cannabidiol dispensary may dispense more than
19 a combined total of ~~four and one-half~~ fifteen grams of total
20 tetrahydrocannabinol to a patient and the patient's primary
21 caregiver in a ninety-day period if any of the following apply:

22 a. The health care practitioner who certified the patient to
23 receive a medical cannabidiol registration card certifies that
24 patient's debilitating medical condition is a terminal illness
25 with a life expectancy of less than one year. A certification
26 issued pursuant to this paragraph shall include a total
27 tetrahydrocannabinol cap deemed appropriate by the patient's
28 health care practitioner.

29 b. The health care practitioner who certified the
30 patient to receive a medical cannabidiol registration card
31 certifies that the patient has participated in the medical
32 cannabidiol program and that the health care practitioner
33 has determined that ~~four and one-half~~ fifteen grams of total
34 tetrahydrocannabinol in a ninety-day period is insufficient
35 to treat the patient's debilitating medical condition. A

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1 certification issued pursuant to this paragraph shall include
2 a total tetrahydrocannabinol cap deemed appropriate by the
3 patient's health care practitioner.

4 Sec. ____ TRANSITION PROVISIONS. A medical cannabidiol

5 registration card issued prior to July 1, 2021, remains
6 effective and continues in effect as issued for the
7 twelve-month period following its issuance.>
8 2. By renumbering as necessary.

FORBES of Polk

H-1491

1 Amend the amendment, H-1484, to House File 891, as follows:
2 1. Page 74, after line 30 by inserting:
3 <DIVISION ____
4 CHILD CARE ASSISTANCE — ELIGIBILITY PHASE-OUT
5 Sec. ____ NEW SECTION. 237A.14 Child care assistance —
6 **graduated eligibility phase-out.**
7 1. At the time of a twelve-month eligibility
8 redetermination for a family receiving state child care
9 assistance, the family shall remain eligible to receive
10 child care assistance, subject to the graduated eligibility
11 phase-out program as specified in subsection 2, if either of
12 the following conditions are met:
13 a. The family's nonexempt gross monthly income is determined
14 to be at least two hundred twenty-five percent but less
15 than two hundred fifty percent of the federal poverty level
16 applicable to the family size for children needing basic care.
17 b. The family's nonexempt gross monthly income is determined
18 to be at least two hundred twenty-five percent but less than
19 two hundred seventy-five percent of the federal poverty level
20 applicable to the family size for children needing special
21 needs care.
22 2. a. A family with an income at the following percentages
23 of the federal poverty level applicable to the family size
24 for children needing basic care shall be responsible for the
25 following share of child care costs:
26 (1) A family with an income above two hundred twenty-five
27 percent of the federal poverty level but less than two hundred
28 thirty-five percent of the federal poverty level shall pay for
29 thirty-three percent of the family child care costs.
30 (2) A family with an income at or above two hundred
31 thirty-five percent of the federal poverty level but less than
32 two hundred forty-five percent of the federal poverty level
33 shall pay for forty-five percent of the family child care
34 costs.
35 (3) A family with an income at or above two hundred

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1 forty-five percent of the federal poverty level but at or less
2 than two hundred fifty percent of the federal poverty level
3 shall pay for sixty percent of the family child care costs.
4 b. A family with an income at the following percentages of
5 the federal poverty level applicable to the family size for

6 children needing special needs care shall be responsible for
7 the following share of child care costs:

8 (1) A family with an income above two hundred twenty-five
9 percent of the federal poverty level but less than two hundred
10 forty-five percent of the federal poverty level shall pay for
11 thirty-three percent of the family child care costs.

12 (2) A family with an income at or above two hundred
13 forty-five percent of the federal poverty level but less than
14 two hundred sixty-five percent of the federal poverty level
15 shall pay for forty-five percent of the family child care
16 costs.

17 (3) A family with an income at or above two hundred
18 sixty-five percent of the federal poverty level but at or less
19 than two hundred seventy-five percent of the federal poverty
20 level shall pay for sixty percent of the family child care
21 costs.

22 c. The graduated eligibility phase-out as provided in
23 paragraphs "a" and "b" shall be implemented no later than July
24 1, 2022.

25 3. Child care provider reimbursement rates under the
26 graduated eligibility phase-out program shall be the same rates
27 as the child care provider reimbursement rates.

28 4. The department of human services shall adopt rules
29 pursuant to chapter 17A in accordance with this section.>

30 2. By renumbering as necessary.

MASCHER of Johnson

H-1492

1 Amend the amendment, H-1484, to House File 891, as follows:

2 1. Page 74, after line 30 by inserting:

3 <DIVISION ____

4 DIRECT CARE WORKFORCE

5 Sec. ____ LEGISLATIVE FINDINGS AND INTENT.

6 1. The general assembly finds that the novel coronavirus
7 pandemic has shed light on the importance of the state's direct
8 care workforce in providing essential direct care and supports
9 to vulnerable Iowans and has called attention to the need for
10 a coordinated effort to meet the demand for this essential
11 workforce. The direct care workforce is responsible for the
12 care of thousands of individuals of all ages and abilities
13 including older individuals and persons with disabilities in
14 providing assistance with daily activities, performing personal
15 tasks, and administering medications.

16 2. The intent of this division of this Act is to enhance
17 the portability of continuing education, credentials, and
18 certifications of the direct care workforce; streamline data
19 collection and analysis to support interagency planning and
20 legislative decision making; and assist Iowans needing direct
21 care workforce services and supports and their families in
22 living successfully in their community of choice.

23 Sec. ____ DIRECT CARE WORKFORCE REGISTRY — INCLUSION OF ALL
24 CERTIFIED NURSE ASSISTANTS — PLAN FOR EXPANSION.

25 1. As used in this section:

- 26 a. “Department” means the department of inspections and
27 appeals.
28 b. “Direct care workforce” includes individuals employed
29 to provide direct care and supports to individuals of all ages
30 and abilities regardless of setting including but not limited
31 to certified nurse assistants, personal care assistants, home
32 care aides, hospice aides, medication aides, consumer directed
33 attendant care workers, universal workers, resident assistants,
34 patient care technicians, and residential treatment workers.
35 c. “Direct care workforce registry” means the registry of

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- 1 nurse aides required to be established and maintained by a
2 state pursuant to 42 C.F.R. §483.156.
3 2. a. The department shall expand the direct care workforce
4 registry to include all certified nurse assistants regardless
5 of employment setting.
6 b. The department shall require all employers of certified
7 nurse assistants, regardless of employment setting, to report
8 the qualifying employment of a certified nurse assistant for
9 inclusion in the direct care workforce registry.
10 3. a. The department shall convene a stakeholder advisory
11 work group to develop a plan for the expansion of the direct
12 care workforce registry. The plan shall provide for all of the
13 following:
14 (1) Identification of database system content.
15 (2) A listing of the classifications of workers who provide
16 direct care to be included in the registry.
17 (3) Identification of information to be included in the
18 registry to enhance public safety.
19 (4) An estimate of the costs associated with the development
20 and maintenance of the expanded registry.
21 (5) Alignment of registry data with information collected
22 by the department of education, the department of public
23 health, and the department of workforce development.
24 (6) Development of a public portal to allow access by family
25 caregivers and individuals requiring direct care workforce
26 services and supports.
27 (7) A timeline for expansion of the registry and for
28 development of the public portal.
29 (8) Options for state, federal, and other public and private
30 funding to support initial development and maintenance of the
31 registry and public portal.
32 b. The department shall submit the plan to the governor
33 and the general assembly no later than December 15, 2021. If
34 federal or other funding becomes available, the department may
35 implement the plan without additional legislative approval.

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- 1 Sec. ____ HEALTH, DIRECT CARE, AND LONG-TERM SERVICES AND
2 SUPPORTS WORKFORCE DATA SYSTEM — INTERAGENCY COLLABORATION.
3 1. The department of education and the department of public
4 health, in collaboration with the department of workforce
5 development, department of human services, and the department
6 of inspections and appeals, shall incorporate the enhanced
7 direct care workforce registry created in this division of this
8 Act into existing health, direct care, and long-term services
9 and supports workforce dashboard data, and shall utilize such
10 data in informing the state's strategies to build a strong
11 health, direct care, and long-term services and supports
12 workforce.
13 2. The department of education and the department of
14 public health shall submit a progress report on the work of
15 the interagency collaboration to the governor and the general
16 assembly, annually, by January 15.>
17 2. By renumbering as necessary.

ANDERSON of Polk

H-1493

- 1 Amend the amendment, H-1484, to House File 891, as follows:
2 1. Page 54, by striking line 9 and inserting <and special
3 population nursing facility rates shall be increased by 3
4 percent over the rates in effect on June 30, 2021, and such
5 nursing facilities shall be reimbursed>
6 2. Page 55, by striking lines 31 through 35 and inserting
7 <be increased by 3 percent over the rates in effect on June 30,
8 2021, subject to Medicaid program upper payment limit rules.>
9 3. Page 56, by striking lines 3 through 6 and inserting <be
10 increased by 3 percent over the rates in effect on June 30,
11 2021, subject to Medicaid program upper payment limit rules.>
12 4. Page 56, line 33, by striking <independent> and inserting
13 <rates for independent>
14 5. Page 56, line 34, after <shall> by inserting <be
15 increased by 3 percent over the rates in effect on June 30,
16 2021, and such laboratories and agencies shall>
17 6. Page 57, line 13, after <shall> by inserting <be
18 increased by 3 percent over the rates in effect on June 30,
19 2021, and shall>
20 7. Page 57, line 21, by striking <remain at> and inserting
21 <be increased by 3 percent over>
22 8. Page 57, line 35, by striking <remain at> and inserting
23 <be increased by 3 percent over>
24 9. Page 58, line 11, by striking <remain at> and inserting
25 <be increased by 3 percent over>
26 10. Page 58, line 18, by striking <remain at> and inserting
27 <be increased by 3 percent over>
28 11. By striking page 58, line 30, through page 59, line 3,

29 and inserting:
30 <n. For the fiscal year beginning July 1, 2021, the
31 reimbursement rates for inpatient mental health services shall
32 be increased by 3 percent over the rates in effect on June
33 30, 2021, and shall be rebased effective October 1, 2021,
34 subject to Medicaid program upper payment limit rules; and
35 psychiatrists shall be reimbursed at 3 percent over the Medical

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1 assistance program fee-for-service rate in effect on June 30,
2 2021.>
3 12. Page 59, line 15, by striking <remain at> and inserting
4 <be increased by 3 percent over>
5 13. Page 59, line 30, by striking <remain at> and inserting
6 <be increased by 3 percent over>
7 14. Page 59, line 35, by striking <remain at> and inserting
8 <be increased by 3 percent over>
9 15. Page 60, line 3, by striking <remain at> and inserting
10 <be increased by 3 percent over>
11 16. Page 61, line 5, by striking <remain at> and inserting
12 <be increased by 3 percent over>
13 17. By renumbering as necessary.

FORBES of Polk

H-1494

1 Amend House File 644, as amended, passed, and reprinted by
2 the House, as follows:
3 1. Page 2, line 25, after <2.> by inserting <a.>
4 2. Page 3, by striking lines 13 through 19 and inserting:
5 <(3) b. The aggregate liability of the surety for all
6 breaches of the conditions of the bond shall not exceed the sum
7 of the bond. The surety on the bond may cancel the bond upon
8 giving thirty days' written notice to the college student aid
9 commission and thereafter shall be relieved of liability for
10 any breach of condition occurring after the effective date of
11 the cancellation.>

SENATE AMENDMENT

H-1495

1 Amend the amendment, H-1484, to House File 891, as follows:
2 1. Page 15, line 3, by striking <933,871> and inserting
3 <10,933,871>

FORBES of Polk

H-1496

- 1 Amend the amendment, H-1484, to House File 891, as follows:
2 1. Page 56, line 13, by striking <funds> and inserting <the
3 additional \$5,000,000 in funding>

PRICHARD of Floyd

H-1497

- 1 Amend the House amendment, S-3158, to Senate File 342, as
2 passed by the Senate, as follows:
3 1. By striking page 1, line 1, through page 33, line 1, and
4 inserting:
5 <Amend Senate File 342 as follows:
6 1. By striking everything after the enacting clause and
7 inserting:
8

<DIVISION I
9 PUBLIC RECORDS — COMMUNICATIONS IN PROFESSIONAL CONFIDENCE
10 Section 1. Section 9E.1, Code 2021, is amended to read as
11 follows:
12 **9E.1 Purpose.**
13 The general assembly finds that individuals attempting to
14 escape from actual or threatened domestic abuse, domestic
15 abuse assault, sexual abuse, assault, stalking, or human
16 trafficking frequently establish new addresses in order to
17 prevent their assailants or probable assailants from finding
18 them. The purpose of this chapter is to enable state and local
19 agencies to respond to requests for data without disclosing
20 the location of a victim of domestic abuse, domestic abuse
21 assault, sexual abuse, assault, stalking, or human trafficking;
22 to enable interagency cooperation with the secretary of state
23 in providing address confidentiality for victims of domestic
24 abuse, domestic abuse assault, sexual abuse, assault, stalking,
25 or human trafficking; and to enable program participants to use
26 an address designated by the secretary of state as a substitute
27 mailing address for the purposes specified in this chapter.
28 In addition, the purpose of this chapter is to prevent such
29 victims from being physically located through a public records
30 search.
31 Sec. 2. Section 9E.2, subsection 6, paragraph a, Code 2021,
32 is amended to read as follows:
33 a. *“Eligible person”* means a person who is ~~all~~ a resident of
34 this state, an adult, a minor, or an incapacitated person as
35 defined in section 633.701, and is one of the following:

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- 1 (1) ~~A resident of this state.~~
2 (2) ~~An adult, a minor, or an incapacitated person as defined~~
3 ~~in section 633.701.~~
4 (3) A victim of domestic abuse, domestic abuse assault,

5 sexual abuse, assault, stalking, or human trafficking as
6 evidenced by the filing of a petition pursuant to section 236.3
7 or a criminal complaint or information pursuant to section
8 708.1, 708.2A, 708.11, or 710A.2, or any violation contained
9 in chapter 709.

10 (2) A currently active or retired state or local judicial
11 officer, as defined in section 4.1, a federal judge, or a
12 spouse or child of such a person.

13 (3) A currently active or retired state or local prosecuting
14 attorney, as defined in section 801.4, or a spouse or child of
15 such a person.

16 (4) A currently active or retired peace officer, as defined
17 in section 801.4, civilian employee of a law enforcement
18 agency, or a spouse or child of such a person.

19 Sec. 3. Section 9E.3, subsection 1, paragraph b,
20 subparagraph (1), subparagraph division (a), Code 2021, is
21 amended to read as follows:

22 (a) The eligible person listed on the application is a
23 victim of domestic abuse, domestic abuse assault, sexual abuse,
24 assault, stalking, or human trafficking.

25 Sec. 4. Section 9E.3, subsection 1, paragraph e, Code 2021,
26 is amended to read as follows:

27 e. The residential address of the eligible person,
28 disclosure of which could lead to an increased risk of domestic
29 abuse, domestic abuse assault, sexual abuse, assault, stalking,
30 or human trafficking.

31 Sec. 5. Section 9E.7, Code 2021, is amended by adding the
32 following new subsection:

33 NEW SUBSECTION. 4A. Upon request by a program participant,
34 the assessor or the assessor's staff shall redact the
35 requestor's name contained in electronic documents that

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1 are displayed for public access through an internet site.
2 The assessor shall implement and maintain a process to
3 facilitate these requests. A fee shall not be charged for the
4 administration of this paragraph.

5 Sec. 6. Section 22.10, subsection 3, paragraph b,
6 subparagraph (2), Code 2021, is amended to read as follows:

7 (2) Had good reason to believe and in good faith believed
8 facts which, if true, would have indicated compliance with the
9 requirements of this chapter. It shall constitute such good
10 reason and good faith belief and a court shall not assess any
11 damages, costs, or fees under this subsection if the person
12 incorrectly balanced the right of the public to receive public
13 records against the rights and obligations of the government
14 body to maintain confidential records as provided in section
15 22.7 under any judicially created balancing test, unless the
16 person is unable to articulate any reasonable basis for such
17 balancing.

18 Sec. 7. Section 331.604, subsection 3, Code 2021, is amended

19 by adding the following new paragraph:
20 NEW PARAGRAPH. *f.* (1) Upon request by a peace officer,
21 as defined in section 801.4, civilian employee of a law
22 enforcement agency, or state or federal judicial officer
23 or state or federal prosecutor, the county assessor or the
24 county assessor's staff, or the county recorder or the county
25 recorder's staff, shall redact the requestor's name contained
26 in electronic documents that are displayed for public access
27 through an internet site.
28 (2) Upon request by a former peace officer, as defined
29 in section 801.4, or a former civilian employee of a law
30 enforcement agency, the county assessor or the county
31 assessor's staff, or the county recorder or the county
32 recorder's staff, may redact, upon the presentation of evidence
33 that a compelling safety interest is served by doing so, the
34 requestor's name contained in electronic documents that are
35 displayed for public access through an internet site.

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1 (3) This paragraph does not apply to a requestor holding or
2 seeking public office.
3 (4) The county assessor and the county recorder shall
4 implement and maintain a process to facilitate requests
5 pursuant to this paragraph.
6 (5) A fee shall not be charged for the administration of
7 this paragraph.
8 Sec. 8. Section 622.10, subsection 9, paragraphs a and b,
9 Code 2021, are amended to read as follows:
10 *a.* A peer support group counselor or individual present
11 for a group crisis intervention who obtains information from
12 an officer or a civilian employee of a law enforcement agency
13 or fire department by reason of the counselor's capacity as a
14 peer support group counselor or an individual's presence for
15 a group crisis intervention shall not be allowed, in giving
16 testimony, to disclose any confidential communication properly
17 entrusted to the counselor or individual present for a group
18 crisis intervention by the officer or civilian employee while
19 receiving counseling or group crisis intervention.
20 *b.* The prohibition in this subsection does not apply
21 where the officer or civilian employee has consented to the
22 disclosure of the information specified in paragraph "a" or
23 where the peer support group counselor or individual present
24 for a group crisis intervention was an initial responding
25 officer, a witness, or a party to the incident which prompted
26 the delivery of peer support group counseling services or the
27 group crisis intervention to the officer or civilian employee.

28 DIVISION II

29 UNIFORM COMMERCIAL CODE — FRAUDULENT FILINGS

30 Sec. 9. Section 554.9510, subsection 1, Code 2021, is
31 amended to read as follows:

32 1. *Filed record effective if authorized.* A filed record

33 is effective only to the extent that it was filed by a person
34 that may file it under section 554.9509 or by the filing office
35 under section 554.9513A.

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1 Sec. 10. **NEW SECTION. 554.9513A Termination of wrongfully**
2 **filed financing statement — reinstatement.**
3 1. *Trusted filer.* “*Trusted filer*” means a person that does
4 any of the following:
5 a. Regularly causes records to be communicated to the
6 filing office for filing and has provided the filing office
7 with current contact information and information sufficient to
8 establish the person’s identity.
9 b. Satisfies either of the following conditions:
10 (1) The filing office has issued the person credentials for
11 access to online filing services.
12 (2) The person has established a prepaid or direct debit
13 account for payment of filing fees, regardless of whether the
14 account is used in a particular transaction.
15 2. *Affidavit of wrongful filing.* A person identified as
16 debtor in a filed financing statement may deliver to the
17 filing office a notarized, sworn affidavit that identifies the
18 financing statement by file number, indicates the affiant’s
19 mailing address, and states that the affiant believes that
20 the filed record identifying the affiant as debtor was not
21 authorized to be filed and was caused to be communicated to the
22 filing office with the intent to harass or defraud the affiant.
23 The filing office may reject an affidavit that is incomplete or
24 that it believes was delivered to it with the intent to harass
25 or defraud the secured party. The office of the secretary
26 of state shall adopt a form of affidavit for use under this
27 section.
28 3. *Termination statement by filing office.* Subject to
29 subsection 11, if an affidavit is delivered to the filing
30 office under subsection 2, the filing office shall promptly
31 file a termination statement with respect to the financing
32 statement identified in the affidavit. The termination
33 statement must identify by its file number the initial
34 financing statement to which it relates and must indicate that
35 it was filed pursuant to this section. A termination statement

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1 filed under this subsection is not effective until ninety days
2 after it is filed.
3 4. *No fee charged or refunded.* The filing office shall not
4 charge a fee for the filing of an affidavit under subsection
5 2 or a termination statement under subsection 3. The filing
6 office shall not return any fee paid for filing the financing
7 statement identified in the affidavit, whether or not the
8 financing statement is reinstated under subsection 7.

9 5. *Notice of termination statement.* On the same day that a
10 filing office files a termination statement under subsection
11 3, the filing office shall send to the secured party of record
12 for the financing statement to which the termination statement
13 relates a notice stating that the termination statement
14 has been filed and will become effective ninety days after
15 filing. The notice shall be sent by certified mail, return
16 receipt requested, to the address provided for the secured
17 party of record in the financing statement with a copy sent by
18 electronic mail to the electronic mail address provided by the
19 secured party of record, if any.

20 6. *Administrative review — action for reinstatement.* A
21 secured party that believes in good faith that the filed record
22 identified in an affidavit delivered to the filing office under
23 subsection 2 was authorized to be filed and was not caused to
24 be communicated to the filing office with the intent to harass
25 or defraud the affiant may:

26 a. Before the termination statement takes effect, request
27 that the filing office conduct an expedited review of the
28 filed record and any documentation provided by the secured
29 party. The filing office may as a result of this review remove
30 from the record the termination statement filed by it under
31 subsection 3 before the termination statement takes effect and
32 conduct an administrative review under subsection 11.

33 b. File an action against the filing office seeking
34 reinstatement of the financing statement to which the filed
35 record relates at any time before the expiration of six months

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1 after the date on which the termination statement filed under
2 subsection 3 becomes effective. If the affiant is not named as
3 a defendant in the action, the secured party shall send a copy
4 of the petition to the affiant at the address indicated in the
5 affidavit. The exclusive venue for the action shall be in the
6 district court for the county where the filing office in which
7 the financing statement was filed is located. The action shall
8 be considered by the court on an expedited basis.

9 7. *Filing office to file notice of action for*
10 *reinstatement.* Within ten days after being served with process
11 in an action under subsection 6, the filing office shall file
12 a notice indicating that the action has been commenced. The
13 notice must indicate the file number of the initial financing
14 statement to which the notice relates.

15 8. *Action for reinstatement successful.* If, in an action
16 under subsection 6, the court determines that the financing
17 statement was authorized to be filed and was not caused to be
18 communicated to the filing office with the intent to harass or
19 defraud the affiant, the court shall order that the financing
20 statement be reinstated. If an order of reinstatement is
21 issued by the court, the filing office shall promptly file a
22 record that identifies by its file number the initial financing

23 statement to which the record relates and indicates that the
24 financing statement has been reinstated.
25 9. *Effect of reinstatement.* Upon the filing of a record
26 reinstating a financing statement under subsection 8, the
27 effectiveness of the financing statement is reinstated and the
28 financing statement shall be considered never to have been
29 terminated under this section except as against a purchaser of
30 the collateral that gives value in reasonable reliance upon
31 the termination. A continuation statement filed as provided
32 in section 554.9515, subsection 4, after the effective date of
33 a termination statement filed under subsection 3 or 11 becomes
34 effective if the financing statement is reinstated.
35 10. *Liability for wrongful filing.* If, in an action under

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1 subsection 6, the court determines that the filed record
2 identified in an affidavit delivered to the filing office under
3 subsection 2 was caused to be communicated to the filing office
4 with the intent to harass or defraud the affiant, the filing
5 office and the affiant may recover from the secured party that
6 filed the action the costs and expenses, including reasonable
7 attorney fees and the reasonable allocated costs of internal
8 counsel, that the filing office and the affiant incurred in the
9 action. This recovery is in addition to any recovery to which
10 the affiant is entitled under section 554.9625.
11 11. *Procedure for record filed by trusted filer.* If an
12 affidavit delivered to a filing office under subsection 2
13 relates to a filed record communicated to the filing office by
14 a trusted filer, the filing office shall promptly send to the
15 secured party of record a notice stating that the affidavit has
16 been delivered to the filing office and that the filing office
17 is conducting an administrative review to determine whether the
18 record was caused to be communicated with the intent to harass
19 or defraud the affiant. The notice shall be sent by certified
20 mail, return receipt requested, to the address provided for
21 the secured party in the financing statement with a copy sent
22 by electronic mail to the electronic mail address provided
23 by the secured party of record, if any, and a copy shall be
24 sent in the same manner to the affiant. The administrative
25 review shall be conducted on an expedited basis and the filing
26 office may require the affiant and the secured party of record
27 to provide any additional information that the filing office
28 deems appropriate. If the filing office concludes that the
29 record was caused to be communicated with the intent to harass
30 or defraud the affiant, the filing office shall promptly file a
31 termination statement under subsection 2 that will be effective
32 immediately and send to the secured party of record the notice
33 required by subsection 5. The secured party may thereafter
34 file an action for reinstatement under subsection 6 and the
35 provisions of subsections 7 through 10 are applicable.

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1 Sec. 11. NEW SECTION. 714.29 Records filed with intent to
2 **harass or defraud.**

3 1. A person shall not cause to be communicated to the filing
4 office as defined in section 554.9102 for filing a record if
5 all of the following are true:

6 a. The person is not authorized to file the record under
7 section 554.9509.

8 b. The record is not related to an existing or anticipated
9 transaction that is or will be governed by chapter 554, article
10 9.

11 c. The record is filed with the intent to harass or defraud
12 the person identified as debtor in the record.

13 2. A person that violates subsection 1 is guilty of a simple
14 misdemeanor for a first offense and a serious misdemeanor for a
15 second or subsequent offense.

16 DIVISION III

17 QUALIFIED IMMUNITY

18 Sec. 12. NEW SECTION. 669.14A Qualified immunity.

19 1. Notwithstanding any other provision of law, an employee
20 of the state subject to a claim brought under this chapter
21 shall not be liable for monetary damages if any of the
22 following apply:

23 a. The right, privilege, or immunity secured by law was not
24 clearly established at the time of the alleged deprivation,
25 or at the time of the alleged deprivation the state of the
26 law was not sufficiently clear that every reasonable employee
27 would have understood that the conduct alleged constituted a
28 violation of law.

29 b. A court of competent jurisdiction has issued a final
30 decision on the merits holding, without reversal, vacatur, or
31 preemption, that the specific conduct alleged to be unlawful
32 was consistent with the law.

33 2. The state or a state agency shall not be liable for
34 any claim brought under this chapter where the employee
35 was determined to be protected by qualified immunity under

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1 subsection 1.

2 3. A plaintiff who brings a claim under this chapter
3 alleging a violation of the law must state with particularity
4 the circumstances constituting the violation and that the law
5 was clearly established at the time of the alleged violation.
6 Failure to plead a plausible violation or failure to plead that
7 the law was clearly established at the time of the alleged
8 violation shall result in dismissal with prejudice.

9 4. Any decision by the district court denying qualified
10 immunity shall be immediately appealable.

11 5. This section shall apply in addition to any other
12 statutory or common law immunity.

13 Sec. 13. NEW SECTION. **669.26 Money damages — nonwaiver**
14 **of rights.**

15 This chapter shall not be construed to be a waiver of
16 sovereign immunity for a claim for money damages under the
17 Constitution of the State of Iowa.

18 Sec. 14. NEW SECTION. **670.4A Qualified immunity.**

19 1. Notwithstanding any other provision of law, an employee
20 or officer subject to a claim brought under this chapter shall
21 not be liable for monetary damages if any of the following
22 apply:

23 *a.* The right, privilege, or immunity secured by law was not
24 clearly established at the time of the alleged deprivation,
25 or at the time of the alleged deprivation the state of the
26 law was not sufficiently clear that every reasonable employee
27 would have understood that the conduct alleged constituted a
28 violation of law.

29 *b.* A court of competent jurisdiction has issued a final
30 decision on the merits holding, without reversal, vacatur, or
31 preemption, that the specific conduct alleged to be unlawful
32 was consistent with the law.

33 2. A municipality shall not be liable for any claim brought
34 under this chapter where the employee or officer was determined
35 to be protected by qualified immunity under subsection 1.

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1 3. A plaintiff who brings a claim under this chapter
2 alleging a violation of the law must state with particularity
3 the circumstances constituting the violation and that the law
4 was clearly established at the time of the alleged violation.
5 Failure to plead a plausible violation or failure to plead that
6 the law was clearly established at the time of the alleged
7 violation shall result in dismissal with prejudice.

8 4. Any decision by the district court denying qualified
9 immunity shall be immediately appealable.

10 5. This section shall apply in addition to any other
11 statutory or common law immunity.

12 Sec. 15. NEW SECTION. **670.14 Money damages — nonwaiver**
13 **of rights.**

14 This chapter shall not be construed to be a waiver of
15 sovereign immunity for a claim for money damages under the
16 Constitution of the State of Iowa.

17 Sec. 16. **EFFECTIVE DATE.** This division of this Act, being
18 deemed of immediate importance, takes effect upon enactment.

19 **DIVISION IV**

20 **PEACE OFFICER, PUBLIC SAFETY, AND EMERGENCY PERSONNEL BILL OF**
21 **RIGHTS**

22 Sec. 17. Section 80F.1, subsection 1, paragraph a, Code
23 2021, is amended to read as follows:

24 *a.* “*Complaint*” means a formal written allegation signed
25 by the complainant or a signed written statement by an
26 officer receiving an oral complaint stating the complainant’s

27 allegation.

28 Sec. 18. Section 80F.1, subsections 3, 5, 8, 9, 13, and 18,
29 Code 2021, are amended to read as follows:

30 3. A formal administrative investigation of an officer
31 shall be commenced and completed in a reasonable period of time
32 ~~and an~~. An officer shall be immediately notified in writing
33 of the results of the investigation when the investigation is
34 completed.

35 5. An officer who is the subject of a complaint, shall at a

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1 minimum, be provided a written summary of the complaint prior
2 to an interview. If a collective bargaining agreement applies,
3 the complaint or written summary shall be provided pursuant
4 to the procedures established under the collective bargaining
5 agreement. If the complaint alleges domestic abuse, sexual
6 abuse, workplace harassment, or sexual harassment, an officer
7 shall not receive more than a written summary of the complaint.

8 8. a. The officer shall have the right to have the
9 assistance of legal counsel ~~present~~, at the officer's expense,
10 during the interview of the officer and during hearings or
11 other disciplinary or administrative proceedings relating
12 to the complaint. In addition, the officer shall have the
13 right, at the officer's expense, to have a union representative
14 present during the interview or, if not a member of a union,
15 the officer shall have the right to have a designee present.

16 b. The officer's legal counsel, union representative, or
17 employee representative shall not be compelled to disclose in
18 any judicial proceeding, nor be subject to any investigation
19 or punitive action for refusing to disclose, any information
20 received from an officer under investigation or from an
21 agent of the officer, so long as the officer or agent of the
22 officer is an uninvolved party and not considered a witness
23 to any incident. The officer's legal counsel may coordinate
24 and communicate in confidence with the officer's designated
25 union representative or employee representative, and such
26 communications are not subject to discovery in any proceeding.

27 9. If a formal administrative investigation results in
28 the removal, discharge, or suspension, or other disciplinary
29 action against an officer, copies of any witness statements
30 and the complete investigative agency's report shall be timely
31 provided to the officer upon the request of the officer or the
32 officer's legal counsel upon request at the completion of the
33 investigation.

34 13. An officer shall have the right to ~~pursue civil remedies~~
35 ~~under the law~~ bring a cause of action against a citizen any

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1 person, group of persons, organization, or corporation for
2 damages arising from the filing of a false complaint against

3 the officer or any other violation of this chapter including
4 but not limited to actual damages, court costs, and reasonable
5 attorney fees.
6 18. A municipality, county, or state agency employing
7 an officer shall not publicly release the officer's official
8 photograph without the written permission of the officer or
9 without a request to release pursuant to chapter 22. An
10 officer's personal information including but not limited to the
11 officer's home address, personal telephone number, personal
12 electronic mail address, date of birth, social security number,
13 and driver's license number shall be confidential and shall be
14 redacted from any record prior to the record's release to the
15 public by the employing agency. Nothing in this subsection
16 prohibits the release of an officer's photograph or unredacted
17 personal information to the officer's legal counsel, union
18 representative, or designated employee representative upon the
19 officer's request.
20 Sec. 19. Section 80F.1, Code 2021, is amended by adding the
21 following new subsections:
22 **NEW SUBSECTION.** 20. The employing agency shall keep
23 an officer's statement, recordings, or transcripts of any
24 interviews or disciplinary proceedings, and any complaints
25 made against an officer confidential unless otherwise provided
26 by law or with the officer's written consent. Nothing in
27 this section prohibits the release of an officer's statement,
28 recordings, or transcripts of any interviews or disciplinary
29 proceedings, and any complaints made against an officer to
30 the officer or the officer's legal counsel upon the officer's
31 request.
32 **NEW SUBSECTION.** 21. An agency employing full-time or
33 part-time officers shall provide training to any officer or
34 supervisor who performs or supervises an investigation under
35 this section, and shall maintain documentation of any training

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1 related to this section. The Iowa law enforcement academy
2 shall adopt minimum training standards not inconsistent with
3 this subsection, including training standards concerning
4 interviewing an officer subject to a complaint.
5 **NEW SUBSECTION.** 22. Upon written request, the employing
6 agency shall provide to the requesting officer or the officer's
7 legal counsel a copy of the officer's personnel file and
8 training records regardless of whether the officer is subject
9 to a formal administrative investigation at the time of the
10 request.

DIVISION V

OFFICER DISCIPLINARY ACTIONS

13 Sec. 20. Section 80F.1, Code 2021, is amended by adding the
14 following new subsection:
15 **NEW SUBSECTION.** 23. *a.* An officer shall not be discharged,
16 disciplined, or threatened with discharge or discipline by a

17 state, county, or municipal law enforcement agency solely due
18 to a prosecuting attorney making a determination or disclosure
19 that exculpatory evidence exists concerning the officer.

20 b. This subsection does not prohibit a law enforcement
21 agency from dismissing, suspending, demoting, or taking other
22 disciplinary actions against an officer based on the underlying
23 actions that resulted in the exculpatory evidence being
24 withheld. If a collective bargaining agreement applies, the
25 actions taken by the law enforcement agency shall conform to
26 the rules and procedures adopted by the collective bargaining
27 agreement.

28 c. This subsection is repealed July 1, 2022.

29 Sec. 21. BRADY-GIGLIO LIST INTERIM COMMITTEE.

30 1. The legislative council is requested to establish a
31 Brady-Giglio list interim committee for the 2021 interim. The
32 purpose of the committee shall be to do all of the following:

33 a. Study the disclosure of information contained in officer
34 personnel files as such information relates to a Brady-Giglio
35 list.

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1 b. Study the efficiency of implementing a statewide system
2 for a Brady-Giglio list, identifying impartial entities to
3 conduct investigations pertaining to an officer's acts or
4 omissions to act, and recommending the appropriate procedures,
5 due process protections, appeal rights, and criteria for the
6 placement and removal of an officer's name on and from a
7 Brady-Giglio list.

8 c. Study any other issues that the committee determines
9 relevant to its objective. The committee may solicit the
10 advice or testimony of any organization or individual with
11 information or expertise relevant to the purpose of the
12 committee.

13 2. The committee shall consist of three members of the
14 senate appointed by the majority leader of the senate, two
15 members of the senate appointed by the minority leader of
16 the senate, three members of the house of representatives
17 appointed by the speaker of the house of representatives,
18 and two members of the house of representatives appointed
19 by the minority leader of the house of representatives.
20 Additional committee members shall include the commissioner
21 of the department of public safety or the commissioner's
22 designee, a district court judge appointed by the supreme
23 court, two representatives from the Iowa sheriffs and deputies
24 association, and one representative from each of the following:
25 the Iowa county attorneys association, the Iowa police chiefs
26 association, the Iowa state police association, the Iowa peace
27 officers association, the Iowa fraternal order of police,
28 the Iowa professional fire fighters, the Iowa state troopers
29 association, and the Iowa state patrol supervisors association.
30 The Iowa sheriffs and deputies association members shall

- 31 include an officer in a supervisory position and an officer who
32 does not hold rank.
33 3. The committee shall elect a chairperson from the members
34 appointed.
35 4. The committee shall issue a report, including findings

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- 1 and recommendations, to the governor and the general assembly
2 no later than December 16, 2021.
3 5. For the purposes of this section, "Brady-Giglio list"
4 means a list of officers maintained by the county attorney's
5 office, including officers who may not have disclosed all
6 impeachment information and officers who may have violated the
7 pretrial discovery rule requiring officers to turn over all
8 evidence that might be used to exonerate a defendant.

9 DIVISION VI

10 PEACE OFFICERS — HEALTH PLAN

- 11 Sec. 22. NEW SECTION. **80.6A Peace officers — health**
12 **insurance.**

- 13 1. *a.* Notwithstanding any provision to the contrary, peace
14 officers employed within the department that are not covered
15 under a collective bargaining agreement who were at any time
16 eligible to be enrolled in the group health insurance plan
17 that is negotiated under chapter 20 between the state and the
18 state police officers council labor union and who elect to
19 participate in a group health insurance plan provided by the
20 state, shall only be permitted to participate in the group
21 health insurance plan that is negotiated under chapter 20
22 between the state and the state police officers council labor
23 union for peace officers subject to the requirements of this
24 subsection. In addition, a peace officer who was covered under
25 a collective bargaining agreement and who becomes a manager
26 or supervisor and is no longer covered by the agreement shall
27 not lose group health insurance benefits as provided by the
28 agreement.
29 *b.* Notwithstanding any provision to the contrary, beginning
30 January 1, 2021, a peace officer or surviving spouse who is
31 participating in a group health insurance plan shall have the
32 option, upon retirement or approval for death benefits for an
33 eligible surviving spouse, to participate in the group health
34 insurance plan that is negotiated under chapter 20 between
35 the state and the state police officers council labor union

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- 1 pursuant to section 509A.13 subject to the requirements of this
2 section.
3 2. The department shall be authorized to retain any savings
4 to the department for peace officers participating in the group
5 health insurance plan pursuant to subsection 1 from moneys
6 appropriated to the department.

7 Sec. 23. NEW SECTION. **456A.13A Full-time officers — health**
8 **insurance.**

9 1. *a.* Notwithstanding any provision to the contrary,
10 full-time officers as defined in section 456A.13 that are not
11 covered under a collective bargaining agreement who were at
12 any time eligible to be enrolled in the group health insurance
13 plan that is negotiated under chapter 20 between the state
14 and the state police officers council labor union and who
15 elect to participate in a group health insurance plan provided
16 by the state, shall only be permitted to participate in the
17 group health insurance plan that is negotiated under chapter
18 20 between the state and the state police officers council
19 labor union for full-time officers subject to the requirements
20 of this subsection. In addition, a full-time officer who
21 was covered under a collective bargaining agreement and who
22 becomes a manager or supervisor and is no longer covered by
23 the agreement shall not lose group health insurance benefits
24 as provided by the agreement.
25 *b.* Notwithstanding any provision to the contrary, a
26 full-time officer participating in the group health insurance
27 plan pursuant to paragraph “a” shall have the option, upon
28 retirement, to continue participation in the group health
29 insurance plan pursuant to section 509A.13 subject to the
30 requirements of this section. However, a full-time officer who
31 was not covered under a collective bargaining agreement and not
32 participating in the group health insurance plan as provided by
33 this section at the time of retirement shall not be allowed to
34 participate in the group health insurance plan negotiated under
35 chapter 20 between the state and the state police officers

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1 council upon retirement.
2 2. The department shall calculate the savings to the
3 department for full-time officers employed in the law
4 enforcement bureau of the department who are participating in
5 the group health insurance plan pursuant to subsection 1. The
6 department shall transfer to the state fish and game protection
7 fund created in section 456A.17 from moneys appropriated to the
8 department an amount equal to the savings calculated by the
9 department. In addition, the department shall be authorized
10 to retain any savings to the department for full-time officers
11 who are not employed in the law enforcement bureau of the
12 department participating in the group health insurance plan
13 pursuant to subsection 1 from moneys appropriated to the
14 department.

15 Sec. 24. **GROUP HEALTH INSURANCE PLAN REPORTING — STATE**
16 **POLICE OFFICERS COUNCIL.** Prior to July 1 of each calendar
17 year, if group health insurance is offered to employees who
18 are not covered by a collective bargaining agreement, the
19 provider of the group health insurance plan negotiated under
20 chapter 20 between the state and the state police officers

21 council labor union shall submit a report to the state police
22 officers council and the departments of public safety and
23 natural resources necessary for purposes of complying with
24 the requirements of sections 80.6A and 456A.13A. The report
25 shall include usage statistics that separately account for
26 employees in the group health insurance plan covered by a
27 collective bargaining agreement negotiated by the state police
28 officers council and those employees that are not covered
29 by a collective bargaining agreement and shall include any
30 information that led to any premium rate increase or decrease
31 for the following calendar year.
32 Sec. 25. EFFECTIVE DATE. This division of this Act, being
33 deemed of immediate importance, takes effect upon enactment.
34 Sec. 26. RETROACTIVE APPLICABILITY. The following applies
35 retroactively to January 1, 2021:

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1 The portion of the section of this division of this Act
2 enacting section 80.6A, subsection 1, paragraph "b".
3 DIVISION VII
4 WORKERS' COMPENSATION DISABILITY MEDICAL BENEFITS
5 Sec. 27. Section 97A.6, subsection 11, Code 2021, is amended
6 to read as follows:
7 11. *Pensions offset by compensation benefits.*
8 a. Any amounts which may be paid or payable by the state
9 under the provisions of any workers' compensation or similar
10 law to a member or to the dependents of a member on account of
11 any disability or death, shall be offset against and payable
12 in lieu of any benefits payable out of the retirement fund
13 provided by the state under the provisions of this chapter on
14 account of the same disability or death. In case the present
15 value of the total commuted benefits under said workers'
16 compensation or similar law is less than the present value
17 of the benefits otherwise payable from the retirement fund
18 provided by the state under this chapter, then the present
19 value of the commuted payments shall be deducted from the
20 pension payable and such benefits as may be provided by the
21 system so reduced shall be payable under the provisions of this
22 chapter.
23 b. Notwithstanding paragraph "a", any workers' compensation
24 benefits received by a member for past medical expenses or
25 future medical expenses shall not be offset against and not
26 considered payable in lieu of any retirement allowance payable
27 pursuant to this section on account of the same disability.
28 c. Notwithstanding paragraph "a", any workers' compensation
29 benefits received by a member for reimbursement of vacation
30 time used, sick time used, or for any unpaid time off from work
31 shall not be offset against and not considered payable in lieu
32 of any retirement allowance payable pursuant to this section on
33 account of the same disability.
34 Sec. 28. Section 97B.50A, subsection 5, Code 2021, is

35 amended to read as follows:

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1 5. *Offset to allowance.*
 2 a. Notwithstanding any provisions to the contrary in state
 3 law, or any applicable contract or policy, any amounts which
 4 may be paid or payable by the employer under any workers'
 5 compensation, unemployment compensation, employer-paid
 6 disability plan, program, or policy, or other law to a member,
 7 and any disability payments the member receives pursuant to
 8 the federal Social Security Act, 42 U.S.C. §423 et seq.,
 9 shall be offset against and payable in lieu of any retirement
 10 allowance payable pursuant to this section on account of the
 11 same disability.
 12 b. Notwithstanding paragraph "a", any workers' compensation
 13 benefits received by a member for past medical expenses or
 14 future medical expenses shall not be offset against and not
 15 considered payable in lieu of any retirement allowance payable
 16 pursuant to this section on account of the same disability.
 17 c. Notwithstanding paragraph "a", any workers' compensation
 18 benefits received by a member for reimbursement of vacation
 19 time used, sick time used, or for any unpaid time off from work
 20 shall not be offset against and not considered payable in lieu
 21 of any retirement allowance payable pursuant to this section on
 22 account of the same disability.
 23 Sec. 29. Section 97B.50A, Code 2021, is amended by adding
 24 the following new subsection:
 25 NEW SUBSECTION. 8A. Medical benefits. An employer shall
 26 furnish reasonable surgical, medical, dental, osteopathic,
 27 chiropractic, podiatric, physical rehabilitation, nursing,
 28 ambulance, and hospital services and supplies for a member who
 29 is injured in the performance of the member's duties and is
 30 receiving an in-service disability retirement allowance under
 31 subsection 2 or has waived an in-service disability retirement
 32 allowance under subsection 4, regardless of when the injury
 33 occurred or when the member's in-service disability allowance
 34 commenced.

35 DIVISION VIII

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1 ENFORCEMENT OF LAWS — PEACE OFFICERS CARRYING FIREARMS
 2 Sec. 30. NEW SECTION. 27B.1 Definitions.
 3 1. "*Local entity*" means the governing body of a city or
 4 county. "*Local entity*" includes an officer or employee of a
 5 local entity or a division, department, or other body that is
 6 part of a local entity, including but not limited to a sheriff,
 7 police department, city attorney, or county attorney.
 8 2. "*Policy*" includes a rule, procedure, regulation, order,
 9 ordinance, motion, resolution, or amendment, whether formal and
 10 written or informal and unwritten.

11 Sec. 31. NEW SECTION. **27B.2 Restriction on enforcement of**
12 **state, local, and municipal law prohibited.**

13 A local entity or law enforcement department shall not
14 adopt or enforce a policy or take any other action under which
15 the local entity or law enforcement department prohibits or
16 discourages the enforcement of state, local, or municipal laws.

17 Sec. 32. NEW SECTION. **27B.3 Discrimination prohibited.**

18 A local entity or a person employed by or otherwise under the
19 direction or control of a local entity shall not consider race,
20 skin color, language spoken, or national origin while enforcing
21 state, local, and municipal laws except to the extent permitted
22 by the Constitution of the United States or the Constitution of
23 the State of Iowa.

24 Sec. 33. NEW SECTION. **27B.4 Complaints — notification —**
25 **civil action.**

26 1. Any person may file a complaint with the attorney general
27 alleging that a local entity has violated or is violating
28 this chapter if the person offers evidence to support such an
29 allegation. The person shall include with the complaint any
30 evidence the person has in support of the complaint.

31 2. A local entity for which the attorney general has
32 received a complaint pursuant to this section shall comply
33 with any document requests, including a request for supporting
34 documents, from the attorney general relating to the complaint.

35 3. A complaint filed pursuant to subsection 1 shall not be

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1 valid unless the attorney general determines that a violation
2 of this chapter by a local entity was intentional.

3 4. If the attorney general determines that a complaint filed
4 pursuant to this section against a local entity is valid, the
5 attorney general, not later than ten days after the date of
6 such a determination, shall provide written notification to the
7 local entity by certified mail, with return receipt requested,
8 stating all of the following:

9 a. A complaint pursuant to this section has been filed and
10 the grounds for the complaint.

11 b. The attorney general has determined that the complaint is
12 valid.

13 c. The attorney general is authorized to file a civil
14 action in district court pursuant to subsection 6 to enjoin a
15 violation of this chapter no later than forty days after the
16 date on which the notification is received if the local entity
17 does not come into compliance with the requirements of this
18 chapter.

19 d. The local entity and any entity that is under the
20 jurisdiction of the local entity will be denied state funds
21 pursuant to section 27B.5 for the state fiscal year following
22 the year in which a final judicial determination in a civil
23 action brought under this section is made.

24 5. No later than thirty days after the date on which a local

25 entity receives written notification under subsection 4, the
26 local entity shall provide the attorney general with all of the
27 following:
28 a. Copies of all of the local entity's written policies
29 relating to the complaint.
30 b. A description of all actions the local entity has taken
31 or will take to correct any violations of this chapter.
32 c. If applicable, any evidence that would refute the
33 allegations made in the complaint.
34 6. No later than forty days after the date on which the
35 notification pursuant to subsection 4 is received, the attorney

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1 general shall file a civil action in district court to enjoin
2 any ongoing violation of this chapter by a local entity.
3 **Sec. 34. NEW SECTION. 27B.5 Denial of state funds.**
4 1. Notwithstanding any other provision of law to the
5 contrary, a local entity, including any entity under the
6 jurisdiction of the local entity, shall be ineligible to
7 receive any state funds if the local entity intentionally
8 violates this chapter.
9 2. State funds shall be denied to a local entity pursuant
10 to subsection 1 by all state agencies for each state fiscal
11 year that begins after the date on which a final judicial
12 determination that the local entity has intentionally violated
13 this chapter is made in a civil action brought pursuant to
14 section 27B.4, subsection 6. State funds shall continue
15 to be denied until eligibility to receive state funds is
16 reinstated under section 27B.6. However, any state funds for
17 the provision of wearable body protective gear used for law
18 enforcement purposes shall not be denied under this section.
19 3. The department of management shall adopt rules pursuant
20 to chapter 17A to implement this section and section 27B.6
21 uniformly across state agencies from which state funds are
22 distributed to local entities.
23 **Sec. 35. NEW SECTION. 27B.6 Reinstatement of eligibility**
24 **to receive state funds.**
25 1. Except as provided by subsection 5, no earlier than
26 ninety days after the date of a final judicial determination
27 that a local entity has intentionally violated the provisions
28 of this chapter, the local entity may petition the district
29 court that heard the civil action brought pursuant to section
30 27B.4, subsection 6, to seek a declaratory judgment that the
31 local entity is in full compliance with this chapter.
32 2. A local entity that petitions the court as described by
33 subsection 1 shall comply with any document requests, including
34 a request for supporting documents, from the attorney general
35 relating to the action.

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1 3. If the court issues a declaratory judgment declaring that
2 the local entity is in full compliance with this chapter, the
3 local entity's eligibility to receive state funds is reinstated
4 beginning on the first day of the month following the date on
5 which the declaratory judgment is issued.

6 4. A local entity shall not petition the court as described
7 in subsection 1 more than twice in one twelve-month period.

8 5. A local entity may petition the court as described in
9 subsection 1 before the date provided in subsection 1 if the
10 person who was the director or other chief officer of the
11 local entity at the time of the violation of this chapter is
12 subsequently removed from or otherwise leaves office.

13 6. A party shall not be entitled to recover any attorney
14 fees in a civil action described by subsection 1.

15 **Sec. 36. NEW SECTION. 27B.7 Attorney general database.**

16 The attorney general shall develop and maintain a searchable
17 database listing each local entity for which a final judicial
18 determination described in section 27B.5, subsection 2, has
19 been made. The attorney general shall post the database on the
20 attorney general's internet site.

21 **Sec. 37. NEW SECTION. 724.4D Authority to carry firearm**
22 **— peace officers.**

23 A peace officer shall not be prohibited from carrying a
24 firearm while engaged in the performance of official duties.

25 **Sec. 38. EFFECTIVE DATE.** This division of this Act, being
26 deemed of immediate importance, takes effect upon enactment.

27 **DIVISION IX**

28 **ASSAULTS INVOLVING LASERS — ASSAULT — HARASSMENT**

29 **Sec. 39.** Section 708.1, subsection 2, Code 2021, is amended
30 by adding the following new paragraph:

31 **NEW PARAGRAPH.** *d.* (1) Intentionally points a laser
32 emitting a visible light beam at another person with the intent
33 to cause pain or injury to another. For purposes of this
34 paragraph, "*laser*" means a device that emits a visible light
35 beam amplified by the stimulated emission of radiation and any

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1 light which simulates the appearance of a laser.

2 (2) This paragraph does not apply to any of the following:

- 3 (a) A law enforcement officer who uses a laser in
4 discharging or attempting to discharge the officer's official
5 duties.
6 (b) A health care professional who uses a laser in providing
7 services within the scope of practice of that professional or
8 any other person who is licensed or authorized by law to use a
9 laser or who uses a laser in the performance of the person's
10 official duties.
11 (c) A person who uses a laser to play laser tag, paintball,
12 and other similar games using light-emitting diode technology.

13 Sec. 40. Section 708.3A, subsections 1, 2, 3, and 4, Code
14 2021, are amended to read as follows:
15 1. A person who commits an assault, as defined in section
16 708.1, against a peace officer, jailer, correctional staff,
17 member or employee of the board of parole, health care
18 provider, employee of the department of human services,
19 employee of the department of revenue, civilian employee of a
20 law enforcement agency, civilian employee of a fire department,
21 or fire fighter, whether paid or volunteer, with the knowledge
22 that the person against whom the assault is committed is a
23 peace officer, jailer, correctional staff, member or employee
24 of the board of parole, health care provider, employee of
25 the department of human services, employee of the department
26 of revenue, civilian employee of a law enforcement agency,
27 civilian employee of a fire department, or fire fighter and
28 with the intent to inflict a serious injury upon the peace
29 officer, jailer, correctional staff, member or employee of
30 the board of parole, health care provider, employee of the
31 department of human services, employee of the department
32 of revenue, civilian employee of a law enforcement agency,
33 civilian employee of a fire department, or fire fighter, is
34 guilty of a class "D" felony.
35 2. A person who commits an assault, as defined in section

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1 708.1, against a peace officer, jailer, correctional staff,
2 member or employee of the board of parole, health care
3 provider, employee of the department of human services,
4 employee of the department of revenue, civilian employee of a
5 law enforcement agency, civilian employee of a fire department,
6 or fire fighter, whether paid or volunteer, who knows that
7 the person against whom the assault is committed is a peace
8 officer, jailer, correctional staff, member or employee of
9 the board of parole, health care provider, employee of the
10 department of human services, employee of the department
11 of revenue, civilian employee of a law enforcement agency,
12 civilian employee of a fire department, or fire fighter and
13 who uses or displays a dangerous weapon in connection with the
14 assault, is guilty of a class "D" felony.
15 3. A person who commits an assault, as defined in section
16 708.1, against a peace officer, jailer, correctional staff,
17 member or employee of the board of parole, health care
18 provider, employee of the department of human services,
19 employee of the department of revenue, civilian employee of a
20 law enforcement agency, civilian employee of a fire department,
21 or fire fighter, whether paid or volunteer, who knows that
22 the person against whom the assault is committed is a peace
23 officer, jailer, correctional staff, member or employee of
24 the board of parole, health care provider, employee of the
25 department of human services, employee of the department
26 of revenue, civilian employee of a law enforcement agency,

27 civilian employee of a fire department, or fire fighter, and
28 who causes bodily injury or mental illness, is guilty of an
29 aggravated misdemeanor.
30 4. Any other assault, as defined in section 708.1, committed
31 against a peace officer, jailer, correctional staff, member
32 or employee of the board of parole, health care provider,
33 employee of the department of human services, employee of the
34 department of revenue, civilian employee of a law enforcement
35 agency, civilian employee of a fire department, or fire

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1 fighter, whether paid or volunteer, by a person who knows
2 that the person against whom the assault is committed is a
3 peace officer, jailer, correctional staff, member or employee
4 of the board of parole, health care provider, employee of
5 the department of human services, employee of the department
6 of revenue, civilian employee of a law enforcement agency,
7 civilian employee of a fire department, or fire fighter, is a
8 serious misdemeanor.

9 Sec. 41. Section 708.7, subsection 2, paragraph a, Code
10 2021, is amended by adding the following new subparagraph:
11 NEW SUBPARAGRAPH. (4) Harassment that occurs against
12 another person who is lawfully in a place of public
13 accommodation as defined in section 216.2.

14 Sec. 42. Section 716.4, subsection 1, Code 2021, is amended
15 to read as follows:

16 1. Criminal mischief is criminal mischief in the second
17 degree if the any of the following apply:
18 a. The cost of replacing, repairing, or restoring the
19 property that is damaged, defaced, altered, or destroyed
20 exceeds one thousand five hundred dollars but does not exceed
21 ten thousand dollars.
22 b. The acts damaged, defaced, altered, or destroyed any
23 publicly owned property, including a monument or statue. In
24 addition to any sentence imposed for a violation of this
25 paragraph, the court shall include an order of restitution
26 for any property damage or loss incurred as a result of the
27 offense.

28 Sec. 43. EFFECTIVE DATE. This division of this Act, being
29 deemed of immediate importance, takes effect upon enactment.

30 DIVISION X
31 PUBLIC DISORDER

32 Sec. 44. Section 723.1, Code 2021, is amended to read as
33 follows:

34 **723.1 Riot.**

35 A riot is three or more persons assembled together in a

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1 violent and disturbing manner, ~~to the disturbance of others,~~
2 and with any use of unlawful force or violence by them or any

3 of them against another person, or causing property damage.
4 A person who willingly joins in or remains a part of a riot,
5 knowing or having reasonable grounds to believe that it is
6 such, commits ~~an aggravated misdemeanor~~ a class "D" felony.

7 Sec. 45. Section 723.2, Code 2021, is amended to read as
8 follows:

9 **723.2 Unlawful assembly.**

10 An unlawful assembly is three or more persons assembled
11 together, with them or any of them acting in a violent manner,
12 and with intent that they or any of them will commit a public
13 offense. A person who willingly joins in or remains a part
14 of an unlawful assembly, or who joined a lawful assembly but
15 willingly remains after the assembly becomes unlawful, knowing
16 or having reasonable grounds to believe that it is such,
17 commits ~~a simple~~ an aggravated misdemeanor.

18 Sec. 46. Section 723.4, Code 2021, is amended by striking
19 the section and inserting in lieu thereof the following:

20 **723.4 Disorderly conduct.**

21 1. A person commits a simple misdemeanor when the person
22 does any of the following:

- 23 *a.* Engages in fighting or violent behavior in any public
24 place or in or near any lawful assembly of persons, provided,
25 that participants in athletic contests may engage in such
26 conduct which is reasonably related to that sport.
27 *b.* Makes loud and raucous noise in the vicinity of any
28 residence or public building which intentionally or recklessly
29 causes unreasonable distress to the occupants thereof.
30 *c.* Directs abusive epithets or makes any threatening gesture
31 which the person knows or reasonably should know is likely to
32 provoke a violent reaction by another.
33 *d.* Without lawful authority or color of authority, the
34 person disturbs any lawful assembly or meeting of persons by
35 conduct intended to disrupt the meeting or assembly.

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- 1 *e.* By words or action, initiates or circulates a report or
2 warning of fire, epidemic, or other catastrophe, knowing such
3 report to be false or such warning to be baseless.
4 *f.* (1) Knowingly and publicly uses the flag of the United
5 States in such a manner as to show disrespect for the flag as
6 a symbol of the United States, with the intent or reasonable
7 expectation that such use will provoke or encourage another to
8 commit trespass or assault.
9 (2) As used in this paragraph:
10 (a) "*Deface*" means to intentionally mar the external
11 appearance.
12 (b) "*Defile*" means to intentionally make physically unclean.
13 (c) "*Flag*" means a piece of woven cloth or other material
14 designed to be flown from a pole or mast.
15 (d) "*Mutilate*" means to intentionally cut up or alter so as
16 to make imperfect.

- 17 (e) “*Show disrespect*” means to deface, defile, mutilate, or
18 trample.
- 19 (f) “*Trample*” means to intentionally tread upon or
20 intentionally cause a machine, vehicle, or animal to tread
21 upon.
- 22 (3) This paragraph does not apply to a flag retirement
23 ceremony conducted pursuant to federal law.
- 24 2. A person commits a serious misdemeanor when the person,
25 without lawful authority or color of authority, obstructs any
26 street, sidewalk, highway, or other public way, with the intent
27 to prevent or hinder its lawful use by others.
- 28 3. A person commits an aggravated misdemeanor when the
29 person commits disorderly conduct as described in subsection 2
30 and does any of the following:
- 31 a. Obstructs or attempts to obstruct a fully
32 controlled-access facility on a highway, street, or road in
33 which the speed restriction is controlled by section 321.285,
34 subsection 3, or section 321.285, subsection 5.
- 35 b. Commits property damage.

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- 1 c. Is present during an unlawful assembly as defined in
2 section 723.2.
- 3 4. A person commits a class “D” felony when the person
4 commits disorderly conduct as described in subsection 2 and
5 does any of the following:
- 6 a. Is present during a riot as defined in section 723.1.
- 7 b. Causes bodily injury.
- 8 5. A person commits a class “C” felony when the person
9 commits disorderly conduct as described in subsection 2 and the
10 person causes serious bodily injury or death.
- 11 Sec. 47. NEW SECTION. **723.6 Interference with public**
12 **disorder control.**

13 Any person who possesses a tool, instrument, or device with
14 the intent to suppress or disrupt law enforcement from legally
15 deploying a device to control public disorder under this
16 chapter commits an aggravated misdemeanor.

17 Sec. 48. EFFECTIVE DATE. This division of this Act, being
18 deemed of immediate importance, takes effect upon enactment.

19 DIVISION XI

20 ELUDING LAW ENFORCEMENT — ACTS ON CERTAIN HIGHWAYS — CIVIL
21 LIABILITY

22 Sec. 49. Section 321.279, Code 2021, is amended to read as
23 follows:

24 **321.279 Eluding or attempting to elude pursuing law**
25 **enforcement vehicle.**

- 26 1. a. The driver of a motor vehicle commits a serious
27 misdemeanor if the driver willfully fails to bring the motor
28 vehicle to a stop or otherwise eludes or attempts to elude a
29 marked or unmarked official law enforcement vehicle driven by a
30 ~~uniformed~~ peace officer after being given a visual and audible

31 signal to stop. The signal given by the peace officer shall
32 be by flashing red light, or by flashing red and blue lights,
33 and siren. For purposes of this section, “*peace officer*” means
34 those officers designated under section 801.4, subsection 11,
35 paragraphs “a”, “b”, “c”, “f”, “g”, and “h”.

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1 b. The driver of a motor vehicle who commits a second or
2 subsequent violation under this subsection is, upon conviction,
3 guilty of an aggravated misdemeanor.
4 2. a. The driver of a motor vehicle commits an aggravated
5 misdemeanor if the driver willfully fails to bring the motor
6 vehicle to a stop or otherwise eludes or attempts to elude a
7 marked or unmarked official law enforcement vehicle that is
8 driven by a uniformed peace officer after being given a visual
9 and audible signal as provided in this section and in doing so
10 exceeds the speed limit by twenty-five miles per hour or more.
11 b. The driver of a motor vehicle who commits a violation
12 under this subsection and who has previously committed a
13 violation under this subsection or subsection 3 is, upon
14 conviction, guilty of a class “D” felony.
15 3. a. The driver of a motor vehicle commits a class “D”
16 felony if the driver willfully fails to bring the motor vehicle
17 to a stop or otherwise eludes or attempts to elude a marked or
18 unmarked official law enforcement vehicle that is driven by a
19 uniformed peace officer after being given a visual and audible
20 signal as provided in this section, and in doing so exceeds the
21 speed limit by twenty-five miles per hour or more, and if any
22 of the following occurs:
23 (1) The driver is participating in a public offense, as
24 defined in section 702.13, that is a felony.
25 (2) The driver is in violation of section 321J.2.
26 (3) The driver is in violation of section 124.401.
27 (4) The offense results in bodily injury to a person other
28 than the driver.
29 b. The driver of a motor vehicle who commits a second or
30 subsequent violation under this subsection is, upon conviction,
31 guilty of a class “C” felony.
32 Sec. 50. Section 321.366, subsection 1, Code 2021, is
33 amended by adding the following new paragraph:
34 NEW PARAGRAPH. g. Operate a bicycle, skateboard, or other
35 pedestrian conveyance or be a pedestrian anywhere on a fully

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1 controlled-access facility. For purposes of this paragraph,
2 “*pedestrian conveyance*” means any human-powered device by which
3 a pedestrian may move other than by walking or by which a
4 walking person may move another pedestrian, including but not
5 limited to strollers and wheelchairs.
6 Sec. 51. NEW SECTION. **321.366A Immunity from civil**

7 **liability for certain vehicle operators.**

8 1. The driver of a vehicle who is exercising due care and
9 who injures another person who is participating in a protest,
10 demonstration, riot, or unlawful assembly or who is engaging in
11 disorderly conduct and is blocking traffic in a public street
12 or highway shall be immune from civil liability for the injury
13 caused by the driver of the vehicle.

14 2. The driver of a vehicle who injures another person
15 who is participating in a protest, demonstration, riot, or
16 unlawful assembly or who is engaging in disorderly conduct and
17 is blocking traffic in a public street or highway shall not
18 be immune from civil liability if the actions leading to the
19 injury caused by the driver of a vehicle constitute reckless
20 or willful misconduct.

21 3. Subsection 1 shall not apply if the injured person
22 participating in a protest or demonstration was doing so with a
23 valid permit allowing persons to protest or demonstrate on the
24 public street or highway where the injury occurred.

25 Sec. 52. EFFECTIVE DATE. This division of this Act, being
26 deemed of immediate importance, takes effect upon enactment.

27 DIVISION XII

28 WINDOW TINTING

29 Sec. 53. Section 321.438, subsection 2, Code 2021, is
30 amended to read as follows:

31 2. A person shall not operate on the highway a motor
32 vehicle equipped with a front windshield, a side window to the
33 immediate right or left of the driver, or a side-wing sidewing
34 forward of and to the left or right of the driver which is
35 excessively dark or reflective so that it is difficult for a

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1 person outside the motor vehicle to see into the motor vehicle
2 through the windshield, window, or sidewing.

3 a. The department shall adopt rules establishing a minimum
4 measurable standard of transparency which shall apply to
5 violations of this subsection.

6 b. This subsection does not apply to a person who operates
7 a motor vehicle owned or leased by a federal, state, or local
8 law enforcement agency if the operation is part of the person's
9 official duties.

10 DIVISION XIII

11 SHERIFF SALARIES

12 Sec. 54. Section 331.907, subsection 1, Code 2021, is
13 amended to read as follows:

14 1. The annual compensation of the auditor, treasurer,
15 recorder, sheriff, county attorney, and supervisors shall
16 be determined as provided in this section. The county
17 compensation board annually shall review the compensation
18 paid to comparable officers in other counties of this
19 state, other states, private enterprise, and the federal
20 government. In setting the salary of the county sheriff,

21 the county compensation board shall ~~consider setting set~~ the
22 sheriff's salary so that it is comparable to salaries paid
23 to professional law enforcement administrators and command
24 officers of the state patrol, the division of criminal
25 investigation of the department of public safety, and city
26 police ~~agencies in this state~~ chiefs employed by cities of
27 similar population to the population of the county. The county
28 compensation board shall prepare a compensation schedule for
29 the elective county officers for the succeeding fiscal year. A
30 recommended compensation schedule requires a majority vote of
31 the membership of the county compensation board.

32 DIVISION XIV

33 CIVIL SERVICE COMMISSION EXAMINATIONS

34 Sec. 55. Section 400.8, subsection 2, Code 2021, is amended
35 to read as follows:

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1 2. The commission shall establish the guidelines for
2 conducting the examinations under subsection 1 of this section.
3 ~~It may prepare and administer the examinations or may~~ The
4 ~~commission shall hire persons with expertise to do so if the~~
5 ~~commission approves the examinations~~ prepare and administer
6 the examinations approved by the commission. It may also
7 hire persons with expertise to consult in the preparation of
8 such examinations if the persons so hired are employed to aid
9 personnel of the commission in assuring that a fair examination
10 is conducted. A fair examination shall explore the competence
11 of the applicant in the particular field of examination.

12 Sec. 56. Section 400.9, subsection 2, Code 2021, is amended
13 to read as follows:

14 2. The commission shall establish guidelines for conducting
15 the examinations under subsection 1. ~~It may prepare and~~
16 ~~administer the examinations or may~~ The commission shall hire
17 persons with expertise to do so if the commission approves
18 ~~the examinations and if the examinations apply to~~ prepare and
19 administer the examinations approved by the commission for
20 the position in the city for which the applicant is taking
21 the examination. It may also hire persons with expertise to
22 consult in the preparation of such examinations if the persons
23 so hired are employed to aid personnel of the commission
24 in assuring that a fair examination is conducted. A fair
25 examination shall explore the competence of the applicant in
26 the particular field of examination. The names of persons
27 approved to administer any examination under this section shall
28 be posted in the city hall at least twenty-four hours prior to
29 the examination.>

30 2. Title page, by striking line 1 and inserting <An Act
31 relating to public records and communications in professional
32 confidence; uniform commercial code filings; qualified
33 immunity; peace officer health plans and workers' compensation;
34 certain law enforcement matters; criminal laws involving public

35 disorder, assaults, and harassment; civil liability for certain

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1 vehicle operators; window tinting; acts on certain highways;
2 and civil service commission examinations; providing penalties,
3 and including effective date and retroactive applicability
4 provisions.>>

SENATE AMENDMENT

H-1498

1 Amend House File 551, as passed by the House, as follows:
2 1. Page 1, lines 7 and 8, by striking <except during a
3 bow-only season as established by rule by the commission>

SENATE AMENDMENT

H-1499

1 Amend House File 860, as amended, passed, and reprinted by
2 the House, as follows:
3 1. Page 1, line 14, by striking <18,538,199> and inserting
4 <18,538,194>
5 2. Page 4, line 8, by striking <1,000,000> and inserting
6 <750,000>
7 3. Page 5, by striking lines 1 through 14 and inserting:
8 <Sec. ____ LOESS HILLS DEVELOPMENT AND CONSERVATION FUND.
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, 2021, and ending June 30, 2022,
12 the following amount, or so much thereof as is necessary, to be
13 used for the purposes designated:
14 For deposit in the loess hills development and conservation
15 fund created pursuant to section 161D.2:
16 \$ 400,000
17 2. a. Of the amount appropriated to the loess hills
18 development and conservation fund in subsection 1, \$360,000
19 shall be allocated to the fund's hungry canyons account.
20 b. Not more than 10 percent of the moneys allocated to the
21 fund's hungry canyons account as provided in paragraph "a" may
22 be used for administrative costs.
23 3. a. Of the amount appropriated to the loess hills
24 development and conservation fund in subsection 1, \$40,000
25 shall be allocated to the fund's loess hills alliance account.
26 b. Not more than 10 percent of the moneys allocated to the
27 fund's loess hills alliance account as provided in paragraph
28 "a" may be used for administrative costs.
29 Sec. ____ SOUTHERN IOWA DEVELOPMENT AND CONSERVATION FUND.
30 1. There is appropriated from the general fund of the state
31 to the department of agriculture and land stewardship for the

32 fiscal year beginning July 1, 2021, and ending June 30, 2022,
 33 the following amount, or so much thereof as is necessary, to be
 34 used for the purposes designated:
 35 For deposit in the southern Iowa development and

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1 conservation fund created pursuant to section 161D.12:
 2 \$ 250,000
 3 2. Not more than 10 percent of the moneys appropriated
 4 to the fund as provided in subsection 1 may be used for
 5 administrative costs.>
 6 4. Page 5, line 35, by striking <500,000> and inserting
 7 <250,000>
 8 5. Page 8, line 26, by striking <12,093,066> and inserting
 9 <12,093,061>
 10 6. By striking page 13, line 29, through page 14, line 4.
 11 7. Page 14, by striking line 10 and inserting <(I-CASH).
 12 1. There is appropriated from the general fund of the>
 13 8. Page 14, line 15, by striking:
 14 <1. a.>
 15 9. Page 14, by striking lines 22 and 23 and inserting:
 16 <2. a. As a condition of the appropriation made in
 17 subsection 1, the state university of Iowa shall retain the
 18 director>
 19 10. By striking page 14, line 29, through page 15, line 3,
 20 and inserting:
 21 <b. As a condition of the appropriation made in subsection
 22 1, the state university of Iowa shall not reduce the amount
 23 allocated to support Iowa's center for agricultural safety from
 24 any other source due to the appropriation made in subsection 1.
 25 3. If by June 30, 2022, the state university of Iowa fails
 26 to use the moneys appropriated in subsection 1 in accordance
 27 with the purposes and conditions of subsections 1 and 2, any
 28 unencumbered and unobligated moneys appropriated in subsection
 29 1 for the fiscal year beginning July 1, 2021, and ending>
 30 11. Page 15, line 10, by striking <paragraph "a"> and
 31 inserting <subsection 1>
 32 12. Page 15, by striking lines 13 through 21.
 33 13. By striking page 16, line 35, through page 17, line
 34 14, and inserting <transfer to the hungry canyons account of
 35 the loess hills development and conservation fund created in

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1 section 161D.2:
 2 \$ 140,000
 3 (2) Not more than 10 percent of the moneys transferred to
 4 the fund's hungry canyons account as provided in subparagraph
 5 (1) may be used for administrative costs.>
 6 14. Page 17, line 20, by striking <7,835,000> and inserting
 7 <8,185,000>

8 15. Page 24, by striking lines 9 through 23.

9 16. Page 24, after line 32 by inserting:

10 <Sec. ____ **NEW SECTION. 159A.17 Appropriation.**

11 For the fiscal year beginning July 1, 2021, and ending
12 June 30, 2022, and for each fiscal year thereafter, there
13 is appropriated from the general fund of the state to the
14 renewable fuel infrastructure fund created in section 159A.16
15 the amount of five million dollars.>

16 17. Page 25, after line 11 by inserting:

17 <Sec. ____ **NEW SECTION. 456.5A Long-range budget plan.**

18 1. As used in this section, “*planning period*” means a period
19 comprised of five consecutive fiscal years each beginning July
20 1 and ending June 30.

21 2. Not later than January 10, 2022, and not later than
22 January 10 of each subsequent five-year period, the state
23 geologist shall publish a new long-range budget plan for
24 the next planning period. The long-range budget plan shall
25 describe how moneys appropriated, expected to the appropriated,
26 or otherwise available or expected to be available to the
27 Iowa geological survey for each fiscal year of that planning
28 period are to be expended in a manner that best allows the
29 Iowa geographic survey to exercise its powers and carry out
30 its duties or functions. The long-range budget plan shall
31 include any performance goals and measures required by law
32 or established by the state geologist. The state geologist
33 shall annually evaluate the Iowa geological survey’s progress
34 in attaining those performance goals and shall revise the
35 long-term budget plan as the state geologist determines

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1 necessary or desirable.

2 Sec. ____ Section 456.7, Code 2021, is amended to read as
3 follows:

4 **456.7 Annual report.**

5 ~~The On or before January 10 of each year, the~~ state geologist
6 ~~shall, annually, at the time provided by law, make submit to~~
7 ~~the governor and the general assembly a full report of the work~~
8 ~~in of the Iowa geographic survey performed during the preceding~~
9 ~~year, which. The report shall include a summary of its current~~
10 ~~long-range budget plan as provided in section 456.5A. The~~
11 ~~report may be accompanied by such other reports and papers~~
12 ~~documents as may be considered the state geologist determines~~
13 ~~is necessary or~~ desirable for publication.>

14 18. Page 25, by striking lines 12 through 16.

15 19. Title page, by striking lines 4 and 5 and inserting
16 <environmental protection.>

17 20. By renumbering as necessary.

SENATE AMENDMENT

H-1500

- 1 Amend House File 864 as follows:
2 1. Page 3, by striking lines 1 and 2 and inserting <and
3 expended from the court technology and modernization>
4 2. Page 3, by striking lines 15 through 19 and inserting <as
5 if a change of venue occurred.>

WORTHAN of Buena Vista

H-1501

- 1 Amend House File 864 as follows:
2 1. Page 1, line 20, by striking <189,953,894> and inserting
3 <189,640,252>
4 2. Page 4, by striking lines 19 through 34 and inserting:
5 <2. The following annual salary rates shall be paid to the
6 persons holding the judicial positions indicated during the
7 fiscal year beginning July 1, 2021, effective with the pay
8 period beginning June 25, 2021, and for subsequent pay periods.
9 a. Chief justice of the supreme court:
10 \$ 192,261
11 b. Each justice of the supreme court:
12 \$ 183,653
13 c. Chief judge of the court of appeals:
14 \$ 172,175
15 d. Each associate judge of the court of appeals:
16 \$ 166,436
17 e. Each chief judge of a judicial district:
18 \$ 160,696
19 f. Each district judge except the chief judge of a judicial
20 district:
21 \$ 154,957
22 g. Each district associate judge:
23 \$ 137,740
24 h. Each associate juvenile judge:
25 \$ 137,740
26 i. Each associate probate judge:
27 \$ 137,740
28 j. Each judicial magistrate:
29 \$ 42,469
30 k. Each senior judge:
31 \$ 9,182
32 3. Persons receiving the salary rates established
33 under this section shall not receive any additional salary
34 adjustments provided by this Act or any other Act of the
35 general assembly.>

WORTHAN of Buena Vista

H-1502

1 Amend House File 861 as follows:

- 2 1. Page 1, line 18, by striking <6,371,768> and inserting
3 <6,361,238>
4 2. Page 2, line 7, by striking <5.00> and inserting <7.00>
5 3. Page 2, line 10, by striking <5.00> and inserting <7.00>
6 4. Page 2, line 16, by striking <5.00> and inserting <7.00>
7 5. Page 4, line 14, by striking <43,874,586> and inserting
8 <42,488,273>
9 6. Page 4, line 18, by striking <34,674,762> and inserting
10 <35,868,225>
11 7. Page 4, line 22, by striking <65,504,081> and inserting
12 <63,688,978>
13 8. Page 4, line 26, by striking <30,336,583> and inserting
14 <29,390,947>
15 9. Page 4, line 30, by striking <27,512,550> and inserting
16 <26,680,161>
17 10. Page 4, line 34, by striking <11,198,997> and inserting
18 <10,841,112>
19 11. Page 5, line 3, by striking <26,494,779> and inserting
20 <25,647,227>
21 12. Page 5, line 12, by striking <24,793,038> and inserting
22 <23,979,152>
23 13. Page 5, line 16, by striking <31,863,351> and inserting
24 <30,903,150>
25 14. Page 6, line 4, by striking <5,681,661> and inserting
26 <5,558,227>
27 15. Page 7, after line 11 by inserting:
28 <5. For department-wide duties, including operations,
29 costs, and miscellaneous purposes:
30 \$ 10,079,991
31 Notwithstanding section 8.33, moneys appropriated in this
32 section that remain unencumbered or unobligated at the close of
33 the fiscal year shall not revert but shall remain available for
34 expenditure for the purposes designated until the close of the
35 succeeding fiscal year.>

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- 1 16. Page 7, line 22, by striking <16,040,331> and inserting
2 <15,553,865>
3 17. Page 7, line 28, by striking <12,388,902> and inserting
4 <12,015,201>
5 18. Page 7, line 34, by striking <7,802,557> and inserting
6 <7,519,274>
7 19. Page 8, line 2, by striking <6,125,378> and inserting
8 <5,941,717>
9 20. Page 8, line 6, by striking <23,250,182> and inserting
10 <22,514,230>
11 21. Page 8, line 12, by striking <15,957,947> and inserting
12 <15,431,664>

13 22. Page 8, line 18, by striking <8,503,757> and inserting
 14 <8,213,355>
 15 23. Page 8, line 24, by striking <9,073,261> and inserting
 16 <8,761,954>
 17 24. Page 11, line 26, by striking <1,222,768> and inserting
 18 <1,220,749>
 19 25. Page 12, line 28, by striking <29,531,882> and inserting
 20 <29,483,120>
 21 26. Page 12, line 33, by striking <41,228,448> and inserting
 22 <40,960,374>
 23 27. Page 13, line 7, by striking <1,287,865> and inserting
 24 <1,285,739>
 25 28. Page 13, line 18, by striking <6,928,040> and inserting
 26 <6,916,601>
 27 29. Page 14, line 1, by striking <2,291,540> and inserting
 28 <2,287,756>
 29 30. Page 14, line 29, by striking <18,216,868> and inserting
 30 <19,316,868>
 31 31. Page 14, line 30, by striking <173.00> and inserting
 32 <180.00>
 33 32. Page 17, line 35, by striking <11,311,731> and inserting
 34 <10,211,731>
 35 33. Page 18, line 27, by striking <1,320,899> and inserting

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1 <1,318,718>
 2 34. Page 19, line 7, by striking <1,290,499> and inserting
 3 <1,288,368>
 4 35. Page 19, by striking lines 9 through 17 and inserting:
 5 <b. (1) For a single grant to a program located in a city
 6 with a higher than average juvenile crime rate as determined
 7 by the criminal and juvenile justice planning division and
 8 a population greater than 80,000 as determined by the 2010
 9 federal decennial census, which may be used for studying,
 10 planning, programming, and capital, that is committed to
 11 deterring juvenile delinquency through early intervention in
 12 the criminal justice system by providing a comprehensive,
 13 multifaceted delivery of social services and which shall meet
 14 the guiding principles and standards for assessment centers set
 15 forth by the national assessment center association:>
 16 36. Page 19, after line 20 by inserting:
 17 <(3) A city shall not receive a grant under this paragraph,
 18 or a similar grant from the state of Iowa, for more than
 19 two consecutive fiscal years unless no other city meets the
 20 requirements specified in subparagraph (1).>
 21 37. Page 21, after line 30 by inserting:
 22 <DIVISION ____
 23 GAMBLING — FEES
 24 Sec. ____ Section 99D.14, subsection 2, paragraph a,
 25 subparagraph (1), Code 2021, is amended to read as follows:
 26 (1) A licensee shall pay a regulatory fee to be charged as

27 provided in this section. In determining the regulatory fee
28 to be charged as provided under this section, the commission
29 shall use the amount appropriated to the commission plus
30 the cost of salaries for no more than three special agents
31 assigned pursuant to the provisions of section 80.25A, for
32 each racetrack that has not been issued a table games license
33 under chapter 99F or no more than three special agents
34 assigned pursuant to the provisions of section 80.25A, for each
35 racetrack that has been issued a table games license under

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1 chapter 99F, plus any direct and indirect support costs ~~for the~~
2 ~~agents~~, for the division of criminal investigation's ~~racetrack~~
3 ~~activities~~ duties pursuant to chapters 99D, 99E, and 99F, and
4 section 80.25A, as the basis for determining the amount of
5 revenue to be raised from the regulatory fee.
6 Sec. _____. Section 99F.10, subsection 4, paragraph a, Code
7 2021, is amended to read as follows:
8 a. In determining the license fees and state regulatory
9 fees to be charged as provided under section 99F.4 and this
10 section, the commission shall use as the basis for determining
11 the amount of revenue to be raised from the license fees and
12 regulatory fees the amount appropriated to the commission plus
13 the cost of salaries for no more than three special agents ~~for~~
14 ~~each excursion gambling boat or gambling structure~~ assigned
15 pursuant to the provisions of section 80.25A, plus any direct
16 and indirect support costs ~~for the agents~~, for the division of
17 criminal investigation's ~~excursion gambling boat or gambling~~
18 ~~structure activities~~ duties pursuant to chapters 99D, 99E, and
19 99F, and section 80.25A.

20 Sec. _____. Section 99F.10, Code 2021, is amended by adding
21 the following new subsection:
22 NEW SUBSECTION. 4A. For the fiscal year beginning July
23 1, 2021, and each fiscal year thereafter, the seven licensees
24 with the lowest adjusted gross receipts for the previous fiscal
25 year shall pay a reduced regulatory fee. The division of
26 criminal investigation shall calculate the regulatory fee to
27 be paid by each licensee using a methodology that reduces the
28 regulatory fee for the seven licensees with the lowest adjusted
29 gross receipts by an amount equivalent to the portion of the
30 regulatory fees associated with one special agent.

31 Sec. _____. GAMBLING GAMES AND SPORTS WAGERING REGULATION
32 — FEES. Notwithstanding section 99F.10, the cost of seven
33 special agent full-time equivalent positions assigned pursuant
34 to section 80.25A, as determined by the commissioner of public
35 safety, shall be credited to the general fund on July 1, 2021.

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1 DIVISION ____
2 DEPARTMENT OF PUBLIC SAFETY — BUREAU OF CYBER-CRIME

3 Sec. ____ Section 80.9A, subsection 6, Code 2021, is amended
4 by adding the following new paragraph:

5 NEW PARAGRAPH. *h.* When engaged in the investigation of
6 crimes and the enforcement of laws relating to cyber-crime.

7 Sec. ____ NEW SECTION. **80.40 Bureau of cyber-crime.**

8 1. The bureau of cyber-crime is established within the
9 division of criminal investigation of the department. The
10 purpose of the bureau is to investigate crimes with a nexus to
11 the internet or computer technology including but not limited
12 to crimes involving child exploitation and cyber intrusion.

13 2. The bureau of cyber-crime shall have the authority
14 to conduct investigations and perform forensic analyses
15 of criminal cases involving computer technology and to
16 provide assistance to governmental agencies involved in the
17 investigation of cyber-crime.>

18 38. Title page, line 1, after <system> by inserting <,
19 gambling regulatory fees, and creating a bureau of cyber-crime>

20 39. By renumbering as necessary.

WORTHAN of Buena Vista

H-1503

1 Amend House File 772 as follows:

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

4 <Section 1. NEW SECTION. **668.15A Noneconomic damages —**
5 **award review.**

6 In an action for damages, if a verdict in favor of a
7 plaintiff is rendered by a jury and if the damages include
8 noneconomic damages exceeding one million dollars, then the
9 trial judge, within thirty days of the date of the jury's
10 verdict, shall independently review the jury's verdict to
11 verify that the verdict and the damages are supported by
12 the facts of the case and established state law. If the
13 trial judge believes that the verdict reflects excessive or
14 inadequate damages influenced by the passions or prejudices
15 of the jury and is not based on substantial evidence, then
16 the trial judge shall issue findings of facts and conclusions
17 of law setting forth such belief and shall enter an order
18 remitting any amounts not supported by substantial evidence.
19 If the trial court enters a remittitur by reducing all or part
20 of the jury's verdict, the court shall give the plaintiff an
21 option to either accept the remitted amount or to accept a new
22 trial on the issue of damages.>

23 2. Title page, by striking lines 1 through 5 and inserting
24 <An Act relating to tort liability and noneconomic damages
25 award review.>

LOHSE of Polk

H-1504

1 Amend House File 861 as follows:
2 1. Page 21, after line 30 by inserting:
3 <DIVISION ____
4 WORKERS' COMPENSATION — ACTIONS AND OFFSETS
5 Sec. ____ Section 85.26, subsection 1, Code 2021, is amended
6 to read as follows:
7 1. An original proceeding for benefits under this chapter
8 or chapter 85A, 85B, or 86, shall not be maintained in any
9 contested case unless the proceeding is commenced within two
10 years from the date of the occurrence of the injury for which
11 benefits are claimed or one year from the date a denial of
12 liability is received by the employee, whichever is later,
13 or, if weekly compensation benefits are paid under section
14 86.13, within three years from the date of the last payment
15 of weekly compensation benefits. For the purposes of this
16 section, "*date of the occurrence of the injury*" means the date
17 that the employee knew or should have known that the injury was
18 work-related.
19 Sec. ____ Section 97A.6, subsection 11, Code 2021, is
20 amended to read as follows:
21 11. *Pensions offset by compensation benefits.*
22 a. Any amounts which may be paid or payable by the state
23 under the provisions of any workers' compensation or similar
24 law to a member or to the dependents of a member on account of
25 any disability or death, shall be offset against and payable
26 in lieu of any benefits payable out of the retirement fund
27 provided by the state under the provisions of this chapter on
28 account of the same disability or death. In case the present
29 value of the total commuted benefits under said workers'
30 compensation or similar law is less than the present value
31 of the benefits otherwise payable from the retirement fund
32 provided by the state under this chapter, then the present
33 value of the commuted payments shall be deducted from the
34 pension payable and such benefits as may be provided by the
35 system so reduced shall be payable under the provisions of this

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1 chapter.
2 b. Notwithstanding paragraph "a", any workers' compensation
3 benefits received by a member for past medical expenses or
4 future medical expenses shall not be offset against and not
5 considered payable in lieu of any retirement allowance payable
6 pursuant to this section on account of the same disability.
7 c. Notwithstanding paragraph "a", any workers' compensation
8 benefits received by a member for reimbursement of vacation
9 time used, sick time used, or for any unpaid time off from work
10 shall not be offset against and not considered payable in lieu
11 of any retirement allowance payable pursuant to this section on
12 account of the same disability.

13 Sec. ____ Section 97B.50A, subsection 5, Code 2021, is
14 amended to read as follows:
15 5. *Offset to allowance.*
16 a. Notwithstanding any provisions to the contrary in state
17 law, or any applicable contract or policy, any amounts which
18 may be paid or payable by the employer under any workers’
19 compensation, unemployment compensation, employer-paid
20 disability plan, program, or policy, or other law to a member,
21 and any disability payments the member receives pursuant to
22 the federal Social Security Act, 42 U.S.C. §423 et seq.,
23 shall be offset against and payable in lieu of any retirement
24 allowance payable pursuant to this section on account of the
25 same disability.
26 b. Notwithstanding paragraph “a”, any workers’ compensation
27 benefits received by a member for past medical expenses or
28 future medical expenses shall not be offset against and not
29 considered payable in lieu of any retirement allowance payable
30 pursuant to this section on account of the same disability.
31 c. Notwithstanding paragraph “a”, any workers’ compensation
32 benefits received by a member for reimbursement of vacation
33 time used, sick time used, or for any unpaid time off from work
34 shall not be offset against and not considered payable in lieu
35 of any retirement allowance payable pursuant to this section on

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- 1 account of the same disability.>
- 2 3. Title page, line 1, after <system> by inserting <, and
- 3 workers’ compensation>
- 4 2. By renumbering as necessary.

BRECKENRIDGE of Jasper

H-1505

1 Amend House File 861 as follows:
2 1. Page 21, after line 30 by inserting:
3 <DIVISION ____
4 ACCRUED SICK LEAVE — RETIRED PUBLIC SAFETY EMPLOYEES
5 Sec. ____ NEW SECTION. **70A.23A Credit for accrued sick**
6 **leave — public safety employees.**
7 A public safety employee, as defined by section 20.3,
8 subsection 11, who retires and has applied for retirement
9 benefits under an eligible retirement system, shall receive
10 credit for all accumulated, unused sick leave which shall be
11 converted at current value and credited to an account for the
12 public safety employee for the purpose of paying the public
13 safety employee’s cost of the monthly premiums for continuance
14 of the public safety employee’s health insurance plan. Upon
15 the death of a retired public safety employee, the spouse
16 or surviving spouse shall be entitled to the value of the
17 accumulated unused sick leave for the purpose of paying the

- 18 cost of monthly premiums for continuation of a public safety
19 employee's health insurance policy for the public safety
20 employee's surviving spouse or dependents. This section shall
21 not apply to sections 509A.13 and 509A.13A.>
22 2. Title page, line 1, after <system> by inserting <, and
23 public safety employees accrued sick leave>
24 3. By renumbering as necessary.

PRICHARD of Floyd

H-1506

- 1 Amend House File 861 as follows:
2 1. Page 21, after line 30 by inserting:
3 <DIVISION ____
4 LAW ENFORCEMENT DATA COLLECTION AND REPORTING
5 Sec. ____ NEW SECTION. **13.12 Law enforcement data**
6 **collection and reporting.**
7 1. Every state and local law enforcement agency shall
8 collect and compile data on each traffic, bicycle, or
9 pedestrian stop conducted by its officers, and shall report the
10 data to the attorney general on or before July 1 of each year,
11 subject to subsection 3. All of the following information
12 shall be collected and compiled for each stop, including but
13 not limited to stops that involve questioning or a driver's
14 license or motor vehicle registration check but that do not
15 result in the issuance of a written citation or warning:
16 a. The time, date, location, and duration of the stop.
17 b. The reason for the stop.
18 c. Whether the officer performed a driver's license or motor
19 vehicle registration check.
20 d. Whether the officer issued a citation or an oral or
21 written warning.
22 e. The offense for which the individual was warned, cited,
23 or arrested, if applicable.
24 f. The race, ethnicity, sex, and approximate age of the
25 individual, and whether English is the individual's primary
26 language. The identification of these characteristics shall be
27 based primarily on information obtained from the individual's
28 driver's license or nonoperator's identification card and
29 secondarily on the observations and perceptions of the officer
30 performing the stop. The officer shall not be required to
31 inquire about the individual's race or ethnicity, or whether
32 English is the individual's primary language, and shall rely
33 principally on such information encrypted on the individual's
34 driver's license or nonoperator's identification card pursuant
35 to section 321.189 or 321.190. The identifying characteristics

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- 1 of any passenger in the motor vehicle shall also be reported
2 if the stop involved the passenger and the officer performed a

3 search.

4 g. Whether the officer asked for consent to search the
5 individual or vehicle and whether the individual consented to
6 the search; whether the officer searched the individual, the
7 vehicle, or any property, and the basis for the search; and
8 whether the officer seized any property, a description of the
9 property seized, and the basis for seizing the property.

10 h. Whether the officer used physical force against the
11 individual and whether the individual used physical force
12 against the officer.

13 i. Any other information which the officer or law
14 enforcement agency considers appropriate.

15 2. The attorney general shall develop a standardized form to
16 be used by law enforcement agencies in collecting, compiling,
17 and reporting the information pursuant to subsection 1.

18 3. a. Every state law enforcement agency, every local law
19 enforcement agency with jurisdiction over a county, and every
20 local law enforcement agency with jurisdiction over a city with
21 a population of four thousand five hundred or more shall submit
22 its first report to the attorney general on or before July 1,
23 2021.

24 b. Every local law enforcement agency with jurisdiction over
25 a city with a population of at least two thousand five hundred
26 but less than four thousand five hundred shall submit its first
27 report to the attorney general on or before July 1, 2022.

28 c. Every local law enforcement agency with jurisdiction over
29 a city with a population of less than two thousand five hundred
30 shall submit its first report to the attorney general on or
31 before July 1, 2023.

32 4. a. Except as otherwise provided by law, a law
33 enforcement agency shall not grant access to any personal
34 identifying information contained in the data collected by
35 the agency to any person except a federal, state, local, or

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1 tribal government employee or agent who requires access to such
2 information in order to collect, compile, and report the data
3 in accordance with this section.

4 b. A law enforcement agency may permit a contractor
5 or nongovernmental entity to access personal identifying
6 information contained in the data if the contractor or
7 nongovernmental entity signs an agreement with the agency
8 which prohibits further disclosure of the personal identifying
9 information by the contractor or nongovernmental entity, and
10 if the contractor or nongovernmental entity is required by the
11 agreement to maintain adequate security measures to prevent
12 unauthorized access to the personal identifying information.

13 5. On or before December 15, 2021, and each year thereafter,
14 the attorney general shall publish a report on the attorney
15 general's internet site containing the compiled data and
16 reports received by the attorney general pursuant to this

17 section for the period ending July 1 of the calendar year in
18 which the report is published. The report shall not contain
19 any unique personal identifying information of any peace
20 officer or other person involved in a particular incident,
21 including but not limited to names and badge numbers.
22 Sec. ____ Section 321.189, subsection 2, paragraph a, Code
23 2021, is amended to read as follows:
24 a. Appearing on the driver's license shall be a
25 distinguishing number assigned to the licensee; the licensee's
26 full name, date of birth, sex, and residence address; a
27 color photograph; a physical description of the licensee;
28 the name of the state; the dates of issuance and expiration;
29 and the usual signature of the licensee. The license shall
30 identify the class of vehicle the licensee may operate and the
31 applicable endorsements and restrictions which the department
32 shall require by rule. The licensee's race and ethnicity, and
33 whether English is the licensee's primary language, shall be
34 encrypted on the back of the license.
35 Sec. ____ Section 321.190, subsection 1, paragraph a, Code

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1 2021, is amended to read as follows:
2 a. The department shall, upon application and payment
3 of the required fee, issue to an applicant a nonoperator's
4 identification card. To be valid the card shall bear a
5 distinguishing number other than a social security number
6 assigned to the cardholder, the full name, date of birth,
7 sex, residence address, a physical description and a color
8 photograph of the cardholder, the usual signature of the
9 cardholder, and such other information as the department may
10 require by rule. The card shall also contain the cardholder's
11 race and ethnicity, and whether English is the cardholder's
12 primary language, encrypted on the back of the card. An
13 applicant for a nonoperator's identification card shall
14 apply for the card in the manner provided in section 321.182,
15 subsections 1 through 3. The card shall be issued to the
16 applicant at the time of application pursuant to procedures
17 established by rule. An applicant for a nonoperator's
18 identification card who is required by 50 U.S.C. app. §451
19 et seq. to register with the United States selective service
20 system shall be registered by the department with the selective
21 service system as provided in section 321.183.>
22 2. Title page, line 1, after <system> by inserting <, and
23 law enforcement data collection and reporting>
24 3. By renumbering as necessary.

THEDE of Scott

H-1507

1 Amend House File 864 as follows:

- 2 1. Page 2, by striking lines 8 through 10.
3 2. By renumbering, redesignating, and correcting internal
4 references as necessary.

WOLFE of Clinton

H-1508

- 1 Amend House File 592 as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <Section 1. Section 147.136A, Code 2021, is amended by
5 adding the following new subsection:
6 NEW SUBSECTION. 4. In an action for damages in which
7 this section applies, if a verdict in favor of a plaintiff
8 is rendered by a jury and if the damages include noneconomic
9 damages exceeding one million dollars, then the trial judge,
10 within thirty days of the date of the jury's verdict, shall
11 independently review the jury's verdict to verify that the
12 verdict and the damages are supported by the facts of the case
13 and established state law. If the trial judge believes that
14 the verdict reflects excessive or inadequate damages influenced
15 by the passions or prejudices of the jury and is not based on
16 substantial evidence, then the trial judge shall issue findings
17 of facts and conclusions of law setting forth such belief and
18 shall enter an order remitting any amounts not supported by
19 substantial evidence. If the trial court enters a remittitur
20 by reducing all or part of the jury's verdict, the court shall
21 give the plaintiff an option to either accept the remitted
22 amount or to accept a new trial on the issue of damages.>

LOHSE of Polk

H-1509

- 1 Amend House File 861 as follows:
2 1. By striking everything after the enacting clause and
3 inserting:
4 <DIVISION I
5 FY 2021-2022
6 APPROPRIATIONS
7 Section 1. DEPARTMENT OF JUSTICE.
8 1. There is appropriated from the general fund of the state
9 to the department of justice for the fiscal year beginning July
10 1, 2021, and ending June 30, 2022, the following amounts, or
11 so much thereof as is necessary, to be used for the purposes
12 designated:
13 a. For the general office of attorney general for
14 salaries, support, maintenance, and miscellaneous purposes,
15 including the prosecuting attorneys training program, matching
16 funds for federal violence against women grant programs,
17 victim assistance grants, the office of drug control policy

18 prosecuting attorney program, and odometer fraud enforcement,
19 and for not more than the following full-time equivalent
20 positions:

21 \$ 6,371,768

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 lettered paragraph
32 is not exceeded at the close of the fiscal year.

33 b. For victim assistance grants:

34 \$ 5,016,708

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 established in section
26 13.31.

27 Notwithstanding section 8.33, moneys appropriated in this
28 lettered paragraph that remain unencumbered or unobligated at
29 the 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 c. For legal services for persons in poverty grants as
33 provided in section 13.34:
34 \$ 2,634,601
35 2. a. The department of justice, in submitting budget

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1 estimates for the fiscal year beginning July 1, 2022, pursuant
2 to section 8.23, shall include a report of funding from sources
3 other than amounts appropriated directly from the general fund
4 of the state to the department of justice or to the office of
5 consumer advocate. These funding sources shall include but
6 are not limited to reimbursements from other state agencies,
7 commissions, boards, or similar entities, and reimbursements
8 from special funds or internal accounts within the department
9 of justice. The department of justice shall also report actual
10 reimbursements for the fiscal year beginning July 1, 2020,
11 and actual and expected reimbursements for the fiscal year
12 beginning July 1, 2021.
13 b. The department of justice shall include the report
14 required under paragraph "a", as well as information regarding
15 any revisions occurring as a result of reimbursements actually
16 received or expected at a later date, in a report to the
17 general assembly. The department of justice shall submit the
18 report on or before January 15, 2022.
19 3. a. The department of justice shall fully reimburse
20 the costs and necessary related expenses incurred by the Iowa
21 law enforcement academy to continue to employ one additional
22 instructor position who shall provide training for human
23 trafficking-related issues throughout the state.
24 b. The department of justice shall obtain the moneys
25 necessary to reimburse the Iowa law enforcement academy to
26 employ such an instructor from unrestricted moneys from either
27 the victim compensation fund established in section 915.94, the
28 human trafficking victim fund established in section 915.95, or
29 the human trafficking enforcement fund established in 2015 Iowa
30 Acts, chapter 138, section 141.
31 Sec. 2. OFFICE OF CONSUMER ADVOCATE. There is appropriated
32 from the department of commerce revolving fund created in
33 section 546.12 to the office of consumer advocate of the
34 department of justice for the fiscal year beginning July 1,
35 2021, and ending June 30, 2022, the following amount, or so

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1 much thereof as is necessary, to be used for the purposes
2 designated:
3 For salaries, support, maintenance, and miscellaneous
4 purposes, and for not more than the following full-time
5 equivalent positions:
6 \$ 3,137,588
7 FTEs 22.00

8 Sec. 3. DEPARTMENT OF CORRECTIONS — FACILITIES.

- 9 1. There is appropriated from the general fund of the state
10 to the department of corrections for the fiscal year beginning
11 July 1, 2021, and ending June 30, 2022, the following amounts,
12 or so much thereof as is necessary, to be used for the purposes
13 designated:
- 14 a. For the operation of the Fort Madison correctional
15 facility, including salaries, support, maintenance, and
16 miscellaneous purposes:
17 \$ 43,874,586
- 18 b. For the operation of the Anamosa correctional facility,
19 including salaries, support, maintenance, and miscellaneous
20 purposes:
21 \$ 34,674,762
- 22 c. For the operation of the Oakdale correctional facility,
23 including salaries, support, maintenance, and miscellaneous
24 purposes:
25 \$ 65,504,081
- 26 d. For the operation of the Newton correctional facility,
27 including salaries, support, maintenance, and miscellaneous
28 purposes:
29 \$ 30,336,583
- 30 e. For the operation of the Mount Pleasant correctional
31 facility, including salaries, support, maintenance, and
32 miscellaneous purposes:
33 \$ 27,512,550
- 34 f. For the operation of the Rockwell City correctional
35 facility, including salaries, support, maintenance, and

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- 1 miscellaneous purposes:
2 \$ 11,198,997
- 3 g. For the operation of the Clarinda correctional facility,
4 including salaries, support, maintenance, and miscellaneous
5 purposes:
6 \$ 26,494,779
- 7 Moneys received by the department of corrections as
8 reimbursement for services provided to the Clarinda youth
9 corporation are appropriated to the department and shall be
10 used for the purpose of operating the Clarinda correctional
11 facility.
- 12 h. For the operation of the Mitchellville correctional
13 facility, including salaries, support, maintenance, and
14 miscellaneous purposes:
15 \$ 24,793,038
- 16 i. For the operation of the Fort Dodge correctional
17 facility, including salaries, support, maintenance, and
18 miscellaneous purposes:
19 \$ 31,863,351
- 20 j. For reimbursement of counties for temporary confinement
21 of prisoners, as provided in sections 901.7, 904.908, and

22 906.17, and for offenders confined pursuant to section 904.513:
23 \$ 1,082,635
24 k. For federal prison reimbursement, reimbursements for
25 out-of-state placements, and miscellaneous contracts:
26 \$ 234,411
27 2. The department of corrections shall use moneys
28 appropriated in subsection 1 to continue to contract for the
29 services of a Muslim imam and a Native American spiritual
30 leader.
31 Sec. 4. DEPARTMENT OF CORRECTIONS — ADMINISTRATION.
32 There is appropriated from the general fund of the state to the
33 department of corrections for the fiscal year beginning July
34 1, 2021, and ending June 30, 2022, the following amounts, or
35 so much thereof as is necessary, to be used for the purposes

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1 designated:
2 1. For general administration, including salaries and the
3 adjustment of salaries throughout the department, support,
4 maintenance, employment of an education director to administer
5 a centralized education program for the correctional system,
6 and miscellaneous purposes:
7 \$ 5,681,661
8 a. It is the intent of the general assembly that each
9 lease negotiated by the department of corrections with a
10 private corporation for the purpose of providing private
11 industry employment of inmates in a correctional institution
12 shall prohibit the private corporation from utilizing inmate
13 labor for partisan political purposes for any person seeking
14 election to public office in this state and that a violation
15 of this requirement shall result in a termination of the lease
16 agreement.
17 b. It is the intent of the general assembly that as a
18 condition of receiving the appropriation provided in this
19 subsection the department of corrections shall not enter into
20 a lease or contractual agreement pursuant to section 904.809
21 with a private corporation for the use of building space for
22 the purpose of providing inmate employment without providing
23 that the terms of the lease or contract establish safeguards to
24 restrict, to the greatest extent feasible, access by inmates
25 working for the private corporation to personal identifying
26 information of citizens.
27 2. For educational programs for inmates at state penal
28 institutions:
29 \$ 2,608,109
30 a. To maximize the funding for educational programs,
31 the department shall establish guidelines and procedures to
32 prioritize the availability of educational and vocational
33 training for inmates based upon the goal of facilitating an
34 inmate's successful release from the correctional institution.
35 b. The director of the department of corrections may

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1 transfer moneys from Iowa prison industries and the canteen
2 operating funds established pursuant to section 904.310, for
3 use in educational programs for inmates.
4 c. Notwithstanding section 8.33, moneys appropriated in
5 this subsection that remain unencumbered or unobligated at the
6 close of the fiscal year shall not revert but shall remain
7 available to be used only for the purposes designated in this
8 subsection until the close of the succeeding fiscal year.
9 3. For the development and operation of the Iowa corrections
10 offender network (ICON) data system:
11 \$ 2,000,000
12 4. For offender mental health and substance abuse
13 treatment:
14 \$ 28,065
15 Sec. 5. JUDICIAL DISTRICT DEPARTMENTS OF CORRECTIONAL
16 SERVICES.
17 1. There is appropriated from the general fund of the state
18 to the department of corrections for the fiscal year beginning
19 July 1, 2021, and ending June 30, 2022, for salaries, support,
20 maintenance, and miscellaneous purposes, the following amounts,
21 or so much thereof as is necessary, to be used for the purposes
22 designated:
23 a. For the first judicial district department of
24 correctional services:
25 \$ 16,040,331
26 It is the intent of the general assembly that the first
27 judicial district department of correctional services maintains
28 the drug courts operated by the district department.
29 b. For the second judicial district department of
30 correctional services:
31 \$ 12,388,902
32 It is the intent of the general assembly that the second
33 judicial district department of correctional services maintains
34 two drug courts to be operated by the district department.
35 c. For the third judicial district department of

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1 correctional services:
2 \$ 7,802,557
3 d. For the fourth judicial district department of
4 correctional services:
5 \$ 6,125,378
6 e. For the fifth judicial district department of
7 correctional services, including funding for electronic
8 monitoring devices for use on a statewide basis:
9 \$ 23,250,182
10 It is the intent of the general assembly that the fifth
11 judicial district department of correctional services maintains
12 the drug court operated by the district department.

13 f. For the sixth judicial district department of
 14 correctional services:
 15 \$ 15,957,947
 16 It is the intent of the general assembly that the sixth
 17 judicial district department of correctional services maintains
 18 the drug court operated by the district department.
 19 g. For the seventh judicial district department of
 20 correctional services:
 21 \$ 8,503,757
 22 It is the intent of the general assembly that the seventh
 23 judicial district department of correctional services maintains
 24 the drug court operated by the district department.
 25 h. For the eighth judicial district department of
 26 correctional services:
 27 \$ 9,073,261
 28 2. There is appropriated from the general fund of the state
 29 to the department of corrections for the fiscal year beginning
 30 July 1, 2021, and ending June 30, 2022, the following amount,
 31 or so much thereof as is necessary, to be used for the purposes
 32 designated:
 33 For statewide judicial assistance, support, and pilot
 34 projects for judicial district departments of correctional
 35 services:

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1 \$ 663,219
 2 3. Each judicial district department of correctional
 3 services, within the moneys available, shall continue programs
 4 and plans established within that district to provide for
 5 intensive supervision, sex offender treatment, diversion of
 6 low-risk offenders to the least restrictive sanction available,
 7 job development, and expanded use of intermediate criminal
 8 sanctions.
 9 4. Each judicial district department of correctional
 10 services shall provide alternatives to prison consistent with
 11 chapter 901B. The alternatives to prison shall ensure public
 12 safety while providing maximum rehabilitation to the offender.
 13 A judicial district department of correctional services may
 14 also establish a day program.
 15 5. The governor's office of drug control policy shall
 16 consider federal grants made to the department of corrections
 17 for the benefit of each of the eight judicial district
 18 departments of correctional services as local government
 19 grants, as defined pursuant to federal regulations.
 20 6. The department of corrections shall continue to contract
 21 with a judicial district department of correctional services to
 22 provide for the rental of electronic monitoring equipment which
 23 shall be available statewide.
 24 7. The public safety assessment shall not be utilized
 25 in pretrial hearings when determining whether to detain or
 26 release a defendant before trial, and the use of the public

27 safety assessment pilot program shall be terminated as of the
28 effective date of this subsection, until such time the use of
29 the public safety assessment has been specifically authorized
30 by the general assembly.

31 Sec. 6. DEPARTMENT OF CORRECTIONS — REALLOCATION OF
32 APPROPRIATIONS. Notwithstanding section 8.39, within
33 the moneys appropriated in this Act to the department of
34 corrections, the department may reallocate the moneys
35 appropriated and allocated as necessary to best fulfill the

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1 needs of the correctional institutions, administration of
2 the department, and the judicial district departments of
3 correctional services. However, in addition to complying with
4 the requirements of sections 904.116 and 905.8 and providing
5 notice to the legislative services agency, the department
6 of corrections shall also provide notice to the department
7 of management, prior to the effective date of the revision
8 or reallocation of an appropriation made pursuant to this
9 section. The department of corrections shall not reallocate an
10 appropriation or allocation for the purpose of eliminating any
11 program.

12 Sec. 7. INTENT — REPORTS.

13 1. The department of corrections, in cooperation with
14 townships, the Iowa cemetery associations, and other nonprofit
15 or governmental entities, may use inmate labor during the
16 fiscal year beginning July 1, 2021, to restore or preserve
17 rural cemeteries and historical landmarks. The department, in
18 cooperation with the counties, may also use inmate labor to
19 clean up roads, major water sources, and other water sources
20 around the state.

21 2. On a quarterly basis, the department shall provide
22 a status report regarding private-sector employment to the
23 general assembly beginning on July 1, 2021. The report shall
24 include the number of offenders employed in the private sector,
25 the combined number of hours worked by the offenders, the
26 total amount of allowances, and the distribution of allowances
27 pursuant to section 904.702, including any moneys deposited in
28 the general fund of the state.

29 Sec. 8. ELECTRONIC MONITORING REPORT. The department of
30 corrections shall submit a report on electronic monitoring
31 to the general assembly by January 15, 2022. The report
32 shall specifically address the number of persons being
33 electronically monitored and break down the number of persons
34 being electronically monitored by offense committed. The
35 report shall also include a comparison of any data from the

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1 prior fiscal year with the current fiscal year.

2 Sec. 9. STATE AGENCY PURCHASES FROM PRISON INDUSTRIES.

3 1. As used in this section, unless the context otherwise
4 requires, "state agency" means the government of the state
5 of Iowa, including but not limited to all executive branch
6 departments, agencies, boards, bureaus, and commissions, the
7 judicial branch, the general assembly and all legislative
8 agencies, institutions within the purview of the state board of
9 regents, and any corporation whose primary function is to act
10 as an instrumentality of the state.
11 2. State agencies are encouraged to purchase products from
12 Iowa state industries, as defined in section 904.802, when
13 purchases are required and the products are available from
14 Iowa state industries. State agencies shall obtain bids from
15 Iowa state industries for purchases of office furniture during
16 the fiscal year beginning July 1, 2021, exceeding \$5,000 or
17 in accordance with applicable administrative rules related to
18 purchases for the agency.
19 Sec. 10. IOWA LAW ENFORCEMENT ACADEMY.
20 1. There is appropriated from the general fund of the
21 state to the Iowa law enforcement academy for the fiscal year
22 beginning July 1, 2021, and ending June 30, 2022, the following
23 amount, or so much thereof as is necessary, to be used for the
24 purposes designated:
25 a. For salaries, support, maintenance, and miscellaneous
26 purposes, including jailer training and technical assistance,
27 and for not more than the following full-time equivalent
28 positions:
29 \$ 1,347,768
30 FTEs 31.25
31 Of the moneys appropriated in this paragraph, \$125,000
32 and 1.00 full-time equivalent position shall be used for an
33 additional de-escalation training position.
34 b. The Iowa law enforcement academy may temporarily exceed
35 and draw more than the amount appropriated in this subsection

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1 and incur a negative cash balance as long as there are
2 receivables equal to or greater than the negative balance and
3 the amount appropriated in this subsection is not exceeded at
4 the close of the fiscal year.
5 2. The Iowa law enforcement academy may select at least
6 five automobiles of the department of public safety, division
7 of state patrol, prior to turning over the automobiles to
8 the department of administrative services to be disposed
9 of by public auction, and the Iowa law enforcement academy
10 may exchange any automobile owned by the academy for each
11 automobile selected if the selected automobile is used in
12 training law enforcement officers at the academy. However, any
13 automobile exchanged by the academy shall be substituted for
14 the selected vehicle of the department of public safety and
15 sold by public auction with the receipts being deposited in the
16 depreciation fund maintained pursuant to section 8A.365 to the

17 credit of the department of public safety, division of state
18 patrol.

19 3. The Iowa law enforcement academy shall provide training
20 for domestic abuse and human trafficking-related issues
21 throughout the state. The training shall be offered at no
22 cost to the attendees and the training shall not replace any
23 existing domestic abuse or human trafficking training offered
24 by the academy.

25 Sec. 11. STATE PUBLIC DEFENDER. There is appropriated from
26 the general fund of the state to the office of the state public
27 defender of the department of inspections and appeals for the
28 fiscal year beginning July 1, 2021, and ending June 30, 2022,
29 the following amounts, or so much thereof as is necessary, to
30 be used for the purposes designated:

31 1. For salaries, support, maintenance, and miscellaneous
32 purposes, and for not more than the following full-time
33 equivalent positions:

34 \$ 29,531,882
35 FTEs 233.00

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1 2. For payments on behalf of eligible adults and juveniles
2 from the indigent defense fund, in accordance with section
3 815.11:

4 \$ 41,228,448

5 Sec. 12. BOARD OF PAROLE. There is appropriated from the
6 general fund of the state to the board of parole for the fiscal
7 year beginning July 1, 2021, and ending June 30, 2022, the
8 following amount, or so much thereof as is necessary, to be
9 used for the purposes designated:

10 For salaries, support, maintenance, and miscellaneous
11 purposes, and for not more than the following full-time
12 equivalent positions:

13 \$ 1,287,865
14 FTEs 10.53

15 Sec. 13. DEPARTMENT OF PUBLIC DEFENSE.

16 1. There is appropriated from the general fund of the
17 state to the department of public defense, for the fiscal year
18 beginning July 1, 2021, and ending June 30, 2022, the following
19 amounts, 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 \$ 7,053,040
25 FTEs 254.00

26 2. The department of public defense may temporarily exceed
27 and draw more than the amount appropriated in this section and
28 incur a negative cash balance as long as there are receivables
29 of federal funds equal to or greater than the negative balance
30 and the amount appropriated in this section is not exceeded at

31 the close of the fiscal year.
32 Sec. 14. DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY
33 MANAGEMENT.
34 1. There is appropriated from the general fund of the state
35 to the department of homeland security and emergency management

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1 for the fiscal year beginning July 1, 2021, and ending June
2 30, 2022, the following amounts, or so much thereof as is
3 necessary, to be used for the purposes designated:
4 For salaries, support, maintenance, and miscellaneous
5 purposes, and for not more than the following full-time
6 equivalent positions:
7 \$ 2,291,540
8 FTEs 30.00
9 2. The department of homeland security and emergency
10 management may temporarily exceed and draw more than the amount
11 appropriated in this section and incur a negative cash balance
12 as long as there are receivables of federal funds equal to or
13 greater than the negative balance and the amount appropriated
14 in this section is not exceeded at the close of the fiscal
15 year.
16 Sec. 15. DEPARTMENT OF PUBLIC SAFETY. There is appropriated
17 from the general fund of the state to the department of public
18 safety for the fiscal year beginning July 1, 2021, and ending
19 June 30, 2022, the following amounts, or so much thereof as is
20 necessary, to be used for the purposes designated:
21 1. For administrative functions, including salaries and the
22 adjustment of salaries throughout the department, the criminal
23 justice information system, and for not more than the following
24 full-time equivalent positions:
25 \$ 5,833,065
26 FTEs 43.00
27 2. For the division of criminal investigation, including
28 the state's contribution to the peace officers' retirement,
29 accident, and disability system provided in chapter 97A in the
30 amount of the state's normal contribution rate, as defined in
31 section 97A.8, multiplied by the salaries for which the moneys
32 are appropriated, to meet federal fund matching requirements,
33 and for not more than the following full-time equivalent
34 positions:
35 \$ 18,341,868

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1 FTEs 173.00
2 Of the moneys appropriated in this subsection, \$125,000
3 shall be used for the division of criminal investigation fusion
4 center and for child pornography prevention and enforcement.
5 3. For the criminalistics laboratory fund created in
6 section 691.9:

7 \$ 650,000
 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.
 13 4. a. For the division of narcotics enforcement, including
 14 the state's contribution to the peace officers' retirement,
 15 accident, and disability system provided in chapter 97A in the
 16 amount of the state's normal contribution rate, as defined in
 17 section 97A.8, multiplied by the salaries for which the moneys
 18 are appropriated, to meet federal fund matching requirements,
 19 and for not more than the following full-time equivalent
 20 positions:
 21 \$ 8,428,156
 22 FTEs 67.00
 23 The division of narcotics enforcement is authorized an
 24 additional 1.00 full-time equivalent position pursuant to
 25 this lettered paragraph that is in excess of the number of
 26 full-time equivalent positions authorized for the previous
 27 fiscal year only if the division of narcotics enforcement
 28 receives sufficient federal moneys to maintain employment
 29 for the additional full-time equivalent position during the
 30 current fiscal year. The division of narcotics enforcement
 31 shall only employ the additional full-time equivalent position
 32 in succeeding fiscal years if sufficient federal moneys are
 33 received during each of those succeeding fiscal years.
 34 b. For the division of narcotics enforcement for undercover
 35 purchases:

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1 \$ 209,042
 2 5. For the division of state fire marshal, for fire
 3 protection services as provided through the state fire service
 4 and emergency response council as created in the department,
 5 and for the state's contribution to the peace officers'
 6 retirement, accident, and disability system provided in chapter
 7 97A in the amount of the state's normal contribution rate,
 8 as defined in section 97A.8, multiplied by the salaries for
 9 which the moneys are appropriated, and for not more than the
 10 following full-time equivalent positions:
 11 \$ 5,460,291
 12 FTEs 49.00
 13 6. For the division of state patrol, for salaries, support,
 14 maintenance, workers' compensation costs, and miscellaneous
 15 purposes, including the state's contribution to the peace
 16 officers' retirement, accident, and disability system provided
 17 in chapter 97A in the amount of the state's normal contribution
 18 rate, as defined in section 97A.8, multiplied by the salaries
 19 for which the moneys are appropriated, and for not more than
 20 the following full-time equivalent positions:

21 \$ 71,432,433
 22 FTEs 506.00
 23 It is the intent of the general assembly that members of the
 24 state patrol be assigned to patrol the highways and roads in
 25 lieu of assignments for inspecting school buses for the school
 26 districts.
 27 Of the moneys appropriated in this subsection, \$2,000,000
 28 shall be used to fill currently vacant state patrol full-time
 29 equivalent positions.
 30 7. For deposit in the sick leave benefits fund established
 31 in section 80.42 for all departmental employees eligible to
 32 receive benefits for accrued sick leave under the collective
 33 bargaining agreement:
 34 \$ 279,517
 35 8. For costs associated with the training and equipment

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1 needs of volunteer fire fighters:
 2 \$ 950,520
 3 It is the intent of the general assembly that moneys
 4 appropriated in this subsection shall be used only for public
 5 entity fire fighters and volunteer fire fighters.
 6 Notwithstanding section 8.33, moneys appropriated in this
 7 subsection that remain unencumbered or unobligated at the
 8 close of the fiscal year shall not revert but shall remain
 9 available for expenditure only for the purpose designated in
 10 this subsection until the close of the succeeding fiscal year.
 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 \$ 322,325
 19 FTEs 2.00
 20 11. For costs associated with the training and equipment
 21 needs of volunteer fire fighters:
 22 \$ 175,000
 23 It is the intent of the general assembly that moneys
 24 appropriated in this subsection be used only for public entity
 25 fire fighters and volunteer fire fighters.
 26 12. For deposit in the public safety equipment fund
 27 established in section 80.48 for the purchase, maintenance, and
 28 replacement of equipment used by the department:
 29 \$ 2,625,000
 30 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 Sec. 16. GAMING ENFORCEMENT.

7 1. There is appropriated from the gaming enforcement
8 revolving fund created in section 80.43 to the department of
9 public safety for the fiscal year beginning July 1, 2021, and
10 ending June 30, 2022, the following amount, or so much thereof
11 as is necessary, to be used for the purposes designated:

12 For any direct support costs for agents and officers of
13 the division of criminal investigation's excursion gambling
14 boat, gambling structure, and racetrack enclosure enforcement
15 activities, including salaries, support, maintenance, and
16 miscellaneous purposes, and for not more than the following
17 full-time equivalent positions:

18 \$ 11,311,731

19 FTEs 73.00

20 2. For each additional license to conduct gambling games on
21 an excursion gambling boat, gambling structure, or racetrack
22 enclosure issued during the fiscal year beginning July 1, 2021,
23 there is appropriated from the gaming enforcement fund to the
24 department of public safety for the fiscal year beginning July
25 1, 2021, and ending June 30, 2022, an additional amount of
26 not more than \$300,000 to be used for full-time equivalent
27 positions.

28 3. The department of public safety, with the approval of the
29 department of management, may employ no more than three special
30 agents for each additional riverboat or gambling structure
31 regulated after July 1, 2022, and three special agents for
32 each racing facility which becomes operational during the
33 fiscal year which begins July 1, 2022. Positions authorized
34 in this subsection are in addition to the full-time equivalent
35 positions otherwise authorized in this section.

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1 Sec. 17. CIVIL RIGHTS COMMISSION.

2 1. There is appropriated from the general fund of the state
3 to the Iowa state civil rights commission for the fiscal year
4 beginning July 1, 2021, and ending June 30, 2022, the following
5 amount, or so much thereof as is necessary, to be used for the
6 purposes designated:

7 For salaries, support, maintenance, and miscellaneous
8 purposes, and for not more than the following full-time
9 equivalent positions:

10 \$ 1,320,899

11 FTEs 27.00
12 2. The Iowa state civil rights commission may enter into
13 a contract with a nonprofit organization to provide legal
14 assistance to resolve civil rights complaints.
15 Sec. 18. CRIMINAL AND JUVENILE JUSTICE PLANNING DIVISION.
16 1. There is appropriated from the general fund of the state
17 to the criminal and juvenile justice planning division of the
18 department of human rights for the fiscal year beginning July
19 1, 2021, and ending June 30, 2022, the following amount or
20 so much thereof as is necessary, to be used for the purposes
21 designated:
22 a. For salaries, support, maintenance, and miscellaneous
23 purposes, and for not more than the following full-time
24 equivalent positions:
25 \$ 1,290,499
26 FTEs 8.82
27 b. (1) For a single grant to a program located in a city
28 with a higher than average juvenile crime rate as determined
29 by the criminal and juvenile justice planning division and
30 a population greater than 80,000 as determined by the 2010
31 federal decennial census, which may be used for studying,
32 planning, programming, and capital, that is committed to
33 deterring juvenile delinquency through early intervention in
34 the criminal justice system by providing a comprehensive,
35 multifaceted delivery of social services:

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1 \$ 140,000
2 (2) The program shall use no more than 5 percent of the
3 grant for administrative costs.
4 2. The justice advisory board and the juvenile justice
5 advisory council shall coordinate their efforts in carrying out
6 their respective duties relative to juvenile justice.
7 Sec. 19. DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY
8 MANAGEMENT. There is appropriated from the 911 emergency
9 communications fund created in section 34A.7A to the department
10 of homeland security and emergency management for the fiscal
11 year beginning July 1, 2021, and ending June 30, 2022, the
12 following amount, or so much thereof as is necessary, to be
13 used for the purposes designated:
14 For implementation, support, and maintenance of the
15 functions of the administrator and program manager under
16 chapter 34A and to employ the auditor of the state to perform
17 an annual audit of the 911 emergency communications fund:
18 \$ 250,000
19 Sec. 20. CONSUMER EDUCATION AND LITIGATION — FARM
20 MEDIATION AND PROSECUTIONS, APPEALS, AND CLAIMS.
21 Notwithstanding section 714.16C, there is appropriated from the
22 consumer education and litigation fund to the department of
23 justice for the fiscal year beginning July 1, 2021, and ending
24 June 30, 2022, the following amounts, or so much thereof as is

25 necessary, to be used for the purposes designated:

26 a. For farm mediation services as specified in section
27 13.13, subsection 2:

28 \$ 300,000

29 b. For salaries, support, maintenance, and miscellaneous
30 purposes for criminal prosecutions, criminal appeals, and
31 performing duties pursuant to chapter 669:

32 \$ 2,000,000

33 FTEs 2.00

34 DIVISION II

35 SUPPLEMENTAL AND MISCELLANEOUS APPROPRIATIONS

PAGE 21

1 Sec. 21. DEPARTMENT OF CORRECTIONS — FACILITIES —
2 APPROPRIATION. There is appropriated from the general fund of
3 the state to the department of corrections for the fiscal year
4 beginning July 1, 2021, and ending June 30, 2022, the following
5 amount, or so much thereof as is necessary, to be distributed
6 evenly between the department of corrections facilities to be
7 used to fill current vacancies and to create new full-time
8 correctional officer and staff positions at the facilities:

9 \$ 14,000,000

10 Sec. 22. DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY
11 MANAGEMENT — APPROPRIATION. There is appropriated from
12 the general fund of the state to the department of homeland
13 security and emergency management for the fiscal year beginning
14 July 1, 2021, and ending June 30, 2022, the following amount,
15 or so much thereof as is necessary, to be used to conduct a
16 governance and funding of levee districts study:

17 \$ 400,000

18 DIVISION III

19 ATTORNEY GENERAL

20 Sec. 23. Section 85.67, Code 2021, is amended to read as
21 follows:

22 **85.67 Administration of fund — special counsel — payment of**
23 **award.**

24 The attorney general shall appoint a staff member
25 to represent the treasurer of state and the fund in all
26 proceedings and matters arising under this subchapter. The
27 attorney general shall be reimbursed up to ~~two hundred fifteen~~
28 four hundred fifty thousand dollars annually from the fund
29 for services provided related to the fund. The commissioner
30 of insurance shall consider the reimbursement to the attorney
31 general as an outstanding liability when making a determination
32 of funding availability under section 85.65A, subsection
33 2. In making an award under this subchapter, the workers'
34 compensation commissioner shall specifically find the amount
35 the injured employee shall be paid weekly, the number of weeks

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1 of compensation which shall be paid by the employer, the date
 2 upon which payments out of the fund shall begin, and, if
 3 possible, the length of time the payments shall continue.

4 Sec. 24. 2014 Iowa Acts, chapter 1138, section 21, as
 5 amended by 2016 Iowa Acts, chapter 1137, section 18, 2017 Iowa
 6 Acts, chapter 167, section 24, and 2019 Iowa Acts, chapter 163,
 7 section 26, is amended to read as 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, ~~2021~~ 2023, 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 DIVISION IV
 15 INDIGENT DEFENSE

16 Sec. 25. Section 815.7, Code 2021, is amended by adding the
 17 following new subsection:

18 NEW SUBSECTION. 5A. For appointments made on or after
 19 July 1, 2021, the reasonable compensation shall be calculated
 20 on the basis of seventy-six dollars per hour for class "A"
 21 felonies, seventy-one dollars per hour for class "B" felonies,
 22 and sixty-six dollars per hour for all other cases.>

HALL of Woodbury

H-1510

1 Amend House File 861 as follows:

2 1. Page 20, line 17, before <MISCELLANEOUS> by inserting
 3 <SUPPLEMENTAL AND>

4 2. Page 20, after line 25 by inserting:

5 <Sec. ____ DEPARTMENT OF CORRECTIONS — FACILITIES —
 6 APPROPRIATION. There is appropriated from the general fund
 7 of the state to the department of corrections for the fiscal
 8 year beginning July 1, 2021, and ending June 30, 2022, the
 9 following amount, or so much thereof as is necessary, to be
 10 distributed evenly between the Anamosa correctional facility,
 11 the Oakdale correctional facility, and the Rockwell City
 12 correctional facility for the purpose of updating the radio and
 13 communication systems of the facilities:

14 \$ 4,800,000>

15 3. By renumbering as necessary.

GJERDE of Linn

H-1511

1 Amend House File 893 as follows:

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

<DIVISION I

FUTURE TAX CONTINGENCIES

Section 1. 2018 Iowa Acts, chapter 1161, section 133, is amended by striking the section and inserting in lieu thereof the following:
SEC. 133. EFFECTIVE DATE. This division of this Act takes effect January 1, 2023.

DIVISION II

CHILD DEPENDENT AND DEVELOPMENT TAX CREDITS

Sec. 2. Section 422.12C, subsection 1, paragraphs f and g, Code 2021, are amended to read as follows:

f. For a taxpayer with net income of forty thousand dollars or more but less than ~~forty-five~~ ninety thousand dollars, thirty percent.

g. For a taxpayer with net income of ~~forty-five~~ ninety thousand dollars or more, zero percent.

Sec. 3. Section 422.12C, subsection 2, paragraph a, Code 2021, is amended to read as follows:

a. The taxes imposed under this subchapter, less the amounts of nonrefundable credits allowed under this subchapter, may be reduced by an early childhood development tax credit equal to twenty-five percent of the first one thousand dollars which the taxpayer has paid to others for each dependent, as defined in the Internal Revenue Code, ages three through five for early childhood development expenses. In determining the amount of early childhood development expenses for the tax year beginning in the 2006 calendar year only, such expenses paid during November and December of the previous tax year shall be considered paid in the tax year for which the tax credit is claimed. This credit is available to a taxpayer whose net income is less than ~~forty-five~~ ninety thousand dollars. If the early childhood development tax credit is claimed for a tax

PAGE 2

year, the taxpayer and the taxpayer's spouse shall not claim the child and dependent care credit under subsection 1.
Sec. 4. RETROACTIVE APPLICABILITY. This division of this Act applies retroactively to tax years beginning on or after January 1, 2021.

DIVISION III

COVID-19 RELATED GRANTS — TAXATION

Sec. 5. Section 422.7, subsection 62, Code 2021, is amended to read as follows:

62. a. Subtract, to the extent included, the amount of any financial assistance qualifying COVID-19 grant provided to an eligible small business by the economic development authority under the Iowa small business relief grant program created during calendar year 2020 to provide financial assistance to eligible small businesses economically impacted by the COVID-19 pandemic, the Iowa finance authority, or the department of agriculture and land

18 stewardship.
19 b. For purposes of this subsection, “qualifying COVID-19
20 grant” includes any grant that was issued between March 17,
21 2020, and December 31, 2021, identified by the department
22 by rule under a grant program created to primarily provide
23 COVID-19 related financial assistance to economically
24 impacted individuals and businesses located in this state,
25 and administered by the economic development authority, Iowa
26 finance authority, or the department of agriculture and land
27 stewardship.
28 c. The economic development authority, Iowa finance
29 authority, or the department of agriculture and land
30 stewardship shall notify the department of any COVID-19 grant
31 program that may qualify under this subsection in the manner
32 and form prescribed by the department.
33 d. This subsection is repealed January 1, 2024, and does not
34 apply to tax years beginning on or after that date.
35 Sec. 6. Section 422.35, subsection 30, Code 2021, is amended

PAGE 3

1 to read as follows:
2 30. a. Subtract, to the extent included, the amount of
3 any financial assistance qualifying COVID-19 grant provided
4 to an eligible small business issued to a business by the economic
5 development authority under the Iowa small business relief
6 grant program created during calendar year 2020 to provide
7 financial assistance to eligible small businesses economically
8 impacted by the COVID-19 pandemic, the Iowa finance authority,
9 or the department of agriculture and land stewardship.
10 b. For purposes of this subsection, “qualifying COVID-19
11 grant” means the same as defined in section 422.7, subsection
12 62, paragraph “b.”
13 c. The economic development authority, Iowa finance
14 authority, or the department of agriculture and land
15 stewardship shall notify the department of any COVID-19 grant
16 program that may qualify under this subsection in the manner
17 and form prescribed by the department.
18 d. This subsection is repealed January 1, 2024, and does not
19 apply to tax years beginning on or after that date.
20 Sec. 7. EFFECTIVE DATE. This division of this Act, being
21 deemed of immediate importance, takes effect upon enactment.
22 Sec. 8. RETROACTIVE APPLICABILITY. This division of this
23 Act applies retroactively to March 17, 2020, for tax years
24 ending on or after that date.
25 DIVISION IV
26 FEDERAL PAYCHECK PROTECTION PROGRAM
27 Sec. 9. FEDERAL PAYCHECK PROTECTION PROGRAM.
28 Notwithstanding any other provision of the law to the contrary,
29 for any tax year ending after March 27, 2020, Division N, Tit.
30 II, subtit. B, §276 and §278(a), of the federal Consolidated
31 Appropriations Act, 2021, Pub. L. No. 116-260, applies in

32 computing net income for state tax purposes under section 422.7
33 or 422.35.

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

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1 DIVISION V

2 STATE INHERITANCE TAX

3 Sec. 11. Section 450.10, Code 2021, is amended by adding the
4 following new subsection:

5 **NEW SUBSECTION. 7. a.** In lieu of each rate of tax imposed
6 in subsections 1 through 4, for property passing from the
7 estate of a decedent dying on or after January 1, 2021, but
8 before January 1, 2022, there shall be imposed a rate of tax
9 equal to the applicable tax rate in subsections 1 through
10 4, reduced by twenty percent, and rounded to the nearest
11 one-hundredth of one percent.

12 **b.** In lieu of each rate of tax imposed in subsections 1
13 through 4, for property passing from the estate of a decedent
14 dying on or after January 1, 2022, but before January 1, 2023,
15 there shall be imposed a rate of tax equal to the applicable
16 tax rate in subsections 1 through 4, reduced by forty percent,
17 and rounded to the nearest one-hundredth of one percent.

18 **c.** In lieu of each rate of tax imposed in subsections 1
19 through 4, for property passing from the estate of a decedent
20 dying on or after January 1, 2023, but before January 1, 2024,
21 there shall be imposed a rate of tax equal to the applicable
22 tax rate in subsections 1 through 4, reduced by sixty percent,
23 and rounded to the nearest one-hundredth of one percent.

24 **d.** In lieu of each rate of tax imposed in subsections 1
25 through 4, for property passing from the estate of a decedent
26 dying on or after January 1, 2024, but before January 1, 2025,
27 there shall be imposed a rate of tax equal to the applicable
28 tax rate in subsections 1 through 4, reduced by eighty percent,
29 and rounded to the nearest one-hundredth of one percent.

30 Sec. 12. **NEW SECTION. 450.98 Tax repealed.**

31 Effective January 1, 2025, this chapter shall not apply to
32 property of estates of decedents dying on or after January 1,
33 2025. The inheritance tax shall not be imposed under this
34 chapter in the event the decedent dies on or after January 1,
35 2025, and, to this extent, this chapter is repealed.

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1 Sec. 13. **NEW SECTION. 450B.8 Tax repealed.**

2 Effective January 1, 2025, this chapter shall not apply to
3 property of estates of decedents dying on or after January 1,
4 2025. The qualified use inheritance tax shall not be imposed
5 under this chapter in the event the decedent dies on or after
6 January 1, 2025, and, to this extent, this chapter is repealed.

7 Sec. 14. DEPARTMENT OF REVENUE. The department of revenue

8 is directed to review references to Code chapters 450 and 450B
9 and submit proposed corrections to such references in bill form
10 to the general assembly by the 2022 regular session of the
11 eighty-ninth general assembly.

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

14 Sec. 16. RETROACTIVE APPLICABILITY. This division of this
15 Act applies retroactively to the estates of decedents dying on
16 or after January 1, 2021.

17 DIVISION VI
18 HOUSING TRUST FUND

19 Sec. 17. Section 428A.8, subsection 3, Code 2021, is amended
20 to read as follows:

21 3. Notwithstanding subsection 2, the amount of money that
22 shall be transferred pursuant to this section to the housing
23 trust fund in any one fiscal year shall not exceed three seven
24 million dollars. Any money that otherwise would be transferred
25 pursuant to this section to the housing trust fund in excess
26 of that amount shall be deposited in the general fund of the
27 state.

28 DIVISION VII
29 HIGH QUALITY JOBS PROGRAM — DAY CARE CENTERS

30 Sec. 18. Section 15.327, Code 2021, is amended by adding the
31 following new subsection:

32 NEW SUBSECTION. 016. “*Licensed center*” means the same as
33 defined in section 237A.1.

34 Sec. 19. Section 15.329, Code 2021, is amended by adding the
35 following new subsection:

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1 NEW SUBSECTION. 3A. In addition to the factors in
2 subsection 3, in determining the eligibility of a business to
3 participate in the program the authority may consider whether a
4 proposed project will provide a licensed center for use by the
5 business’s employees.

6 DIVISION VIII
7 TELEHEALTH

8 Sec. 20. Section 514C.34, subsection 1, Code 2021, is
9 amended by adding the following new paragraphs:

10 NEW PARAGRAPH. 0a. “*Covered person*” means the same as
11 defined in section 514J.102.

12 NEW PARAGRAPH. 00a. “*Facility*” means the same as defined in
13 section 514J.102.

14 NEW PARAGRAPH. 0c. “*Health carrier*” means the same as
15 defined in section 514J.102.

16 Sec. 21. Section 514C.34, subsection 1, paragraph c, Code
17 2021, is amended to read as follows:

18 c. “*Telehealth*” means the delivery of health care services
19 through the use of real-time interactive audio and video, or
20 other real-time interactive electronic media, regardless of
21 where the health care professional and the covered person are

22 each located. “*Telehealth*” does not include the delivery of
23 health care services delivered solely through an audio-only
24 telephone, electronic mail message, or facsimile transmission.
25 Sec. 22. Section 514C.34, Code 2021, is amended by adding
26 the following new subsection:
27 NEW SUBSECTION. 3A. a. A health carrier shall reimburse
28 a health care professional and a facility for health care
29 services provided by telehealth to a covered person for a
30 mental health condition, illness, injury, or disease on the
31 same basis and at the same rate as the health carrier would
32 apply to the same health care services for a mental health
33 condition, illness, injury, or disease provided in person to a
34 covered person by the health care professional or the facility.
35 b. As a condition of reimbursement pursuant to paragraph

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1 “a”, a health carrier shall not require that an additional
2 health care professional be located in the same room as a
3 covered person while health care services for a mental health
4 condition, illness, injury, or disease are provided via
5 telehealth by another health care professional to the covered
6 person.
7 Sec. 23. EFFECTIVE DATE. This division of this Act, being
8 deemed of immediate importance, takes effect upon enactment.
9 Sec. 24. RETROACTIVE APPLICABILITY. This division of
10 this Act applies to health care services for a mental health
11 condition, illness, injury, or disease provided by a health
12 care professional or a facility to a covered person by
13 telehealth on or after January 1, 2021.

14 DIVISION IX

15 HIGH QUALITY JOBS AND RENEWABLE CHEMICAL PRODUCTION TAX CREDITS

16 Sec. 25. Section 15.119, subsection 2, paragraph a,
17 subparagraphs (2) and (3), Code 2021, are amended to read as
18 follows:
19 (2) In allocating tax credits pursuant to this subsection
20 for ~~each fiscal year of the fiscal period beginning July 1,~~
21 ~~2016, and ending June 30, 2021~~ the fiscal year beginning July
22 1, 2021, and for each fiscal year thereafter, the authority
23 shall not allocate more than ~~one hundred five~~ seventy million
24 dollars for purposes of this paragraph. ~~This subparagraph (2)~~
25 ~~is repealed July 1, 2021.~~
26 (3) (a) In allocating tax credits pursuant to this
27 subsection for the fiscal year beginning July 1, 2021, and
28 ending June 30, 2022, the authority shall not allocate more
29 than one hundred five million dollars for purposes of this
30 paragraph if the aggregate amount of renewable chemical
31 production tax credits under section 15.319 that were awarded
32 on or after July 1, 2018, but before July 1, 2021, equals or
33 exceeds twenty-seven million dollars.
34 (b) As soon as practicable after June 30, 2021, the
35 authority shall notify the general assembly of the aggregate

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1 amount of renewable chemical production tax credits awarded
2 under section 15.319 on or after July 1, 2018, but before
3 July 1, 2021, and whether or not the tax credit allocation
4 limitation described in subparagraph division (a) is
5 applicable.

6 ~~(c) This subparagraph (3) is repealed July 1, 2022.~~

7 Sec. 26. Section 15.119, subsection 2, paragraph h, Code
8 2021, is amended to read as follows:

9 h. The renewable chemical production tax credit program
10 administered pursuant to sections 15.315 through 15.322. In
11 allocating tax credits pursuant to this subsection for the
12 fiscal year beginning July 1, 2021, and for each fiscal year
13 thereafter, the authority shall not allocate more than ~~ten~~ five
14 million dollars for purposes of this paragraph. This paragraph
15 is repealed July 1, 2030.

16 Sec. 27. EFFECTIVE DATE. This division of this Act, being
17 deemed of immediate importance, takes effect upon enactment.

18 DIVISION X

19 HIGH QUALITY JOBS — ELIGIBILITY REQUIREMENTS

20 Sec. 28. HIGH QUALITY JOBS — REDUCTIONS IN OPERATIONS.

21 1. Notwithstanding section 15.329, subsection 1, paragraph
22 “b”, subparagraph (2), the economic development authority shall
23 not presume that a reduction in operations is a reduction in
24 operations while simultaneously applying for assistance with
25 regard to a business that submits an application on or before
26 June 30, 2022, if the business demonstrates to the satisfaction
27 of the authority all of the following:

28 a. That the reduction in operations occurred after March 1,
29 2020.

30 b. That the reduction in operations was caused by the
31 COVID-19 pandemic.

32 2. The economic development authority shall consider
33 whether the benefit of the project proposed by a business
34 under subsection 1 outweighs any negative impact related to
35 the business's reduction in operations. The business shall

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1 remain subject to all other eligibility requirements pursuant
2 to section 15.329.

3 3. This section is repealed July 1, 2022.

4 DIVISION XI

5 MANUFACTURING 4.0

6 Sec. 29. NEW SECTION. 15.371 Manufacturing 4.0 technology 7 investment program.

8 1. This section shall be known as and may be cited as the
9 “*Manufacturing 4.0 Technology Investment Program*”.

10 2. For purposes of this section unless the context otherwise
11 requires:

12 a. “*Financial assistance*” means the same as defined in

13 section 15.102.

14 *b. "Manufacturing 4.0 technology investments"* means projects
15 that are intended to lead to the adoption of, and integration
16 of, smart technologies into existing manufacturing operations
17 located in the state by mitigating the risk to the manufacturer
18 of significant technology investments. Projects may include
19 investments in specialized hardware, software, or other
20 equipment intended to assist a manufacturer in increasing the
21 manufacturer's productivity, efficiency, and competitiveness.

22 3. *a.* A manufacturing 4.0 technology investment fund
23 is created within the state treasury under the control of
24 the authority for the purpose of financing manufacturing 4.0
25 technology investments as described in this section.

26 *b.* The fund may be administered as a revolving fund and
27 may consist of any moneys appropriated by the general assembly
28 for purposes of this section and any other moneys that are
29 lawfully available to the authority. Any moneys appropriated
30 to the fund shall be used for purposes of the manufacturing
31 4.0 technology investment program. The authority may use all
32 other moneys in the fund, including interest, earnings, and
33 recaptures, for purposes of this section.

34 *c.* Notwithstanding section 8.33, moneys appropriated in this
35 section that remain unencumbered or unobligated at the close of

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1 the fiscal year shall not revert but shall remain available for
2 expenditure for the purposes designated until the close of the
3 succeeding fiscal year.

4 *d.* Notwithstanding any law to the contrary, the authority
5 may transfer any unobligated and unencumbered moneys in the
6 fund, except for moneys appropriated for purposes of this
7 section, to any fund created pursuant to section 15.106A,
8 subsection 1, paragraph "o".

9 4. The authority shall establish and administer a
10 manufacturing 4.0 technology investment program and shall use
11 moneys in the fund to award financial assistance to eligible
12 manufacturers for manufacturing 4.0 technology investments.

13 5. To be eligible for a financial assistance award under the
14 manufacturing 4.0 technology investment program, a manufacturer
15 must do all of the following:

16 *a.* Manufacture goods at a facility located in this state.

17 *b.* Have a North American industry classification system
18 number within the manufacturing sector range of 31-33.

19 *c.* Have been an established business for a minimum of three
20 years prior to the date of application to the program.

21 *d.* Derive a minimum of fifty-one percent of the
22 manufacturer's gross revenue from the sale of manufactured
23 goods.

24 *e.* Employ a minimum of three full-time employees and no
25 more than seventy-five full-time employees across all of the
26 manufacturer's locations.

- 27 *f.* Have an assessment of the manufacturer's proposed
28 manufacturing 4.0 technology investment completed by the center
29 for industrial research and service at Iowa state university of
30 science and technology.
31 *g.* Demonstrate the ability to provide matching financial
32 support for the manufacturer's manufacturing 4.0 technology
33 investment on a one-to-one basis. The matching financial
34 support must be obtained from private sources.
35 6. Eligible manufacturers shall submit applications to the

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- 1 manufacturing 4.0 technology investment program in the manner
2 prescribed by the authority by rule.
3 7. *a.* The authority may accept applications during one
4 or more application periods each fiscal year as determined by
5 the authority. All completed applications shall be reviewed
6 and scored on a competitive basis pursuant to rules adopted by
7 the authority. The authority may engage an outside technical
8 review panel to complete technical reviews of applications.
9 The board shall review the recommendations of the authority
10 and of the technical review panel, if applicable, and shall
11 approve, defer, or deny each application.
12 *b.* In making recommendations to the board, the authority and
13 the technical review panel, if applicable, shall consider all
14 of the following:
15 (1) The completeness of the manufacturer's application.
16 (2) Whether the board should approve or deny an application.
17 (3) If the board approves an application, the type and
18 amount of financial assistance that should be awarded to the
19 applicant.
20 (4) The percentage of the manufacturer's gross revenue
21 that is derived from the sale of manufactured goods pursuant
22 to subsection 5, paragraph "d".
23 (5) Whether the manufacturer's proposed manufacturing
24 4.0 technology investment is consistent with the assessment
25 completed by the center for industrial research and service at
26 Iowa state university of science and technology pursuant to
27 subsection 5, paragraph "f".
28 *c.* The board shall not approve an application for financial
29 assistance for a manufacturing 4.0 technology investment that
30 was made prior to the date of the application.
31 8. From moneys appropriated to the manufacturing 4.0
32 technology investment fund from the general fund of the state
33 and any other state moneys lawfully available to the authority
34 for the manufacturing 4.0 technology investment program, the
35 maximum amount of financial assistance awarded from such moneys

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- 1 to an eligible manufacturer shall not exceed seventy-five
2 thousand dollars.

3 9. The authority shall adopt rules pursuant to chapter 17A
4 necessary to implement and administer this section.

5 DIVISION XII

6 ENERGY INFRASTRUCTURE REVOLVING LOAN PROGRAM

7 Sec. 30. Section 476.10A, subsection 2, Code 2021, is
8 amended to read as follows:

9 2. Notwithstanding section 8.33, any unexpended moneys
10 remitted to the treasurer of state under this section shall be
11 retained for the purposes designated. ~~Notwithstanding section~~
12 ~~12C.7, subsection 2, interest or earnings on investments or~~
13 ~~time deposits of the moneys remitted under this section shall~~
14 ~~be retained and used for the purposes designated, pursuant to~~
15 ~~section 476.46.~~

16 Sec. 31. Section 476.46, subsection 2, paragraph e,
17 subparagraph (3), Code 2021, is amended to read as follows:

18 (3) Interest on the fund shall be deposited in the fund.
19 ~~A portion of the interest on the fund, not to exceed fifty~~
20 ~~percent of the total interest accrued, shall be used for~~
21 ~~promotion and administration of the fund.~~

22 Sec. 32. Section 476.46, Code 2021, is amended by adding the
23 following new subsections:

24 NEW SUBSECTION. 3. The Iowa energy center shall not
25 initiate any new loans under this section after June 30, 2021.

26 NEW SUBSECTION. 4. Loan payments received under this
27 section on or after July 1, 2021, and any other moneys in the
28 fund on or after July 1, 2021, shall be deposited in the energy
29 infrastructure revolving loan fund created in section 476.46A.

30 Sec. 33. NEW SECTION. **476.46A Energy infrastructure**
31 **revolving loan program.**

32 1. a. An energy infrastructure revolving loan fund is
33 created in the office of the treasurer of state and shall be
34 administered by the Iowa energy center established in section
35 15.120.

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1 b. The fund may be administered as a revolving fund and may
2 consist of any moneys appropriated by the general assembly for
3 purposes of this section and any other moneys that are lawfully
4 directed to the fund.

5 c. Moneys in the fund shall be used to provide financial
6 assistance for the development and construction of energy
7 infrastructure, including projects that support electric or gas
8 generation transmission, storage, or distribution; electric
9 grid modernization; energy-sector workforce development;
10 emergency preparedness for rural and underserved areas; the
11 expansion of biomass, biogas, and renewable natural gas;
12 innovative technologies; and the development of infrastructure
13 for alternative fuel vehicles.

14 d. Notwithstanding section 8.33, moneys appropriated in this
15 section that remain unencumbered or unobligated at the close of
16 the fiscal year shall not revert but shall remain available for

17 expenditure for the purposes designated until the close of the
18 succeeding fiscal year.
19 e. Notwithstanding section 12C.7, subsection 2, interest or
20 earnings on moneys in the fund shall be credited to the fund.
21 2. a. The Iowa energy center shall establish and administer
22 an energy infrastructure revolving loan program to encourage
23 the development of energy infrastructure within the state.
24 b. An individual, business, rural electric cooperative, or
25 municipal utility located and operating in this state shall be
26 eligible for financial assistance under the program. With the
27 approval of the Iowa energy center governing board established
28 under section 15.120, subsection 2, the economic development
29 authority shall determine the amount and the terms of all
30 financial assistance awarded to an individual, business, rural
31 electric cooperative, or municipal utility under the program.
32 All agreements and administrative authority shall be vested in
33 the Iowa energy center governing board.
34 c. The economic development authority may use not more than
35 five percent of the moneys in the fund at the beginning of each

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1 fiscal year for purposes of administrative costs, marketing,
2 technical assistance, and other program support.
3 3. For the purposes of this section:
4 a. “Energy infrastructure” means land, buildings, physical
5 plant and equipment, and services directly related to the
6 development of projects used for, or useful for, electricity or
7 gas generation, transmission, storage, or distribution.
8 b. “Financial assistance” means the same as defined in
9 section 15.102.
10 Sec. 34. ALTERNATE ENERGY REVOLVING LOAN FUND — MONEYS
11 TRANSFERRED AND APPROPRIATED. Any unencumbered or unobligated
12 moneys remaining after June 30, 2021, in the alternate energy
13 revolving loan fund created pursuant to section 476.46, are
14 transferred and appropriated to the energy infrastructure
15 revolving loan fund created pursuant to section 476.46A, to be
16 used for purposes of the energy infrastructure revolving loan
17 program.

18 DIVISION XIII

19 WORKFORCE HOUSING TAX INCENTIVES

20 Sec. 35. Section 15.119, subsection 2, paragraph g, Code
21 2021, is amended to read as follows:
22 g. (1) The workforce housing tax incentives program
23 administered pursuant to sections 15.351 through 15.356.
24 In allocating tax credits pursuant to this subsection, the
25 authority shall not allocate more than ~~twenty-five~~ thirty-five
26 million dollars for purposes of this paragraph. Of the moneys
27 allocated under this paragraph, ~~ten~~ seventeen million five
28 hundred thousand dollars shall be reserved for allocation to
29 qualified housing projects in small cities, as defined in
30 section 15.352, that are registered on or after July 1, 2017.

31 (2) (a) Notwithstanding subparagraph (1), in allocating
32 tax credits pursuant to this subsection for the fiscal year
33 beginning July 1, 2021, and ending June 30, 2022, the authority
34 shall not allocate more than forty million dollars for the
35 purposes of this paragraph. Of the moneys allocated under

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1 this paragraph for the fiscal year beginning July 1, 2021, and
2 ending June 30, 2022, twelve million dollars shall be reserved
3 for allocation to qualified housing projects in small cities,
4 as defined in section 15.352, that are registered on or after
5 July 1, 2017.

6 (b) This subparagraph is repealed July 1, 2022.

7 Sec. 36. Section 15.354, subsection 3, paragraph d, Code
8 2021, is amended to read as follows:

9 d. Upon completion of a housing project, an a housing
10 business shall submit all of the following to the authority:

11 (1) An examination of the project in accordance with the
12 American institute of certified public accountants' statements
13 on standards for attestation engagements, completed by a
14 certified public accountant authorized to practice in this
15 state, shall be submitted to the authority.

16 (2) A statement of the final amount of qualifying new
17 investment for the housing project.

18 (3) Any information the authority deems necessary to ensure
19 compliance with the agreement signed by the housing business
20 pursuant to paragraph "a", the requirements of this part,
21 and rules the authority and the department of revenue adopt
22 pursuant to section 15.356.

23 Sec. 37. Section 15.354, subsection 3, paragraph e,
24 subparagraph (1), Code 2021, is amended to read as follows:

25 (1) Upon review of the examination, and verification of
26 the amount of the qualifying new investment, and review of
27 any other information submitted pursuant to paragraph "d",
28 subparagraph (3), the authority may notify the housing business
29 of the amount that the housing business may claim as a refund
30 of the sales and use tax under section 15.355, subsection 2,
31 and may issue a tax credit certificate to the housing business
32 stating the amount of workforce housing investment tax credits
33 under section 15.355, subsection 3, the eligible housing
34 business may claim. The sum of the amount that the housing
35 business may claim as a refund of the sales and use tax and

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1 the amount of the tax credit certificate shall not exceed the
2 amount of the tax incentive award.

3 Sec. 38. Section 15.354, subsection 6, paragraphs b and c,
4 Code 2021, are amended to read as follows:

5 b. Notwithstanding subsection 1, the authority may accept
6 applications for disaster recovery housing projects on a

7 ~~continuous basis establish a disaster recovery application~~
8 ~~period following the declaration of a major disaster by the~~
9 ~~president of the United States for a county in Iowa.~~
10 c. ~~Notwithstanding subsection 2, paragraphs “a”, “b”, and~~
11 ~~“d”, upon Upon review of a housing business’s application,~~
12 ~~and scoring of all applications received during a disaster~~
13 ~~recovery application period, the authority may make a tax~~
14 ~~incentive award to a disaster recovery housing project. The~~
15 ~~tax incentive award shall represent the maximum amount of tax~~
16 ~~incentives that the disaster recovery housing project may~~
17 ~~qualify for under the program. In determining a tax incentive~~
18 ~~award, the authority shall not use an amount of project costs~~
19 ~~that exceeds the amount included in the application of the~~
20 ~~housing business. Tax incentive awards shall be approved by~~
21 ~~the director of the authority.~~

22 Sec. 39. Section 15.355, subsection 2, Code 2021, is amended
23 to read as follows:

24 2. A housing business may claim a refund of the sales and
25 use taxes paid under chapter 423 that are directly related to
26 a housing project and specified in the agreement. The refund
27 available pursuant to this subsection shall be as provided in
28 section 15.331A, excluding subsection 2, paragraph “c”, of
29 that section. For purposes of the program, the term “*project*
30 *completion*”, as used in section 15.331A, shall mean the date
31 on which the authority notifies the department of revenue that
32 all applicable requirements of ~~an~~ the agreement entered into
33 pursuant to section 15.354, subsection 3, paragraph “a”, and
34 all applicable requirements of this part, including the rules
35 the authority and the department of revenue adopted pursuant to

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1 section 15.356, are satisfied.

2 DIVISION XIV

3 BROWNFIELDS AND GRAYFIELDS

4 Sec. 40. Section 15.119, subsection 3, Code 2021, is amended
5 to read as follows:

6 3. In allocating the amount of tax credits authorized
7 pursuant to subsection 1 among the programs specified in
8 subsection 2, the authority shall not allocate more than ~~ten~~
9 fifteen million dollars for purposes of subsection 2, paragraph
10 “f”.

11 Sec. 41. Section 15.293A, subsection 8, Code 2021, is
12 amended to read as follows:

13 8. This section is repealed on June 30, ~~2021~~ 2031.

14 Sec. 42. Section 15.293B, Code 2021, is amended by adding
15 the following new subsection:

16 NEW SUBSECTION. 5A. a. Tax credits revoked under
17 subsection 3 including tax credits revoked up to five years
18 prior to the effective date of this division of this Act, and
19 tax credits not awarded under subsection 4 or 5, may be awarded
20 in the next annual application period established in subsection

21 1, paragraph “c”.
22 *b.* Tax credits awarded pursuant to paragraph “a” shall not
23 be counted against the limit under section 15.119, subsection
24 3.
25 Sec. 43. Section 15.293B, subsection 7, Code 2021, is
26 amended to read as follows:
27 7. This section is repealed on June 30, ~~2021~~ 2031.
28 Sec. 44. EFFECTIVE DATE. The following, being deemed of
29 immediate importance, take effect upon enactment:
30 1. The section of this division of this Act amending section
31 15.293A, subsection 8.
32 2. The section of this division of this Act amending section
33 15.293B, subsection 7.
34 DIVISION XV
35 DOWNTOWN LOAN GUARANTEE PROGRAM

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1 Sec. 45. NEW SECTION. **15.431 Downtown loan guarantee**
2 **program.**
3 1. The economic development authority, in partnership with
4 the Iowa finance authority, shall establish and administer a
5 downtown loan guarantee program to encourage Iowa downtown
6 businesses and banks to reinvest and reopen following the
7 COVID-19 pandemic.
8 2. In order for a loan to be guaranteed, all of the
9 following conditions must be true:
10 *a.* The loan finances an eligible downtown resource center
11 community catalyst building remediation grant project or main
12 street Iowa challenge grant within a designated district.
13 *b.* The loan finances a rehabilitation project, or finances
14 acquisition or refinancing costs associated with the project.
15 *c.* At least twenty-five percent of the project costs are
16 used for construction on the project or renovation.
17 *d.* The project includes a housing component.
18 *e.* The loan is used for construction of the project,
19 permanent financing of the project, or both.
20 *f.* A federally insured financial lending institution issued
21 the loan.
22 *g.* The loan does not reimburse the borrower for working
23 capital, operations, or similar expenses.
24 *h.* The project meets downtown resource center and main
25 street Iowa design review.
26 3. *a.* For a loan amount less than or equal to five hundred
27 thousand dollars, the economic development authority may
28 guarantee up to fifty percent of the loan amount.
29 *b.* For a loan amount greater than five hundred thousand
30 dollars, the economic development authority may provide a
31 maximum loan guarantee of up to two hundred fifty thousand
32 dollars.
33 4. A project loan must be secured by a mortgage against the
34 project property.

35 5. The economic development authority may guarantee loans

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- 1 for up to five years. The economic development authority
- 2 may extend the loan guarantee for an additional five years
- 3 if an underwriting review finds that an extension would be
- 4 beneficial.
- 5 6. The lender shall pay an annual loan guarantee fee as set
- 6 forth by rule.
- 7 7. The economic development authority reserves the right
- 8 to deny a loan guarantee for unreasonable bank loan fees or
- 9 interest rate.
- 10 8. The loan must not be insured or guaranteed by another
- 11 local, state, or federal guarantee program.
- 12 9. The loan guarantee is not transferable if the loan or the
- 13 project is sold or transferred.
- 14 10. In the event of a loss due to default, the loan
- 15 guarantee proportionally pays the guarantee percentage of the
- 16 loss to the lender.
- 17 11. Moneys for the program may consist of any moneys
- 18 appropriated by the general assembly for purposes of this
- 19 section, and any other moneys that are lawfully available
- 20 to the economic development authority, including moneys
- 21 transferred or deposited from other funds created pursuant to
- 22 section 15.106A, subsection 1, paragraph "o".

23 DIVISION XVI

24 DISASTER RECOVERY HOUSING ASSISTANCE

25 Sec. 46. NEW SECTION. **16.57A Transfer of unobligated or**
26 **unencumbered funds — report.**

- 27 1. Notwithstanding any other provision of law to the
- 28 contrary, the authority may transfer any unobligated and
- 29 unencumbered moneys in any revolving loan program fund created
- 30 pursuant to section 16.46, 16.47, 16.48, or 16.49, for deposit
- 31 in the disaster recovery housing assistance fund created in
- 32 section 16.57B.
- 33 2. Notwithstanding section 8.39, and any other law to
- 34 the contrary, with the prior written consent and approval of
- 35 the governor, the executive director of the authority may

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- 1 transfer any unobligated and unencumbered moneys in any fund
- 2 created pursuant to section 16.5, subsection 1, paragraph
- 3 "s", for deposit in the disaster recovery housing assistance
- 4 fund created in section 16.57B. The prior written consent and
- 5 approval of the director of the department of management shall
- 6 not be required to transfer the unobligated and unencumbered
- 7 moneys.
- 8 3. Notwithstanding section 8.39, and any other law to the
- 9 contrary, with the prior written approval of the governor, the
- 10 director of the economic development authority may transfer

11 any unobligated and unencumbered moneys in any fund created
12 pursuant to section 15.106A, subsection 1, paragraph “o”,
13 for deposit in the disaster recovery housing assistance fund
14 created in section 16.57B.
15 4. Any transfer made under this section shall be reported in
16 the same manner as provided in section 8.39, subsection 5.
17 Sec. 47. NEW SECTION. 16.57B Disaster recovery housing
18 assistance program — fund.
19 1. *Definitions.* As used in this section, unless the context
20 otherwise requires:
21 a. “*Disaster-affected home*” means a primary residence that
22 is destroyed or damaged due to a natural disaster that occurs
23 on or after the effective date of this division of this Act,
24 and the primary residence is located in a county that is the
25 subject of a state of disaster emergency proclamation by the
26 governor that authorizes disaster recovery housing assistance.
27 b. “*Fund*” means the disaster recovery housing assistance
28 fund.
29 c. “*Local program administrator*” means any of the following:
30 (1) The cities of Ames, Cedar Falls, Cedar Rapids, Council
31 Bluffs, Davenport, Des Moines, Dubuque, Iowa City, Waterloo,
32 and West Des Moines.
33 (2) A council of governments whose territory includes at
34 least one county that is the subject of a state of disaster
35 emergency proclamation by the governor that authorizes disaster

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1 recovery housing assistance or the eviction prevention program
2 under section 16.57C on or after the effective date of this
3 division of this Act.
4 (3) A community action agency as defined in section 216A.91
5 and whose territory includes at least one county that is the
6 subject of a state of disaster emergency proclamation by the
7 governor that authorizes disaster recovery housing assistance
8 or the eviction prevention program under section 16.57C on or
9 after the effective date of this division of this Act.
10 (4) A qualified local organization or governmental entity
11 as determined by rules adopted by the authority.
12 d. “*Program*” means the disaster recovery housing assistance
13 program.
14 e. “*Replacement housing*” means housing purchased
15 by a homeowner or leased by a renter needed to replace
16 a disaster-affected home that is destroyed or damaged
17 beyond reasonable repair as determined by a local program
18 administrator.
19 f. “*State of disaster emergency*” means the same as described
20 in section 29C.6, subsection 1.
21 2. *Fund.*
22 a. (1) A disaster recovery housing assistance fund is
23 created within the authority. The moneys in the fund shall be
24 used by the authority for the development and operation of a

25 forgivable loan and grant program for homeowners and renters
26 with disaster-affected homes, and for the eviction prevention
27 program pursuant to section 16.57C.
28 (2) Notwithstanding section 12C.7, subsection 2, interest
29 or earnings on moneys deposited in the fund shall be credited
30 to the fund. Notwithstanding section 8.33, moneys credited to
31 the fund shall not revert at the close of a fiscal year.
32 *b.* Moneys transferred by the authority for deposit in the
33 fund, moneys appropriated to the fund, and any other moneys
34 available to and obtained or accepted by the authority for
35 placement in the fund shall be deposited in the fund.

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1 *c.* The authority shall not use more than five percent of
2 the moneys in the fund on July 1 of a fiscal year for purposes
3 of administrative costs and other program support during the
4 fiscal year.
5 3. *Program.*
6 *a.* The authority shall establish and administer a disaster
7 recovery housing assistance program and shall use moneys in
8 the fund to award forgivable loans to eligible homeowners and
9 grants to eligible renters of disaster-affected homes. Moneys
10 in the fund may be expended following a state of disaster
11 emergency proclamation by the governor pursuant to section
12 29C.6 that authorizes disaster recovery housing assistance.
13 *b.* The authority may enter into an agreement with one or
14 more local program administrators to administer the program.
15 4. *Registration required.* To be considered for a forgivable
16 loan or grant under the program, a homeowner or renter must
17 register for the disaster case management program established
18 pursuant to section 29C.20B. The disaster case manager may
19 refer the homeowner or renter to the appropriate local program
20 administrator.
21 5. *Homeowners.*
22 *a.* To be eligible for a forgivable loan under the program,
23 all of the following requirements shall apply:
24 (1) The homeowner's disaster-affected home must have
25 sustained damage greater than the damage that is covered by the
26 homeowner's property and casualty insurance policy insuring the
27 home plus any other state or federal disaster-related financial
28 assistance that the homeowner is eligible to receive.
29 (2) A local official must either deem the disaster-affected
30 home suitable for rehabilitation or damaged beyond reasonable
31 repair.
32 (3) The disaster-affected home is not eligible for buyout by
33 the county or city where the disaster-affected home is located,
34 or the disaster-affected home is eligible for a buyout by the
35 county or city where the disaster-affected home is located, but

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- 1 the homeowner is requesting a forgivable loan for the repair
- 2 or rehabilitation of the homeowner's disaster-affected home in
- 3 lieu of a buyout.
- 4 (4) Assistance under the program must not duplicate
- 5 benefits provided by any local, state, or federal disaster
- 6 recovery assistance program.
- 7 *b.* If a homeowner is referred to the authority or to a
- 8 local program administrator by the disaster case manager of the
- 9 homeowner, the authority may award a forgivable loan to the
- 10 eligible homeowner for any of the following purposes:
- 11 (1) Repair or rehabilitation of the disaster-affected home.
- 12 (2) (a) Down payment assistance on the purchase of
- 13 replacement housing, and the cost of reasonable repairs to be
- 14 performed on the replacement housing to render the replacement
- 15 housing decent, safe, sanitary, and in good repair.
- 16 (b) Replacement housing shall not be located in a
- 17 one-hundred-year floodplain.
- 18 (c) For purposes of this subparagraph, "*decent, safe,*
- 19 *sanitary, and in good repair*" means the same as described in 24
- 20 C.F.R. §5.703.
- 21 *c.* The authority shall determine the interest rate for the
- 22 forgivable loan.
- 23 *d.* If a homeowner who has been awarded a forgivable loan
- 24 sells a disaster-affected home or replacement housing for which
- 25 the homeowner received the forgivable loan prior to the end
- 26 of the loan term, the remaining principal on the forgivable
- 27 loan shall be due and payable pursuant to rules adopted by the
- 28 authority.
- 29 6. *Renters.*
- 30 *a.* To be eligible for a grant under the program, all of the
- 31 following requirements shall apply:
- 32 (1) A local program administrator either deems
- 33 the disaster-affected home of the renter suitable for
- 34 rehabilitation but unsuitable for current short-term
- 35 habitation, or the disaster-affected home is damaged beyond

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- 1 reasonable repair.
- 2 (2) Assistance under the program must not duplicate
- 3 benefits provided by any local, state, or federal disaster
- 4 recovery assistance program.
- 5 *b.* If a renter is referred to the authority or to a local
- 6 program administrator by the disaster case manager of the
- 7 renter, the authority may award a grant to the eligible renter
- 8 to provide short-term financial assistance for the payment of
- 9 rent for replacement housing.
- 10 7. *Report.* On or before January 31 of each year, the
- 11 authority shall submit a report to the general assembly
- 12 that identifies all of the following for the calendar year

- 13 immediately preceding the year of the report:
- 14 a. The date of each state of disaster emergency proclamation
- 15 by the governor that authorized disaster recovery housing
- 16 assistance under this section.
- 17 b. The total number of forgivable loans and grants awarded.
- 18 c. The total number of forgivable loans, and the amount of
- 19 each loan awarded for repair or rehabilitation.
- 20 d. The total number of forgivable loans, and the amount of
- 21 each loan, awarded for down payment assistance on the purchase
- 22 of replacement housing and the cost of reasonable repairs to be
- 23 performed on the replacement housing to render the replacement
- 24 housing decent, safe, sanitary, and in good repair.
- 25 e. The total number of grants, and the amount of each grant,
- 26 awarded for rental assistance.
- 27 f. The total number of forgivable loans and grants awarded
- 28 in each county in which at least one homeowner or renter has
- 29 been awarded a forgivable loan or grant.
- 30 g. Each local program administrator involved in the
- 31 administration of the program.
- 32 h. The total amount of forgivable loan principal repaid.
- 33 Sec. 48. NEW SECTION. **16.57C Eviction prevention program.**
- 34 1. a. *“Eligible renter”* means a renter whose income meets
- 35 the qualifications of the program, who is at risk of eviction,

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- 1 and who resides in a county that is the subject of a state of
- 2 disaster emergency proclamation by the governor that authorizes
- 3 the eviction prevention program.
- 4 b. *“Eviction prevention partner”* means a qualified local
- 5 organization or governmental entity as determined by rule by
- 6 the authority.
- 7 2. The authority shall establish and administer an eviction
- 8 prevention program. Under the eviction prevention program,
- 9 the authority shall award grants to eligible renters and to
- 10 eviction prevention partners for purposes of this section.
- 11 Grants may be awarded upon a state of disaster emergency
- 12 proclamation by the governor that authorizes the eviction
- 13 prevention program. Eviction prevention assistance shall be
- 14 paid out of the fund established in section 16.57B.
- 15 3. a. Grants awarded to eligible renters pursuant to this
- 16 section shall be used for short-term financial rent assistance
- 17 to keep eligible renters in the current residences of such
- 18 renters.
- 19 b. Grants awarded to eviction prevention partners pursuant
- 20 to this section shall be used to pay for rent or services
- 21 provided to eligible renters for the purpose of preventing the
- 22 eviction of eligible renters.
- 23 4. The authority may enter into an agreement with one or
- 24 more local program administrators to administer the program.
- 25 Sec. 49. NEW SECTION. **16.57D Rules.**
- 26 The authority shall adopt rules pursuant to chapter 17A to

27 implement and administer this part, including rules to do all
28 of the following:
29 1. Establish the maximum forgivable loan and grant amounts
30 awarded under the program.
31 2. Establish the terms of any forgivable loan provided under
32 the program.
33 3. Income qualifications of eligible renters in the
34 eviction prevention program.
35 Sec. 50. CODE EDITOR DIRECTIVE. The Code editor shall

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1 designate sections 16.57A through 16.57D, as enacted by
2 this division of this Act, as a new part within chapter 16,
3 subchapter VIII, and may redesignate the new and preexisting
4 parts, replace references to sections 16.57A through 16.57D
5 with references to the new part, and correct internal
6 references as necessary, including references in subchapter or
7 part headnotes.

8 Sec. 51. EFFECTIVE DATE. This division of this Act, being
9 deemed of immediate importance, takes effect upon enactment.

10 DIVISION XVII
11 BONUS DEPRECIATION

12 Sec. 52. Section 422.7, subsection 39A, Code 2021, is
13 amended by striking the subsection.

14 Sec. 53. Section 422.35, subsection 19A, Code 2021, is
15 amended by striking the subsection.

16 Sec. 54. RETROACTIVE APPLICABILITY. This division of this
17 Act applies retroactively to January 1, 2021, for tax years
18 beginning on or after that date, and for qualified property
19 placed in service on or after that date.

20 DIVISION XVIII
21 BUSINESS INTEREST EXPENSE DEDUCTION

22 Sec. 55. Section 422.7, subsection 60, paragraph b, Code
23 2021, is amended by striking the paragraph.

24 Sec. 56. Section 422.35, subsection 27, paragraph b, Code
25 2021, is amended by striking the paragraph.

26 Sec. 57. RETROACTIVE APPLICABILITY. This division of this
27 Act applies retroactively to January 1, 2021, for tax years
28 beginning on or after that date.

29 DIVISION XIX
30 BEGINNING FARMER TAX CREDIT

31 Sec. 58. Section 16.58, subsections 1, 2, and 3, Code 2021,
32 are amended to read as follows:

33 1. "*Agricultural assets*" means agricultural land,
34 agricultural improvements, depreciable agricultural property,
35 crops, or livestock.

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1 2. "*Agricultural ~~improvements~~ improvement*" means any
2 improvements, including buildings, structures, or fixtures

3 suitable for use in farming ~~which are, if~~ located on any size
4 parcel of agricultural land.

5 3. *“Agricultural land”* means land suitable for use in
6 farming, any portion of which may include an agricultural
7 improvement.

8 Sec. 59. Section 16.77, subsection 2, Code 2021, is amended
9 to read as follows:

10 2. *“Agricultural lease agreement”* or *“agreement”* means an
11 agreement for the transfer of agricultural assets, ~~that must at~~
12 ~~least include a lease of agricultural land,~~ from an eligible
13 taxpayer to a qualified beginning farmer as provided in section
14 16.79A.

15 Sec. 60. Section 16.79A, subsection 1, Code 2021, is amended
16 to read as follows:

17 1. a. A beginning farmer tax credit is allowed only for
18 agricultural assets that are subject to an agricultural lease
19 agreement entered into by an eligible taxpayer and a qualifying
20 beginning farmer participating in the beginning farmer tax
21 credit program established pursuant to section 16.78.

22 b. ~~The tax credit is allowed regardless of whether the~~
23 principle agricultural asset is soil, pasture, or a building or
24 other structure used in farming.

25 Sec. 61. Section 16.79A, subsection 2, Code 2021, is amended
26 to read as follows:

27 2. The agreement must include the lease of agricultural
28 land located in this state, ~~including any or agricultural~~
29 ~~improvements located in this state,~~ and may provide for the
30 rental of agricultural equipment as defined in section 322F.1.

31 Sec. 62. Section 16.79A, subsection 3, paragraph c, Code
32 2021, is amended to read as follows:

33 c. The agreement must be for at least two years, but not
34 more than five years. The agreement may be renewed any number
35 of times by the eligible taxpayer and qualified beginning

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1 farmer for a term of at least two years, but not more than five
2 years. However, an eligible taxpayer shall not participate in
3 the program for more than fifteen years.

4 Sec. 63. Section 16.81, subsection 4, Code 2021, is amended
5 by striking the subsection.

6 Sec. 64. Section 16.81, subsection 6, Code 2021, is amended
7 to read as follows:

8 6. The authority shall approve all beginning farmer tax
9 credit applications that meet the requirements of this subpart
10 and make tax credit awards on a first-come, first-served basis,
11 subject to the limitations in section 16.82A. An eligible
12 taxpayer may apply and be approved to enter into agreements
13 with different qualified beginning farmers.

14 Sec. 65. Section 16.82, subsection 5, Code 2021, is amended
15 to read as follows:

16 5. The amount of tax credits that may be awarded to an

17 eligible taxpayer for any one year under all agreements an
18 agreement shall not exceed fifty thousand dollars.
19 Sec. 66. BEGINNING FARMER TAX CREDIT PROGRAM — FORMER
20 PERIOD OF PARTICIPATION EXTENDED. An eligible taxpayer first
21 participating in the beginning farmer tax credit program on or
22 after January 1, 2019, as provided in 2019 Iowa Acts, chapter
23 161, for a tax year beginning on or after that date, may
24 participate in the program for not more than fifteen years in
25 the same manner as provided in section 16.79A, as amended by
26 this division of this Act.
27 Sec. 67. EFFECTIVE DATE. This division of this Act takes
28 effect January 1, 2022.

29 DIVISION XX
30 PROMOTIONAL PLAY

31 Sec. 68. Section 99F.1, subsections 1, 25, and 30, Code
32 2021, are amended to read as follows:
33 1. "Adjusted gross receipts" means the gross receipts on
34 gambling games less winnings paid to wagerers on gambling games
35 and less promotional play receipts on gambling games. However,

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1 for each fiscal year during the time period beginning July 1,
2 2021, and ending June 30, 2026, "adjusted gross receipts" does
3 not shall include promotional play receipts received after the
4 date in any fiscal year that the commission determines that
5 the wagering tax imposed pursuant to section 99F.11 on all
6 licensees in that fiscal year on promotional play receipts
7 exceeds twenty-five million eight hundred twenty thousand
8 dollars on gambling games.
9 25. "Promotional play receipts" means the total sums wagered
10 on gambling games with tokens, chips, electronic credits, or
11 other forms of cashless wagering provided by the licensee
12 without an exchange of money as described in section 99F.9,
13 subsection 3.
14 30. "Sports wagering net receipts" means the gross receipts
15 less winnings paid to wagerers and less promotional play
16 receipts on sports wagering.
17 Sec. 69. Section 99F.6, subsection 4, paragraph a,
18 subparagraphs (3) and (5), Code 2021, are amended to read as
19 follows:
20 (3) The commission shall authorize, subject to the debt
21 payments for horse racetracks and the provisions of paragraph
22 "b" for dog racetracks, a licensee who is also licensed to
23 conduct pari-mutuel dog or horse racing to use receipts
24 from gambling games and sports wagering within the racetrack
25 enclosure to supplement purses for races particularly for
26 Iowa-bred horses pursuant to an agreement which shall be
27 negotiated between the licensee and representatives of the
28 dog or horse owners. For agreements subject to commission
29 approval concerning purses for horse racing beginning on or
30 after January 1, 2006, the agreements shall provide that total

31 annual purses for all horse racing shall be four percent of
32 sports wagering net receipts and promotional play receipts on
33 sports wagering and no less than eleven percent of the first
34 two hundred million dollars of net receipts, and six percent of
35 net receipts above two hundred million dollars. In addition,

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1 live standardbred horse racing shall not be conducted at the
2 horse racetrack in Polk county, but the purse moneys designated
3 for standardbred racing pursuant to section 99D.7, subsection
4 5, paragraph "b", shall be included in calculating the total
5 annual purses required to be paid pursuant to this subsection.
6 Agreements that are subject to commission approval concerning
7 horse purses for a period of time beginning on or after January
8 1, 2006, shall be jointly submitted to the commission for
9 approval.

10 (5) For purposes of this paragraph, "*net receipts*" means
11 the annual adjusted gross receipts from all gambling games
12 and, beginning July 1, 2026, promotional play receipts on all
13 gambling games less the annual amount of money pledged by the
14 owner of the facility to fund a project approved to receive
15 vision Iowa funds as of July 1, 2004.

16 Sec. 70. Section 99F.11, Code 2021, is amended by adding the
17 following new subsection:

18 NEW SUBSECTION. 2A. a. Notwithstanding any provision
19 of this section to the contrary, the tax rate imposed on a
20 licensee each fiscal year on any amount of promotional play
21 receipts on gambling games included as adjusted gross receipts
22 shall be determined by multiplying the adjusted percentage
23 by the wagering tax applicable to the licensee pursuant to
24 subsection 2.

25 *b.* For purposes of this subsection, "*adjusted percentage*"
26 means as follows:

27 (1) For the fiscal year beginning July 1, 2021, and ending
28 June 30, 2022, eighty-three and one-third percent.

29 (2) For the fiscal year beginning July 1, 2022, and ending
30 June 30, 2023, sixty-six and two-thirds percent.

31 (3) For the fiscal year beginning July 1, 2023, and ending
32 June 30, 2024, fifty percent.

33 (4) For the fiscal year beginning July 1, 2024, and ending
34 June 30, 2025, thirty-three and one-third percent.

35 (5) For the fiscal year beginning July 1, 2025, and ending

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1 June 30, 2026, sixteen and two-thirds percent.

2 *c.* This subsection is repealed July 1, 2026.

3 DIVISION XXI

4 TARGETED JOBS WITHHOLDING CREDIT

5 Sec. 71. Section 403.19A, subsection 3, paragraph c,
6 subparagraph (2), Code 2021, is amended to read as follows:

7 (2) The pilot project city and the economic development
8 authority shall not enter into a withholding agreement after
9 June 30, ~~2021~~ 2024.

10 DIVISION XXII

11 FOOD BANKS

12 Sec. 72. Section 423.3, Code 2021, is amended by adding the
13 following new subsection:

14 NEW SUBSECTION. 107. The sales price of the sale or
15 rental of tangible personal property sold to and of services
16 furnished to a nonprofit food bank, if the property or
17 services are used by the nonprofit food bank for a charitable
18 purpose. For purposes of this subsection, "*nonprofit food*
19 *bank*" means an organization organized under chapter 504 and
20 qualifying under section 501(c)(3) of the Internal Revenue
21 Code as an organization exempt from federal income tax under
22 section 501(a) of the Internal Revenue Code that maintains
23 an established operation involving the provision of food or
24 edible commodities or the products thereof on a regular basis
25 to persons in need or to food pantries, soup kitchens, hunger
26 relief centers, or other food or feeding centers that, as an
27 integral part of their normal activities, provide meals or food
28 on a regular basis to persons in need.

29 DIVISION XXIII

30 EMERGENCY VOLUNTEER — TAX CREDIT

31 Sec. 73. Section 422.12, subsection 2, paragraph c,
32 subparagraph (1), Code 2021, is amended to read as follows:

33 (1) A volunteer fire fighter and volunteer emergency
34 medical services personnel member credit equal to ~~one~~ two
35 hundred fifty dollars to compensate the taxpayer for the

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1 voluntary services if the volunteer served for the entire
2 tax year. A taxpayer who is a paid employee of an emergency
3 medical services program or a fire department and who is also
4 a volunteer emergency medical services personnel member or
5 volunteer fire fighter in a city, county, or area governed
6 by an agreement pursuant to chapter 28E where the emergency
7 medical services program or fire department performs services,
8 shall qualify for the credit provided under this paragraph "c".

9 Sec. 74. Section 422.12, subsection 2, paragraph d,
10 subparagraph (1), Code 2021, is amended to read as follows:

11 (1) A reserve peace officer credit equal to ~~one~~ two hundred
12 fifty dollars to compensate the taxpayer for services as a
13 reserve peace officer if the reserve peace officer served for
14 the entire tax year.

15 Sec. 75. RETROACTIVE APPLICABILITY. This division of this
16 Act applies retroactively to January 1, 2021, for tax years
17 beginning on or after that date.

18 DIVISION XXIV

19 INDIVIDUAL INCOME TAX CHECKOFFS

20 Sec. 76. Section 173.22, subsection 2, Code 2021, is amended

21 to read as follows:

22 2. A foundation fund is created within the state treasury
23 composed of moneys appropriated or available to and obtained
24 or accepted by the foundation. The foundation fund shall also
25 include moneys ~~ereditd~~ transferred to the fund ~~as provided in~~
26 ~~section 422.12I.~~

27 Sec. 77. NEW SECTION. 422.12D Income tax checkoff for the
28 Iowa state fair foundation fund.

29 1. A person who files an individual or a joint income tax
30 return with the department of revenue under section 422.13
31 may designate one dollar or more to be paid to the foundation
32 fund of the Iowa state fair foundation as established in
33 section 173.22. If the refund due on the return or the payment
34 remitted with the return is insufficient to pay the amount
35 designated by the taxpayer to the foundation fund, the amount

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1 designated shall be reduced to the remaining amount of the
2 refund or the remaining amount remitted with the return. The
3 designation of a contribution to the foundation fund under this
4 section is irrevocable.

5 2. The director of revenue shall draft the income tax form
6 to allow the designation of contributions to the foundation
7 fund on the tax return. The department, on or before January
8 31, shall transfer the total amount designated on the tax
9 form due in the preceding year to the foundation fund.

10 However, before a checkoff pursuant to this section shall be
11 permitted, all liabilities on the books of the department of
12 administrative services and accounts identified as owing under
13 section 8A.504 shall be satisfied.

14 3. The Iowa state fair board may authorize payment from
15 the foundation fund for purposes of supporting foundation
16 activities.

17 4. The department of revenue may adopt rules to implement
18 this section.

19 5. This section is subject to repeal under section 422.12E.

20 Sec. 78. NEW SECTION. 422.12L Joint income tax checkoff for
21 veterans trust fund and volunteer fire fighter preparedness fund.

22 1. A person who files an individual or a joint income tax
23 return with the department of revenue under section 422.13 may
24 designate one dollar or more to be paid jointly to the veterans
25 trust fund created in section 35A.13 and to the volunteer fire
26 fighter preparedness fund created in section 100B.13. If the
27 refund due on the return or the payment remitted with the
28 return is insufficient to pay the additional amount designated
29 by the taxpayer, the amount designated shall be reduced to the
30 remaining amount of refund or the remaining amount remitted
31 with the return. The designation of a contribution under this
32 section is irrevocable.

33 2. The director of revenue shall draft the income tax form
34 to allow the designation of contributions to the veterans trust

35 fund and to the volunteer fire fighter preparedness fund as

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1 one checkoff on the tax return. The department of revenue,
2 on or before January 31, shall transfer one-half of the total
3 amount designated on the tax return forms due in the preceding
4 calendar year to the veterans trust fund and the remaining
5 one-half to the volunteer fire fighter preparedness fund.
6 However, before a checkoff pursuant to this section shall be
7 permitted, all liabilities on the books of the department of
8 administrative services and accounts identified as owing under
9 section 8A.504 shall be satisfied.
10 3. The department of revenue may adopt rules to administer
11 this section.

12 4. This section is subject to repeal under section 422.12E.

13 DIVISION XXV

14 MENTAL HEALTH FUNDING

15 Sec. 79. Section 123.38, subsection 2, paragraph b, Code
16 2021, is amended to read as follows:

17 b. For purposes of this subsection, any portion of license
18 or permit fees used for the purposes authorized in section
19 331.424, subsection 1, paragraph "a", subparagraphs (1) and
20 (2), ~~and in section 331.424A~~, shall not be deemed received
21 either by the division or by a local authority.

22 Sec. 80. Section 218.99, Code 2021, is amended to read as
23 follows:

24 **218.99 Counties to be notified of patients' personal**
25 **accounts.**

26 The administrator in control of a state institution shall
27 direct the business manager of each institution under the
28 administrator's jurisdiction which is mentioned in section
29 331.424, subsection 1, paragraph "a", subparagraphs (1) and
30 (2), and for which services are paid ~~under section 331.424A~~
31 by the county of residence or a mental health and disability
32 services region, to quarterly inform the county of residence
33 of any patient or resident who has an amount in excess of two
34 hundred dollars on account in the patients' personal deposit
35 fund and the amount on deposit. The administrators shall

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1 direct the business manager to further notify the county of
2 residence at least fifteen days before the release of funds in
3 excess of two hundred dollars or upon the death of the patient
4 or resident. If the patient or resident has no residency in
5 this state or the person's residency is unknown, notice shall
6 be made to the director of human services and the administrator
7 in control of the institution involved.

8 Sec. 81. Section 225.24, Code 2021, is amended to read as
9 follows:

10 **225.24 Collection of preliminary expense.**

11 Unless a committed private patient or those legally
12 responsible for the patient's support offer to settle the
13 amount of the claims, the regional administrator for the
14 person's county of residence shall collect, by action if
15 necessary, the amount of all claims for per diem and expenses
16 that have been approved by the regional administrator for the
17 county and paid by the regional administrator as provided under
18 section 225.21. Any amount collected shall be credited to the
19 ~~county mental health and disabilities~~ disability services fund
20 region combined account created in accordance with section
21 ~~331.424A~~ 331.391.
22 Sec. 82. Section 225C.4, subsection 1, paragraph i, Code
23 2021, is amended to read as follows:
24 i. Administer and distribute state appropriations in
25 connection with the mental health and disability services
26 regional ~~services~~ service fund established by section 225C.7A.
27 Sec. 83. Section 225C.7A, Code 2021, is amended by striking
28 the section and inserting in lieu thereof the following:
29 **225C.7A Mental health and disability services regional**
30 **service fund — region incentive fund.**
31 1. A mental health and disability services regional service
32 fund is created in the office of the treasurer of state under
33 the authority of the department. The fund shall be separate
34 from the general fund of the state and the balance in the fund
35 shall not be considered part of the balance of the general

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1 fund of the state. Moneys in the fund include appropriations
2 made to the fund and other moneys deposited into the fund.
3 Moneys in the fund shall be used solely for purposes of making
4 regional service payments and incentive payments under this
5 section.
6 2. a. For each fiscal year beginning on or after July 1,
7 2021, there is appropriated from the general fund of the state
8 to the mental health and disability services regional service
9 fund an amount necessary to make all regional service payments
10 under this section for that fiscal year.
11 b. The department shall distribute the moneys appropriated
12 from the mental health and disability services regional
13 service fund to mental health and disability services regions
14 for funding of services in accordance with performance-based
15 contracts with the regions and in the manner provided in this
16 section.
17 c. The performance-based contracts between the department
18 and each mental health and disability services region shall be
19 in effect beginning January 1, 2022, and shall include all of
20 the following:
21 (1) Authority for the department to approve, deny, or revise
22 each mental health and disability services region's annual
23 service and budget plan under section 331.393.
24 (2) A requirement for the mental health and disability

25 services region to provide access to all core services under
26 section 331.397.
27 (3) A requirement that the mental health and disability
28 services region utilize all federal government funding,
29 including Medicaid funding, third-party payment sources, and
30 other nongovernmental funding prior to using regional service
31 payments received under this section.
32 (4) An annual review of the mental health and disability
33 services region's administrative costs conducted by the
34 department.
35 (5) Authority for the department to establish outcome

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1 improvement goals for populations served by the region
2 including but not limited to decreases in emergency department
3 visits, improved use of mobile crisis response and jail
4 diversion programs, and improved employment-based outcomes.
5 (6) Provisions authorizing the department, in response to
6 a mental health and disability services region's violation of
7 the contract, to implement the actions described under section
8 331.389, subsection 5, paragraph "a".
9 3. For each fiscal year beginning on or after July 1, 2021,
10 the moneys available in a fiscal year in the mental health and
11 disability services regional service fund, except for moneys in
12 the region incentive fund under subsection 8, are appropriated
13 to the department and shall be distributed to each region on
14 a per capita basis calculated under subsection 4 using each
15 region's population, as defined in section 331.388, for that
16 fiscal year.
17 4. The amount of each region's regional service payment
18 shall be determined as follows:
19 a. For the fiscal year beginning July 1, 2021, an amount
20 equal to the product of fifteen dollars and eighty-six cents
21 multiplied by the sum of the region's population for the fiscal
22 year.
23 b. For the fiscal year beginning July 1, 2022, an amount
24 equal to the product of thirty-eight dollars multiplied by the
25 sum of the region's population for the fiscal year.
26 c. For the fiscal year beginning July 1, 2023, an amount
27 equal to the product of forty dollars multiplied by the sum of
28 the region's population for the fiscal year.
29 d. For the fiscal year beginning July 1, 2024, an amount
30 equal to the product of forty-two dollars multiplied by the sum
31 of the region's population for the fiscal year.
32 e. (1) For the fiscal year beginning July 1, 2025, and each
33 succeeding fiscal year, an amount equal to the product of the
34 sum of the region's population for the fiscal year multiplied
35 by the sum of the dollar amount used to calculate the regional

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1 service payments under this subsection for the immediately
2 preceding fiscal year plus the regional service growth factor
3 for the fiscal year.
4 (2) For purposes of this paragraph, "*regional service growth*
5 *factor*" for a fiscal year is an amount equal to the product
6 of the dollar amount used to calculate the regional service
7 payments under this subsection for the immediately preceding
8 fiscal year multiplied by the percent increase, if any, in the
9 amount of sales tax revenue deposited into the general fund of
10 the state under section 423.2A, subsection 1, paragraph "a",
11 less the transfers required under section 423.2A, subsection
12 2, between the fiscal year beginning three years prior to
13 the applicable fiscal year and the fiscal year beginning two
14 years prior to the applicable year, but not to exceed one and
15 one-half percent.
16 5. Regional service payments received by a region
17 shall be deposited in the region's combined account under
18 section 331.391 and used solely for providing mental health
19 and disability services under the regional service system
20 management plan.
21 6. Regional service payments from the mental health
22 and disability services regional service fund shall be
23 paid in quarterly installments to the appropriate regional
24 administrator in July, October, January, and April of each
25 fiscal year.
26 7. a. For the fiscal year beginning July 1, 2021, each
27 mental health and disability services region for which the
28 amount certified during the fiscal year under section 331.391,
29 subsection 4, paragraph "b", exceeds forty percent of the actual
30 expenditures of the region for the fiscal year preceding the
31 fiscal year in progress, the remaining quarterly payments of
32 the region's regional service payment shall be reduced by
33 an amount equal to the amount by which the region's amount
34 certified under section 331.391, subsection 4, paragraph "b",
35 exceeds forty percent of the actual expenditures of the region

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1 for the fiscal year preceding the fiscal year in progress, but
2 the amount of the reduction shall not exceed the total amount
3 of the region's regional service payment for the fiscal year.
4 If the region's remaining quarterly payments are insufficient
5 to effectuate the required reductions under this paragraph, the
6 region is required to pay to the department of human services
7 any amount for which the reduction in quarterly payments could
8 not be made. The amount of reductions to quarterly payments
9 and amounts paid to the department under this paragraph shall
10 be transferred and credited to the region incentive fund under
11 subsection 8.
12 b. For the fiscal year beginning July 1, 2022, each mental

13 health and disability services region for which the amount
14 certified during the fiscal year under section 331.391,
15 subsection 4, paragraph “b”, exceeds twenty percent of the
16 actual expenditures of the region for the fiscal year preceding
17 the fiscal year in progress, the remaining quarterly payments
18 of the region’s regional service payment shall be reduced by
19 an amount equal to the amount by which the region’s amount
20 certified under section 331.391, subsection 4, paragraph “b”,
21 exceeds twenty percent of the actual expenditures of the region
22 for the fiscal year preceding the fiscal year in progress, but
23 the amount of the reduction shall not exceed the total amount
24 of the region’s regional service payment for the fiscal year.
25 If the region’s remaining quarterly payments are insufficient
26 to effectuate the required reductions under this paragraph, the
27 region is required to pay to the department of human services
28 any amount for which the reduction in quarterly payments could
29 not be made. The amount of reductions to quarterly payments
30 and amounts paid to the department under this paragraph shall
31 be transferred and credited to the region incentive fund under
32 subsection 8.
33 c. For the fiscal year beginning July 1, 2023, and each
34 succeeding fiscal year, each mental health and disability
35 services region for which the amount certified during the

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1 fiscal year under section 331.391, subsection 4, paragraph “b”,
2 exceeds five percent of the actual expenditures of the region
3 for the fiscal year preceding the fiscal year in progress, the
4 remaining quarterly payments of the region’s regional service
5 payment shall be reduced by an amount equal to the amount by
6 which the region’s amount certified under section 331.391,
7 subsection 4, paragraph “b”, exceeds five percent of the actual
8 expenditures of the region for the fiscal year preceding the
9 fiscal year in progress, but the amount of the reduction
10 shall not exceed the total amount of the region’s regional
11 service payment for the fiscal year. If the region’s remaining
12 quarterly payments are insufficient to effectuate the required
13 reductions under this paragraph, the region is required to
14 pay to the department of human services any amount for which
15 the reduction in quarterly payments could not be made. The
16 amount of reductions to quarterly payments and amounts paid to
17 the department under this paragraph shall be transferred and
18 credited to the region incentive fund under subsection 8.
19 8. a. A region incentive fund is created in the mental
20 health and disability services regional service fund under
21 subsection 1. The incentive fund shall consist of the
22 moneys appropriated or credited to the incentive fund by
23 law, including amounts credited to the incentive fund under
24 subsection 7. Notwithstanding section 8.33, moneys in the
25 incentive fund at the end of each fiscal year shall not revert
26 to any other fund but shall remain in the incentive fund for

27 use in subsequent fiscal years. For fiscal years beginning on
28 or after July 1, 2021, there is appropriated from the general
29 fund of the state to the incentive fund the following amounts
30 to be used for the purposes of this subsection:

31 (1) For the fiscal year beginning July 1, 2021, three
32 million dollars.

33 (2) (a) For each fiscal year beginning on or after July
34 1, 2025, an amount equal to the incentive fund growth factor
35 multiplied by the ending balance of the incentive fund at

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1 the conclusion of the fiscal year ending June 30 immediately
2 preceding the application deadline under paragraph “b” for the
3 fiscal year for which the appropriation is made.

4 (b) For purposes of this subparagraph, the “*incentive fund*
5 *growth factor*” for each fiscal year is the percent increase,
6 if any, in the amount of sales tax revenue deposited into the
7 general fund of the state under section 423.2A, subsection
8 1, paragraph “a”, less the transfers required under section
9 423.2A, subsection 2, between the fiscal year beginning three
10 years prior to the applicable fiscal year and the fiscal year
11 beginning two years prior to the applicable year, minus one and
12 one-half percent, and the incentive fund growth factor for any
13 fiscal year shall not exceed three and one-half percent.

14 b. To receive funding from the incentive fund, a regional
15 administrator must submit to the department sufficient data
16 to demonstrate that the region has met the standards outlined
17 in the region’s performance-based contract. The purpose of
18 the incentive fund shall be to provide appropriate financial
19 incentives for outcomes met from services provided by the
20 regional administrator’s mental health and disability services
21 region. The department shall make its final decisions on or
22 before December 15 regarding acceptance or rejection of the
23 submissions for incentive funds applications for assistance and
24 the total amount accepted shall be considered obligated.

25 c. In addition to incentive submission requirements under
26 paragraphs “d”, “e”, and “g”, basic eligibility for incentive
27 funds requires that a mental health and disability services
28 region meet all of the following conditions:

29 (1) The mental health and disability services region is in
30 compliance with the regional service system management plan
31 requirements of section 331.393.

32 (2) (a) In the fiscal year that commenced two years prior
33 to the fiscal year of application for incentive funds, the
34 ending balance, under generally accepted accounting principles,
35 of the mental health and disability services region’s combined

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1 services funds was equal to or less than the ending balance
2 threshold under subparagraph division (b) for the fiscal year

3 for which assistance is requested.

4 (b) For purposes of this subparagraph (2), “*ending balance*
5 *threshold*” means the following:

6 (i) For applications for the fiscal year beginning July 1,
7 2021, forty percent of the actual expenditures of the mental
8 health and disability services region for the fiscal year that
9 commenced two years prior to the fiscal year of application for
10 assistance.

11 (ii) For applications for the fiscal year beginning July 1,
12 2022, twenty percent of the actual expenditures of the mental
13 health and disability services region for the fiscal year that
14 commenced two years prior to the fiscal year of application for
15 assistance.

16 (iii) For applications for fiscal years beginning on or
17 after July 1, 2023, five percent of the actual expenditures
18 of the mental health and disability services region for the
19 fiscal year that commenced two years prior to the fiscal year
20 of application for assistance.

21 *d.* The department shall review the fiscal year-end financial
22 records for all mental health and disability services regions
23 that are granted incentive funds. If the department determines
24 a mental health and disability services region’s actual need
25 for incentive funds was less than the amount of incentive funds
26 granted to the mental health and disability services region,
27 the mental health and disability services region shall refund
28 the difference between the amount of assistance granted and
29 the actual need. The mental health and disability services
30 region shall submit the refund within thirty days of receiving
31 notice from the department. Refunds shall be credited to the
32 incentive fund.

33 *e.* The department shall determine application requirements
34 to ensure prudent use of the incentive fund. The department
35 may accept or reject an application for incentive funds in

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1 whole or in part. The decision of the department is final.

2 *f.* The total amount of incentive funds approved shall be
3 limited to the amount available in the incentive fund for a
4 fiscal year. Any unobligated balance in the incentive fund at
5 the close of a fiscal year shall remain in the incentive fund
6 for distribution in the succeeding fiscal year.

7 *g.* Incentive funds shall only be made available to address
8 one or more of the following circumstances:

9 (1) To reimburse regions for reductions in available
10 funding for core services as the result of the reduction and
11 elimination of the levy under section 331.424A, Code 2021, if
12 the region has an operating deficit. The department shall
13 prioritize approval of incentive funds for the circumstances
14 specified in this subparagraph.

15 (2) To incentivize quality core services that meet or exceed
16 the defined outcomes in the performance-based contract.

17 (3) To support regional efforts to fund non-core services
18 that support the defined outcomes of core services in the
19 performance-based contract.
20 (4) To support non-core services to maintain an individual
21 in a community setting or that would create a risk that the
22 individuals needing services and supports would be placed in
23 more restrictive, higher-cost settings.
24 h. Subject to the amount available and obligated from
25 the incentive fund for a fiscal year, the department shall
26 annually calculate the amount of moneys due to eligible mental
27 health and disability services regions in accordance with the
28 department's decisions and that amount is appropriated from the
29 incentive fund to the department for payment of the moneys due.
30 The department shall distribute incentive funds payable to the
31 mental health and disability services regions for the amounts
32 due on or before January 1.
33 i. On or before March 1 and September 1 of each fiscal
34 year, the department shall provide the governor's office and
35 the general assembly with a report of the financial condition

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1 of the incentive fund. The report shall include but is not
2 limited to an itemization of the funding source's balances,
3 types and amount of revenues credited, and payees and payment
4 amounts for the expenditures made from the funding source
5 during the reporting period.
6 j. If the department has made its decisions but has
7 determined that there are otherwise qualifying requests for
8 incentive funds that are beyond the amount available in the
9 incentive fund for a fiscal year, the department shall compile
10 a list of such requests and the supporting information for
11 the requests. The list and information shall be submitted to
12 the commission, the children's behavioral health system state
13 board, and the general assembly.
14 9. The commission shall consult with regional
15 administrators and the director in prescribing forms and
16 adopting rules to administer this section.
17 Sec. 84. Section 249N.8, subsection 1, Code 2021, is amended
18 to read as follows:
19 1. Biennially, a report of the results of a review, by
20 county and region, of mental health services previously funded
21 through taxes levied by counties pursuant to section 331.424A,
22 Code 2021, or funds administered by a mental health and
23 disability services region that are funded during the reporting
24 period under the Iowa health and wellness plan.
25 Sec. 85. Section 331.389, subsection 1, paragraph b, Code
26 2021, is amended to read as follows:
27 b. If a county has been exempted prior to July 1, 2014, from
28 the requirement to enter into a regional service system, the
29 county and the county's board of supervisors shall fulfill all
30 requirements and be eligible as a region under this chapter and

chapter chapters 222, 225, 225C, 226, 227, 229, and 230 for a regional service system, regional service system management plan, regional governing board, and regional administrator, and any other provisions applicable to a region of counties providing local mental health and disability services.

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1 Additionally, a county exempted under this subsection shall be
2 considered a region for purposes of chapter 426B.

3 Sec. 86. Section 331.389, subsection 5, paragraph a,
4 subparagraph (2), Code 2021, is amended to read as follows:
5 (2) Reduce the amount of the annual state funding provided
6 for the regional service system or exempted county, including
7 amounts received under section 225C.7A, not to exceed fifteen
8 percent of the amount.

9 Sec. 87. Section 331.391, subsections 1 and 3, Code 2021,
10 are amended to read as follows:

11 1. The funding under the control of the governing board
12 shall be maintained in a combined account, ~~in separate county~~
13 ~~accounts that are under the control of the governing board, or~~
14 ~~pursuant to other arrangements authorized by law that limit the~~
15 ~~administrative burden of such control while facilitating public~~
16 ~~scrutiny of financial processes. A county exempted under~~
17 section 331.389, subsection 1, shall maintain a county mental
18 health and disability services fund for the deposit of funding
19 received under section 225C.7A and appropriations specifically
20 authorized to be made from the county mental health and
21 disability services fund shall not be made from any other fund
22 of the county. A county mental health and disability services
23 fund established by an exempt county, to the extent feasible,
24 shall be considered to be the same as a region combined account
25 and shall be subject to the same requirements as a region's
26 combined account.

27 3. The funding provided pursuant to appropriations from the
28 mental health and disability services regional services service
29 fund created in section 225C.7A and from performance-based
30 contracts with the department shall be credited to the account
31 ~~or accounts~~ under the control of the governing board.

32 Sec. 88. Section 331.391, subsection 4, paragraphs a, b, and
33 c, Code 2021, are amended to read as follows:

34 a. If a region is meeting the financial obligations for
35 implementation of its regional service system management plan

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1 for a fiscal year and residual funding is anticipated, the
2 regional administrator ~~shall~~ may reserve an adequate amount of
3 unobligated and unencumbered funds for cash flow of expenditure
4 obligations in the next fiscal year.
5 b. Each region shall certify to the department of ~~management~~
6 human services on or before December 1, ~~2022~~ 2021, and each

7 December 1 thereafter, the amount of the region's cash flow
8 amount in the combined account that is attributable to each
9 county within the region based upon each county's proportionate
10 amount of funding and contributions to the region or other
11 methodology specified in the regional governance agreement
12 or certify the cash flow amount for each separate county
13 account that is under the control of the governing board at the
14 conclusion of the most recently completed fiscal year.
15 c. For fiscal years beginning on or after July 1, 2023,
16 the region's cash flow amount, either reserved in the region's
17 combined account or reserved among all separate county accounts
18 under the control of the governing board, shall not exceed
19 forty five percent of the gross actual expenditures from the
20 combined account or from all separate county accounts under
21 control of the governing board for the fiscal year preceding
22 the fiscal year in progress.
23 Sec. 89. Section 331.392, subsection 4, paragraph a, Code
24 2021, is amended to read as follows:
25 a. Methods for pooling, management, and expenditure of the
26 funding under the control of the regional administrator. If
27 the agreement does not provide for pooling of the participating
28 county moneys in a single fund, the agreement shall specify how
29 the participating county moneys will be subject to the control
30 of the regional administrator.
31 Sec. 90. Section 331.393, subsection 10, Code 2021, is
32 amended to read as follows:
33 10. The director's approval of a regional plan shall not be
34 construed to constitute certification of the respective county
35 budgets or of the region's budget.

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1 Sec. 91. Section 331.394, subsection 4, Code 2021, is
2 amended to read as follows:
3 4. ~~If a county of residence is part of a mental health and~~
4 ~~disability services region that has agreed to pool funding and~~
5 ~~liability for services, the~~ The responsibilities of the county
6 under law regarding such mental health and disability services
7 shall be performed on behalf of the county by the regional
8 administrator. ~~The county of residence or the county's mental~~
9 ~~health and disability services region, as applicable, is~~
10 responsible for paying the public costs of the mental health
11 and disability services that are not covered by the medical
12 assistance program under chapter 249A and are provided in
13 accordance with the region's approved service management plan
14 to persons who are residents of the ~~county or region~~.
15 Sec. 92. Section 331.398, subsection 1, Code 2021, is
16 amended to read as follows:
17 1. The financing of a regional mental health and disability
18 service system is limited to a fixed budget amount. The fixed
19 budget amount shall be the amount identified in a regional
20 service system management plan and budget for the fiscal year.

21 A region shall receive state funding for growth in non-Medicaid
22 expenditures through the mental health and disability regional
23 services fund created in section 225C.7A to address increased
24 service costs, additional service populations, additional core
25 service domains, and increased numbers of persons receiving
26 services.

27 Sec. 93. **NEW SECTION. 331.400 Quarterly reports.**

28 Beginning with the fiscal year, beginning July 1, 2022,
29 the department shall deliver on a quarterly basis a report to
30 the general assembly that provides a summary of the status of
31 implementing core services in each region, the accessibility
32 of core services in each region, how each region is using the
33 funding provided under section 225C.7A, and recommendations
34 for improvements to the mental health and disability services
35 system in order to attain the outcome improvement goals set

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1 by the department consistent with the goals specified in the
2 performance-based contracts under section 225C.7A, subsection
3 2, paragraph "c", subparagraph (5).

4 Sec. 94. Section 331.424A, subsection 1, paragraph b, Code
5 2021, is amended by striking the paragraph.

6 Sec. 95. Section 331.424A, subsection 3, Code 2021, is
7 amended to read as follows:

8 3. a. County revenues from taxes and other sources
9 designated by a county for mental health and disabilities
10 services shall be credited to the county mental health and
11 disabilities services fund which shall be created by the
12 county. The ~~Until the required transfer of funds under~~
13 ~~paragraph "b", the~~ board shall make appropriations from the fund
14 for payment of services provided under the regional service
15 system management plan approved pursuant to section 331.393.
16 ~~The~~ For fiscal years beginning before July 1, 2022, the county
17 may pay for the services in cooperation with other counties
18 by pooling appropriations from the county services fund with
19 appropriations from the county services fund of other counties
20 through the county's regional administrator, or through another
21 arrangement specified in the regional governance agreement
22 entered into by the county under section 331.392.

23 b. ~~Notwithstanding section 331.432, subsection 3, upon~~
24 ~~conclusion of the fiscal year beginning July 1, 2021, except~~
25 ~~for an exempt county under section 331.391, subsection 1,~~
26 ~~the county treasurer shall transfer the remaining balance of~~
27 ~~the county's county services fund created under paragraph~~
28 ~~"a", including all unobligated and unencumbered funds, to the~~
29 ~~county's region to which the county belongs in the fiscal year~~
30 ~~beginning July 1, 2022, for deposit in the region's combined~~
31 ~~account under section 331.391.~~

32 Sec. 96. Section 331.424A, subsection 4, paragraph a, Code
33 2021, is amended to read as follows:

34 a. An amount of unobligated and unencumbered funds, as

35 specified in the regional governance agreement entered into

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1 by the county under section 331.392, shall, for fiscal years
2 beginning before July 1, 2022, be reserved in the county
3 services fund to address cash flow obligations in the next
4 fiscal year, ~~subject to the limitations of this subsection.~~
5 Sec. 97. Section 331.424A, subsection 4, paragraphs c and d,
6 Code 2021, are amended by striking the paragraphs.
7 Sec. 98. Section 331.424A, subsections 5, 6, and 9, Code
8 2021, are amended to read as follows:
9 5. Receipts from the state or federal government for fiscal
10 years beginning before July 1, 2022, for the mental health
11 and disability services administered or paid for by a county
12 shall be credited to the county services fund, including moneys
13 distributed to the county from the department of human services
14 and moneys allocated under chapter 426B.
15 6. For each fiscal year beginning before July 1, 2022, the
16 county shall certify a levy for payment of services. For each
17 such fiscal year, county revenues from taxes imposed by the
18 county credited to the county services fund shall not exceed an
19 amount equal to the county budgeted amount for the fiscal year.
20 A levy certified under this section is not subject to the
21 appeal provisions of section 331.426 or to any other provision
22 in law authorizing a county to exceed, increase, or appeal a
23 property tax levy limit.
24 9. a. For the fiscal year beginning July 1, 2017, and
25 each subsequent fiscal year beginning before July 1, 2022, the
26 county budgeted amount determined for each county shall be the
27 amount necessary to meet the county's financial obligations for
28 the payment of services provided under the regional service
29 system management plan approved pursuant to section 331.393,
30 not to exceed an amount equal to the product of ~~the regional~~
31 ~~per capita expenditure target amount~~ twenty-one dollars and
32 fourteen cents multiplied by the county's population, ~~and, for~~
33 ~~fiscal years beginning on or after July 1, 2023, reduced by~~
34 ~~the amount of the county's cash flow reduction amount for the~~
35 ~~fiscal year calculated under subsection 4, if applicable.~~

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1 b. If a county officially joins a different region, the
2 county's budgeted amount for a fiscal year beginning before
3 July 1, 2022, shall be the amount necessary to meet the
4 county's financial obligations for payment of services provided
5 under the new region's regional service system management plan
6 approved pursuant to section 331.393, not to exceed an amount
7 equal to the product of ~~the new region's regional per capita~~
8 ~~expenditure target amount~~ twenty-one dollars and fourteen cents
9 multiplied by the county's population, ~~and, for fiscal years~~
10 ~~beginning on or after July 1, 2023, reduced by the amount of~~

11 ~~the county's cash flow reduction amount for the fiscal year~~
12 ~~calculated under subsection 4, if applicable.~~
13 Sec. 99. Section 331.424A, Code 2021, is amended by adding
14 the following new subsection:
15 NEW SUBSECTION. 10. This section is repealed July 1, 2022.
16 Sec. 100. Section 331.432, subsection 3, Code 2021, is
17 amended to read as follows:
18 3. a. Except as authorized in section 331.477, transfers
19 of moneys between the county services fund created pursuant
20 to section 331.424A and any other fund are prohibited. This
21 subsection paragraph does not apply to appropriations made or
22 the value of in-kind care and treatment provided pursuant to
23 section 347.7, subsection 1, paragraph "c", Code 2021, or to
24 transfers from a county public hospital fund under section
25 347.7. This paragraph is repealed July 1, 2022.
26 b. Payments or transfers of moneys from any fund of the
27 county to a mental health and disability services region's
28 combined account under section 331.391 are prohibited. This
29 paragraph applies to fiscal years beginning on or after July
30 1, 2022, but does not apply to transfers from a county public
31 hospital fund under section 347.7 for the fiscal year beginning
32 July 1, 2022, or the fiscal year beginning July 1, 2023.
33 Sec. 101. Section 347.7, subsection 1, paragraph c, Code
34 2021, is amended by striking the paragraph.
35 Sec. 102. Section 426B.1, subsection 2, Code 2021, is

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1 amended to read as follows:
2 2. Moneys shall be distributed from the property tax relief
3 fund to ~~counties~~ for the mental health and disability regional
4 service system for mental health and disabilities services, in
5 accordance with the appropriations made to the fund and other
6 statutory requirements.
7 Sec. 103. Section 426B.2, Code 2021, is amended to read as
8 follows:
9 **426B.2 Property tax relief fund payments.**
10 The director of human services shall draw warrants on the
11 property tax relief fund, payable to the ~~county treasurer~~
12 regional administrator in the amount due to a county mental
13 health and disability services region in accordance with
14 statutory requirements, and mail the warrants to the ~~county~~
15 auditors regional administrator in July and January of each
16 year.
17 Sec. 104. Section 426B.4, Code 2021, is amended to read as
18 follows:
19 **426B.4 Rules.**
20 The mental health and disability services commission shall
21 consult with ~~county representatives~~ regional administrators
22 and the director of human services in prescribing forms and
23 adopting rules pursuant to chapter 17A to administer this
24 chapter.

25 Sec. 105. ADJUSTMENT TO PROPERTY TAXES CERTIFIED UNDER
26 SECTION 331.424A — FY 2021-2022. For each county for which
27 the amount of taxes certified for levy for the purposes
28 of section 331.424A for the fiscal year beginning July 1,
29 2021, exceeds the product of the population of the county as
30 determined under section 331.424A, subsection 1, paragraph
31 “e”, multiplied by twenty-one dollars and fourteen cents,
32 the department of management shall reduce the amount of such
33 taxes certified for levy to an amount not to exceed the
34 product of the population of the county as determined under
35 section 331.424A, subsection 1, paragraph “e”, multiplied by

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1 twenty-one dollars and fourteen cents and shall revise the rate
2 of taxation as necessary to raise the reduced amount. The
3 department of management shall report the reduction in the
4 certified taxes and the revised rate of taxation to the county
5 auditors by June 15, 2021.

6 Sec. 106. IMPLEMENTATION OF REGION INCENTIVE FUND UNDER
7 SECTION 225C.7A — EMERGENCY RULEMAKING.

8 1. In order to timely implement the provisions of this
9 division of this Act establishing the region incentive fund
10 under section 225C.7A, subsection 8, for mental health and
11 disability services regions for funding the fiscal year
12 beginning July 1, 2021, and the fiscal year beginning July
13 1, 2022, the director of human services shall establish
14 alternative application deadlines and expedited application
15 review and approval timelines.

16 2. The department of human services may adopt
17 administrative rules under section 17A.4, subsection 3, and
18 section 17A.5, subsection 2, paragraph “b”, to implement
19 provisions of this division of this Act and the rules shall
20 become effective immediately upon filing or on a later
21 effective date specified in the rules, unless the effective
22 date of the rules is delayed or the applicability of the rules
23 is suspended by the administrative rules review committee. Any
24 rules adopted in accordance with this section shall not take
25 effect before the rules are reviewed by the administrative
26 rules review committee. The delay authority provided to
27 the administrative rules review committee under section
28 17A.8, subsections 9 and 10, shall be applicable to a delay
29 imposed under this section, notwithstanding a provision in
30 those subsections making them inapplicable to section 17A.5,
31 subsection 2, paragraph “b”. Any rules adopted in accordance
32 with the provisions of this section shall also be published as
33 a notice of intended action as provided in section 17A.4.

34 Sec. 107. DEPARTMENT OF HUMAN SERVICES — MENTAL HEALTH AND
35 DISABILITY REGIONS STUDY. The department of human services

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1 shall convene a study committee to evaluate the current mental
2 health and disability region structure and operations in the
3 context of the changes made and the funding provided by this
4 division of this Act. The study shall, at a minimum, review
5 how effectively each mental health and disability services
6 region has implemented the core services outlined in sections
7 331.397 and 331.397A, including the degree of uniformity of
8 the core services between the regions. The department shall
9 be authorized to contract with and retain the services of an
10 independent contractor in order to conduct the study. The
11 department shall submit a report detailing the study's findings
12 and recommendations to the general assembly and the governor no
13 later than December 15, 2022.

14 Sec. 108. EFFECTIVE DATE. This division of this Act, being
15 deemed of immediate importance, takes effect upon enactment.

16 DIVISION XXVI

17 COMMERCIAL AND INDUSTRIAL PROPERTY TAX REPLACEMENT PAYMENTS

18 Sec. 109. Section 2.48, subsection 3, paragraph f,
19 subparagraph (6), Code 2021, is amended by striking the
20 subparagraph.

21 Sec. 110. Section 331.512, subsection 15, Code 2021, is
22 amended by striking the subsection.

23 Sec. 111. Section 331.559, subsection 27, Code 2021, is
24 amended by striking the subsection.

25 Sec. 112. Section 441.21A, subsection 1, paragraph a, Code
26 2021, is amended to read as follows:

27 a. For each fiscal year beginning on or after July 1, 2014,
28 ~~but before July 1, 2029~~, there is appropriated from the general
29 fund of the state to the department of revenue an amount
30 necessary for the payment of all commercial and industrial
31 property tax replacement claims under this section for the
32 fiscal year. However, for a the fiscal year years beginning
33 ~~on or after July 1, 2017, July 1, 2018, July 1, 2019, July 1,~~
34 ~~2020, and July 1, 2021~~, the total amount of moneys appropriated
35 from the general fund of the state to the department of revenue

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1 for the payment of commercial and industrial property tax
2 replacement claims in ~~that~~ each fiscal year shall not exceed
3 the total amount of money necessary to pay all commercial and
4 industrial property tax replacement claims for the fiscal year
5 beginning July 1, 2016.

6 Sec. 113. Section 441.21A, subsections 2 and 3, Code 2021,
7 are amended to read as follows:

8 2. a. Beginning with the ~~For each~~ fiscal year beginning
9 ~~on or after~~ July 1, 2014, but before July 1, 2022, each county
10 treasurer shall be paid by the department of revenue an
11 amount equal to the amount of the commercial and industrial
12 property tax replacement claims in the county, as calculated

13 in subsection 4. If an amount appropriated for a the fiscal
14 year beginning on July 1, 2017, July 1, 2018, July 1, 2019,
15 July 1, 2020, or July 1, 2021, is insufficient to pay all
16 replacement claims for the fiscal year, the director of revenue
17 shall prorate the payment of replacement claims to the county
18 treasurers and shall notify the county auditors of the pro rata
19 percentage on or before September 30.
20 b. For each fiscal year beginning on or after July 1, 2022,
21 but before July 1, 2029, each county treasurer shall be paid
22 by the department of revenue an amount equal to the sum of the
23 commercial and industrial property tax replacement claims for
24 all taxing authorities, or portion thereof, located in the
25 county, as calculated in subsection 4A. The county treasurer
26 shall pay to each taxing authority the taxing authority's
27 commercial and industrial property tax replacement claim, or
28 portion thereof, as calculated in subsection 4A.
29 3. a. On or before July 1 of each fiscal year beginning on
30 or after July 1, 2014, but before July 1, 2022, the assessor
31 shall report to the county auditor the total actual value of
32 all commercial property and industrial property in the county
33 that is subject to assessment and taxation for the assessment
34 year used to calculate the taxes due and payable in that fiscal
35 year.

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1 b. On or before July 1, 2022, the department of management
2 shall calculate and report to the department of revenue for
3 each taxing authority in this state that is a city or a county
4 all of the following:
5 (1) The total assessed value as of January 1, 2012, of
6 all taxable property located in the taxing authority that is
7 subject to assessment and taxation used to calculate taxes
8 which are due and payable in the fiscal year beginning July 1,
9 2013, excluding property subject to the statewide property tax
10 imposed under section 437A.18 or 437B.14.
11 (2) The total assessed value as of January 1, 2019, of
12 all taxable property located in the taxing authority that is
13 subject to assessment and taxation used to calculate taxes
14 which are due and payable in the fiscal year beginning July 1,
15 2020, excluding property subject to the statewide property tax
16 imposed under section 437A.18 or 437B.14.
17 Sec. 114. Section 441.21A, subsection 4, unnumbered
18 paragraph 1, Code 2021, is amended to read as follows:
19 On or before a date established by rule of the department
20 of revenue of each fiscal year beginning on or after July
21 1, 2014, but before July 1, 2022, the county auditor shall
22 prepare a statement, based upon the report received pursuant to
23 subsection 3, paragraph "a", listing for each taxing district
24 in the county:
25 Sec. 115. Section 441.21A, Code 2021, is amended by adding
26 the following new subsection:

27 NEW SUBSECTION. 4A. *a.* As used in this subsection, unless
28 the context clearly requires otherwise:
29 (1) “*Qualified taxing authority*” means any of the following:
30 (a) A taxing authority that is not a city or a county.
31 (b) A taxing authority that is a city or county for which
32 the amount determined under subsection 3, paragraph “*b*”,
33 subparagraph (2), is less than one hundred thirty-one and
34 twenty-four hundredths percent of the amount determined under
35 subsection 3, paragraph “*b*”, subparagraph (1).

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1 (2) “*Taxing authority*” means a city, county, community
2 college, or other governmental entity or political subdivision
3 in this state authorized to certify a levy on property located
4 within such authority, but does not include a school district.
5 *b.* For fiscal years beginning on or after July 1, 2022,
6 but before July 1, 2029, the amount of each taxing authority’s
7 replacement claim is as follows:
8 (1) If the taxing authority is a qualified taxing authority:
9 (a) For the fiscal year beginning July 1, 2022,
10 seven-eighths of the amount received by the taxing authority
11 under this section for the fiscal year beginning July 1, 2021.
12 (b) For the fiscal year beginning July 1, 2023, six-eighths
13 of the amount received by the taxing authority under this
14 section for the fiscal year beginning July 1, 2021.
15 (c) For the fiscal year beginning July 1, 2024, five-eighths
16 of the amount received by the taxing authority under this
17 section for the fiscal year beginning July 1, 2021.
18 (d) For the fiscal year beginning July 1, 2025, four-eighths
19 of the amount received by the taxing authority under this
20 section for the fiscal year beginning July 1, 2021.
21 (e) For the fiscal year beginning July 1, 2026,
22 three-eighths of the amount received by the taxing authority
23 under this section for the fiscal year beginning July 1, 2021.
24 (f) For the fiscal year beginning July 1, 2027, two-eighths
25 of the amount received by the taxing authority under this
26 section for the fiscal year beginning July 1, 2021.
27 (g) For the fiscal year beginning July 1, 2028, one-eighth
28 of the amount received by the taxing authority under this
29 section for the fiscal year beginning July 1, 2021.
30 (2) If the taxing authority is not a qualified taxing
31 authority:
32 (a) For the fiscal year beginning July 1, 2022, four-fifths
33 of the amount received by the taxing authority under this
34 section for the fiscal year beginning July 1, 2021.
35 (b) For the fiscal year beginning July 1, 2023, three-fifths

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1 of the amount received by the taxing authority under this
2 section for the fiscal year beginning July 1, 2021.

(c) For the fiscal year beginning July 1, 2024, two-fifths of the amount received by the taxing authority under this section for the fiscal year beginning July 1, 2021.

(d) For the fiscal year beginning July 1, 2025, one-fifth of the amount received by the taxing authority under this section for the fiscal year beginning July 1, 2021.

(e) For the fiscal year beginning July 1, 2026, and each succeeding fiscal year beginning before July 1, 2029, zero.

(3) The department of management shall calculate and report to the department of revenue the amount received by each taxing authority in this state as the result of commercial and industrial property tax replacement claims paid for the fiscal year beginning July 1, 2021, and the portion of the amount attributable to each county where the taxing authority is located, if applicable.

Sec. 116. Section 441.21A, subsection 5, Code 2021, is amended to read as follows:

5. For purposes of computing replacement amounts under this section for fiscal years beginning on or after July 1, 2014, but before July 1, 2022, that portion of an urban renewal area defined as the sum of the assessed valuations defined in section 403.19, subsections 1 and 2, shall be considered a taxing district.

Sec. 117. Section 441.21A, subsection 6, paragraph a, Code 2021, is amended to read as follows:

a. The For fiscal years beginning on or after July 1, 2014, but before July 1, 2022, the county auditor shall certify and forward one copy of the statement to the department of revenue not later than a date of each year established by the department of revenue by rule.

Sec. 118. Section 441.21A, subsection 6, Code 2021, is amended by adding the following new paragraph:

NEW PARAGRAPH. f. This subsection shall apply to the

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1 apportionment of replacement claim amounts for fiscal years
2 beginning on or after July 1, 2014, but before July 1, 2022.

3 Sec. 119. Section 441.21A, Code 2021, is amended by adding
4 the following new subsections:

5 NEW SUBSECTION. 7. a. For fiscal years beginning on
6 or after July 1, 2022, but before July 1, 2029, each taxing
7 authority's replacement claim calculated under subsection 4A,
8 or portion thereof, shall be paid to the appropriate county
9 treasurer, as provided in subsection 2, paragraph "b", in equal
10 installments in September and March of each year.

11 b. After payment by the county treasurer to the taxing
12 authority, the taxing authority's replacement claim shall be
13 apportioned and credited by the governing body of the taxing
14 authority among the taxing authority's tax levies in the same
15 proportion that each property tax levy bears to the total of
16 all property tax levies imposed by the taxing authority for the

17 fiscal year for which the payment is received.
18 c. Of the amounts allocated and credited to each property
19 tax levy that is subject to division under section 403.19,
20 the total amount paid into the fund for the taxing authority
21 as taxes by or for the taxing authority into which all other
22 property taxes are paid and the special fund of the applicable
23 municipality under section 403.19, subsection 2, shall be an
24 amount of the replacement claim that is proportionate to the
25 amount of the total sum of the assessed value of the taxable
26 commercial and industrial property in the urban renewal area as
27 a share of total assessed value of all taxable property in the
28 taxing authority and shall be apportioned as follows:
29 (1) To the fund for the taxing authority as taxes by or for
30 the taxing authority into which all other property taxes are
31 paid, an amount proportionate to the amount of actual value of
32 the commercial and industrial property in the urban renewal
33 area as determined in section 403.19, subsection 1, that was
34 subtracted pursuant to section 403.20, as it bears to the
35 total amount of actual value of the commercial and industrial

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1 property in the urban renewal area that was subtracted pursuant
2 to section 403.20 for the assessment year for property taxes
3 due and payable in the fiscal year for which the replacement
4 claim is computed.
5 (2) (a) To the special fund of the applicable municipality
6 under section 403.19, subsection 2, the remaining amount, if
7 any.
8 (b) The amount allocated under subparagraph division (a)
9 shall not exceed the amount equal to the amount certified to
10 the county auditor under section 403.19 for the fiscal year in
11 which the claim is paid, after deduction of the amount of other
12 revenues committed for payment on that amount for the fiscal
13 year. The amount not allocated as a result of the operation of
14 this subparagraph division (b) shall be allocated to and paid
15 into the fund for the taxing authority as taxes by or for the
16 taxing authority in the manner provided in subparagraph (1).
17 **NEW SUBSECTION. 8.** This section is repealed July 1, 2029.
18 **Sec. 120. EFFECTIVE DATE.** The following take effect July
19 1, 2029:
20 1. The section of this division of this Act amending section
21 331.512.
22 2. The section of this division of this Act amending section
23 331.559.

DIVISION XXVII

SCHOOL FOUNDATION PERCENTAGE

26 Sec. 121. Section 257.1, subsection 2, paragraph b, Code
27 2021, is amended to read as follows:
28 b. For the budget year commencing July 1, 1999, and for
29 each succeeding budget year beginning before July 1, 2022,
30 the regular program foundation base per pupil is eighty-seven

31 and five-tenths percent of the regular program state cost per
 32 pupil. For the budget year commencing July 1, 2022, and for
 33 each succeeding budget year, the regular program foundation
 34 base per pupil is eighty-eight and four-tenths percent of the
 35 regular program state cost per pupil. For the budget year

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1 commencing July 1, 1991, and for each succeeding budget year
 2 the special education support services foundation base is
 3 seventy-nine percent of the special education support services
 4 state cost per pupil. The combined foundation base is the sum
 5 of the regular program foundation base, the special education
 6 support services foundation base, the total teacher salary
 7 supplement district cost, the total professional development
 8 supplement district cost, the total early intervention
 9 supplement district cost, the total teacher leadership
 10 supplement district cost, the total area education agency
 11 teacher salary supplement district cost, and the total area
 12 education agency professional development supplement district
 13 cost.

14 Sec. 122. Section 257.3, subsection 1, paragraph d, Code
 15 2021, is amended by striking the paragraph.

16 Sec. 123. EFFECTIVE DATE. The section of this division of
 17 this Act amending section 257.3, subsection 1, paragraph “d”,
 18 takes effect July 1, 2022.

19 DIVISION XXVIII

20 ELDERLY PROPERTY TAX CREDIT

21 Sec. 124. Section 25B.7, subsection 2, paragraph b, Code
 22 2021, is amended to read as follows:

23 *b.* Low-income property tax credit and elderly and disabled
 24 property tax credit pursuant to sections 425.16 through 425.40,
 25 subject to the limitation of section 425.39, subsection 1,
 26 paragraph “b”.

27 Sec. 125. Section 425.17, subsection 2, Code 2021, is
 28 amended to read as follows:

29 2. *a.* “Claimant” means ~~either~~ any of the following:

30 (1) A person filing a claim for credit ~~or reimbursement~~
 31 under this subchapter who has attained the age of sixty-five
 32 years but who has not attained the age of seventy years on
 33 or before December 31 of the base year ~~or, a person filing a~~
 34 claim for credit or reimbursement under this subchapter who
 35 is totally disabled and was totally disabled on or before

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1 December 31 of the base year, or a person filing a claim for
 2 reimbursement under this subchapter who has attained the age of
 3 sixty-five years on or before December 31 of the base year and
 4 who is domiciled in this state at the time the claim is filed or
 5 at the time of the person’s death in the case of a claim filed
 6 by the executor or administrator of the claimant’s estate.

7 (2) A person filing a claim for credit or reimbursement
8 under this subchapter who has attained the age of twenty-three
9 years on or before December 31 of the base year or was a head
10 of household on December 31 of the base year, as defined in
11 the Internal Revenue Code, but has not attained the age or
12 disability status described in ~~this paragraph “a”~~, subparagraph
13 (1) or the age status and eligibility criteria of subparagraph
14 (3), and is domiciled in this state at the time the claim is
15 filed or at the time of the person’s death in the case of a
16 claim filed by the executor or administrator of the claimant’s
17 estate, and was not claimed as a dependent on any other
18 person’s tax return for the base year.
19 (3) A person filing a claim for credit under this subchapter
20 who has attained the age of seventy years on or before December
21 31 of the base year, who has a household income of less than
22 two hundred fifty percent of the federal poverty level, as
23 defined by the most recently revised poverty income guidelines
24 published by the United States department of health and human
25 services, and is domiciled in this state at the time the claim
26 is filed or at the time of the person’s death in the case of a
27 claim filed by the executor or administrator of the claimant’s
28 estate.
29 b. “Claimant” under paragraph “a”, subparagraph (1) or (2),
30 includes a vendee in possession under a contract for deed and
31 may include one or more joint tenants or tenants in common.
32 In the case of a claim for rent constituting property taxes
33 paid, the claimant shall have rented the property during any
34 part of the base year. In the case of a claim for property
35 taxes due, the claimant shall have occupied the property during

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1 any part of the fiscal year beginning July 1 of the base year.
2 If a homestead is occupied by two or more persons, and more
3 than one person is able to qualify as a claimant, the persons
4 may each file a claim based upon each person’s income and rent
5 constituting property taxes paid or property taxes due.
6 Sec. 126. Section 425.23, subsection 1, paragraph a,
7 unnumbered paragraph 1, Code 2021, is amended to read as
8 follows:
9 The tentative credit or reimbursement for a claimant
10 described in section 425.17, subsection 2, paragraph “a”,
11 ~~subparagraphs subparagraph (1) and (2), if no appropriation is~~
12 ~~made to the fund created in section 425.40 shall be determined~~
13 ~~in accordance with the following schedule:~~
14 Sec. 127. Section 425.23, subsection 1, Code 2021, is
15 amended by adding the following new paragraph:
16 NEW PARAGRAPH. c. The tentative credit for a claimant
17 described in section 425.17, subsection 2, paragraph “a”,
18 subparagraph (3), shall be the greater of the following:
19 (1) The amount of the credit under the schedule specified
20 in paragraph “a” of this subsection as if the claimant was a

21 claimant as defined in section 425.17, subsection 2, paragraph
22 “a”, subparagraph (1), filing for a credit under paragraph “a”
23 of this subsection.
24 (2) The difference between the actual amount of property
25 taxes due on the homestead during the fiscal year next
26 following the base year minus the actual amount of property
27 taxes due on the homestead during the first fiscal year for
28 which the claimant filed a claim for a credit calculated under
29 this paragraph “c” and for which the property taxes due on the
30 homestead were calculated on an assessed valuation that was
31 not a partial assessment and if the claimant has filed for the
32 credit calculated under this paragraph “c” for each of the
33 subsequent fiscal years after the first credit claimed.
34 Sec. 128. Section 425.23, subsection 4, paragraph a, Code
35 2021, is amended to read as follows:

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1 a. For the base year beginning in the 1999 calendar year
2 and for each subsequent base year, the dollar amounts set
3 forth in ~~subsections~~ subsection 1, paragraphs “a” and “b”, and
4 subsection 3 shall be multiplied by the cumulative adjustment
5 factor for that base year. “Cumulative adjustment factor” means
6 the product of the annual adjustment factor for the 1998 base
7 year and all annual adjustment factors for subsequent base
8 years. The cumulative adjustment factor applies to the base
9 year beginning in the calendar year for which the latest annual
10 adjustment factor has been determined.
11 Sec. 129. Section 425.24, Code 2021, is amended to read as
12 follows:
13 **425.24 Maximum property tax for purpose of credit or**
14 **reimbursement.**
15 ~~In~~ For claimants under section 425.17, subsection 2,
16 paragraph “a”, subparagraphs (1) and (2), and for the
17 calculation under section 425.23, subsection 1, paragraph “c”,
18 subparagraph (1), in any case in which property taxes due or
19 rent constituting property taxes paid for any household exceeds
20 one thousand dollars, the amount of property taxes due or rent
21 constituting property taxes paid shall be deemed to have been
22 one thousand dollars for purposes of this subchapter.
23 Sec. 130. Section 425.39, subsection 1, as amended by 2021
24 Iowa Acts, House File 368, section 33, is amended to read as
25 follows:
26 1. a. The elderly and disabled property tax credit fund is
27 created. There is appropriated annually from the general fund
28 of the state to the department of revenue to be credited to the
29 elderly and disabled property tax credit fund, from funds not
30 otherwise appropriated, an amount sufficient to implement this
31 subchapter for credits for property taxes due for claimants
32 described in section 425.17, subsection 2, paragraph “a”,
33 ~~subparagraph~~ subparagraphs (1) and (3), subject to paragraph
34 “b”.

35 b. Regardless of the amount of the credit determined under

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1 section 425.23, subsection 1, paragraph "c", the amount paid by
2 the director of revenue to each county treasurer for credits
3 for claimants described under section 425.17, subsection 2,
4 paragraph "a", subparagraph (3), shall not exceed the amount
5 calculated for the claimant under section 425.23, subsection 1,
6 paragraph "c", subparagraph (1), and section 25B.7, subsection
7 1, shall not apply to the amount of the credit in excess of the
8 amount paid by the director of revenue.

9 Sec. 131. APPLICABILITY. This division of this Act applies
10 to claims under chapter 425, subchapter II, filed on or after
11 January 1, 2022.>

12 2. Title page, by striking lines 1 through 8 and inserting
13 <An Act relating to state and local revenue and finance by
14 modifying future tax contingencies, the state inheritance
15 tax, the sales and use tax relating to food banks, the tax on
16 promotional play receipts, the sales and use tax relating to
17 food banks, the tax on promotional play receipts, mental health
18 and disability services funding, school district funding,
19 commercial and industrial property tax replacement payments,
20 providing for housing incentives, providing for other properly
21 related matters, making appropriations, and including effective
22 date, applicability, and retroactive applicability provisions.>

HITE of Mahaska

H-1512

1 Amend House File 708, as passed by the House, as follows:

2 1. Page 1, after line 29 by inserting:

3 <d. A list of all the sources of moneys deposited in the
4 fund in the previous fiscal year.>

5 2. Page 1, by striking lines 30 and 31.

6 3. Title page, by striking lines 1 and 2 and inserting <An
7 Act creating a public safety equipment fund.>

SENATE AMENDMENT

H-1513

1 Amend House File 871, 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 2021-2022 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, 2021, and ending June 30, 2022, 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 55.49

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 the 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

31 c. HISTORICAL DIVISION

32 For the support of the historical division:

33 \$ 3,142,351

34 d. HISTORIC SITES

35 For the administration and support of historic sites:

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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. CULTURAL TRUST GRANTS

12 For grant programs administered by the Iowa arts
 13 council including those programs supporting the long-term
 14 financial stability and sustainability of nonprofit cultural
 15 organizations:

16 \$ 150,000

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 for expenditure for the purposes designated until the
 21 close of the succeeding fiscal year.

22 Sec. 2. GOALS AND ACCOUNTABILITY — ECONOMIC DEVELOPMENT.

23 1. For the fiscal year beginning July 1, 2021, the goals

24 for the economic development authority shall be to expand and
25 stimulate the state economy, increase the wealth of Iowans, and
26 increase the population of the state.
27 2. To achieve the goals in subsection 1, the economic
28 development authority shall do all of the following for the
29 fiscal year beginning July 1, 2021:
30 a. Concentrate its efforts on programs and activities that
31 result in commercially viable products and services.
32 b. Adopt practices and services consistent with free
33 market, private sector philosophies.
34 c. Ensure economic growth and development throughout the
35 state.

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1 d. Work with businesses and communities to continually
2 improve the economic development climate along with the
3 economic well-being and quality of life for Iowans.
4 e. Coordinate with other state agencies to ensure that they
5 are attentive to the needs of an entrepreneurial culture.
6 f. Establish a strong and aggressive marketing image to
7 showcase Iowa's workforce, existing industry, and potential.
8 A priority shall be placed on recruiting new businesses,
9 business expansion, and retaining existing Iowa businesses.
10 Emphasis shall be placed on entrepreneurial development through
11 helping entrepreneurs secure capital, and developing networks
12 and a business climate conducive to entrepreneurs and small
13 businesses.
14 g. Encourage the development of communities and quality of
15 life to foster economic growth.
16 h. Prepare communities for future growth and development
17 through development, expansion, and modernization of
18 infrastructure.
19 i. Develop public-private partnerships with Iowa businesses
20 in the tourism industry, Iowa tour groups, Iowa tourism
21 organizations, and political subdivisions in this state to
22 assist in the development of advertising efforts.
23 j. Develop, to the fullest extent possible, cooperative
24 efforts for advertising with contributions from other sources.
25 Sec. 3. ECONOMIC DEVELOPMENT AUTHORITY.
26 1. APPROPRIATION
27 a. There is appropriated from the general fund of the state
28 to the economic development authority for the fiscal year
29 beginning July 1, 2021, and ending June 30, 2022, the following
30 amount, or so much thereof as is necessary, to be used for the
31 purposes designated in this subsection, and for not more than
32 the following full-time equivalent positions:
33 \$ 13,318,553
34 FTEs 106.95
35 b. (1) For salaries, support, miscellaneous purposes,

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1 programs, marketing, and the maintenance of an administration
2 division, a business development division, a community
3 development division, a small business development division,
4 and other divisions the authority may organize.

5 (2) The full-time equivalent positions authorized under
6 this section are funded, in whole or in part, by the moneys
7 appropriated under this subsection or by other moneys received
8 by the authority, including certain federal moneys.

9 (3) For business development operations and programs,
10 international trade, export assistance, workforce recruitment,
11 and the partner state program.

12 (4) For transfer to a fund created pursuant to section
13 15.313 for purposes of financing strategic infrastructure
14 projects.

15 (5) For community economic development programs, tourism
16 operations, community assistance, plans for Iowa green corps
17 and summer youth programs, the main street and rural main
18 street programs, the school-to-career program, the community
19 development block grant, and housing and shelter-related
20 programs.

21 (6) For achieving the goals and accountability, and
22 fulfilling the requirements and duties required under this Act.
23 c. Notwithstanding section 8.33, moneys appropriated in
24 this subsection 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 in this
27 subsection until the close of the succeeding fiscal year.

28 2. FINANCIAL ASSISTANCE RESTRICTIONS

29 a. A business creating jobs through moneys appropriated in
30 subsection 1 shall be subject to contract provisions requiring
31 new and retained jobs to be filled by individuals who are
32 citizens of the United States who reside within the United
33 States, or any person authorized to work in the United States
34 pursuant to federal law, including legal resident aliens
35 residing in the United States.

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1 b. Any vendor who receives moneys appropriated in
2 subsection 1 shall adhere to such contract provisions and
3 provide periodic assurances as the state shall require that the
4 jobs are filled solely by citizens of the United States who
5 reside within the United States, or any person authorized to
6 work in the United States, pursuant to federal law, including
7 legal resident aliens residing in the United States.

8 c. A business that receives financial assistance from
9 the authority from moneys appropriated in subsection 1 shall
10 only employ individuals legally authorized to work in this
11 state. In addition to all other applicable penalties provided
12 by current law, all or a portion of the assistance received

13 by a business which is found to knowingly employ individuals
 14 not legally authorized to work in this state is subject to
 15 recapture by the authority.
 16 3. USES OF APPROPRIATIONS
 17 a. From the moneys appropriated in subsection 1, the
 18 authority may provide financial assistance in the form of a
 19 grant to a community economic development entity for conducting
 20 a local workforce recruitment effort designed to recruit former
 21 citizens of the state and former students at colleges and
 22 universities in the state to meet the needs of local employers.
 23 b. From the moneys appropriated in subsection 1, the
 24 authority may provide financial assistance to early stage
 25 industry companies being established by women entrepreneurs.
 26 c. From the moneys appropriated in subsection 1, the
 27 authority may provide financial assistance in the form of
 28 grants, loans, or forgivable loans for advanced research and
 29 commercialization projects involving value-added agriculture,
 30 advanced technology, or biotechnology.
 31 d. The authority shall not use any moneys appropriated in
 32 subsection 1 for purposes of providing financial assistance for
 33 the Iowa green streets pilot project or for any other program
 34 or project that involves the installation of geothermal systems
 35 for melting snow and ice from streets or sidewalks.

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1 4. WORLD FOOD PRIZE
 2 2 In lieu of the standing appropriation in section 15.368
 3 there is appropriated from the general fund of the state to the
 4 economic development authority for the fiscal year beginning
 5 July 1, 2021, and ending June 30, 2022, the following amount
 6 for the world food prize:
 7 \$ 375,000
 8 5. IOWA COMMISSION ON VOLUNTEER SERVICE
 9 a. There is appropriated from the general fund of the state
 10 to the economic development authority for the fiscal year
 11 beginning July 1, 2021, and ending June 30, 2022, the following
 12 amount for allocation to the Iowa commission on volunteer
 13 service for purposes of the Iowa state commission grant
 14 program, the Iowa's promise and Iowa mentoring partnership
 15 programs, and for not more than the following full-time
 16 equivalent positions:
 17 \$ 168,201
 18 FTEs 12.00
 19 Of the moneys appropriated in this subsection, the
 20 authority shall allocate \$75,000 for purposes of the Iowa state
 21 commission grant program and \$93,201 for purposes of the Iowa's
 22 promise and Iowa mentoring partnership programs.
 23 b. Notwithstanding section 8.33, moneys appropriated in
 24 this subsection 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 6. COUNCILS OF GOVERNMENTS — ASSISTANCE
 29 There is appropriated from the general fund of the state
 30 to the economic development authority for the fiscal year
 31 beginning July 1, 2021, and ending June 30, 2022, the following
 32 amount to be used for the purposes of providing financial
 33 assistance to Iowa's councils of governments:
 34 \$ 275,000
 35 7. FUTURE READY IOWA REGISTERED APPRENTICESHIP DEVELOPMENT

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1 PROGRAM
 2 a. There is appropriated from the general fund of the state
 3 to the economic development authority for the fiscal year
 4 beginning July 1, 2021, and ending June 30, 2022, the following
 5 amount to be used for the funding of the future ready Iowa
 6 registered apprenticeship development program under chapter
 7 15C, to encourage small to midsize businesses to start or grow
 8 registered apprenticeships:
 9 \$ 760,000
 10 b. Notwithstanding section 8.33, moneys appropriated in
 11 this subsection that remain unencumbered or unobligated at the
 12 close 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 8. REGIONAL SPORTS AUTHORITY DISTRICTS
 16 a. There is appropriated from the general fund of the state
 17 to the economic development authority for the fiscal year
 18 beginning July 1, 2021, and ending June 30, 2022, the following
 19 amount to be distributed equally to regional sports authority
 20 districts certified by the authority pursuant to section
 21 15E.321:
 22 \$ 500,000
 23 b. Notwithstanding section 8.33, moneys appropriated in
 24 this subsection 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 9. SCIENCE, TECHNOLOGY, ENGINEERING, AND MATHEMATICS
 29 INTERNSHIPS
 30 a. There is appropriated from the Iowa skilled worker and
 31 job creation fund created in section 8.75 to the Iowa economic
 32 development authority for the fiscal year beginning July 1,
 33 2021, and ending June 30, 2022, the following amount, or so
 34 much thereof as is necessary, to be used for the purposes
 35 designated:

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1 For the funding of internships for students studying in the
 2 fields of science, technology, engineering, and mathematics

3 with eligible Iowa employers as provided in section 15.411,
 4 subsection 3, paragraph "c":
 5 \$ 1,000,000
 6 b. No more than 3 percent of the moneys appropriated in this
 7 subsection may be used by the authority for costs associated
 8 with administration of the internship program.
 9 c. 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 in
 13 subsequent fiscal years.
 14 10. FUTURE READY IOWA — VOLUNTEER MENTORING 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 2021, and ending June 30, 2022, the following amount, or so
 19 much thereof as is necessary, to be used for the purpose
 20 designated:
 21 For allocation to the Iowa commission on volunteer services
 22 to be used for establishing a volunteer mentor program to
 23 support implementation of the future ready Iowa skilled
 24 workforce last-dollar scholarship program in section 261.131
 25 and the future ready Iowa skilled workforce grant program
 26 created in section 261.132, and for not more than the following
 27 full-time equivalent positions:
 28 \$ 400,000
 29 FTEs 1.00
 30 b. Notwithstanding section 8.33, moneys appropriated in
 31 this subsection which remain unencumbered or unobligated at
 32 the end of the fiscal year shall not revert but shall remain
 33 available for expenditure for the purposes designated until the
 34 close of the succeeding fiscal year.
 35 11. STEM BEST AND EMPOWER RURAL IOWA

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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 2021, and ending June 30, 2022, the following amount, or so
 5 much thereof as is necessary, to be used for the purpose
 6 designated:
 7 STEM best:
 8 \$ 700,000
 9 Empower rural Iowa program:
 10 \$ 700,000
 11 b. Notwithstanding section 8.33, moneys appropriated in
 12 this subsection which remain unencumbered or unobligated at
 13 the end 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 c. The authority shall adopt rules pursuant to chapter

17 17A to establish criteria for the distribution of the moneys
 18 appropriated in this subsection.
 19 Sec. 4. LIMITATIONS OF STANDING APPROPRIATIONS — FY
 20 2021-2022. Notwithstanding the standing appropriations
 21 in the following designated sections for the fiscal year
 22 beginning July 1, 2021, and ending June 30, 2022, the amounts
 23 appropriated from the general fund of the state pursuant to
 24 these sections for the following purposes shall not exceed the
 25 following amounts:
 26 1. For operational support grants and community cultural
 27 grants under section 99F.11, subsection 3, paragraph “d”,
 28 subparagraph (1):
 29 \$ 448,403
 30 2. For the purposes of regional tourism marketing under
 31 section 99F.11, subsection 3, paragraph “d”, subparagraph (2):
 32 \$ 900,000
 33 Sec. 5. FINANCIAL ASSISTANCE REPORTING — ECONOMIC
 34 DEVELOPMENT AUTHORITY. The economic development authority and
 35 the department of revenue shall submit a joint annual report

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1 to the general assembly no later than November 1, 2021, that
 2 details the amount of every direct loan, forgivable loan,
 3 tax credit, tax exemption, tax refund, grant, or any other
 4 financial assistance awarded to a person during the prior
 5 fiscal year by the authority under an economic development
 6 program administered by the authority. The report shall
 7 identify the county where the project associated with each such
 8 award is located.
 9 Sec. 6. INSURANCE ECONOMIC DEVELOPMENT. From the
 10 moneys collected by the insurance division in excess of the
 11 anticipated gross revenues under section 505.7, subsection
 12 3, during the fiscal year beginning July 1, 2021, \$100,000
 13 shall be transferred to the economic development authority for
 14 insurance economic development and international insurance
 15 economic development.
 16 Sec. 7. IOWA FINANCE AUTHORITY.
 17 1. There is appropriated from the general fund of the state
 18 to the Iowa finance authority for the fiscal year beginning
 19 July 1, 2021, and ending June 30, 2022, the following amount,
 20 or so much thereof as is necessary, to be used to provide
 21 reimbursement for rent expenses to eligible persons under
 22 the home and community-based services rent subsidy program
 23 established in section 16.55:
 24 \$ 658,000
 25 2. Of the moneys appropriated in this section, not more than
 26 \$35,000 may be used for administrative costs.
 27 3. 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. 8. IOWA FINANCE AUTHORITY AUDIT. The auditor of state
33 is requested to review the audit of the Iowa finance authority
34 performed by the auditor hired by the authority.

35 Sec. 9. PUBLIC EMPLOYMENT RELATIONS BOARD.

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1 1. There is appropriated from the general fund of the state
2 to the public employment relations board for the fiscal year
3 beginning July 1, 2021, and ending June 30, 2022, the following
4 amount, or so much thereof as is necessary, to be used for the
5 purposes designated:

6 For salaries, support, maintenance, and miscellaneous
7 purposes, and for not more than the following full-time
8 equivalent positions:

9 \$ 1,492,452
10 FTEs 11.00

11 2. Of the moneys appropriated in this section, the board
12 shall allocate \$15,000 for maintaining an internet site that
13 allows access to a searchable database of collective bargaining
14 information.

15 Sec. 10. DEPARTMENT OF WORKFORCE DEVELOPMENT. There
16 is appropriated from the general fund of the state to the
17 department of workforce development for the fiscal year
18 beginning July 1, 2021, and ending June 30, 2022, the following
19 amounts, or so much thereof as is necessary, to be used for the
20 purposes designated:

21 1. DIVISION OF LABOR SERVICES

22 a. For the division of labor services, including salaries,
23 support, maintenance, and miscellaneous purposes, and for not
24 more than the following full-time equivalent positions:

25 \$ 3,491,252
26 FTEs 58.00

27 b. From the contractor registration fees, the division of
28 labor services shall reimburse the department of inspections
29 and appeals for all costs associated with hearings under
30 chapter 91C, relating to contractor registration.

31 2. DIVISION OF WORKERS' COMPENSATION

32 a. For the division of workers' compensation, including
33 salaries, support, maintenance, and miscellaneous purposes, and
34 for not more than the following full-time equivalent positions:

35 \$ 3,321,044

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1 FTEs 26.10

2 b. The division of workers' compensation shall charge a
3 \$100 filing fee for workers' compensation cases. The filing
4 fee shall be paid by the petitioner of a claim. However,
5 the fee can be taxed as a cost and paid by the losing party,
6 except in cases where it would impose an undue hardship or be

7 unjust under the circumstances. The moneys generated by the
8 filing fee allowed under this paragraph are appropriated to the
9 department of workforce development to be used for purposes of
10 administering the division of workers' compensation.
11 3. WORKFORCE DEVELOPMENT OPERATIONS
12 a. For the operation of field offices, the workforce
13 development board, and for not more than the following
14 full-time equivalent positions:
15 \$ 6,675,650
16 FTEs 189.18
17 b. Of the moneys appropriated in paragraph "a", the
18 department shall allocate \$150,000 to the state library for the
19 purpose of licensing an online resource which prepares persons
20 to succeed in the workplace through programs which improve job
21 skills and vocational test-taking abilities.
22 4. OFFENDER REENTRY PROGRAM
23 a. For the development and administration of an offender
24 reentry program to provide offenders with employment skills,
25 and for not more than the following full-time equivalent
26 positions:
27 \$ 387,158
28 FTEs 5.00
29 b. The department of workforce development shall partner
30 with the department of corrections to provide staff within
31 the correctional facilities resources to improve offenders'
32 abilities to find and retain productive employment.
33 5. INTEGRATED INFORMATION FOR IOWA SYSTEM
34 For the payment of services provided by the department of
35 administrative services related to the integrated information

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1 for Iowa system:
2 \$ 228,822
3 6. SUMMER YOUTH INTERN PILOT PROGRAM
4 For the funding of a summer youth intern pilot program that
5 will help young people at risk of not graduating from high
6 school to explore and prepare for high-demand careers through
7 summer work experience, including the development of soft
8 skills:
9 \$ 250,000
10 7. NONREVERSION
11 Notwithstanding section 8.33, moneys appropriated in this
12 section that remain unencumbered or unobligated at the close of
13 the fiscal year shall not revert but shall remain available for
14 expenditure for the purposes designated until the close of the
15 succeeding fiscal year.
16 Sec. 11. GENERAL FUND — EMPLOYEE MISCLASSIFICATION
17 PROGRAM. There is appropriated from the general fund of the
18 state to the department of workforce development for the fiscal
19 year beginning July 1, 2021, and ending June 30, 2022, the
20 following amount, or so much thereof as is necessary, to be

21 used for the purposes designated:

22 For enhancing efforts to investigate employers that
23 misclassify workers and for not more than the following
24 full-time equivalent positions:

25 \$ 379,631

26 FTEs 5.15

27 Sec. 12. SPECIAL EMPLOYMENT SECURITY CONTINGENCY FUND.

28 1. There is appropriated from the special employment
29 security contingency fund to the department of workforce
30 development for the fiscal year beginning July 1, 2021, and
31 ending June 30, 2022, the following amount, or so much thereof
32 as is necessary, to be used for field offices:

33 \$ 2,416,084

34 2. Any remaining additional penalty and interest revenue
35 collected by the department of workforce development is

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1 appropriated to the department for the fiscal year beginning
2 July 1, 2021, and ending June 30, 2022, to accomplish the
3 mission of the department.

4 Sec. 13. FUTURE READY IOWA — IOWA EMPLOYER INNOVATION FUND.

5 1. There is appropriated from the general fund of the state
6 to the department of workforce development for the fiscal year
7 beginning July 1, 2021, and ending June 30, 2022, the following
8 amount, or so much thereof as is necessary, to be used for the
9 purposes designated:

10 In consultation with the workforce development board, for
11 funding of the Iowa employer innovation program established
12 under section 84A.13 which shall match eligible employer moneys
13 to expand opportunities for education and training leading to
14 high-demand jobs and to encourage Iowa employers, community
15 leaders, and others to provide leadership and support for
16 regional workforce talent pools throughout the state, and for
17 future ready Iowa education and outreach:

18 \$ 4,200,000

19 Of the moneys appropriated in this subsection, an amount
20 to be determined by the department of workforce development
21 in consultation with the workforce development board shall be
22 transferred to the Iowa child care challenge fund.

23 2. Notwithstanding section 8.33, moneys appropriated in
24 this section which remain unencumbered or unobligated at the
25 end 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. 14. UNEMPLOYMENT COMPENSATION RESERVE FUND —

29 FIELD OFFICES. Notwithstanding section 96.9, subsection 8,
30 paragraph “e”, there is appropriated from interest earned on
31 the unemployment compensation reserve fund to the department
32 of workforce development for the fiscal year beginning July
33 1, 2021, and ending June 30, 2022, 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 the operation of field offices:
2 \$ 2,200,000
3 Sec. 15. VIRTUAL ACCESS WORKFORCE DEVELOPMENT OFFICES. The
4 department of workforce development shall require a unique
5 identification login for all users of workforce development
6 centers operated through electronic means.
7 Sec. 16. UNEMPLOYMENT COMPENSATION PROGRAM. Notwithstanding
8 section 96.9, subsection 4, paragraph “a”, moneys credited to
9 the state by the secretary of the treasury of the United
10 States pursuant to section 903 of the Social Security
11 Act are appropriated to the department of workforce
12 development and shall be used by the department for the
13 administration of the unemployment compensation program only.
14 This appropriation shall not apply to any fiscal year
15 beginning after December 31, 2021.
16 Sec. 17. IOWA SKILLED WORKER AND JOB CREATION FUND.
17 1. There is appropriated from the Iowa skilled worker and
18 job creation fund created in section 8.75 to the following
19 departments, agencies, and institutions for the fiscal year
20 beginning July 1, 2021, and ending June 30, 2022, the following
21 amounts, or so much thereof as is necessary, to be used for the
22 purposes designated:
23 a. ECONOMIC DEVELOPMENT AUTHORITY
24 (1) For the purposes of providing assistance as described in
25 section 15.335B for the high quality jobs program:
26 \$11,700,000
27 From the moneys appropriated in this subparagraph, the
28 economic development authority may use not more than \$1,000,000
29 for purposes of providing infrastructure grants to main street
30 communities under the main street Iowa program and may allocate
31 not more than \$300,000 for the purposes of supporting statewide
32 worker education and quality preapprenticeship programs.
33 (2) As a condition of receiving moneys appropriated in
34 this lettered paragraph “a”, an entity shall testify upon the
35 request of the joint appropriations subcommittee on economic

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1 development regarding the expenditure of such moneys.
2 b. STATE BOARD OF REGENTS AND REGENTS INSTITUTIONS
3 (1) STATE BOARD OF REGENTS. For capacity building
4 infrastructure in areas related to technology
5 commercialization, marketing and business development
6 efforts in areas related to technology commercialization,
7 entrepreneurship, and business growth, and infrastructure
8 projects and programs needed to assist in implementation of
9 activities under chapter 262B:
10 \$ 3,000,000

11 (a) Of the moneys appropriated pursuant to this
 12 subparagraph (1), 35 percent shall be allocated for Iowa state
 13 university of science and technology, 35 percent shall be
 14 allocated for the state university of Iowa, and 30 percent
 15 shall be allocated for the university of northern Iowa.
 16 (b) The institutions shall provide a one-to-one match
 17 of additional moneys for the activities funded with moneys
 18 appropriated under this subparagraph (1).
 19 (c) The state board of regents shall submit a report by
 20 January 15, 2022, to the governor and the general assembly
 21 regarding the activities, projects, and programs funded with
 22 moneys appropriated under this subparagraph (1). The report
 23 shall be provided in an electronic format and shall include a
 24 list of metrics and criteria mutually agreed to in advance by
 25 the board of regents and the economic development authority.
 26 The metrics and criteria shall allow the governor's office and
 27 the general assembly to quantify and evaluate the progress
 28 of the board of regents institutions with regard to their
 29 activities, projects, and programs in the areas of technology
 30 commercialization, entrepreneurship, regional development, and
 31 market research.
 32 (2) IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY. For
 33 small business development centers, the research park, and the
 34 center for industrial research and service, and for not more
 35 than the following full-time equivalent positions:

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1 \$ 2,424,302
 2 FTEs 50.95
 3 (a) Of the moneys appropriated in this subparagraph (2),
 4 Iowa state university of science and technology shall allocate
 5 at least \$735,728 for purposes of funding small business
 6 development centers. Iowa state university of science and
 7 technology may allocate the appropriated moneys to the various
 8 small business development centers in any manner necessary to
 9 achieve the purposes of this subparagraph.
 10 (b) Iowa state university of science and technology shall
 11 do all of the following:
 12 (i) Direct expenditures for research toward projects that
 13 will provide economic stimulus for Iowa.
 14 (ii) Provide emphasis to providing services to Iowa-based
 15 companies.
 16 (c) It is the intent of the general assembly that the
 17 industrial incentive program focus on Iowa industrial sectors
 18 and seek contributions and in-kind donations from businesses,
 19 industrial foundations, and trade associations, and that moneys
 20 for the center for industrial research and service industrial
 21 incentive program shall be allocated only for projects which
 22 are matched by private sector moneys for directed contract
 23 research or for nondirected research. The match required of
 24 small businesses as defined in section 15.102, subsection 10,

25 for directed contract research or for nondirected research
 26 shall be \$1 for each \$3 of state funds. The match required
 27 for other businesses for directed contract research or
 28 for nondirected research shall be \$1 for each \$1 of state
 29 funds. The match required of industrial foundations or trade
 30 associations shall be \$1 for each \$1 of state funds.
 31 (d) Iowa state university of science and technology shall
 32 report annually to the general assembly the total amount of
 33 private contributions, the proportion of contributions from
 34 small businesses and other businesses, and the proportion for
 35 directed contract research and nondirected research of benefit

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1 to Iowa businesses and industrial sectors.
 2 (3) STATE UNIVERSITY OF IOWA. For the state university of
 3 Iowa research park and for university of Iowa pharmaceuticals
 4 located at the research park, including salaries, support,
 5 maintenance, equipment, and miscellaneous purposes, and for not
 6 more than the following full-time equivalent positions:
 7 \$ 209,279
 8 FTEs 6.00
 9 The state university of Iowa shall do all of the following:
 10 (a) Direct expenditures for research toward projects that
 11 will provide economic stimulus for Iowa.
 12 (b) Provide emphasis to providing services to Iowa-based
 13 companies.
 14 (4) STATE UNIVERSITY OF IOWA. For the purpose of
 15 implementing the entrepreneurship and economic growth
 16 initiative, and for not more than the following full-time
 17 equivalent positions:
 18 \$ 2,000,000
 19 FTEs 8.00
 20 (5) UNIVERSITY OF NORTHERN IOWA. For the metal casting
 21 center, the center for business growth and innovation, and the
 22 institute for decision making, including salaries, support,
 23 maintenance, and miscellaneous purposes, and for not more than
 24 the following full-time equivalent positions:
 25 \$ 1,066,419
 26 FTEs 8.12
 27 (a) Of the moneys appropriated in this subparagraph,
 28 the university of northern Iowa shall allocate at least
 29 \$617,638 for purposes of support of entrepreneurs through the
 30 university's center for business growth and innovation and
 31 advance Iowa program.
 32 (b) The university of northern Iowa shall do all of the
 33 following:
 34 (i) Direct expenditures for research toward projects that
 35 will provide economic stimulus for Iowa.

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- 1 (ii) Provide emphasis to providing services to Iowa-based
 2 companies.
 3 (6) As a condition of receiving moneys appropriated in
 4 this lettered paragraph “b”, an entity shall testify upon the
 5 request of the joint appropriations subcommittee on economic
 6 development regarding the expenditure of such moneys.
 7 c. DEPARTMENT OF WORKFORCE DEVELOPMENT
 8 To develop a long-term sustained program to train unemployed
 9 and underemployed central Iowans with skills necessary to
 10 advance to higher-paying jobs with full benefits:
 11 \$ 100,000
 12 (1) The department of workforce development shall begin
 13 a request for proposals process, issued for purposes of this
 14 lettered paragraph “c”, no later than September 1, 2021.
 15 (2) As a condition of receiving moneys appropriated under
 16 this lettered paragraph “c”, an entity shall testify upon the
 17 request of the joint appropriations subcommittee on economic
 18 development regarding the expenditure of such moneys.
 19 d. DEPARTMENT OF WORKFORCE DEVELOPMENT
 20 For the funding of a future ready Iowa coordinator in the
 21 department, and for not more than the following full-time
 22 equivalent positions:
 23 \$ 150,000
 24 FTEs 1.00
 25 2. 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. 18. GENERAL FUND — CERTAIN REGENTS INSTITUTIONS.
 31 1. There is appropriated from the general fund of the state
 32 to the following institutions for the fiscal year beginning
 33 July 1, 2021, and ending June 30, 2022, the following amounts,
 34 or so much thereof as is necessary, to be used for the purposes
 35 designated:

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- 1 a. IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY
 2 In cooperation with the Iowa economic development authority,
 3 for support of a biosciences innovation ecosystem, to
 4 strengthen Iowa’s leadership positions in the area of bio-based
 5 chemicals, digital agriculture, vaccines, and medical devices,
 6 including salaries, support, maintenance, and miscellaneous
 7 purposes, and for not more than the following full-time
 8 equivalent positions:
 9 \$ 2,623,481
 10 FTEs 10.01
 11 b. STATE UNIVERSITY OF IOWA
 12 In cooperation with the Iowa economic development authority,

13 for support of a biosciences innovation ecosystem, to
 14 strengthen Iowa's leadership positions in the area of bio-based
 15 chemicals, digital agriculture, vaccines, and medical devices,
 16 including salaries, support, maintenance, and miscellaneous
 17 purposes:

18 \$ 874,494

19 c. UNIVERSITY OF NORTHERN IOWA

20 For equipment and technology to expand the university's
 21 additive manufacturing capabilities related to investment
 22 castings technology and industry support, including salaries,
 23 support, maintenance, and miscellaneous purposes, and for not
 24 more than the following full-time equivalent positions:

25 \$ 394,321

26 FTEs 2.73

27 The university of northern Iowa shall make a good-faith
 28 effort to coordinate with private entities to seek moneys to
 29 supplement this appropriation to support the expansion of the
 30 university's additive manufacturing capabilities.

31 2. Notwithstanding section 8.33, moneys appropriated in
 32 subsection 1, paragraphs "a" and "b", that remain unencumbered
 33 or unobligated at the close of the fiscal year shall not revert
 34 but shall remain available for expenditure for the purposes
 35 designated until the close of the succeeding fiscal year.

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1 DIVISION II

2 FY 2021-2022 CONTINGENT APPROPRIATIONS

3 Sec. 19. ECONOMIC DEVELOPMENT AUTHORITY.

4 1. There is appropriated from the general fund of the state
 5 to the economic development authority for the fiscal year
 6 beginning July 1, 2021, and ending June 30, 2022, the following
 7 amount, or so much thereof as is necessary, for the purpose
 8 designated:

9 For support of the butchery innovation and revitalization
 10 program:

11 \$ 750,000

12 2. Notwithstanding section 8.33, moneys appropriated in
 13 this section which remain unencumbered or unobligated at the
 14 end of the fiscal year shall not revert but shall remain
 15 available for expenditure for the purposes designated until the
 16 close of the succeeding fiscal year.

17 Sec. 20. CONTINGENT EFFECTIVE DATE. The following takes
 18 effect on the effective date of 2021 Iowa Acts, House File 857,
 19 if enacted:

20 The section of this division of this Act appropriating
 21 moneys to the economic development authority for purposes of a
 22 butchery innovation and revitalization program.

23 DIVISION III

24 FIBEROPTIC NETWORK CONDUIT INSTALLATION AND CERTIFICATION
 25 PROGRAM

26 Sec. 21. Section 8B.25, subsection 2, Code 2021, is amended

27 to read as follows:

28 2. The office shall lead and coordinate a program to provide
29 for the installation of fiberoptic network conduit where such
30 conduit does not exist. The chief information officer shall
31 consult and coordinate with applicable agencies and entities,
32 including public utilities as defined in section 476.1, the
33 state department of transportation, the economic development
34 authority, county boards of supervisors, municipal governing
35 bodies, the farm-to-market review board, county conservation

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1 boards, and the boards, commissions, or agencies in control
2 of state parks, as determined appropriate to ensure that the
3 opportunity is provided to lay or install fiberoptic network
4 conduit wherever a state-funded construction project involves
5 trenching, boring, a bridge, a roadway, or opening of the
6 ground, or alongside any state-owned infrastructure.
7 Sec. 22. NEW SECTION. 15E.167 Broadband forward and
8 telecommuter forward — certifications.

9 1. As used in this section, unless the context requires
10 otherwise:

- 11 a. “Broadband” means the same as defined in section 8B.1.
12 b. “Broadband infrastructure” means the same as defined in
13 section 8B.1.
14 c. “Communications service provider” means a service
15 provider that provides broadband service.
16 d. “Political subdivision” means a city, county, or
17 township.

18 2. The authority shall establish the following
19 certification programs:

20 a. Broadband forward certification, with the objective of
21 encouraging political subdivisions to further develop broadband
22 infrastructure and access to broadband.

23 b. Telecommuter forward certification, with the objective
24 of encouraging political subdivisions to further develop and
25 promote the availability of telecommuting.

26 3. To obtain broadband forward certification, a political
27 subdivision shall submit to the authority, on forms prescribed
28 by the authority by rule, an application indicating the
29 following:

- 30 a. The political subdivision’s support and commitment to
31 promote the availability of broadband.
32 b. Existing or proposed ordinances encouraging the
33 further development of broadband infrastructure and access to
34 broadband.
35 c. Efforts to secure local funding for the further

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- 1 development of broadband infrastructure and access to
2 broadband.

3 *d.* A single point of contact for all matters related to
4 broadband and broadband infrastructure.
5 4. A single point of contact designated in an application
6 submitted pursuant to subsection 3 shall be responsible for all
7 of the following:
8 *a.* Coordination and partnership with the authority,
9 communications service providers, realtors, economic
10 development professionals, employers, employees, and other
11 broadband stakeholders.
12 *b.* Collaboration with the authority, communication service
13 providers, and employers to identify, develop, and market
14 broadband packages available in the political subdivision.
15 *c.* Familiarity with broadband mapping tools and other
16 state-level resources.
17 *d.* Maintaining regular communication with the authority.
18 *e.* Providing to the political subdivision regular reports
19 regarding the availability of broadband in the political
20 subdivision.
21 5. A political subdivision that the authority has certified
22 as a broadband forward community under subsection 3 shall not
23 do any of the following:
24 *a.* Require an applicant to designate a final contractor to
25 complete a broadband infrastructure project.
26 *b.* Impose a fee to review an application or issue a permit
27 for a broadband infrastructure application in excess of one
28 hundred dollars.
29 *c.* Impose a moratorium of any kind on the approval
30 of applications and issuance of permits for broadband
31 infrastructure projects or on construction related to broadband
32 infrastructure.
33 *d.* Discriminate among communications service providers,
34 or public utilities with respect to any action described in
35 this section or otherwise related to broadband infrastructure,

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1 including granting access to public rights-of-way,
2 infrastructure and poles, river and bridge crossings, or any
3 other physical assets owned or controlled by the political
4 subdivision.
5 *e.* As a condition for approving an application or issuing a
6 permit for a broadband infrastructure project or for any other
7 purpose, require the applicant to do any of the following:
8 (1) Provide any service or make available any part of the
9 broadband infrastructure to the political subdivision.
10 (2) Except for the fee allowed under paragraph “b” of this
11 subsection, make any payment to or on behalf of the political
12 subdivision.
13 6. To obtain telecommuter forward certification, a
14 political subdivision shall submit to the authority, on forms
15 prescribed by the authority by rule, an application indicating
16 the following:

- 17 a. The political subdivision's support and commitment to
18 promote the availability of telecommuting options.
19 b. Existing or proposed ordinances encouraging the further
20 development of telecommuting options.
21 c. Efforts to secure local funding for the further
22 development of telecommuting options.
23 d. A single point of contact for coordinating telecommuting
24 opportunities and options.
25 7. A single point of contact designated in an application
26 submitted pursuant to subsection 6 shall be responsible for all
27 of the following:
28 a. Coordination and partnership with the authority,
29 communications service providers, realtors, economic
30 development professionals, employers, employees, and other
31 telecommuting stakeholders.
32 b. Collaboration with the authority, communication service
33 providers, and employers to identify, develop, and market
34 telecommuter-capable broadband packages available in the
35 political subdivision.

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- 1 c. Promotion of telecommuter-friendly workspaces, such
2 as business incubators with telecommuting spaces, if such a
3 workspace has been established in the political subdivision at
4 the time the political subdivision submits the application.
5 d. Familiarity with broadband mapping tools and other
6 state-level resources.
7 e. Maintaining regular communication with the authority.
8 f. Providing to the political subdivision regular reports
9 regarding the availability of telecommuting options in the
10 political subdivision.
11 8. The authority shall develop criteria for evaluating an
12 application for both forms of certification and the awarding
13 of certificates. The criteria shall take into account, at
14 a minimum, the applicant's individual circumstances and the
15 economic goals of the applicant. The authority shall consult
16 with local government entities and local economic development
17 officials when evaluating an application.
18 9. The authority shall adopt rules pursuant to chapter 17A
19 for the implementation of this section.

20 DIVISION IV

21 WORKFORCE DEVELOPMENT FUND ACCOUNT

- 22 Sec. 23. Section 15.342A, subsections 1 and 3, Code 2021,
23 are amended to read as follows:
24 1. A workforce development fund account is established in
25 the office of the treasurer of state under the control of the
26 authority. The account shall receive funds pursuant to section
27 422.16A ~~up to a maximum of six million dollars per year.~~
28 3. For the fiscal year beginning July 1, 2014, and for each
29 fiscal year thereafter, there is annually appropriated from the
30 workforce development fund account to the job training fund

31 created in section 260F.6~~three~~ four million seven hundred fifty
 32 thousand dollars for the purposes of chapter 260F.

33 Sec. 24. Section 422.16A, Code 2021, is amended to read as
 34 follows:

35 **422.16A Job training withholding — certification and**

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1 **transfer.**

2 Upon the completion by a business of its repayment
 3 obligation for a training project funded under chapter 260E,
 4 including a job training project funded under section 15A.8
 5 or repaid in whole or in part by the supplemental new jobs
 6 credit from withholding under section 15A.7 or section 15E.197,
 7 Code 2014, the sponsoring community college shall report to
 8 the economic development authority the amount of withholding
 9 paid by the business to the community college during the
 10 final twelve months of withholding payments. The economic
 11 development authority shall notify the department of revenue
 12 of that amount. The department shall credit to the workforce
 13 development fund account established in section 15.342A
 14 twenty-five percent of that amount each quarter for a period
 15 of ten years. If the amount of withholding from the business
 16 or employer is insufficient, the department shall prorate the
 17 quarterly amount credited to the workforce development fund
 18 account. The maximum amount from all employers which shall be
 19 transferred to the workforce development fund account in any
 20 year is ~~six~~ seven million seven hundred fifty thousand dollars.

21 **DIVISION V**

22 **NATIONAL ELECTRICAL CODE**

23 Sec. 25. 2020 EDITION OF THE NATIONAL ELECTRICAL
 24 CODE. Amendments adopted by rule by the electrical examining
 25 board pursuant to section 103.6, subsection 1, to the 2020
 26 edition of the national electrical code issued and adopted by
 27 the national fire protection association, which amendments
 28 were effective as of May 1, 2021, shall not expire, and shall
 29 remain in effect until, at minimum, the effective date of rules
 30 adopted by the board adopting either of the following:
 31 1. A subsequent edition of the national electrical code.
 32 2. Subsequent amendments, issued and adopted by the
 33 national fire protection association, to the 2020 edition of
 34 the national electrical code.

35 **DIVISION VI**

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1 **UNEMPLOYMENT INSURANCE**

2 Sec. 26. Section 96.4, subsection 3, Code 2021, is amended
 3 to read as follows:

4 3. a. The individual is able to work, is available for
 5 work, and is earnestly and actively seeking work. This
 6 subsection is waived if the individual is deemed partially

7 unemployed, while employed at the individual's regular job,
8 as defined in section 96.1A, subsection 37, paragraph "b",
9 subparagraph (1), or temporarily unemployed as defined in
10 section 96.1A, subsection 37, paragraph "c". The work search
11 requirements of this subsection and the disqualification
12 requirement for failure to apply for, or to accept suitable
13 work of section 96.5, subsection 3, are waived if the
14 individual is not disqualified for benefits under section 96.5,
15 subsection 1, paragraph "h".

16 b. Notwithstanding any provision of this chapter to the
17 contrary, the department may establish by rule a process to
18 waive or alter the work search requirements of this subsection
19 for a claim for benefits if an individual has a reasonable
20 expectation that the individual will be returning to employment
21 and is attached to a regular job or industry or a member in
22 good standing of a union therein eligible for referral for
23 employment. To be considered attached to a regular job or
24 industry, an individual must be on a short-term temporary
25 layoff. If work is not available at the conclusion of the
26 layoff period due to short-term circumstances beyond the
27 employer's control, the employer may request an extension
28 of the waiver or alteration for up to two weeks from the
29 department. For purposes of this paragraph, "short-term
30 temporary layoff" means a layoff period of sixteen weeks or
31 less due to seasonal weather conditions that impact the ability
32 to perform work related to highway construction, repair, or
33 maintenance with a specific return-to-work date verified by the
34 employer.

35 Sec. 27. EFFECTIVE DATE.

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1 The section of this division of this Act amending section
2 96.4, subsection 3, being deemed of immediate importance, takes
3 effect upon enactment.

4 Sec. 28. APPLICABILITY.

5 The section of this division of this Act amending section
6 96.4, subsection 3, applies to any new claim of unemployment
7 benefits beginning on or after the first Sunday after the
8 effective date of that section.

9 DIVISION VII

10 BOARD OF REVIEW — MEMBER REMOVAL

11 Sec. 29. Section 441.32, Code 2021, is amended to read as
12 follows:

13 **441.32 Terms — vacancies.**

14 1. The terms of the members of the board of review are
15 for six years each except for the emergency members whose
16 terms shall be set by the conference board for a period not to
17 exceed two years. Members of this board may be removed by the
18 conference board but only after a public hearing upon specified
19 charges, if a hearing is requested by the member. A subsequent
20 appointment, and an appointment to fill a vacancy, shall be

21 made in the same way as the original selection. The board may
22 subpoena witnesses and administer oaths.
23 2. a. In addition to removal under subsection 1, the
24 director of revenue may remove a member of the board of review
25 if any of the following apply:
26 (1) The member violates any law or administrative rule
27 applicable to the member's duties on the board of review.
28 (2) The member fails to comply with an order of the director
29 of revenue or an order of any court.
30 b. Prior to issuing an order removing a member of the board
31 of review, the director of revenue shall provide the member
32 with written notice of the director's intent to remove the
33 member from the board of review.
34 c. If the member of the board of review receiving the notice
35 of intent for removal files a written request for a hearing

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1 with the director within thirty days after receipt of the
2 written notice specified in paragraph "b", the director shall
3 hold a hearing prior to the issuance of an order removing the
4 member from the board of review. The director may subpoena
5 witnesses and administer oaths in connection with the hearing.
6 d. If the director of revenue removes a member of the
7 board of review pursuant to this subsection, an appointment
8 to fill the vacancy shall be made in the same manner as the
9 original appointment. An order removing a member of the board
10 is subject to judicial review in accordance with chapter 17A.
11 e. The director of revenue shall adopt rules pursuant to
12 chapter 17A to administer this subsection.

13 DIVISION VIII

14 BEER AND LIQUOR CONTROL FUND — TOURISM

15 Sec. 30. Section 123.17, Code 2021, is amended by adding the
16 following new subsection:
17 **NEW SUBSECTION.** 6A. a. After any transfers provided for in
18 subsections 3, 5, and 6, and before any other transfer to the
19 general fund, the department of commerce shall transfer to the
20 economic development authority from the beer and liquor control
21 fund one million dollars annually for a statewide tourism
22 marketing campaign.
23 b. As part of the statewide tourism marketing campaign
24 pursuant to paragraph "a", the economic development authority
25 shall issue a single request for proposals to select an entity
26 located in this state for a statewide effort to leverage public
27 and private partnerships to market and promote the state as a
28 travel destination.>
29 2. Title page, by striking lines 1 through 7 and inserting
30 <An Act making appropriations to the department of cultural
31 affairs, the economic development authority, the Iowa
32 finance authority, the public employment relations board,
33 the department of workforce development, and the state board
34 of regents and certain regents institutions, and providing

35 for properly related matters, and including effective date,

PAGE 30

- 1 contingent effective date, and applicability provisions.>
- 2 3. By renumbering as necessary.

SENATE AMENDMENT

H-1514

- 1 Amends House File 862, 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 ADMINISTRATIVE SERVICES
- 14 For security cameras on the state capitol complex,
- 15 notwithstanding section 8.57, subsection 5, paragraph “c”:
- 16 FY 2021-2022:
- 17 \$ 250,000
- 18 2. DEPARTMENT OF AGRICULTURE AND LAND STEWARDSHIP
- 19 a. For deposit in the water quality initiative fund created
- 20 in section 466B.45 for purposes of supporting the water quality
- 21 initiative administered by the division of soil conservation
- 22 and water quality as provided in section 466B.42, including
- 23 salaries, support, maintenance, and miscellaneous purposes,
- 24 notwithstanding section 8.57, subsection 5, paragraph “c”:
- 25 FY 2021-2022:
- 26 \$ 5,200,000
- 27 b. (1) The moneys appropriated in this subsection shall
- 28 be used to support demonstration projects in subwatersheds as
- 29 designated by the department that are part of high-priority
- 30 watersheds identified by the water resources coordinating
- 31 council.
- 32 (2) The moneys appropriated in this subsection shall be
- 33 used to support demonstration projects in watersheds generally,
- 34 including regional watersheds, as designated by the division
- 35 and high-priority watersheds identified by the water resources

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- 1 coordinating council.
- 2 c. In supporting projects in watersheds and subwatersheds
- 3 as provided in paragraph “b”, all of the following shall apply:

- 4 (1) The demonstration projects shall utilize water quality
5 practices as described in the latest revision of the document
6 entitled "Iowa Nutrient Reduction Strategy" initially presented
7 in November 2012 by the department of agriculture and land
8 stewardship, the department of natural resources, and Iowa
9 state university of science and technology.
- 10 (2) The division shall implement demonstration projects as
11 provided in subparagraph (1) by providing for participation by
12 persons who hold a legal interest in agricultural land used in
13 farming. To every extent practical, the division shall provide
14 for collaborative participation by such persons who hold a
15 legal interest in agricultural land located within the same
16 subwatershed.
- 17 (3) The division shall implement demonstration projects on
18 a cost-share basis as determined by the division. Except for
19 edge-of-field practices, the state's share of the amount shall
20 not exceed 50 percent of the estimated cost of establishing the
21 practice as determined by the division or 50 percent of the
22 actual cost of establishing the practice, whichever is less.
- 23 (4) The demonstration projects shall be used to educate
24 other persons about the feasibility and value of establishing
25 similar water quality practices. The division shall promote
26 field day events for purposes of allowing interested persons to
27 establish water quality practices on their agricultural land.
- 28 (5) 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.
- 35 d. The moneys appropriated in this subsection shall be used

PAGE 3

- 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 e. The moneys appropriated in this subsection may be used
7 to contract with persons to coordinate the implementation of
8 efforts provided in this subsection.
- 9 f. The moneys appropriated in this subsection may be used
10 by 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 g. Notwithstanding any other provision of law to the
17 contrary, the department may use moneys appropriated in this

18 subsection to carry out the provisions of this subsection on a
 19 cost-share basis in combination with other moneys available to
 20 the department from a state or federal source.

21 h. Not more than 10 percent of the moneys appropriated in
 22 this subsection may be used for costs of administration and
 23 implementation of the water quality initiative administered by
 24 the soil conservation division.

25 3. DEPARTMENT FOR THE BLIND

26 For building repairs for the building located at 524 Fourth
 27 Street, Des Moines, Iowa:

28 FY 2021-2022:
 29 \$ 139,100

30 4. DEPARTMENT OF CORRECTIONS

31 For the remodel and expansion of the kitchen and visitation
 32 areas at the Clarinda treatment complex:

33 FY 2021-2022:
 34 \$ 5,242,619

35 FY 2022-2023:

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1 \$ 4,000,000

2 5. DEPARTMENT OF CULTURAL AFFAIRS

3 a. For deposit in the Iowa great places program fund created
 4 in section 303.3D for Iowa great places program projects that
 5 meet the definition of “vertical infrastructure” in section
 6 8.57, subsection 5, paragraph “c”:

7 FY 2021-2022:
 8 \$ 1,000,000

9 b. For grants to nonprofit organizations committed to
 10 strengthening communities through youth development, healthy
 11 living, and social responsibility for costs associated with
 12 the renovation and maintenance of facility infrastructure at
 13 facilities located in cities with a population of less than
 14 28,000 as determined by the 2010 federal decennial census:

15 FY 2021-2022:
 16 \$ 250,000

17 c. For a Harold “Pie” Keller memorial statue located in a
 18 city with a population between 1,465 and 1,500, in a county
 19 with a population of less than 20,000, as determined by the
 20 2010 federal decennial census, notwithstanding section 8.57,
 21 subsection 5, paragraph “c”:

22 FY 2021-2022:
 23 \$ 15,000

24 6. ECONOMIC DEVELOPMENT AUTHORITY

25 a. For deposit in the community attraction and tourism fund
 26 created in section 15F.204:

27 FY 2021-2022:
 28 \$ 5,000,000

29 b. For deposit in the vacant state buildings demolition fund
 30 created in section 15.261:

31 FY 2022-2023:

32 \$ 1,000,000
 33 c. For deposit in the vacant state buildings rehabilitation
 34 fund created in section 15.262, notwithstanding section 8.57,
 35 subsection 5, paragraph “c”:

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1 FY 2022-2023:
 2 \$ 1,000,000
 3 7. DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT
 4 For costs associated with implementing a hosted statewide
 5 kindergarten through grade twelve public school mobile panic
 6 button system for use in emergencies, notwithstanding section
 7 8.57, subsection 5, paragraph “c”:
 8 FY 2021-2022:
 9 \$ 2,500,000
 10 FY 2022-2023:
 11 \$ 2,000,000
 12 The system may be purchased through an existing statewide
 13 contract and shall be able to place a voice call to 911,
 14 integrate with existing 911 call center technology, be
 15 certified by the U.S. Department of Homeland Security under
 16 the Support Anti-Terrorism by Fostering Effective Technology
 17 (SAFETY) Act of 2002, be FirstNet listed by the U.S. First
 18 Responder Network Authority, have a history of being deployed
 19 multiple times on a statewide basis creating a statewide secure
 20 schools program, and be integrated into the Iowa department
 21 of homeland security and emergency management’s statewide
 22 emergency notification system.
 23 8. DEPARTMENT OF HUMAN SERVICES
 24 a. For converting dorm space into individual rooms at the
 25 Eldora institution:
 26 FY 2021-2022:
 27 \$ 6,500,000
 28 b. For a grant to a nonprofit agency that provides expert
 29 care for children with medical complexity by providing
 30 infrastructure funding for expanding its facilities to provide
 31 behavioral analysis treatment for eligible individuals:
 32 FY 2021-2022:
 33 \$ 750,000
 34 9. DEPARTMENT OF NATURAL RESOURCES
 35 a. For implementation of lake projects that have

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1 established watershed improvement initiatives and community
 2 support in accordance with the department’s annual lake
 3 restoration plan and report, notwithstanding section 8.57,
 4 subsection 5, paragraph “c”:
 5 FY 2021-2022:
 6 \$ 9,600,000
 7 b. For state park infrastructure improvements:

- 8 FY 2021-2022:
9 \$ 2,000,000
10 c. For water trails and low head dam safety grants:
11 FY 2021-2022:
12 \$ 1,000,000
13 d. For grants to communities or organizations for tree
14 planting projects through the community forestry grant program,
15 notwithstanding section 8.57, subsection 5, paragraph “c”:
16 FY 2021-2022:
17 \$ 250,000
18 e. For costs associated with renovation and improvements at
19 the Fort Atkinson state preserve:
20 FY 2021-2022:
21 \$ 100,000
22 f. For deposit in the on-stream impoundment restoration
23 fund created in section 456A.33C, notwithstanding section 8.57,
24 subsection 5, paragraph “c”:
25 FY 2021-2022:
26 \$ 500,000
27 g. For park infrastructure improvement costs for a county
28 park located in a county with a population between 20,900 and
29 21,000 as determined by the 2010 federal decennial census,
30 notwithstanding section 8.57, subsection 5, paragraph “c”:
31 FY 2021-2022:
32 \$ 150,000
33 10. DEPARTMENT OF PUBLIC DEFENSE
34 a. For major maintenance projects at national guard
35 armories and facilities:

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- 1 FY 2021-2022:
2 \$ 1,000,000
3 b. For improvement projects for Iowa national guard
4 installations and readiness centers to support operations and
5 training requirements:
6 FY 2021-2022:
7 \$ 1,000,000
8 c. For construction improvement projects at the Camp Dodge
9 facility:
10 FY 2021-2022:
11 \$ 250,000
12 d. For costs associated with the construction of a readiness
13 center in West Des Moines:
14 FY 2021-2022:
15 \$ 1,800,000
16 FY 2022-2023:
17 \$ 1,850,000
18 FY 2023-2024:
19 \$ 1,850,000
20 e. The department of public defense shall report to the
21 general assembly by December 15, 2021, regarding the projects

22 the department has funded or intends to fund from moneys
 23 appropriated to the department pursuant to this subsection.
 24 11. DEPARTMENT OF PUBLIC SAFETY
 25 a. For payments and other costs due under a financing
 26 agreement entered into by the treasurer of state for building
 27 the statewide interoperable communications system pursuant to
 28 section 29C.23, subsection 2, notwithstanding section 8.57,
 29 subsection 5, paragraph "c":
 30 FY 2021-2022:
 31 \$ 4,114,482
 32 b. For deposit in a public safety equipment fund, if
 33 enacted, notwithstanding section 8.57, subsection 5, paragraph
 34 "c":
 35 FY 2021-2022:

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1 \$ 2,500,000
 2 12. BOARD OF REGENTS
 3 For allocation by the state board of regents to the state
 4 university of Iowa, Iowa state university of science and
 5 technology, and the university of northern Iowa to reimburse
 6 the institutions for deficiencies in the operating funds
 7 resulting from the pledging of tuition, student fees and
 8 charges, and institutional income to finance the cost of
 9 providing academic and administrative buildings and facilities
 10 and utility services at the institutions:
 11 FY 2021-2022:
 12 \$ 28,100,000
 13 13. DEPARTMENT OF TRANSPORTATION
 14 a. For acquiring, constructing, and improving recreational
 15 trails within the state:
 16 FY 2021-2022:
 17 \$ 1,500,000
 18 b. For deposit in the public transit infrastructure grant
 19 fund created in section 324A.6A, for projects that meet
 20 the definition of vertical infrastructure in section 8.57,
 21 subsection 5, paragraph "c":
 22 FY 2021-2022:
 23 \$ 1,500,000
 24 c. For deposit in the railroad revolving loan and grant
 25 fund created in section 327H.20A, notwithstanding section 8.57,
 26 subsection 5, paragraph "c":
 27 FY 2021-2022:
 28 \$ 1,000,000
 29 d. For vertical infrastructure improvements at the
 30 commercial service airports within the state:
 31 FY 2021-2022:
 32 \$ 1,900,000
 33 e. For vertical infrastructure improvements at general
 34 aviation airports within the state:
 35 FY 2021-2022:

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1 \$ 1,000,000

2 14. TREASURER OF STATE

3 For distribution in accordance with chapter 174 to qualified

4 fairs that belong to the association of Iowa fairs for county

5 fair vertical infrastructure improvements:

6 FY 2021-2022:

7 \$ 1,060,000

8 15. JUDICIAL BRANCH

9 For furniture and equipment for justice centers located in

10 counties with buildings the judicial branch is required to

11 furnish, notwithstanding section 8.57, subsection 5, paragraph

12 "c":

13 FY 2021-2022:

14 \$ 2,522,990

15 16. LEGISLATIVE BRANCH

16 For costs associated with the repair and renovation of the

17 domes of the Iowa state capitol:

18 FY 2021-2022:

19 \$ 5,250,000

20 FY 2022-2023:

21 \$ 5,250,000

22 Sec. 2. REVERSION. For purposes of section 8.33, unless

23 specifically provided otherwise, unencumbered or unobligated

24 moneys from an appropriation made in this division of this Act

25 shall not revert but shall remain available for expenditure for

26 the purposes designated until the close of the fiscal year that

27 ends two years after the end of the fiscal year for which the

28 appropriation is made. However, if the project or projects for

29 which such appropriation was made are completed in an earlier

30 fiscal year, unencumbered or unobligated moneys shall revert at

31 the close of that same fiscal year.

32 DIVISION II

33 TECHNOLOGY REINVESTMENT FUND

34 Sec. 3. TECHNOLOGY REINVESTMENT FUND. There is

35 appropriated from the technology reinvestment fund created in

PAGE 10

1 section 8.57C to the following departments and agencies for the

2 fiscal year beginning July 1, 2021, and ending June 30, 2022,

3 the following amounts, or so much thereof as is necessary, to

4 be used for the purposes designated:

5 1. IOWA ETHICS AND CAMPAIGN DISCLOSURE BOARD

6 For upgrading the web reporting system:

7 \$ 500,000

8 2. DEPARTMENT OF CORRECTIONS

9 For storage area network replacement:

10 \$ 210,000

11 3. DEPARTMENT OF EDUCATION

12 a. For the continued development and implementation of an

13 educational data warehouse that will be utilized by teachers,
 14 parents, school district administrators, area education agency
 15 staff, department of education staff, and policymakers:
 16 \$ 600,000
 17 Of the moneys appropriated in this lettered paragraph, the
 18 department may use a portion for an e-transcript data system
 19 capable of tracking students throughout their education via
 20 interconnectivity with multiple schools.
 21 b. For maintenance and lease costs associated with
 22 connections for part III of the Iowa communications network:
 23 \$ 2,727,000
 24 c. To the public broadcasting division for the replacement
 25 of equipment:
 26 \$ 1,998,600
 27 4. DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY MANAGEMENT
 28 For the continuing implementation of a statewide mass
 29 notification and emergency messaging system:
 30 \$ 400,000
 31 5. DEPARTMENT OF HUMAN RIGHTS
 32 a. For the cost of equipment and computer software for the
 33 continued development and implementation of Iowa's criminal
 34 justice information system:
 35 \$ 1,400,000

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1 b. For the costs associated with the justice enterprise data
 2 warehouse:
 3 \$ 187,980
 4 6. DEPARTMENT OF HUMAN SERVICES
 5 For technology costs associated with the state poison
 6 control center:
 7 \$ 34,000
 8 7. DEPARTMENT OF INSPECTIONS AND APPEALS
 9 For a registry of children receiving foster care:
 10 \$ 350,000
 11 8. DEPARTMENT OF MANAGEMENT
 12 a. For the continued development and implementation of
 13 a searchable database that can be placed on the internet for
 14 budget and financial information:
 15 \$ 45,000
 16 b. For the continued development and implementation of the
 17 comprehensive electronic grant management system:
 18 \$ 70,000
 19 c. For the upgrade of the local government budget and
 20 property tax system:
 21 \$ 120,000
 22 d. For the annual licensing of a searchable database that is
 23 placed on the internet for budget and financial information:
 24 \$ 371,292
 25 9. DEPARTMENT OF PUBLIC DEFENSE
 26 For technology projects:

27 \$ 100,000
 28 10. DEPARTMENT OF PUBLIC SAFETY
 29 a. For replacement of the computerized criminal history
 30 record system:
 31 \$ 600,000
 32 b. For replacement of a database appliance:
 33 \$ 280,000
 34 c. For replacement of a headquarters data center
 35 uninterrupted power supply protection service:

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1 \$ 74,000
 2 d. For a human trafficking hotel/motel training system:
 3 \$ 98,000
 4 11. DEPARTMENT OF REVENUE
 5 For tax system modernization:
 6 \$ 4,070,460
 7 12. DEPARTMENT OF VETERANS AFFAIRS
 8 For technology equipment:
 9 \$ 2,500
 10 13. JUDICIAL BRANCH
 11 For voice-over internet protocol phone upgrades at county
 12 courthouses:
 13 \$ 433,100
 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.

DIVISION III

CHANGES TO PRIOR APPROPRIATIONS

26 Sec. 5. 2016 Iowa Acts, chapter 139, section 1, subsection
 27 10, paragraph b, as amended by 2017 Iowa Acts, chapter 173,
 28 section 11, 2018 Iowa Acts, chapter 1162, section 9, 2019 Iowa
 29 Acts, chapter 137, section 6, and 2020 Iowa Acts, chapter 1120,
 30 section 5, is amended to read as follows:
 31 b. For construction of a student innovation center at
 32 Iowa state university of science and technology, to include
 33 reimbursement of infrastructure costs incurred by the
 34 university for construction of the facility in prior fiscal
 35 years:

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1 FY 2016-2017:
 2 \$ 1,000,000

3	FY 2017-2018:	
4	\$ 6,000,000
5	FY 2018-2019:	
6	\$ 6,000,000
7	FY 2019-2020:	
8	.....	\$ 7,000,000
9	FY 2020-2021:	
10	.....	\$ 6,625,000
11	FY 2021-2022:	
12	.....	\$ 13,375,000
13		<u>11,375,000</u>
14	<u>FY 2022-2023:</u>	
15	.....	\$ 2,000,000

16 Sec. 6. 2016 Iowa Acts, chapter 1133, section 7, as amended
17 by 2020 Iowa Acts, chapter 1120, section 6, is amended to read
18 as follows:
19 SEC. 7. REVERSION.
20 1. Except as provided in subsection 2, for purposes
21 of section 8.33, unless specifically provided otherwise,
22 unencumbered or unobligated moneys made from an appropriation
23 in this division of this Act shall not revert but shall remain
24 available for expenditure for the purposes designated until the
25 close of the fiscal year that ends three years after the end of
26 the fiscal year for which the appropriation is made. However,
27 if the project or projects for which such appropriation was
28 made are completed in an earlier fiscal year, unencumbered
29 or unobligated moneys shall revert at the close of that same
30 fiscal year.
31 2. For purposes of section 8.33, unless specifically
32 provided otherwise, unencumbered or unobligated moneys
33 appropriated in section 6, subsection 2, of this division of
34 this 2016 Act, shall not revert but shall remain available for
35 the purpose designated until the close of the fiscal year that

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1 begins July 1, ~~2020~~ 2021.
2 Sec. 7. 2017 Iowa Acts, chapter 173, section 3, is amended
3 to read as follows:
4 SEC. 3. REVERSION.
5 1. For Except as provided in subsection 2, for purposes
6 of section 8.33, unless specifically provided otherwise,
7 unencumbered or unobligated moneys made from an appropriation
8 in this division of this Act shall not revert but shall remain
9 available for expenditure for the purposes designated until the
10 close of the fiscal year that ends three years after the end of
11 the fiscal year for which the appropriation is made. However,
12 if the project or projects for which such appropriation was
13 made are completed in an earlier fiscal year, unencumbered
14 or unobligated moneys shall revert at the close of that same
15 fiscal year.
16 2. For purposes of section 8.33, unless specifically

17 provided otherwise, unencumbered or unobligated moneys
 18 appropriated and allocated for the costs associated with
 19 maintenance projects for the state historical building in
 20 section 1, subsection 4, paragraph “b”, in this division of
 21 this 2017 Iowa Act, shall not revert but shall remain available
 22 for the purpose designated until the close of the fiscal year
 23 that begins July 1, 2021.

24 Sec. 8. 2019 Iowa Acts, chapter 137, section 1, subsection
 25 4, paragraphs d and e, as amended by 2020 Iowa Acts, chapter
 26 1120, section 9, are amended to read as follows:

27 d. For deposit in the vacant state buildings demolition fund
 28 created in section 15.261:

29 (1) FY 2019-2020:

30 \$ 1,000,000

31 (2) FY 2021-2022:

32 \$ 1,000,000

33 750,000

34 Of the moneys deposited in the fund pursuant to this
 35 subparagraph and used by the authority for the purposes of the

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1 fund, the authority shall give priority to new recipients.

2 e. For deposit in the vacant state buildings rehabilitation
 3 fund created in section 15.262, notwithstanding section 8.57,
 4 subsection 5, paragraph “c”:

5 (1) FY 2019-2020:

6 \$ 1,000,000

7 (2) FY 2021-2022:

8 \$ 1,000,000

9 750,000

10 Of the moneys deposited in the fund pursuant to this
 11 subparagraph and used by the authority for the purposes of the
 12 fund, the authority shall give priority to new recipients.

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

15 DIVISION IV

16 MISCELLANEOUS PROVISIONS

17 Sec. 10. Section 8.57C, subsection 3, paragraph a, Code
 18 2021, is amended to read as follows:

19 a. There is appropriated from the general fund of the state
 20 to the technology reinvestment fund for the following fiscal
 21 years, the ~~sum of seventeen million five hundred thousand~~
 22 ~~dollars to the technology reinvestment fund following amounts:~~

23 (1) ~~The For~~ the fiscal year beginning July 1, 2014, and
 24 ending June 30, 2015, ~~the sum of seventeen million five hundred~~
 25 ~~thousand dollars.~~

26 (2) ~~For the fiscal year beginning July 1, 2021, and ending~~
 27 ~~June 30, 2022, the sum of seventeen million seven hundred~~
 28 ~~thousand million dollars.~~

29 (2) (3) ~~The For~~ the fiscal year beginning July 1, 2021
 30 ~~2022~~, and for each subsequent fiscal year thereafter, ~~the sum~~

31 of seventeen million five hundred thousand dollars.
32 Sec. 11. Section 15.261, subsection 2, Code 2021, is amended
33 to read as follows:
34 2. Moneys in the vacant state buildings demolition fund
35 are appropriated to the authority for purposes of funding a

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1 grant program for the demolition of vacant buildings owned by
2 the state which are no longer used for a state purpose. Grant
3 program criteria shall provide that no more than fifty percent
4 of the cost of a project for the demolition of vacant buildings
5 shall be funded from a grant under the program.
6 Sec. 12. DEPARTMENT OF VETERANS AFFAIRS — CEMETERY
7 INFRASTRUCTURE STUDY. The department of veterans affairs shall
8 conduct a study assessing infrastructure needs related to
9 veteran's cemeteries located in the state, to include assessing
10 the adequacy of access to the cemeteries. The department shall
11 submit a written report to the general assembly, including its
12 findings and conclusions, by January 14, 2022.

13 DIVISION V

14 AUTISM SUPPORT FUND

15 Sec. 13. AUTISM SUPPORT FUND — TRANSFER. There is
16 transferred from the autism support fund created in section
17 225D.2 to the rebuild Iowa infrastructure fund created in
18 section 8.57, for the fiscal year beginning July 1, 2021, and
19 ending June 30, 2022, the sum of seven hundred fifty thousand
20 dollars, notwithstanding any provision of section 225D.2 to the
21 contrary.

22 DIVISION VI

23 SPORTS TOURISM PROGRAM

24 Sec. 14. Section 15F.401, subsection 1, paragraph a, Code
25 2021, is amended to read as follows:
26 a. The authority shall establish, and, at the direction of
27 the board, shall administer a sports tourism program to provide
28 financial assistance for projects that promote sporting events
29 for organizations of accredited colleges and universities,
30 professional sporting events, and other sporting events in the
31 state.
32 Sec. 15. Section 15F.401, subsection 1, paragraph b,
33 subparagraph (3), Code 2021, is amended to read as follows:
34 (3) "*Organization*" means a corporation, conference,
35 association, or other organization which has as one of

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1 its primary purposes the sponsoring or administration
2 of extracurricular intercollegiate athletic contests or
3 competitions, or professional sporting events.
4 Sec. 16. Section 15F.401, subsection 1, paragraph b, Code
5 2021, is amended by adding the following new subparagraph:
6 NEW SUBPARAGRAPH. (4) "*Professional sporting events*" means

7 any sporting events for which the competing athletes receive
8 payment for their participation in such sporting event.
9 Sec. 17. Section 15F.401, subsection 2, paragraphs a, b, and
10 c, Code 2021, are amended to read as follows:
11 a. A city or county in the state or a public entity,
12 including a convention and visitors bureau or a district,
13 may apply to the authority for financial assistance for a
14 project that actively and directly promotes sporting events for
15 accredited colleges and universities, professional sporting
16 events, and other sporting events in the area served by the
17 city, county, or public entity.
18 b. A city, county, or public entity may apply for and
19 receive financial assistance for more than one project. The
20 board may require additional information to substantiate the
21 financial need for awarding more than one project in any fiscal
22 year.
23 c. A city, county, or public entity may apply for financial
24 assistance for a project that spans ~~multiple two~~ fiscal years
25 ~~or may apply for renewal of financial assistance awarded in~~
26 ~~a prior year~~ if all applicable contractual requirements are
27 met. ~~The decision as to whether to renew an award shall be~~
28 ~~at the discretion of the board.~~ The board may adopt by rule
29 certain metrics and return on investment estimates for purposes
30 of this paragraph. The authority may include such metrics and
31 estimates in a program agreement executed pursuant to this
32 section.
33 Sec. 18. Section 15F.401, subsections 4, 5, and 6, Code
34 2021, are amended to read as follows:
35 4. An applicant shall demonstrate matching funds in order

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1 to receive financial assistance pursuant to this section. The
2 amount of matching funds that may be required shall be at the
3 board's discretion. An applicant under the program shall not
4 receive financial assistance from the sports tourism program
5 fund created in section 15F.403 in an amount exceeding fifty
6 percent of the total cost of the project.
7 5. The board shall make final funding decisions on
8 each application and may approve, deny, defer, or modify
9 applications for financial assistance under the program, in
10 its discretion, in order to fund as many projects with the
11 moneys available as possible. The board and the authority may
12 negotiate with applicants regarding the details of projects
13 and the amount and terms of any award. The total amount of
14 financial assistance provided to an applicant in any one fiscal
15 year shall not exceed five hundred thousand dollars. In making
16 final funding decisions pursuant to this subsection, the board
17 and the authority are exempt from chapter 17A.
18 6. a. A city, county, or public entity may use financial
19 assistance received under the program for marketing; and
20 ~~promotions, and infrastructure.~~ Whether an activity or

21 individual cost item is directly related to the promotion
22 of the sporting event shall be within the discretion of the
23 authority.
24 b. All applications to the authority for financial
25 assistance shall be made at least ninety days prior to an
26 event's scheduled date. A city, county, or public entity shall
27 not use financial assistance received under the program as
28 reimbursement for completed projects.
29 Sec. 19. Section 15F.403, subsection 2, Code 2021, is
30 amended by adding the following new paragraph:
31 NEW PARAGRAPH. c. The authority may use not more than
32 five percent of the money in the fund at the beginning of each
33 fiscal year for purposes of administrative costs, technical
34 assistance, and other program support.
35 Sec. 20. SPORTS TOURISM PROGRAM — SPORTS WAGERING RECEIPTS

PAGE 19

1 FUND. There is appropriated from the sports wagering receipts
2 fund created in section 8.57, subsection 6, to the economic
3 development authority for the fiscal year beginning July 1,
4 2021, and ending June 30, 2022, the following amount, or so
5 much thereof as is necessary, to be used for the purposes
6 designated:
7 For deposit in the sports tourism program fund created in
8 section 15F.403 for financing sports tourism projects:
9 \$ 1,500,000>
10 2. Title page, by striking lines 1 through 5 and inserting
11 <An Act relating to and making appropriations to state
12 departments and agencies from the rebuild Iowa infrastructure
13 fund, the technology reinvestment fund, the sports wagering
14 receipts fund, and the autism support fund, providing for
15 related matters, and including effective date provisions.>

SENATE AMENDMENT

H-1515

1 Amend Senate File 619, as amended, passed, and reprinted by
2 the Senate, as follows:
3 1. Page 18, line 23, by striking <five> and inserting <six>
4 2. Page 18, line 26, by striking <five> and inserting <six>
5 3. Page 18, line 28, by striking <two hundred fifty> and
6 inserting <three hundred>

CAHILL of Marshall

H-1516

1 Amend Senate File 619, as amended, passed, and reprinted by
2 the Senate, as follows:
3 1. By striking page 53, line 13, through page 59, line 20.

- 4 2. Title page, lines 7 and 8, by striking <commercial and
5 industrial property tax replacement payments,>
6 3. By renumbering as necessary.

STECKMAN of Cerro Gordo

H-1517

- 1 Amend Senate File 619, as amended, passed, and reprinted by
2 the Senate, as follows:
3 1. Page 64, after line 8 by inserting:
4 <DIVISION ____
5 AIRCRAFT PARTS AND SERVICES SALES AND USE TAX EXEMPTION
6 Sec. ____ Section 423.3, subsections 74 and 76, Code 2021,
7 are amended to read as follows:
8 74. The sales price from the sale or rental of aircraft for
9 use in a scheduled interstate federal aviation administration
10 certificated air carrier operation.
11 76. The sales price from the sale or rental of tangible
12 personal property permanently affixed or attached as a
13 component part of the aircraft, including but not limited
14 to repair or replacement materials or parts; and the sales
15 price of all services used for aircraft repair, remodeling,
16 and maintenance services when such services are performed on
17 aircraft, aircraft engines, or aircraft component materials or
18 parts. For the purposes of this exemption, “*aircraft*” means
19 ~~aircraft used in nonscheduled interstate federal aviation~~
20 ~~administration certificated air carrier operation operating~~
21 ~~under 14 C.F.R. ch. 1, pt. 135 the same as defined in section~~
22 ~~328.1.~~
23 Sec. ____ Section 423.3, subsection 75, Code 2021, is
24 amended by striking the subsection.>
25 2. By renumbering as necessary.

BRECKENRIDGE of Jasper

H-1518

- 1 Amend Senate File 619, as amended, passed, and reprinted by
2 the Senate, as follows:
3 1. Page 60, by striking lines 18 through 23.
4 2. Page 61, line 19, by striking <two hundred fifty> and
5 inserting <three hundred>
6 3. Page 63, line 23, by striking <a.>
7 4. Page 63, lines 30 and 31, by striking <(3), subject to
8 paragraph “b”> and inserting <(3)>
9 5. By striking page 63, line 32, through page 64, line 5.
10 6. By renumbering as necessary.

JACOBY of Johnson

H-1519

1 Amend Senate File 619, as amended, passed, and reprinted by
2 the Senate, as follows:
3 1. By striking page 14, line 19, through page 15, line 3,
4 and inserting:
5 <g. The workforce housing tax incentives program
6 administered pursuant to sections 15.351 through 15.356.
7 In allocating tax credits pursuant to this subsection, the
8 authority shall not allocate more than ~~twenty-five~~ fifty
9 million dollars for purposes of this paragraph. Of the moneys
10 allocated under this paragraph, ~~ten seventeen~~ million five
11 hundred thousand dollars shall be reserved for allocation to
12 qualified housing projects in small cities, as defined in
13 section 15.352, that are registered on or after July 1, 2017.>

OLDSON of Polk

H-1520

1 Amend Senate File 619, as amended, passed, and reprinted by
2 the Senate, as follows:
3 1. Page 1, by striking lines 9 through 34 and inserting:
4 <CHILD AND DEPENDENT CARE TAX CREDIT
5 Sec. ____ Section 422.12C, subsection 1, Code 2021, is
6 amended by striking the subsection and inserting in lieu
7 thereof the following:
8 1. The taxes imposed under this subchapter, less the amounts
9 of nonrefundable credits allowed under this subchapter, shall
10 be reduced by a child and dependent care credit equal to the
11 following percentages of the federal child and dependent care
12 credit provided in section 21 of the Internal Revenue Code,
13 without regard to whether or not the federal credit was limited
14 by the taxpayer's federal tax liability:
15 a. For a taxpayer with net income of less than forty-five
16 thousand dollars, one hundred percent.
17 b. For a taxpayer with net income of forty-five thousand
18 dollars or more but less than ninety thousand dollars, thirty
19 percent.
20 c. For a taxpayer with net income of ninety thousand dollars
21 or more but less than one hundred thousand dollars, twenty-five
22 percent.
23 d. For a taxpayer with net income of one hundred thousand
24 dollars or more but less than one hundred twenty-five thousand
25 dollars, twenty percent.
26 e. For a taxpayer with net income of one hundred twenty-five
27 thousand dollars or more but less than one hundred fifty
28 thousand dollars, fifteen percent.
29 f. For a taxpayer with net income of one hundred fifty
30 thousand dollars or more but less than one hundred seventy-five
31 thousand dollars, ten percent.
32 g. For a taxpayer with net income of one hundred

- 33 seventy-five thousand dollars or more but less than two hundred
34 fifty thousand dollars, five percent.
35 *h.* For a taxpayer with net income of two hundred fifty

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- 1 thousand dollars or more, zero percent.>
2 2. By renumbering as necessary.

MASCHER of Johnson

H-1521

- 1 Amend Senate File 619, as amended, passed, and reprinted by
2 the Senate, as follows:
3 1. Page 12, after line 3 by inserting:
4 <Sec. ____ Section 15.108, subsection 9, paragraph g, Code
5 2021, is amended to read as follows:
6 *g.* Administer the Iowa energy center established in section
7 15.120. This paragraph “*g*” is repealed July 1, ~~2022~~ 2030.
8 Sec. ____ Section 15.120, subsection 5, Code 2021, is
9 amended to read as follows:
10 5. This section is repealed July 1, ~~2022~~ 2030.
11 Sec. ____ Section 476.1A, subsection 1, paragraph e, Code
12 2021, is amended to read as follows:
13 *e.* Assessment of fees for the support of the Iowa energy
14 center created in section 15.120 and the center for global and
15 regional environmental research established by the state board
16 of regents. This paragraph “*e*” is repealed July 1, ~~2022~~ 2030.
17 Sec. ____ Section 476.1B, subsection 1, paragraph j, Code
18 2021, is amended to read as follows:
19 *j.* Assessment of fees for the support of the Iowa energy
20 center created in section 15.120 and the center for global and
21 regional environmental research created by the state board of
22 regents. This paragraph “*j*” is repealed July 1, ~~2022~~ 2030.
23 Sec. ____ Section 476.1C, subsection 1, paragraph b, Code
24 2021, is amended to read as follows:
25 *b.* Shall be subject to the assessment of fees for the
26 support of the Iowa energy center created in section 15.120
27 and the center for global and regional environmental research
28 created by the state board of regents. This paragraph “*b*” is
29 repealed July 1, ~~2022~~ 2030.
30 Sec. ____ Section 476.10A, subsection 1, paragraph c,
31 subparagraph (1), subparagraph division (d), Code 2021, is
32 amended to read as follows:
33 (d) For the fiscal year beginning July 1, 2021, and
34 each subsequent fiscal year, the first three million five
35 hundred thirty thousand dollars of such remittances shall be

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- 1 transferred to the general fund of the state, and the remaining

- 2 amount is appropriated to the Iowa energy center created in
 3 section 15.120, for purposes of the energy infrastructure
 4 revolving loan program created pursuant to section 476.46A.>
 5 2. Page 12, line 4, by striking <subsection 2, Code 2021,
 6 is> and inserting <subsections 2 and 4, Code 2021, are>
 7 3. Page 12, after line 12 by inserting:
 8 <4. This is repealed July 1, ~~2022~~ 2030.>
 9 4. By renumbering as necessary.

ISENHART of Dubuque

H-1522

- 1 Amend Senate File 619, as amended, passed, and reprinted by
 2 the Senate, as follows:
 3 1. Page 64, after line 8 by inserting:
 4 <DIVISION ____
 5 PERIOD PRODUCTS SALES AND USE TAX EXEMPTION
 6 Sec. ____ Section 423.3, Code 2021, is amended by adding the
 7 following new subsection:
 8 NEW SUBSECTION. 107. The sales price from the sale of
 9 period products. For purposes of this subsection, “*period*
 10 *products*” means sanitary napkins or pads, tampons, menstrual
 11 cups, or other similar items used in connection with the
 12 menstrual cycle.>
 13 2. By renumbering as necessary.

BENNETT of Linn

H-1523

- 1 Amend Senate File 619, as amended, passed, and reprinted by
 2 the Senate, as follows:
 3 1. Page 64, after line 8 by inserting:
 4 <DIVISION ____
 5 SOLAR ENERGY SYSTEMS
 6 PART A
 7 TAX CREDIT
 8 Sec. ____ Section 422.11L, Code 2021, is amended by striking
 9 the section and inserting in lieu thereof the following:
 10 **422.11L Solar energy system tax credits.**
 11 1. As used in this section:
 12 a. “*Commercial solar energy system*” means a solar energy
 13 system on nonresidential property.
 14 b. “*Residential solar energy system*” means a solar energy
 15 system on residential property or multiresidential property.
 16 c. “*Solar energy system*” means a system of equipment capable
 17 of collecting and converting incident solar radiation into
 18 thermal, mechanical, or electrical energy and transporting the
 19 energy by a separate apparatus to storage or to a point of use.
 20 2. Beginning with installations completed on or after
 21 January 1, 2021, but before December 31, 2030, the taxes

22 imposed under this subchapter, less the credits allowed under
23 section 422.12, shall be reduced by a solar energy system tax
24 credit equal to fifteen percent of the gross cost of the solar
25 energy system, not to exceed the following amounts:
26 a. For a residential solar energy system, five thousand
27 dollars.
28 b. For a commercial solar energy system, twenty thousand
29 dollars.
30 3. Any credit in excess of the tax liability is not
31 refundable but the excess for the tax year may be credited
32 to the tax liability for the following ten years or until
33 depleted, whichever is earlier.
34 4. a. An individual may claim the tax credit allowed a
35 partnership, limited liability company, S corporation, estate,

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1 or trust electing to have the income taxed directly to the
2 individual. The amount claimed by the individual shall be
3 based upon the pro rata share of the individual's earnings of
4 the partnership, limited liability company, S corporation,
5 estate, or trust.
6 b. A taxpayer who is eligible to claim a credit under this
7 section shall not be eligible to claim a renewable energy tax
8 credit under chapter 476C.
9 c. A taxpayer may claim more than one credit under this
10 section, but may claim only one credit per separate and
11 distinct solar energy system installation. The department
12 shall establish criteria, by rule, for determining what
13 constitutes a separate and distinct installation.
14 d. (1) A taxpayer must submit an application to the
15 department for each separate and distinct solar energy
16 system installation. The application must be approved by the
17 department in order to claim the tax credit. The application
18 must be filed by May 1 following the year of the installation
19 of the solar energy system.
20 (2) The department shall accept and approve applications
21 on a first-come, first-served basis until the maximum amount
22 of tax credits that may be claimed pursuant to subsection 5
23 is reached. If for a tax year the aggregate amount of tax
24 credits applied for exceeds the amount specified in subsection
25 5, the department shall establish a wait list for tax credits.
26 Valid applications filed by the taxpayer by May 1 following the
27 year of the installation but not approved by the department
28 shall be placed on a wait list in the order the applications
29 were received and those applicants shall be given priority
30 for having their applications approved in succeeding years.
31 Placement on a wait list pursuant to this subparagraph shall
32 not constitute a promise binding the state. The availability
33 of a tax credit and approval of a tax credit application
34 pursuant to this section in a future year is contingent upon
35 the availability of tax credits in that particular year.

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1 5. a. The cumulative value of tax credits claimed annually
2 by applicants pursuant to this section shall not exceed ten
3 million dollars.
4 b. If an amount of tax credits available for a tax year
5 pursuant to paragraph "a" goes unclaimed, the amount of the
6 unclaimed tax credits shall be made available for the following
7 tax year in addition to, and cumulated with, the amount
8 available pursuant to paragraph "a" for the following tax year.
9 6. On or before January 1, annually, the department shall
10 submit a written report to the governor and the general
11 assembly regarding the number and value of tax credits claimed
12 under this section, and any other information the department
13 may deem relevant and appropriate.
14 7. This section is repealed January 1, 2041.
15 8. The director shall adopt rules pursuant to chapter 17A to
16 administer this section.
17 Sec. _____. Section 422.33, subsection 29, paragraph a, Code
18 2021, is amended to read as follows:
19 a. The Beginning with installations completed on or after
20 January 1, 2021, but before December 31, 2030, the taxes
21 imposed under this subchapter shall be reduced by a solar
22 energy system tax credit equal to sixty percent of the federal
23 energy credit related to solar energy systems provided in
24 section 48(a)(2)(A)(i)(II) and section 48(a)(2)(A)(i)(III)
25 of the Internal Revenue Code, not to exceed twenty thousand
26 dollars. For installations occurring on or after January 1,
27 2016, the applicable percentage of the federal energy credit
28 related to solar energy systems shall be fifty percent allowed
29 under section 422.11L.
30 Sec. _____. Section 422.60, subsection 12, paragraph a, Code
31 2021, is amended to read as follows:
32 a. The Beginning with the installations completed on or
33 after January 1, 2021, but before December 31, 2030, the taxes
34 imposed under this subchapter shall be reduced by a solar
35 energy system tax credit equal to sixty percent of the federal

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1 energy credit related to solar energy systems provided in
2 section 48(a)(2)(A)(i)(II) and section 48(a)(2)(A)(i)(III)
3 of the Internal Revenue Code, not to exceed twenty thousand
4 dollars. For installations occurring on or after January 1,
5 2016, the applicable percentage of the federal energy credit
6 related to solar energy systems shall be fifty percent allowed
7 under section 422.11L.
8 Sec. _____. Section 533.329, subsection 2, paragraph k, Code
9 2021, is amended to read as follows:
10 k. The Beginning with the installations completed on or
11 after January 1, 2021, but before December 31, 2030, the moneys
12 and credits tax imposed under this section shall be reduced by

13 a solar energy system tax credit allowed under section 422.11L.
14 Sec. ____ CUMULATIVE VALUE OF SOLAR ENERGY SYSTEM TAX CREDIT
15 FOR YEAR 2021 — RESERVED CLAIMS. Notwithstanding section
16 422.11L, subsection 5, as enacted by this division of this Act,
17 the maximum cumulative value of tax credits that may be claimed
18 during the 2021 calendar year shall not exceed seventeen
19 million dollars. Of this amount, at least seven million
20 dollars shall be reserved for claims placed on the wait list
21 pursuant to section 422.11L, subsection 3, Code 2021, prior to
22 January 1, 2021. The reserved claims shall be approved using
23 the same priority of approval established for the wait list.
24 In the event claims from the wait list exceed the reserved
25 amount, an applicant from the wait list shall be given priority
26 to make a claim for amounts not reserved for the year 2021, to
27 the extent such claims have not been claimed. In the event the
28 maximum cumulative amount of tax credits have been claimed for
29 the year 2021, an applicant from the wait list shall be given
30 priority on any wait list based upon the date the application
31 for the credit was received by the department.
32 Sec. ____ EFFECTIVE DATE. This part of this division of
33 this Act, being deemed of immediate importance, takes effect
34 upon enactment.
35 Sec. ____ RETROACTIVE APPLICABILITY. This part of this

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1 division of this Act applies retroactively to January 1, 2021,
2 for tax years ending on or after that date.
3 PART B
4 CORRESPONDING CHANGES DUE TO FUTURE REPEAL OF SOLAR ENERGY
5 SYSTEM TAX CREDIT
6 Sec. ____ Section 422.33, subsection 29, Code 2021, is
7 amended by adding the following new paragraph:
8 NEW PARAGRAPH. c. This subsection is repealed on January
9 1, 2041.
10 Sec. ____ Section 422.60, subsection 12, Code 2021, is
11 amended by adding the following new paragraph:
12 NEW PARAGRAPH. c. This subsection is repealed on January
13 1, 2041.
14 Sec. ____ Section 476C.2, subsection 3, Code 2021, is
15 amended to read as follows:
16 3. a. A taxpayer who is eligible to claim a renewable
17 energy tax credit under this chapter shall not be eligible to
18 claim a solar energy system tax credit under section 422.11L
19 or 422.33.
20 b. This subsection is repealed on January 1, 2041.
21 Sec. ____ Section 533.329, subsection 2, paragraph k, Code
22 2021, is amended to read as follows:
23 k. (1) The moneys and credits tax imposed under this
24 section shall be reduced by a solar energy system tax credit
25 allowed under section 422.11L.
26 (2) This paragraph is repealed on January 1, 2041.>

27 2. By renumbering as necessary.

ISENHART of Dubuque

H-1524

1 Amend the Senate amendment, H-1514, to House File 862, as
2 amended, passed, and reprinted by the House, as follows:
3 1. Page 5, by striking lines 4 through 22 and inserting:
4 <For costs associated with school safety, flood mitigation,
5 or other emergency services programs, notwithstanding section
6 8.57, subsection 5, paragraph “c”:
7 FY 2021-2022
8 \$ 2,500,000
9 FY 2022-2023
10 \$ 2,000,000>
11 2. Page 15, line 28, by striking <million>

BOSSMAN of Woodbury

H-1525

1 Amend the Senate amendment, H-1357, to House Joint
2 Resolution 5, as passed by the House, as follows:
3 1. Page 1, by striking lines 1 through 26 and inserting
4 <Amend House Joint Resolution 5, as passed by the House, as
5 follows:
6 <_. By striking everything after the resolving clause and
7 inserting:
8 Section 1. The following amendment to the Constitution of
9 the State of Iowa is proposed:
10 Article I of the Constitution of the State of Iowa is amended
11 by adding the following new section:
12 Sec. 26. **Life.** To defend the dignity of all human life and
13 protect unborn children from efforts to expand abortion even to
14 the point of birth, we the people of the State of Iowa declare
15 that this Constitution does not recognize, grant, or secure a
16 right to abortion or require the public funding of abortion.
17 Sec. 2. REFERRAL AND PUBLICATION. The foregoing amendment
18 to the Constitution of the State of Iowa is referred to the
19 general assembly to be chosen at the next general election for
20 members of the general assembly, and shall be published as
21 provided by law for three consecutive months previous to the
22 date of that election.>>

HOLT of Crawford

H-1526

1 Amend House File 868, 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 2021-2022 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, 2021, and ending June
11 30, 2022, 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 \$ 2,780,724
17 FTEs 87.98

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, 2021, and ending June 30, 2022, 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 in accordance with
32 section 261.131, including salaries, support, maintenance, and
33 miscellaneous purposes, and for not more than the following
34 full-time equivalent positions:

35 \$ 162,254

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1 FTEs 1.00

2 2. HEALTH CARE PROFESSIONAL RECRUITMENT PROGRAM

3 For the loan repayment program for health care professionals
4 established pursuant to section 261.115:

5 \$ 500,973

6 3. NATIONAL GUARD SERVICE SCHOLARSHIP PROGRAM

7 For purposes of providing national guard service
8 scholarships under the program established in section 261.86:

9 \$ 4,700,000

10 4. ALL IOWA OPPORTUNITY SCHOLARSHIP PROGRAM

11 a. For purposes of the all Iowa opportunity scholarship
12 program established pursuant to section 261.87:

13 \$ 3,100,000

14 b. For the fiscal year beginning July 1, 2021, if the moneys
15 appropriated by the general assembly to the college student aid
16 commission for purposes of the all Iowa opportunity scholarship
17 program exceed \$500,000, "eligible institution" as defined in

18 section 261.87 shall, during the fiscal year beginning July 1,
19 2021, include accredited private institutions as defined in
20 section 261.9.

21 5. TEACH IOWA SCHOLAR PROGRAM

22 For purposes of the teach Iowa scholar program established
23 pursuant to section 261.110:

24 \$ 400,000

25 6. RURAL IOWA PRIMARY CARE LOAN REPAYMENT PROGRAM

26 For purposes of the rural Iowa primary care loan repayment
27 program established pursuant to section 261.113:

28 \$ 1,724,502

29 7. HEALTH CARE LOAN REPAYMENT PROGRAM

30 For purposes of the health care loan repayment program
31 established pursuant to section 261.116:

32 \$ 250,000

33 8. RURAL VETERINARIAN LOAN REPAYMENT PROGRAM

34 For purposes of the rural veterinarian loan repayment
35 program established pursuant to section 261.120:

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1 \$ 400,000

2 9. FUTURE READY IOWA SKILLED WORKFORCE LAST-DOLLAR
3 SCHOLARSHIP PROGRAM

4 For deposit in the future ready Iowa skilled workforce
5 last-dollar scholarship fund established pursuant to section
6 261.131:

7 \$ 23,004,744

8 Sec. 3. CHIROPRACTIC LOAN FUNDS. Notwithstanding section
9 261.72, the moneys deposited in the chiropractic loan revolving
10 fund created pursuant to section 261.72, for the fiscal year
11 beginning July 1, 2021, and ending June 30, 2022, may be used
12 for purposes of the chiropractic loan forgiveness program
13 established in section 261.73.

14 Sec. 4. WORK-STUDY APPROPRIATION. Notwithstanding section
15 261.85, for the fiscal year beginning July 1, 2021, and ending
16 June 30, 2022, the amount appropriated from the general fund
17 of the state to the college student aid commission for the
18 work-study program under section 261.85 shall be zero.

19 Sec. 5. TRANSFERS TO FUTURE READY IOWA SKILLED WORKFORCE
20 LAST-DOLLAR SCHOLARSHIP FUND.

21 1. Notwithstanding section 261.132, subsection 5, there is
22 transferred from the future ready Iowa skilled workforce grant
23 fund created pursuant to section 261.132, subsection 5, to the
24 future ready Iowa skilled workforce last-dollar scholarship
25 fund created pursuant to section 261.131, subsection 5, any
26 moneys remaining unencumbered and unobligated on the effective
27 date of this Act.

28 2. From the moneys appropriated from the Iowa skilled worker
29 and job creation fund created in section 8.75 to the college
30 student aid commission for the fiscal year beginning July 1,
31 2020, and ending June 30, 2021, for purposes of providing

32 skilled workforce shortage tuition grants, in accordance with
33 section 261.130, pursuant to 2020 Iowa Acts, chapter 1019,
34 section 7, \$400,000 is transferred to the future ready Iowa
35 skilled workforce last-dollar scholarship fund created pursuant

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1 to section 261.131.

2 DEPARTMENT OF EDUCATION

3 Sec. 6. There is appropriated from the general fund of
4 the state to the department of education for the fiscal year
5 beginning July 1, 2021, and ending June 30, 2022, the following
6 amounts, or so much thereof as is necessary, to be used for the
7 purposes designated:

8 1. GENERAL ADMINISTRATION

9 a. For salaries, support, maintenance, and miscellaneous
10 purposes, and for not more than the following full-time
11 equivalent positions:

12 \$ 5,975,526
13 FTEs 65.00

14 b. By January 15, 2022, the department shall submit
15 a written report to the general assembly detailing the
16 department's antibullying programming and current and projected
17 expenditures for such programming for the fiscal year beginning
18 July 1, 2021.

19 2. CAREER AND TECHNICAL EDUCATION ADMINISTRATION

20 For salaries, support, maintenance, and miscellaneous
21 purposes, and for not more than the following full-time
22 equivalent positions:

23 \$ 598,197
24 FTEs 9.21

25 3. VOCATIONAL REHABILITATION SERVICES DIVISION

26 a. For salaries, support, maintenance, and miscellaneous
27 purposes, and for not more than the following full-time
28 equivalent positions:

29 \$ 5,996,328
30 FTEs 249.00

31 For purposes of optimizing the job placement of individuals
32 with disabilities, the division shall make its best efforts
33 to work with community rehabilitation program providers for
34 job placement and retention services for individuals with
35 significant disabilities and most significant disabilities. By

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1 January 15, 2022, the division shall submit a written report to
2 the general assembly regarding the division's outreach efforts
3 with community rehabilitation program providers.

4 b. For matching moneys for programs to enable persons
5 with severe physical or mental disabilities to function more
6 independently, including salaries and support, and for not more
7 than the following full-time equivalent positions:

8	.....	\$	84,823
9	.....	FTEs	1.00
10	c. For the entrepreneurs with disabilities program		
11	established pursuant to section 259.4, subsection 9:		
12	.....	\$	138,506
13	d. For costs associated with centers for independent		
14	living:		
15	.....	\$	86,457
16	4. STATE LIBRARY		
17	a. For salaries, support, maintenance, and miscellaneous		
18	purposes, and for not more than the following full-time		
19	equivalent positions:		
20	.....	\$	2,532,594
21	.....	FTEs	22.00
22	b. For the enrich Iowa program established under section		
23	256.57:		
24	.....	\$	2,464,823
25	5. PUBLIC BROADCASTING DIVISION		
26	For salaries, support, maintenance, capital expenditures,		
27	and miscellaneous purposes, and for not more than the following		
28	full-time equivalent positions:		
29	.....	\$	7,870,316
30	.....	FTEs	58.23
31	6. CAREER AND TECHNICAL EDUCATION		
32	For reimbursement for career and technical education		
33	expenditures made by regional career and technical education		
34	planning partnerships in accordance with section 258.14:		
35	\$	2,952,459

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1	7. SCHOOL FOOD SERVICE		
2	For use as state matching moneys for federal programs that		
3	shall be disbursed according to federal regulations, including		
4	salaries, support, maintenance, and miscellaneous purposes, and		
5	for not more than the following full-time equivalent positions:		
6	.....	\$	2,176,797
7	.....	FTEs	23.62
8	8. EARLY CHILDHOOD IOWA FUND — GENERAL AID		
9	For deposit in the school ready children grants account of		
10	the early childhood Iowa fund created in section 256I.11:		
11	.....	\$	23,206,799
12	a. From the moneys deposited in the school ready children		
13	grants account for the fiscal year beginning July 1, 2021, and		
14	ending June 30, 2022, not more than \$265,950 is allocated for		
15	the early childhood Iowa office and other technical assistance		
16	activities. Moneys allocated under this lettered paragraph		
17	may be used by the early childhood Iowa state board for the		
18	purpose of skills development and support for ongoing training		
19	of staff. However, except as otherwise provided in this		
20	subsection, moneys shall not be used for additional staff or		
21	for the reimbursement of staff.		

22 b. Of the amount appropriated in this subsection for
 23 deposit in the school ready children grants account of the
 24 early childhood Iowa fund, \$2,318,018 shall be used for efforts
 25 to improve the quality of early care, health, and education
 26 programs. Moneys allocated pursuant to this paragraph may be
 27 used for additional staff and for the reimbursement of staff.
 28 The early childhood Iowa state board may reserve a portion
 29 of the allocation, not to exceed \$88,650, for the technical
 30 assistance expenses of the early childhood Iowa state office,
 31 including the reimbursement of staff, and shall distribute
 32 the remainder to early childhood Iowa areas for local quality
 33 improvement efforts through a methodology identified by the
 34 early childhood Iowa state board to make the most productive
 35 use of the funding, which may include use of the distribution

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1 formula, grants, or other means.
 2 c. Of the amount appropriated in this subsection for
 3 deposit in the school ready children grants account of
 4 the early childhood Iowa fund, \$825,030 shall be used for
 5 support of professional development and training activities
 6 for persons working in early care, health, and education by
 7 the early childhood Iowa state board in collaboration with
 8 the professional development component groups maintained by
 9 the early childhood Iowa stakeholders alliance pursuant to
 10 section 2561.12, subsection 7, paragraph "b", and the early
 11 childhood Iowa area boards. Expenditures shall be limited to
 12 professional development and training activities agreed upon by
 13 the parties participating in the collaboration as approved by
 14 the early childhood Iowa state board.
 15 9. BIRTH TO AGE THREE SERVICES
 16 a. For expansion of the federal Individuals with
 17 Disabilities Education Improvement Act of 2004, Pub. L. No.
 18 108-446, as amended to January 1, 2018, birth through age three
 19 services due to increased numbers of children qualifying for
 20 those services:
 21 \$ 1,721,400
 22 b. From the moneys appropriated in this subsection,
 23 \$383,769 shall be allocated to the child health specialty
 24 clinics administered by the state university of Iowa in order
 25 to provide additional support for infants and toddlers who are
 26 born prematurely, drug-exposed, or medically fragile.
 27 10. EARLY HEAD START PROJECTS
 28 a. For early head start projects:
 29 \$ 574,500
 30 b. The moneys appropriated in this subsection shall be
 31 used for implementation and expansion of early head start
 32 pilot projects addressing the comprehensive cognitive, social,
 33 emotional, and developmental needs of children from birth to
 34 age three, including prenatal support for qualified families.
 35 The projects shall promote healthy prenatal outcomes and

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1 healthy family functioning, and strengthen the development of
2 infants and toddlers in low-income families. Priority shall be
3 given to those organizations that have previously qualified for
4 and received state funding to administer an early head start
5 project.
6 11. TEXTBOOKS OF NONPUBLIC SCHOOL PUPILS
7 a. To provide moneys for costs of providing textbooks
8 to each resident pupil who attends a nonpublic school as
9 authorized by section 301.1:
10 \$ 852,000
11 b. Funding under this subsection is limited to \$30 per
12 pupil and shall not exceed the comparable services offered to
13 resident public school pupils.
14 12. STUDENT ACHIEVEMENT AND TEACHER QUALITY PROGRAM
15 For purposes of the student achievement and teacher quality
16 program established pursuant to chapter 284, and for not more
17 than the following full-time equivalent positions:
18 \$ 2,965,467
19 FTEs 6.00
20 13. STATEWIDE STUDENT ASSESSMENT
21 For distribution to the Iowa testing program by the
22 department of education on behalf of school districts and
23 accredited nonpublic schools to offset the costs associated
24 with a statewide student assessment administered in accordance
25 with section 256.7, subsection 21, paragraph "b":
26 \$ 3,000,000
27 From the moneys appropriated in this subsection, not more
28 than \$300,000 shall be distributed to the Iowa testing programs
29 within the university of Iowa college of education to offset
30 the costs of administering the statewide student assessment at
31 accredited nonpublic schools.
32 14. STATEWIDE CLEARINGHOUSE TO EXPAND WORK-BASED LEARNING
33 For support costs associated with the creation of a
34 statewide clearinghouse to expand work-based learning as a part
35 of the future ready Iowa initiative:

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1 \$ 300,000
2 15. POSTSECONDARY SUMMER CLASSES FOR HIGH SCHOOL STUDENTS
3 PROGRAM
4 For support costs associated with the creation of a program
5 to provide additional moneys for resident high school pupils
6 enrolled in grades 9 through 12 to attend a community college
7 for college-level classes or attend a class taught by a
8 community college-employed instructor during the summer and
9 outside of the regular school year through a contractual
10 agreement between a community college and a school district
11 under the future ready Iowa initiative:
12 \$ 600,000

13 Notwithstanding section 8.33, moneys received by the
 14 department pursuant to this subsection that remain unencumbered
 15 or unobligated at the close of the fiscal year shall not revert
 16 but shall remain available for expenditure for the purposes
 17 specified in this subsection for the following fiscal year.

18 16. JOBS FOR AMERICA'S GRADUATES
 19 For school districts to provide direct services to the
 20 most at-risk middle school or high school students enrolled
 21 in school districts through direct intervention by a jobs for
 22 America's graduates specialist:
 23 \$ 4,666,188

24 17. ATTENDANCE CENTER PERFORMANCE/GENERAL INTERNET SITE AND
 25 DATA SYSTEM SUPPORT
 26 For administration of a process for school districts to
 27 establish specific performance goals and to evaluate the
 28 performance of each attendance center operated by the district
 29 in order to arrive at an overall school performance grade and
 30 report card for each attendance center, for internet site
 31 and data system support, and for not more than the following
 32 full-time equivalent positions:
 33 \$ 250,000
 34 FTEs 1.85

35 18. ONLINE STATE JOB POSTING SYSTEM

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1 For purposes of administering the online state job posting
 2 system in accordance with section 256.27:
 3 \$ 230,000

4 19. SUCCESSFUL PROGRESSION FOR EARLY READERS
 5 For distribution to school districts for implementation
 6 of section 279.68, subsection 2, relating to successful
 7 progression for early readers:
 8 \$ 7,824,782

9 20. EARLY WARNING SYSTEM FOR LITERACY
 10 For purposes of purchasing a statewide license for an early
 11 warning assessment and administering the early warning system
 12 for literacy established in accordance with section 279.68 and
 13 rules adopted in accordance with section 256.7, subsection 31:
 14 \$ 1,915,000

15 The department shall administer and distribute to school
 16 districts and accredited nonpublic schools the early warning
 17 assessment system that allows teachers to screen and monitor
 18 student literacy skills from prekindergarten through grade
 19 six. The department may charge school districts and accredited
 20 nonpublic schools a fee for the system not to exceed the actual
 21 costs to purchase a statewide license for the early warning
 22 assessment minus the moneys received by the department under
 23 this subsection. The fee shall be determined by dividing the
 24 actual remaining costs to purchase the statewide license for
 25 the school year by the number of pupils assessed under the
 26 system in the current fiscal year. School districts may use

27 moneys received pursuant to section 257.10, subsection 11, and
28 moneys received for purposes of implementing section 279.68,
29 subsection 2, to pay the early warning assessment system fee.
30 21. IOWA READING RESEARCH CENTER
31 a. For purposes of the Iowa reading research center in
32 order to implement, in collaboration with the area education
33 agencies, the provisions of section 256.9, subsection 49,
34 paragraph “c”:
35 \$ 1,550,176

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1 b. From moneys appropriated in this subsection, not more
2 than \$250,000 shall be used for collaborations with the state
3 board of education relating to the approval of practitioner
4 preparation programs pursuant to section 256.7, subsection 3,
5 paragraph “c”, and with the board of educational examiners for
6 the establishment and continuing oversight of the advanced
7 dyslexia specialist endorsement pursuant to section 272.2,
8 subsection 23. For the fiscal year beginning July 1, 2021, and
9 ending June 30, 2022, the center shall submit a report to the
10 general assembly and the legislative services agency detailing
11 the expenditures of moneys used for purposes of this paragraph
12 “b”.
13 c. Notwithstanding section 8.33, moneys received by the
14 department pursuant to this subsection that remain unencumbered
15 or unobligated at the close of the fiscal year shall not revert
16 but shall remain available for expenditure for the purposes
17 specified in this subsection for the following fiscal year.
18 22. COMPUTER SCIENCE PROFESSIONAL DEVELOPMENT INCENTIVE
19 FUND
20 For deposit in the computer science professional development
21 incentive fund established under section 284.6A:
22 \$ 500,000
23 23. CHILDREN'S MENTAL HEALTH SCHOOL-BASED TRAINING AND
24 SUPPORT
25 a. For distribution to area education agencies for
26 school-based children’s mental health services, including
27 mental health awareness training for educators:
28 \$ 3,183,936
29 b. Of the amount appropriated in this subsection for
30 distribution to area education agencies, \$83,936 shall be
31 used for purposes of implementing a children’s grief and loss
32 rural pilot program to serve up to 375 Iowa children in up to
33 seven rural school districts or accredited nonpublic schools.
34 The pilot program shall be administered by, and the moneys
35 allocated pursuant to this paragraph shall be distributed to,

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1 an existing statewide not-for-profit health care organization
2 that currently provides grief and loss services to children.

3 For the fiscal year beginning July 1, 2021, and ending June 30,
4 2022, the health care organization receiving moneys pursuant to
5 this paragraph shall prepare a report, in collaboration with
6 the department of education, detailing the expenditures of
7 moneys used for the purposes of this program and its outcomes,
8 which shall be submitted to the general assembly by September
9 30, 2022.

10 c. Notwithstanding section 8.33, or any other provision to
11 the contrary, moneys appropriated pursuant to 2019 Iowa Acts,
12 chapter 135, section 5, subsection 23, and 2020 Iowa Acts,
13 chapter 1121, section 1, subsection 2, for allocation to area
14 education agencies to create a clearinghouse of mental health
15 resources for use by schools and community providers that
16 remain unobligated and unexpended at the close of the fiscal
17 year beginning July 1, 2019, or at the close of the fiscal
18 year beginning July 1, 2020, shall not revert but shall remain
19 available for expenditure for the purposes specified in this
20 subsection until the close of the fiscal year beginning July
21 1, 2021.

22 24. BEST BUDDIES IOWA

23 For school districts to create opportunities for one-to-one
24 friendships, integrated employment, and leadership development
25 for students with intellectual and developmental disabilities:

26 \$ 25,000

27 The department of education shall establish criteria for
28 the distribution of moneys appropriated under this subsection
29 and shall require an organization receiving moneys under this
30 subsection to annually report student identifying data for
31 students participating in the program to the department in the
32 manner prescribed by the department as a condition of receiving
33 such moneys.

34 25. ADULT EDUCATION AND LITERACY PROGRAMS

35 For distribution as grants to community colleges for

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1 the purpose of adult basic education programs for students
2 requiring instruction in English as a second language:

3 \$ 500,000

4 In issuing grants under this subsection, the department
5 shall use the same application process and criteria as are
6 used for purposes of awarding grants to community colleges for
7 the purpose of adult basic education programs for students
8 requiring instruction in English as a second language using
9 moneys that are appropriated to the department from the Iowa
10 skilled worker and job creation fund.

11 26. MIDWESTERN HIGHER EDUCATION COMPACT

12 a. For distribution to the midwestern higher education
13 compact to pay Iowa's member state annual obligation:

14 \$ 115,000

15 b. Notwithstanding section 8.33, moneys appropriated
16 for distribution to the midwestern higher education compact

17 pursuant to this subsection that remain unencumbered or
18 unobligated at the close of the fiscal year shall not revert
19 but shall remain available for expenditure for the purpose
20 designated until the close of the succeeding fiscal year.
21 27. NONPUBLIC SCHOOL CONCURRENT ENROLLMENT PAYMENTS TO
22 COMMUNITY COLLEGES
23 For payments to community colleges for the concurrent
24 enrollment of accredited nonpublic school students under
25 section 261E.8, subsection 2, paragraph “b”:
26 \$ 1,000,000
27 Notwithstanding section 8.33, moneys received by the
28 department pursuant to this subsection that remain unencumbered
29 or unobligated at the close of the fiscal year shall not revert
30 but shall remain available for expenditure for the purposes
31 specified in this subsection for the following fiscal year.
32 28. COMMUNITY COLLEGES
33 For general state financial aid to merged areas as defined in
34 section 260C.2 in accordance with chapters 258 and 260C:
35 \$215,158,161

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1 Notwithstanding the allocation formula in section 260C.18C,
2 the moneys appropriated in this subsection shall be allocated
3 as follows:
4 a. Merged Area I
5 \$ 10,591,082
6 b. Merged Area II
7 \$ 10,697,390
8 c. Merged Area III
9 \$ 9,874,933
10 d. Merged Area IV
11 \$ 4,885,250
12 e. Merged Area V
13 \$ 12,209,860
14 f. Merged Area VI
15 \$ 9,495,500
16 g. Merged Area VII
17 \$ 14,478,952
18 h. Merged Area IX
19 \$ 18,363,876
20 i. Merged Area X
21 \$ 33,626,681
22 j. Merged Area XI
23 \$ 36,393,873
24 k. Merged Area XII
25 \$ 11,943,091
26 l. Merged Area XIII
27 \$ 13,022,781
28 m. Merged Area XIV
29 \$ 4,979,075
30 n. Merged Area XV

31 \$ 15,583,807
 32 o. Merged Area XVI
 33 \$ 9,012,010
 34 Sec. 7. LIMITATIONS OF STANDING APPROPRIATION FOR AT-RISK
 35 CHILDREN. Notwithstanding the standing appropriation in

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1 section 279.51 for the fiscal year beginning July 1, 2021, and
 2 ending June 30, 2022, the amount appropriated from the general
 3 fund of the state to the department of education for programs
 4 for at-risk children under section 279.51 shall be not more
 5 than \$10,524,389. The amount of any reduction in this section
 6 shall be prorated among the programs specified in section
 7 279.51, subsection 1, paragraphs “a”, “b”, and “c”.
 8 Sec. 8. 2019 Iowa Acts, chapter 135, section 5, subsection
 9 27, as amended by 2020 Iowa Acts, chapter 1121, section 76,
 10 subsection 27, is amended to read as follows:
 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 Notwithstanding section 8.33, moneys appropriated in this
 19 subsection that remain unencumbered or unobligated at the close
 20 of the fiscal year shall not revert but shall remain available
 21 for expenditure for the purposes designated until the close of
 22 the fiscal year that begins July 1, ~~2020~~ 2021.
 23 Sec. 9. 2020 Iowa Acts, chapter 1108, section 13, is amended
 24 to read as follows:
 25 SEC. 13. DEPARTMENT OF EDUCATION — THERAPEUTIC CLASSROOM
 26 INCENTIVE FUND. There is appropriated from the general fund of
 27 the state to the department of education for the fiscal year
 28 beginning July 1, 2021, and ending June 30, 2022, the following
 29 amount, or so much thereof as is necessary, to be used for the
 30 purposes designated:
 31 For deposit in the therapeutic classroom incentive fund
 32 established pursuant to section 256.25, as enacted by this Act:
 33 ~~\$ 1,582,650~~
 34 1,626,075
 35 STATE BOARD OF REGENTS

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1 Sec. 10. There is appropriated from the general fund of
 2 the state to the state board of regents for the fiscal year
 3 beginning July 1, 2021, and ending June 30, 2022, the following
 4 amounts, or so much thereof as is necessary, to be used for the
 5 purposes designated:
 6 1. OFFICE OF STATE BOARD OF REGENTS

7 a. For salaries, support, maintenance, and miscellaneous
8 purposes, and for not more than the following full-time
9 equivalent positions:
10 \$ 764,642
11 FTEs 2.48
12 For the fiscal year beginning July 1, 2021, and ending June
13 30, 2022, the state board of regents shall submit a quarterly
14 financial report to the general assembly and the legislative
15 services agency in a format agreed upon by the state board
16 of regents office and the legislative services agency. The
17 report submitted for the quarter ending December 31, 2021,
18 shall include the five-year graduation rates for the regents
19 universities.
20 b. For distribution to the western Iowa regents resource
21 center:
22 \$ 268,297
23 c. For distribution to Iowa public radio for public radio
24 operations:
25 \$ 345,669
26 d. For the fiscal year beginning July 1, 2021, and ending
27 June 30, 2022, the state board of regents and the institutions
28 of higher learning governed by the state board are prohibited
29 from reducing moneys budgeted for fiscal year 2021-2022 for the
30 universities' police departments.
31 2. STATE UNIVERSITY OF IOWA
32 a. General university
33 For salaries, support, maintenance, equipment, financial
34 aid, and miscellaneous purposes, and for not more than the
35 following full-time equivalent positions:

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1 \$215,605,480
2 FTEs 5,058.55
3 b. Oakdale campus
4 For salaries, support, maintenance, and miscellaneous
5 purposes, and for not more than the following full-time
6 equivalent positions:
7 \$ 2,103,819
8 FTEs 38.25
9 c. State hygienic laboratory
10 For salaries, support, maintenance, and miscellaneous
11 purposes, and for not more than the following full-time
12 equivalent positions:
13 \$ 4,822,610
14 FTEs 102.51
15 d. Family practice program
16 For allocation by the dean of the college of medicine, with
17 approval of the advisory board, to qualified participants
18 to carry out the provisions of chapter 148D for the family
19 practice residency education program, including salaries
20 and support, and for not more than the following full-time

21 equivalent positions:
 22 \$ 1,720,598
 23 FTEs 2.71
 24 e. Child health care services
 25 For specialized child health care services, including
 26 childhood cancer diagnostic and treatment network programs,
 27 rural comprehensive care for hemophilia patients, and the
 28 Iowa high-risk infant follow-up program, including salaries
 29 and support, and for not more than the following full-time
 30 equivalent positions:
 31 \$ 634,502
 32 FTEs 4.16
 33 f. Statewide cancer registry
 34 For the statewide cancer registry, and for not more than the
 35 following full-time equivalent positions:

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1 \$ 143,410
 2 FTEs 2.10
 3 g. Substance abuse consortium
 4 For distribution to the Iowa consortium for substance abuse
 5 research and evaluation, and for not more than the following
 6 full-time equivalent positions:
 7 \$ 53,427
 8 FTEs 0.99
 9 h. Center for biocatalysis
 10 For the center for biocatalysis, and for not more than the
 11 following full-time equivalent positions:
 12 \$ 696,342
 13 FTEs 6.28
 14 i. Primary health care initiative
 15 For the primary health care initiative in the college
 16 of medicine, and for not more than the following full-time
 17 equivalent positions:
 18 \$ 624,374
 19 FTEs 6.23
 20 From the moneys appropriated in this lettered paragraph,
 21 \$254,889 shall be allocated to the department of family
 22 practice at the state university of Iowa college of medicine
 23 for family practice faculty and support staff.
 24 j. Birth defects registry
 25 For the birth defects registry, and for not more than the
 26 following full-time equivalent positions:
 27 \$ 36,839
 28 FTEs 0.38
 29 k. Larned A. Waterman Iowa nonprofit resource center
 30 For the Larned A. Waterman Iowa nonprofit resource center,
 31 and for not more than the following full-time equivalent
 32 positions:
 33 \$ 156,389
 34 FTEs 2.75

35 1. Iowa online advanced placement academy science,

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1 technology, engineering, and mathematics initiative
2 For the Iowa online advanced placement academy science,
3 technology, engineering, and mathematics initiative established
4 pursuant to section 263.8A:
5 \$ 463,616
6 m. Iowa flood center
7 For the Iowa flood center for use by the university's college
8 of engineering pursuant to section 466C.1:
9 \$ 1,154,593
10 3. IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY
11 a. General university
12 For salaries, support, maintenance, equipment, financial
13 aid, and miscellaneous purposes, and for not more than the
14 following full-time equivalent positions:
15 \$172,144,766
16 FTEs 3,647.42
17 b. Agricultural experiment station
18 For the agricultural experiment station salaries, support,
19 maintenance, and miscellaneous purposes, and for not more than
20 the following full-time equivalent positions:
21 \$ 29,462,535
22 FTEs 546.98
23 c. Cooperative extension service in agriculture and home
24 economics
25 For the cooperative extension service in agriculture
26 and home economics salaries, support, maintenance, and
27 miscellaneous purposes, and for not more than the following
28 full-time equivalent positions:
29 \$ 18,157,366
30 FTEs 385.34
31 From the moneys appropriated in this lettered paragraph,
32 \$150,000 shall be used for the costs incurred by the Iowa
33 agricultural extension association as host of the 2023 national
34 meeting of the national association of county agricultural
35 agents.

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1 4. UNIVERSITY OF NORTHERN IOWA
2 a. General university
3 For salaries, support, maintenance, equipment, financial
4 aid, and miscellaneous purposes, and for not more than the
5 following full-time equivalent positions:
6 \$ 98,296,620
7 FTEs 1,250.28
8 b. Recycling and reuse center
9 For purposes of the recycling and reuse center, and for not
10 more than the following full-time equivalent positions:

11 \$ 172,768
 12 FTEs 1.93
 13 c. Science, technology, engineering, and mathematics (STEM)
 14 collaborative initiative
 15 For purposes of the science, technology, engineering,
 16 and mathematics (STEM) collaborative initiative established
 17 pursuant to section 268.7, and for not more than the following
 18 full-time equivalent positions:
 19 \$ 6,354,848
 20 FTEs 5.50
 21 (1) Except as otherwise provided in this lettered
 22 paragraph, the moneys appropriated in this lettered paragraph
 23 shall be expended for salaries, staffing, institutional
 24 support, activities directly related to recruitment of
 25 kindergarten through grade 12 mathematics and science teachers,
 26 and for ongoing mathematics and science programming for
 27 students enrolled in kindergarten through grade 12.
 28 (2) The university of northern Iowa shall work with the
 29 community colleges to develop STEM professional development
 30 programs for community college instructors and STEM curriculum
 31 development.
 32 (3) From the moneys appropriated in this lettered
 33 paragraph, not less than \$500,000 shall be used to provide
 34 technology education opportunities to high school,
 35 career academy, and community college students through a

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1 public-private partnership, as well as opportunities for
 2 students and faculties at these institutions to secure
 3 broad-based information technology certification. The
 4 partnership shall provide all of the following:
 5 (a) A research-based curriculum.
 6 (b) Online access to the curriculum.
 7 (c) Instructional software for classroom and student use.
 8 (d) Certification of skills and competencies in a broad base
 9 of information technology-related skill areas.
 10 (e) Professional development for teachers.
 11 (f) Deployment and program support, including but not
 12 limited to integration with current curriculum standards.
 13 (4) Notwithstanding section 8.33, of the moneys
 14 appropriated in this paragraph "c" that remain unencumbered
 15 or unobligated at the close of the fiscal year, an amount
 16 equivalent to not more than 5 percent of the amount
 17 appropriated in this paragraph "c" shall not revert but shall
 18 remain available for expenditure for summer programs for
 19 students until the close of the succeeding fiscal year.
 20 d. Real estate education program
 21 For purposes of the real estate education program, and for
 22 not more than the following full-time equivalent positions:
 23 \$ 123,523
 24 FTEs 0.86

25 5. IOWA SCHOOL FOR THE DEAF
 26 For salaries, support, maintenance, and miscellaneous
 27 purposes, and for not more than the following full-time
 28 equivalent positions:
 29 \$ 10,789,039
 30 FTEs 120.00
 31 6. IOWA BRAILLE AND SIGHT SAVING SCHOOL
 32 For salaries, support, maintenance, and miscellaneous
 33 purposes, and for not more than the following full-time
 34 equivalent positions:
 35 \$ 4,540,886

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1 FTEs 62.20
 2 Sec. 11. ENERGY COST-SAVINGS PROJECTS — FINANCING. For
 3 the fiscal year beginning July 1, 2021, and ending June 30,
 4 2022, the state board of regents may use notes, bonds, or
 5 other evidences of indebtedness issued under section 262.48 to
 6 finance projects that will result in energy cost savings in an
 7 amount that will cause the state board to recover the cost of
 8 the projects within an average of six years.
 9 Sec. 12. PRESCRIPTION DRUG COSTS. The department of
 10 administrative services shall pay the Iowa school for the
 11 deaf and the Iowa braille and sight saving school the moneys
 12 collected from the counties during the fiscal year beginning
 13 July 1, 2021, for expenses relating to prescription drug costs
 14 for students attending the Iowa school for the deaf and the
 15 Iowa braille and sight saving school.
 16 Sec. 13. Section 256I.8, subsection 1, paragraph c,
 17 subparagraph (3), Code 2021, is amended to read as follows:
 18 (3) Identify federal, state, local, and private funding
 19 sources ~~including funding estimates~~ available in the early
 20 childhood Iowa area that will be used to provide services to
 21 children from zero through age five.
 22 Sec. 14. Section 256I.11, subsection 3, Code 2021, is
 23 amended to read as follows:
 24 3. Unless a different amount is authorized by law, up to
 25 ~~three~~ five percent of the school ready children grant moneys
 26 distributed to an area board may be used by the area board for
 27 administrative costs.
 28 Sec. 15. Section 257.11, subsection 5, paragraph a,
 29 subparagraph (1), Code 2021, is amended to read as follows:
 30 (1) In order to provide additional funding to increase
 31 student opportunities and redirect more resources to student
 32 programming for school districts that share operational
 33 functions, a district that shares with a political subdivision
 34 one or more operational functions of a curriculum director,
 35 master social worker, independent social worker, mental

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1 health professional who holds a statement of recognition
2 issued by the board of educational examiners, or school
3 counselor, or one or more operational functions in the areas
4 of superintendent management, business management, human
5 resources, transportation, or operation and maintenance for at
6 least twenty percent of the school year shall be assigned a
7 supplementary weighting for each shared operational function.
8 A school district that shares an operational function in
9 the area of superintendent management shall be assigned a
10 supplementary weighting of eight pupils for the function. A
11 school district that shares an operational function in the area
12 of business management, human resources, transportation, or
13 operation and maintenance shall be assigned a supplementary
14 weighting of five pupils for the function. A school district
15 that shares the operational functions of a curriculum
16 director; a master social worker or an independent social
17 worker licensed under chapters 147 and 154C; a mental health
18 professional who holds a statement of recognition issued by
19 the board of educational examiners; or a school counselor
20 shall be assigned a supplementary weighting of three pupils
21 for the function. The additional weighting shall be assigned
22 for each discrete operational function shared. However, a
23 school district may receive the additional weighting under this
24 subsection for sharing the services of an individual with a
25 political subdivision even if the type of operational function
26 performed by the individual for the school district and the
27 type of operational function performed by the individual
28 for the political subdivision are not the same operational
29 function, so long as both operational functions are eligible
30 for weighting under this subsection. In such case, the school
31 district shall be assigned the additional weighting for the
32 type of operational function that the individual performs for
33 the school district, and the school district shall not receive
34 additional weighting for any other function performed by the
35 individual. The operational function sharing arrangement does

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1 not need to be a newly implemented sharing arrangement to
2 receive supplementary weighting under this subsection.
3 Sec. 16. Section 261.25, subsections 1 and 2, Code 2021, are
4 amended to read as follows:
5 1. There is appropriated from the general fund of the state
6 to the commission for each fiscal year the sum of ~~forty-seven~~
7 ~~forty-eight~~ million ~~seven~~ ~~eight~~ hundred ~~three~~ ~~ninety-six~~
8 thousand ~~four~~ hundred ~~sixty-three~~ fifty dollars for tuition
9 grants to qualified students who are enrolled in accredited
10 private institutions.
11 2. There is appropriated from the general fund of the state
12 to the commission for each fiscal year the sum of four hundred

13 ~~twenty-six~~ fifty-six thousand two hundred twenty dollars for
14 tuition grants for qualified students who are enrolled in
15 eligible institutions. Of the moneys appropriated under this
16 subsection, not more than ~~eighty one hundred~~ thousand dollars
17 annually shall be used for tuition grants to qualified students
18 who are attending an eligible institution under section 261.9,
19 subsection 3, paragraph "b".

20 Sec. 17. Section 261.87, subsection 1, paragraph d,
21 subparagraphs (1), (2), (3), and (4), Code 2021, are amended
22 to read as follows:

23 (1) Is the child or stepchild of a peace officer, as
24 defined in section 97A.1, who was killed in the line of duty
25 as determined by the board of trustees of the Iowa department
26 of public safety peace officers' retirement, accident, and
27 disability system in accordance with section 97A.6, subsection
28 16.

29 (2) Is the child or stepchild of a police officer or a fire
30 fighter, as each is defined in section 411.1, who was killed in
31 the line of duty as determined by the statewide fire and police
32 retirement system in accordance with section 411.6, subsection
33 15.

34 (3) Is the child or stepchild of a sheriff or deputy sheriff
35 as each is defined in section 97B.49C, who was killed in

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1 the line of duty as determined by the Iowa public employees'
2 retirement system in accordance with section 97B.52, subsection
3 2.

4 (4) Is the child or stepchild of a fire fighter or police
5 officer included under section 97B.49B, who was killed in
6 the line of duty as determined by the Iowa public employees'
7 retirement system in accordance with section 97B.52, subsection
8 2.

9 Sec. 18. Section 261.87, subsection 1, paragraph d, Code
10 2021, is amended by adding the following new subparagraph:
11 NEW SUBPARAGRAPH. (5) Is the child or stepchild of an
12 employee of the Iowa department of corrections, or of a
13 judicial district department of correctional services, who was
14 killed in the line of duty.

15 Sec. 19. Section 261.87, subsection 1, Code 2021, is amended
16 by adding the following new paragraph:
17 NEW PARAGRAPH. i. "Stepchild" means the same as defined in
18 section 450.1.

19 Sec. 20. Section 261.132, Code 2021, is amended by adding
20 the following new subsection:
21 NEW SUBSECTION. 6. *New awards prohibited.* For the fiscal
22 year beginning July 1, 2021, and each succeeding fiscal year,
23 the commission shall not award a future ready Iowa skilled
24 workforce grant to any new applicant, but may award a future
25 ready Iowa skilled workforce grant to an applicant who received
26 a grant awarded under the program in the fiscal year beginning

27 July 1, 2020, and who continues to meet the eligibility
28 requirements of this section.
29 Sec. 21. Section 284.13, subsection 1, paragraphs a, b, c,
30 e, f, and g, Code 2021, are amended to read as follows:
31 *a.* For the fiscal year beginning July 1, ~~2019~~ 2021, and
32 ending June 30, ~~2020~~ 2022, to the department, the amount of
33 five hundred eight thousand two hundred fifty dollars for the
34 issuance of national board certification awards in accordance
35 with section 256.44. Of the amount allocated under this

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1 paragraph, not less than eighty-five thousand dollars shall
2 be used to administer the ambassador to education position in
3 accordance with section 256.45.
4 *b.* For the fiscal year beginning July 1, ~~2019~~ 2021, and
5 ending June 30, ~~2020~~ 2022, up to seven hundred twenty-eight
6 thousand two hundred sixteen dollars to the department for
7 purposes of implementing the professional development program
8 requirements of section 284.6, assistance in developing model
9 evidence for teacher quality committees established pursuant to
10 section 284.4, subsection 1, paragraph “b”, and the evaluator
11 training program in section 284.10. A portion of the funds
12 allocated to the department for purposes of this paragraph may
13 be used by the department for administrative purposes and for
14 not more than four full-time equivalent positions.
15 *c.* For the fiscal year beginning July 1, ~~2019~~ 2021,
16 and ending June 30, ~~2020~~ 2022, an amount up to one million
17 seventy-seven thousand eight hundred ten dollars to the
18 department for the establishment of teacher development
19 academies in accordance with section 284.6, subsection 10. A
20 portion of the funds allocated to the department for purposes
21 of this paragraph may be used for administrative purposes.
22 *e.* For the fiscal year beginning July 1, ~~2019~~ 2021, and
23 ending June 30, ~~2020~~ 2022, to the department an amount up to
24 twenty-five thousand dollars for purposes of the fine arts
25 beginning teacher mentoring program established under section
26 256.34.
27 *f.* For the fiscal year beginning July 1, ~~2019~~ 2021, and
28 ending June 30, ~~2020~~ 2022, to the department an amount up
29 to six hundred twenty-six thousand one hundred ninety-one
30 dollars shall be used by the department for a delivery system,
31 in collaboration with area education agencies, to assist in
32 implementing the career paths and leadership roles considered
33 pursuant to sections 284.15, 284.16, and 284.17, including but
34 not limited to planning grants to school districts and area
35 education agencies, technical assistance for the department,

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1 technical assistance for districts and area education agencies,
2 training and staff development, and the contracting of external

3 expertise and services. In using moneys allocated for purposes
4 of this paragraph, the department shall give priority to school
5 districts with certified enrollments of fewer than six hundred
6 students. A portion of the moneys allocated annually to the
7 department for purposes of this paragraph may be used by the
8 department for administrative purposes and for not more than
9 five full-time equivalent positions.

10 g. For the fiscal year beginning July 1, ~~2020~~ 2022, and
11 for each subsequent fiscal year, to the department, ten
12 million dollars for purposes of implementing the supplemental
13 assistance for high-need schools provisions of section 284.11.
14 Annually, of the moneys allocated to the department for
15 purposes of this paragraph, up to one hundred thousand dollars
16 may be used by the department for administrative purposes and
17 for not more than one full-time equivalent position.

18 Sec. 22. TASK FORCE ON GROWING A DIVERSE PREK-12 TEACHER
19 BASE IN IOWA.

20 1. The director of the department of education, in
21 consultation with Iowa jobs for America's graduates, shall
22 convene a task force on growing a diverse prekindergarten
23 through grade twelve teacher base in Iowa.

24 2. The director of the department of education or the
25 director's designee shall serve as the chairperson of the task
26 force. The department of education shall provide staffing
27 services for the task force.

28 3. The task force shall, at a minimum, consist of the
29 following members:

30 a. Representatives from public and private institutions of
31 higher education engaged in practitioner preparation.

32 b. Representatives from state agencies engaged in
33 practitioner preparation and licensure.

34 c. Representatives from area education agencies and
35 school districts, including but not limited to teachers,

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1 administrators, and counselors, particularly those involved in
2 competency-based education.

3 d. Representatives from apprenticeship programs and
4 workforce development organizations.

5 e. Representatives from organizations that provide direct
6 student support leading to graduation and career pathways or
7 that provide remedial academic and career support outside the
8 traditional classroom or school day.

9 f. Representatives from community-based organizations that
10 have demonstrated expertise and effectiveness in the field of
11 workforce development.

12 g. Persons representing current teachers, administrators,
13 and school board members.

14 4. The task force shall do all of the following:

15 a. Develop a framework that expands opportunities for
16 a more diverse teacher workforce and establishes a unique

17 teacher career pathway for participants to achieve a bachelor's
18 degree and teacher licensure while engaged meaningfully in the
19 education system.
20 b. Demonstrate how the proposed pathway maintains a
21 high-quality standard of learning and teacher preparation for
22 all participants.
23 c. Recommend methods to attract, engage, and retain a high
24 number of participants to make up a diverse teacher workforce
25 that reflects the growing diverse population of students across
26 Iowa, both rural and urban.
27 d. Recommend a pilot or experimental opportunity for a
28 finite group of participants during the 2022-2023 school year
29 that may be developed within an organization such as Iowa jobs
30 for America's graduates.
31 5. The task force shall submit a report regarding
32 its findings and recommendations, including any proposed
33 legislative or administrative rule changes, to the governor,
34 the general assembly, and the state board of education by
35 December 15, 2021.

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1 Sec. 23. INTERIM STUDY COMMITTEE — REGENTS UNIVERSITIES.

2 1. The legislative council is requested to establish an
3 interim study committee to examine the administrative costs,
4 staffing levels, and allocation of staff at the institutions of
5 higher learning governed by the state board of regents, as well
6 as the graduation and student retention rates for each academic
7 program at each such institution of higher learning.
8 2. The interim study committee shall submit a report,
9 including findings and recommendations, to the general assembly
10 by December 15, 2021, for the 2022 legislative session.

11 Sec. 24. EFFECTIVE DATES. The following, being deemed of
12 immediate importance, take effect upon enactment:

13 1. The section of this division of this Act transferring
14 moneys to the future ready Iowa skilled workforce last-dollar
15 scholarship fund established pursuant to section 261.131.
16 2. The section of this division of this Act amending 2019
17 Iowa Acts, chapter 135, section 5, subsection 27, as amended by
18 2020 Iowa Acts, chapter 1121, section 76, subsection 27.

19 Sec. 25. RETROACTIVE APPLICABILITY. The following apply
20 retroactively to July 1, 2020:

21 1. The section of this division of this Act enacting section
22 261.87, subsection 1, paragraph "d", subparagraph (5).
23 2. The section of this division of this Act enacting section
24 261.87, subsection 1, paragraph "i".

25 3. The section of this division of this Act transferring
26 moneys to the future ready Iowa skilled workforce last-dollar
27 scholarship fund established pursuant to section 261.131.

28 DIVISION II

29 WORKFORCE TRAINING PROGRAMS — APPROPRIATIONS FY 2021-2022

30 Sec. 26. There is appropriated from the Iowa skilled worker

31 and job creation fund created in section 8.75 to the following
 32 departments, agencies, and institutions for the fiscal year
 33 beginning July 1, 2021, and ending June 30, 2022, the following
 34 amounts, or so much thereof as is necessary, to be used for the
 35 purposes designated:

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1 1. COLLEGE STUDENT AID COMMISSION
 2 For purposes of providing skilled workforce shortage tuition
 3 grants in accordance with section 261.130:
 4 \$ 5,000,000
 5 2. DEPARTMENT OF EDUCATION
 6 a. For deposit in the workforce training and economic
 7 development funds created pursuant to section 260C.18A:
 8 \$ 15,100,000
 9 From the moneys appropriated in this lettered paragraph
 10 “a”, not more than \$100,000 shall be used by the department
 11 for administration of the workforce training and economic
 12 development funds created pursuant to section 260C.18A.
 13 b. For distribution to community colleges for the purposes
 14 of implementing adult education and literacy programs pursuant
 15 to section 260C.50:
 16 \$ 5,500,000
 17 (1) From the moneys appropriated in this lettered paragraph
 18 “b”, \$3,883,000 shall be allocated pursuant to the formula
 19 established in section 260C.18C.
 20 (2) From the moneys appropriated in this lettered paragraph
 21 “b”, not more than \$150,000 shall be used by the department
 22 for implementation of adult education and literacy programs
 23 pursuant to section 260C.50.
 24 (3) From the moneys appropriated in this lettered paragraph
 25 “b”, not more than \$1,257,000 shall be distributed as grants
 26 to community colleges for the purpose of adult basic education
 27 programs for students requiring instruction in English
 28 as a second language. The department shall establish an
 29 application process and criteria to award grants pursuant to
 30 this subparagraph to community colleges. The criteria shall be
 31 based on need for instruction in English as a second language
 32 in the region served by each community college as determined by
 33 factors including data from the latest federal decennial census
 34 and outreach efforts to determine regional needs.
 35 (4) From the moneys appropriated in this lettered paragraph

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1 “b”, \$210,000 shall be transferred to the department of human
 2 services for purposes of administering a program to provide
 3 access to international resources to Iowans and new Iowans
 4 to provide economic and leadership development resulting in
 5 Iowa being a more inclusive and welcoming place to live, work,
 6 and raise a family. The program shall provide supplemental

7 support services for international refugees to improve
8 learning, English literacy, life skills, cultural competencies,
9 and integration in a county with a population over 350,000
10 as determined by the 2010 federal decennial census. The
11 department of human services shall utilize a request for
12 proposals process to identify the entity best qualified to
13 implement the program.
14 c. For capital projects at community colleges that meet the
15 definition of the term “vertical infrastructure” in section
16 8.57, subsection 5, paragraph “c”:
17 \$ 6,000,000
18 Moneys appropriated in this lettered paragraph shall be
19 disbursed pursuant to section 260G.6, subsection 3. Projects
20 that qualify for moneys appropriated in this lettered paragraph
21 shall include at least one of the following:
22 (1) Accelerated career education program capital projects.
23 (2) Major renovations and major repair needs, including
24 health, life, and fire safety needs, including compliance with
25 the federal Americans With Disabilities Act.
26 d. For deposit in the pathways for academic career and
27 employment fund established pursuant to section 260H.2:
28 \$ 5,000,000
29 From the moneys appropriated in this lettered paragraph “d”,
30 not more than \$200,000 shall be allocated by the department
31 for implementation of regional industry sector partnerships
32 pursuant to section 260H.7B and for not more than one full-time
33 equivalent position.
34 e. For deposit in the gap tuition assistance fund
35 established pursuant to section 260I.2:

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1 \$ 2,000,000
2 f. For deposit in the statewide work-based learning
3 intermediary network fund created pursuant to section 256.40:
4 \$ 1,500,000
5 From the moneys appropriated in this lettered paragraph
6 “f”, not more than \$50,000 shall be used by the department to
7 provide statewide support for work-based learning.
8 g. For support costs associated with administering a
9 workforce preparation outcome reporting system for the purpose
10 of collecting and reporting data relating to the educational
11 and employment outcomes of workforce preparation programs
12 receiving moneys pursuant to this subsection:
13 \$ 200,000
14 3. Notwithstanding section 8.33, moneys appropriated
15 in this section of this division of this Act that remain
16 unencumbered or unobligated at the close of the fiscal year
17 shall not revert but shall remain available for expenditure
18 for the purposes designated until the close of the succeeding
19 fiscal year.

20

DIVISION III

21 ACCOUNTABILITY AND ADMINISTRATIVE MEASURES — FEES

22 Sec. 27. Section 256.9, Code 2021, is amended by adding the
23 following new subsections:

24 NEW SUBSECTION. 63. Develop and make available on the
25 department's internet site general guidance for parents,
26 guardians, and community members who have concerns about school
27 districts or their governing boards.

28 NEW SUBSECTION. 64. Develop and distribute to school
29 districts standards of practice for equity coordinators
30 employed by school districts. To provide consistency in
31 training statewide, the director shall also develop and
32 distribute to school districts a training program on free
33 speech under the first amendment which shall be used by school
34 districts to provide training pursuant to section 279.75.

35 Sec. 28. Section 256.11, subsections 10 and 11, Code 2021,

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1 are amended by striking the subsections and inserting in lieu
2 thereof the following:

3 10. The state board shall establish, and the department
4 shall use, for the school year commencing July 1, 2021, and
5 each succeeding school year, an accreditation, monitoring,
6 and enforcement process for school districts and nonpublic
7 schools seeking accreditation pursuant to this subsection and
8 subsections 11 and 12. The process established shall include
9 all of the following requirements:

10 *a. Phase I monitoring.*

11 (1) Phase I monitoring shall consist of annual monitoring by
12 the department of all accredited schools and school districts
13 for compliance with state and federal school laws, regulations,
14 and rules adopted by the state board under chapter 17A,
15 including but not limited to the following:

16 (a) Accreditation standards adopted by the state board as
17 provided in this section.

18 (b) Fiscal compliance.

19 (c) Federal education laws including but not limited to the
20 federal Elementary and Secondary Education Act of 1965, and the
21 federal Individuals with Disabilities Education Act, 20 U.S.C.
22 §1400 et seq., as amended.

23 (d) The federal Civil Rights Act of 1964 and chapter 216.

24 (e) All other requirements of this title applicable to
25 accredited schools and school districts.

26 (2) Phase I monitoring may include but shall not be limited
27 to the following:

28 (a) One or more desk audits requiring submission of
29 information to the department in a manner and on forms
30 prescribed by the department.

31 (b) One or more remote or on-site visits to schools or
32 school districts to address accreditation issues identified in
33 a desk audit. Such a visit may be conducted by an individual
34 departmental consultant or may be a comprehensive site visit

35 by a team of departmental consultants and other subject-matter

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1 professionals.
2 (c) A review of district finances by department staff or a
3 neutral third party.
4 (d) A review of local school board policies and procedures
5 by department staff or a neutral third party.
6 (3) The department shall provide a public report annually of
7 findings of noncompliance and required corrective actions for
8 each accredited school and school district. The purpose of the
9 phase I process is to bring schools and school districts into
10 minimum compliance with federal and state laws, regulations,
11 and rules and no citation or corrective action may be designed
12 to require more than minimum compliance.
13 (4) The department shall provide a written report
14 annually to the state board of any monitoring review resulting
15 in multiple or substantial findings of noncompliance or
16 noncompliance findings that remain uncorrected for more
17 than thirty days past the deadline set by the department for
18 correction.
19 (5) The department shall eliminate duplicative reporting
20 on the part of schools and school districts for phase I
21 monitoring, and is prohibited from collecting information not
22 specifically permitted by federal or state law, regulation, or
23 rule.
24 (6) Enforcement actions under phase I monitoring are
25 limited to actions permitted pursuant to paragraph "c",
26 subparagraphs (2) and (3). Violations of federal legal
27 requirements shall follow the procedures and limitations of the
28 governing statute.
29 *b. Phase II monitoring.*
30 (1) Phase II monitoring shall take place when any of the
31 following conditions are present:
32 (a) When either the annual monitoring or the biennial
33 on-site visit of phase I indicates that an accredited school or
34 school district is deficient and fails to be in compliance with
35 accreditation standards.

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1 (b) In response to a petition filed with the director
2 requesting such an accreditation committee visitation that is
3 signed by eligible electors residing in the school district
4 equal in number to at least twenty percent of the registered
5 voters of the school district.
6 (c) In response to a petition filed with the director
7 requesting such an accreditation committee visitation that is
8 signed by twenty percent or more of the parents or guardians
9 who have children enrolled in the school or school district.
10 (d) At the direction of the state board.

11 (e) The school budget review committee submits to the
12 department a recommendation for a fiscal review pursuant to
13 section 257.31, subsection 18.
14 (2) Phase II monitoring shall consist of a full desk audit
15 of all monitoring requirements and an on-site visit to the
16 school or school district for the purpose of determining the
17 extent of noncompliance, the reason for lack of correction, if
18 applicable, and a recommendation for corrective action to the
19 director and the state board.
20 (3) Phase II monitoring requires the use of an accreditation
21 committee appointed by the director. The accreditation
22 committee shall be made up primarily of department staff but
23 may request the assistance of third-party specialists at the
24 discretion of the director. An accreditation committee visit
25 to a nonpublic school requires membership on the committee
26 from nonpublic school instructional or administrative staff or
27 board members. A member of a committee shall not have a direct
28 interest in the school district or nonpublic school being
29 visited.
30 (4) After visiting the school district or nonpublic
31 school, the accreditation committee shall, within thirty
32 days, determine whether the accreditation standards have been
33 met and shall make a report to the director, together with a
34 recommendation on what enforcement actions, if any, should be
35 recommended to the state board.

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1 *c. Enforcement.*
2 (1) The department shall enforce the laws, regulations,
3 and rules applicable to school districts and nonpublic schools
4 consistent with the process outlined in this subsection. The
5 department shall coordinate its enforcement of chapter 216 with
6 the Iowa state civil rights commission to reduce duplication
7 of efforts.
8 (2) If, after having an opportunity to correct, if
9 permitted, a school district is found to be in noncompliance
10 with federal education laws including but not limited to the
11 federal Elementary and Secondary Education Act of 1965, the
12 federal Individuals with Disabilities Education Act, 20 U.S.C.
13 §1400 et seq., as amended, the federal Civil Rights Act of
14 1964, chapter 216, section 279.73 if enacted by House File 744,
15 or section 279.74 if enacted by House File 802, the director
16 shall recommend, and the state board may do, one of the
17 following within thirty days of the finding of noncompliance:
18 (a) Impose conditions on funding provided to a school
19 district, including directing the use of school district funds
20 and designating the school district a high-risk grantee under
21 2 C.F.R. §200.207.
22 (b) Withhold payment of state or federal funds to a
23 school district, in whole or in part, until noncompliance
24 is corrected. Initial withholding of state funds is at the

25 discretion of the director for a period of sixty calendar days,
26 after which it is subject to approval of the state board every
27 sixty calendar days. Withholding of federal funds is subject
28 to the governing federal statute or regulation.
29 (3) The director may use any of the following permitted
30 enforcement mechanisms and shall exercise discretion to ensure
31 that enforcement actions are proportionate to school district
32 or nonpublic school noncompliance:
33 (a) Advise the school district or nonpublic school on the
34 availability of appropriate technical assistance.
35 (b) Require the school district or nonpublic school to

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1 complete a corrective action plan or plan for improvement by
2 a reasonable deadline.
3 (c) Recommend a phase II visit to the school district or
4 nonpublic school to the state board.
5 (d) Refer conduct of school district or nonpublic school
6 staff or school board members, or school authorities, to the
7 office of the attorney general for investigation.
8 (e) Refer financial concerns to the auditor of state for
9 investigation.
10 (f) Recommend removal of accreditation of the school
11 district or school to the state board.
12 (g) Take any other enforcement mechanism available to the
13 director.
14 (4) The department shall focus enforcement activities on
15 all of the following:
16 (a) Improving educational results for children, families,
17 and students.
18 (b) Ensuring that public agencies and their governing
19 boards meet requirements of state and federal laws.
20 11. a. If the recommendation pursuant to subsection 10
21 is that a school district or nonpublic school not remain
22 accredited, the accreditation committee shall provide the
23 school district or nonpublic school with a report that includes
24 a list of all of the deficiencies, a plan prescribing the
25 actions that must be taken to correct the deficiencies, and
26 a deadline date for completion of the prescribed actions.
27 The accreditation committee shall advise the school district
28 or nonpublic school of available resources and technical
29 assistance to improve areas of weakness. The school district
30 or nonpublic school shall be provided with the opportunity
31 to respond to the accreditation committee's report. The
32 director shall review the accreditation committee's report
33 and the response of the school district or nonpublic school
34 and shall provide a report to the state board along with
35 copies of the accreditation committee's report, the response

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1 to the accreditation committee's report, and other pertinent
2 information. At the request of the school district or
3 nonpublic school, the school district or nonpublic school may
4 appear before the state board and address the state board
5 directly regarding any part of the plan specified in the
6 report. The state board may modify the plan. During the
7 period of time specified in the plan for its implementation by
8 a school district or nonpublic school, the school district or
9 school shall remain accredited.

10 b. The accreditation committee shall revisit the school
11 district or nonpublic school and shall determine whether the
12 deficiencies in the standards have been corrected.

13 c. The accreditation team shall make a report and
14 recommendation to the director and the state board. The
15 committee recommendation shall specify whether the school
16 district or nonpublic school shall remain accredited. For a
17 school district, the committee report and recommendation shall
18 also specify under what conditions the district may remain
19 accredited. The conditions may include but are not limited to
20 providing temporary oversight authority, operational authority,
21 or both oversight and operational authority to the director and
22 the state board for some or all aspects of the school district
23 in order to bring the school district into compliance with
24 minimum standards.

25 d. The state board shall review the report and
26 recommendation, may request additional information, and shall
27 determine whether the deficiencies have been corrected.

28 e. If the deficiencies have not been corrected, and the
29 conditional accreditation alternatives contained in the report
30 are not mutually acceptable to the state board and the local
31 board, the state board shall deaccredit the school district and
32 merge the territory of the school district with one or more
33 contiguous school districts at the end of the school year. The
34 state board may place a district under receivership for the
35 remainder of the school year. The receivership shall be under

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1 the direct supervision and authority of the area education
2 agency in which the district is located. The decision of
3 whether to deaccredit the school district or to place the
4 district under receivership shall be based upon a determination
5 by the state board of the best interests of the students,
6 parents, residents of the community, teachers, administrators,
7 and school district board members and upon the recommendations
8 of the accreditation committee and the director.

9 f. In the case of a nonpublic school, if the deficiencies
10 have not been corrected, the state board may deaccredit the
11 nonpublic school. The deaccreditation shall take effect on the
12 date established by the resolution of the state board, which

13 shall be no later than the end of the school year in which the
14 nonpublic school is deaccredited.

15 Sec. 29. Section 272.2, Code 2021, is amended by adding the
16 following new subsection:

17 NEW SUBSECTION. 24. Establish, collect, and refund
18 fees from an administrator for the administrative costs
19 of processing complaints and conducting hearings if the
20 administrator is the respondent in a complaint for violation of
21 the code of professional conduct and ethics, developed pursuant
22 to subsection 1, for which final board action results in a
23 sanction against the administrator.

24 Sec. 30. Section 272.10, Code 2021, is amended by adding the
25 following new subsection:

26 NEW SUBSECTION. 5. The fees established by the board
27 for the administrative costs of processing complaints and
28 conducting hearings pursuant to section 272.2, subsection 24,
29 may include a fee for personal service by a sheriff, a fee for
30 legal notice when placed in a newspaper, transcription service
31 or court reporter fee, and other fees assessed as costs by
32 the board. The fees collected annually in accordance with
33 this subsection shall be retained by and are appropriated to
34 the board for the purposes related to the board's duties.
35 Notwithstanding section 8.33, fees retained by and appropriated

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1 to the board pursuant to this subsection that remain
2 unencumbered or unobligated at the close of the fiscal year
3 shall not revert but shall remain available for expenditure for
4 the activities of the board as provided in this chapter until
5 the close of the succeeding fiscal year.

6 Sec. 31. NEW SECTION. **279.8B Petition — school board**
7 **meeting agenda.**

8 1. Upon petition signed by eligible electors of a school
9 district equal in number to at least ten percent of the persons
10 who voted in the last preceding election of school officials
11 under section 277.1, or five hundred eligible electors,
12 whichever is less, the board of directors of the school
13 district shall place the proposal specified in the petition
14 on the agenda of the next regular meeting of the school board
15 or on the agenda of a school board meeting held within thirty
16 days of receipt of the petition filed in accordance with this
17 subsection. If the proposal relates to curriculum, the school
18 district may halt use of the subject instructional materials
19 until the school board holds the board meeting at which the
20 proposal is presented and discussed. The meeting notice shall
21 include a brief description of the proposal.

22 2. The board of directors of the school district shall
23 provide sufficient time to receive public comment on the
24 proposal. The board shall allow each interested member of the
25 public to speak at the meeting regarding the proposal, but may
26 impose a time limit on the amount of time a member of the public

27 is allowed to speak if the time limit is the same for each
28 speaker and necessary due to the amount of people wishing to
29 speak.
30 Sec. 32. Section 279.66, Code 2021, is amended to read as
31 follows:
32 **279.66 Discipline and personal conduct standards.**
33 1. The board of directors of a school district shall review
34 and modify existing policies related to student discipline
35 and student conduct that are designed to promote responsible

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1 behavior on school property and at school functions in
2 order that the policy shall govern the conduct of students,
3 teachers and other school personnel, and visitors; provide
4 opportunities for students to exercise self-discipline
5 and practice cooperative classroom behavior; and encourage
6 students and practitioners to model fairness, equity, and
7 respect. The policy shall specify the responsibilities of
8 students, parents and guardians, and practitioners in creating
9 an atmosphere where all individuals feel a sense of respect,
10 safety, and belonging, and shall set forth the consequences for
11 unacceptable behavior. The policy shall be published in the
12 student handbook.
13 2. The board of directors of a school district shall
14 include or reference in the student handbook guidance published
15 pursuant to section 256.9, subsection 63, by the department of
16 education for parents, guardians, and community members who
17 have concerns about school districts or their governing boards.
18 Sec. 33. NEW SECTION. 279.75 Training for equity
19 coordinators.
20 The board of directors of a school district shall provide
21 training on free speech under the first amendment to the
22 Constitution of the United States developed and distributed
23 pursuant to section 256.9, subsection 64, annually to any
24 equity coordinator employed by the school district.

25 DIVISION IV

26 PRESCHOOL FUNDING

27 Sec. 34. **PRESCHOOL MODIFIED SUPPLEMENTAL AMOUNT — SCHOOL**
28 **BUDGET REVIEW COMMITTEE.**
29 1. Notwithstanding section 256C.4, subsection 1, paragraph
30 “f”, and any provision of section 257.31 to the contrary, if
31 fifty percent of a school district’s actual enrollment of
32 eligible students in preschool programming provided by the
33 school district within the meaning of section 256C.5 on October
34 1, 2021, is greater than the preschool budget enrollment
35 determined under section 256C.5 for the budget year beginning

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1 July 1, 2021, the school district may apply to the school
2 budget review committee for a modified supplemental amount for

3 the budget year beginning July 1, 2021. An approved modified
4 supplemental amount under this section shall not exceed an
5 amount equal to the product of the regular program state
6 cost per pupil for the budget year beginning July 1, 2021,
7 multiplied by the difference of fifty percent of a school
8 district's actual enrollment of eligible students in preschool
9 programming provided by the school district on October 1, 2021,
10 minus the preschool budget enrollment determined under section
11 256C.5 for the budget year beginning July 1, 2021.

12 2. The school budget review committee shall review a school
13 district's unexpended preschool fund balance for the budget
14 year ending June 30, 2021, when deciding whether to grant a
15 modified supplemental amount request under this section. For
16 a school district with an unexpended preschool fund balance
17 that is equal to or less than twenty-five percent of the school
18 district's preschool foundation aid under section 256C.5
19 for the budget year beginning July 1, 2020, the modified
20 supplemental amount shall be granted. For a school district
21 with an unexpended preschool fund balance that is greater
22 than twenty-five percent of the school district's preschool
23 foundation aid under section 256C.5 for the budget year
24 beginning July 1, 2020, the modified supplemental amount may
25 be granted.

26 3. A modified supplemental amount granted under this
27 section must be used for the purposes of chapter 256C,
28 including amounts passed through to a community-based provider.

29 4. Amounts received as the result of a modified supplemental
30 amount granted under this section shall not be eligible for
31 transfer to a school district's flexibility account under
32 section 298A.2, subsection 2, and, notwithstanding section
33 256C.4, subsection 1, paragraph "e", a school district that
34 is granted a modified supplemental amount under this section
35 shall not be eligible to transfer any preschool foundation

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1 aid that remains unexpended and unobligated at the end of the
2 fiscal year beginning July 1, 2021, to the school district's
3 flexibility account under section 298A.2, subsection 2.

4 5. Modified supplemental amounts granted under this section
5 shall be subject to available funding and be funded solely
6 through aid awarded by the school budget review committee from
7 funds made available to the school budget review committee for
8 purposes of this section. If amounts made available to the
9 school budget review committee for purposes of this section are
10 insufficient to fund all modified supplemental amounts granted
11 under this section, the amount of each modified supplement
12 amount shall be prorated.

13 Sec. 35. EFFECTIVE DATE. This division of this Act, being
14 deemed of immediate importance, takes effect upon enactment.

15 DIVISION V
16 CALCULATION OF SCHOOL HOURS

17 Sec. 36. OFFICIAL'S FUNERAL SERVICES. Notwithstanding
18 section 279.10, and section 256.7, subsection 19, for each
19 school district and accredited nonpublic school, each hour of a
20 school day that students attended the public funeral services
21 of a member of the Iowa state patrol on Friday, April 16, 2021,
22 shall be considered as attending an hour of instruction during
23 that school day.
24 Sec. 37. EFFECTIVE DATE. This division of this Act, being
25 deemed of immediate importance, takes effect upon enactment.
26 Sec. 38. RETROACTIVE APPLICABILITY. This division of this
27 Act applies retroactively to April 16, 2021.>

SENATE AMENDMENT

H-1527

1 Amend the Senate amendment, H-1425, to House File 847, as
2 amended, passed, and reprinted by the House, as follows:
3 1. Page 3, by striking lines 1 through 35 and inserting:
4 <DIVISION ____
5 FACIAL COVERING POLICIES — COUNTIES, CITIES, AND SCHOOLS
6 Sec. ____ NEW SECTION. **280.31 Facial coverings.**
7 The board of directors of a school district, the
8 superintendent or chief administering officer of a school
9 or school district, and the authorities in charge of each
10 accredited nonpublic school shall not adopt, enforce, or
11 implement a policy that requires its employees, students, or
12 members of the public to wear a facial covering for any purpose
13 while on the school district's or accredited nonpublic school's
14 property unless the facial covering is necessary for a specific
15 extracurricular or instructional purpose, or is required by
16 section 280.10 or 280.11 or any other provision of law.
17 Sec. ____ Section 331.301, Code 2021, is amended by adding
18 the following new subsection:
19 **NEW SUBSECTION.** 19. A county shall not adopt an ordinance,
20 motion, resolution, or amendment, or use any other means, that
21 requires the owner of real property to implement a policy
22 relating to the use of facial coverings that is more stringent
23 than a policy imposed by the state.
24 Sec. ____ Section 364.3, Code 2021, is amended by adding the
25 following new subsection:
26 **NEW SUBSECTION.** 14. A city shall not adopt an ordinance,
27 motion, resolution, or amendment, or use any other means, that
28 requires the owner of real property to implement a policy
29 relating to the use of facial coverings that is more stringent
30 than a policy imposed by the state.>
31 2. By striking page 5, line 22, through page 6, line 8.
32 3. Page 7, after line 15 by inserting:
33 <____. Title page, line 1, by striking <relating to> and
34 inserting <modifying provisions relating to city and county
35 powers and>

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- 1 4. By renumbering as necessary.

HITE of Mahaska

H-1528

1 Amend House File 857, as passed by the House, as follows:

2 1. Page 1, after line 32 by inserting:

3 <_. The authority may use not more than five percent of
4 the moneys in the fund at the beginning of each fiscal year
5 for purposes of administrative costs, marketing, technical
6 assistance, and other program support.>

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

SENATE AMENDMENT

H-1529

1 Amend House File 837, as amended, passed, and reprinted by
2 the House, as follows:

3 1. Page 2, line 34, by striking <other purposes including
4 but not limited to> and inserting <for the purposes of>

5 2. Page 3, after line 7 by inserting:

6 <Sec. ____ COUNTY LAND RECORD INFORMATION SYSTEM BUDGET AND
7 RECORDING SERVICES COSTS — REPORTS.

8 By January 17, 2022, the governing board of the county land
9 record information system shall submit to the chairperson and
10 the ranking member of the senate committee on local government,
11 the chairperson and the ranking member of the house committee
12 on local government, the legislative services agency, and each
13 caucus or research staff director of the general assembly a
14 report that includes all of the following:

15 1. Financial information concerning revolving moneys and
16 budgeted income and expenses for calendar years 2020 and 2021
17 as described in section 331.604, subsection 3, paragraph “b”,
18 as amended in this Act, and section 331.605B, subsection 2, as
19 amended in this Act.

20 2. Information about reserve funds and expenditures from
21 those reserves.

22 3. A review of electronic recording fees charged by public
23 and commercial organizations in recording jurisdictions outside
24 of Iowa.

25 4. Information about current and future resource and policy
26 needs to provide for the sustainability of the county land
27 record information system.

28 5. A review of customer and stakeholder perceptions about
29 the county land record information system including user
30 feedback on the fees charged for electronic recording.>

31 3. By renumbering as necessary.

SENATE AMENDMENT

H-1530

- 1 Amend the amendment, H-1527, to the Senate amendment,
2 H-1425, to House File 847, as amended, passed, and reprinted by
3 the House, as follows:
4 1. Page 1, line 12, after <purpose> by inserting <related to
5 COVID-19, as defined in section 686D.2,>
6 2. Page 1, line 22, after <coverings> by inserting <for
7 purposes related to COVID-19, as defined in section 686D.2,>
8 3. Page 1, line 29, after <coverings> by inserting <for
9 purposes related to COVID-19, as defined in section 686D.2,>

BOHANNAN of Johnson

H-1531

- 1 Amend the amendment, H-1527, to the Senate amendment,
2 H-1425, to House File 847, as amended, passed, and reprinted by
3 the House, as follows:
4 1. Page 1, line 14, after <covering> by inserting <is
5 required by the department of public health or a local board of
6 health based on local public health conditions,>
7 2. Page 1, line 23, after <state> by inserting <unless
8 the facial covering is required by the department of public
9 health or a local board of health based on local public health
10 conditions>
11 3. Page 1, line 30, after <state> by inserting <unless
12 the facial covering is required by the department of public
13 health or a local board of health based on local public health
14 conditions>

BRECKENRIDGE of Jasper

H-1532

- 1 Amend the Senate amendment, H-1425, to House File 847, as
2 amended, passed, and reprinted by the House, as follows:
3 1. Page 5, after line 21 by inserting:
4 <Sec. ____ Section 256.11, subsection 10, unnumbered
5 paragraph 1, as amended by 2021 Iowa Acts, House File 868,
6 section 24, if enacted, is amended to read as follows:
7 The state board shall establish, and the department shall
8 use, for the school year commencing July 1, 2021, and each
9 succeeding school year, an accreditation, monitoring, and
10 enforcement process for school districts and nonpublic schools,
11 including charter schools in accordance with section 256E.7,
12 subsection 2, paragraph "g", and section 256F.4, subsection
13 2, paragraph "0j", seeking accreditation pursuant to this
14 subsection and subsections 11 and 12. The process established
15 shall include all of the following requirements:>
16 2. Page 6, before line 9 by inserting:
17 <Sec. ____ Section 256E.7, subsection 2, paragraph g,

18 as enacted by 2021 Iowa Acts, House File 813, section 7, is
19 amended to read as follows:
20 g. Be subject to and comply with the requirements of section
21 256.7, subsection 21, and the educational standards of section
22 256.11, including the accreditation requirements of section
23 256.11, subsections 10 through 12, unless specifically waived
24 by the state board during the application process.>
25 3. Page 7, after line 15 by inserting:
26 <Sec. ____ Section 256F.4, subsection 2, Code 2021, is
27 amended by adding the following new paragraph:
28 NEW PARAGRAPH. 0j. Be subject to and comply with the
29 accreditation requirements of section 256.11, subsections 10
30 through 12.>>
31 4. By renumbering as necessary.

WINCKLER of Scott

H-1533

1 Amend Senate File 568, as amended, passed, and reprinted by
2 the Senate, as follows:
3 1. Page 14, after line 25 by inserting:
4 <Sec. ____ Section 53.8, subsection 1, paragraph a,
5 unnumbered paragraph 1, as amended by 2021 Iowa Acts, Senate
6 File 413, section 47, is amended to read as follows:
7 Upon receipt of an application for an absentee ballot and
8 immediately after the absentee ballots are printed, but not
9 more than ~~twenty~~ twenty-one days before the election, the
10 commissioner shall mail an absentee ballot to the applicant
11 within twenty-four hours, except as otherwise provided in
12 subsection 3. The absentee ballot shall be sent to the
13 registered voter by one of the following methods:>
14 2. By renumbering as necessary.

MASCHER of Johnson

H-1534

1 Amend Senate File 568, as amended, passed, and reprinted by
2 the Senate, as follows:
3 1. Page 11, after line 25 by inserting:
4 <Sec. ____ Section 49.98, Code 2021, is amended to read as
5 follows:
6 **49.98 Counting ballots.**
7 The ballots shall be counted according to the voters' marks
8 on them as provided in sections 49.92 and 49.93, and not
9 otherwise. If, for any reason, it is impossible to determine
10 from a ballot, as marked, the choice of the voter for any
11 office, the vote for that office shall not be counted. A
12 ~~ballot shall be rejected if the voter used a mark to identify~~
13 ~~the voter's ballot.~~ The state commissioner shall, by rule
14 adopted pursuant to chapter 17A, develop uniform definitions of

15 what constitutes a vote.>

16 2. Page 13, line 34, by striking <subsection 2, Code 2021,
17 is> and inserting <subsections 2 and 3, Code 2021, are>

18 3. Page 14, after line 20 by inserting:

19 <3. The Not later than one week after convening, the board
20 shall certify an election canvass summary report prepared by
21 the commissioner. The election canvass summary report shall
22 include the results of the election, including scatterings,
23 overvotes, and undervotes, by precinct for each contest and
24 public measure that appeared on the ballot of the election
25 being canvassed. However, if paper ballots are used pursuant
26 to section 49.26, the election canvass summary report shall not
27 include overvotes and undervotes.

28 Sec. ____ Section 50.38, Code 2021, is amended to read as
29 follows:

30 **50.38 Time of state canvass.**

31 Not later than ~~twenty-seven~~ thirty-four days after the
32 day of the election, the secretary of state shall present to
33 the board of state canvassers abstracts of votes cast at the
34 election showing the number of ballots cast for each office and
35 a summary of the results for each office, showing the votes

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1 cast in each county. The state board of canvassers shall
2 review the results compiled by the secretary of state and, if
3 the results are accurately tabulated, the state board shall
4 approve the canvass.

5 Sec. ____ Section 50.48, subsection 1, paragraph a,
6 unnumbered paragraph 1, Code 2021, is amended to read as
7 follows:

8 The county board of canvassers shall order a recount of the
9 votes cast for a particular office or nomination in ~~one or more~~
10 specified each election precincts in that county precinct where
11 a vote was cast for an office if a written request for a recount
12 is made not later than 5:00 p.m. on the third day following
13 the county board's canvass of the election in question. For
14 a city runoff election held pursuant to section 376.9, the
15 written request must be made not later than 5:00 p.m. on the
16 day following the county board's canvass of the city runoff
17 election. The request shall be filed with the commissioner of
18 that county and shall be signed by either of the following:

19 Sec. ____ Section 50.48, subsection 1, Code 2021, is amended
20 by adding the following new paragraph:

21 **NEW PARAGRAPH.** c. Immediately upon receipt of a request for
22 a recount for an office filled by the electors of more than one
23 county, the commissioner shall send a copy of the request to
24 each commissioner of a county where a ballot for the office was
25 cast, who shall conduct a recount as provided in this section.
26 A candidate for an office filled by the electors of the entire
27 state shall not be required to pay more than one bond for a
28 recount.

29 Sec. ____ Section 50.48, subsection 3, Code 2021, is amended
30 to read as follows:
31 3. *a.* The recount shall be conducted by a board which shall
32 consist of one of the following:
33 (1) For a county in which three thousand five hundred or
34 fewer ballots were cast:
35 (1) (a) A designee of the candidate requesting the recount,

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1 who shall be named in the written request when it is filed.
2 (2) (b) A designee of the apparent winning candidate, who
3 shall be named by that candidate at or before the time the
4 board is required to convene.
5 (3) (c) A person chosen jointly by the members designated
6 under subparagraphs (1) subparagraph divisions (a) and (2) (b).
7 (2) For a county in which more than three thousand five
8 hundred but not more than twelve thousand ballots were cast:
9 (a) Two designees of the candidate requesting the recount,
10 who shall be named in the written request when it is filed.
11 (b) Two designees of the apparent winning candidate, who
12 shall be named by that candidate at or before the time the
13 board is required to convene.
14 (c) Two persons chosen jointly by the members designated
15 under subparagraph divisions (a) and (b).
16 (3) For a county in which more than twelve thousand ballots
17 were cast:
18 (a) Three designees of the candidate requesting the
19 recount, who shall be named in the written request when it is
20 filed.
21 (b) Three designees of the apparent winning candidate, who
22 shall be named by that candidate at or before the time the
23 board is required to convene.
24 (c) Three persons chosen jointly by the members designated
25 under subparagraph divisions (a) and (b).
26 *b.* The commissioner shall convene the persons designated
27 under paragraph “a”, ~~subparagraphs~~ subparagraph (1) and,
28 subparagraph divisions (a) and (b), subparagraph (2),
29 subparagraph divisions (a) and (b), or subparagraph (3),
30 subparagraph divisions (a) and (b), not later than 9:00 a.m.
31 on the seventh day following the county board’s canvass of the
32 election in question. If those ~~two~~ members cannot agree on the
33 ~~third additional~~ member or members by 8:00 a.m. on the ninth
34 day following the canvass, they shall immediately so notify the
35 chief judge of the judicial district in which the canvass is

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1 occurring, who shall appoint the ~~third additional~~ member or
2 members not later than 5:00 p.m. on the eleventh day following
3 the canvass.
4 Sec. ____ Section 50.48, subsection 4, paragraphs a and c,

5 Code 2021, are amended to read as follows:

6 a. When all members of the recount board have been selected,
7 the board shall undertake and complete the required recount by
8 hand as expeditiously as reasonably possible. The commissioner
9 or the commissioner's designee shall supervise the handling
10 of ballots to ensure that the ballots are protected from
11 alteration or damage. The board shall open only the sealed
12 ballot containers from the precincts specified to be recounted
13 in the request or by the recount board. The board shall
14 recount only the ballots which were voted and counted for the
15 office in question, including any disputed ballots returned as
16 required in section 50.5. ~~If automatic tabulating equipment~~
17 ~~was used to count the ballots, the recount board may request~~
18 ~~the commissioner to retabulate the ballots using the automatic~~
19 ~~tabulating equipment. The same program used for tabulating the~~
20 ~~votes on election day shall be used at the recount unless the~~
21 ~~program is believed or known to be flawed. The board shall~~
22 presume that any mark in a voting target constitutes a vote
23 for the candidate or public measure listed next to the target
24 unless the board finds that the mark was made inadvertently or
25 that the voter attempted to erase the mark.

26 c. The ballots shall be resealed by the recount board before
27 adjournment and shall be preserved as required by section
28 50.12. At the conclusion of the recount, the recount board
29 shall make and file with the commissioner a written report of
30 its findings, which shall be signed by at least ~~two~~ two-thirds
31 of the members of the recount board. The recount board shall
32 complete the recount and file its report not later than the
33 eighteenth day following the county board's canvass of the
34 election in question.

35 Sec. ____ Section 50.48, subsection 4, paragraph b, Code

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1 2021, is amended by striking the paragraph.>

2 4. Title page, line 2, by striking <nominations> and
3 inserting <nominations, the counting and recounting of
4 ballots,>

5 5. By renumbering as necessary.

WOLFE of Clinton

H-1535

1 Amend Senate File 568, as amended, passed, and reprinted by
2 the Senate, as follows:

3 1. Page 2, after line 16 by inserting:

4 <Sec. ____ **NEW SECTION. 39.28 Actions — intervention.**

5 1. A political party, as defined in section 43.2, or a
6 nonparty political organization organized pursuant to chapter
7 44, may intervene in a proceeding under chapter 17A or an
8 action filed in the district court, court of appeals, or

9 supreme court to challenge a provision of chapters 39 through
10 62 or a rule adopted to implement such a provision.

11 2. A political party, as defined in section 43.2, or a
12 nonparty political organization organized pursuant to chapter
13 44, may petition the district court to modify or vacate an
14 injunction against the enforcement of a provision of chapters
15 39 through 62. A denial of a petition to modify or vacate
16 an injunction is appealable as a matter of right as a final
17 judgment.>

18 2. Page 4, after line 1 by inserting:

19 <Sec. ____ Section 43.36, Code 2021, is amended to read as
20 follows:

21 **43.36 Australian ballot.**

22 The Australian ballot system as now used in this state,
23 except as herein modified, shall be used at said primary
24 election. The endorsement of the precinct election officials
25 and the facsimile or likeness of the county seal shall appear
26 upon the ballots as provided for general elections.>

27 3. Page 7, after line 5 by inserting:

28 <Sec. ____ Section 45.1, subsections 5, 6, 8, and 9, Code
29 2021, are amended to read as follows:

30 5. Nominations for candidates for offices filled by the
31 voters of a whole county may be made by nomination petitions
32 signed by eligible electors who are residents of the county
33 equal in number to at least one percent of the number of
34 registered voters in the county on July 1 in the year preceding
35 the year in which the office will appear on the ballot, or by at

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1 ~~least two hundred fifty eligible electors who are residents of~~
2 ~~the county, whichever is less, as follows:~~

3 ~~a. For a county with a population of fifteen thousand or~~
4 ~~fewer according to the most recent federal decennial census,~~
5 ~~nomination petitions shall include at least fifty signatures.~~

6 ~~b. For a county with a population of greater than fifteen~~
7 ~~thousand but fewer than fifty thousand according to the most~~
8 ~~recent federal decennial census, nomination petitions shall~~
9 ~~include at least seventy-five signatures.~~

10 ~~c. For a county with a population of fifty thousand or~~
11 ~~greater according to the most recent federal decennial census,~~
12 ~~nomination petitions shall include at least one hundred~~
13 ~~signatures.~~

14 6. Nominations for candidates for the office of county
15 supervisor elected by the voters of a supervisor district may
16 be made by nomination petitions signed by eligible electors who
17 are residents of the supervisor district equal in number to at
18 least one percent of the number of registered voters in the
19 supervisor district on July 1 in the year preceding the year
20 in which the office will appear on the ballot, or by at least
21 one hundred fifty eligible electors who are residents of the
22 supervisor district, whichever is less, as follows:

23 a. For a supervisor district with a population of fifty
24 thousand or fewer according to the most recent federal
25 decennial census, nomination petitions shall include at least
26 fifty signatures.
27 b. For a supervisor district with a population of greater
28 than fifty thousand according to the most recent federal
29 decennial census, nomination petitions shall include at least
30 one hundred signatures.
31 8. Nominations for candidates for elective offices in
32 cities where the council has adopted nominations under this
33 chapter may be submitted as follows:
34 a. Except as otherwise provided in subsection 9, in cities
35 having a population of ~~three thousand five hundred~~ twenty-five

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1 ~~thousand~~ or greater according to the most recent federal
2 decennial census, nominations may be made by nomination papers
3 signed by not less than ~~twenty-five~~ seventy-five eligible
4 electors who are residents of the city or ward.
5 b. In cities having a population of ~~one hundred seven~~
6 ~~thousand five hundred~~ or greater, but less than ~~three thousand~~
7 ~~five hundred twenty-five thousand~~, according to the most recent
8 federal decennial census, nominations may be made by nomination
9 papers signed by not less than ~~ten~~ fifty eligible electors who
10 are residents of the city or ward.
11 c. In cities having a population of ~~two thousand five~~
12 ~~hundred or greater, but less than one hundred seven thousand~~
13 ~~five hundred~~, according to the most recent federal decennial
14 census, nominations may be made by nomination papers signed
15 by not less than ~~five~~ twenty-five eligible electors who are
16 residents of the city or ward.
17 d. In cities having a population of less than two thousand
18 ~~five hundred, according to the most recent federal decennial~~
19 ~~census, nominations may be made by nomination papers signed by~~
20 ~~not less than ten eligible electors who are residents of the~~
21 ~~city or ward.~~
22 9. Nominations for candidates, other than partisan
23 candidates, for elective offices in special charter cities
24 subject to section 43.112 may be submitted as follows:
25 a. For the office of mayor and alderman at large,
26 nominations may be made by nomination papers signed by
27 ~~seventy-five~~ eligible electors residing in the city ~~equal in~~
28 ~~number to at least two percent of the total vote received by~~
29 ~~all candidates for mayor at the last preceding city election.~~
30 b. For the office of ward alderman, nominations may be made
31 by nomination papers signed by ~~seventy-five~~ eligible electors
32 residing in the ward ~~equal in number to at least two percent of~~
33 ~~the total vote received by all candidates for ward alderman in~~
34 ~~that ward at the last preceding city election.~~
35 Sec. ____ Section 48A.28, subsection 2, paragraph b, as

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1 amended by 2021 Iowa Acts, Senate File 413, is amended to read
2 as follows:

3 b. A commissioner participating in the national change of
4 address program, in the first quarter of each calendar year,
5 shall send a notice and preaddressed, postage paid return
6 card by forwardable mail to each registered voter whose name
7 was not reported by the national change of address program
8 and who has not voted in the most recent general election and
9 has not registered again or who has not reported a change to
10 an existing registration. Registered voters receiving such
11 notice shall be marked inactive. The form and language of the
12 notice and return card shall be specified by the state voter
13 registration commission by rule. A registered voter shall
14 not be sent a notice and return card under this subsection
15 more frequently than once in a four-year period. A registered
16 voter shall not be sent a notice and return card under this
17 subsection if the registered voter was not eighteen years of
18 age on the date of the general election.>

19 4. Page 7, after line 20 by inserting:

20 <Sec. _____. Section 48A.41, subsection 1, as enacted by 2021
21 Iowa Acts, Senate File 413, section 32, is amended to read as
22 follows:

23 1. The state registrar of voters shall conduct an audit
24 of voter registration maintenance by each commissioner of
25 registration in April of each odd-numbered year, on a schedule
26 determined by the ~~commissioner~~ state registrar of voters.>

27 5. By striking page 8, line 30, through page 9, line 6.

28 6. Page 10, line 5, by striking ~~<or likeness of the>~~ and
29 inserting <facsimile or likeness of the>

30 7. Page 11, after line 25 by inserting:

31 <Sec. _____. Section 49.81, Code 2021, is amended by adding
32 the following new subsection:

33 NEW SUBSECTION. 6. If a person casts a provisional ballot
34 pursuant to this section or section 49.78, the voter must offer
35 the required proof of residency or identification to vote in

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1 the polling place before the polls close on election day, or
2 to the commissioner's office in order for the ballot to be
3 counted. The proof must be received by the commissioner not
4 later than noon on the Monday following the election, or if the
5 law authorizing the election specifies that the supervisors
6 canvass the votes earlier than the Monday following the
7 election, the proof must be received by the commissioner before
8 the canvass for that election by the board of supervisors.>

9 8. By striking page 12, line 15, through page 13, line 2.

10 9. Page 13, by striking lines 16 through 33.

11 10. Page 14, after line 25 by inserting:

12 <Sec. _____. Section 53.2, subsection 4, paragraph a,

13 subparagraph (1), Code 2021, is amended to read as follows:

14 (1) The name and signature of the registered voter and the
15 date on which the request was signed.

16 Sec. ____ Section 53.11, subsection 1, Code 2021, is amended
17 by adding the following new paragraphs:

18 NEW PARAGRAPH. c. An otherwise valid petition for a
19 satellite absentee voting station shall be rejected within four
20 days of the commissioner's receipt of the petition if any of
21 the following circumstances apply:

22 (1) The site requested is not accessible to elderly and
23 disabled voters.

24 (2) The site requested has other physical limitations that
25 make it impossible to meet the requirements for ballot security
26 and secret voting.

27 (3) The owner of the site refuses permission to locate the
28 satellite absentee voting station at the site requested by the
29 petition, unless the site is required to serve as a polling
30 place pursuant to section 49.21, subsection 2.

31 (4) After reasonable efforts, the commissioner is unable
32 to sufficiently staff the satellite absentee voting station to
33 ensure compliance with the law of this state.

34 NEW PARAGRAPH. d. An otherwise valid petition for a
35 satellite absentee voting station may be rejected within four

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1 days of the commissioner's receipt of the petition if any of
2 the following circumstances apply:

3 (1) The petition requests a satellite absentee voting
4 station for a city runoff election and a special election is
5 scheduled to be held between the date of the regular city
6 election and the city runoff election.

7 (2) The owner of the site demands payment for the site's
8 use, unless the site is required to serve as a polling place
9 pursuant to section 49.21, subsection 2.

10 Sec. ____ Section 53.11, Code 2021, is amended by adding the
11 following new subsection:

12 NEW SUBSECTION. 7. Notwithstanding subsection 1, if the
13 commissioner receives valid petitions to establish two or more
14 satellite absentee voting stations located within the same
15 precinct, the commissioner may choose to establish a satellite
16 absentee voting station at only one of the locations.>

17 11. Page 15, after line 11 by inserting:

18 <Sec. ____ Section 53.33, as enacted by 2021 Iowa Acts,
19 Senate File 413, section 65, is amended by striking the section
20 and inserting in lieu thereof the following:

21 **53.33 Unlawful return of ballot.**

22 1. For the purposes of this section:

23 a. *"Delivery agent"* means an individual registered to vote
24 in this state who has been designated to return a completed
25 absentee ballot to the commissioner by another registered
26 voter who is unable to return the registered voter's own

27 absentee ballot due to reason of blindness or other disability.
28 *"Delivery agent"* does not include the registered voter's
29 employer, an agent of the registered voter's employer, an
30 officer or agent of the registered voter's union, or a person
31 acting as an actual or implied agent for a political party
32 as defined in section 43.2, or a candidate or committee, as
33 defined in section 68A.102.
34 *b. "Immediate family member"* means an individual related to
35 a registered voter within the fourth degree of consanguinity

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1 or affinity.
2 2. No person other than the registered voter, an individual
3 who lives in the same household as the registered voter, an
4 immediate family member of the registered voter, an individual
5 acting in accordance with section 53.22, or a delivery agent
6 acting on behalf of a registered voter who is unable to return
7 the registered voter's own ballot due to reason of blindness or
8 other disability, shall collect and return a completed absentee
9 ballot.
10 3. A registered voter who is unable to return the registered
11 voter's own completed absentee ballot due to reason of
12 blindness or any physical disability other than intoxication
13 may designate a delivery agent to return the registered voter's
14 completed absentee ballot. The registered voter shall complete
15 and sign a designation of delivery agent form prescribed by the
16 state commissioner prior to surrendering a ballot to a delivery
17 agent.
18 4. A delivery agent shall return no more than two completed
19 absentee ballots per election. This limit shall apply to all
20 elections occurring on the same calendar date.
21 5. A delivery agent shall fill out a receipt pursuant
22 to section 53.17, subsection 4, when retrieving a completed
23 absentee ballot from a registered voter.
24 6. A delivery agent shall collect the registered voter's
25 designation of delivery agent form at the time the delivery
26 agent collects the registered voter's completed absentee
27 ballot. The delivery agent shall deliver the registered
28 voter's designation of delivery agent form to the commissioner
29 at the same time as the registered voter's completed absentee
30 ballot.
31 7. Notwithstanding any provision of law to the contrary, a
32 delivery agent shall do all of the following when delivering a
33 completed absentee ballot to the commissioner:
34 *a.* Deliver the completed absentee ballot in person to the
35 commissioner's office. The delivery agent shall not deliver

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1 the completed absentee ballot by mail or to a ballot drop box.
2 *b.* Present identification sufficient to establish identity

3 pursuant to section 49.78.

4 c. On a form prescribed by the state commissioner, the
5 delivery agent shall provide the delivery agent's full legal
6 name, residential address, phone number, and electronic mail
7 address, if applicable. The delivery agent shall also sign
8 under penalty of perjury a statement in substantially the
9 following form:

10 Under penalty of perjury, I hereby certify that I am a
11 registered voter in the State of Iowa and not the employer,
12 agent of the employer, or officer or agent of the union of
13 the registered voter whose completed absentee ballot I am
14 returning, or a person acting as an actual or implied agent for
15 a political party as defined in section 43.2, or a candidate
16 or committee, as defined in section 68A.102. I also certify
17 that I am acting as the delivery agent of the registered voter
18 whose completed absentee ballot I am returning, that I am
19 returning the registered voter's completed absentee ballot to
20 the commissioner who issued the ballot, and that I have not
21 altered or tampered with the ballot. I acknowledge that Iowa
22 law prohibits delivery agents from returning more than two
23 completed absentee ballots for all elections occurring on the
24 same date. I have complied with Iowa law. I understand that
25 if I provide false information on this form, I may be guilty of
26 perjury, a class "D" felony, and subject to a maximum prison
27 term not to exceed five years and a fine of at least \$1,025 but
28 not more than \$10,245.>

29 12. Page 16, line 32, by striking <u>

30 13. Page 17, by striking lines 2 through 9.

31 14. Page 18, line 3, by striking <43.80, 49A.10, 49A.11,>
32 and inserting <43.80>

33 15. Page 18, after line 24 by inserting:

34 <i. The section of this Act amending section 45.1,
35 subsections 5, 6, 8, and 9.>

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1 16. Page 18, line 25, by striking <i.> and inserting <j.>

2 17. Page 18, line 27, by striking <j.> and inserting <k.>

3 18. Title page, line 2, by striking <nominations and> and
4 inserting <nominations,>

5 19. Title page, line 3, after <Constitution,> by inserting
6 <and absentee voting,>

7 20. By renumbering as necessary.

KAUFMANN of Cedar

H-1536

1 Amend House File 838, as amended, passed, and reprinted by
2 the House, as follows:

3 1. By striking page 1, line 1, through page 3, line 21.

4 2. By striking page 3, line 24, through page 4, line 1.

- 5 3. Page 8, by striking lines 3 through 16.
6 4. By striking page 8, line 32, through page 9, line 14.
7 5. Page 9, line 31, by striking <as established by the
8 commissioner by rule> and inserting <of one hundred dollars>
9 6. By striking page 10, line 35, through page 12, line 35.
10 7. By striking page 21, line 32, through page 22, line 15.
11 8. Page 22, by striking lines 20 through 25.
12 9. Page 24, line 35, by striking <established by the
13 commissioner by rule> and inserting <of one hundred dollars>
14 10. Page 29, by striking lines 15 and 16 and inserting:
15 <NEW SUBPARAGRAPH. (7) A license fee of one hundred
16 dollars.>
17 11. By striking page 30, line 28, through page 31, line 12.
18 12. By striking page 31, line 25, through page 32, line 13.
19 13. Page 32, by striking lines 22 and 23 and inserting
20 <filing fee of ten dollars per purchase agreement sold during
21 the year covered by>
22 14. Page 32, by striking line 31 and inserting <fee of five
23 dollars for each day>
24 15. Page 33, line 2, by striking <subsections 7 and 8> and
25 inserting <subsection 7>
26 16. Page 33, line 3, by striking <are> and inserting <is>
27 17. Page 33, by striking lines 10 through 18.
28 18. Page 34, line 6, by striking <fee,> and inserting <fee>
29 19. Page 34, line 7, by striking <established by the
30 commissioner by rule,> and inserting <of five dollars>
31 20. Page 35, by striking lines 5 and 6 and inserting
32 <523A.204, two dollars for each purchase agreement reported on
33 a preneed>
34 21. By striking page 35, line 33, through page 36, line 8.
35 22. Page 36, by striking lines 11 through 20 and inserting:

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- 1 <Sec. _____. Section 523C.3, subsection 2, paragraph b, Code
2 2021, is amended to read as follows:
3 b. If applicable, a fee in the amount of ~~fifty~~ thirty-five
4 dollars for each motor vehicle service contract form submitted
5 in an application as provided in subsection 1, paragraph "f".>
6 23. By striking page 36, line 21, through page 37, line 1,
7 and inserting:
8 <Sec. _____. Section 523C.4, subsection 3, paragraph c, Code
9 2021, is amended to read as follows:
10 c. If applicable, a fee in the amount of ~~fifty~~ thirty-five
11 dollars for each motor vehicle service contract form submitted
12 ~~in a~~ with the renewal application pursuant to subsection 2, and
13 as provided in section 523C.3, subsection 1, paragraph "f".>
14 24. Page 37, by striking lines 2 through 29.
15 25. Page 39, by striking lines 22 through 29 and inserting:
16 <An examination fee of ten dollars for each certificate of
17 interment rights issued during the time period covered by the
18 report shall be submitted with the a perpetual care cemetery's

19 annual report ~~in an amount equal to five dollars for each~~
 20 ~~certificate of interment rights issued during the time period~~
 21 ~~covered by the report filed pursuant to section 523I.813.~~

22 The cemetery may charge the examination fee directly to the
 23 purchaser of the interment rights.>

24 26. By striking page 39, line 33, through page 40, line 3,
 25 and inserting:

26 <3. The commissioner may impose a late fee of five dollars
 27 for each day after April 30 that a perpetual care cemetery
 28 fails to file the perpetual care cemetery's annual report. The
 29 maximum late fee that shall be imposed by the commissioner is
 30 five hundred dollars. The late fee shall be collected by the
 31 commissioner and deposited pursuant to section 505.7.>

32 27. By renumbering, redesignating, and correcting internal
 33 references as necessary.

SENATE AMENDMENT

H-1537

1 Amend House File 894 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 2021-2022. Notwithstanding the standing appropriation in the
 8 following designated section for the fiscal year beginning July
 9 1, 2021, and ending June 30, 2022, 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 pupil
 14 transportation under section 285.2:

15 \$ 8,997,091

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 2021-2022. In
 21 lieu of the appropriation provided in section 257.20,
 22 subsection 2, the appropriation for the fiscal year
 23 beginning July 1, 2021, and ending June 30, 2022, for paying
 24 instructional support state aid under section 257.20 for the
 25 fiscal year is zero.

26 Sec. 3. Section 257.35, Code 2021, is amended by adding the
 27 following new subsection:

28 NEW SUBSECTION. 15A. 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, 2021, and ending June

33 30, 2022, 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 2021-2022. For the fiscal year
4 beginning July 1, 2021, and ending June 30, 2022, salary
5 adjustments otherwise provided may be funded as determined
6 by the department of management, subject to any applicable
7 constitutional limitation, using unappropriated moneys
8 remaining in the department of commerce revolving fund, the
9 gaming enforcement revolving fund, the gaming regulatory
10 revolving fund, the primary road fund, the road use tax
11 fund, the fish and game protection fund, and the Iowa public
12 employees' retirement fund, and in other departmental
13 revolving, trust, or special funds for which the general
14 assembly has not made an operating budget appropriation.

DIVISION II

MISCELLANEOUS APPROPRIATIONS

17 Sec. 5. OFFICE OF THE CHIEF INFORMATION OFFICER — FY
18 2020-2021. There is appropriated from the general fund of the
19 state to the office of the chief information officer for the
20 fiscal year beginning July 1, 2020, and ending June 30, 2021,
21 the following amount, or so much thereof as is necessary, to be
22 used for the purposes designated:

23 For implementation of a new state central personnel,
24 accounting, and budget system:

25 \$ 23,230,000

26 Notwithstanding section 8.33, moneys appropriated in this
27 section that remain unencumbered or unobligated at the close of
28 the fiscal year shall not revert but shall remain available for
29 expenditure for the purposes designated until the close of the
30 fiscal year that begins July 1, 2022.

31 Sec. 6. STATE PUBLIC DEFENDER — FY 2021-2022. There is
32 appropriated from the general fund of the state to the office
33 of the state public defender of the department of inspections
34 and appeals for the fiscal year beginning July 1, 2021, and
35 ending June 30, 2022, the following amount, or so much thereof

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1 as is necessary, to be used for the purposes designated:

2 For payments on behalf of eligible adults and juveniles from
3 the indigent defense fund, in accordance with section 815.11:

4 \$ 200,000

5 Sec. 7. EFFECTIVE DATE. The following, being deemed of
6 immediate importance, takes effect upon enactment:

7 The section of this division of this Act appropriating
8 moneys to the office of the chief information officer.

9 Sec. 8. CONTINGENT EFFECTIVE DATE. The following takes
10 effect on the effective date of 2021 Iowa Acts, House File 743,
11 if enacted:

12 The section of this division of this Act appropriating
13 moneys to the state public defender.

14 DIVISION III
15 CORRECTIVE PROVISIONS

16 Sec. 9. Section 15.371, subsection 7, paragraph b,
17 subparagraph (3), if enacted by 2021 Iowa Acts, Senate File
18 619, section 29, is amended to read as follows:
19 (3) If the board approves an application, the type and
20 amount of financial assistance that should ~~to~~ be awarded to the
21 applicant.

22 Sec. 10. Section 49.73, subsection 2, paragraph b, as
23 enacted by 2021 Iowa Acts, Senate File 413, section 36, is
24 amended to read as follows:

25 b. The legislative services agency shall place on the
26 internet site of the ~~agency~~ general assembly information
27 regarding the opening and closing times of polling places until
28 and including November 7, 2024. This paragraph is repealed
29 effective July 1, 2025.

30 Sec. 11. Section 123.46A, subsection 2, paragraph g, Code
31 2021, as amended by 2021 Iowa Acts, House File 766, section 1,
32 is amended to read as follows:

33 g. Delivery of alcoholic liquor, wine, ~~or beer,~~ or mixed
34 drinks or cocktails shall be made by the licensee or permittee,
35 the licensee's or permittee's employee, or a third party,

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1 provided the licensee or permittee has entered into a written
2 agreement with the third party that authorizes the third
3 party to act as an agent of the licensee or permittee for the
4 purpose of delivering alcoholic liquor, wine, ~~or beer,~~ or mixed
5 drinks or cocktails. Each licensee or permittee shall submit
6 to the division electronically, or in a manner prescribed by
7 the administrator, a list of names and addresses of all third
8 parties it has authorized to act as its agent for the purpose
9 of delivering alcoholic liquor, wine, ~~or beer,~~ or mixed drinks
10 or cocktails. The licensee or permittee shall provide the
11 division with amendments to the list as necessary to ensure the
12 division possesses an accurate, current list.

13 Sec. 12. Section 123.46A, subsection 3, Code 2021, as
14 amended by 2021 Iowa Acts, House File 766, section 3, is
15 amended to read as follows:

16 3. A violation of this section or any other provision
17 of this chapter shall subject the licensee or permittee to
18 the penalty provisions of section 123.39. If the licensee
19 or permittee, an employee of the licensee or permittee, or a
20 person delivering alcoholic liquor, wine, ~~or beer,~~ or mixed
21 drinks or cocktails for a third party acting on behalf of the
22 licensee or permittee pursuant to a written agreement violates

23 this section, the licensee or permittee shall not be assessed
24 a penalty under section 123.39 if the licensee or permittee
25 establishes all of the following:
26 a. The violation was committed off of the licensee's or
27 permittee's premises after the liquor, wine, ~~or~~ beer, or
28 mixed drinks or cocktails was removed from the licensee's or
29 permittee's premises in fulfillment of a delivery order.
30 b. (1) If the person who committed the violation is an
31 employee of the licensee or permittee, that no other violation
32 of this section was committed by any employee of the licensee
33 or permittee within the two-year period immediately preceding
34 the date of violation.
35 (2) If the person who committed the violation is a person

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1 delivering for a third party acting on behalf of the licensee
2 or permittee, that no other violation of this section was
3 committed by any person delivering for the same third party
4 while the third party was acting on behalf of the licensee or
5 permittee within the two-year period immediately preceding the
6 date of violation.
7 Sec. 13. Section 232D.503, subsection 6, unnumbered
8 paragraph 1, as enacted by 2021 Iowa Acts, Senate File 240,
9 section 22, is amended to read as follows:
10 If the court orders termination of a guardianship
11 established under this chapter and the guardian has custody
12 of any assets of a protected person who is a minor or was a
13 minor at the time of the minor's death, the court shall order
14 delivery of the ~~minors~~ minor's assets to the minor or to a
15 fiduciary acting under one or more of the following:
16 Sec. 14. Section 257.16C, subsection 3, paragraph d,
17 subparagraph (4), subparagraph division (a), as enacted by 2021
18 Iowa Acts, Senate File 269, section 5, is amended to read as
19 follows:
20 (a) The amount appropriated to the transportation equity
21 fund under this ~~paragraph~~ subparagraph for the immediately
22 preceding fiscal year.
23 Sec. 15. Section 321.89, subsection 3A, as enacted by 2021
24 Iowa Acts, Senate File 232, section 2, is amended to read as
25 follows:
26 3A. *Reclamation of abandoned vehicles.* Prior to driving an
27 abandoned vehicle away from the premises, a person who received
28 or who is reclaiming the vehicle ~~of~~ on behalf of a person who
29 received notice under subsection 3 shall present to the police
30 authority or private entity, as applicable, the person's valid
31 driver's license and proof of financial liability coverage as
32 provided in section 321.20B.
33 Sec. 16. Section 422.11T, if enacted by 2021 Iowa Acts,
34 House File 588, section 2, is amended to read as follows:
35 **422.11T Hoover presidential library tax credit.**

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1 The tax imposed under this subchapter, less the credits
2 allowed under section 422.12, shall be reduced by a Hoover
3 presidential library tax credit authorized pursuant to section
4 15E.364.

5 Sec. 17. Section 422.16B, subsection 1, paragraph b, if
6 enacted by 2021 Iowa Acts, Senate File 608, section 14, is
7 amended to read as follows:

8 *b. "Pass-through entity"* includes any entity that is a
9 partnership or a pass-through entity as those terms are defined
10 in section 422.25A.

11 Sec. 18. Section 425.16, subsection 1, as enacted by 2021
12 Iowa Acts, House File 368, section 15, is amended to read as
13 follows:

14 1. In addition to the homestead tax credit allowed under
15 section 425.1, subsections 1 through 4, persons who own or
16 rent their homesteads and who meet the qualifications provided
17 in this subchapter are eligible for a property tax credit ~~or~~
18 ~~for~~ property taxes due or reimbursement of rent constituting
19 property taxes paid.

20 Sec. 19. Section 425.18, Code 2021, as amended by 2021
21 Iowa Acts, House File 368, section 17, is amended to read as
22 follows:

23 **425.18 Right to file a claim.**

24 The right to file a claim for reimbursement or credit
25 under this subchapter may be exercised by the claimant or
26 on behalf of a claimant by the claimant's legal guardian,
27 spouse, or attorney, or by the executor or administrator of the
28 claimant's estate. If a claimant dies after having filed a
29 claim for reimbursement for rent constituting property taxes
30 paid, the amount of the reimbursement may be paid to another
31 member of the household as determined by the department of ~~of~~
32 human services. If the claimant was the only member of the
33 household, the reimbursement may be paid to the claimant's
34 executor or administrator, but if neither is appointed and
35 qualified within one year from the date of the filing of

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1 the claim, the reimbursement shall escheat to the state. If
2 a claimant dies after having filed a claim for credit for
3 property taxes due, the amount of credit shall be paid as if
4 the claimant had not died.

5 Sec. 20. Section 425.40, subsection 1, Code 2021, as amended
6 by 2021 Iowa Acts, House File 368, section 34, is amended to
7 read as follows:

8 1. A low-income tax credit and reimbursement fund is
9 created. Within the low-income tax credit and reimbursement
10 fund, a rent reimbursement account is created under the control
11 of the department of human services and a tax credit account
12 is created under the control of the department of revenue.

13 Amounts appropriated to the fund shall first be credited to the
14 rent reimbursement account.

15 Sec. 21. Section 455B.175, subsection 1, unnumbered
16 paragraph 1, Code 2021, as amended by 2021 Iowa Acts, House
17 File 699, section 91, is amended to read as follows:

18 If there is substantial evidence that any person has
19 violated or is violating any provision of, or any rule or
20 standard established or permit issued pursuant to, this part
21 1 of subsection subchapter III, chapter 459, subchapter III,
22 chapter 459A, or chapter 459B, then one of the following may
23 apply:

24 Sec. 22. Section 455B.307, subsections 1 and 3, Code 2021,
25 as amended by 2021 Iowa Acts, House File 699, section 101, are
26 amended to read as follows:

27 1. A private agency or public agency shall not dump or
28 deposit or permit the dumping or depositing of any solid waste
29 at any place other than a sanitary disposal project approved
30 by the director unless the agency has been granted a permit
31 by the department which allows the dumping or depositing
32 of solid waste on land owned or leased by the agency. The
33 department shall adopt rules regarding the permitting of this
34 activity which shall provide that the public interest is best
35 served, but which may be based upon criteria less stringent

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1 than those regulating a public sanitary disposal project
2 provided that the rules adopted meet the groundwater protection
3 goal specified in section 455E.4. The comprehensive plans
4 for these facilities may be varied in consideration of the
5 types of sanitary disposal practices, hydrologic and geologic
6 conditions, construction and operations characteristics, and
7 volumes and types of waste handled at the disposal site. The
8 director may issue temporary permits for dumping or disposal
9 of solid waste at disposal sites for which an application
10 for a permit to operate a sanitary disposal project has been
11 made and which have not met all of the requirements of this
12 part 1 of this subchapter IV and the rules adopted by the
13 commission if a compliance schedule has been submitted by the
14 applicant specifying how and when the applicant will meet the
15 requirements for an operational sanitary disposal project and
16 the director determines the public interest will be best served
17 by granting such temporary permit.

18 3. Any person who violates any provision of this part 1
19 of this subchapter IV or any rule or any order adopted or the
20 conditions of any permit or order issued pursuant to this part
21 1 of this subchapter IV shall be subject to a civil penalty,
22 not to exceed five thousand dollars for each day of such
23 violation.

24 Sec. 23. Section 455B.307A, subsection 4, Code 2021, as
25 amended by 2021 Iowa Acts, House File 699, section 102, is
26 amended to read as follows:

27 4. This section shall not apply to the discarding of litter
28 regulated under part 3 of this subchapter IV, ~~part 3~~, and local
29 littering ordinances.

30 Sec. 24. Section 455B.396, subsection 1, Code 2021, as
31 amended by 2021 Iowa Acts, House File 699, section 103, is
32 amended to read as follows:

33 1. Liability to the state under this part 4 or part 5 of
34 this subchapter IV is a debt to the state. Liability to a
35 political subdivision under this part 4 of ~~this~~ subchapter IV

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1 is a debt to the political subdivision. The debt, together
2 with interest on the debt at the maximum lawful rate of
3 interest permitted pursuant to section 535.2, subsection 3,
4 paragraph "a", from the date costs and expenses are incurred
5 by the state or a political subdivision is a lien on real
6 property, except single and multifamily residential property,
7 on which the department incurs costs and expenses creating a
8 liability and owned by the persons liable under this part 4 or
9 part 5. To perfect the lien, a statement of claim describing
10 the property subject to the lien must be filed within one
11 hundred twenty days after the incurrence of costs and expenses
12 by the state or a political subdivision. The statement shall
13 be filed with, accepted by, and recorded by the county recorder
14 in the county in which the property subject to the lien is
15 located. The statement of claim may be amended to include
16 subsequent liabilities. To be effective, the statement of
17 claim shall be amended and filed within one hundred twenty days
18 after the occurrence of the event resulting in the amendment.

19 Sec. 25. Section 484B.10, subsection 1, paragraph b, as
20 enacted by 2021 Iowa Acts, House File 747, section 2, is
21 amended to read as follows:

22 b. A game bird hunting preserve operator may apply for a
23 variance to extend the season date beyond March 31 for that
24 preserve if the monthly precipitation is above average for
25 the county in which the preserve is located for at least two
26 months out of the months of January, February, and March of
27 that season. The state climatologist ~~established~~ appointed
28 pursuant to section 159.5 shall provide official national
29 weather service and community collaborative rain, hail and snow
30 network data to the department to determine whether a variance
31 to the established season shall be granted. The department
32 shall not grant a variance to a game bird preserve that extends
33 the season beyond April 15 of the year for which the variance
34 is requested. A person hunting on a game bird hunting preserve
35 on a date after March 31 pursuant to an extension granted under

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1 this paragraph shall only hunt for and take chukars, quail, or
2 rooster pheasants.

3 Sec. 26. Section 602.8107, subsection 3, paragraph b,
4 subparagraph (1), if enacted by 2021 Iowa Acts, Senate File
5 367, section 4, is amended to read as follows:

6 (1) The department of revenue shall receive fifteen percent
7 of each court debt payment collected on cases assigned to the
8 department of revenue for collection to reflect the cost of
9 processing and the remaining eighty-five percent of such court
10 debt collected shall be paid to the clerk of the district court
11 for distribution under section 602.8108. The department of
12 revenue collection fee shall not include the amount of court
13 debt collected for restitution involving pecuniary damages, the
14 victim compensation fund, the crime services surcharge, the
15 domestic and sexual abuse crimes surcharge, the agricultural
16 surcharge, or the sex offender civil penalty.

17 Sec. 27. Section 633F.4, subsection 2, as enacted by 2021
18 Iowa Acts, Senate File 240, section 4, is amended to read as
19 follows:

20 2. The custodial trustee's acceptance may be evidenced by a
21 writing stating in substance:

22 CUSTODIAL TRUSTEE'S RECEIPT AND ACCEPTANCE

23 I, _____ (name of custodial trustee) acknowledge receipt
24 of the custodial trust property described below or in the
25 attached instrument and accept the custodial trust as custodial
26 trustee for _____ (name of beneficiary) under the
27 Iowa Uniform Custodial Trust Act. I undertake to administer
28 and distribute the custodial trust property pursuant to the
29 Iowa Uniform Custodial Trust Act. My obligations as custodial
30 trustee are subject to the directions of the beneficiary
31 unless the beneficiary is designated as, is, or becomes
32 incapacitated. The custodial trust property consists of

33 _____.

34 Dated: _____

35 (Signature of Custodial Trustee)

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1 Signed: _____

2 (signature of custodial trustee)

3 Sec. 28. Section 633F.18, subsection 1, paragraph a, as
4 enacted by 2021 Iowa Acts, Senate File 240, section 18, is
5 amended to read as follows:

6 a. The execution and either delivery to the custodial
7 trustee or recording of an instrument in substantially the
8 following form:

9 TRANSFER UNDER THE IOWA UNIFORM CUSTODIAL TRUST ACT

10 I, _____ (name of transferor or name and representative
11 capacity if a fiduciary), transfer to _____ (name of
12 trustee other than transferor), as custodial trustee for
13 _____ (name of beneficiary) as beneficiary and _____
14 (name of distributee) as distributee on termination of the
15 trust in absence of direction by the beneficiary under the Iowa
16 Uniform Custodial Trust Act, the following:

17 _____ (Insert a description of the custodial trust
18 property legally sufficient to identify and transfer each item
19 of property).
20 If _____ (name of trustee other than transferor)
21 declines to serve or ceases to serve as custodial trustee for
22 any reason, then I designate _____ (name of substitute
23 or successor custodial trustee) as substitute or successor
24 custodial trustee.
25 Dated: _____
26 Signature: _____
27 Sec. 29. Section 724.15, subsection 3, Code 2021, as amended
28 by 2021 Iowa Acts, House File 756, section 2, is amended to
29 read as follows:
30 3. An issuing officer who finds that a person issued a
31 permit to acquire pistols or revolvers under this chapter
32 has been arrested for a disqualifying offense or ~~who~~ is
33 the subject of proceedings that could lead to the person's
34 ineligibility for such permit; may immediately suspend such
35 permit. An issuing officer proceeding under this subsection

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1 shall immediately notify the permit holder of the suspension
2 by personal service or certified mail on a form prescribed
3 and published by the commissioner of public safety and the
4 suspension shall become effective upon the permit holder's
5 receipt of such notice. If the suspension is based on an
6 arrest or a proceeding that does not result in a disqualifying
7 conviction or finding against the permit holder, the issuing
8 officer shall immediately reinstate the permit upon receipt
9 of proof of the matter's final disposition. If the arrest
10 leads to a disqualifying conviction or the proceedings to a
11 disqualifying finding, the issuing officer shall revoke the
12 permit. The issuing officer may also revoke the permit of a
13 person whom the issuing officer later finds was not qualified
14 for such a permit at the time of issuance or whom the officer
15 finds provided materially false information on the permit
16 application. A person aggrieved by a suspension or revocation
17 under this subsection may seek review of the decision pursuant
18 to section 724.21A.
19 Sec. 30. Section 915.52, subsection 4A, if enacted by 2021
20 Iowa Acts, House File 426, section 5, is amended to read as
21 follows:
22 NEW SUBSECTION. 4A. An office, agency, or department
23 may satisfy a notification obligation to registered victims
24 required by this subchapter through participation in the kit
25 tracking system established pursuant to section 915.53 to the
26 extent information is available for dissemination through the
27 kit tracking system. This ~~section~~ subsection shall not relieve
28 a notification obligation under this subchapter due to the
29 unavailability of information for dissemination through the kit
30 tracking system.

31 Sec. 31. Section 915.53, subsection 7, if enacted by 2021
32 Iowa Acts, House File 426, section 6, is amended to read as
33 follows:
34 7. An office, agency, or department may satisfy a
35 notification obligation to a victim as required by section

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1 915.52 through participation in the kit tracking system to the
2 extent information is available for dissemination through the
3 kit tracking system. This ~~section~~ subsection shall not relieve
4 a notification obligation under this subchapter due to the
5 unavailability of information for dissemination through the kit
6 tracking system.
7 Sec. 32. 2021 Iowa Acts, Senate File 413, section 74,
8 subsection 3, is amended to read as follows:
9 3. The ~~section~~ sections of this Act amending section 45.1.
10 Sec. 33. 2021 Iowa Acts, House File 848, section 4, is
11 amended to read as follows:
12 SEC. 4. EMERGENCY RULES. The office of the chief
13 information officer may adopt emergency rules under section
14 17A.4, subsection 3, and section 17A.5, subsection 2, paragraph
15 "b", to implement the provisions of this Act and the rules
16 shall be effective immediately upon filing unless a later
17 date is specified in the rules, unless the effective date of
18 the rules is delayed or the applicability of the rules is
19 suspended by the administrative rules review committee. Any
20 rules adopted in accordance with this section shall not take
21 effect before the rules are reviewed by the administrative
22 rules review committee. The delay authority provided to the
23 administrative rules review committee under section ~~17A.4,~~
24 ~~subsection 7, and section~~ 17A.8, ~~subsection~~ subsections 9 and
25 10, shall be applicable to a delay imposed under this section,
26 notwithstanding a provision in those ~~sections~~ subsections
27 making them inapplicable to section 17A.5, subsection 2,
28 paragraph "b". Any rules adopted in accordance with the
29 provisions of this section shall also be published as a notice
30 of intended action as provided in section 17A.4.
31 Sec. 34. EFFECTIVE DATE. The following, being deemed of
32 immediate importance, take effect upon enactment:
33 1. The section of this division of this Act amending section
34 49.73, subsection 2, paragraph "b".
35 2. The section of this division of this Act amending

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1 section 257.16C, subsection 3, paragraph "d", subparagraph (4),
2 subparagraph division (a).
3 3. The section of this division of this Act amending section
4 425.16, subsection 1.
5 4. The section of this division of this Act amending section
6 425.18.

7 5. The section of this division of this Act amending section
8 425.40, subsection 1.
9 6. The section of this division of this Act amending 2021
10 Iowa Acts, Senate File 413, section 74, subsection 3.
11 7. The section of this division of this Act amending 2021
12 Iowa Acts, House File 848, section 4.
13 Sec. 35. EFFECTIVE DATE. The following takes effect January
14 1, 2022:
15 The section of this division of this Act amending section
16 602.8107, subsection 3, paragraph "b", subparagraph (1).
17 Sec. 36. CONTINGENT EFFECTIVE DATE. The following take
18 effect on the effective date of 2021 Iowa Acts, House File 384,
19 if enacted:
20 1. The section of this division of this Act amending section
21 123.46A, subsection 2, paragraph "g".
22 2. The section of this division of this Act amending section
23 123.46A, subsection 3.
24 Sec. 37. RETROACTIVE APPLICABILITY. The following apply
25 retroactively to March 8, 2021:
26 1. The section of this division of this Act amending section
27 49.73, subsection 2, paragraph "b".
28 2. The section of this division of this Act amending 2021
29 Iowa Acts, Senate File 413, section 74, subsection 3.
30 Sec. 38. RETROACTIVE APPLICABILITY. The following applies
31 retroactively to February 23, 2021:
32 The section of this division of this Act amending section
33 257.16C, subsection 3, paragraph "d", subparagraph (4),
34 subparagraph division (a).
35 Sec. 39. RETROACTIVE APPLICABILITY. The following apply

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1 retroactively to April 12, 2021:
2 1. The section of this division of this Act amending section
3 425.16, subsection 1.
4 2. The section of this division of this Act amending section
5 425.18.
6 3. The section of this division of this Act amending section
7 425.40, subsection 1.
8 Sec. 40. RETROACTIVE APPLICABILITY. The following applies
9 retroactively to April 28, 2021:
10 The section of this division of this Act amending 2021 Iowa
11 Acts, House File 848, section 4.
12 DIVISION IV
13 STATE CHILD CARE ASSISTANCE
14 Sec. 41. Section 237A.14, subsection 3, if enacted by 2021
15 Iowa Acts, House File 302, section 1, is amended to read as
16 follows:
17 3. Child care provider reimbursement rates under the
18 graduated eligibility phase-out program shall be the same rates
19 as the child care provider reimbursement rates ~~in effect on~~
20 ~~July 1, 2021.~~

DIVISION V

AMUSEMENT RIDE ATTENDANTS

Sec. 42. 2021 Iowa Acts, House File 558, is amended by adding the following new section:

NEW SECTION. SEC. 2. EFFECTIVE DATE. This Act, being deemed of immediate importance, takes effect upon enactment.

Sec. 43. EFFECTIVE DATE. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

Sec. 44. RETROACTIVE APPLICABILITY. This division of this Act applies retroactively to April 30, 2021.

DIVISION VI

FUNERAL DIRECTOR REIMBURSEMENT

Sec. 45. Section 331.802, subsection 9, as enacted by 2021 Iowa Acts, Senate File 307, section 4, is amended to read as follows:

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9. If an autopsy is ordered under this section, the county shall reimburse the funeral director for all costs associated with the transportation of the body to and from the facility performing the autopsy at a rate equivalent to the rate of reimbursement allowed under the standard mileage rate method for computation of business expenses pursuant to the Internal Revenue Code at the time the transportation occurs plus any other associated fees.

DIVISION VII

GAMBLING

Sec. 46. Section 99F.7, subsection 7, Code 2021, is amended to read as follows:

7. It is the intent of the general assembly that employees be paid at least twenty-five percent above the federal minimum wage level in effect on December 31, 2020.

Sec. 47. Section 99F.10, subsection 4, paragraph a, Code 2021, as amended by 2021 Iowa Acts, House File 861, section 26, if enacted, is amended to read as follows:

a. In determining the license fees and state regulatory fees to be charged as provided under section 99F.4 and this section, the commission shall use as the basis for determining the amount of revenue to be raised from the license fees and regulatory fees the amount appropriated to the commission plus the cost of salaries for no more than three special agents for each excursion gambling boat or gambling structure as assigned pursuant to the provisions of section 80.25A, plus any direct and indirect support costs for the division of criminal investigation's duties pursuant to chapters 99D, 99E, and 99F, and section 80.25A.

DIVISION VIII

CHIEF INFORMATION OFFICER — POWERS AND DUTIES

Sec. 48. Section 8B.4, subsection 2, Code 2021, is amended to read as follows:

2. Appoint a chief financial officer and all information

35 technology staff deemed necessary for the administration of the

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1 office's functions as provided in this chapter. For employees
2 of the office, employment shall be consistent with chapter 8A,
3 subchapter IV.

4 DIVISION IX

5 EMERGENCY MEDICAL SERVICES DISTRICTS

6 Sec. 49. Section 357F.8, Code 2021, is amended to read as
7 follows:

8 **357F.8 Election on proposed levy and candidates for trustees.**

9 1. When a preliminary plat has been approved by the board,
10 an election shall be held within the district within sixty days
11 to approve or disapprove the levy of a an initial tax of not
12 more than one dollar per thousand dollars of assessed value
13 on all the taxable property within the district and to choose
14 candidates for the offices of trustees of the district. The
15 ballot shall set out the reason for the tax and the amount
16 needed. The tax shall be set to raise only the amount needed.
17 Notice of the election, including the time and place of holding
18 the election, shall be given as provided in section 357F.4.
19 The vote shall be by ballot which shall state clearly the
20 proposition to be voted upon and any registered voter residing
21 within the district at the time of the election may vote. It
22 is not mandatory for the county commissioner of elections
23 to conduct elections held pursuant to this chapter, but the
24 elections shall be conducted in accordance with chapter 49
25 where not in conflict with this chapter. Judges shall be
26 appointed to serve without pay by the board from among the
27 registered voters of the district to be in charge of the
28 election. The proposition is approved if sixty percent of
29 those voting on the proposition vote in favor of it.

30 2. a. If the tax authorized under subsection 1 is
31 insufficient to provide the services authorized under this
32 chapter, the trustees may levy an additional annual tax, at
33 a rate necessary to provide the authorized services, if such
34 authority for an additional tax is approved at election held
35 separately and after the election held under subsection 1.

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1 b. By resolution, the board may submit to the registered
2 voters of the district the proposition of levying the
3 additional annual tax according to the election procedures
4 under subsection 1.

5 c. (1) After adoption of the resolution under paragraph
6 "b", the board of trustees shall coordinate efforts with
7 the local emergency medical services agencies to establish
8 a district advisory council to assist in researching and
9 assessing the service needs of the district and guiding
10 implementation of services in the district within a council

11 structure.
12 (2) The advisory council established under subparagraph (1)
13 shall recommend to the board of trustees an amount of funding
14 to be specified on the ballot for the election held under this
15 subsection 2 and shall annually assess and review the emergency
16 medical services needs of the district and shall include the
17 results of such review and assessment in an annual report
18 filed with the board of trustees. The annual report shall be
19 publicly available upon filing with the board of trustees.
20 The board of trustees shall receive public comment regarding
21 the report at one or more meetings of the board of trustees.
22 Any meeting of the board of trustees at which public comment
23 on the annual report is heard shall be at least fourteen days
24 following the date the annual report is filed with the board
25 of trustees.
26 d. The proposition is adopted if a majority of those
27 voting on the proposition at the election approves it. If
28 the proposition is approved at election, the trustees may
29 impose the additional annual tax beginning with the fiscal
30 year beginning July 1 following the election at which the
31 proposition was approved. The proposition is not affected by a
32 change in the boundaries of the district.
33 e. Discontinuance of the authority to impose an additional
34 tax under this chapter shall be by petition and election.
35 Upon petition of twenty-five percent of the resident eligible

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1 electors, the board of trustees shall submit to the voters
2 of the district the question of whether to discontinue the
3 authority to impose the additional tax according to the
4 election procedures under subsection 1. If a majority of those
5 voting on the question of discontinuance of the trustees'
6 authority to impose the tax favors discontinuance, the trustees
7 shall not impose the additional tax for any fiscal year
8 beginning after the election approving the discontinuance.
9 unless imposition is subsequently again authorized at election.
10 Following discontinuance of the authority to impose the
11 additional tax, authority to reimpose the additional tax
12 requires approval in accordance with this subsection.
13 Sec. 50. Section 357F.10, Code 2021, is amended to read as
14 follows:
15 **357F.10 Trustees' powers.**
16 The trustees may purchase, own, rent, or maintain emergency
17 medical services apparatus or equipment within the state or
18 outside the territorial jurisdiction and boundary limits of
19 this state, provide housing for such apparatus and equipment,
20 provide emergency medical service and facilities, and may
21 certify for levy ~~an annual tax~~ taxes as provided in section
22 357F.8. The trustees may purchase material, employ emergency
23 medical service and other personnel, and may perform all other
24 acts necessary to properly maintain and operate the district.

25 The trustees may contract with any city or county or public or
26 private agency under chapter 28E for the purpose of providing
27 emergency medical services under this chapter. The trustees
28 are allowed necessary expenses in the discharge of their
29 duties, but they shall not receive a salary.

30 Sec. 51. Section 357F.11, Code 2021, is amended to read as
31 follows:

32 **357F.11 Bonds in anticipation of revenue.**

33 A district may anticipate the collection of taxes by the
34 levy authorized in this chapter, and to carry out the purposes
35 of this chapter may issue bonds payable in not more than ten

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1 equal installments with the rate of interest not exceeding
2 that permitted by chapter 74A. An indebtedness shall not be
3 incurred under this chapter until authorized by an election.
4 The election shall be held and notice given in the same
5 manner as provided in section 357F.8, and ~~the same~~ a sixty
6 percent vote shall be necessary to authorize indebtedness.
7 Both propositions may be submitted to the voters at the same
8 election.

9 Sec. 52. Section 357G.8, Code 2021, is amended to read as
10 follows:

11 **357G.8 Election on proposed levy and candidates for trustees.**

12 1. When a preliminary plat has been approved by the council,
13 an election shall be held within the district within sixty
14 days to approve or disapprove the levy of a an initial tax
15 of not more than one dollar per thousand dollars of assessed
16 value on all the taxable property within the district and
17 to choose candidates for the offices of trustees of the
18 district. The ballot shall set out the reason for the tax and
19 the amount needed. The tax shall be set to raise only the
20 amount needed. Notice of the election, including the time and
21 place of holding the election, shall be given as provided in
22 section 357G.4. The vote shall be by ballot which shall state
23 clearly the proposition to be voted upon and any registered
24 voter residing within the district at the time of the election
25 may vote. It is not mandatory for the county commissioner of
26 elections to conduct elections held pursuant to this chapter,
27 but the elections shall be conducted in accordance with chapter
28 49 where not in conflict with this chapter. Judges shall
29 be appointed to serve without pay by the council from among
30 the registered voters of the district to be in charge of the
31 election. The proposition is approved if sixty percent of
32 those voting on the proposition vote in favor of it.

33 2. a. If the tax authorized under subsection 1 is
34 insufficient to provide the services authorized under this
35 chapter, the trustees may levy an additional annual tax, at

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1 a rate necessary to provide the authorized services, if such
2 authority for an additional tax is approved at election held
3 separately and after the election held under subsection 1.
4 b. By resolution, the council may submit to the registered
5 voters of the district the proposition of levying the
6 additional annual tax according to the election procedures
7 under subsection 1.
8 c. (1) After adoption of the resolution under paragraph
9 "b", the board of trustees shall coordinate efforts with
10 the local emergency medical services agencies to establish
11 a district advisory council to assist in researching and
12 assessing the service needs of the district and guiding
13 implementation of services in the district within a council
14 structure.
15 (2) The district advisory council established under
16 subparagraph (1) shall recommend to the board of trustees
17 an amount of funding to be specified on the ballot for the
18 election held under this subsection 2 and shall annually assess
19 and review the emergency medical services needs of the district
20 and shall include the results of such review and assessment
21 in an annual report filed with the board of trustees. The
22 annual report shall be publicly available upon filing with the
23 board of trustees. The board of trustees shall receive public
24 comment regarding the report at one or more meetings of the
25 board of trustees. Any meeting of the board of trustees at
26 which public comment on the annual report is heard shall be at
27 least fourteen days following the date the annual report is
28 filed with the board of trustees.
29 d. The proposition is adopted if a majority of those
30 voting on the proposition at the election approves it. If
31 the proposition is approved at election, the trustees may
32 impose the additional annual tax beginning with the fiscal
33 year beginning July 1 following the election at which the
34 proposition was approved. The proposition is not affected by a
35 change in the boundaries of the district.

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1 e. Discontinuance of the authority to impose an additional
2 tax under this chapter shall be by petition and election.
3 Upon petition of twenty-five percent of the resident eligible
4 electors, the board of trustees shall submit to the voters
5 of the district the question of whether to discontinue the
6 authority to impose the additional tax according to the
7 election procedures under subsection 1. If a majority of those
8 voting on the question of discontinuance of the trustees'
9 authority to impose the tax favors discontinuance, the trustees
10 shall not impose the additional tax for any fiscal year
11 beginning after the election approving the discontinuance,
12 unless imposition is subsequently again authorized at election.

13 Following discontinuance of the authority to impose the
14 additional tax, authority to reimpose the additional tax
15 requires approval in accordance with this subsection.

16 Sec. 53. Section 357G.10, Code 2021, is amended to read as
17 follows:

18 **357G.10 Trustees' powers.**

19 The trustees may purchase, own, rent, or maintain emergency
20 medical services apparatus or equipment within the state or
21 outside the territorial jurisdiction and boundary limits of
22 this state, provide housing for such apparatus and equipment,
23 provide emergency medical service and facilities, and may
24 certify for levy ~~an annual tax~~ taxes as provided in section
25 357G.8. The trustees may purchase material, employ emergency
26 medical service and other personnel, and may perform all other
27 acts necessary to properly maintain and operate the district.
28 The trustees may contract with any other city or county or
29 public or private agency under chapter 28E for the purpose of
30 providing emergency medical services under this chapter. The
31 trustees are allowed necessary expenses in the discharge of
32 their duties, but they shall not receive a salary.

33 Sec. 54. Section 357G.11, Code 2021, is amended to read as
34 follows:

35 **357G.11 Bonds in anticipation of revenue.**

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1 A district may anticipate the collection of taxes ~~by the~~
2 ~~levy~~ authorized in this chapter, and to carry out the purposes
3 of this chapter may issue bonds payable in not more than ten
4 equal installments with the rate of interest not exceeding
5 that permitted by chapter 74A. An indebtedness shall not be
6 incurred under this chapter until authorized by an election.
7 The election shall be held and notice given in the same
8 manner as provided in section 357G.8, and ~~the same a~~ sixty
9 percent vote shall be necessary to authorize indebtedness.
10 Both propositions may be submitted to the voters at the same
11 election.

12 **DIVISION X**

13 **OPTIONAL TAXES FOR EMERGENCY MEDICAL SERVICES**

14 Sec. 55. Section 422D.1, Code 2021, is amended to read as
15 follows:

16 **422D.1 Authorization — election — imposition and repeal —**
17 **use of revenues.**

18 1. a. A Upon adoption of a resolution declaring emergency
19 medical services to be an essential county service under
20 subsection 1A, and subject to the limitations of this chapter,
21 a county board of supervisors may offer for voter approval
22 the authorization to impose any of the following taxes or a
23 combination of the following taxes:

24 (1) Local option income surtax.

25 (2) An ad valorem property tax not to exceed seventy-five
26 cents per one thousand dollars of assessed value on all taxable

27 property within the county.
28 b. Revenues generated from these taxes shall be used for
29 emergency medical services as provided in section 422D.6.
30 1A. a. To be effective, the resolution declaring emergency
31 medical services to be an essential service shall be considered
32 and voted on for approval at two meetings of the board prior to
33 the meeting at which the resolution is to be finally approved
34 by a majority of the board by recorded vote, as defined in
35 section 331.101. Notice of the first meeting of the board

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1 at which the resolution is considered and voted on shall be
2 published not less than sixty days prior to the date of the
3 meeting in one or more newspapers that meet the requirements
4 of section 618.14. The board shall not suspend or waive the
5 requirements for approval of the resolution or approval of the
6 imposition of a tax under this chapter.
7 b. Each county for which a resolution has been adopted
8 under this subsection shall coordinate efforts with the local
9 emergency medical services agencies to establish a county
10 emergency medical services system advisory council to assist
11 in researching and assessing the service needs of the county
12 and guiding implementation of services in the county within a
13 council structure.
14 c. The county emergency medical services system advisory
15 council established under paragraph "b" shall recommend to
16 the board of supervisors an amount of funding to be specified
17 on the ballot, and if one or more of the taxes are approved
18 at election, shall annually assess and review the emergency
19 medical services needs of the county, and shall include the
20 results of such review and assessment in an annual report filed
21 with the board of supervisors. The annual report shall be
22 publicly available upon filing with the board of supervisors.
23 The board of supervisors shall receive public comment regarding
24 the report at one or more meetings of the board of supervisors.
25 Any meeting of the board of supervisors at which public comment
26 on the annual report is heard shall be at least fourteen days
27 following the date the annual report is filed with the board
28 of supervisors.
29 d. A resolution declaring emergency medical services to be
30 an essential service shall be deemed void if the proposition
31 to impose the taxes fails at election, authority to impose the
32 taxes expires, or if discontinuance of the authority to impose
33 the tax is approved at election under subsection 4.
34 2. a. The taxes for emergency medical services shall
35 only be imposed after an election at which a majority ~~sixty~~

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1 percent of those voting on the question of imposing the tax
2 or combination of taxes specified in subsection 1, paragraph

3 “a”, subparagraph (1) or (2), vote in favor of the question.
4 However, the tax or combination of taxes specified in
5 subsection 1 shall not be imposed on property within or on
6 residents of a benefited emergency medical services district
7 under chapter 357F. The question of imposing the tax or
8 combination of the taxes may be submitted at the regular city
9 election, a special election, or the general election. Notice
10 of the question shall be provided by publication at least sixty
11 days before the time of the election and shall identify the tax
12 or combination of taxes and the rate or rates, as applicable.
13 If a ~~majority~~ sixty percent of those voting on the question
14 approve the imposition of the tax or combination of taxes, the
15 tax or combination of taxes ~~shall~~ may be imposed as follows:
16 (1) A local option income surtax ~~shall~~ may be imposed for
17 tax years beginning on or after January 1 ~~of the fiscal year in~~
18 ~~which the favorable election was held~~ following the date the
19 ordinance is filed with the director of revenue under section
20 422D.3, subsection 3.
21 (2) An ad valorem property tax ~~shall~~ may be imposed for the
22 property taxes due and payable in fiscal year years beginning
23 after the fiscal year in which the election was held.
24 b. Before a county imposes an income surtax as specified
25 in subsection 1, paragraph “a”, subparagraph (1), a benefited
26 emergency medical services district in the county shall be
27 dissolved, and the county shall be liable for the outstanding
28 obligations of the benefited district. If the benefited
29 district extends into more than one county, the county imposing
30 the income surtax shall be liable for only that portion of the
31 obligations relating to the portion of the benefited district
32 in the county.
33 3. Revenues received by the county from the taxes imposed
34 under this chapter shall be deposited into the emergency
35 medical services trust fund created pursuant to section 422D.6

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1 and shall be used as provided in that section.
2 4. ~~Any~~ For a county that is not one of the eleven most
3 populous counties in the state, as determined by the latest
4 preceding certified federal census or the latest applicable
5 population estimate issued by the United States census bureau,
6 whichever is most recent, any tax or combination of taxes
7 imposed shall be for a maximum period of five fifteen years.
8 For a county that is one of the eleven most populous counties
9 in the state, as determined by the latest preceding certified
10 federal census or the latest applicable population estimate
11 issued by the United States census bureau, whichever is most
12 recent, any tax or combination of taxes imposed shall be for a
13 maximum period of ten years. Discontinuance of the authority
14 to impose a tax under this chapter prior to the expiration of
15 the period of years for which the tax is approved shall be by
16 petition and election. Upon receipt of a petition signed by

17 eligible electors of the county equal in number to at least
18 twenty-five percent of the votes cast in the county for the
19 office of president of the United States or governor at the
20 last preceding general election or five thousand, whichever
21 is less, the board of supervisors shall direct the county
22 commissioner of elections to submit to the voters of the county
23 the question of whether to discontinue the authority to impose
24 one or more of the taxes under this chapter. If a majority of
25 those voting on the question of discontinuance of the board's
26 authority to impose the tax favors discontinuance, the board
27 shall not impose the property tax for any fiscal year beginning
28 after the election approving the discontinuance and shall not
29 impose the income surtax for any tax year beginning after
30 the election approving the discontinuance unless imposition
31 is subsequently again authorized at election. Following
32 expiration or discontinuance of the authority to impose the
33 taxes under this chapter, authority to reimpose the taxes
34 requires approval in accordance with this section.
35 Sec. 56. Section 422D.2, Code 2021, is amended to read as

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1 follows:
2 **422D.2 Local income surtax.**
3 A county may impose by ordinance a local income surtax as
4 provided in section 422D.1 at the rate set by the board of
5 supervisors, of up to one percent, on the state individual
6 income tax of each individual residing in the county at the
7 end of the individual's applicable tax year. However, the
8 cumulative total of the percents of income surtax imposed on
9 any taxpayer in the county shall not exceed twenty percent.
10 The reason for imposing the surtax and the amount needed, as
11 determined by the board of supervisors after recommendation of
12 the county emergency medical services system advisory council,
13 shall be set out on the ballot and in the ordinance. The
14 surtax rate shall be set to raise only the amount needed. For
15 purposes of this section, "state individual income tax" means
16 the tax computed under section 422.5, less the amounts of
17 nonrefundable credits allowed under chapter 422, subchapter II.
18 Sec. 57. Section 422D.3, subsection 1, Code 2021, is amended
19 to read as follows:
20 1. A local income surtax ~~shall may~~ be imposed for tax years
21 beginning on or after January 1 of the fiscal year in which
22 the favorable election was held for tax years beginning on or
23 after January 1 following the date the ordinance is filed with
24 the director of revenue under subsection 3, and is repealed as
25 provided in section 422D.1, subsection 4, as of December 31 for
26 tax years beginning after December 31.
27 Sec. 58. Section 422D.5, Code 2021, is amended to read as
28 follows:
29 **422D.5 Property tax levy.**
30 A county may levy an emergency medical services tax at the

31 rate set by the board of supervisors subject to the limitation
 32 under section 422D.1, subsection 1, paragraph "a", subparagraph
 33 (2), and approved at the election as provided in section
 34 422D.1, on all taxable property in the county for fiscal years
 35 beginning with ~~property taxes due and payable in~~ the fiscal

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1 year beginning after the fiscal year in which the favorable
 2 election was held. The reason for imposing the tax and the
 3 amount needed, as determined by the board of supervisors after
 4 recommendation of the county emergency medical services system
 5 advisory council, shall be set out on the ballot. The rate
 6 shall be set so as to raise only the amount needed. ~~The levy~~
 7 ~~is repealed for subsequent fiscal years as provided in section~~
 8 ~~422D.1, subsection 4.~~

9 Sec. 59. Section 422D.6, subsection 1, Code 2021, is amended
 10 to read as follows:

11 1. A county authorized to impose a tax under this chapter
 12 shall establish an emergency medical services trust fund
 13 into which revenues received from the taxes imposed shall
 14 be deposited. Moneys in the trust fund shall be used for
 15 emergency medical services. In addition, moneys in the fund
 16 may be used for the purpose of matching federal or state
 17 funds for education and training related to emergency medical
 18 services. Moneys remaining in the fund following expiration or
 19 discontinuance of the authority to impose the taxes as provided
 20 in section 422D.1, subsection 4, shall remain in the fund and
 21 may be expended for the purposes specified in this section.

22 Sec. 60. IMPLEMENTATION. This division of this Act shall
 23 not affect the imposition and collection of taxes under chapter
 24 422D in effect on July 1, 2021, and such taxes shall continue
 25 to be imposed and administered until the period of authority to
 26 impose such taxes in effect immediately prior to July 1, 2021,
 27 expires.

28 DIVISION XI

29 EMERGENCY MEDICAL SERVICE TRAINING PROGRAMS

30 Sec. 61. Section 147A.1, subsection 13, Code 2021, is
 31 amended to read as follows:

32 13. *"Training program"* means an Iowa college approved by
 33 the higher learning commission, ~~or~~ an Iowa hospital authorized
 34 by the department, or a medical care ambulance service or
 35 nontransport service that has received authorization from the

PAGE 29

1 department to conduct emergency medical care services training.

2 Sec. 62. Section 147A.17, subsection 1, Code 2021, is
 3 amended to read as follows:

4 1. An Iowa college approved by the higher learning
 5 commission, ~~or~~ an Iowa hospital in this state, or a medical
 6 care ambulance service or nontransport service that desires to

7 provide emergency medical care services training leading to
8 certification as an emergency medical care provider shall apply
9 to the department for authorization to establish a training
10 program.

11 Sec. 63. EFFECTIVE DATE. This division of this Act, being
12 deemed of immediate importance, takes effect upon enactment.

13 DIVISION XII

14 LOCAL OPTION SALES TAX REVENUE

15 Sec. 64. Section 423B.7, subsection 7, paragraph a, Code
16 2021, is amended to read as follows:

17 a. Subject to the requirement of paragraph “b”, local
18 sales and services tax moneys received by a city or county
19 may be expended for any lawful purpose of the city or county,
20 including but not limited to expenses related to providing
21 emergency medical services within the applicable city or
22 county.>

MOHR of Scott

H-1538

1 Amend House File 902 as follows:

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

3 <Sec. ____ Section 96.5, subsection 1, Code 2021, is amended
4 by adding the following new paragraph:

5 NEW PARAGRAPH. k. The individual is participating in a
6 strike against the employer.>

7 2. By renumbering as necessary.

HUNTER of Polk

H-1539

1 Amend House File 902 as follows:

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

3 <Sec. ____ NEW SECTION. 95.1 Definitions.

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

6 1. “Employee” means an individual who is employed in this
7 state for wages by an employer.

8 2. “Employer” means a person, as defined in chapter 4, who
9 employs an individual in this state for wages.

10 Sec. ____ NEW SECTION. 95.2 Strikes — employee health
11 insurance maintained.

12 If an employee engages in a lawful strike against an
13 employer, and if the employer was providing health insurance to
14 the employee as of the commencement of the strike, the employer
15 shall continue to provide the employee with health insurance
16 during the period of the strike and shall not alter the cost,
17 coverage, or any other aspect of the health insurance during
18 the period of the strike.>

19 2. Title page, line 2, before <insurance> by inserting <and
20 health>

21 3. By renumbering as necessary.

B. MEYER of Polk

RESOLUTIONS ADOPTED (Not otherwise printed in the House Journal)

HOUSE CONCURRENT RESOLUTION 12 BY GRASSLEY 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 had
5 on Wednesday, May 19, 2021, it shall be the final
6 adjournment of the 2021 Regular Session of the
7 Eighty-ninth General Assembly.

H.C.R. 12 filed May 19, 2021; adopted May 19, 2021.

HOUSE CONCURRENT RESOLUTION 13 BY GRASSLEY

1 A Concurrent Resolution to provide for the business
2 of the second extraordinary session of the 2021
3 legislative session.
4 WHEREAS, Governor Kim Reynolds has convened a second
5 extraordinary session of the Eighty-ninth General
6 Assembly on Thursday, October 28, 2021; NOW THEREFORE,
7 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES,
8 THE SENATE CONCURRING, That pursuant to Joint Rule 3,
9 the business of the second extraordinary session of
10 the 2021 legislative session shall be limited to the
11 consideration of legislation for congressional and
12 legislative districts, matters related to COVID-19, and
13 any other resolutions that either chamber may adopt.

H.C.R. 13 filed October 28, 2021; adopted October 28, 2021.

HOUSE CONCURRENT RESOLUTION 14 BY GRASSLEY and KONFRST

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 had
5 on Thursday, October 28, 2021, it shall be the final
6 adjournment of the 2021 Second Extraordinary Session of
7 the Eighty-ninth General Assembly.

H.C.R. 14 filed October 28, 2021; adopted October 28, 2021.

HOUSE RESOLUTION 6 BY A. MEYER

1 A Resolution designating the month of March, annually,
2 as Precision Medicine and Biomarker Testing
3 Awareness Month.

4 WHEREAS, precision medicine, which is also called
5 personalized health care or individualized medicine, is
6 an evolving field in which health care providers use an
7 analysis of a patient's biospecimen, known as biomarker
8 testing, to determine which medical treatments will
9 work best for each patient; and
10 WHEREAS, by combining the data from biomarker
11 testing with an individual's medical history,
12 circumstances, and values, health care providers can
13 direct a patient to targeted treatment, which benefits
14 both patients and the overall health care system; and
15 WHEREAS, the field of precision medicine holds great
16 promise in ensuring the delivery of the right treatment
17 to the right patient at the right time; and
18 WHEREAS, 60 percent of treatments in preclinical
19 development rely on biomarker data; and
20 WHEREAS, biomedicine and the understanding of the
21 characteristics of a patient's disease that informs
22 precision medicine is evolving rapidly; and
23 WHEREAS, health care providers are increasingly
24 gaining access to new technologies, such as biomarker
25 testing, that can help identify gene mutations,
26 alterations, and protein expressions specific to
27 individual patients; and
28 WHEREAS, health outcomes are improved through the

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1 use of precision medicine, including, for example,
2 patients with certain types of lung cancer who received
3 biomarker testing resulting in a 28 percent reduction
4 in mortality; and
5 WHEREAS, the National Academy of Medicine considers
6 biomarker testing to be key to unlocking the promise of
7 personalized health care; and
8 WHEREAS, biomarker testing is available for an
9 ever-increasing range of conditions and diseases, but
10 patient access to these tests is not keeping pace with
11 the rate of innovation; and
12 WHEREAS, a lack of awareness among providers
13 and patients is preventing the effective adoption
14 and integration of biomarker testing into precision
15 medicine; and
16 WHEREAS, appropriate awareness and education about
17 the ways biomarker testing can be used to support the
18 diagnosis, treatment, and monitoring of patients in a
19 personalized way is needed; and
20 WHEREAS, the American Cancer Society/Cancer Action
21 Network and the Iowa Biotechnology Association, as well
22 as other relevant partners, are seeking to promote
23 awareness, education, and action related to improving
24 access to biomarker testing; NOW THEREFORE,

25 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That
 26 the Iowa House of Representatives designates the month
 27 of March, annually, as Precision Medicine and Biomarker
 28 Testing Awareness Month to raise awareness, encourage
 29 education, and improve understanding of the ways
 30 biomarker testing can be used to support diagnosis,

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- 1 treatment, and monitoring of patients in a personalized
- 2 way and to emphasize the importance of ensuring access
- 3 to these promising technologies.

H.R. 6 filed February 16, 2021; adopted March 5, 2021.

HOUSE RESOLUTION 10

BY A. MEYER, MOHR, KRESSIG, DEYOE, SIECK, JACOBY, NIELSEN, DONAHUE,
 HEIN, SIEGRIST, COHOON, KAUFMANN, PAUSTIAN, BERGAN, EHLERT,
 MOMMSEN, STAED, HANSEN, BOHANNAN, MASCHER, GJERDE,
 RUNNING-MARQUARDT, BENNETT, WORTHAN, and FRY

- 1 A Resolution honoring the achievements and
- 2 contributions of Steve Ovel.
- 3 WHEREAS, Steve Ovel worked at Kirkwood Community
- 4 College as the Executive Director of Governmental
- 5 Relations for 30 years; and
- 6 WHEREAS, after retiring from Kirkwood in 2013, Mr.
- 7 Ovel served as the legislative liaison and consultant
- 8 for the Iowa Association of Community College Trustees
- 9 until retiring from that position in 2018; and
- 10 WHEREAS, Mr. Ovel is recognized as the premier Iowa
- 11 community college expert in economic development and
- 12 workforce training; and
- 13 WHEREAS, several of Iowa's community college
- 14 workforce programs crucial to the strength of Iowa's
- 15 individual colleges were developed while Mr. Ovel
- 16 served in his capacity at Kirkwood, leading to
- 17 innumerable positive benefits to those who received
- 18 training at Iowa community colleges; and
- 19 WHEREAS, during Mr. Ovel's tenure as a legislative
- 20 liaison, he played a key role in bringing focus to
- 21 workforce education programs at Iowa community colleges
- 22 by assisting in legislation and developing methods to
- 23 fund community college workforce development through
- 24 the use of gaming revenues; and

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- 1 WHEREAS, the Iowa Skilled Worker Job Creation Fund,
- 2 the Pathways for Career and Employment Program, the
- 3 Kibbie Skilled Workforce Shortage Tuition Grant, the
- 4 Adult Basic Education and Adult Literacy Program, the
- 5 GAP Tuition Assistance Program, the Work-Based Learning

6 Intermediary Network, the Workforce Training and
7 Economic Development Fund, and the Accelerated Career
8 Education Infrastructure Program would not exist as
9 they do today if not for Mr. Ovel's efforts; and
10 WHEREAS, Mr. Ovel assisted in the development of
11 Iowa law by helping to define a career academy and
12 developing the funding formula used by all 15 of Iowa's
13 community colleges to equitably distribute state
14 general aid and workforce program funding; and
15 WHEREAS, Mr. Ovel was integral in the redesign of
16 Iowa's workforce development delivery by ensuring
17 community college boundaries align with state workforce
18 service areas and that community colleges offer
19 training services to unemployed and underemployed
20 individuals across the state; and
21 WHEREAS, Mr. Ovel created a legislative summary each
22 year of all the actions taken during the most recent
23 legislative session in order to provide historical
24 content and information sharing to all Iowa community
25 colleges; and
26 WHEREAS, for Mr. Ovel's efforts as a legislative
27 liaison, he was named a Pioneer Lawmaker on April 5,
28 2017; and
29 WHEREAS, Mr. Ovel played a unique role in providing
30 training and guidance on how to best implement

PAGE 3

1 new programs he assisted in developing across
2 all 15 Iowa community colleges by sharing best
3 practices, supporting local control, and emphasizing
4 uniformity; and
5 WHEREAS, Mr. Ovel served on several community
6 college working groups and became a central point
7 of contact community college staff would turn to
8 for assistance with legislative and workforce
9 programming; and
10 WHEREAS, through this work, the community colleges
11 now have workforce programs that can assist all
12 populations from unemployed individuals seeking the
13 skills to achieve an occupation with a good salary, to
14 college students entering into a high-demand occupation
15 at their local community college, and to companies
16 trying to increase or reskill their workforce; NOW
17 THEREFORE,
18 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That
19 the House of Representatives honors Steve Ovel for the
20 numerous programs and legislation he helped develop
21 which have benefited, and will continue to benefit,
22 countless Iowans; and
23 BE IT FURTHER RESOLVED, That upon passage of
24 this resolution, the Chief Clerk of the House of

25 Representatives shall transmit a copy of this
 26 resolution to Steve Ovel.

H.R. 10 filed March 11, 2021; adopted March 11, 2021.

SENATE CONCURRENT RESOLUTION 6
 BY COMMITTEE ON RULES AND ADMINISTRATION

1 A Concurrent Resolution relating to the compensation
 2 of chaplains, officers, and employees of the
 3 ~~eighty-seventh~~ eighty-ninth general assembly.
 4 WHEREAS, section 2.11 of the Code provides that "The
 5 compensation of the chaplains, officers, and employees
 6 of the general assembly shall be fixed by joint action
 7 of the house and senate by resolution at the opening of
 8 each session, or as soon thereafter as conveniently can
 9 be done."; NOW THEREFORE,
 10 BE IT RESOLVED BY THE SENATE, THE HOUSE OF
 11 REPRESENTATIVES CONCURRING, That the compensation
 12 of the employees of the ~~eighty-seventh~~ eighty-ninth
 13 general assembly is set, effective from January 9,
 14 2017, until January 14, 2019 January 11, 2021, until
 15 January 9, 2023, in accordance with the following
 16 salary schedule:

17 #9	
18 \$18,636.80 <u>\$19,593.60</u>	
19 8.969.42	
20 #10	#11
21 \$19,656.00 <u>\$20,654.40</u>	\$20,696.00 <u>\$21,736.00</u>
22 9.45 <u>9.93</u>	9.95 <u>10.45</u>
23 #12	#13
24 \$21,694.40 <u>\$22,796.80</u>	\$22,796.80 <u>\$23,961.60</u>
25 10.43 <u>10.96</u>	10.96 <u>11.52</u>
26 #14	#15
27 \$23,982.40 <u>\$25,230.40</u>	\$25,272.00 <u>\$26,561.60</u>

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1 11.53 <u>12.13</u>	12.15 <u>12.77</u>
2 #16	#17
3 \$26,561.60 <u>\$27,934.40</u>	\$27,684.80 <u>\$29,078.40</u>
4 12.77 <u>13.43</u>	13.31 <u>13.98</u>
5 #18	#19
6 \$29,099.20 <u>\$30,576.00</u>	\$30,409.60 <u>\$31,969.60</u>
7 13.99 <u>14.70</u>	14.62 <u>15.37</u>
8 #20	#21
9 \$31,990.40 <u>\$33,633.60</u>	\$33,384.00 <u>\$35,089.60</u>
10 15.38 <u>16.17</u>	16.05 <u>16.87</u>
11 #22	#23
12 \$35,048.00 <u>\$36,836.80</u>	\$36,774.40 <u>\$38,646.40</u>
13 16.85 <u>17.71</u>	17.68 <u>18.58</u>
14 #24	#25
15 \$38,417.60 <u>\$40,372.80</u>	\$40,372.80 <u>\$42,432.00</u>

16	18.47 <u>19.41</u>	19.41 <u>20.40</u>
17	#26	#27
18	\$42,265.60 <u>\$44,428.80</u>	\$44,304.00 <u>\$46,571.20</u>
19	20.32 <u>21.36</u>	21.30 <u>22.39</u>
20	#28	#29
21	\$46,488.00 <u>\$48,859.20</u>	\$48,672.00 <u>\$51,147.20</u>
22	22.35 <u>23.49</u>	23.40 <u>24.59</u>
23	#30	#31
24	\$51,022.40 <u>\$53,643.20</u>	\$53,560.00 <u>\$56,284.80</u>
25	24.53 <u>25.79</u>	25.75 <u>27.06</u>
26	#32	#33
27	\$56,035.20 <u>\$58,884.80</u>	\$58,760.00 <u>\$61,755.20</u>
28	26.94 <u>28.31</u>	28.25 <u>29.69</u>
29	#34	#35
30	\$61,484.80 <u>\$64,625.60</u>	\$64,459.20 <u>\$67,724.80</u>

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1	29.56 <u>31.07</u>	30.99 <u>32.56</u>
2	#36	#37
3	\$67,516.80 <u>\$70,948.80</u>	\$70,824.00 <u>\$74,422.40</u>
4	32.46 <u>34.11</u>	34.05 <u>35.78</u>
5	#38	#39
6	\$74,172.80 <u>\$77,958.40</u>	\$77,812.80 <u>\$81,764.80</u>
7	35.66 <u>37.48</u>	37.41 <u>39.31</u>
8	#40	#41
9	\$81,556.80 <u>\$85,716.80</u>	\$85,467.20 <u>\$89,835.20</u>
10	39.21 <u>41.21</u>	41.09 <u>43.19</u>
11	#42	#43
12	\$89,648.00 <u>\$94,224.00</u>	\$93,808.00 <u>\$98,592.00</u>
13	43.10 <u>45.30</u>	45.10 <u>47.40</u>
14	#44	#45
15	\$98,404.80 <u>\$103,396.80</u>	\$103,126.40 <u>\$108,388.80</u>
16	47.31 <u>49.71</u>	49.58 <u>52.11</u>
17	#46	#47
18	\$108,035.20 <u>\$113,526.40</u>	\$113,193.60 <u>\$118,955.20</u>
19	51.94 <u>54.58</u>	54.42 <u>57.19</u>
20	#48	#49
21	\$118,622.40 <u>\$124,675.20</u>	\$124,321.60 <u>\$130,644.80</u>
22	57.03 <u>59.94</u>	59.77 <u>62.81</u>
23	#50	#51
24	\$130,374.40 <u>\$137,009.60</u>	\$136,593.60 <u>\$143,540.80</u>
25	62.68 <u>65.87</u>	65.67 <u>69.01</u>
26	In this schedule, each numbered block shall be	
27	the yearly and hourly compensation for the pay grade	
28	of the number heading the block. Within each grade	
29	there shall be eight steps numbered "1" through "8".	
30	In the above schedule the steps for all grades are	

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- 1 determined in the following manner. Each numbered

2 block is counted as the "1" step for that grade. The
3 next higher block is counted as the "2" step; the next
4 higher block is the "3" step; the next higher block is
5 the "4" step; the next higher block is the "5" step;
6 the next higher block is the "6" step; the next higher
7 block is the "7" step; and the next higher block plus
8 2.5% is the "8" step.

9 Alternatively, the senate rules and administration
10 committee for senate employees, and the house
11 administration and rules committee for house employees
12 may allow their employees' compensation to be flexibly
13 set anywhere between steps "1" through "8" for an
14 employee's prescribed pay grade.

15 All employees shall be available to work daily
16 until completion of the senate's and house of
17 representatives' business. The employee's division
18 supervisor shall schedule all employees' working hours
19 to, as far as possible, maintain regular working hours.

20 All employees, other than those designated "part-
21 time", shall be compensated for 40 hours of work in
22 a one-week pay period. Secretaries to senators and
23 representatives are presumed to have 32 hours of work
24 each week the legislature is in session and shall
25 be paid only on that basis. Full-time employees
26 who are required to work in excess of 80 hours in a
27 two-week pay period shall be allowed compensatory time
28 off at a rate of one hour for each hour of overtime
29 up to a maximum of 120 hours of compensatory time.

30 Joint security employees of the senate and house of

PAGE 5

1 representatives may be compensated for each hour of
2 overtime at a rate of pay equal to one-and-one-half
3 times the hourly pay provided.

4 BE IT FURTHER RESOLVED, That part-time employees
5 shall be compensated at the scheduled hourly rate for
6 their pay grade and step.

7 BE IT FURTHER RESOLVED, That in the event the
8 salary schedule for employees of the State of Iowa
9 as promulgated by the department of administrative
10 services pursuant to section 8A.413, subsection 3, is
11 revised upward at any time during the ~~eighty-seventh~~
12 eighty-ninth general assembly, such revised schedule
13 shall simultaneously be adopted for the compensation
14 of the employees of the ~~eighty-seventh~~ eighty-ninth
15 general assembly assigned a grade by this resolution,
16 unless otherwise provided by the senate and house of
17 representatives.

18 BE IT FURTHER RESOLVED, That adjustments in
19 the positions and compensation listed in this
20 resolution may be made through an interim review of

21 all legislative employees for internal equity and to
 22 assure compliance with appropriate legal standards
 23 for granting of overtime and compensatory time off.
 24 Such review shall be conducted by a legislative
 25 committee made up of members of the service committee
 26 of legislative council and the appropriate salary
 27 subcommittees of the senate and house. Only one such
 28 review may be done in any fiscal year and adjustments
 29 suggested must be approved by the appropriate hiring
 30 body.

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1 BE IT FURTHER RESOLVED, That the employees of the
 2 ~~eighty-seventh~~ eighty-ninth general assembly be placed
 3 in the following pay grades:

EMPLOYEES OF THE HOUSE

4		
5	Chief Clerk of the House.....	Grade 44
6	Sr. Assistant Chief Clerk of the House.....	Grade 41
7	Assistant Chief Clerk of the House III.....	Grade 38
8	Assistant Chief Clerk of the House II.....	Grade 35
9	Assistant Chief Clerk of the House I.....	Grade 32
10	Legal Counsel II.....	Grade 35
11	Legal Counsel I.....	Grade 32
12	Legal Counsel.....	Grade 30
13	Sr. Caucus Staff Director.....	Grade 41
14	Caucus Staff Director.....	Grade 38
15	Sr. Deputy Caucus Staff Director.....	Grade 39
16	Deputy Caucus Staff Director.....	Grade 36
17	Administrative Assistant to Leader or	
18	Speaker.....	Grade 27
19	Administrative Assistant I to Leader or	
20	Speaker.....	Grade 29
21	Administrative Assistant II to Leader or	
22	Speaker.....	Grade 32
23	Administrative Assistant III to Leader or	
24	Speaker.....	Grade 35
25	Sr. Administrative Assistant to Leader or	
26	Speaker I.....	Grade 38
27	Sr. Administrative Assistant to Leader or	
28	Speaker II.....	Grade 41
29	Research Assistant.....	Grade 24
30	Legislative Research Analyst.....	Grade 27

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1	Legislative Research Analyst I.....	Grade 29
2	Legislative Research Analyst II.....	Grade 32
3	Legislative Research Analyst III.....	Grade 35
4	Sr. Legislative Research Analyst.....	Grade 38
5	Assistant Secretary to Leader or Speaker.....	Grade 18
6	Secretary to Leader or Speaker.....	Grade 19

7	Caucus Secretary.....	Grade 21
8	Senior Caucus Secretary.....	Grade 24
9	Administrative Secretary to Leader, Speaker, or Chief Clerk.....	Grade 21
10	Executive Secretary to Leader, Speaker or Chief Clerk.....	Grade 24
11	Confidential Secretary to Leader, Speaker, or Chief Clerk.....	Grade 27
12	Clerk to Chief Clerk.....	Grade 16
13	Supervisor of Secretaries.....	Grade 21
14	Supervisor of Secretaries I.....	Grade 24
15	Supervisor of Secretaries II.....	Grade 27
16	Sr. Administrative Services Officer.....	Grade 35
17	Administrative Services Officer III.....	Grade 32
18	Administrative Services Officer II.....	Grade 29
19	Administrative Services Officer I.....	Grade 26
20	Administrative Services Officer.....	Grade 23
21	Administrative Services Assistant.....	Grade 20
22	Senior Editor.....	Grade 30
23	Editor II.....	Grade 25
24	Editor I.....	Grade 22
25	Assistant Editor.....	Grade 19
26	Compositor/Desktop Top Specialist.....	Grade 17
27	Sr. Text Processor.....	Grade 25

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1	Text Processor II.....	Grade 22
2	Text Processor I.....	Grade 19
3	Senior Finance Officer III.....	Grade 38
4	Senior Finance Officer II.....	Grade 35
5	Senior Finance Officer I.....	Grade 31
6	Finance Officer II.....	Grade 27
7	Finance Officer I.....	Grade 24
8	Assistant Finance Officer.....	Grade 21
9	Recording Clerk II.....	Grade 24
10	Recording Clerk I.....	Grade 21
11	Assistant Legal Counsel I.....	Grade 30
12	Assistant Legal Counsel.....	Grade 27
13	Engrossing & Enrolling Processor.....	Grade 27
14	Assistant to the Legal Counsel.....	Grade 19
15	Senior Indexer.....	Grade 28
16	Indexer II.....	Grade 25
17	Indexer I.....	Grade 22
18	Indexing Assistant.....	Grade 19
19	Supply Clerk.....	Grade 16
20	Switchboard Operator.....	Grade 14
21	Legislative Secretary.....	Grade 15
22	Legislative Committee Secretary.....	Grade 17
23	Bill Clerk.....	Grade 14
24	Assistant Bill Clerk.....	Grade 12
25	Postmaster.....	Grade 12

26	Sergeant-at-Arms II.....	Grade 20
27	Sergeant-at-Arms I.....	Grade 17
28	Assistant Sergeant-at-Arms.....	Grade 14
29	Chief Doorkeeper.....	Grade 12
30	Doorkeepers.....	Grade 11

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1	Pages.....	Grade 9
2	EMPLOYEES OF THE SENATE	
3	Secretary of the Senate.....	Grade 44
4	Sr. Assistant Secretary of the Senate.....	Grade 41
5	Assistant Secretary of the Senate III.....	Grade 38
6	Assistant Secretary of the Senate II.....	Grade 35
7	Assistant Secretary of the Senate I.....	Grade 32
8	Legal Counsel II.....	Grade 35
9	Legal Counsel I.....	Grade 32
10	Legal Counsel.....	Grade 30
11	Sr. Caucus Staff Director.....	Grade 41
12	Caucus Staff Director.....	Grade 38
13	Sr. Deputy Caucus Staff Director.....	Grade 39
14	Deputy Caucus Staff Director.....	Grade 36
15	Administrative Assistant to Leader	
16	or President.....	Grade 27
17	Administrative Assistant I to Leader	
18	or President.....	Grade 29
19	Administrative Assistant II to Leader	
20	or President.....	Grade 32
21	Administrative Assistant III to Leader	
22	or President.....	Grade 35
23	Sr. Administrative Assistant to Leader	
24	or President I.....	Grade 38
25	Sr. Administrative Assistant to Leader	
26	or President II.....	Grade 41
27	Research Assistant.....	Grade 24
28	Legislative Research Analyst.....	Grade 27
29	Legislative Research Analyst I.....	Grade 29
30	Legislative Research Analyst II.....	Grade 32

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1	Legislative Research Analyst III.....	Grade 35
2	Sr. Legislative Research Analyst.....	Grade 38
3	Caucus Secretary II.....	Grade 21
4	Senior Caucus Secretary.....	Grade 24
5	Secretary to Leader, President, or	
6	Caucus.....	Grade 18
7	Administrative Secretary to Leader,	
8	President, or Secretary of the Senate.....	Grade 21
9	Executive Secretary to Leader, President,	
10	or Secretary of the Senate.....	Grade 24
11	Confidential Secretary to Leader, President,	

12	or Secretary of the Senate.....	Grade 27
13	Supervisor of Secretaries.....	Grade 21
14	Supervisor of Secretaries I.....	Grade 24
15	Supervisor of Secretaries II.....	Grade 27
16	Sr. Administrative Services Officer.....	Grade 35
17	Administrative Services Officer III.....	Grade 32
18	Administrative Services Officer II.....	Grade 29
19	Administrative Services Officer I.....	Grade 26
20	Administrative Services Officer.....	Grade 23
21	Administrative Services Assistant.....	Grade 20
22	Senior Editor.....	Grade 30
23	Editor II.....	Grade 25
24	Editor I.....	Grade 22
25	Assistant Editor.....	Grade 19
26	Compositor/Desk Top Specialist.....	Grade 17
27	Assistant Legal Counsel I.....	Grade 30
28	Assistant Legal Counsel.....	Grade 27
29	Assistant to the Legal Counsel.....	Grade 19
30	Proofreader.....	Grade 16

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1	Senior Finance Officer III.....	Grade 38
2	Senior Finance Officer II.....	Grade 35
3	Senior Finance Officer I.....	Grade 31
4	Finance Officer II.....	Grade 27
5	Finance Officer I.....	Grade 24
6	Assistant Finance Officer.....	Grade 21
7	Recording Clerk II.....	Grade 24
8	Recording Clerk I.....	Grade 21
9	Senior Indexer.....	Grade 28
10	Indexer II.....	Grade 25
11	Indexer I.....	Grade 22
12	Indexing Assistant.....	Grade 19
13	Records and Supply Clerk.....	Grade 18
14	Switchboard Operator.....	Grade 14
15	Legislative Secretary.....	Grade 15
16	Legislative Committee Secretary.....	Grade 17
17	Bill Clerk.....	Grade 14
18	Assistant Bill Clerk.....	Grade 12
19	Postmaster.....	Grade 12
20	Sergeant-at-Arms II.....	Grade 20
21	Sergeant-at-Arms I.....	Grade 17
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23	Chief Doorkeeper.....	Grade 12
24	Doorkeepers.....	Grade 11
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26	JOINT SENATE/HOUSE EMPLOYEES	
27	Facilities Manager I.....	Grade 35
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30	Legislative Security Coordinator I.....	Grade 23

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1	Legislative Security Coordinator II.....	Grade 26
2	Legislative Security Officer I.....	Grade 20
3	Legislative Security Officer II.....	Grade 23
4	Conservation/Restoration Specialist I.....	Grade 28
5	Conservation/Restoration Specialist II.....	Grade 31
6	Sr. Legislative Lobbyist Clerk.....	Grade 24
7	Legislative Lobbyist Clerk.....	Grade 21
8	Sr. Copy Center Operator.....	Grade 21
9	Copy Center Operator.....	Grade 18
10	<u>BE IT FURTHER RESOLVED, That should the house or the</u>	
11	<u>senate, or the house and senate jointly, hire a human</u>	
12	<u>resources director, the employee shall be placed on pay</u>	
13	<u>grade 31.14 BE IT FURTHER RESOLVED, That there shall be four</u>	
15	classes of appointments as employees of the general	
16	assembly:	
17	A "permanent full-time" or "permanent part-time"	
18	employee is one who is employed the year around and	
19	eligible to receive state benefits.	
20	An "exempt full-time" employee is one who is	
21	employed for only a portion of the year, usually the	
22	period of the legislative sessions with extensions	
23	post-session and pre-session as scheduled. This class	
24	is eligible to receive state benefits with the cost of	
25	benefits to the state to be paid, using accrued leave	
26	if authorized, by the employee when not on the payroll.	
27	A "session-only" employee is one who is employed for	
28	only a portion of the year, usually the legislative	
29	session. This class is not eligible for state	
30	benefits, except IPERS, and insurance as provided in	

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1	section 2.40.	
2	A "part-time" employee is one who is employed to	
3	work less than 40 hours per week. This class is not	
4	eligible for state benefits, except IPERS if eligible.	
5	<u>BE IT FURTHER RESOLVED, That the exact</u>	
6	<u>classification for individuals in a job series</u>	
7	<u>created by this resolution shall be set or changed for</u>	
8	<u>senate employees by the senate rules and administration</u>	
9	<u>committee and for the house employees by the house</u>	
10	<u>administration and rules committee. The committees</u>	
11	<u>shall base the classification upon the following</u>	
12	<u>factors:</u>	
13	1. The extent of formal education required of the	
14	position; and,	
15	2. The extent of the responsibilities to be	
16	assigned to the position; and,	
17	3. The amount of supervision placed over the	
18	position; and,	

19 4. The number of persons the position is assigned
20 to supervise and skills and responsibilities of those
21 positions supervised.
22 The committees shall report the exact
23 classifications assigned to each individual on the
24 next legislative day, or, if such action is during
25 the interim, on the first day the senate or house
26 shall convene. Any action by the senate or house to
27 disapprove a report or a portion of a report shall be
28 effective the day after the action.
29 Recommendations for a pay grade for a new position
30 shall be developed in accordance with the factor scores

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1 in the comparable worth report. Every four years the
2 senate rules and administration committee, the house
3 administration and rules committee, and the legislative
4 council may review all positions in the legislative
5 branch to assure conformity to comparable worth.
6 BE IT FURTHER RESOLVED, That a senator or
7 representative may employ a secretary who in the
8 judgment of the senator or representative employing
9 such person, possesses the necessary skills to perform
10 the duties such senator or representative shall
11 designate, under the administrative direction, as
12 appropriate, of the secretary of the senate or the
13 chief clerk of the house.
14 Each standing committee chairperson, ethics
15 committee chairperson, and each appropriations
16 subcommittee chairperson shall designate a secretary
17 who is competent to perform the following duties:
18 prepare committee minutes, committee reports, type
19 committee correspondence, maintain committee records,
20 and otherwise assist the committee. Such duties
21 shall be performed in accordance with standards which
22 shall be provided by the secretary of the senate and
23 chief clerk of the house. In making the designation,
24 chairpersons shall consider persons for possible
25 designation as the secretary to the committee in the
26 following order:
27 First: The secretary to the chairperson.
28 Second: The secretary to the committee's
29 vice-chairperson.
30 Third: The secretary to any other member of the

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1 committee.
2 Fourth: The secretary to any other member in the
3 same house as the committee.
4 BE IT FURTHER RESOLVED, That a Legal Counsel II

5 shall be a person who has graduated from an accredited
6 school of law and is admitted to practice in Iowa as
7 an Attorney and Counselor at Law and possesses either
8 a Masters of Law degree or has at least two years of
9 legal experience after admission to practice.

10 A Legal Counsel I shall be a person who has
11 graduated from an accredited school of law and is
12 admitted to practice in Iowa as an Attorney and
13 Counselor at Law.

14 BE IT FURTHER RESOLVED, That employees of the
15 general assembly may be eligible for either of the
16 following:

17 1. Increases in salary grade or step based on
18 evaluation of their job performance and recommendations
19 of their administrative officers, subject to approval
20 of the senate committee on rules and administration
21 or the house committee on administration and rules, as
22 appropriate ~~or~~.

23 2. Mobility within a pay grade at the discretion
24 of the chief clerk of the house upon recommendation
25 by the employee's division supervisor on the part
26 of the house, and the discretion of the employee's
27 division supervisor on the part of the senate,
28 subject to the approval of the house committee on
29 administration and rules or the senate committee on
30 rules and administration, as appropriate —, either

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1 in accord with a flexible pay plan approved by the
2 senate rules and administration committee or the house
3 administration and rules committee, or in accord with
4 the following schedule:

5 (a) Progression from step "1" to "2" for a newly
6 hired employee — six months of actual employment.

7 (b) Progression from step "1" to "2" following
8 promotion within a job series — twelve months of
9 actual employment in that position.

10 (c) Progression from step "2" to "3", and step "3"
11 to "4", and step "4" to "5", and step "5" to "6", and
12 step "6" to "7", and step "7" to "8" — twelve months
13 of actual employment at the lower step.

14 BE IT FURTHER RESOLVED, That in addition to the
15 steps provided in the preceding paragraph, that
16 secretaries to senators and representatives who were
17 employees of the senate or house of representatives
18 during any general assembly prior to January 9, 1989,
19 and who have received certification for passing a
20 typing and shorthand performance examination shall be
21 eligible for two additional steps.

22 BE IT FURTHER RESOLVED, That in addition to the
23 steps provided in the preceding paragraph, that

24 secretaries to senators and representatives shall
25 be eligible for a maximum of three additional grades
26 beyond grade 15, in any combination, as provided in
27 this paragraph:

28 1. One additional grade for a secretary to a
29 standing committee chair, ethics committee chair,
30 or appropriations subcommittee chair who is not the

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1 designated committee secretary.
2 2. One additional grade for a secretary to a vice-
3 chairperson or ranking member of a standing committee,
4 ethics committee, or appropriations subcommittee.
5 3. One additional grade for a secretary to the
6 chairperson of the chaplain's committee.
7 4. Two additional grades for a secretary to an
8 assistant floor leader or speaker pro tempore or
9 president pro tempore.

10 5. One additional grade for a designated committee
11 secretary who is also the designated committee
12 secretary for an additional standing committee, ethics
13 committee, or appropriations subcommittee.

14 6. Six additional steps for a secretary who is the
15 sole secretary for two or more members.

16 BE IT FURTHER RESOLVED, That in the event the
17 secretary to the chairperson of the chaplain's
18 committee is the secretary to the president, president
19 pro tempore, speaker, speaker pro tempore, or the
20 majority or minority leader, such secretary shall
21 receive one additional step.

22 BE IT FURTHER RESOLVED, That the entrance salary for
23 employees of the general assembly shall be at step 1 in
24 the grade of the position held. Such employee may be
25 hired above the entrance step if possessing outstanding
26 and unusual experience for the position. Such employee
27 who is hired above the entrance step shall be mobile
28 above that step in the same period of time as other
29 employees in that same step. An officer or employee
30 who is moved to another position may be considered for

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1 partial or full credit for their experience in the
2 former position in determining the step in the new
3 grade.

4 The entry level for the position of research
5 analyst shall be Legislative Research Analyst, unless
6 extraordinary conditions justify increasing that entry
7 level.

8 BE IT FURTHER RESOLVED, That a pay increase for
9 employees of one step within the pay grade for the

10 position may be made for exceptionally meritorious
11 service in addition to step increases provided
12 for in this resolution, at the discretion of the
13 chief clerk upon recommendation by the employee's
14 division supervisor on the part of the house, and upon
15 recommendation by the employee's division supervisor on
16 the part of the senate, and the approval of the senate
17 committee on rules and administration or the house
18 committee on administration and rules. Exceptionally
19 meritorious service pay increases shall be governed by
20 the following:

- 21 a. The employee must have served in the position
22 for at least twelve months;
- 23 b. Written justification, setting forth in detail
24 the nature of the exceptionally meritorious service
25 rendered, must be submitted to the senate rules and
26 administration committee or house administration and
27 rules committee and approved in advance of granting the
28 pay increase;
- 29 c. No more than one exceptionally meritorious
30 service pay increase may be granted in any twelve-month

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- 1 period.
- 2 d. Such meritorious service pay increase shall
3 not be granted beyond the eight-step maximum for that
4 position.
- 5 BE IT FURTHER RESOLVED, That the senate rules and
6 administration committee and the house administration
7 and rules committee shall both hire officers and
8 employees for their respective bodies and fill any
9 vacancies which may occur, to be effective at such time
10 as they shall set. The committee shall report the
11 names of those it has hired for the positions specified
12 in this resolution or the filling of any vacancies on
13 the next legislative day or, if such action is during
14 the interim, on the first day the senate or house shall
15 convene. Any action by the senate or house to amend or
16 disapprove a report or a portion of a report shall be
17 effective the day after the action.
- 18 The chief clerk of the house shall submit to the
19 house committee on administration and rules and
20 the secretary of the senate shall submit to the
21 senate committee on rules and administration the
22 list of names, or amendments thereto, of employee
23 classifications and recommended pay step for each
24 officer and employee. Such list shall include
25 recommendations for the pay step for all employees.
26 Each respective committee shall approve or amend the
27 list of recommended classifications and pay steps and
28 publish said list in the journal.

29 BE IT FURTHER RESOLVED, That permanent employees of
 30 the general assembly shall receive vacation allowances,

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1 sick leave, health and accident insurance, life
 2 insurance, and disability income insurance as are
 3 comparably provided for full-time permanent state
 4 employees. The computations shall be maintained by the
 5 finance officers in each house and coordinated with the
 6 department of administrative services.
 7 BE IT FURTHER RESOLVED, That should any employee
 8 have a grievance, the grievance shall be resolved as
 9 provided by procedures determined by the senate rules
 10 and administration committee for senate employees or
 11 the house administration and rules committee for house
 12 employees.
 13 BE IT FURTHER RESOLVED, That the legislative
 14 council take action to provide the same compensation
 15 and benefits to all legislative central staff agency
 16 employees for the ~~eighty-seventh~~ eighty-ninth general
 17 assembly as is provided by this resolution. The
 18 director of each legislative central staff agency
 19 shall report to the chief clerk of the house and the
 20 secretary of the senate the list of approved positions
 21 for their agencies and the names, grades, and steps of
 22 each employee. Such lists shall be published in the
 23 journals of the house and the senate within two weeks
 24 after the adoption of this resolution by both houses.
 25 BE IT FURTHER RESOLVED, That the compensation of
 26 chaplains officiating at the opening of the daily
 27 sessions of the house of representatives and the senate
 28 of the ~~eighty-seventh~~ eighty-ninth general assembly
 29 be fixed at ten dollars for each house of the general
 30 assembly, and that mileage to and from the State

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1 Capitol for chaplains be fixed at the rate established
 2 for members of the general assembly.

S.C.R. 6 filed March 23, 2021; House adopted April 7, 2021.

SENATE CONCURRENT RESOLUTION 8
 BY RULES AND ADMINISTRATION

1 A Concurrent Resolution to provide for adjournment
 2 sine die.
 3 BE IT RESOLVED BY THE SENATE, THE HOUSE OF
 4 REPRESENTATIVES CONCURRING, That the extraordinary
 5 session had on Tuesday, October 5, 2021, is adjourned.

S.C.R. 8 filed October 5, 2021; House adopted October 5, 2021.

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Amendments filed—1078
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- Appointments/revisions—21
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- Recommendations—203, 397, 569, 601
- Study bill committee assignments—87, 222, 288, 369, 438, 565
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- Introduction of bills—180, 187, 243, 261, 306, 308, 309, 310, 376, 401, 448, 495, 507, 537, 554, 605, 606, 616, 617
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- Appointments/revisions—24
- Introduction of bills—233, 296, 297, 298, 303, 376, 377, 391, 502, 503, 572, 616
- Recommendations—227, 291, 335, 387, 491, 558, 603, 879
- Study bill committee assignments—121, 122, 124, 172, 174, 253, 330, 331, 393, 487, 555, 591
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Recommendations—203, 287, 292, 398, 470, 535, 551, 558, 680, 738, 754, 757, 832, 879, 917, 938, 963, 1001, 1032, 1035, 1077

Study bill committee assignments—67, 85, 123, 174, 221, 282, 319, 331, 369, 870, 980, 1019, 1043

Study bill subcommittee assignments—70, 88, 126, 177, 223, 283, 321, 332, 371, 871, 981, 1019, 1043

Subcommittee assignments—87, 118, 125, 196, 223, 255, 320, 332, 383, 384, 439, 488, 532, 556, 598, 699, 700, 730, 756, 777, 877, 916, 962

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DEYOE, DAVE—Representative

Amendments filed—552, 717, 731, 739, 952

Amendments offered—727

Committee appointments/revisions—22, 23, 28

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Leave of absence—894, 910

Point of order—722

Resolutions filed—1201

Study bill subcommittee assignments—88, 177, 196, 202, 265, 290, 384, 439, 468, 562

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DOLECHECK, CECIL—Representative, Assistant Majority Leader

Amendments filed—373, 387, 552, 833

Amendments offered—378, 379, 380, 665, 852

Committee appointments/revisions—21, 22, 23, 25, 28

Committee to notify/escort—75

Introduction of bills—137, 295

Leave of absence—437, 715, 950

Point of order—93, 380

Resolutions filed—13, 14, 199, 258, 259, 558, 1035, 1201

Study bill subcommittee assignments—89, 126, 176, 202, 299, 384, 599

Subcommittee assignments—70, 175, 255, 265, 370, 438, 855, 872

DONAHUE, MOLLY—Representative

Amendments filed—203, 204, 205, 227, 471, 779, 833, 855, 1078

Amendments offered—245, 803, 807, 820, 823, 1060

Committee appointments/revisions—22, 23, 24, 25, 28

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Study bill subcommittee assignments—107, 108, 176, 255, 550, 1223, 1238

Subcommittee assignments—118, 175, 255, 289, 370, 532, 548, 700, 855

DUNWELL, JON—Representative (Second Extraordinary Session)**EHLERT, TRACY**—Representative

- Amendments filed—292, 471, 779, 1078
- Amendments offered—342, 344, 819, 1061
- Committee appointments/revisions—22, 23, 25, 29
- Introduction of bills—132, 133, 134, 135, 181, 184, 186, 187, 191, 206, 209, 210, 261, 263, 275, 276, 278, 324, 338, 374, 389, 445, 446, 447, 484, 485, 486, 504, 505, 506, 538, 553
- Leave of absence—980, 1095, 1138, 1172, 1195
- Resolutions filed—551
- Study bill subcommittee assignments—70, 71, 176, 202, 299
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FISHER, DEAN—Representative

- Amendments filed—701, 731, 938
- Committee appointments/revisions—22, 24, 29
- Introduction of bills—92, 109, 110, 131, 192, 193, 232, 234, 242, 243, 278, 305, 306, 325, 447
- Resolutions filed—199, 258, 259, 558, 1035, 1201
- Study bill subcommittee assignments—71, 119, 202, 290
- Subcommittee assignments—265, 532

FORBES, JOHN—Representative

- Amendments filed—855, 1097, 1140
- Amendments offered—1104, 1107, 1108, 1113
- Committee appointments/revisions—22, 23, 24, 25, 29
- Introduction of bills—447, 484, 485, 486, 504, 506, 538, 682
- Leave of absence—171, 737
- Study bill subcommittee assignments—107, 119, 126, 332, 468
- Subcommittee assignments—125, 196, 265, 532, 555, 699, 829

FRY, JOEL—Representative

- Amendments filed—441, 921, 1078, 1104, 1140
- Amendments offered—463, 934, 1103
- Committee appointments/revisions—22, 23, 24, 25, 29
- Introduction of bills—111, 130, 134, 182, 186, 231, 234, 390, 560
- Leave of absence—274, 527, 545, 866, 1076, 1195
- Point of order—1106, 1111, 1113, 1114
- Resolutions filed—1201
- Study bill subcommittee assignments—70, 71, 176, 197, 202, 371
- Subcommittee assignments—118, 175, 196, 202, 265, 331, 439, 562, 699, 730, 738

GAINES, RUTH ANN—Representative

- Committee appointments/revisions—22, 23, 24, 29, 545
- Introduction of bills—338, 374, 983, 984
- Leave of absence—171, 274, 318, 368, 382, 437, 466, 482, 527, 545, 589, 642, 679, 697, 715, 729, 737, 753, 776, 828, 854, 866, 894, 910, 936, 950, 961, 980, 983, 994, 1018, 1029, 1076, 1095, 1138, 1172
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GERHOLD, THOMAS D.—Representative

Amendments filed—731, 938, 951
Committee appointments/revisions—21, 24, 25, 29
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Resolutions filed—558, 1035, 1201
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GJERDE, ERIC—Representative, Assistant Minority Leader

Amendments filed—227, 323, 472, 755, 855, 1097, 1141
Amendments offered—726, 751, 1136
Committee appointments/revisions—21, 24, 25, 29
Committee to notify/escort—57
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Presided—764
Resolutions filed—1019
Study bill subcommittee assignments—70, 89, 126, 177, 223, 371, 549, 550, 871, 981, 1223, 1238
Subcommittee assignments—175, 255, 289, 332, 384, 438, 532, 548, 556, 562, 699, 700

GOBBLE, GARRETT—Representative

Amendments filed—535, 552, 647, 763, 779, 895, 951, 1032
Amendments offered—630, 669, 818, 933, 1028
Committee appointments/revisions—22, 23, 24, 25, 29
Committee to notify/escort—9
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Presided—109, 180, 1036
Resolutions filed—558, 1201
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GRABER, MARTIN L.—Representative

Amendments filed—757
Amendments offered—781
Committee appointments/revisions—22, 24, 25, 30
Committee to notify/escort—95
Resolutions filed—258, 259, 558, 1035, 1201
Study bill subcommittee assignments—88, 89, 126, 177, 197, 394, 532, 533
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GUSTAFSON, STAN—Representative

Amendments filed—498, 895
Amendments offered—886
Committee appointments/revisions—22, 23, 25, 30, 67
Committee to notify/escort—93
Introduction of bills—447
Resolutions filed—551, 1035, 1201
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HALL, CHRIS—Representative

Amendments filed—204, 205, 227, 387, 492, 719, 731, 997, 1141
Amendments offered—720, 721, 986, 987, 1129
Committee appointments/revisions—22, 23, 24, 30
Committee to notify/escort—95
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Study bill subcommittee assignments—177, 223, 282, 371, 488, 533, 1043
Subcommittee assignments—255, 290, 371, 532, 699, 1101, 1139

HANSEN, STEVEN—Representative

Amendments filed—204, 205, 227, 1140
Amendments offered—1110
Committee appointments/revisions—21, 22, 23, 24, 25, 30
Introduction of bills—210, 242, 276, 278, 295, 305, 327, 337, 338, 374, 388, 390, 442, 446, 447, 482, 484, 485, 486, 504, 505, 506, 507, 538, 682
Point of order—1168
Resolutions filed—551
Study bill subcommittee assignments—265, 549, 556
Subcommittee assignments—223, 332, 384, 556, 754, 829, 1003

HEIN, LEE—Representative

Amendments filed—981, 1079
Amendments offered—1126
Committee appointments/revisions—21, 25, 30
Committee to notify/escort—57
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Resolutions filed—1035, 1201
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HITE, DUSTIN D.—Representative

Amendments filed—472, 492, 731, 681, 833, 855, 917, 952, 1003, 1020, 1176, 1202
Amendments offered—476, 684, 836, 849, 852, 955, 1017, 1083, 1152, 1185
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HOLT, STEVEN—Representative

Amendments filed—731, 739, 755, 951, 1176
 Amendments offered—734, 751, 752, 1165
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HUNTER, BRUCE—Representative

Amendments filed—204, 205, 227, 535, 646, 647, 701, 717, 719, 730, 731, 755, 855, 856, 895, 923, 997, 1078, 1079, 1097, 1125, 1238
 Amendments offered—543, 725, 727, 989, 990, 991, 1055, 1125, 1231
 Committee appointments/revisions—23, 24, 25, 30
 Introduction of bills—50, 52, 54, 55, 91, 92, 104, 130, 131, 132, 133, 134, 135, 181, 183, 184, 186, 187, 209, 210, 211, 275, 277, 295, 296, 324, 338, 374, 389, 442, 445, 446, 447, 484, 485, 486, 504, 505, 538, 682, 999
 Point of order—808, 989
 Resolutions filed—558
 Study bill subcommittee assignments—89, 107, 108, 188, 202, 371, 468, 549, 1223, 1238
 Subcommittee assignments—125, 175, 289, 371, 384, 549, 700, 855

INGELS, CHAD—Representative

Amendments filed—763, 832, 1176
 Amendments offered—799, 808
 Committee appointments/revisions—21, 22, 25, 31, 1021, 1041
 Committee to notify/escort—75
 Explanation of vote—1175
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 Leave of absence—437, 559, 1138
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Amendments offered—1154, 1161
Committee appointments/revisions—22, 23, 24, 25, 31
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JACOBSEN, JON—Representative
Amendments filed—603, 604, 701, 717, 731, 832, 855, 917, 938, 951
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Committee appointments/revisions—22, 23, 24, 31, 1221, 1229
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JACOBY, DAVE—Representative
Amendments filed—493, 833, 1078, 1176
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Leave of absence—274, 318, 382, 715, 1138, 1172, 1195
Point of order—479, 1011
Resolutions filed—199, 551
Study bill subcommittee assignments—88, 283, 371, 395, 533, 981, 1019, 1043
Subcommittee assignments—255, 383, 488, 532, 699, 730, 756

JAMES, LINDSAY—Representative, Assistant Minority Leader
Amendments filed—227, 302, 855
Amendments offered—340
Committee appointments/revisions—2, 21, 22, 23, 25, 31
Explanation of vote—1206
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Leave of absence—171, 1172, 1195
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Study bill subcommittee assignments—223, 290, 394, 395, 599
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JENEARY, TOM—Representative

- Amendments filed—596, 681, 731, 938, 951, 1003
- Amendments offered—689, 1005
- Committee appointments/revisions—23, 24, 25, 31
- Introduction of bills—190, 211, 295, 305, 390, 447, 572
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MASCHER, MARY—Representative

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Amendments offered—465, 904, 931

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MEYER, BRIAN—Representative, Assistant Minority Leader

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Amendments offered—409, 417, 707

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Resolutions filed—1035, 1201

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Presided—682

Resolutions filed—199, 258, 259, 551, 1035, 1201

Special presentation—Tedd Gassman—901

Study bill subcommittee assignments—89, 107, 176, 197, 202, 384, 533, 1238

Subcommittee assignments—118, 175, 282, 370, 383, 738

SUNDE, KRISTIN—Representative

Amendments filed—204, 205, 227, 917

Amendments offered—219

Committee appointments/revisions—23, 24, 25, 36

Introduction of bills—275, 327, 338, 447, 484, 485, 486, 504, 506, 538, 682

Leave of absence—776

Sponsor added—105

Study bill subcommittee assignments—125, 127, 197, 283

Subcommittee assignments—118, 119, 124, 175, 202, 222, 282, 320, 394, 562, 830, 855

THEDE, PHYLLIS—Representative

Amendments filed—647, 938, 1078, 1141

Amendments offered—722, 1135

Committee appointments/revisions—21, 22, 24, 25, 36

Introduction of bills—295, 305, 324, 338, 374, 442, 447, 484, 485, 486, 504, 506, 538, 682, 983

Leave of absence—171, 318, 545, 1076, 1237

Resolutions filed—832

Study bill subcommittee assignments—599

Subcommittee assignments—777

THOMPSON, PHIL—Representative

Amendments filed—228, 647, 701, 757, 1078

Amendments offered—246, 654, 771, 1056

Committee appointments/revisions—22, 23, 25, 37

Committee to notify/escort—95

Introduction of bills—136, 210, 400, 447, 500, 743, 985
 Point of order—247, 1057
 Resolutions filed—1201
 Study bill subcommittee assignments—89, 107, 113, 290, 533
 Subcommittee assignments—124, 175, 331, 332, 370, 548, 561, 562, 699, 1139

THORUP, JON—Representative, Assistant Majority Leader

Amendments filed—731, 1020
 Amendments offered—774
 Committee appointments/revisions—21, 24, 37
 Introduction of bills—53, 92, 191, 210, 306, 336, 537
 Leave of absence—679, 1029, 1172
 Resolutions filed—551, 558, 1201
 Study bill subcommittee assignments—70, 119, 176, 177, 197, 255, 332, 599
 Subcommittee assignments—118, 125, 265, 320, 384, 532, 566, 690, 855

WESSEL-KROESCHELL, BETH—Representative

Amendments filed—204, 205, 227, 739, 855, 1078
 Amendments offered—748
 Committee appointments/revisions—23, 24, 25, 37, 895
 Introduction of bills—131, 132, 133, 134, 135, 137, 181, 184, 186, 209, 211, 275, 324, 338, 374, 401, 484, 485, 486, 504, 506, 538
 Leave of absence—1076, 1095, 1138
 Study bill subcommittee assignments—71, 72, 87, 88, 177, 333, 488, 550, 556
 Subcommittee assignments—118, 394, 497, 566, 777, 1003

WESTRICH, CHERIELYNN—Representative

Amendments filed—373, 535, 951
 Amendments offered—420, 676
 Committee appointments/revisions—22, 23, 24, 25, 37
 Committee to notify/escort—73
 Explanation of vote—698
 Introduction of bills—324, 389
 Presided—493
 Resolutions filed—199, 258, 259, 558, 1035, 1201
 Study bill subcommittee assignments—71, 72, 88, 108, 120, 126, 177, 197, 202, 321, 395, 438, 532, 550, 556, 567
 Subcommittee assignments—107, 119, 175, 196, 223, 320, 383, 439, 497, 556, 566, 738, 777, 1003

WHEELER, SKYLER—Representative

Amendments filed—471, 491, 535, 832, 951
 Amendments offered—797, 804
 Committee appointments/revisions—22, 23, 24, 25, 37
 Introduction of bills—50, 56, 92, 110, 192, 206, 210, 231, 232, 233, 277, 295, 306, 336, 337, 338, 446, 447, 500
 Leave of absence—171, 1138
 Resolutions filed—1035, 1201
 Special presentation—Orange City Tulip Queen—953
 Study bill subcommittee assignments—71, 72, 87, 88, 114, 290, 299, 333, 468, 532, 533, 557, 567
 Subcommittee assignments—107, 255, 282, 289, 331, 332, 370, 383, 438, 439, 493, 592, 699, 738, 763, 777, 871, 1003

WILBURN, ROSS—Representative

Amendments filed—646, 923, 1078, 1140

Amendments offered—723, 1105

Committee appointments/revisions—22, 23, 24, 25, 37

Explanation of vote—1139

Introduction of bills—132, 133, 134, 135, 181, 184, 186, 187, 191, 206, 295, 296, 305, 324, 338, 374, 442, 446, 484, 485, 486, 504, 505, 506, 538, 682

Study bill subcommittee assignments—72, 87, 88, 107, 108, 114, 119, 120, 196, 439, 1223, 1238

Subcommittee assignments—118, 176, 331, 332, 371, 383, 532, 548, 549, 1003

WILLIAMS, DAVE—Representative

Amendments filed—204, 227, 855, 1078

Amendments offered—1065

Committee appointments/revisions—21, 22, 23, 25, 37

Introduction of bills—210, 295, 305, 374, 447, 484, 485, 504, 538, 682

Leave of absence—274, 729, 776, 828, 854

Study bill subcommittee assignments—72, 107, 197

Subcommittee assignments—290, 331, 556, 699

WILLS, JOHN H.—Representative, Speaker Pro Tempore

Administered oath—2

Amendments filed—472, 779

Amendments offered—790

Committee appointments/revisions—21, 22, 25, 37, 911, 1002, 1221, 1229

Elected Temporary Speaker—2

Introduction of bills—90, 104, 111, 112, 180, 192, 262, 303, 375, 400, 500, 571

Point of order—479, 1092

Presided—1, 73, 90, 116, 121, 129, 190, 229, 303, 310, 318, 374, 392, 399, 443, 473, 495, 499, 504, 545, 553, 559, 565, 597, 615, 619, 648, 684, 702, 707, 720, 732, 733, 735, 740, 753, 756, 758, 771, 780, 793, 834, 857, 868, 872, 876, 885, 893, 896, 920, 924, 939, 941, 953, 961, 972, 998, 1002, 1004, 1021, 1044, 1057, 1080, 1103, 1122, 1129, 1142, 1149, 1162, 1164, 1177

Remarks—12

Resolutions filed—127, 199, 258, 259, 1035, 1201

Special presentation—House Pages—982

Study bill subcommittee assignments—89, 113, 395, 533, 599, 1040

Subcommittee assignments—107, 118, 290, 371, 383, 699, 830, 1003

WINCKLER, CINDY—Representative

Amendments filed—204, 471, 491, 763, 779, 832, 833, 1078, 1079, 1202

Amendments offered—212, 250, 475, 797, 798, 801, 806, 809, 810, 821, 825, 847, 850, 1059, 1069

Committee appointments/revisions—22, 24, 25, 38

Explanation of vote—546, 698, 951, 962, 1076, 1207

Introduction of bills—134, 135, 183, 184, 275, 295, 305, 324, 327, 337, 338, 339, 374, 388, 399, 442, 445, 446, 447, 482, 484, 485, 486, 504, 505, 506, 507, 538, 999

Leave of absence—527, 642, 679, 894, 910, 936, 1018, 1029, 1095, 1195

Point of order—1070

Study bill subcommittee assignments—176, 197, 202, 320, 371, 468, 533

Subcommittee assignments—87, 331, 332, 370, 439, 555

WINDSCHITL, MATT W.—Representative, Majority Leader

Committee appointments/revisions—21, 38
Introduction of bills—1002
Point of order—219, 240, 273, 478, 752, 769, 989, 991, 993, 1124, 1191
Remarks—16, 1197
Resolutions filed—1201
Study bill subcommittee assignments—599

WOLFE, MARY LYNN—Representative

Amendments filed—204, 227, 535, 757, 779, 917, 1097, 1141, 1202
Amendments offered—217, 541, 786, 835, 1120, 1121, 1122, 1182
Conference committee appointments/reports—21, 23, 24, 25, 38
Introduction of bills—54, 104, 116, 136, 191, 206, 207, 210, 295, 305, 338, 389, 400,
445, 446, 447, 484, 485, 486, 502, 504, 506, 538
Leave of absence—274, 318, 368, 382
Point of order—734, 1234
Resolutions filed—551
Study bill subcommittee assignments—71, 87, 88, 108, 114, 177, 196, 202, 256, 321,
439, 469, 488, 532, 557, 567, 592, 1223, 1238
Subcommittee assignments—107, 118, 188, 201, 223, 255, 332, 384, 394, 438, 488, 497,
548, 549, 556, 566, 592, 700, 738, 777, 830, 916, 1003

WORTHAN, GARY—Representative

Amendments filed—387, 647, 951, 952, 1140
Amendments offered—651, 1120, 1122, 1124
Committee appointments/revisions—22, 23, 24, 25, 38
Introduction of bills—138
Leave of absence—866
Point of order—1127, 1130, 1131, 1132, 1133, 1135, 1136
Resolutions filed—1035, 1201
Study bill subcommittee assignments—108, 119, 125, 126, 127, 176, 197, 332, 384
Subcommittee assignments—125, 222, 331, 468, 555, 830